

MAINE STATE LEGISLATURE

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7/17/15
R O E S

L.D. 1446

Date: 6-17-15

(Filing No. H-459)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 990, L.D. 1446, Bill, "An Act To Authorize a Casino To Benefit Federally Recognized Indian Tribes in the State"

Amend the bill by inserting after section 17 the following:

Sec. 18. 8 MRSA §1036, sub-§2-A, as amended by PL 2013, c. 118, §2, is further amended to read:

2-A. **Distribution from casino of slot machine income.** A casino operator shall collect and distribute 46% of the net slot machine income from slot machines operated by the casino operator to the board for distribution by the board as follows:

A. Twenty-five percent of the net slot machine income must be forwarded directly by the board to the Treasurer of State, who shall credit the money to the Department of Education, to be used to supplement and not to supplant funding for essential programs and services for kindergarten to grade 12 under Title 20-A, chapter 606-B;

B. Four percent of the net slot machine income must be forwarded by the board to the University of Maine System Scholarship Fund created in Title 20-A, section 10909 and to the Board of Trustees of the Maine Maritime Academy to be applied by the board of trustees to fund its scholarship program. The slot machine income under this paragraph must be distributed as follows:

(1) The University of Maine System share is the total amount of the distribution multiplied by the ratio of enrolled students in the system to the total number of enrolled students both in the system and at the Maine Maritime Academy; and

(2) The Maine Maritime Academy share is the total amount of the distribution multiplied by the ratio of enrolled students at the academy to the total number of enrolled students both in the system and at the academy;

C. Three percent of the net slot machine income must be forwarded by the board to the Board of Trustees of the Maine Community College System to be applied by the board of trustees to fund its scholarships program under Title 20-A, section 12716, subsection 1;

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- 1 D. Four percent of the net slot machine income must be forwarded by the board to
 - 2 the Treasurer of State, who shall distribute the funds to the tribal governments of the
 - 3 Penobscot Nation and the Passamaquoddy Tribe;
 - 4 E. Three percent of the net slot machine income must be deposited to the General
 - 5 Fund for administrative expenses of the board, including gambling addiction
 - 6 counseling services, in accordance with rules adopted by the board;
 - 7 F. Two percent of the net slot machine income must be forwarded directly to the
 - 8 municipality in which the casino is located;
 - 9 G. One percent of the net slot machine income must be forwarded by the board to the
 - 10 Treasurer of State, who shall credit the money to the Agricultural Fair Support Fund
 - 11 established in Title 7, section 91;
 - 12 H. One percent of the net slot machine income must be forwarded by the board to the
 - 13 Treasurer of State, who shall credit the money to the fund established in section 298
 - 14 to supplement harness racing purses;
 - 15 I. One percent of the net slot machine income must be credited by the board to the
 - 16 Sire Stakes Fund created in section 281;
 - 17 J. One percent of the net slot machine income must be forwarded directly to the
 - 18 county in which the casino is located to pay for mitigation of costs resulting from
 - 19 gaming operations;
 - 20 L. Beginning July 1, 2013, 1/2 of 1% of the net slot machine income must be
 - 21 forwarded by the board to the Treasurer of State, who shall credit the money to the
 - 22 Maine Milk Pool, Other Special Revenue Funds account within the Department of
 - 23 Agriculture, Conservation and Forestry to help fund dairy farm stabilization pursuant
 - 24 to Title 7, sections 3153-B and 3153-D; and
 - 25 M. Beginning July 1, 2013, 1/2 of 1% of the net slot machine income must be
 - 26 forwarded by the board to the Treasurer of State, who shall credit the money to the
 - 27 Dairy Improvement Fund established under Title 10, section 1023-P.
- 28 If a recipient of net slot machine income in paragraph D, H or I owns or receives funds
- 29 from a slot machine facility or casino, other than the casino in Oxford County or the slot
- 30 machine facility in Bangor, then the recipient may not receive funds under this
- 31 subsection, and those funds must be retained by the Oxford County casino operator.
- 32 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
- 33 section number to read consecutively.

34 **SUMMARY**

35 Under current law, 4% of net slot machine income must be forwarded to the tribal

36 governments of the Penobscot Nation and the Passamaquoddy Tribe, unless those tribal

37 governments own or receive funds from a slot machine facility or casino, other than the

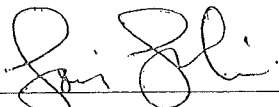
38 casino located in Oxford County or the slot machine facility in Bangor, in which case the

39 tribal governments are not due any of the net slot machine income.

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1 This amendment removes that disqualification, allowing those tribal governments to
2 receive net slot machine income even if they own or receive funds from a slot machine
3 facility or casino.

4 SPONSORED BY: 
5 (Representative LUCHINI)
6 TOWN: Ellsworth

FISCAL NOTE REQUIRED
(See attached)

HOUSE AMENDMENT



Approved: 06/16/15 *MRC*

127th MAINE LEGISLATURE

LD 1446

LR 2065(02)

An Act To Authorize a Casino To Benefit Federally Recognized Indian Tribes in the State

Fiscal Note for House Amendment *1* to Original Bill
Sponsor: Rep. Luchini of Ellsworth
Fiscal Note Required: Yes

Fiscal Note

Potential revenue increase - Passamaquoddy Tribe and Penobscot Nation

Fiscal Detail and Notes

Under current law 4% of net slot machine income from Oxford Casino is directed to the Penobscot Nation and the Passamaquoddy Tribe unless they receive funds from a slot machine facility or casino other than Oxford Casino or Hollywood Casino, in which case Oxford Casino would retain the 4% of net slot machine income. This amendment allows the Penobscot Nation and the Passamaquoddy Tribe to receive the 4% regardless of whether they receive revenue from casinos other than Oxford or Hollywood. A total of \$2,316,634 was distributed to the Penobscot Nation and the Passamaquoddy Tribe from the Oxford Casino in fiscal year 2013-14.