

Maine

Highlights

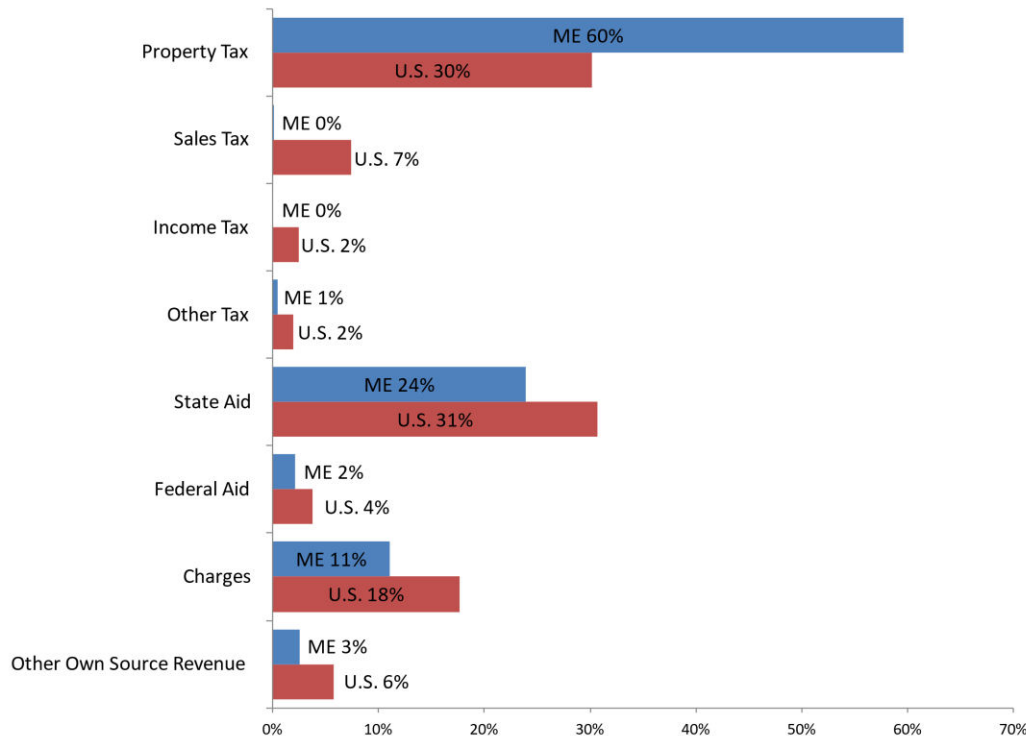
Maine relies heavily on the property tax to fund locally provided services (figure ME-1). Local property taxes account for the majority of operating revenue for Maine’s municipalities and K-12 schools.

The Maine Constitution sets minimum state reimbursements to municipalities for revenue lost as a result of such statewide property tax exemptions as the homestead exemption and the business equipment property tax exemption. The constitution also attempts to protect municipalities from unfunded state mandates by having the state provide at least 90 percent of the additional funding necessary for municipalities to implement new activities required by changes in state law.

Maine has in place a particularly broad array of state statutes intended to reduce property taxes, including a statutory minimum state contribution to local schools, a municipal revenue sharing program, a homestead exemption, business equipment property tax reimbursements and exemptions, and a property tax circuit breaker for resident homeowners and renters. However, between 2009 and 2015, state lawmakers radically reduced funding for many of these commitments.

Figure ME-1

Sources of Local General Revenue, Maine and U.S., 2019



Source: U.S. Census via Significant Features of the Property Tax

Property Tax Reliance

In 2019, Maine had the highest property tax burden in the nation as measured by percentage of state personal income. Property taxes accounted for nearly 27 percent of all state and local revenue, which ranked third highest in the nation (table ME-1).

Table ME-1
Selected Maine Property Tax Statistics, 2019¹

	Maine	U.S. Average	Rank (of 51) <i>1 is highest</i>
Per capita property tax	\$2,772	\$1,758	7
Property tax percentage of personal income	5.5%	3.1%	1
Total property tax as percentage of state-local revenue	26.8%	16.6%	3
Median owner-occupied home value ²	\$190,400	\$217,500	28
Median real estate taxes paid for owner-occupied home ²	\$2,585	\$2,471	19
Effective tax rate, median owner-occupied home ³	1.4%	1.1%	16

Sources: [U.S. Census via Significant Features of the Property Tax](#), American Community Survey

¹ All revenue numbers in this table include the state government as well as local governments.

