

# MAINE STATE LEGISLATURE

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Date: 6/18/19 Report B

L.D. 430  
(Filing No. H-628)

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 339, L.D. 430, Bill, "An Act To Establish and Promote a System of Safe Disposal of Expired Marine Flares"

Amend the bill by inserting after section 1 the following:

'Sec. 2. 36 MRSA c. 725 is enacted to read:

**CHAPTER 725**

**MARINE FLARE DISPOSAL FEE**

**§5011. Marine flare disposal fee imposed**

A fee is imposed on the retail sale in this State of marine flares in the amount of 25¢ per flare for the purpose of offsetting the cost to the General Fund of paying for the marine flare disposal, education and collection programs pursuant to Title 25, chapter 318-A.

1. Marine flare. As used in this chapter, unless the context otherwise indicates, "marine flare" means a device designed to produce a bright flame for use as a signal or marker on the inland or coastal waters of the State or at sea.

2. Exemption. Transactions that, under the laws of this State, are not subject to taxation in accordance with Part 3 are exempt from the fee imposed by this section.

3. Administration. The fee imposed by this section is administered as provided in chapter 7 and Part 3, with the fee imposed pursuant to this chapter to be considered as imposed under Part 3. The revenue derived from the fee imposed by this chapter must be deposited in the General Fund.

4. Effective date. This chapter takes effect January 1, 2020.

**Sec. 3. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**COMMITTEE AMENDMENT**

ROFS

COMMITTEE AMENDMENT "B" to H.P. 339, L.D. 430

1 **Revenue Services, Bureau of 0002**  
2 Initiative: Provides one-time funding for computer programming to update the sales tax  
3 return.

4	<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
5	All Other	\$16,000	\$0
6			
7	<b>GENERAL FUND TOTAL</b>	<u>\$16,000</u>	<u>\$0</u>

8	<b>ADMINISTRATIVE AND FINANCIAL</b>		
9	<b>SERVICES, DEPARTMENT OF</b>		
10	<b>DEPARTMENT TOTALS</b>	<b>2019-20</b>	<b>2020-21</b>
11			
12	<b>GENERAL FUND</b>	<b>\$16,000</b>	<b>\$0</b>
13			
14	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$16,000</b></u>	<u><b>\$0</b></u>

15 **PUBLIC SAFETY, DEPARTMENT OF**

16 **Fire Marshal - Office of 0327**

17 Initiative: Provides one-time funding for the purchase of a new high temperature thermal  
18 destruction incinerator to be used for the destruction of marine flares and other items as  
19 part of the marine flares disposal program established in the Maine Revised Statutes, Title  
20 25, chapter 318-A.

21	<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
22	All Other	\$43,500	\$0
23			
24	<b>GENERAL FUND TOTAL</b>	<u>\$43,500</u>	<u>\$0</u>

25	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
26	<b>DEPARTMENT TOTALS</b>	<b>2019-20</b>	<b>2020-21</b>
27			
28	<b>GENERAL FUND</b>	<b>\$43,500</b>	<b>\$0</b>
29			
30	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$43,500</b></u>	<u><b>\$0</b></u>

31	<b>SECTION TOTALS</b>	<b>2019-20</b>	<b>2020-21</b>
32			
33	<b>GENERAL FUND</b>	<b>\$59,500</b>	<b>\$0</b>

# COMMITTEE AMENDMENT





# 129th MAINE LEGISLATURE

LD 430

LR 6(03)

## An Act To Establish and Promote a System of Safe Disposal of Expired Marine Flares

Fiscal Note for Bill as Amended by Committee Amendment *B(H-628)*  
Committee: Criminal Justice and Public Safety  
Fiscal Note Required: Yes

### Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	\$57,000	(\$5,000)	(\$5,150)	(\$5,305)
<b>Appropriations/Allocations</b>				
General Fund	\$59,500	\$0	\$0	\$0
<b>Revenue</b>				
General Fund	\$2,500	\$5,000	\$5,150	\$5,305

#### Fiscal Detail and Notes

The bill creates a fee of \$.25 per marine flare sold in the State and would increase General Fund revenue by \$2,500 in fiscal year 2019-20 and \$5,000 in fiscal year 2020-21. It includes a one-time General Fund appropriation of \$43,500 in fiscal year 2019-20 to the Department of Public Safety for one thermal destruction unit to assist with safely disposing of expired marine flares. It also includes a one-time General Fund appropriation of \$16,000 in fiscal year 2019-20 to the Department of Administrative and Financial Services for computer programming to update the sales tax return. Additional costs to the Department associated with establishing an education campaign and updating the website can be absorbed within existing budgeted resources.