MAINE STATE LEGISLATURE

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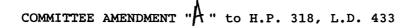


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	L.D. 433						
2	DATE: 3/28/05 (Filing No. H-81)						
4							
6	AGRICULTURE, CONSERVATION AND FORESTRY						
8							
10	Reproduced and distributed under the direction of the Clerk of the House.						
12	STATE OF MAINE						
14	HOUSE OF REPRESENTATIVES 122ND LEGISLATURE FIRST REGULAR SESSION						
16							
18	A						
	COMMITTEE AMENDMENT "A" to H.P. 318, L.D. 433, Bill, "An						
20	Act To Allow the Department of Conservation To Create Dedicated Accounts for Sales of Merchandise and Acceptance of Donations"						
22	Accounts for bares of Merchandrise and Acceptance of Donacrons						
24	Amend the bill by inserting after the title the following:						
24	'Emergency preamble. Whereas, acts of the Legislature do not						
26	become effective until 90 days after adjournment unless enacted as emergencies; and						
28	ab omorgonous, and						
30	Whereas, this Act authorizes the establishment of a dedicated account to increase funds available for programs within						
32	the Department of Conservation; and						
34	Whereas, the funding is generated by the sale of merchandise to the public and anticipated sales will be greatest during the						
J I	summer months when numbers of visits to state parks and historic						
36	sites are high; and						
38	Whereas, the additional funding provided from sales will						
4.0	assist the Department of Conservation in its mission of providing						
40	recreational opportunities and serving as an exemplary steward of the public lands of the State; and						
42							
4.4	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of						
44	Maine and require the following legislation as immediately						
46	necessary for the preservation of the public peace, health and						
4.0	safety; now, therefore,'						
48	Further amend the bill in section 1 in that part designated						
50	"§5012-A." in the indented paragraph in the 3rd line (page 1,						
52	line 10 in L.D.) by inserting after the following: "such as" the following: ', but not limited to,'						
J Z	TOTIOMING: YOUR HOL TIMITER TOY						

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2	Further amend the bill in section 1 in that part designated "\$5012-A." by inserting at the end the following:					
4	'Merchandise sold by the commissioner must be of good					
6	quality and appropriate for sale by the department. To the extent the commissioner needs to contract with vendors to obtain					
8	goods or services in order to develop, create or manufacture merchandise for sale, the commissioner shall, to the maximum					
10	extent practicable, contract with vendors located in this State. The commissioner shall register with the United States Library of					
12	Congress, United States Copyright Office a copyright in any original pictorial, graphic or other artwork or original work of					
14	authorship produced by or under the direction of the department as a work made for hire that is used in merchandise sold by the					
16	department. The commissioner may use, manage or administer any copyright held by or license to use copyrighted materials					
18	obtained by the department and may manage the copying, use and					
20	dissemination of copies of copyrighted materials in which the department holds a copyright or license.					
22	Further amend the bill by inserting after section 1 the following:					
24	'Sec. 2. Appropriations and allocations. The following					
26	appropriations and allocations are made.					
28	CONSERVATION, DEPARTMENT OF					
30	Administrative Services - Conservation 0222					
32	Initiative: Provides allocations for the newly established General Merchandise and Donations account.					
34						
36	OTHER SPECIAL REVENUE FUNDS 2005-06 2006-07 All Other \$5,000 \$5,000					
38						
40	OTHER SPECIAL REVENUE FUNDS TOTAL \$5,000 \$5,000					
42	Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.'					
44						
46	SUMMARY					
48	This amendment adds an emergency to the bill. It directs the Commissioner of Conservation to register for copyright					

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protection original artwork used on products for sale, to

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 318, L.D. 433

contract with Maine businesses for the production of merchandise whenever possible and to limit sales to products of high quality and appropriate for sale by the department.

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FISCAL NOTE REQUIRED (See attached)

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COMMITTEE AMENDMENT



122nd MAINE LEGISLATURE

LD 433

LR 0639(02)

An Act To Allow the Department of Conservation To Create Dedicated Accounts for Sales of Merchandise and Acceptance of Donations

Fiscal Note for Bill as Amended by Committee Amendment " "
Committee: Agriculture, Conservation and Forestry
Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Appropriations/Allocations Other Special Revenue Funds	\$5,000	\$5,000	\$5,000	\$5,000
Revenue Other Special Revenue Funds	\$5,000	\$5,000	\$5,000	\$5,000

Fiscal Detail and Notes

Beginning in fiscal year 2005-06, the Department of Conservation will collect an estimated \$5,000 in annual Other Special Revenue Funds revenue as a result of being authorized to collect revenue from the sale of certain merchandise. The department will require additional annual Other Special Revenue Funds allocations of the same amount starting in fiscal year 2005-06.