

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 390

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND NINE.

AN ACT to amend Sections 35, 37 and 41 of Chapter 8 of the Revised Statutes relating to Taxation of Telephone and Telegraph Companies.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Section 35 of Chapter 8 of the Revised Statutes is hereby amended by striking out, after the word "receipts" in the sixteenth line of said section, the words "from business done wholly within the State for operating such business" and inserting in place thereof the words 'of such corporation, association or person collected within this State on account of its telephone or telegraph business,' so that said section as amended shall read as follows:

'Section 35. Every corporation, association or person operating in whole or in part a telephone or telegraph line for toll or other compensation within the State shall annually, between the first and fifteenth days of April, return to the secretary of State under oath of its treasurer, if a corporation, the amount of the capital stock of the corporation, the number and par value of the shares, and a complete list of its shareholders resident within the State, with their places of residence, and the number of shares belonging to each on said first day of April; if a person or association, the owner or owners or one of them shall annually make a return under oath to the secretary of State, between the first and fifteenth days of April, of the names and residences of the owner or owners and the relative interest each owner has in any such association on the first day of April. The returns shall also contain a statement of the assessed value in each town of the real estate of such corporation, association or person, used solely for the conduct of a telephone or telegraph business, and taxed by any municipality, and the gross receipts of such corporation, association or person collected within this State on account of its telephone or telegraph business during the preceding year ending April first.'

Sect. 2. Section 37 of said chapter is hereby amended, so that said section as amended shall read as follows:

'Section 37. The amount of such annual excise tax shall be ascertained as follows: When the gross receipts of such

5 corporation, association or person collected within this State
6 on account of its telephone or telegraph business during the
7 year for which the tax is assessed on such corporation, asso-
8 ciation or person, exceed one thousand dollars and do not
9 exceed five thousand dollars, the tax shall be one and one-
10 fourth per cent. of such gross receipts; when such gross
11 receipts exceed five thousand dollars and do not exceed ten
12 thousand dollars, the tax shall be one and one-half per cent.
13 of such gross receipts; when such gross receipts exceed ten
14 thousand dollars and do not exceed twenty-five thousand dol-
15 lars, the tax shall be one and three-fourths per cent. of such
16 gross receipts; when such gross receipts exceed twenty-five
17 thousand dollars and do not exceed fifty thousand dollars,
18 the tax shall be two per cent. of such gross receipts, and so
19 on increasing the rate of the tax one-quarter of one per cent.
20 for each additional twenty-five thousand dollars, or fraction-
21 al part thereof, of such gross receipts, provided that the rate
22 shall in no event exceed four per cent. of such gross re-
23 ceipts.'

Sect. 3. Section 41 of said chapter is hereby amended,
2 so that said section as amended shall read as follows:

'Section 41. The excise tax collected under the six preced-
4 ing sections shall be in lieu of all taxes upon any corpora-
5 tion therein designated, upon its shares of capital stock, and
6 its property; provided, however, that the land and buildings
7 thereon owned by such corporation, association or person
8 shall be taxed in the municipality in which the same is sit-

9 uated. The assessment of taxes on such land and build-
10 ings shall be legal, whether assessed as resident or non-resi-
11 dent property.'

STATE OF MAINE.

IN SENATE,

March 11, 1909.

Reported by Mr. WHEELER from Committee on Taxation
and laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary.*