

# MAINE STATE LEGISLATURE

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L.D. 1303

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DATE: 6-19-01

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
120TH LEGISLATURE  
FIRST REGULAR SESSION

12

14

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D. 1303, Bill, "An Act to Increase Access to Health Care"

16

18

Amend the amendment in Part A by striking out all of section 1 (page 1, lines 28 to 38 in amendment) and inserting in its place the following:

20

22

'Sec. A-1. 22 MRSA §254, sub-§1, ¶C is enacted to read:

24

C. The department shall provide drugs and medications for cancer at a level and in a manner determined by the department to be of the highest possible benefit to program recipients.'

26

28

Further amend the amendment in Part A by striking out all of section 6 and inserting in its place the following:

30

32

'Sec. A-6. 22 MRSA §§3174-AA and 3174-BB are enacted to read:

34

§3174-AA. Asset limits

36

Beginning January 1, 2002, in determining eligibility for medical assistance under the Medicaid program for all individuals and families subject to an asset test, the department shall exempt from consideration all assets exempt pursuant to program rule on January 1, 2001 and shall adopt rules to exempt from consideration certain assets in amounts and under terms the department determines to be reasonable and consistent with the purposes of the Medicaid program as provided in this section.

38

40

42

Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A. The rules must provide exemptions for the following assets:

1. Second vehicle. A 2nd vehicle that is necessary for employment, to secure medical treatment or to provide transportation for essential daily activities or a vehicle that has been modified for operation by or the transportation of a person with a disability;

2. Certain retirement savings. An individual retirement account, self-employed plan, tax sheltered annuity or Keogh or comparable retirement account of an adult family member;

3. Life insurance. Life insurance policies covering a family member;

4. Educational savings plans. Educational savings plans or accounts reserved exclusively for educational purposes, including postsecondary education, for a child or an adult; and

5. Savings. An amount up to \$8,000 for an individual and up to \$12,000 for a household of more than one person.

**§3174-BB. Enrollment periods**

The department shall establish enrollment periods for medical assistance as provided in this section. Prior to the end of the enrollment period, the department shall determine continuing eligibility for the next enrollment period and notify the enrollee of the determination.

1. Children. In the Medicaid program and the Cub Care program under section 3174-T, the enrollment period for children under 19 years of age must be 12 months.

2. Adults. In the Medicaid program, the enrollment period must be the longest period allowed by federal law or regulation but may not exceed 12 months.'

Further amend the amendment in Part A by striking out all of section 7 (page 4, lines 38 to 47 in amendment) and inserting in its place the following:

'Sec. A-7. Waiver. The Department of Human Services shall amend the waiver application from the State that is pending before the federal Department of Health and Human Services Health Care Financing Administration. The amended waiver must provide for maximum access to all prescription drugs covered by the Medicaid program, including drugs for the treatment of cancer.'

R.O.S.

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D. 1303

2 Further amend the amendment in Part A by striking out all of  
3 sections 8 and 9 and inserting in their place the following:

4  
5 **Sec. A-8. Appropriation.** The following funds are  
6 appropriated from the General Fund to carry out the purposes of  
7 this Part.

	2001-02	2002-03
<b>10 HUMAN SERVICES, DEPARTMENT OF</b>		
<b>12 Medical Care - Payments to</b>		
<b>14 Providers</b>		
16 All Other		\$4,393,313
18 Provides funds for Medicaid		
20 coverage to noncategorically		
22 eligible adults with income		
up to 125% of federal nonfarm		
poverty levels.		
<b>24 Medical Care - Payments to</b>		
<b>26 Providers</b>		
28 All Other	\$534,637	\$874,815
30 Provides funds to increase		
32 the income eligibility for		
34 children in the Cub Care		
program from 200% to 250% of		
federal nonfarm poverty		
levels.		
<b>36 Medical Care - Payments to</b>		
<b>38 Providers</b>		
40 All Other	137,447	295,866
42 Provides funds due to changes		
44 in the asset test used to		
46 determine eligibility for		
medical assistance under the		
Medicaid program.		
<b>48 Low-cost Drugs to Maine's Elderly</b>		
50 All Other	2,000,000	2,932,333

# HOUSE AMENDMENT

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HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D.  
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2 Provides funds to add cancer  
to the elderly low-cost drug  
4 program pursuant to the Maine  
Revised Statutes, Title 22,  
6 section 254, subsection 1,  
paragraph C.

