

# MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 1326, L.D. 1918, Bill, "An Act to Generate Revenue by Raising Certain Taxes"

Amend the bill by striking out all of sections 1 to 6 and inserting in their place the following:

'Sec. 1. 36 MRSA §1752, sub-§8-A is enacted to read:

8-A. Prepared food. "Prepared food" means meals served on or off the premises of the retailer; drinks or food furnished, prepared or served for consumption at tables, chairs or counters or from trays, glasses, dishes or other tableware provided by the retailer; food that is ordinarily sold by the retailer for immediate consumption on or near the location of the retailer, even though the products are sold on a take-out or to-go order and are actually packaged or wrapped and taken from the premises; food that is sold from a retail location from which food is ordinarily sold for consumption without further preparation or storage; heated food or drinks; and sandwiches.'

Further amend the bill in section 7 in the first paragraph in the 4th and 5th lines from the end (page 2, lines 35 and 36 in L.D.) by striking out the following: "food products described in section 1760, subsection 3, paragraphs A to E" and inserting in its place the following: 'prepared food described in section 1752, subsection 8-A, sold in establishments that are licensed for on-premises consumption of liquor, pursuant to Title 28-A, chapter 43'

Further amend the bill by striking out all of sections 10 to 16 and inserting in their place the following:

'Sec. 10. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

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2		1991-92	1992-93
4	<b>CORRECTIONS, DEPARTMENT OF</b>		
6	<b>Correctional Services</b>		
8	All Other	\$1,071,677	\$1,500,000
10	<b>DEPARTMENT OF CORRECTIONS</b>		
	<b>TOTAL</b>	<u>\$1,071,677</u>	<u>\$1,500,000</u>
12			
	<b>EXECUTIVE DEPARTMENT</b>		
14	<b>Office of Substance Abuse</b>		
16	All Other	\$114,000	\$114,000
18			
	<b>EXECUTIVE DEPARTMENT</b>		
20	<b>TOTAL</b>	<u>\$114,000</u>	<u>\$114,000</u>
22	<b>HUMAN SERVICES, DEPARTMENT OF</b>		
24	<b>Congregate Housing</b>		
26	All Other	\$133,000	\$53,000
28	<b>Bureau of Elder and</b>		
	<b>Adult Services</b>		
30	All Other	\$320,000	\$320,000
32			
	<b>Long-term Care-</b>		
34	<b>Human Services</b>		
36	All Other	\$196,012	\$199,590
38	<b>Aid for Families with</b>		
	<b>Dependent Children</b>		
40	All Other	\$1,762,028	\$2,114,434
42			
	<b>Medical Care -Payments</b>		
44	<b>to Providers</b>		
46	All Other	\$790,100	\$1,076,326

2	<b>Welfare Employment, Education</b>		
4	<b>and Training</b>		
6	All Other	\$1,433,183	\$1,047,544
8	<b>Maine Health Program</b>		
10	All Other	\$900,000	\$2,395,106
12	<b>DEPARTMENT OF HUMAN SERVICES</b>		
14	<b>TOTAL</b>	<u>\$5,534,323</u>	<u>\$7,206,000</u>
16	<b>MENTAL HEALTH AND MENTAL</b>		
18	<b>RETARDATION, DEPARTMENT OF</b>		
20	<b>Mental Health Services -</b>		
22	<b>Children</b>		
24	All Other	\$180,000	\$180,000
26	<b>DEPARTMENT OF MENTAL HEALTH</b>		
28	<b>AND MENTAL RETARDATION</b>		
30	<b>TOTAL</b>	<u>\$180,000</u>	<u>\$180,000</u>
32	<b>TOTAL APPROPRIATIONS</b>	<u>\$6,900,000</u>	<u>\$9,000,000</u>

32       **Sec. 11. Effective date.** That section of this Act that amends  
 34       the Maine Revised Statutes, Title 36, section 1811 is effective  
 36       August 1, 1991.'

38       Further amend the bill by renumbering the sections read  
 40       consecutively.

42       Further amend the bill by inserting at the end before the  
 44       statement of fact the following:

**FISCAL NOTE**

46       This bill would generate an estimated \$6,900,000 in General  
 Fund revenue in fiscal year 1991-92 and \$9,000,000 in fiscal year  
 1992-93. These funds are appropriated to various departments and  
 agencies as depicted in the appropriation section.'

HOUSE OF REPRESENTATIVES

STATEMENT OF FACT

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This amendment raises the sales tax rate to 8%, an increase of 1% above the level included in other legislation. It would raise and appropriate \$15,900,000 in General Fund revenue.

Reported by the Minority of the Committee on Taxation  
Reproduced and distributed under the direction of the Clerk of the  
House  
(6/30/91) (Filing No. H-737)