



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1319

H.P. 942

House of Representatives, April 2, 2013

**An Act To Authorize a Federally Recognized Indian Tribe in the
State To Benefit from the Operation of an Existing Casino**

Reference to the Committee on Veterans and Legal Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BEAR of the Houlton Band of Maliseet Indians.
Cosponsored by Senator TUTTLE of York and
Representatives: EVANGELOS of Friendship, KINNEY of Limington.

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

2 **Sec. 1. 8 MRSA §1036, sub-§2-A**, as amended by PL 2011, c. 625, §§3 and 4
3 and c. 657, Pt. W, §5, is further amended to read:

4 **2-A. Distribution from casino of slot machine income.** A casino operator shall
5 collect and distribute ~~46%~~ 48% of the net slot machine income from slot machines
6 operated by the casino operator to the board for distribution by the board as follows:

7 A. Twenty-five percent of the net slot machine income must be forwarded directly
8 by the board to the Treasurer of State, who shall credit the money to the Department
9 of Education, to be used to supplement and not to supplant funding for essential
10 programs and services for kindergarten to grade 12 under Title 20-A, chapter 606-B;

11 B. Four percent of the net slot machine income must be forwarded by the board to
12 the University of Maine System Scholarship Fund created in Title 20-A, section
13 10909;

14 C. Three percent of the net slot machine income must be forwarded by the board to
15 the Board of Trustees of the Maine Community College System to be applied by the
16 board of trustees to fund its scholarships program under Title 20-A, section 12716,
17 subsection 1;

18 D. ~~Four~~ Six percent of the net slot machine income must be forwarded by the board
19 to the Treasurer of State, who shall distribute the funds to the tribal governments of
20 the Penobscot Nation ~~and~~, the Passamaquoddy Tribe and the Houlton Band of
21 Maliseet Indians;

22 E. Three percent of the net slot machine income must be deposited to the General
23 Fund for administrative expenses of the board, including gambling addiction
24 counseling services, in accordance with rules adopted by the board;

25 F. Two percent of the net slot machine income must be forwarded directly to the
26 municipality in which the casino is located;

27 G. One percent of the net slot machine income must be forwarded by the board to the
28 Treasurer of State, who shall credit the money to the Agricultural Fair Support Fund
29 established in Title 7, section 91;

30 H. One percent of the net slot machine income must be forwarded by the board to the
31 Treasurer of State, who shall credit the money to the fund established in section 298
32 to supplement harness racing purses;

33 I. One percent of the net slot machine income must be credited by the board to the
34 Sire Stakes Fund created in section 281;

35 J. One percent of the net slot machine income must be forwarded directly to the
36 county in which the casino is located to pay for mitigation of costs resulting from
37 gaming operations;

38 K. One percent of the net slot machine income must be forwarded by the board to the
39 Treasurer of State, who shall credit the money to the Maine Milk Pool, Other Special
40 Revenue Funds account within the Department of Agriculture, Conservation and

1 Forestry to help fund dairy farm stabilization pursuant to Title 7, sections 3153-B and
2 3153-D. This paragraph is repealed July 1, 2013;

3 L. Beginning July 1, 2013, 1/2 of 1% of the net slot machine income must be
4 forwarded by the board to the Treasurer of State, who shall credit the money to the
5 Maine Milk Pool, Other Special Revenue Funds account within the Department of
6 Agriculture, Conservation and Forestry to help fund dairy farm stabilization pursuant
7 to Title 7, sections 3153-B and 3153-D; and

8 M. Beginning July 1, 2013, 1/2 of 1% of the net slot machine income must be
9 forwarded by the board to the Treasurer of State, who shall credit the money to the
10 Dairy Improvement Fund established under Title 10, section 1023-P.

11 If a recipient of net slot machine income in paragraph D, H or I owns or receives funds
12 from a slot machine facility or casino, other than the casino in Oxford County or the slot
13 machine facility in Bangor, then the recipient may not receive funds under this
14 subsection, and those funds must be retained by the Oxford County casino operator.

15 **SUMMARY**

16 This bill provides the Houlton Band of Maliseet Indians the same distribution of net
17 slot machine income from casino slot machines as is provided to the Penobscot Nation
18 and the Passamaquoddy Tribe under current law.