8 **Bureau of Health**

10 All Other 10,000 10,000

12 Provides funds to match  
available federal funding to  
14 promote the delivery of  
health care in rural areas of  
16 the State.

18 **Bureau of Medical Services**

20	Positions - Legislative Count	(1,000)	(3,000)
	Personal Services	32,584	107,288
22	All Other	66,579	61,771
24	Total	<u>99,163</u>	<u>169,059</u>

26 Provides funds for one Social  
Services Program Manager  
28 position in fiscal year  
2001-02 and one Comprehensive  
30 Health Planner II position,  
one Social Services Program  
32 Manager position and one  
Social Services Program  
34 Specialist I position in  
fiscal year 2002-03 and  
36 related operating costs  
associated with expanding the  
38 access to the Medicaid  
program.

40 **Bureau of Family Independence**

42	Positions - Legislative Count	(2,000)	(16,000)
44	Personal Services	70,459	605,604
	All Other	21,250	123,500
46	Total	<u>91,709</u>	<u>729,104</u>

48 Provides funds for 2 Family  
50 Independence Specialist

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HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D. 1303

2 positions in fiscal year  
2001-02 and 10 Family  
Independence Specialist  
4 positions, 2 Human Services  
Aide positions, one Family  
6 Independence Unit Supervisor  
position and 3 Clerk Typist  
8 II positions in fiscal year  
2002-03 and related operating  
10 costs associated with  
expanding the access to the  
12 Medicaid program.

14 **DEPARTMENT OF HUMAN SERVICES**  
15 **TOTAL** \$2,872,956 \$9,404,490

16 **Sec. A-9. Allocation.** The following funds are allocated from  
18 the Federal Expenditures Fund to carry out the purposes of this  
Part.

20 **2001-02** **2002-03**

22 **HUMAN SERVICES, DEPARTMENT OF**

24 **Medical Care - Payments to**  
26 **Providers**

28 All Other \$8,752,448

30 Provides funds for the  
32 federal match for Medicaid  
coverage to noncategorically  
34 eligible adults with income  
up to 125% of federal nonfarm  
poverty levels.

36 **Medical Care - Payments to**  
38 **Providers**

40 All Other \$1,743,197 2,865,309

42 Provides funds for the  
44 federal match to increase the  
income eligibility for  
46 children in the Cub Care  
program from 200% to 250% of  
48 federal nonfarm poverty  
levels.

50 **Medical Care - Payments to**

**HOUSE AMENDMENT**

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HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D. 1303

Providers

2			
	All Other	272,414	589,432
4			
6	Provides funds for the		
	federal match due to changes		
8	in the asset test used to		
	determine eligibility for		
10	medical assistance under the		
	Medicaid program.		

12 Bureau of Medical Services

14	Positions - Legislative Count	(1.000)	(2.000)
	Personal Services	32,584	107,288
16	All Other	66,579	61,771
18	Total	<u>99,163</u>	<u>169,059</u>

20 Provides funds for one Senior  
 22 Medical Claims Adjuster  
 position in fiscal year  
 24 2001-02 and one Senior  
 Medical Claims Adjuster  
 26 position and one Medical  
 Claims Adjuster position in  
 28 fiscal year 2002-03 and  
 related operating costs  
 30 associated with expanding the  
 access to the Medicaid  
 32 program.

Bureau of Family Independence

34	Positions - Legislative Count	(3.000)	(16.000)
36	Personal Services	70,459	605,604
	All Other	21,250	123,500
38	Total	<u>91,709</u>	<u>729,104</u>

40 Provides funds for 3 Family  
 42 Independence Specialist  
 positions in fiscal year  
 44 2001-02 and 11 Family  
 Independence Specialist  
 46 positions, one Human Services  
 Aide position, 2 Family  
 48 Independence Unit Supervisor  
 positions and 2 Clerk Typist  
 50 II positions in fiscal year

2002-03 and related operating  
costs associated with  
expanding the access to the  
Medicaid program.

