

# MAINE STATE LEGISLATURE

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DMG  
R. O. S.

L.D. 1858

Date: 4-15-14

(Filing No. H-832)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858, Bill, "An Act To Achieve the Savings Required under Part F of the Biennial Budget and To Change Certain Provisions of the Law for Fiscal Years Ending June 30, 2014 and June 30, 2015"

Amend the amendment by inserting after Part Z the following:

'PART AA

Sec. AA-1. 36 MRSA §5111, sub-§1-D, as enacted by PL 2013, c. 368, Pt. Q, §4, is repealed and the following enacted in its place:

1-D. Single individuals and married persons filing separate returns; tax years beginning 2014. For tax years beginning on or after January 1, 2014, for single individuals and married persons filing separate returns:

<u>If Maine Taxable income is:</u>	<u>The tax is:</u>
<u>Less than \$5,100</u>	<u>2% of the Maine taxable income</u>
<u>At least \$5,100 but less than \$10,150</u>	<u>\$102 plus 4.5% of the excess over \$5,100</u>
<u>At least \$10,150 but less than \$20,350</u>	<u>\$329 plus 7.0% of the excess over \$10,150</u>
<u>\$20,350 or more</u>	<u>\$1,043 plus 8.5% of the excess over \$20,350</u>

Sec. AA-2. 36 MRSA §5111, sub-§2-D, as enacted by PL 2013, c. 368, Pt. Q, §6, is repealed and the following enacted in its place:

2-D. Heads of households; tax years beginning 2014. For tax years beginning on or after January 1, 2014, for unmarried individuals or legally separated individuals who qualify as heads of households:

<u>If Maine Taxable income is:</u>	<u>The tax is:</u>
<u>Less than \$7,650</u>	<u>2% of the Maine taxable income</u>
<u>At least \$7,650 but less than \$15,200</u>	<u>\$153 plus 4.5% of the excess over \$7,650</u>
<u>At least \$15,200 but less than \$30,500</u>	<u>\$493 plus 7.0% of the excess over \$15,200</u>

**HOUSE AMENDMENT**

1	<u>\$30,500 or more</u>	<u>\$1,043 plus 8.5% of the excess over</u>
2		<u>\$30,500</u>

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 4       **Sec. AA-3. 36 MRSA §5111, sub-§3-D**, as enacted by PL 2013, c. 368, Pt. Q,  
 5 §8, is repealed and the following enacted in its place:

6       **3-D. Individuals filing married joint return or surviving spouses; tax years**  
 7 **beginning 2014.** For tax years beginning on or after January 1, 2014, for individuals  
 8 **filing married joint returns or surviving spouses permitted to file a joint return:**

9	<u>If Maine Taxable income is:</u>	<u>The tax is:</u>
10	<u>Less than \$10,200</u>	<u>2% of the Maine taxable income</u>
11	<u>At least \$10,200 but less than \$20,350</u>	<u>\$204 plus 4.5% of the excess over \$10,200</u>
12	<u>At least \$20,350 but less than \$40,700</u>	<u>\$661 plus 7.0% of the excess over \$20,350</u>
13	<u>\$40,700 or more</u>	<u>\$2,086 plus 8.5% of the excess over</u>
14		<u>\$40,700</u>

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 16       **Sec. AA-4. 36 MRSA §5126, first ¶**, as amended by PL 2011, c. 380, Pt. N, §11  
 17 and affected by §19, is further amended to read:

18       For income tax years beginning on or after January 1, 1998 but before January 1,  
 19 1999, a resident individual is allowed \$2,400 for each exemption that the individual  
 20 properly claims for the taxable year for federal income tax purposes, unless the taxpayer  
 21 is claimed as a dependent on another return. For income tax years beginning on or after  
 22 January 1, 1999 but before January 1, 2000, a resident individual is allowed \$2,750 for  
 23 each exemption that the individual properly claims for the taxable year for federal income  
 24 tax purposes, unless the taxpayer is claimed as a dependent on another return. For  
 25 income tax years beginning on or after January 1, 2000 but before January 1, 2013, a  
 26 resident individual is allowed \$2,850 for each exemption that the individual properly  
 27 claims for the taxable year for federal income tax purposes, unless the taxpayer is claimed  
 28 as a dependent on another return. For income tax years beginning on or after January 1,  
 29 2013 but before January 1, 2014, a resident individual is allowed a deduction equal to the  
 30 total amount of deductions allowed for personal exemptions in accordance with the Code,  
 31 Section 151. For income tax years beginning on or after January 1, 2014, a resident  
 32 individual is allowed \$2,850 for each exemption that the individual properly claims for  
 33 the taxable year for federal income tax purposes, unless the taxpayer is claimed as a  
 34 dependent on another return.

