

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 952,  
L.D. 1317, Bill, "An Act To Restore Services To Help Certain Noncitizens Meet Their  
Basic Needs"

Amend the amendment by striking out all of the first paragraph after the title (page 1,  
line 11 in amendment)

Amend the amendment by striking out all of section 5 and inserting the following:

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

**'Resolve, Directing the Department of Health and Human Services To Implement  
Administrative Changes To Ensure, within Existing Law and Resources, Access to  
Assistance by Certain Noncitizens'**

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

**'Sec. 1. Access to assistance by certain noncitizens. Resolved:** That, within  
available resources, the Department of Health and Human Services shall take steps to  
ensure the ability to meet basic needs, including housing and food, for any person who is:

1. Lawfully present in the United States with the knowledge and permission of the  
United States Department of Homeland Security and whose departure is not required by  
the United States Department of Homeland Security, including a person described in 45  
Code of Federal Regulations, Section 152.2, Subsections (1) to (7) or a person with  
deferred action under the United States Department of Homeland Security's deferred  
action for childhood arrivals process; or

2. Pursuing a lawful process to apply for immigration relief under the federal  
Immigration and Nationality Act and has submitted to the Federal Government a  
completed application for immigration relief or provides an affidavit or other objective  
verification that the person is taking all reasonable steps to complete the application  
process.

The Department of Health and Human Services shall implement administrative rule  
changes as necessary to ensure that persons described in subsections 1 and 2 who are  
otherwise eligible are able to access general assistance to the extent allowable pursuant to  
the Maine Revised Statutes, Title 22, section 4301, subsection 3; food supplement  
program benefits in accordance with Title 22, section 3104-A; and temporary assistance

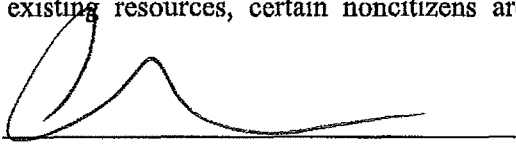
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1 for needy families in accordance with Title 22, section 3762, subsection 3. In the case of  
2 general assistance, the terms of subsections 1 and 2 reflect the intent of the Legislature in  
3 enacting Public Law 2015, chapter 324, section 1, and the department is directed to  
4 immediately begin rulemaking to conform the existing general assistance rule to those  
5 terms.

6 The Department of Health and Human Services shall adopt emergency rules under  
7 Title 5, section 8054 to implement this section. Rules adopted pursuant to this section are  
8 routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.''

9 **SUMMARY**

10 This amendment strikes the appropriations and allocations section in Committee  
11 Amendment "A" and instead replaces the bill with a resolve that clarifies state law to  
12 ensure that, within existing resources, certain noncitizens are able to access certain  
13 assistance.

14 **SPONSORED BY:** 

15 **(Representative GATTINE)**

16 **TOWN: Westbrook**

**FISCAL NOTE REQUIRED**  
**(See attached)**



# 129th MAINE LEGISLATURE

LD 1317

LR 1666(05)

## An Act To Restore Services To Help Certain Noncitizens Meet Their Basic Needs

Fiscal Note for House Amendment 'B' to Committee Amendment "A"

Sponsor: Rep. Gattine of Westbrook  
Fiscal Note Required: Yes

### Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	(\$7,327,767)	(\$7,125,033)	(\$7,125,033)	(\$7,125,033)
<b>Appropriations/Allocations</b>				
General Fund	(\$7,327,767)	(\$7,125,033)	(\$7,125,033)	(\$7,125,033)

### Fiscal Detail and Notes

This amendment eliminates the General Fund appropriations that were in the bill. It also eliminates the bill's expansion of eligibility for certain programs within the Department of Health and Human Services (DHHS). The DHHS is directed to implement administrative changes in compliance with current state law to ensure that, within existing resources, certain noncitizens are able to access certain assistance. Without additional funding, the impact of these new provisions on other programs and services in the DHHS cannot be determined at this time.