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Date: (Filing No. S-)

TAXATION

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**STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 312, L.D. 867, Bill, “An Act To Provide Tax Fairness and To Lower Medical Expenses for Patients under the Maine Medical Use of Marijuana Act”

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 36 MRSA §5122, sub-§2, ¶¶OO and PP are enacted to read:

OO. For taxable years beginning on or after January 1, 2015, an amount equal to the deduction disallowed under the Code, Section 280E related to carrying on a trade or business as a registered dispensary as defined in Title 22, section 2422, subsection 6.

PP. For taxable years beginning on or after January 1, 2015, an amount equal to the amount paid for medical marijuana purchased in accordance with the Maine Medical Use of Marijuana Act by a qualifying patient, as defined in Title 22, section 2422, subsection 9, except that the amount that may be subtracted under this paragraph is limited to the amount that exceeds the applicable threshold under the Code, Sections 213(a) and 213(f) when added to the allowable medical expense deduction under the Code, Section 213.

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

AA. For taxable years beginning on or after January 1, 2015, an amount equal to the deduction disallowed under the Code, Section 280E related to carrying on a trade or business as a registered dispensary as defined in Title 22, section 2422, subsection 6.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Revenue Services, Bureau of 0002**

Initiative: Provides funding for computer programming costs.

COMMITTEE AMENDMENT

1	GENERAL FUND	2015-16	2016-17
2	All Other	\$33,000	\$0
3			
4	GENERAL FUND TOTAL	<u>\$33,000</u>	<u>\$0</u>
5			

6 **SUMMARY**

7 This amendment adds references to the United States Internal Revenue Code of 1986
8 to ensure proper administration of the deductions created by the bill. The amendment
9 also adds an appropriations and allocations section.

10 **FISCAL NOTE REQUIRED**

11 **(See attached)**