

MAINE STATE LEGISLATURE

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L.D. 1820

DATE: 4-12-04

(Filing No. H-894)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND SPECIAL SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1342, L.D. 1820, Bill, "An Act To Establish the Gambling Control Board To License and Regulate Slot Machines at Commercial Harness Racing Tracks"

Amend the amendment on page 1 by inserting after subsection 4-A the following:

'Sec. A-2. 5 MRSA c. 389 is enacted to read:

CHAPTER 389

MAINE TRIBAL FUND

§13251. Maine Tribal Fund

1. Fund created. The Maine Tribal Fund, referred to in this section as "the fund," is created to expand housing and access to health care for Maine's Indian tribes and economic development of the Passamaquoddy Indian territory, as defined in Title 30, section 6205, subsection 1, the Penobscot Indian territory, as defined in Title 30, section 6205, subsection 2, and the territory of the Houlton Band of Maliseet Indians.

2. Administration of fund; distribution. The Commissioner of Economic and Community Development, in consultation with the council of the Penobscot Nation, the Joint Tribal Council of the Passamaquoddy Tribe and the council of the Houlton Band of Maliseet Indians, shall administer the fund and determine the best use of money in the fund for the purposes stated in subsection 1.'

2006

2 Further amend the amendment on page 3 in Part A, section 4
by striking out all of the first line (page 3, line 11 in
4 amendment) and inserting in its place the following:

6 'Sec. A-4. 8 MRSA §299 is enacted to read:'

8 Further amend the amendment on page 3 in Part A, section 4
by striking out all of that part designated "~~§300.~~" (page 3,
10 lines 41 to 50 and page 4, lines 1 to 5 in amendment)

12 Further amend the amendment on pages 15 and 16 by striking
out all of paragraph I (page 15, lines 47 to 50 and page 16,
14 lines 1 to 9 in amendment) and inserting in its place the
following:

16 'I. Two percent of the total gross slot machine income must
18 be forwarded to the Treasurer of State to be deposited in
20 the Maine Tribal Fund established in Title 5, section 13251
22 to expand housing and access to health care for Maine's
Indian tribes and economic development of the territories of
Maine's Indian tribes; and'

24 Further amend the amendment on page 17 by striking out all
of Part B, section 9 and inserting in its place the following:

26 'Sec. B-9. Appropriations and allocations. The following
28 appropriations and allocations are made.

30 **AGRICULTURE, FOOD AND RURAL RESOURCES,**
32 **DEPARTMENT OF**

34 **Harness Racing Commission 0320**

Initiative: Allocates funds for distribution of revenues to
36 various accounts.

38	Other Special Revenue Funds	2003-04	2004-05
	All Other	\$0	\$3,160,059
40		<hr/>	<hr/>
	Other Special Revenue Funds Total	\$0	\$3,160,059

42 **AGRICULTURE, FOOD AND RURAL RESOURCES,**
44 **DEPARTMENT OF**
46 **DEPARTMENT TOTALS**

		2003-04	2004-05
	OTHER SPECIAL REVENUE FUNDS	\$0	\$3,160,059
48		<hr/>	<hr/>
	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$3,160,059

50 **ATTORNEY GENERAL, DEPARTMENT OF THE**

10/13

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1342,
L.D. 1820

2 Administration - Attorney General 0310

4 Initiative: Provides funds for an Assistant Attorney General
6 position to assist in rulemaking, forfeitures, license
application denial appeals and other required legal services.

8	General Fund	2003-04	2004-05
	Positions - Legislative Count	(0.000)	(1.000)
10	Personal Services	\$0	\$62,234
	All Other	0	8,996
12		<hr/>	<hr/>
	General Fund Total	\$0	\$71,230

14	ATTORNEY GENERAL, DEPARTMENT OF THE		
16	DEPARTMENT TOTALS		
		2003-04	2004-05
18	GENERAL FUND	\$0	\$71,230
20	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$71,230

22 **ECONOMIC AND COMMUNITY DEVELOPMENT,**
24 **DEPARTMENT OF**

26 **Maine Tribal Fund**

28 Initiative: Allocates funds received from gross slot machine
income of slot machines at commercial harness racing tracks.