<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	<u>\$2,206,483</u>	<u>\$13,105,352'</u>

Further amend the amendment by striking out all of Part B  
and inserting in its place the following:

**'PART B**

**Sec. B-1. 22 MRSA §259** is enacted to read:

**§259. Support for primary and preventive health care services**

The department shall maintain and expand health care access  
for underserved populations using funds appropriated for these  
purposes by the Legislature as provided in this section.

1. Support for federally qualified health centers and  
federally qualified look-alikes. The department shall provide  
support for the infrastructure of federally qualified health  
centers and federally qualified look-alikes, utilizing \$1,485,000  
appropriated in fiscal year 2001-02 and annually thereafter.  
From this amount, funding must be utilized as follows:

A. One hundred fifty thousand dollars as the state Medicaid  
match to contract for Medicaid outstationing services at  
federally qualified health centers and federally qualified  
look-alikes;

B. Two hundred sixty thousand dollars as the state Medicaid  
match to provide incentives under Medicaid to improve the  
quality of services and enhance the delivery of preventive  
services at federally qualified health centers and federally  
qualified look-alikes;

C. Eight hundred seventy-five thousand dollars to support  
the primary care infrastructure of federally qualified  
health centers providing health care services to underserved  
populations; and

D. Two hundred thousand dollars to support the  
infrastructure of federally qualified look-alikes that meet  
standards set by the department.



2 2. Supports for certain nonprofit health entities. The  
3 department shall provide support for certain community-based  
4 nonprofit health entities as follows.

6 A. In fiscal year 2002-03 and annually thereafter, \$115,000  
7 must be appropriated to maintain and expand access to health  
8 care through programs that are community-based, nonprofit  
9 health entities that provide primary care services to  
10 underserved populations regardless of the ability of the  
11 patient to pay and that utilize a sliding fee scale for  
12 patients with family income below 200% of the federal  
13 nonfarm income official poverty line. These funds may not  
14 be expended until the department has reported to the joint  
15 standing committee of the Legislature having jurisdiction  
16 over health and human services matters recommending the  
17 entities to be provided funding and the amount of such  
18 funding.

20 B. In fiscal year 2002-03 and annually thereafter, \$200,000  
21 must be appropriated to maintain and expand access to health  
22 care through programs that are community-based, nonprofit  
23 rural health clinics that provide primary care services to  
24 underserved populations regardless of the ability of the  
25 patient to pay and that utilize a sliding fee scale for  
26 patients with family income below 200% of the federal  
27 nonfarm income official poverty line. The department shall  
28 determine which rural health clinics will be provided  
29 funding and the amount of such funding.

30 3. Rulemaking. The department shall adopt rules to  
31 implement this section. Rules adopted pursuant to this section  
32 are routine technical rules as defined in Title 5, chapter 375,  
33 subchapter II-A.

34 4. Restriction. Funding provided under this section may  
35 not supplant other sources of funding.

38 **Sec. B-2. 22 MRSA §3192** is enacted to read:

40 **§3192. Affordable Health Care Fund**

42 The Affordable Health Care Fund is established to assist  
43 individuals with the costs of participation in community health  
44 access programs. The fund is a nonlapsing fund and any excess  
45 funds may be used only for the purposes of this section. The  
46 fund may be used only to subsidize the costs of community health  
47 access programs' fees. The department shall establish subsidies  
48 on a sliding scale based on income for eligible individuals  
49 enrolled in community health access programs. Individuals  
50 eligible for health coverage under the Medicaid or Medicare  
program are not eligible to receive a subsidy from this fund.

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2	<b>Sec. B-3. Appropriation.</b>	The following funds are appropriated	
4		from the General Fund to carry out the purposes of this Part.	
6		<b>2001-02</b>	<b>2002-03</b>
8	<b>HUMAN SERVICES, DEPARTMENT OF</b>		
10	<b>Bureau of Medical Services</b>		
12	All Other	\$150,000	\$150,000
14	Provides funds to contract		
16	for Medicaid outstationing		
18	services at federally		
20	qualified health centers and		
22	federally qualified		
24	look-alikes.		
26	<b>Medical Care - Payments to</b>		
28	<b>Providers</b>		
30	All Other	260,000	260,000
32	Provides funds to improve the		
34	quality of services and		
36	enhance the delivery of		
38	services at federally		
40	qualified health centers and		
42	federally qualified		
44	look-alikes.		
46	<b>Bureau of Health</b>		
48	All Other	875,000	875,000
50	Provides funds to support the		
52	primary care infrastructure		
54	of federally qualified health		
56	centers providing health care		
58	services to underserved		
60	populations.		
62	<b>Bureau of Health</b>		
64	All Other	200,000	200,000
66	Provides funds to support the		
68	infrastructure of federally		

R.G.S.

