

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 1405

H.P. 1032

House of Representatives, March 20, 2003

**An Act To Adjust Fees Charged for Licenses Issued by the Bureau
of State Police Licensing Division**

Submitted by the Department of Public Safety pursuant to Joint Rule 204.
Reference to the Committee on Criminal Justice and Public Safety suggested and ordered
printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BLANCHETTE of Bangor.
Cosponsored by Senator MAYO of Sagadahoc.

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

2
4 **Sec. 1. 15 MRSA §393, sub-§6**, as enacted by PL 1977, c. 225,
§2, is amended to read:

6 **6. Filing fee.** The commissioner may establish a reasonable
filing fee not to exceed ~~\$25~~ \$50 to defray costs of processing
8 applications.

10 **Sec. 2. 17 MRSA §314, 2nd ¶**, as amended by PL 1997, c. 684,
§1, is further amended to read:

12 The fee for such a license to any nonprofit organization is
14 ~~\$12.00~~ \$14.25 for each calendar week, or portion thereof, that
the amusement is to be operated, or the license may be issued for
16 a calendar month for a fee of ~~\$36.00~~ \$42.50 or a calendar year
for a fee of ~~\$400~~ \$472. A special per-game license may be issued
18 to any qualified nonprofit organization for the purposes of
operating a game of "beano" or "bingo" for a fee of \$5.00. The
20 special per-game license may not be issued more than 6 times to
any one organization in a calendar year. All license fees must
22 be paid to the Treasurer of State to be credited to the General
Fund. A license is not assignable or transferable. Nothing
24 contained in this section may be construed to prohibit any
volunteer fire department or any agricultural fair association or
26 bona fide nonprofit charitable, educational, political, civic,
recreational, fraternal, patriotic, religious, veterans'
28 organization or auxiliary of any of them from obtaining licenses
for a period not to exceed 6 months on one application. No more
30 than one license may be issued to any organization for any one
period. No more than one licensee may operate or conduct a game
32 of "beano" or "bingo" on the same premises on the same date.

34 **Sec. 3. 17 MRSA §339**, as amended by PL 1997, c. 684, §6, is
further amended to read:

36 **§339. Fees**

38 **1. Original application fee.** The original application for a
40 license to operate a game of chance must be accompanied by a fee
of ~~\$7.50~~ \$15. This is not a fee for a license and is not
42 refundable.

44 **2. Operation of games of chance.** Except as provided in
subsection 3, the fee for a license to operate a game of chance
46 is ~~\$15~~ \$17.50 for each week computed on a Monday to Sunday basis
or portion thereof. The license may be issued for a calendar
48 month for a fee of ~~\$60~~ \$70 or for a calendar year for a fee of
~~\$700~~ \$820.

50

2 Any combination of monthly or weekly licenses may be issued.
3 Except as provided in subsection 3, licenses to conduct any
4 authorized game of chance may be issued for a period not to
5 exceed 6 months on one application.

6 **2-A. Operation of electronic video machines.** The fee for a
7 game of chance license to operate an electronic video machine is
8 ~~\$15~~ \$30 for each week computed on a Monday to Sunday basis or
9 portion of a week. The license may be issued for a calendar
10 month for a fee of ~~\$60~~ \$120.

12 Any combination of monthly or weekly licenses may be issued.
13 Licenses to operate an authorized electronic video machine may be
14 issued for a period not to exceed 6 months on one application.

16 **3. Games of cards.** The fee for a license issued to an
17 organization to operate a game of cards, when the organization
18 charges no more than \$1 daily entry fee for participation in the
19 games of cards and when no money or valuable thing other than the
20 \$1 daily entry fee is gambled by any person in connection with
21 the game of cards, is ~~\$7.50~~ \$15 for each calendar year or portion
22 thereof.

24 **4. Distributors.** The fee for a license issued to a
25 distributor is ~~\$625~~ \$750 for each calendar year or portion
26 thereof.

28 **5. Printers.** The fee for a license issued to a printer is
29 ~~\$15~~ \$500 for each calendar year or portion thereof.

30 **6. Application.** Licenses to operate any authorized game of
31 chance may be issued for a period not to exceed 6 months on one
32 application.

34 All fees required by this section must accompany the
35 application for any license issued by authority of this chapter.

