

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1746

H. P. 1462

House of Representatives, April 8, 1975

On Motion of Mr. Smith of Dover-Foxcroft, referred to Committee on Appropriations and Financial Affairs. Tomorrow assigned and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Palmer of Nobleboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Pay Three-fourths of the Cost of Health Insurance for State Employees.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 5 MRSA § 285, sub-§ 4, as enacted by PL 1967, c. 543 is repealed.

Sec. 2. 5 MRSA § 285, sub-§ 7, as enacted by PL 1969, c. 588, § 2, is repealed and the following enacted in place thereof:

7. **Payment by state.** The State of Maine, through the board of trustees, shall pay 75% of only the employee's share of this insurance cost.

Sec. 3. 36 MRSA § 1752, sub-§ 3-A is enacted to read:

3-A. **Games of chance.** "Games of chance" shall mean all games required to be licensed with the Chief of the State Police under Title 17, chapters 13 and 14, including by way of illustration and not of limitation, raffles, beano and lucky 7, but not including pari-mutuel betting or the State of Maine lottery.

Sec. 4. 36 MRSA § 1752, sub-§ 10 as amended by PL 1965, c. 362, § 1, is further amended to read:

10. **Retailer.** "Retailer" means every person engaged in the business of making sales at retail, **operating games of chance**, renting any living quarters in any hotel, rooming house, tourist or trailer camp, or furnishing telephone or telegraph service, and every person required to register by section 1754 or registered under section 1756.

Sec. 5. 36 MRSA § 1752, sub-§ 11, first sentence, as last amended by PL 1965, c. 362, § 2, is further amended to read:

“Retail sale” or “sale at retail” means any sale of tangible personal property, in the ordinary course of business, for consumption or use, or for any purpose other than for resale, except resale as a casual sale, in the form of tangible personal property, **any charges for participation in games of chance**, any rental of living quarters in any hotel, rooming house, tourist or trailer camp, and the sale of telephone or telegraph service.

Sec. 6. 36 MRSA § 1753 is amended to read:

§ 1753. Tax is a levy on consumer

The liability for, or the incidence of, the tax on ~~tangible personal property~~ **a retail sale** as provided by chapters 211 to 225 is declared to be a levy on the consumer. The retailer shall add the amount of the tax on such ~~property sales~~ and may state the amount of the taxes separately from the ~~price of such property selling price~~ on all ~~price~~ display signs, sales or delivery slips, bills and statements which advertise or indicate the ~~price of such property selling price~~. This section shall in no way affect the method of collection of such taxes on such property as now provided by law.

Sec. 7. Appropriation. There is appropriated from the General Fund to the State Employee’s Group Health Insurance Program, the sum of \$300,000 for the fiscal year ending June 30, 1976 and the sum of \$400,000 for the fiscal year ending June 30, 1977 to pay, as of the first pay period after July 1, 1975, the total costs for health insurance for employees within departments supported by the General Fund.

Sec. 8. Utilization of other funds. Health insurance payments of employees in departments supported by the General Highway Fund, special revenue funds or other funds shall not be paid from the moneys provided in section 3, but shall be paid from funds available to the departments from other sources.

Sec. 9. Appropriation. There is appropriated from the General Fund to the Department of Finance and Administration, Bureau of Taxation, the sum of \$24,500 for the biennium. The breakdown shall be as follows:

	1975-76	1976-77
DEPARTMENT OF FINANCE AND ADMINISTRATION		
Bureau of Taxation		
Personal Services	(1) \$ 6,500	(1) \$ 9,000
All Other	3,800	5,000
Capital Expenditures	200	—
	\$10,500	\$14,000

FISCAL NOTE

The tax on beano and certain other games of chance enacted by this bill will result in additional revenue of \$300,000 for the first year of the biennium and \$400,000 for the 2nd year of the biennium.

STATEMENT OF FACT

The present law provides for state payment of $\frac{1}{2}$ the employee member's cost only for health insurance. It is the intent of this bill to provide for $\frac{3}{4}$ payment by the State of the employee member's cost of health insurance for the period beginning June 30, 1975. This bill also enacts a sales tax on Beano and certain other games of chance in order to secure sufficient revenue to offset the increased cost to the State incurred by passage of this Act.