

# MAINE STATE LEGISLATURE

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*Revis.*

L.D. 1749

DATE: 3-17-04

(Filing No. H-769)

MARINE RESOURCES

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
SECOND SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1271, L.D. 1749, Bill, "An Act To Provide for the Assessment of the Mahogany Quahog Resource"

Amend the bill by inserting after section 1 the following:

'Sec. 2. 12 MRSA §6731-A, sub-§6 is enacted to read:

6. Stock assessment and report. The department shall conduct stock assessments of the mahogany quahog resource beginning no later than January 1, 2005. The department shall report biennially to the joint standing committee of the Legislature having jurisdiction over marine resources matters on the progress of the stock assessment and the status of the Mahogany Quahog Monitoring Fund starting on January 1, 2006.'

Further amend the bill in section 2 by striking out all of that part designated "§4718." and inserting in its place the following:

'§4718. Contributions; Mahogany Quahog Monitoring Fund

The State Tax Assessor shall determine annually the total amount of tax revenue collected under this chapter. The Until June 30, 2004, the State Tax Assessor shall deduct the cost of administering the mahogany quahog tax from those revenues and report the remainder to the Treasurer of State, who shall credit that amount to the ~~Tax~~ Mahogany Quahog Monitoring Fund established in Title 12, section 6731-A, subsection 5, except that not more than \$56,000 may be credited to the fund in any year. Revenues Until June 30, 2004, revenues collected that are in excess of \$56,000 must be credited to the General Fund.

**COMMITTEE AMENDMENT**

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COMMITTEE AMENDMENT "A" to H.P. 1271, L.D. 1749

2 Beginning July 1, 2004, the State Tax Assessor shall deduct  
3 the cost of administering the mahogany quahog tax from those  
4 revenues and report the remainder to the Treasurer of State, who  
5 shall credit 58% of that amount or \$56,000, whichever is greater,  
6 to the Mahogany Quahog Monitoring Fund established in Title 12,  
7 section 6731-A, subsection 5 and 42% or the remainder, as  
8 applicable, to the General Fund.'

9 Further amend the bill by relettering or renumbering any  
10 nonconsecutive Part letter or section number to read  
11 consecutively.

#### 14 SUMMARY

16 This amendment provides that, beginning July 1, 2004, 58% of  
17 the total revenue from the \$1.20 per bushel fee for mahogany  
18 quahogs or \$56,000, whichever is greater, must be credited to the  
19 Mahogany Quahog Monitoring Fund and 42% or the remainder, as  
20 applicable, to the General Fund. It also requires the Department  
21 of Marine Resources to conduct mahogany quahog stock assessments  
22 starting no later than January 1, 2005 and to report biennially  
23 to the joint standing committee of the Legislature having  
24 jurisdiction over marine resources matters on the progress of the  
25 stock assessments and the status of the Mahogany Quahog  
26 Monitoring Fund starting January 1, 2006.

28 **FISCAL NOTE REQUIRED**  
29 **(See attached)**

**COMMITTEE AMENDMENT**

**121st Maine Legislature  
Office of Fiscal and Program Review**



**LD 1749**

**An Act To Provide for the Assessment of the Mahogany Quahog  
Resource**

**LR 2613(02)**

**Fiscal Note for Bill as Amended by Committee Amendment " "**

**Committee: Marine Resources**

**Fiscal Note Required: Yes**

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**Fiscal Note**

Minor cost increase - Other Special Revenue funds