

# MAINE STATE LEGISLATURE

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# 128th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2017

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Legislative Document

No. 626

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H.P. 442

House of Representatives, February 16, 2017

**An Act To Provide Funding for County Jails from Sales Tax  
Collected on Retail Sales of Marijuana and Marijuana Products**

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Reference to the Joint Select Committee on Marijuana Legalization Implementation suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative STETKIS of Canaan.  
Cosponsored by Senator WHITEMORE of Somerset and  
Representatives: FARRIN of Norridgewock, GRIGNON of Athens, HANINGTON of Lincoln,  
PICCHIOTTI of Fairfield, SKOLFIELD of Weld, STROM of Pittsfield, Senator: DAVIS of  
Piscataquis.

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

2 **Sec. 1. 34-A MRSA §1210-D, sub-§6** is enacted to read:

3 **6. Sales tax on retail marijuana and retail marijuana products.** Sales tax from  
4 retail marijuana and retail marijuana products collected pursuant to Title 36, section 1817  
5 must be deposited monthly in the fund and must be distributed to the counties for jail  
6 operations based on the formula established under subsection 4. Funds distributed to the  
7 counties pursuant to this subsection must be used to supplement and not supplant funding  
8 provided to the counties for jail operations from other funding sources.

9 **Sec. 2. 36 MRSA §1817, sub-§7**, as enacted by IB 2015, c. 5, §3, is amended to  
10 read:

11 **7. Application of tax revenues.** ~~All~~ Seventy-five percent of the sales tax revenue  
12 collected pursuant to this section must be deposited in the General Fund and 25% must be  
13 deposited in the County Jail Operations Fund pursuant to Title 34-A, section 1210-D,  
14 subsection 6. Sales tax revenue derived from the sale of retail marijuana and retail  
15 marijuana products that is deposited in the General Fund may not be used to directly fund  
16 any new state programs except that this revenue may be appropriated to the Maine  
17 Criminal Justice Academy for the purpose of training law enforcement personnel on retail  
18 marijuana and retail marijuana products laws and rules. Funds appropriated to the Maine  
19 Criminal Justice Academy pursuant to this subsection may be used only for the actual  
20 costs incurred to provide the necessary education and training of law enforcement  
21 personnel.

22 **SUMMARY**

23 This bill distributes 25% of tax revenues from the sales tax on retail marijuana and  
24 retail marijuana products to the counties to support county jail operations. The funds  
25 distributed to the counties under this bill must be distributed according to the formula  
26 established for funds in the County Jail Operations Fund and must be used to supplement  
27 and not to supplant funding provided to the counties for jail operations from other  
28 funding sources.