35       **Sec. AA-5. Application.** This Part applies to tax years beginning on or after  
 36 January 1, 2014.

**PART BB**

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 38       **Sec. BB-1. 36 MRSA §4061**, as amended by PL 2011, c. 380, Pt. M, §3 and  
 39 affected by §10, is further amended to read:

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1 **§4061. Applicability of provisions**

2 This chapter applies to the estates of persons who die after June 30, 1986 and before  
3 January 1, 2013 or after January 1, 2014.

4 **Sec. BB-2. 36 MRSA §4101**, as enacted by PL 2011, c. 380, Pt. M, §9, is  
5 amended to read:

6 **§4101. Applicability of provisions**

7 This chapter applies to the estates of persons who die after December 31, 2012 and  
8 before January 1, 2014.

9 **PART CC**

10 **Sec. CC-1. 36 MRSA §5200, sub-§5**, as enacted by PL 2005, c. 457, Pt. FFF, §1  
11 and affected by §2, is repealed and the following enacted in its place:

12 **5. Net income.** For purposes of this section, "net income" means for any taxable  
13 year the total of the following as modified by section 5200-A:

14 A. The taxable income of the taxpayer for that taxable year under the laws of the  
15 United States; and

16 B. The taxable income or loss of any corporation that is a member of a unitary group  
17 and that is incorporated in any of the following jurisdictions: the Principality of  
18 Andorra, Anguilla, Antigua and Barbuda, Aruba, the Commonwealth of the  
19 Bahamas, the Kingdom of Bahrain, Barbados, Belize, Bermuda, the British Virgin  
20 Islands, the Cayman Islands, the Cook Islands, the Republic of Cyprus, the  
21 Commonwealth of Dominica, Gibraltar, Grenada, the Bailiwick of Guernsey, the Isle  
22 of Man, the Bailiwick of Jersey, the Republic of Liberia, the Principality of  
23 Liechtenstein, the Grand Duchy of Luxembourg, Malta, the Republic of the Marshall  
24 Islands, the Republic of Mauritius, the Principality of Monaco, Montserrat, the  
25 Republic of Nauru, the Caribbean Netherlands, Niue, the Independent State of  
26 Samoa, the Republic of San Marino, the Republic of Seychelles, the Federation of St.  
27 Christopher and Nevis, St. Lucia, St. Vincent and the Grenadines, the Turks and  
28 Caicos Islands, the United States Virgin Islands and the Republic of Vanuatu.

29 **Sec. 2. Rules.** The State Tax Assessor shall adopt rules to determine the income or  
30 loss for a corporation that is a member of a unitary group that is not otherwise required to  
31 file a consolidated federal return and to prevent double taxation or double deduction of  
32 any amount included in the computation of net income under the Maine Revised Statutes,  
33 Title 36, section 5200, subsection 5. Rules adopted pursuant to this section are major  
34 substantive rules as described in Title 5, chapter 375, subchapter 2-A.

35 **Sec. 3. Application.** This Part applies to tax years beginning on or after January 1,  
36 2015.