2 qualified look-alikes that  
meet standards set by the  
4 Department of Human Services.

6 **Bureau of Health**

8 All Other 115,000

10 Provides funds to maintain  
and expand access to health  
12 care programs that are  
community-based, nonprofit  
14 entities that provide primary  
care services to underserved  
16 populations regardless of the  
ability to pay and that  
18 utilize a sliding fee scale  
for patients with families  
20 below 200% of federal poverty  
levels. These funds may not  
22 be expended until the  
Department of Human Services  
24 has reported to the Joint  
Standing Committee on Health  
26 and Human Services  
recommending entities to be  
28 provided funding and the  
amount of such funding.

30 **Bureau of Health**

32 All Other 200,000

34 Provides funds to maintain  
36 and expand access to health  
care programs that are  
38 community-based, nonprofit  
health entities that provide  
40 primary care services to  
underserved populations  
42 regardless of the ability to  
pay and that utilize a  
44 sliding fee scale for  
patients with families below  
46 200% of federal poverty  
levels. The Department of  
48 Human Services shall  
determine which health  
50 entities will be provided

B.S.

2 funding and the amount of  
such funding.

4  
6 **Affordable Health Care Fund**

8 All Other 100,000

10 Provides funds to establish  
the Affordable Health Care  
12 Fund to provide subsidies for  
individuals enrolled in  
community health access  
14 programs.

16 **DEPARTMENT OF HUMAN SERVICES**  
18 **TOTAL** \$1,585,000 \$1,800,000

20 **Sec. B-4. Allocation.** The following funds are allocated from  
the Federal Expenditures Fund to carry out the purposes of this  
Part.

22 2001-02 2002-03

24 **HUMAN SERVICES, DEPARTMENT OF**

26 **Bureau of Medical Services**

30 All Other \$150,000 \$150,000

32 Provides funds for the  
federal match to contract for  
34 Medicaid outstationing  
services at federally  
36 qualified health centers and  
federally qualified  
38 look-alikes.

40 **Medical Care - Payments to  
Providers**

42 All Other 515,309 517,977

44 Provides funds for the  
46 federal match to improve the  
quality of services and  
48 enhance the delivery of  
services at federally  
50 qualified health centers and

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2 federally qualified  
look-alikes.

4 **DEPARTMENT OF HUMAN SERVICES**  
6 **TOTAL** \$665,309 \$677,977'

8 Further amend the amendment in Part C in section 2 in the  
10 13th line (page 14, line 43 in amendment) by striking out the  
following: "may" and inserting in its place the following:  
'shall'

12 Further amend the amendment in Part C by striking out all of  
14 sections 4 and 5 and inserting in their place the following:

16 'Sec. C-4. Appropriation. The following funds are  
18 appropriated from the General Fund to carry out the purposes of  
this Part.

2001-02

20 **HUMAN SERVICES, DEPARTMENT OF**

22 **Bureau of Medical Services**

24 All Other \$50,000

26 Provides funds for the waiver design and  
28 actuarial rate-setting costs associated with  
30 applying for a waiver to provide Medicaid  
32 coverage to self-employed persons and sole  
34 proprietors and members of their immediate  
36 families whose family income is less than  
38 300% of federal poverty levels on a buy-in  
basis and to study and report on the  
feasibility of extending health coverage  
benefits to those for whom commercial  
coverage is not reasonably available.

40 **Bureau of Medical Services**

42 All Other 49,500

44 Provides funds to change the name of all  
46 Medicaid and Cub Care programs to the  
MaineCare program.

48 **DEPARTMENT OF HUMAN SERVICES**  
**TOTAL** \$99,500

R.S.

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 979, L.D. 1303

Sec. C-5. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

2001-02

HUMAN SERVICES, DEPARTMENT OF

Bureau of Medical Services

All Other \$50,000

Provides funds for the federal match for the waiver design and actuarial rate-setting costs associated with applying for a waiver to provide Medicaid coverage to self-employed persons and sole proprietors and members of their immediate families whose family income is less than 300% of federal poverty levels on a buy-in basis and to study and report on the feasibility of extending health coverage benefits to those for whom commercial coverage is not reasonably available.

