

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
119TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 967, L.D. 2516, Bill, "An Act to Improve Standards for Public Assistance to Maine Employers"

Amend the amendment by striking out all of section 1

Further amend the amendment in section 2 in that part designated "~~§13070-O.~~" by striking out all of subsection 2 and inserting in its place the following:

'2. Wage standards. An employer receiving a conditional economic development incentive must certify the percentage of its employees that meet the following wage standard at the time when those incentives are applied for, claimed or renewed: hourly wages subject to taxation under Title 36, chapter 803 paid to employees based in the State who have been employed by the employer for more than 90 days must exceed 1/60th of the average weekly wage as determined by the Department of Labor, Bureau of Employment Security for the county in which the employee is based. The amount of the conditional economic development incentive benefit must be prorated based upon the percentage of the employer's employees who meet the wage standard set forth in this subsection. Each agency administering an economic development incentive for which standards are required under this subsection may adopt routine technical rules pursuant to chapter 375, subchapter II-A to implement this subsection. The agency shall suspend or terminate economic development incentives to an employer that does not properly certify compliance with this subsection. The agency shall recover the value of any incentives paid or allowed on the basis of a false or inaccurate certification. An employer that intentionally violates this subsection shall reimburse the State for that portion of economic development incentives received to which it was not entitled during the period in which the violation occurred and shall pay a

2 penalty equal to the amount of any economic development  
3 incentives received on the basis of false or misleading  
4 information provided.'

6 Further amend the amendment in section 2 in that part  
7 designated "~~S13070-O.~~" in subsection 4 in the 2nd line (page 3,  
8 line 42 in amendment) by striking out the following: "for  
9 receipt of benefits"

10 Further amend the amendment in section 3 in that part  
11 designated "ADMINISTRATIVE AND FINANCIAL SERVICES,  
12 DEPARTMENT OF" in the 6th line from the end (page 4, line 21  
13 in amendment) by striking out the following: "and benefit"

14 Further amend the amendment in section 3 in that part  
15 designated "ECONOMIC AND COMMUNITY DEVELOPMENT,  
16 DEPARTMENT OF" in the 6th and 5th lines from the end (page  
17 4, lines 42 and 43 in amendment) by striking out the following:  
18 "and benefit"

20 Further amend the bill by relettering or renumbering any  
21 nonconsecutive Part letter or section number to read  
22 consecutively.

#### 24 FISCAL NOTE

26 This amendment may reduce the amount of savings that will  
27 result from the additional eligibility restrictions for certain  
28 economic development incentive programs. The reduction in the  
29 amount of savings to these programs can not be determined at this  
30 time.

32 The elimination of some of the criteria for eligibility will  
33 result in a minor reduction in the additional administrative  
34 costs. However, the prorating of certain tax credits based on  
35 the percentage of the employer's employees who meet the wage  
36 standard will increase the administrative costs of the Bureau of  
37 Revenue Services within the Department of Administrative and  
38 Financial Services. The amount of the net additional costs can  
39 not be determined at this time.

#### 42 SUMMARY

44 This amendment amends the committee amendment by:

- 46
- 48 1. Eliminating the health insurance provision requirements;
  2. Prorating business incentives based upon the percentage

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of employees of the business that meet the proposed wage  
standard; and

3. Excluding the wage standard for employees who have been  
employed for less than 91 days.

SPONSORED BY: Chad P.  
(Senator PINGREE)

COUNTY: Knox