

MAINE STATE LEGISLATURE

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R.O.S.

L.D. 146

DATE: 5.12.05

(Filing No. S-173)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT 'A' to S.P. 52, L.D. 146, Bill, "An Act To Repeal the Tax on Private Nonmedical Institutions"

Amend the bill by striking out all of sections 1 and 2 and inserting in their place the following:

'Sec. 1. 36 MRSA §2552, sub-§1, ¶F, as amended by PL 2005, c. 12, Pt. VV, §2, is further amended to read:

F. The installation, maintenance or repair of telecommunications equipment; and

Sec. 2. 36 MRSA §2552, sub-§1, ¶G, as amended by PL 2005, c. 12, Pt. VV, §2, is repealed.'

Further amend the bill by striking out all of section 4 and inserting in its place the following:

'Sec. 4. 36 MRSA §2559, as amended by PL 2005, c. 12, Pt. VV, §4, is further amended to read:

§2559. Application of revenues

Revenues derived by the tax imposed by this chapter must be credited to a General Fund suspense account. On or before the last day of each month, the State Controller shall transfer a percentage of the revenues received by the State Tax Assessor

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT 'A' to S.P. 52, L.D. 146

2 during the preceding month pursuant to the tax imposed by section
2552, subsection 1, paragraphs A to F to the Local Government
4 Fund as provided by Title 30-A, section 5681, subsection 5. The
balance remaining in the General Fund suspense account must be
6 transferred to service provider tax General Fund revenue. On or
before the 15th day of each month, the State Controller shall
8 transfer all revenues received by the assessor during the
preceding month pursuant to the tax imposed by section 2552,
10 subsection 1, paragraphs G and H to the Medical Care Services
Other Special Revenue Funds account, the Other Special Revenue
12 funds Mental Health Services --- Community Medicaid program, the
Medicaid Services --- Mental Retardation program and the Office of
14 Substance Abuse --- Medicaid Seed program within the Department of
Health and Human Services.

16 Further amend the bill by inserting after section 4 the
following:

18 'Sec. 5. Appropriations and allocations. The following
20 appropriations and allocations are made.

22 HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)

24 Medicaid Services - Mental Retardation 0705

26 Initiative: Appropriates and deallocates funds to reflect the
28 repeal of the private nonmedical institution service provider tax.

30	GENERAL FUND	2005-06	2006-07
	All Other	\$546,160	\$559,814
32	GENERAL FUND TOTAL	<u>\$546,160</u>	<u>\$559,814</u>

34	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
36	All Other	(\$546,160)	(\$559,814)
38	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$546,160)</u>	<u>(\$559,814)</u>

40 Mental Health Services - Community Medicaid 0732

42 Initiative: Appropriates and deallocates funds to reflect the
44 repeal of the private nonmedical institution service provider tax.

R. 018

COMMITTEE AMENDMENT "A" to S.P. 52, L.D. 146

2	GENERAL FUND	2005-06	2006-07
	All Other	\$2,130,995	\$2,184,271
4	GENERAL FUND TOTAL	<u>\$2,130,995</u>	<u>\$2,184,271</u>
6			
8	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	All Other	(\$2,130,995)	(\$2,184,271)
10	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$2,130,995)</u>	<u>(\$2,184,271)</u>

Office of Substance Abuse - Medicaid Seed 0844

Initiative: Appropriates and deallocates funds to reflect the repeal of the private nonmedical institution service provider tax.

18	GENERAL FUND	2005-06	2006-07
	All Other	\$604,676	\$619,793
20	GENERAL FUND TOTAL	<u>\$604,676</u>	<u>\$619,793</u>
22			
24	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	All Other	(\$604,676)	(\$619,793)
26	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$604,676)</u>	<u>(\$619,793)</u>

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)

30	DEPARTMENT TOTALS	2005-06	2006-07
32	GENERAL FUND	\$3,281,831	\$3,363,878
34	OTHER SPECIAL REVENUE FUNDS	(\$3,281,831)	(\$3,363,878)
36	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$0</u>

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly DHS)

Medical Care - Payments to Providers 0147

Initiative: Appropriates and deallocates funds to reflect the repeal of the private nonmedical institution service provider tax.

R.018

COMMITTEE AMENDMENT **A** to S.P. 52, L.D. 146

2	GENERAL FUND	2005-06	2006-07
	All Other	\$5,668,087	\$5,809,788
4	GENERAL FUND TOTAL	<hr/>	<hr/>
		\$5,668,087	\$5,809,788
6	FEDERAL EXPENDITURES FUND	2005-06	2006-07
	All Other	(\$8,949,918)	(\$9,173,666)
8	FEDERAL EXPENDITURES FUND TOTAL	<hr/>	<hr/>
		(\$8,949,918)	(\$9,173,666)
10	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
12	All Other	(\$15,288,493)	(\$15,670,705)
14	OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/>	<hr/>
		(\$15,288,493)	(\$15,670,705)
16	HEALTH AND HUMAN SERVICES, DEPARTMENT OF		
	(Formerly DHS)		
18	DEPARTMENT TOTALS	2005-06	2006-07
20	GENERAL FUND	\$5,668,087	\$5,809,788
	FEDERAL EXPENDITURES FUND	(\$8,949,918)	(\$9,173,666)
22	OTHER SPECIAL REVENUE FUNDS	(\$15,288,493)	(\$15,670,705)
24	DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
		(\$18,570,324)	(\$19,034,583)
26	SECTION TOTALS	2005-06	2006-07
28	GENERAL FUND	\$8,949,918	\$9,173,666
	FEDERAL EXPENDITURES FUND	(\$8,949,918)	(\$9,173,666)
30	OTHER SPECIAL REVENUE FUNDS	(\$18,570,324)	(\$19,034,583)
32	SECTION TOTAL - ALL FUNDS	<hr/>	<hr/>
		(\$18,570,324)	(\$19,034,583)

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SUMMARY

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This amendment is the minority report of the committee. This amendment adds an appropriations and allocations section to the bill and corrects sections of the bill to reflect changes made by Public Law 2005, chapter 12.

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FISCAL NOTE REQUIRED
(See attached)

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COMMITTEE AMENDMENT



122nd MAINE LEGISLATURE

LD 146

LR 0187(02)

An Act To Repeal the Tax on Private Nonmedical Institutions

Fiscal Note for Bill as Amended by Committee Amendment **A**

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
General Fund	\$8,949,918	\$9,173,666	\$9,403,008	\$9,638,084
Appropriations/Allocations				
General Fund	\$8,949,918	\$9,173,666	\$9,403,008	\$9,638,084
Federal Expenditures Fund	(\$8,949,918)	(\$9,173,666)	(\$9,403,008)	(\$9,638,084)
Other Special Revenue Funds	(\$18,570,324)	(\$19,034,583)	(\$19,510,448)	(\$19,998,211)
Revenue				
Federal Expenditures Fund	(\$8,949,918)	(\$9,173,666)	(\$9,403,008)	(\$9,638,084)
Other Special Revenue Funds	(\$16,878,818)	(\$17,300,789)	(\$17,733,390)	(\$18,176,641)

Fiscal Detail and Notes

Assumes the elimination of PNMI service provider tax Other Special Revenue (OSR) Funds revenue consistent with the March 2005 Revenue Forecasting Committee updated forecast for the PNMI tax. Assumes a reduction in OSR and federal allocations consistent with the elimination of increased payments to PNMI's and the shifting of General Fund costs to OSR Funds. And lastly, assumes the General Fund savings that were achieved by shifting formerly General Fund costs to OSR Funds would be lost if the tax is eliminated. Assumes a 7/1/05 effective date.