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Date: (Filing No. S-)

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STATE OF MAINE
SENATE
125TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 778, L.D. 1043, Bill, “An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2012 and June 30, 2013”

Amend the amendment in Part O by striking out all of section 5 (page 542, lines 4 to 14 in amendment) and inserting the following:

Sec. O-5. 36 MRSA §5122, sub-§1, ¶FF is enacted to read:

FF. For taxable years beginning in 2011 and 2012:

- (1) An amount equal to the depreciation deduction claimed by the taxpayer under the Code, Section 168(k) with respect to property placed in service in the State during the taxable year for which a credit is claimed under section 5219-GG; and
- (2) An amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under the Code, Section 168(k) with respect to property for which a credit is not claimed under section 5219-GG.'

Amend the amendment in Part O by striking out all of section 13 (page 543, lines 38 and 39 and page 544, lines 1 to 9 in amendment) and inserting the following:

Sec. O-13. 36 MRSA §5200-A, sub-§1, ¶Y is enacted to read:

Y. For taxable years beginning in 2011 and 2012:

- (1) An amount equal to the depreciation deduction claimed by the taxpayer under the Code, Section 168(k) with respect to property placed in service in the State during the taxable year for which a credit is claimed under section 5219-GG; and
- (2) An amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under the Code, Section 168(k) with respect to property for which a credit is not claimed under section 5219-GG.'

SENATE AMENDMENT

1 Amend the amendment in Part W in section 3 in subsection 3 in the 2nd from the last
2 paragraph in the 2nd line (page 568, line 6 in amendment) by striking out the following:
3 "on or"

4 Amend the amendment by relettering or renumbering any nonconsecutive Part letter
5 or section number to read consecutively.

6 **SUMMARY**

7 This amendment makes changes to ensure proper administration of treatment of
8 bonus depreciation and the Maine capital investment credit, and makes other technical
9 corrections.

10 **SPONSORED BY:** _____

11 (Senator ROSEN, R.)

12 **COUNTY: Hancock**