

127th MAINE LEGISLATURE

SECOND REGULAR SESSION-2016

Legislative Document

No. 1564

S.P. 616

In Senate, January 19, 2016

An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes

(EMERGENCY)

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Reference to the Committee on Taxation suggested and ordered printed.

HEATHER J.R. PRIEST Secretary of the Senate

Presented by Senator McCORMICK of Kennebec. Cosponsored by Representative GOODE of Bangor and Senators: LIBBY of Androscoggin, President THIBODEAU of Waldo.

1 2	Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
3 4	Whereas, state tax law needs to be updated to conform to federal law before the 90-day period expires to avoid delay in the processing of income tax returns for 2015; and
5 6	Whereas, legislative action is immediately necessary to ensure continued and efficient administration of the state income tax and certain other state taxes; and
7 8 9 10	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,
11	Be it enacted by the People of the State of Maine as follows:
12 13	Sec. 1. 36 MRSA §111, sub-§1-A, as amended by PL 2015, c. 1, §1 and affected by §15, is further amended to read:
14 15	1-A. Code. "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2014 2015.
16 17 18	Sec. 2. Application. This Act applies to tax years beginning on or after January 1, 2015 and to any prior tax years as specifically provided by the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2015.
19 20	Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.
21	SUMMARY
22 23 24 25 26 27	This bill updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986, as amended through December 31, 2015, for tax years beginning on or after January 1, 2015 and for any prior tax years as specifically provided by the United States Internal Revenue Code of 1986, as amended. This bill primarily affects the State's income tax laws.