

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TAXATION**

AUGUST 1999

MEMBERS:

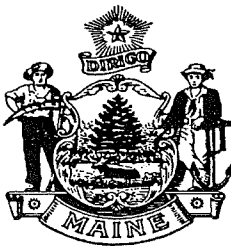
*Sen. Richard P. Ruhlin, Chair
Sen. Beverly C. Daggett
Sen. S. Peter Mills*

*Rep. Kenneth T. Gagnon, Chair
Rep. Bonnie Green
Rep. Thomas M. Davidson
Rep. Patrick Colwell
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Rep. John T. Buck
Rep. Peter E. Cianchette*

Staff:

Julie S. Jones, Legislative Analyst

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MEMORANDUM

To: Members, Joint Standing Committee on Taxation

From: Julie S. Jones, Legislative Analyst

Date: August, 1999

Re: Bill Summaries, 119th Legislature, 1st Regular Session

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the Joint Standing Committee on Taxation during the 1st Regular Session of the 119th Legislature. The summary describes each bill or order and relevant amendments as well as the final action. Also included is a statistical summary of bill activity by the committee. Please note the effective date for all non-emergency legislation enacted in the 1st Regular Session (unless a later date is specified in a particular law) is September 18, 1999. Joint orders are effective when passed.

The document is organized for convenient reference to information on bills handled by the committee this session. It is organized by bill (LD) number and two indices are located at the back of the document that group bills by subject and by LD number. Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER	Bill carried over to Second Regular Session
CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed
ONTP.....	Ought Not To Pass report accepted
OTP ND.....	Committee report Ought To Pass In New Draft
OTP ND/NT.....	Committee report Ought To Pass In New Draft/New Title
P&S XXX.....	Chapter # of enacted Private & Special Law
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto
READ AND PASSED.....	Joint Order passed by the House and Senate
PASSED AS AMENDED.....	Joint Order passed as amended by the House and Senate

A complete summary of bills for all committees will be available in the very near future. Copies will be on file in the Law and Legislative Reference Library and Senate and House offices. You will also soon be able to access these bill summaries from our website.

I hope you find this information useful. If you have any questions or suggestions, please do not hesitate to contact this office.

Best wishes for an enjoyable summer.

LD 1045 **An Act to Increase the State Income Tax Brackets to Match the Federal Income Tax Brackets** **ONTP**

<u>Sponsor(s)</u> POVICH	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1045 proposed to change the state individual income tax brackets to the 1999 federal income tax brackets and retain the current state rate structure. See also LD 2143.

LD 1061 **An Act to Improve Access to Prescription Drugs for the Elderly** **ONTP**

<u>Sponsor(s)</u> BENOIT	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1061 proposed to extend income eligibility for the elderly low-cost drug program by allowing persons whose income exceeds the limits by up to 30% and 40% to pay copayments of 30% and 40%, respectively.

Bills relating to the elderly low cost drug program were heard jointly with the Joint Standing Committee on Health and Human Services. Please see bills indexed for that Committee.

See also the “Part 2” budget bill, PL 1999, chapter 401, Part KKK.

LD 1062 **An Act to Reduce the Excise Tax on the Resale of Program Cars in the Same Year** **ONTP**

<u>Sponsor(s)</u> MACKINNON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1062 proposed to determine the excise tax for the resale of a program car within the car’s first registration year based on the resale price.

LD 1063 **An Act to Create Quality Child Care Investment Incentives** **INDEF PP**

<u>Sponsor(s)</u> LONGLEY ROWE	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u>
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LD 1063 proposed to increase the employer and parent child care income tax credit amounts if the child care expenditures are made for services that are quality child care as defined by rules to be adopted by the Department of Human Services. The bill also proposed to establish a new income tax credit for investments in the creation of quality day care services.

Committee Amendment "A" (S-237) proposed to add a statutory definition of "quality child care," provide that the income tax credit for employer-assisted day care is doubled if the day care provided qualifies as "quality child care," clarify the quality child care investment credit and add an appropriation section and a fiscal note to the bill.

House Amendment "A" to Committee Amendment "A" (H-583) proposed to clarify the intent of the committee amendment that the quality child care investment credit apply to individual taxpayers who have spent at least \$10,000 in one year.

This bill, containing the provisions of Committee Amendment "A" and House Amendment "A," was included in LD 617, the "Part 2" budget bill and enacted as PL 1999, chapter 401, Part NNN.

LD 1064 An Act to Stimulate Job Creation and Investment in Maine by Amending CARRIED OVER
the Income Tax Apportionment Formula

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RUHLIN CIANCHETTE		

LD 1064 proposed to change the income tax formula for apportionment of income from a business activity that is taxable both in this State and in another taxing jurisdiction. The bill proposed to eliminate the consideration of the property factor and the payroll factor and base apportionment solely on the proportion of sales by the taxpayer in the State.

This bill was carried over to the Second Regular Session. The Joint Standing Committee on Taxation is directed by Joint Order, S.P. 771, to study the issues raised by this bill and report by December 1, 1999.

LD 1069 An Act to Create Additional Incentives for Landowners to Voluntarily ONTP
Conserve Land in the State's Conservation Land Program

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LONGLEY	ONTP	

LD 1069 proposed to create an income tax credit up to \$30,000 annually equal to 30% of the fair market value of gifts of land or easements for conservation or historic preservation purposes.

LD 1090 An Act to Change the Tax Treatment of Truck Campers PUBLIC 518

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOOLEY BENOIT	OTP-AM	H-120

LD 1090 proposed to provide a sales tax trade-in credit for truck campers and extend the sales tax on casual sales to truck campers.

Committee Amendment "A" (H-120) added a fiscal note to the bill.

Enacted law summary