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**PART DD**

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**Sec. DD-1. 36 MRSA §5219-II, sub-§2**, as enacted by PL 2013, c. 368, Pt. L, §1, is amended to read:

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**2. Credit.** A resident individual filing a single or married separate return or resident spouses filing joint returns with Maine adjusted gross income up to \$40,000 are allowed a credit against the taxes imposed under this Part in an amount equal to 40% of the amount by which the benefit base exceeds 10% of the resident individual's or the resident spouses' total Maine adjusted gross income as defined under section 5102, subsection 1-C, paragraph A that is greater than zero. The credit may not exceed \$300 ~~\$1,600~~ for resident individuals ~~under 70 years of age as of the last day of the taxable year and \$400 for resident individuals 70 years of age and older as of the last day of the taxable year. In the case of married individuals filing a joint return, only one spouse is required to be 70 years of age and older to qualify for the \$400 credit limitation.~~ In the case of resident married individuals filing separate returns, each of whom claim the credit on the same homestead, the credit for each spouse may not exceed \$150 ~~if, for the taxable year, neither spouse was a resident individual 70 years of age or older or \$200 if, for the taxable year, at least one spouse was 70 years of age or older~~ \$800.

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**Sec. DD-2. Application.** This Part applies to tax years beginning on or after January 1, 2014.

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**PART EE**

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**Sec. EE-1. 36 MRSA §5219-S**, as amended by PL 2009, c. 213, Pt. BBBB, §16, is further amended to read:

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**§5219-S. Earned income credit**

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**1. Resident taxpayer.** A resident individual is allowed a credit against the tax otherwise due under this Part in the amount of 5% of the federal earned income credit for the same taxable year, except that for tax years beginning in 2009 and 2010, the applicable percentage is 4% and for tax years beginning on or after January 1, 2014, the applicable percentage is 12.1%.

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**2. Nonresident taxpayer.** A nonresident individual is allowed a credit against the tax otherwise due under this Part in the amount of 5% of the federal earned income credit for the same taxable year, except that for tax years beginning in 2009 and 2010, the applicable percentage is 4% and for tax years beginning on or after January 1, 2014, the applicable percentage is 12.1%, multiplied by the ratio of the individual's Maine adjusted gross income, as defined in section 5102, subsection 1-C, paragraph B, to the individual's entire federal adjusted gross income, as modified by section 5122.

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**3. Part-year resident taxpayer.** An individual who files a return as a part-year resident in accordance with section 5224-A is allowed a credit against the tax otherwise due under this Part in the amount of 5% of the federal earned income credit for the same taxable year, except that for tax years beginning in 2009 and 2010, the applicable percentage is 4% and for tax years beginning on or after January 1, 2014, the applicable percentage is 12.1%, multiplied by a ratio, the numerator of which is the individual's

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1 Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph A for  
2 that portion of the taxable year during which the individual was a resident plus the  
3 individual's Maine adjusted gross income as defined in section 5102, subsection 1-C,  
4 paragraph B for that portion of the taxable year during which the individual was a  
5 nonresident and the denominator of which is the individual's entire federal adjusted gross  
6 income, as modified by section 5122.

7 ~~4. **Limitation.** The credit allowed by this section may not reduce the Maine income~~  
8 ~~tax to less than zero.~~

9 5. **Refundable.** The credit allowed under this section is fully refundable.

10 **Sec. EE-2. Application.** This Part applies to tax years beginning on or after  
11 January 1, 2014.

12 **PART FF**

13 **Sec. FF-1. Maine Clean Election Fund; additional fiscal year 2014-15**  
14 **transfer.** Notwithstanding any provision of law to the contrary, the State Controller  
15 shall transfer \$3,000,000 on July 1, 2014 from the unappropriated surplus of the General  
16 Fund to the Maine Clean Election Fund under the Maine Revised Statutes, Title 21-A,  
17 section 1124.

18 **Sec. FF-2. Maine Clean Election Fund, additional payments to**  
19 **candidates.** Notwithstanding any provision of law to the contrary, the Commission on  
20 Governmental Ethics and Election Practices is authorized to distribute, through  
21 rulemaking, the \$3,000,000 in section 1 of this Part to certified legislative candidates in  
22 the 2014 general election. These rules are routine technical rules pursuant to the Maine  
23 Revised Statutes, Title 5, chapter 375, subchapter 2-A.

24 **PART GG**

25 **Sec. GG-1. 5 MRSA §1522,** as amended by PL 2013, c. 1, Pt. E, §1, is repealed.

