

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by inserting before section 1 the following:

‘**Sec. 1. 7 MRSA §60, sub-§2, ¶A**, as enacted by PL 2007, c. 301, §1, is amended to read:

A. In an amount equal up to 100% of the annual property taxes assessed by that municipality against land and buildings subject to a qualified easement up to the fair market value of the easement; and

Sec. 2. 7 MRSA §60-A, sub-§1, ¶B, as enacted by PL 2007, c. 301, §1, is amended to read:

B. Unless approved by a 2/3 vote of the municipality’s legislative body, the municipality may not enter into farm support arrangements:

(1) Affecting more than 3% of the total annual valuation of taxable land in the municipality; and

(2) In any calendar year, affecting more than 1% of the total annual valuation of taxable land in the municipality.

Amend the bill by striking out all of section 4.

Amend the bill in section 15 in §1763 by striking out the 5th and 6th lines (page 9, lines 1 and 2 in L.D.) and inserting the following: ‘time of the sale or proves through other means that the property purchased was purchased for resale by the purchaser in the ordinary course of business. Notwithstanding section 1752, subsection 11, paragraph B, if the seller satisfies the seller's burden of proof, the sale is not considered a retail sale.’

Amend the bill by striking out all of sections 23 to 28.

Amend the bill by striking out all of section 32 and inserting the following:

‘**Sec. 32. 36 MRSA §6664, sub-§1**, as enacted by PL 2005, c. 12, Pt. BBB, §5, is amended to read:

1. Report to Legislature. By ~~January 15th~~April 1st annually, the State Tax Assessor shall submit to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over taxation matters a report that contains the following information with regard to persons receiving benefits under this chapter:

A. A list of persons receiving reimbursement for property taxes both under this chapter and under a tax increment financing agreement;

B. The total tax increment financing district property value for each person;

- C. The municipality of each tax increment financing district and the property tax rate for that municipality;
- D. The total tax increment financing district property taxes paid, categorized by real property and personal property;
- E. The total of tax increment financing credit enhancement agreement reimbursement for property taxes paid categorized by real property and personal property;
- F. The total reimbursement received by each person under this chapter; and
- G. The extent of overlap between reimbursement for property taxes on personal property under this chapter and under a tax increment financing agreement.’

Amend the bill by striking out all of section 34.

Amend the bill in section 35 by striking out all of the last sentence (page 15, lines 19 to 21 in L.D.)

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment is the minority report of the committee. The amendment removes provisions from the bill regarding authority to use sampling techniques in conducting auditing, provisions relating to the estate tax and an unnecessary application date. The amendment also removes a provision of the bill that repealed a report to the Legislature, but changes the date of the report to permit provision of better data and revises language regarding presumptions relating to sale for resale. The amendment also makes minor changes to the municipal farm support program to facilitate administration.

FISCAL NOTE REQUIRED (See attached)