

MAINE STATE LEGISLATURE

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R.O.S.

L.D. 1748

DATE: 3-9-06

(Filing No. S-488)

LEGAL AND VETERANS AFFAIRS

Reported by:

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STATE OF MAINE
SENATE
122ND LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 665, L.D. 1748, Bill, "An Act To Make Technical Changes to the Gambling Laws"

Amend the bill in section 1 in subsection 47 in the first line (page 1, line 5 in L.D.) by striking out the following: "\$35/Day" and inserting in its place the following: '\$55/Day'

Further amend the bill in section 3 in subsection 29-A in the last line (page 1, line 22 in L.D.) by inserting after the following: "winners" the following: 'and amounts paid pursuant to section 1036, subsection 1'

Further amend the bill in section 7 in subsection 1 by striking out all of paragraph E (page 2, lines 41 and 42 in L.D.) and inserting in its place the following:

'E. The initial application fee for an employee license under section 1015 is \$250. The annual renewal fee is \$25.'

Further amend the bill in section 8 by striking out all of subsection 6 (page 3, lines 15 to 19 in L.D.) and inserting in its place the following:

'6. Rules. Rules adopted pursuant to this section are major substantive rules, except that a rule adopted pursuant to subsection 1 that proposes to establish a fee for renewal that is less than \$10,000 is a routine technical rule in accordance with Title 5, chapter 375, subchapter 2-A.'

COMMITTEE AMENDMENT

Page

2 Further amend the bill by striking out all of section 10 and
inserting in its place the following:

4 'Sec. 10. 8 MRSA §1032, as enacted by PL 2003, c. 687, Pt. A,
6 §5 and affected by Pt. B, §11, is amended to read:

8 **§1032. Payment of credits by slot machine operator**

10 A slot machine operator shall redeem credits for players who
12 earn credits on a slot machine located on the premises of that
slot machine operator in accordance with rules adopted by the
14 board. A slot machine operator may not redeem a credit slip more
16 than 365 days from the date of issuance. The funds reserved for
the payment of such a credit slip or expired unclaimed jackpot
18 must be retained by the slot machine operator and treated as
gross slot machine income and do not constitute property subject
to the requirements of Title 33, chapter 41.'

20 Further amend the bill by inserting after section 15 the
following:

22 'Sec. 16. Appropriations and allocations. The following
24 appropriations and allocations are made.

26 **PUBLIC SAFETY, DEPARTMENT OF**

28 **Gambling Control Board 1002**

30 Initiative: Appropriates funds for the establishment of a
retroactive per diem for members of the Gambling Control Board.

32	GENERAL FUND	2005-06	2006-07
34	Personal Services	\$0	\$12,865
36	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$12,865</u>

38 **Sec. 17. Retroactivity.** That section of this Act that enacts
40 the Maine Revised Statutes, Title 5, section 12004-A, subsection
47 applies retroactively to August 1, 2004.'

42
44 **SUMMARY**

46 This amendment clarifies the definition of net slot machine
income. It provides that the initial registration fee for
48 employees of slot machine operators, slot machine distributors
and gambling services vendors is \$250 while the annual renewal

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2 fee is \$25. It clarifies that a rule pertaining to fees for slot
3 machines, slot machine distributors, slot machine operators,
4 gambling services vendors and employees is a routine technical
5 rule if the rule proposes a fee of less than \$10,000. The
6 amendment clarifies a reference to unclaimed winnings, stating
7 that they are retained by the slot machine operator and are not
8 subject to the law governing unclaimed property. Finally, this
9 amendment provides that the Gambling Control Board receive per
10 diem payment retroactive to August 1, 2004. The amendment also
adds an appropriations and allocations section to the bill.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



122nd MAINE LEGISLATURE

LD 1748

LR 3027(02)

An Act to Make Technical Changes to the Gambling Laws

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

Committee: Legal and Veterans Services

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
General Fund	\$0	(\$233,760)	(\$295,525)	(\$286,975)
Appropriations/Allocations				
General Fund	\$0	\$12,865	\$3,600	\$3,
Revenue				
General Fund	\$0	\$246,625	\$299,125	\$290,575

Correctional and Judicial Impact Statements

Establishes a new Class D crime.

The additional workload, administrative costs and indigent defense costs associated with a minimal number of new cases filed in the court system can be absorbed within the budgeted resources of the Judicial Department. The collection of additional fines may also increase General Fund revenue by minor amounts.

Fiscal Detail and Notes

The establishment of renewal fees for licensed slot machine distributors and registered slot machines will increase General Fund revenue by \$272,500 in fiscal year 2006-07 and \$325,000 in each fiscal year thereafter. The lowering of renewal application fees for employees of slot machine operators will decrease General Fund revenue by an estimated \$25,875 in fiscal year 2006-07, \$25,875 in fiscal year 2007-08 and \$34,425 in fiscal year 2008-09.

The establishment of a per diem which is to be paid retroactively to members of the Gambling Control Board will require additional General Fund appropriations of \$12,865 in fiscal year 2006-07 and \$3,600 for each fiscal year thereafter.