26 **Sec. GG-2. 5 MRSA §1536, sub-§1,** as amended by PL 2013, c. 1, Pt. E, §2, is  
27 further amended to read:

28 **1. Final priority reserves.** After the transfers to the State Contingent Account  
29 pursuant to section 1507, and the transfers to the Loan Insurance Reserve pursuant to  
30 section 1511 ~~and the transfers pursuant to section 1522,~~ the State Controller shall transfer  
31 at the close of each fiscal year from the unappropriated surplus of the General Fund an  
32 amount equal to the amount available from the unappropriated surplus after all required  
33 deductions of appropriations, budgeted financial commitments and adjustments  
34 considered necessary by the State Controller have been made as follows:

- 35 A. Forty-eight percent to the stabilization fund;
- 36 C. Thirteen percent to the Reserve for General Fund Operating Capital;

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- 1 D. Nine percent to the Retiree Health Insurance Internal Service Fund established in
- 2 section 1519 to be used solely for the purpose of amortizing the unfunded actuarial
- 3 liability associated with future health benefits;
- 4 E. Ten percent to the Capital Construction and Improvements Reserve Fund
- 5 established in section 1516-A; and
- 6 F. Twenty percent to the Tax Relief Fund for Maine Residents established in section
- 7 1518-A.

8 **Sec. GG-3. PL 2011, c. 380, Pt. T, §22** is amended to read:

9 **Sec. T-22. Noncumulative cost-of-living adjustment retirement benefit.**

10 No later than August 15th in 2012, and 2013 ~~and 2014~~, the Executive Director of the

11 Maine Public Employees Retirement System shall notify the State Controller of the total

12 cost of providing a payment to retirees that would otherwise have been eligible for a cost-

13 of-living adjustment but for the operation of the suspension of the annual cost-of-living

14 adjustments pursuant to the provisions of this Part. The benefit calculation is equal to the

15 change in the Consumer Price Index for the year ending in June of the prior calendar

16 year, up to a maximum of 3%, but in no case may the change be less than 0%, multiplied

17 by the retirement benefit payments up to a maximum of \$20,000 for the one-year period

18 ending August 31st of that calendar year, excluding any retirement benefits calculated

19 pursuant to this section. The State Controller shall transfer the amounts calculated

20 pursuant to this section up to the balance available in the reserve for retirement benefits

21 established in the Maine Revised Statutes, Title 5, section 1522 no later than September

22 1st of each year. If the balance in the reserve for retirement benefits on that date is not

23 sufficient to fully fund the total benefits calculated, the State Controller shall transfer the

24 amount that is available in the reserve to the Maine Public Employees Retirement System

25 and the executive director shall proportionally reduce the benefit calculated by this

26 section to equal the amount of funding provided.

27 **Sec. GG-4. Appropriations and allocations.** The following appropriations and

28 allocations are made.

29 **RETIREMENT SYSTEM, MAINE PUBLIC EMPLOYEES**

30 **Retirement System - Retirement Allowance Fund 0085**

31 Initiative: Provides funds for a noncumulative cost-of-living adjustment payable in 2014

32 that is equal to the change in the Consumer Price Index for the year ending June 30, 2013,

33 up to a maximum of 3% but not less than 0%, multiplied by the retirement benefit

34 payments up to a maximum of \$30,000 for the one-year period ending August 31, 2014.

35	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
36	All Other	\$0	\$10,500,000
37			
38	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$10,500,000</u>

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**PART HH**

**Sec. HH-1. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF  
Executive Branch Departments and Independent Agencies - Statewide 0017**

Initiative: Provides funding to offset savings from eliminating certain longevity payments.

<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
Personal Services	\$294,060	\$0
<b>GENERAL FUND TOTAL</b>	<u>\$294,060</u>	<u>\$0</u>

<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
Personal Services	\$70,600	\$0
<b>HIGHWAY FUND TOTAL</b>	<u>\$70,600</u>	<u>\$0</u>

<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
GENERAL FUND	\$294,060	\$0
HIGHWAY FUND	\$70,600	\$0
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u>\$364,660</u>	<u>\$0</u>

**EDUCATION, DEPARTMENT OF  
General Purpose Aid for Local Schools 0308**

Initiative: Provides funds to reimburse local school administrative units for adjustments made to Title I revenues when calculating the total cost of kindergarten to grade 12 public education for each school administrative unit.

