

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TAXATION**

JULY 2000

Staff:

Julie S. Jones, Legislative Analyst

**Office of Fiscal and Program Review
5 State House Station
Augusta, ME 04333-0005
(207) 287-1635**

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Sen. S. Peter Mills**

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 OFFICE OF FISCAL AND PROGRAM REVIEW

5 STATE HOUSE STATION
 AUGUSTA, MAINE 04333-0005
 Telephone: (207) 287-1635
 FAX: (207) 287-6469

TO: Members, Joint Standing Committee on Taxation
 FROM: Julie Jones, Legislative Analyst
 DATE: July, 2000
 RE: **BILL SUMMARIES, 119th LEGISLATURE, 2nd 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 2nd 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 2nd Regular Session (unless a later date is specified in a particular law) is August 11, 2000. 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:

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 amendment 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.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUPLESSIE RUHLIN	OTP-AM MAJ ONTP MIN	

LD 2626 proposed to allow a municipality that had received an adjustment in its state valuation pursuant to the procedure provided by statute to request a further adjustment based on a continuing situation that caused a further reduction in the value of the property. The bill was intended to address a situation relating to the state valuation of the City of Westbrook.

LD 2641**An Act to Exempt a Portion of Private and Public Pensions from Income Taxation****DIED ON
ADJOURNMENT**

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

LD 2641 was reported by the Joint Standing Committee on Taxation pursuant to Joint Order (S.P. 1003). The bill proposed an income tax deduction for public and private pension income to the extent that the pension income, together with social security benefits and railroad retirement benefits, does not exceed \$10,000. The bill would have made no change to current law that exempts all social security and railroad retirement benefits from state income tax. The provisions of this bill, with an exemption level of \$6,000, were enacted in the budget bill, Public Law 1999, chapter 731, Part S. See also LDs 2459 and 2542.

LD 2643**An Act to Ensure that Certain Land Transfers Accomplished through Stock Transfers are not Exempt from the Transfer Tax****DIED IN
CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD	ONTP MAJ OTP-AM MIN	

LD 2643 was a New Draft with New Title of LD 1883 reported by the Joint Standing Committee on Taxation pursuant to Joint Rule 310.4. The bill contains the recommendations of the Joint Standing Committee on Taxation regarding its interim study of the application of the real estate transfer tax to transfers of controlling interests in entities with an interest in real property. The tax would be collected and revenues distributed in the same manner as the tax on deeds. This bill was not accepted by the Senate, and LD 1883 was rereferred to Committee. See also LD 1883.