



131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

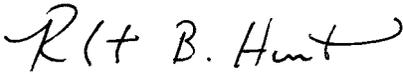
No. 1176

H.P. 748

House of Representatives, March 14, 2023

An Act to Create Municipal Cannabis Revenue Sharing

Reference to the Committee on Taxation suggested and ordered printed.


ROBERT B. HUNT
Clerk

Presented by Representative ADAMS of Lebanon.

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

2 **Sec. 1. 28-B MRSA §1101, sub-§2, ¶C**, as enacted by PL 2021, c. 645, §4 and
3 amended by c. 669, §5, is amended to read:

4 C. ~~Money credited to the fund may be expended by the~~ The department to shall on an
5 annual basis provide 20% of the money credited to the fund as reimbursement to a
6 municipality for qualifying expenses incurred as a result of the municipality's
7 municipalities ~~opting to permit the operation of some or all adult use cannabis~~
8 ~~establishments within the municipality. For the purposes of this paragraph, "qualifying~~
9 ~~expenses" means legal fees and costs associated with the drafting and adoption of a~~
10 ~~warrant article or the adoption or amendment of an ordinance, including the conduct~~
11 ~~of a town meeting or election, by a municipality that opted to permit the operation of~~
12 ~~some or all cannabis establishments within the municipality. Each municipality may~~
13 ~~receive funds, not to exceed \$20,000, only once for the reimbursement of qualifying~~
14 ~~expenses in accordance with this paragraph. Nothing in this paragraph may be~~
15 ~~construed to require the department to reimburse qualifying expenses incurred by a~~
16 ~~municipality if the department determines there are insufficient funds available to~~
17 ~~provide reimbursement. Under no circumstances may a municipality submit an initial~~
18 ~~application for the reimbursement of qualifying expenses more than 3 years after the~~
19 ~~municipality adopts a warrant article or adopts or amends an ordinance to allow for the~~
20 ~~operation of some or all adult use cannabis establishments within the municipality. The~~
21 ~~department may adopt rules to implement and administer the reimbursement of~~
22 ~~qualifying expenses to municipalities. Rules adopted pursuant to this paragraph are~~
23 ~~routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The~~
24 ~~department may not reimburse qualifying expenses under this paragraph accrued after~~
25 ~~July 1, 2027. The department shall distribute the reimbursement equally to all~~
26 municipalities that qualify for the reimbursement.

27 **SUMMARY**

28 This bill directs that 20% of the money credited to the Adult Use Cannabis Public
29 Health and Safety and Municipal Opt-in Fund be provided to municipalities that opted to
30 permit some or all adult use cannabis establishments.