<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
All Other	\$0	\$42,000,000
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$42,000,000</u>



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1	<b>EDUCATION, DEPARTMENT OF</b>		
2	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
3			
4	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$42,000,000</b>
5			
6	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$42,000,000</b>

7 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)**

8 **Consent Decree Z163**

9 Initiative: Provides funds for mental health services in order to conform with the consent  
10 decree.

11	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
12	All Other	\$0	\$2,600,000
13			
14	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$2,600,000</b>

15 **Consumer-directed Services Z043**

16 Initiative: Provides funding on an ongoing basis for consumer-directed, home-based care.

17	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
18	All Other	\$0	\$378,000
19			
20	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$378,000</b>

21 **Developmental Services Waiver - MaineCare 0987**

22 Initiative: Appropriates funds to support services provided under the MaineCare Benefits  
23 Manual, Chapter II, Section 21 for individuals on the waiting list for waiver services.

24	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
25	All Other	\$0	\$31,708,235
26			
27	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$31,708,235</b>

28 **Developmental Services Waiver - Supports Z006**

29 Initiative: Appropriates funds on an ongoing basis to support services provided under the  
30 MaineCare Benefits Manual, Chapter II, Section 29 for individuals on the waiting list for  
31 waiver services.

# HOUSE AMENDMENT

4 OF 5

HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858

1	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
2	All Other	\$0	\$2,624,849
3			
4	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$2,624,849</u>

5 **Medicaid Waiver for Brain Injury Residential/Community Serv Z160**  
6 Initiative: Provides funding on an ongoing basis for the brain injury residential and  
7 community services waiver in the MaineCare program.

8	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
9	All Other	\$0	\$772,689
10			
11	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$772,689</u>

12	<b>HEALTH AND HUMAN SERVICES,</b>		
13	<b>DEPARTMENT OF (FORMERLY BDS)</b>		
14	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
15			
16	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$38,083,773</b>
17			
18	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$0</b></u>	<u><b>\$38,083,773</b></u>

19 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**  
20 **Child Care Services 0563**  
21 Initiative: Allocates funds for quality differential payments of 5% for Tier 2, 10% for Tier  
22 3 and 25% for Tier 4 for child care services.

23	<b>FEDERAL BLOCK GRANT FUND</b>	<b>2013-14</b>	<b>2014-15</b>
24	All Other	\$0	\$1,114,544
25			
26	<b>FEDERAL BLOCK GRANT FUND TOTAL</b>	<u>\$0</u>	<u>\$1,114,544</u>

27 **Head Start 0545**  
28 Initiative: Appropriates funds for the Head Start program.

29	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
30	All Other	\$0	\$1,250,000
31			
32	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$1,250,000</u>

33 **Long Term Care - Office of Aging and Disability Services 0420**

# HOUSE AMENDMENT

2 OF 6

1 Initiative: Provides funding on an ongoing basis for home-based care.

2	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
3	All Other	\$0	\$3,011,040
4			
5	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$3,011,040</u>

6 **Long Term Care - Office of Aging and Disability Services 0420**

7 Initiative: Provides funding on an ongoing basis for the independent support services,  
8 homemaker services, program.

9	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
10	All Other	\$0	\$1,966,356
11			
12	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$1,966,356</u>

13 **Low-cost Drugs To Maine's Elderly 0202**

14 Initiative: Restores funding for the Low-cost Drugs To Maine's Elderly program.

15	<b>FUND FOR A HEALTHY MAINE</b>	<b>2013-14</b>	<b>2014-15</b>
16	All Other	\$0	\$1,400,000
17			
18	<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<u>\$0</u>	<u>\$1,400,000</u>

