

# MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1456, L.D. 2047, Bill, "An Act to Implement the Recommendations of the Governor's Advisory Committee on Gambling"

Amend the bill in section 1 in the first paragraph in the 5th line (page 1, line 11 in L.D.) by striking out the following: "\$432." and inserting in its place the following: '\$400. A special per-game license may be issued to any qualified nonprofit organization for the purposes of operating a game of "beano" or "bingo" for a fee of \$5.00. The special per-game license may not be issued more than 6 times to any one organization in a calendar year.'

Further amend the bill in section 3 in that part designated "§317-A." in subsection 2 in the 11th line (page 2, line 30 in L.D.) by inserting after the following: "designee." the following: 'Upon the licensee's request for a hearing, the Commissioner of Public Safety shall provide a hearing.'

Further amend the bill in section 3 in that part designated "§317-A." in subsection 3 in the 7th line (page 2, line 47 in L.D.) by inserting after the following: "designee." the following: 'Upon the licensee's request for a hearing, the Commissioner of Public Safety shall provide a hearing.'

Further amend the bill in section 4 by striking out all of the first line (page 3, line 7 in L.D.) and inserting in its place the following:

'Sec. 4. 17 MRSA §326, sub-§4 is enacted to read:'

COMMITTEE AMENDMENT

R. 13.

2 Further amend the bill in section 4 by striking out all of  
subsection 4 (page 3, lines 9 to 19 in L.D.)

4  
6 Further amend the bill in section 4 by renumbering  
subsection 5 to be subsection 4.

8 Further amend the bill in section 6 in subsection 2 in the  
5th line (page 4, line 4 in L.D.) by striking out the following:  
10 "\$720" and inserting in its place the following: '\$700'

12 Further amend the bill in section 8 in that part designated  
"§343-A." in subsection 2 in the 11th line (page 5, line 12 in  
14 L.D.) by inserting after the following: "designee." the  
following: 'Upon the licensee's request for a hearing, the  
16 Commissioner of Public Safety shall provide a hearing.'

18 Further amend the bill in section 8 in that part designated  
"§343-A." in subsection 3 in the 7th line (page 5, line 29 in  
20 L.D.) by inserting after the following: "designee." the  
following: 'Upon the licensee's request for a hearing, the  
22 Commissioner of Public Safety shall provide a hearing.'

24 Further amend the bill by inserting after section 8 the  
following:

26 'Sec. 9. Allocation. The following funds are allocated from  
28 Other Special Revenue to carry out the purposes of this Act.

30 1998-99

32 PUBLIC SAFETY, DEPARTMENT OF

34 Administration

36	Positions - Legislative Count	(4,000)
	Personal Services	\$121,928
38	All Other	85,131
	Capital Expenditures	58,500

40  
42 Provides funds for  
one Detective position, one  
44 Clerk Typist III position and  
2 Public Safety Inspector I  
positions to provide  
46 additional assistance in the  
enforcement and

# COMMITTEE AMENDMENT

A.S.

2 administration of beano and  
3 games of chance activities.

4 **DEPARTMENT OF PUBLIC SAFETY**  
5 **TOTAL**

\$265,559'

6  
7 Further amend the bill by relettering or renumbering any  
8 nonconsecutive Part letter or section number to read  
9 consecutively.

10  
11 Further amend the bill by inserting at the end before the  
12 summary the following:

14 **FISCAL NOTE**

16 **1998-99**

18 **APPROPRIATIONS/ALLOCATIONS**

20 Other Funds \$265,559

22 **REVENUES**

24 Other Funds \$221,167

26 Increasing beano and games of chance license fees will  
27 increase dedicated revenue to the Department of Public Safety by  
28 \$221,167 in fiscal year 1998-99 and \$241,273 annually beginning  
29 in fiscal year 1999-2000. This additional revenue will provide  
30 funding to the department for the costs, totaling \$265,559 in  
31 fiscal year 1998-99, \$240,249 in fiscal year 1999-2000 and  
32 \$241,273 in fiscal year 2000-01, associated with 4 new positions:  
33 a Detective; a Clerk Typist III; and 2 Public Safety Inspector  
34 I's. These positions are required to provide additional  
35 assistance in the enforcement and administration of beano and  
36 games of chance activities. There is a sufficient carrying  
37 balance in the Beano and Games of Chance account to cover the  
38 difference between revenue and allocations in fiscal year 1998-99.

40 This bill may increase prosecutions for Class D crimes. If  
41 a jail sentence is imposed, the additional costs to the counties  
42 are estimated to be \$86.45 per day per prisoner. These costs are  
43 not reimbursed by the State. The number of prosecutions that may  
44 result in a jail sentence and the resulting costs to the county  
45 jail system are expected to be insignificant.

46  
47 The additional workload, administrative costs and indigent  
48 defense costs associated with the minimal number of new criminal  
49 cases and civil suits filed in the court system can be absorbed  
50 within the budgeted resources of the Judicial Department. The

**COMMITTEE AMENDMENT**

R. S.

2 collection of additional fines and filing fees may also increase  
General Fund revenue by minor amounts.'

4

**SUMMARY**

6

8 This amendment changes the yearly fees for beano, bingo and  
games of chance licenses from \$432 to \$400 and \$720 to \$700,  
10 respectively. This amendment adds a special license fee of \$5  
per game. This amendment removes the renting restrictions placed  
12 upon licensed organizations as applied to the operation of beano  
and bingo games. This amendment clarifies that a request for a  
14 hearing must be granted to a licensee by the Commissioner of  
Public Safety in accordance with the Maine Administrative  
16 Procedure Act.

16

18 This amendment also adds an allocation and a fiscal note to  
the bill.

**COMMITTEE AMENDMENT**