30	Other Special Revenue Funds	2003-04	2004-05
	All Other	\$0	\$316,979
32		<hr/>	<hr/>
	Other Special Revenue Funds Total	\$0	\$316,979

34	ECONOMIC AND COMMUNITY		
36	DEVELOPMENT, DEPARTMENT OF		
	DEPARTMENT TOTALS		
		2003-04	2004-05
38	OTHER SPECIAL REVENUE FUNDS	\$0	\$316,979
40	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$316,979

42 **FINANCE AUTHORITY OF MAINE**

44 **Student Financial Assistance Programs 0653**

46 Initiative: Allocates funds for the University of Maine System
48 Scholarship Fund.

HOUSE AMENDMENT

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1342,
L.D. 1820

2	Other Special Revenue Funds	2003-04	2004-05
	All Other	\$0	\$316,979
4	Other Special Revenue Funds Total	\$0	\$316,979
6	FINANCE AUTHORITY OF MAINE		
8	DEPARTMENT TOTALS	2003-04	2004-05
	OTHER SPECIAL REVENUE FUNDS	\$0	\$316,979
10	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$316,979
12			
14	PUBLIC SAFETY, DEPARTMENT OF		
16	Gambling Control Board		
18	Initiative: Provides funds for one Director position, one State		
20	Police Lieutenant position, one State Police Sergeant position,		
22	one State Police Detective position, one Identification		
24	Specialist II position, one Auditor II position, 2 Public Safety		
	Inspector I positions, 2 Clerk Typist III positions and general		
	operating expenses, which include the installation and		
	administration of an on-line monitoring system and the costs of		
	conducting necessary background checks.		
26	General Fund	2003-04	2004-05
	Positions - Legislative Count	(0.000)	(10.000)
28	Personal Services	\$0	\$852,963
	All Other	0	846,585
30	Capital Expenditures	0	55,000
32	General Fund Total	\$0	\$1,754,548
34	PUBLIC SAFETY, DEPARTMENT OF		
36	DEPARTMENT TOTALS	2003-04	2004-05
	GENERAL FUND	\$0	\$1,754,548
38	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,754,548
40			
42	MAINE COMMUNITY COLLEGE SYSTEM,		
	BOARD OF TRUSTEES OF THE		
44	Maine Community College System - Board of Trustees	0556	
46	Initiative: Allocates funds for the scholarship program.		
48	Other Special Revenue Funds	2003-04	2004-05
	All Other	\$0	\$158,489
50	Other Special Revenue Funds Total	\$0	\$158,489

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1342,
L.D. 1820

2	MAINE COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE		
4	DEPARTMENT TOTALS	2003-04	2004-05
6	OTHER SPECIAL REVENUE FUNDS	\$0	\$158,489
8	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$158,489
10	SECTION TOTALS	2003-04	2004-05
12	GENERAL FUND	\$0	\$1,825,778
14	OTHER SPECIAL REVENUE FUNDS	0	3,952,506
16	SECTION TOTAL - ALL FUNDS	\$0	\$5,778,284'

18 Further amend the amendment by relettering or renumbering
any nonconsecutive Part letter or section number to read
consecutively.

22 SUMMARY

24 Committee Amendment "A" creates the Fund to Stabilize
Off-track Betting Facilities and distributes 2% of the gross slot
26 machine income to this fund.

28 This amendment removes the fund and the distribution to that
fund and instead distributes the 2% of the gross slot machine
30 income to the Maine Tribal Fund, a fund established in the
amendment to be administered by the Department of Economic and
32 Community Development in consultation with the council of the
Penobscot Nation, the Joint Tribal Council of the Passamaquoddy
34 Tribe and the council of the Houlton Band of Maliseet Indians to
expand housing and access to health care for Maine's Indian
36 tribes and economic development of the territories of Maine's
Indian tribes.

40 FISCAL NOTE REQUIRED 42 (See attached)

44 SPONSORED BY: *Mary Condon*
46 (Representative ANDREWS)

48 TOWN: York

50



**121st Maine Legislature
Office of Fiscal and Program Review**

LD 1820

An Act To Establish the Gambling Control Board To License and Regulate Slot Machines at Commercial Harness Racing Tracks

LR 2664(12)

Fiscal Note for House Amendment " " to Committee Amendment " "

Sponsor: Rep. Andrews

Fiscal Note Required: Yes

Fiscal Note

	2003-04	2004-05	Projections 2005-06	Projections 2006-07
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$0	\$0	\$0
Revenue				
Other Special Revenue Funds	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This amendment has no net effect on Other Special Revenue Funds. The deletion of the Fund to Stabilize Off-Track Betting Facilities will decrease the Other Special Revenue Funds allocations and revenues for the Department of Agriculture, Food and Rural Resources by \$316,979 in fiscal year 2004-05. These losses will be offset by an increase in Other Special Revenue Funds allocations and revenues of the same amount in fiscal year 2004-05 for the Department of Economic and Community Development.