

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1606

H.P. 1128

House of Representatives, March 21, 2007

**An Act To Direct Fines Collected on Tribal Lands to the
Passamaquoddy Tribe and the Penobscot Nation**

Reference to the Committee on Judiciary suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SOCTOMAH of the Passamaquoddy Tribe.
Cosponsored by Representative: LORING of the Penobscot Nation.

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

2 **Sec. 1. 30 MRSA §6210, sub-§5** is enacted to read:

3 **5. Penalties and fines.** Any civil penalties or fines or criminal fines imposed for a
4 violation of any tribal or state law within the Indian territory of the Passamaquoddy Tribe
5 or the Penobscot Nation must be remitted by the court imposing the penalty or fine to the
6 Passamaquoddy Tribe or the Penobscot Nation, respectively.

7 **Sec. 2. Effective date.** This Act does not take effect unless, within 60 days after
8 the adjournment of the Legislature, the Secretary of State receives written notification by
9 the Joint Tribal Council of the Passamaquoddy Tribe and the Tribal Chief and the
10 Council of the Penobscot Nation that the tribe and nation have agreed to the provisions of
11 this Act pursuant to 25 United States Code, Section 1725(e), copies of which must be
12 submitted by the Secretary of State to the Secretary of the Senate, the Clerk of the House
13 of Representatives and the Revisor of Statutes, except that in no event may this Act take
14 effect until 90 days after adjournment of the Legislature.

15 **SUMMARY**

16 This bill provides that any civil penalties or fines or criminal fines imposed for a
17 violation of any tribal or state law within the Indian territory of the Passamaquoddy Tribe
18 or the Penobscot Nation must be remitted by the court imposing the penalty or fine to the
19 Passamaquoddy Tribe or the Penobscot Nation, respectively.