² The statistics for [median owner-occupied home value](#) and [median real estate taxes paid for owner-occupied home](#) are five-year average statistics for years 2015-2019.

³ Calculated as the median real estate tax paid on owner-occupied homes as a percent of the median owner-occupied home value.

Administration and Assessment

Maine has no statewide property tax, and the vast majority of property tax revenue is collected by incorporated towns and cities. Assessments are conducted by town and city assessors (table ME-2). Nonexempt real and personal property is locally assessed at “just,” or market value, as required by the state’s constitution.

Limits on Property Taxation

Since 2005, a law known as “LD 1” has limited the growth of municipal property tax revenue that is used to fund municipal operations and services, excluding property tax revenue allocated to pay county taxes and fund K-12 schools. Municipalities determine their tax levy limit every year by calculating the growth limitation factor and applying it to the prior year’s limit. The growth limitation factor is based on a formula that combines growth in the value of newly taxable property, statewide growth in real personal income, and changes in state funding to the municipality.

Property Tax Relief and Incentives

A property tax circuit breaker program called the Property Tax Fairness Credit provides property tax relief to eligible homeowners and renters with income up to \$44,167 for a couple (2019). Under current law, individuals may claim a fully refundable credit on their individual income tax return equal to 50 percent of the amount by which property taxes owed or 15 percent of rent exceeds 6 percent of a taxpayer's expanded income, up to a maximum of \$750 for nonelderly taxpayers and \$1,200 for taxpayers over 65.

Maine offers a homestead exemption that exempts from taxation up to \$20,000 of the taxable value of a resident homeowner's primary residence. The state reimburses municipalities for half of property tax revenue lost due to the exemption.

Maine's local option Municipal Property Tax Assistance program allows local governments to provide a credit to senior homeowners (62+) on their homestead in exchange for volunteer services (Significant Features of the Property Tax). In 2019, the legislation authorized localities to set additional requirements for age and residency (L.D. 811, Chapter 159, 2019).

For taxable business equipment—a form of personal property subject to property tax—Maine offers a mix of property tax exemptions and reimbursements. The Business Equipment Tax Reimbursement (BETR) provides direct payments from the state to businesses that have paid taxes on eligible equipment, and the Business Equipment Tax Exemption (BETE) exempts eligible equipment and reimburses municipalities for at least 50 percent of the lost property tax revenue.

Maine also offers a variety of smaller exemptions for the blind, veterans and veterans' widows, and children. Maine provides for hardship abatements and current-use assessment of property used for agriculture, forestry, and open space.

Under Maine law, municipalities are allowed to establish tax increment financing (TIF) districts for economic development purposes. Of Maine's \$167 billion in total taxable value of land and buildings, approximately \$4.8 billion is in TIF districts (Maine Revenue Services Property Tax Division 2020).

Table ME-2
Maine Property Tax Features, 2020

Feature	Maine	Count for 50 states plus DC
Statewide classification of real property	No	25
Assessment of property primarily by county	No	31
Limits on property tax rates or levies	Yes	45
Limits on the rate of growth of assessed value	No	18
Circuit breaker property tax relief program	Yes	31

Sources: Significant Features of the Property Tax

Key Property Tax History

The state's municipal revenue sharing program began in 1972. Historically, it distributed to towns and cities 5 percent of state income and sales tax revenue, but the legislature routinely reduced revenue sharing by between 20 percent and 60 percent between 2010 and 2015. In 2016, the legislature cut the percentage of state income and sales tax revenue to be distributed to municipalities from 5 to 2 percent for fiscal years 2016 to 2019 (Maine Municipal Association 2018). The legislature increased the revenue sharing percentage to 3 percent for fiscal year 2020 and 3.75 percent for fiscal year 2021 (Me. Rev. Stat. Ann. tit. 30A, §5219-KK (in effect for 2021)).

Maine's constitution was amended in 1978 to require the state to reimburse towns and cities for at least 50 percent of the property tax revenue losses caused by property tax exemptions and credits enacted by the state, such as the homestead exemption and the business equipment tax exemption.

In 1992, Maine amended the constitution to require the state to fund 90 percent of any state mandate imposed upon a municipality by statute, order, or rule. However, mandates are still a controversial issue in the state; and in 2015, the senate president proposed a study of unfunded state mandates on towns.

