



125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1735

S.P. 594

In Senate, January 4, 2012

**An Act To Promote Jobs in the Motor Coach Industry by Providing
a Sales Tax Exemption for Certain Buses**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Taxation suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.

Secretary of the Senate

Presented by President RAYE of Washington.

Cosponsored by Representative DILL of Old Town and

Senators: ALFOND of Cumberland, LANGLEY of Hancock, Representatives: BICKFORD of Auburn, PARRY of Arundel, WILLETTE of Mapleton, WILLETTE of Presque Isle.

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

2 **Sec. 1. 36 MRSA §1760, sub-§41, ¶B,** as enacted by PL 2009, c. 361, §19 and
3 affected by §37, is amended to read:

4 B. For purposes of this subsection, personal property is not in use as an
5 instrumentality of interstate or foreign commerce when carrying ~~only cargo~~ a bona
6 fide payload that both originates and terminates within the State, unless the personal
7 property is a bus with a capacity of at least 47 passengers that is engaged in
8 transporting within the State a bona fide payload of travelers on an interstate or
9 foreign cruise that originates outside the State and terminates outside the State and
10 the transportation is provided pursuant to a contract between the interstate or foreign
11 cruise provider and the person providing the transportation.

12 **SUMMARY**

13 This bill modifies Maine's sales and use tax exemption for certain instrumentalities of
14 interstate or foreign commerce to include a bus with a capacity of at least 47 passengers
15 engaged in transporting within the State a bona fide payload of travelers on an interstate
16 or foreign cruise that originates outside the State and terminates outside the State, as long
17 as the transportation is provided pursuant to a contract between the interstate or foreign
18 cruise provider and the person providing the transportation.