

**Application for Discharge of Personal Liability for
Personal Representative of a Maine Estate**

Decedent information:

Name: First _____ MI _____ Last _____

Social security number: _____ - _____ - _____ Date of death: ____/____/____

Address: Street _____

City _____ State _____ ZIP code _____

Maine resident: _____ Nonresident: _____

Personal representative information:

Name: First _____ MI _____ Last _____

Social security number: _____ - _____ - _____ Telephone: (____) _____ - _____

Address: Street _____

City _____ State _____ ZIP code _____

E-mail _____

Date Form 706ME - Maine Estate Tax Return was filed: ____/____/____

Federal return filed? Yes _____ No _____

If not, please state why no federal return has been filed:

1. Gross estate federal filing threshold not met _____
2. Other _____

Required supporting documentation attached to this application? Yes ___ No ___

I certify all Maine estate tax in respect of the above-named decedent has been paid in full, together with any applicable interest and penalty accrued to the date of my signature below, and further, I request a discharge from personal liability for any deficiency in Maine estate tax subsequently found to be due. Under penalties of perjury, I declare that I have examined this application, and to the best of my knowledge and belief the information contained herein is true, correct and complete.

Signature: _____ Date: ____/____/____

I, the State Tax Assessor, hereby certify:

1. That the Maine estate tax liability, including any applicable interest and penalty, in respect of the above-named decedent determined to be due has been paid; and
2. That the personal representative listed above in the capacity as personal representative, but not the estate or others in possession of estate assets, is hereby discharged from personal liability for any deficiency in Maine estate tax, with any interest and penalty thereon, subsequently found to be due in respect of the above named decedent.

Signature: _____ Date: ____/____/____

Return to:

Mail this application to:
Maine Revenue Services
Income/Estate Tax Division
P.O. Box 1064
Augusta, Maine 04332-1064

INSTRUCTIONS

If a Maine estate tax return (Form 706ME) has not yet been filed, the return must be filed with the Application of Discharge of Personal Liability for Personal Representative of a Maine Estate (the "Application") or filed with Maine Revenue Services ("MRS") on the date due. The 700-SOV Estate Tax Statement of Value for Lien Discharge For Certain Nontaxable Estates is not considered a return.

Attach a copy of the final federal determination of federal estate tax liability. For Maine estate tax purposes, final federal determination generally means that a federal estate closing letter has been received. See 36 M.R.S. §§ 4071 and 4111 for additional information on final federal determination. If the estate is not taxable for federal purposes and no federal return is filed, please explain and state that no final federal determination was issued. Form 706ME is still required for the Application to be signed by the State Tax Assessor. If the final federal determination is received after the original Maine return is filed and changes of any item result in additional estate tax liability, an amended Maine return is required showing all changes made by the IRS.

MRS will notify the personal representative of any estate tax liability and the interest on that amount within one year of the date the application is filed, or, if the application is made before the return is filed, within one year of the date the Maine estate tax return is filed. Once the personal representative pays that liability, MRS will issue the completed application.

The discharge of personal liability only applies to the personal representative listed on this application in his or her capacity as personal representative for the estate of the decedent. Issuing the completed application does not release the personal representative from any other tax liability or responsibility to the State of Maine. No person other than the personal representative in his or her capacity as personal representative is released from personal liability. The estate of the decedent, any other fiduciary and those in possession of estate assets, remain liable for any estate tax later determined to be due.

If not previously notified by MRS, the personal representative's personal liability will be discharged one year after the return is filed or this application is received, whichever is later. This discharge relates to the liability as a personal representative and does not cover a liability as beneficiary.

If you would like this discharge mailed to someone other than the personal representative listed on page 1, complete the "Return to:" area at the bottom left corner of the form.

For more information, see 36 M.R.S. §§ 4066 and 4106, MRS Rules 601 and 603.