38 Fees submitted as license fees must be refunded if the
39 license is not issued. Rebates may not be given for any unused
40 license or portion of an unused license. If any license is
41 suspended or revoked as provided by this chapter, fees paid for
42 licenses issued may not be refunded.

44 **Sec. 4. 25 MRSA §2003, sub-§1, ¶E,** as amended by PL 1993, c.
45 524, §§5-8 and as amended by PL 1995, c. 560, Pt. K, §82 and
46 affected by §83 and as amended by PL 2001, c. 354, §3, is further
47 amended by amending subparagraph (4) to read:

2 (4) Submits an application fee along with the written
application to the proper issuing authority pursuant to
4 the following schedule:

6 (a) Resident of a municipality or unorganized
territory, ~~\$35~~ \$60 for an original or renewal
application and ~~\$20 for a renewal, except that a~~
8 ~~person who paid \$60 for a concealed firearms~~
~~permit or renewal during 1991 or 1992 is entitled~~
10 ~~to a credit toward renewal fees in an amount equal~~
~~to \$30 for a person who paid \$60 for an original~~
12 ~~application and \$45 for a person who paid \$60 for~~
~~a permit renewal. The credit is valid until fully~~
14 ~~utilized; and~~

16 (b) Nonresident, ~~\$60~~ \$120 for an original or
renewal application, ~~except that a person who paid~~
18 ~~\$80 for a concealed firearms permit during 1991 or~~
~~1992 is entitled to a \$20 credit toward permit~~
20 ~~renewal fees. The credit is valid until fully~~
~~utilized; and~~

22 **Sec. 5. 32 MRSA §8117, sub-§1**, as amended by PL 1991, c. 780,
24 Pt. H, §2, is further amended to read:

26 **1. Amount.** The fee for an original biennial license is ~~\$400~~
\$600, of which ~~\$50~~ \$100 must be submitted with the application
28 and ~~\$350~~ \$500 must be submitted upon issuance of the license.
The fee for a biennial renewal is ~~\$200~~ \$300, which is refundable
30 upon denial of renewal. The fee for an investigative assistant's
license is ~~\$300~~ \$450, of which \$100 must be submitted with the
32 application and ~~\$200~~ \$350 must be submitted upon issuance of the
license.

34 **Sec. 6. 32 MRSA §9407, sub-§1**, as amended by PL 1983, c. 221,
36 §3, is further amended to read:

38 **1. Application; fee.** Applications for original licenses
shall ~~must~~ be made to the commissioner on forms prescribed by ~~him~~
40 ~~the commissioner~~ with respect to the requirements of section
9405. The fee for a license application is ~~\$400~~ \$750, of which
42 \$100 must be submitted with the application and ~~\$300~~ \$650 must be
submitted upon issuance of the license. In addition to the
44 remainder of the fee for the license application, the applicant
must submit \$10 for each employee on the list required to be
46 submitted pursuant to section 9405, subsection 1-A, paragraph F,
subparagraph 6, upon issuance of the license. If the previously
48 issued license has expired and has not been renewed within a
period of 60 days, the application shall ~~must~~ be considered the

original application and the same fees and all requirements of an original application shall apply.

Sec. 7. 32 MRSA §9408, as amended by PL 1983, c. 221, §4, is further amended to read:

§9408. Renewal of license

Each contract security company license shall ~~must~~ be issued for a term of one year and is, unless revoked or suspended, renewable annually. The fee for a license renewal is ~~\$200~~ \$500, which is refundable upon denial of renewal. In addition to the fee for the license renewal, the applicant must submit \$10 for each employee employed on the date of the license renewal and who performs security guard functions within the State.

Sec. 8. 32 MRSA §9410-A, sub-§2, as enacted by PL 1987, c. 170, §12, is amended to read:

2. Reporting new security guards to commissioner. A licensee shall notify the commissioner of all employees who will perform security guard functions in the State and who were not listed in the application for a contract security company license before the date that the employee begins to perform security guard functions in the State. The notice shall must be made on forms prescribed by the commissioner and accompanied by \$10 for each employee listed on the notice. The forms shall must contain, but not be limited to, the following information:

- A. The employee's full name;
- B. The employee's full current address and addresses for the prior 5 years; and
- C. The employee's date and place of birth, height, weight and color of eyes.

SUMMARY

This bill adjusts fees collected for issuance of licenses and permits issued by the Department of Public Safety, Bureau of State Police, Licensing Division for games of chance and beano, contract security guard companies, private investigators and firearms permits.