



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

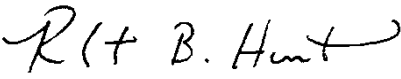
No. 1146

H.P. 784

House of Representatives, March 31, 2015

An Act To Increase Investment in Maine

Reference to the Committee on Taxation suggested and ordered printed.


ROBERT B. HUNT
Clerk

Presented by Representative MALABY of Hancock.
Cosponsored by Senator BRAKEY of Androscoggin and
Representatives: COREY of Windham, HAWKE of Boothbay Harbor, HEAD of Bethel,
O'CONNOR of Berwick, SIROCKI of Scarborough, VACHON of Scarborough.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 36 MRSA §5122, sub-§2, ¶OO** is enacted to read:

3 OO. For income tax years beginning on or after January 1, 2015, an amount equal to
4 income derived in that tax year for a capital gain derived from the sale of real
5 property held for business purposes for more than one year by the taxpayer.

6 **Sec. 2. 36 MRSA §5200-A, sub-§2, ¶AA** is enacted to read:

7 AA. For income tax years beginning on or after January 1, 2015, an amount equal to
8 income derived in that tax year for a capital gain derived from the sale of real
9 property held for business purposes for more than one year by the taxpayer.

10 **Sec. 3. 36 MRSA §5204-C** is enacted to read:

11 **§5204-C. Capital gains**

12 For income tax years beginning on or after January 1, 2015, in addition to any other
13 tax imposed by this Part, the tax owed on income derived from capital gains derived from
14 the sale of real property held by a taxpayer for business purposes for more than one year
15 is 3%.

16 **SUMMARY**

17 Currently under state law, long-term capital gains are taxed as regular income. This
18 bill taxes income derived from the sale of real property held for business purposes for
19 more than one year at 3%.