

Shaded LDs have been voted on by the Committee

3/29/21

**TAXATION COMMITTEE**

jsj 3/29/21

**130<sup>th</sup> LEGISLATURE**

**1st REG SESSION**

LD	LR	PH	WS	SPONSOR	TITLE	SUMMARY (Summaries may not reflect content of most recent committee action)	COMM ACTION	FISCAL IMPACT <sup>1</sup>	
								FY22	FY23
401	446	3/24		Underwood	An Act To Provide a Sales and Use Tax Exemption for Certain Nonprofit Cemeteries	<p>This bill creates a <u>sales and use tax exemption</u> for an <u>incorporated nonprofit cemetery</u> that is exempt from federal income tax under Sec. 501(c)(13) of the United States Internal Revenue Code of 1986.</p> <p>Effective 1/1/22</p> <p><b>IRC Sec. 501(c)(13) Exempt from fed IT</b>  <u>"Cemetery companies</u> owned and operated exclusively for the benefit of their members or which are not operated for profit; <u>and any corporation</u> chartered solely for the purpose of the disposal of bodies by burial or cremation which is not permitted by its charter to engage in any business not necessarily incident to that purpose and no part of the net earnings of which inures to the benefit of any private shareholder or individual."</p>			
435	1319	3/24		Picket	An Act To Provide a Sales and Use Tax Exemption for Certain Educational Collaboratives	<p>This bill provides a <u>sales and use tax exemption</u> for an incorporated nonprofit collaborative whose members are <u>regional school units</u> and that is organized to <u>assist those units with professional development opportunities and services.</u></p> <p><u>MRS suggests</u> that exemption be separated from exemption for government entities.</p>			

<sup>1</sup> . Numbers may represent preliminary estimates and are subject to change. For more detail, please see fiscal note documents in LD file.

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506	442	3/24		Berry	An Act To Reduce the Tax Burden on Low-income Electricity Customers	<p>This bill provides a <u>sales and use tax exemption</u> for all <u>electricity consumed by residential customers participating in either a low-income assistance program or arrearage management program approved by the Maine PUC</u>. This exemption maximizes the value of the benefit from the subsidies provided to participants in these programs.</p> <p>CURRENT LAW: Sales tax exemption for</p> <ol style="list-style-type: none"> <li>1. first 750KWH per month for residential electricity and</li> <li>2. off peak residential electricity for space heating or water heating by electric thermal storage device</li> </ol>			
538	996	3/24		Miramant	An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax	<p>This bill provides a <u>sales and use tax exemption</u> for <u>trailers that are purchased in the State by a nonresident and then driven or transported outside the State immediately upon delivery</u>.</p> <p>The exemption excludes camper trailers, which are included in the definition of "trailer," because a similar exemption already exists for camper trailers, other than those that are being leased for a period of less than one year.</p> <p>36 MRSA §1752.19-A <u>definition of "trailer:</u> <b>19-A. Trailer.</b> "Trailer" means a vehicle without motive power and mounted on wheels that is designed to carry persons or property and to be drawn by a motor vehicle and not operated on tracks. "Trailer" includes a camper trailer as defined in section 1481, subsection 1-A.</p>		<p>Preliminary MRS fiscal estimate</p> <p>Admin. cost: NEGLIGIBLE</p> <p>Revenue loss: Not provided</p> <p><u>Similar bill</u> (LF 1608) was reported out of committee and died on the Appropriations Table at the end of the <u>129th Legislature</u>.</p> <p>Fiscal note on LD 1608 (same substance) in the 129th Legislature: FY 20 (\$117,049) FY 21 (\$175,750)</p>	

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611	526	3/24		Rudnicki	An Act To Exempt Long-term Lodging from the 9 Percent Sales Tax on Lodging	<p>This bill provides that the <u>sales tax exemption</u> for rental of certain living quarters applies to <u>individuals residing continuously in a tent or trailer space for 90 days or more in order to work during the summer season.</u></p> <p><u>Sponsor has proposed amendment</u> to remove requirement that the person renting the tent or trailer space be doing so "in order to work during the summer season."</p> <p>Bill has effective date of 1/1/21.  <u>MRSA questions</u> whether <u>retroactive</u> application is intended and has <u>other technical concerns.</u></p>			