Bureau of Medical Services

All Other 49,500

Provides funds for the federal match to change the name of all Medicaid and Cub Care programs to the MaineCare program.

DEPARTMENT OF HUMAN SERVICES TOTAL

\$99,500'

Further amend the amendment by inserting after Part C the following:

PART D

Sec. D-1. 36 MRSA §4366-D is enacted to read:

§4366-D. Additional cigarette tax

1. Additional tax imposed. Beginning November 1, 2001, an additional tax is imposed of 3 mills for each cigarette imported into this State or held for sale in this State by any person. The tax imposed under this section must be added to the tax

R.05

2 imposed under section 4365 and collected and administered in the same manner as the tax under that section.

4 2. Transition. The State Tax Assessor shall adopt rules to ensure that cigarettes sold or held for resale, including sales through vending machines, on November 1, 2001 are stamped at the combined tax rate applicable under section 4365 and this section. The rules must specify a due date for payment of tax due under this subsection. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

PART E

16 Sec. E-1. 22 MRSA §260 is enacted to read:

18 §260. Maine Health Access Fund

20 There is established the Maine Health Access Fund, referred to in this section as the "fund," as a dedicated fund to provide expanded access to health care.

24 1. Transfers to fund. The State Controller shall transfer to the fund such money as authorized by law. The fund may also receive funds from other sources that are designated for the fund. Interest earned on fund balances and investment income on balances in the fund accrue to the fund.

30 2. Nonlapsing. Any unexpended balances in the fund may not lapse but must be carried forward.

34 3. Restriction. Allocations from the fund must be used to supplement and not supplant appropriations from the General Fund.

36 Sec. E-2. Transfer of funds. Any unexpended amounts from the General Fund appropriations in this Part must be transferred by the State Controller to the Maine Health Access Fund.

PART F

42 Sec. F-1. 36 MRSA §5122, sub-§1, ¶H, as amended by PL 1997, c. 44 746, §1 and affected by §24, is further amended to read:

46 H. The absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 48 1989, but before January 1, 1993, that arises from an S Corporation with total assets for the year of at least 50 \$1,000,000 and the absolute value of the amount of any net

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2 operating loss arising from tax years beginning on or after  
3 December 31, 2000 that, pursuant to the United States  
4 Internal Revenue Code, Section 172, ~~is~~ are being carried  
5 back for federal income tax purposes to the taxable year by  
6 the taxpayer;

7 **Sec. F-2. 36 MRSA §5122, sub-§2, ¶H,** as amended by PL 1997, c.  
8 732, §5 and c. 746, §4 and affected by §24, is further amended to  
9 read:

10

11 H. For each taxable year subsequent to the year of the  
12 loss, an amount equal to the absolute value of the net  
13 operating loss arising from tax years beginning on or after  
14 January 1, 1989, but before January 1, 1993, and the  
15 absolute value of the amount of any net operating loss  
16 arising from tax years beginning on or after December 31,  
17 2000, for which federal adjusted gross income was increased  
18 in accordance with subsection 1, paragraph H and that  
19 pursuant to the Code, Section 172 was carried back for  
20 federal income tax purposes, but only to the extent that:

21

(1) Maine taxable income is not reduced below zero;

22

(2) The taxable year is within the allowable federal  
23 period for carry-over; and

24

(3) The amount has not been previously used as a  
25 modification pursuant to this subsection;

26

27 **Sec. F-3. 36 MRSA §5200-A, sub-§1, ¶H,** as amended by PL 1997,  
28 c. 557, Pt. B, §7 and affected by Pt. G, §1, is further amended  
29 to read:

30

31 H. The absolute value of the amount of any net operating  
32 loss arising from tax years beginning on or after January 1,  
33 1989 but before January 1, 1993 and the absolute value of  
34 the amount of any net operating loss arising from tax years  
35 beginning on or after December 31, 2000 that, pursuant to  
36 the United States Internal Revenue Code, Section 172, ~~is~~ are  
37 being carried back for federal income tax purposes to the  
38 taxable year by the taxpayer;

