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**TAXATION**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 337, L.D. 498, Bill, “An Act To Restore the Super Credit for Substantially Increased Research and Development”

Amend the bill by striking out all of section 1 and inserting the following:

**Sec. 1. 36 MRSA §5219-L, sub-§1**, as amended by PL 2013, c. 502, Pt. J, §1 and affected by §3, is further amended to read:

**1. Super credit allowed for substantial expansions of research and development.** ~~For tax years beginning before January 1, 2014, a~~ A taxpayer that qualifies for the research expense tax credit allowed under section 5219-K is allowed an additional credit against the tax due under this Part equal to the excess, if any, of qualified research expenses for the taxable year over the super credit base amount. For purposes of this section, "super credit base amount" means the average amount spent on qualified research expenses by the taxpayer in either the 3 taxable years immediately preceding the effective date of this section, increased by 50%, or, if the taxpayer has not claimed a credit under this section for the 3 consecutive taxable years immediately preceding January 1, 2014, the 3 taxable years immediately preceding January 1, 2014, increased by 50%. For purposes of this section, "qualified research expenses" has the same meaning as under the Code, Section 41 but applies only to expenditures for research conducted in this State.'

**SUMMARY**

This amendment amends the definition of "super credit base amount" to provide that the base amount is reset if the taxpayer did not claim the super credit for 3 consecutive taxable years immediately prior to January 1, 2014.

**FISCAL NOTE REQUIRED**

**(See attached)**