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Date: (Filing No. H- )

**TAXATION**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
125TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1297, L.D. 1764, Bill, “An Act To Prohibit Computer Software Programs Used To Evade Sales Tax”

Amend the bill by striking out the title and substituting the following:

**'An Act To Reduce High-technology Tax Evasion and Theft'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

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

**Sec. 1. 17-A MRSA §909** is enacted to read:

**§909. Possession or transfer of automated sales suppression device**

**1. A person is guilty of possession or transfer of an automated sales suppression device if:**

**A. The person knowingly possesses, purchases or owns any automated sales suppression device or phantom-ware. Violation of this paragraph is a Class D crime;**  
**or**

**B. The person knowingly manufactures, sells, installs or transfers any automated sales suppression device or phantom-ware or possesses, purchases or owns with the intent to sell, install or transfer any automated sales suppression device or phantom-ware. Violation of this paragraph is a Class C crime.**

**2. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.**

**A. "Automated sales suppression device" means a computer software program, which may be stored on magnetic or optical media, accessed through the Internet or accessed through any other means, that is designed or used to falsify the electronic records of an electronic cash register or other point-of-sale system, including, but not limited to, transaction data and transaction reports.**

**COMMITTEE AMENDMENT**