The Business Equipment Property Tax Reimbursement program was established in 1995 to promote investment in manufacturing and other capital-intensive businesses. In 2004, Maine voters approved a ballot initiative to require the state to pay for 55 percent of the basic cost of K-12 education. In 2005, state lawmakers passed LD 1, which increased the homestead exemption and property tax circuit breaker and implemented spending growth limits at the municipal, county, and state levels of government. The limit does not apply to taxes raised for schools.

Recent Developments

In the wake of the Great Recession, state lawmakers balanced the state budget in part by shifting costs to property taxpayers and scaling back property tax relief programs, but in 2015, the state began taking steps to reverse this downward trend by increasing funding for property tax relief and restoring cuts to municipal revenue sharing. (Maine Center for Economic Policy 2018; Maine Municipal Association 2018; Me. Rev. Stat. Ann. tit. 30A, §5219-KK (in effect for 2021)).

In the state 2018–2019 biennial budget passed on July 4, 2017, the legislature approved, and the governor signed, a \$162 million increase in general purpose aid to support schools and reduce property taxes. The budget overturned Question 2, which voters had approved in November to impose a 3 percent surcharge on income over \$200,000 in order to “finally achieve 55 percent state funding of public schools.” The \$162 million earmarked for education represents one of the largest infusions to public schools in state history (Miller 2017).

In 2020, the legislature considered a bill that would have eliminated dark store assessment of big box retail stores by requiring assessors to base the value on current use if occupied or highest and best use if vacant. In several cases since 2015, major brick-and-mortar retailers have appealed their valuations in Maine. After lively debate, L.D. 2045 died (Davis 2020).

The legislature is currently considering a bill to impose a value-based impact fee on tax-exempt charitable nonprofits that are not making payments in lieu of taxes (PILOTs) to their host municipality. The proposed impact fee, which would apply to organizations with an annual budget of at least \$50,000, would be equal to at least half of the tax that would be due if the property did not qualify for exemption. The legislation would authorize localities to impose the fee “if an agreement to make payments in lieu of taxes cannot be reached within 120 days of when the municipality first attempts to reach an agreement” (LD 659 (HP 486) of 2021).

Resources

Davis, Aaron. 2020. “Maine Bill Would End Use of 'Dark Store' Assessments.” *Tax Notes Today State*. February 13. <https://www.taxnotes.com/tax-notes-today-state/property-taxation/maine-bill-would-end-use-dark-store-assessments/2020/02/13/2c5d7>.

Johnson, Joel. 2013. “The Distributional Effects of Recent Changes to Maine’s Tax System.” *Maine Policy Review* Volume 22, Issue 2. <http://digitalcommons.library.umaine.edu/cgi/viewcontent.cgi?article=1607&context=mpr>.

Maine Center for Economic Policy. 2018. “Legislature Splits the Difference in Final Tax Compromise.” Policy brief. August. www.mecep.org/wp-content/uploads/2018/08/2018-Tax-Conformity-Final-Deal.pdf.

Maine Municipal Association. 2018. “2018 Municipal Issues Paper: Reestablishing the State-Municipal Partnership.” www.memun.org/DesktopModules/Bring2mind/DMX/Download.aspx?Command=Core_Download&EntryId=11881&language=en-US&PortalId=0&TabId=204.

Maine Municipal Association. 2016. “Guide to Property Tax.” www.memun.org/Training-Resources/Local-Government/Guide-to-Property-Tax.

Maine Revenue Services Property Tax Division. 2020. “2019 Municipal Valuation Return Statistical Summary.” <https://www.maine.gov/revenue/sites/maine.gov/revenue/files/inline-files/2019mvrstats.pdf>.

Maine State Office of Policy and Management. 2015. “2014 Tax Levy Limit Progress Report.”

Miller, Kevin. 2017. “LePage Signs Budget, Ending State Government Shutdown after 3 Days.” *Portland Press Herald*, July 4. www.pressherald.com/2017/07/03/house-vote-again-falls-short-in-state-budget-saga/.

Moser, N. Joel. 2015. “Reducing the Impact When a Large Property Taxpayer Is at Risk.” *Maine Townsman*, March. www.bernsteinshur.com/wp-content/uploads/2015/03/N-Joel-Moser-March-Tman_web.pdf.

Significant Features of the Property Tax. www.lincolinst.edu/research-data/data-toolkits/significant-features-property-tax. Lincoln Institute of Land Policy and George Washington Institute of Public Policy.

Woodbury, Richard. 2009. “The Struggle for Tax Reform in Maine, 2003-2009.” New England Public Policy Center. Discussion Paper 09-2. (October). www.bostonfed.org/economic/neppc/dp/2009/neppcdp0902.pdf.

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