MAINE STATE LEGISLATURE

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2	(Piling No. II 107)
4	(Filing No. H-107)
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8	STATE OF MAINE HOUSE OF REPRESENTATIVES 115TH LEGISLATURE
10	FIRST REGULAR SESSION
12	COMMITTEE AMENDMENT "A" to H.P. 164, L.D. 249, Bill, "An
14	Act to Make Changes in the Quahog Tax Laws"
16	Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its
18	place the following:
20	'Sec. 1. 12 MRSA, §6731-A, sub-§5 is enacted to read:
22	5. Toxin Monitoring Fund. The Toxin Monitoring Fund is established within the department. The commissioner shall use
24	any money credited to the Toxin Monitoring Fund exclusively for the collection of samples required under this section to monitor
26	the level of paralytic shellfish toxin in mahogany quahogs. All money in the Toxin Monitoring Fund is subject to allocation by
8	the Legislature. The Toxin Monitoring Fund may not lapse but must carry forward to be used for the same purpose. Nothing in
30	this subsection prohibits the commissioner from using other funds budgeted by the department to carry out the purposes of this
32	section.
34	Sec. 2. 36 MRSA, §4718 is enacted to read:
36	§4718. Contributions: Toxin Monitoring Fund
88	The State Tax Assessor shall determine annually the total
10	amount of tax revenue collected under this chapter. The State Tax Assessor shall deduct the cost of administering the mahogany
12	quahog tax from those revenues and report the remainder to the Treasurer of State, who shall credit that amount to the Toxin
	Monitoring Fund established in Title 12, section 6731-A,
14	subsection 5. except that not more than \$16,000 may be credited to the fund in any year. Revenues collected that are in excess
4 6	of file 000 much be amplified to the Common Found

COMMITTEE AMENDMENT "A" to H.P. 164, L.D. 249

2	Sec. 3. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.
4	1991-92 1992-93
6	MARINE RESOURCES, DEPARTMENT OF
8	Toxin Monitoring Fund
10	All Other \$12,500 \$16,000
12	, , , , , , , , , , , , , , , , , , ,
14	Provides funds to collect samples for mahogany quahog toxin testing.
16	
18	FISCAL NOTE
20	This bill requires that current General Fund revenue collected for the mahogany quahog tax up to \$16,000 annually be
22	deposited in a Toxin Monitoring Fund. This bill decreases General Fund revenue by \$12,500 in fiscal year 1991-92 and
24	\$16,000 in fiscal year 1992-93, but increases dedicated revenue to the Toxin Monitoring Fund by the same amounts. These
26	additional dedicated revenues are allocated to the Department of Marine Resources for mahogany quahog toxin testing.'
28	
30	STATEMENT OF FACT
32	This amendment replaces the bill. The amendment establishes
34	a nonlapsing Toxin Monitoring Fund within the Department of Marine Resources to fund the collection of samples for the
36	monitoring of paralytic shellfish toxin in mahogany quahogs. The Toxin Monitoring Fund is a dedicated account, funded by the
38	mahogany quahog tax under the Maine Revised Statutes, Title 36, chapter 714, that is capped at \$16,000 per year. Revenues
40	collected under the mahogany quahog tax in excess of \$16,000, plus any cost incurred by the State Tax Assessor for
42	administering the tax, are returned to the General Fund.

Reported by the Committee on Marine Resources
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