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Public Law
124th Legislature
First Regular Session

Chapter 417
H.P. 545 - L.D. 796

**An Act To Direct Fines Derived from Tribal Law Enforcement
Activities to the Passamaquoddy Tribe and the Penobscot Nation**

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

Sec. 1. 4 MRSA §1059 is enacted to read:

§ 1059. Fines; tribal law enforcement activities

1. Civil and criminal fines. Except as provided in subsection 2, a fine for a civil violation, traffic infraction or Class D or Class E crime imposed for a violation of any tribal or state law must be remitted to the Passamaquoddy Tribe or the Penobscot Nation, as appropriate, when a tribal law enforcement agency issued the ticket, complaint, summons or warrant or made the arrest related to the violation.

2. Exception; environmental violations. A fine imposed by a state court for a violation of Title 38 within the Indian territory of the Passamaquoddy Tribe or the Penobscot Nation may not be remitted to the Passamaquoddy Tribe or the Penobscot Nation. In addition to those costs awarded to the State pursuant to Title 14, section 1522, subsection 1, the court may award to the Passamaquoddy Tribe or the Penobscot Nation costs associated with investigating and otherwise contributing to any enforcement action for a violation of Title 38.

3. Repeal. This section is repealed June 30, 2012.

Sec. 2. Report. By January 15, 2012 the judicial branch shall submit a report to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and judiciary matters concerning the fiscal, administrative and practical effects of the Maine Revised Statutes, Title 4, section 1059. The Attorney General may provide information to the judicial branch to be included in the report.

Effective September 12, 2009