39

40 **Sec. F-4. 36 MRSA §5200-A, sub-§2, ¶H,** as amended by PL 1999,  
41 c. 521, Pt. B, §3 and affected by §11, is further amended to read:

42

43 H. For each taxable year subsequent to the year of the  
44 loss, an amount equal to the absolute value of the net  
45 operating loss arising from tax years beginning on or after  
46 January 1, 1989 but before January 1, 1993, and the absolute



R. of S.

2 value of the amount of any net operating loss arising from  
3 tax years beginning on or after December 31, 2000 that,  
4 pursuant to the Code, Section 172, was carried back for  
federal income tax purposes, but only to the extent that:

- 6 (1) Maine taxable income is not reduced below zero;
- 8 (2) The taxable year is within the allowable federal  
10 period for carry-over; and
- 12 (3) The amount has not been previously used as a  
modification pursuant to this subsection;'

14 Further amend the amendment by relettering or renumbering  
15 any nonconsecutive Part letter or section number to read  
16 consecutively.

18 **FISCAL NOTE**

20 **2001-02** **2002-03**

22 **APPROPRIATIONS/ALLOCATIONS**

24	General Fund	\$4,557,456	\$11,303,990
	Other Funds	2,971,292	13,783,329

28 **REVENUES**

30	General Fund	\$4,568,925	\$11,206,356
	Other Funds	3,054,167	14,105,298

34 This amendment increases the tax on cigarettes and repeals  
35 the provisions that permit the carry-back of net operating losses  
36 effective for tax years beginning on or after January 1, 2001 to  
increase General Fund revenue that will offset the cost of the  
37 appropriations included in Committee Amendment "A." This  
38 amendment also makes adjustments to the appropriation and  
40 allocation sections of Committee Amendment "A," resulting in a  
decrease in the General Fund appropriations of \$3,353,495 in  
41 fiscal year 2001-02 and \$4,701,235 in fiscal year 2002-03.

44 The increase in the cigarette tax effective November 1, 2001  
45 will increase General Fund revenue by \$3,026,800 in fiscal year  
46 2001-02 and \$5,215,200 in fiscal year 2002-03. This revenue  
estimate is based on the assumption that the cigarette tax  
47 proposed in the Governor's supplemental "Part II" budget, LD 855,  
as amended by Committee Amendment "A" will be adopted. If the  
50 proposed supplemental budget is not adopted, the revenue

10.015

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2 generated by this amendment will increase by an amount that can  
not be determined at this time.

4 The repeal of the provisions allowing the carry-back of net  
operating losses will increase corporate income tax collections  
6 by \$1,625,000 in fiscal year 2001-02 and \$6,313,125 in fiscal  
year 2002-03. The increase of these tax collections will  
8 increase the amounts transferred to the Local Government Fund for  
state-municipal revenue sharing in those years by \$82,875 and  
10 \$321,969, respectively. The resulting net increase of General  
Fund revenue will be \$1,542,125 in fiscal year 2001-02 and  
12 \$6,313,125 in fiscal year 2002-03.

14 The Bureau of Revenue Services within the Department of  
Administrative and Financial Services will incur additional  
16 administrative costs related to the cigarette repricing. The  
amount of General Fund appropriations that may be required by the  
18 bureau to cover these additional costs can not be determined at  
this time.

20

22

**SUMMARY**

24

This amendment raises the cigarette tax by 3 mills effective  
November 1, 2001 to fund the costs of the bill. This amendment  
26 creates the Affordable Health Care Fund to assist individuals  
with the costs of participation in community health access  
28 programs. The amendment also adjusts some of the figures in the  
various appropriations and allocations. It establishes the Maine  
30 Health Access Fund to receive funds from the tobacco tax increase  
and to allocate those funds to health care expansion initiatives.

32

It also amends the law to enact positive income  
34 modifications for individuals and corporations, requiring the  
add-back of any net operating loss deduction carried back for  
36 federal income tax purposes. A corresponding negative income  
modification for individuals and corporations would allow the  
38 deduction of any net operating loss carry-back deduction  
disallowed.

40

42

44

SPONSORED BY: Bonnie Green  
(Representative GREEN)

46

TOWN: Monmouth

48

**HOUSE AMENDMENT**