

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 164, L.D. 249, Bill, "An Act to Make Changes in the Quahog Tax Laws"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 12 MRSA, §6731-A, sub-§5 is enacted to read:

5. Toxin Monitoring Fund. The Toxin Monitoring Fund is established within the department. The commissioner shall use any money credited to the Toxin Monitoring Fund exclusively for the collection of samples required under this section to monitor the level of paralytic shellfish toxin in mahogany quahogs. All money in the Toxin Monitoring Fund is subject to allocation by the Legislature. The Toxin Monitoring Fund may not lapse but must carry forward to be used for the same purpose. Nothing in this subsection prohibits the commissioner from using other funds budgeted by the department to carry out the purposes of this section.

Sec. 2. 36 MRSA, §4718 is enacted to read:

§4718. Contributions; Toxin Monitoring Fund

The State Tax Assessor shall determine annually the total amount of tax revenue collected under this chapter. The State Tax Assessor shall deduct the cost of administering the mahogany 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, subsection 5, except that not more than \$16,000 may be credited to the fund in any year. Revenues collected that are in excess of \$16,000 must be credited to the General Fund.

