

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

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PUBLIC LAWS
OF THE
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AS PASSED AT THE
SECOND REGULAR SESSION
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January 2, 1980 to April 3, 1980

CHAPTER 586

H. P. 1620 — L. D. 1730

AN ACT Pertaining to the Granting of Preference in the Letting of State Contracts to State of Maine Resident Bidders.

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

Sec. 1. 5 MRSA § 1816, sub-§ 10, ¶ B, sub-¶ (2) as enacted by PL 1977, c. 399, is amended to read:

(2) Has submitted a bid which is no more than ~~2%~~ 5% higher than the bid of the lowest responsible bidder; and

Sec. 2. 5 MRSA § 1816, sub-§ 10, last ¶, as enacted by PL 1977, c. 399, is repealed as follows:

~~This subsection shall cease to be in effect on June 30, 1980~~

Effective July 3, 1980

CHAPTER 587

H. P. 1616 — L. D. 1726

AN ACT Revising the Maine Capital Corporation.

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

Sec. 1. 10 MRSA § 950, first ¶, as enacted by PL 1977, c. 531, § 1, is repealed and the following enacted in its place:

The Legislature finds that one of the limiting factors on the beneficial economic development of the State is the limited availability of investment capital for financing the development and growth of Maine businesses. This lack of investment capital for new and existing businesses may inhibit otherwise viable business expansion and may also force businesses to use financing techniques which impede capital reinvestment, thus shifting the focus from long-term growth to short-term survival.

Sec. 2. 10 MRSA § 950, last sentence, as enacted by PL 1977, c. 531, § 1, is repealed and the following enacted in its place:

This can be accomplished by establishing a corporation to provide investment capital to existing and proposed Maine firms with growth potential; and by establishing limited tax credits for investors in the corporation to encourage the formation and use of private capital for the critical public purposes of maintaining and strengthening the state's economy.

Sec. 3. 10 MRSA § 951, as enacted by PL 1977, c. 531, § 1, is repealed and the following enacted in its place:

§ 951. Formation; name; purposes

There is hereby authorized the formation, under Title 13-A, of a private investment corporation to be named "The Maine Capital Corporation" for the purpose of providing investment capital to new Maine business firms or in existing Maine business firms for purposes of expansion.

Sec. 4. 10 MRSA § 952, sub-§ 1, as enacted by PL 1977, c. 531, § 1, is repealed and the following enacted in its place:

1. Investments and related business dealings. Its financings and related business dealings shall be restricted to Maine business firms which, for the purposes of this chapter, shall be defined as Maine business entities, including, without limitation, corporations and limited partnerships, whether or not the same are subsidiaries of foreign corporations, which are doing business primarily in Maine or do substantially all of their production in Maine. Any funds so invested in Maine business firms by purchase of stock or otherwise shall be used by the firms solely for the purpose of enhancing their productive capacities or ability to do business within the State, or to facilitate their ability to generate value added within the State to goods or services for export to out-of-state markets. The Maine Capital Corporation's financings may include, in any combination and without limitation, equity investments, loans, guarantees and commitments for such financings;

Sec. 5. 36 MRSA § 5206, sub-§ 1, as enacted by PL 1977, c. 686, § 14, is amended to read:

1. Rate. 4.95% of taxable income not in excess of \$25,000, plus 6.93% of the taxable income in excess of \$25,000 attributable on or after January 1, 1978, provided that taxable income, for purposes of this subsection, shall be reduced by the amount of the corporation's or association's federal new jobs credit for tax years beginning on or after January 1, 1978; **shall be reduced by the amount of the corporation's or association's credit for investment in the Maine Capital Corporation for tax years beginning on or after January 1, 1979;** and is reduced by the amount of the tax payable by the corporation or association for the taxable year under chapter 817.