

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 449

H.P. 341

House of Representatives, February 4, 2003

**An Act To Require All Fees, Fines and Penalties To Be Deposited
into the General Fund**

Reference to the Committee on State and Local Government suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative JOY of Crystal.

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, CARR of Lincoln, SHERMAN of Hodgdon, TRAHAN of Waldoboro, Senator: STANLEY of Penobscot.

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

4 **Sec. 1. 5 MRSA §131**, as amended by PL 1989, c. 501, Pt. P, §7
and PL 1995, c. 502, Pt. E, §30, is further amended to read:

6 **§131. Departmental collections**

8 Every department and agency of the State, whether located at
10 the Capitol or not, collecting or receiving public money, or
12 money from any source whatsoever, belonging to or for the use of
14 the State, or for the use of any state department or agency,
16 shall pay the same immediately into the State Treasury, without
18 any deductions on account of salaries, fees, costs, charges,
20 expenses, refunds, claims or demands of any description
22 whatsoever. The Bureau of Parks and Lands ~~shall be allowed to~~
24 may refund daily use and camping fees based on the Bureau of
26 Parks and Lands standard refund policies. Any department or
28 agency ~~may~~ shall deposit such money to the credit of the State
upon communicating with the Treasurer of State and receiving from
the Treasurer of State instructions as to what state depository
may be used for that purpose and in every such case, the
depositor shall send to the Treasurer of State a statement of the
deposits certified by the bank receiving ~~it~~ them. Beginning
October 1, 2003, notwithstanding any law to the contrary, the
Treasurer of State shall deposit into the General Fund all public
money received as fines, forfeitures, fees and penalties imposed
and collected by every department and agency of the State. This
section ~~shall~~ does not apply to county or town officers.

30 **Sec. 2. Statutory revisions.** The Commissioner of Administrative
32 and Financial Services shall prepare legislation that amends the
34 Maine Revised Statutes to reflect the intent of this Act. The
commissioner shall submit this legislation to the Second Regular
Session of the 121st Legislature no later than November 1, 2003.

36 **SUMMARY**

38 This bill requires, beginning October 1, 2003, all fines,
40 forfeitures, fees and penalties collected by a department or
42 agency of the State to be deposited into the General Fund. This
bill requires the Commissioner of Administrative and Financial
44 Services to submit legislation that amends the Maine Revised
Statutes to change any provisions of current law to effectuate
the intent of this bill.