



126th MAINE LEGISLATURE

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Legislative Document

No. 219

H.P. 180

House of Representatives, February 5, 2013

**An Act To Establish a Long-term Funding Source for the
Department of Inland Fisheries and Wildlife**

Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SHAW of Standish.
Cosponsored by Senator DUTREMBLE of York and
Representatives: BRIGGS of Mexico, DION of Portland, GILBERT of Jay, HARVELL of
Farmington, WOOD of Sabattus, Senators: JACKSON of Aroostook, SAVIELLO of Franklin.

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

2 **Sec. 1. 5 MRSA §282, sub-§9**, as amended by PL 2011, c. 652, §1 and affected
3 by §14, is further amended to read:

4 **9. Energy infrastructure benefits fund.** To establish an energy infrastructure
5 benefits fund. Except as otherwise provided by Title 35-A, section 122, subsections 1-C
6 and 6-B or any other law, including the Constitution of Maine, the fund consists of any
7 revenues derived from the use of state-owned land and assets for energy infrastructure
8 development pursuant to Title 35-A, section 122. Each fiscal year, the Treasurer of State
9 shall ~~transfer revenues collected in the fund to the Efficiency Maine Trust for deposit by~~
10 ~~the Efficiency Maine Trust Board in program funds pursuant to Title 35-A, section~~
11 ~~10103, subsection 4 and use by the trust in accordance with Title 35-A, section 10103,~~
12 ~~subsection 4 A. For the purposes of this subsection, "energy infrastructure" and "state-~~
13 ~~owned" have the same meanings as in Title 35-A, section 122, subsection 1.;~~

14 E. Transfer to the Department of Inland Fisheries and Wildlife for deposit in the
15 Inland Fisheries and Wildlife Fund, established in Title 12, section 10207, an amount
16 equal to 10% of all revenues derived from the use of state-owned land and assets for
17 energy infrastructure development pursuant to Title 35-A, section 122, up to a total of
18 \$5,000,000 in any fiscal year, adjusted for inflation. Beginning on July 1, 2014, the
19 Treasurer of State shall annually adjust the \$5,000,000 cap for inflation by
20 multiplying \$5,000,000 by a fraction, the numerator of which is the Consumer Price
21 Index for the 12-month period ending June 30th of the preceding calendar year and
22 the denominator of which is the Consumer Price Index for the 12-month period
23 ending June 30, 2013. For purposes of this paragraph, "Consumer Price Index"
24 means the average over a 12-month period of the National Consumer Price Index, not
25 seasonally adjusted, published monthly by the United States Department of Labor,
26 Bureau of Labor Statistics designated as the "National Consumer Price Index for All
27 Urban Consumers-United States City Average"; and

28 F. Transfer all other revenues collected in the fund to the Efficiency Maine Trust for
29 deposit by the Efficiency Maine Trust Board in program funds pursuant to Title
30 35-A, section 10103, subsection 4 and use by the trust in accordance with Title 35-A,
31 section 10103, subsection 4-A.

32 For the purposes of this subsection, "energy infrastructure" and "state-owned" have the
33 same meanings as in Title 35-A, section 122, subsection 1.

34 **Sec. 2. 12 MRSA §10207** is enacted to read:

35 **§10207. Inland Fisheries and Wildlife Fund**

36 **1. Fund established; use.** The Inland Fisheries and Wildlife Fund, referred to in
37 this section as "the fund," is established. The fund is a nonlapsing fund and receives
38 money deposited in the fund by the Treasurer of State pursuant to Title 5, section 282,
39 subsection 9. All money deposited in the fund and the earnings on that money remain in
40 the fund to be used for the operations, administration, personnel and other costs of the
41 department, as allocated by the Legislature.

