

MAINE STATE LEGISLATURE

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SA
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L.D. 1714

Date: 4/17/24

(Filing No. S- 73)

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STATE OF MAINE
SENATE
131ST LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1103,
L.D. 1714, "An Act to Create a Sustainable Funding Source for Recovery Community
Centers Using a Percentage of the Adult Use Cannabis Tax Revenue"

Amend the amendment by inserting after the 2nd instructional paragraph the following:

'Amend the bill in section 1 in §20012 by striking out all of subsection 2 (page 1, lines
21 to 29 in L.D.) and inserting the following:

2. Sources of funds. The State Controller shall credit to the fund:

A. Beginning July 1, 2025 and annually thereafter, a transfer of \$2,000,000 from the
Adult Use Cannabis Public Health and Safety and Municipal Opt-in Fund established
in Title 28-B, section 1101 for operational support for recovery community centers and
to provide funding for capacity building for recently established or new recovery
community centers;

B. All money from any other source, whether public or private, designated for deposit
into or credited to the fund; and

C. Interest earned or other investment income on balances in the fund.'

Amend the amendment by striking out all of subsection 3 (page 1, lines 32 and 33 and
page 2, lines 1 and 2 in amendment) and inserting the following:

3. Uses of fund. Money credited to the fund pursuant to subsection 2 must be
expended by the office to fund recovery community centers. Money distributed from the
fund must supplement, and may not supplant, the level of state General Fund dollars
received from the State by a recovery community center in fiscal year 2022-23.'

Amend the amendment on page 2 by striking out all of the first and 2nd instructional
paragraphs and inserting the following:

'Amend the bill by striking out all of section 2 and inserting the following:

'Sec. 2. 28-B MRSA §1101, sub-§2, ¶C-1 is enacted to read:

C-1. Money credited to the fund must be expended to provide a transfer of \$2,000,000
by July 31st annually to the Recovery Community Centers Fund established pursuant
to Title 5, section 20012 for operational support for recovery community centers and

SENATE AMENDMENT

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to provide funding for capacity building for recently established or new recovery community centers.'

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 28-B MRSA §1101, sub-§2, ¶D, as enacted by PL 2023, c. 444, §1, is amended to read:

D. Any funds remaining in the fund after expenditures made in accordance with paragraphs A to C-1 must be used to fund:

(1) The cost of the tax deductions for business expenses related to carrying on a business as a cannabis establishment or a testing facility provided pursuant to Title 36, section 5122, subsection 2, paragraph PP and Title 36, section 5200-A, subsection 2, paragraph BB. By June 1st annually, the State Tax Assessor shall determine the cost of those deductions during the prior calendar year and report that amount to the State Controller, who shall transfer that amount from the remaining funds in the fund to the General Fund; and

(2) The cost of the position in the Bureau of Revenue Services within the department to administer the tax deductions provided pursuant to Title 36, section 5122, subsection 2, paragraph PP and Title 36, section 5200-A, subsection 2, paragraph BB. By June 1st annually, the commissioner shall determine the cost of the position in the bureau to administer those deductions during the prior calendar year and report that amount to the State Controller, who shall transfer that amount from the remaining funds in the fund to the General Fund.'

Amend the amendment by striking out all of section 4 and inserting the following:

'Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Recovery Community Centers Fund N445

Initiative: Provides allocation to allow expenditures for recovery community centers.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

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

SUMMARY

This amendment amends Committee Amendment "A" to remove from the bill the requirement that a portion of sales tax revenue received on the sale of adult use cannabis and adult use cannabis products and of the excise tax revenue collected on the sale of adult use cannabis be credited to the Recovery Community Centers Fund established by the bill. Instead, it requires that, beginning July 1, 2025 and annually thereafter, \$2,000,000 from the Adult Use Cannabis Public Health and Safety and Municipal Opt-in Fund established

SENATE AMENDMENT

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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1103, L.D. 1714 (S-731)

1 in the Maine Revised Statutes, Title 28-B, section 1101 be transferred to the Recovery
2 Community Centers Fund to fund recovery community centers. The amendment also
3 replaces the appropriations and allocations section.

4 SPONSORED BY: MR Rotundo

5 (Senator ROTUNDO, M.)

6 COUNTY: Androscoggin

FISCAL NOTE REQUIRED
(See attached)

SENATE AMENDMENT



131st MAINE LEGISLATURE

LD 1714

LR 1621(04)

An Act to Create a Sustainable Funding Source for Recovery Community Centers Using a Percentage of the Adult Use Cannabis Tax Revenue

Fiscal Note for Senate Amendment "A" to Committee Amendment "A" (S 731)
 Sponsor: Sen. Rotundo of Androscoggin
 Fiscal Note Required: Yes

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	(\$2,233,385)	(\$5,757,990)	(\$6,564,046)	(\$7,291,994)
Appropriations/Allocations				
Other Special Revenue Funds	(\$2,233,385)	(\$5,757,490)	(\$4,564,046)	(\$5,291,994)
Revenue				
General Fund	\$2,233,385	\$5,757,990	\$6,564,046	\$7,291,994
Other Special Revenue Funds	(\$2,233,385)	(\$5,757,990)	(\$4,564,046)	(\$5,291,994)
Transfers				
Other Special Revenue Funds	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This amendment removes the dedication of 12% of adult use cannabis sales and excise tax revenues to the Recovery Community Centers Fund (RCCF) within the Department of Health and Human Services, Office of Behavioral Health and replaces it with a \$2,000,000 transfer from the Adult Use Cannabis Public Health and Safety and Municipal Opt-in Fund to the RCCF. This will increase the General Fund revenue by \$2,233,385 in fiscal year 2023-24 and \$5,757,990 in fiscal year 2024-25 and decrease the Other Special Revenue Funds allocations to the Department of Health and Human Services by \$2,233,385 in fiscal year 2023-24 and \$5,757,490 in fiscal year 2024-25.