19 **Maine Center for Disease Control and Prevention 0143**

20 Initiative: Restores funding for home visitation services.

21	<b>FUND FOR A HEALTHY MAINE</b>	<b>2013-14</b>	<b>2014-15</b>
22	All Other	\$0	\$5,700,000
23			
24	<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<u>\$0</u>	<u>\$5,700,000</u>

25 **Maine Center for Disease Control and Prevention 0143**

26 Initiative: Restores funding for Healthy Maine Partnerships.

27	<b>FUND FOR A HEALTHY MAINE</b>	<b>2013-14</b>	<b>2014-15</b>
28	All Other	\$0	\$4,600,000
29			
30	<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<u>\$0</u>	<u>\$4,600,000</u>

31 **Medical Care - Payments to Providers 0147**

2015

HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858

1 Initiative: Allocates funds to support services provided under the MaineCare Benefits  
2 Manual, Chapter II, Section 29 for individuals on the waiting list for waiver services.

3	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
4	All Other	\$0	\$4,246,484
5			
6	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$4,246,484</u>

7 **Medical Care - Payments to Providers 0147**

8 Initiative: Allocates funds on an ongoing basis to support services provided under the  
9 MaineCare Benefits Manual, Chapter II, Section 21 for individuals on the waiting list for  
10 waiver services.

11	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
12	All Other	\$0	\$51,297,616
13			
14	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$51,297,616</u>

15 **Medical Care - Payments to Providers 0147**

16 Initiative: Notwithstanding any other provisions of law, adjusts funding by decreasing  
17 funding in the Medical Care - Payments to Providers program, Fund for a Healthy Maine  
18 account and increasing funding in the Medical Care - Payments to Providers program,  
19 General Fund account to reflect a redistribution of funding within the Fund for a Healthy  
20 Maine.

21	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
22	All Other	\$0	\$11,700,000
23			
24	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$11,700,000</u>

25	<b>FUND FOR A HEALTHY MAINE</b>	<b>2013-14</b>	<b>2014-15</b>
26	All Other	\$0	(\$11,700,000)
27			
28	<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<u>\$0</u>	<u>(\$11,700,000)</u>

29 **Medical Care - Payments to Providers 0147**

30 Initiative: Restores funding for the Medicare savings program.

# HOUSE AMENDMENT

HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858

1	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
2	All Other	\$0	\$4,900,000
3			
4	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$4,900,000</u>

5	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
6	All Other	\$0	\$7,926,386
7			
8	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$7,926,386</u>

9       **Medical Care - Payments to Providers 0147**  
10       Initiative: Provides funding on an ongoing basis for the brain injury residential and  
11       community services waiver in the MaineCare program.

12	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
13	All Other	\$0	\$1,249,925
14			
15	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$1,249,925</u>

16       **Medical Care - Payments to Providers 0147**  
17       Initiative: Provides funds on an ongoing basis to support services provided under the  
18       MaineCare Benefits Manual, Chapter II, Section 22, the physically disabled waiver.

19	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
20	All Other	\$0	\$788,688
21			
22	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$788,688</u>

23	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
24	All Other	\$0	\$1,275,805
25			
26	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$1,275,805</u>

27       **Nursing Facilities 0148**  
28       Initiative: Provides funding for increased reimbursements under the MaineCare program  
29       for nursing facilities.

# HOUSE AMENDMENT

R.O.F.E

HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858

1	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
2	All Other	\$0	\$11,584,000
3			
4	<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$11,584,000</u>

5	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
6	All Other	\$0	\$18,738,623
7			
8	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$18,738,623</u>

9       **Temporary Assistance for Needy Families 0138**  
10       Initiative: Restores funding for child care rates.

11	<b>FEDERAL BLOCK GRANT FUND</b>	<b>2013-14</b>	<b>2014-15</b>
12	All Other	\$0	\$2,700,000
13			
14	<b>FEDERAL BLOCK GRANT FUND TOTAL</b>	<u>\$0</u>	<u>\$2,700,000</u>

15	<b>HEALTH AND HUMAN SERVICES,</b>		
16	<b>DEPARTMENT OF (FORMERLY DHS)</b>		
17	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
18			
19	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$35,200,084</b>
20	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$84,734,839</b>
21	<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$0</b>
22	<b>FEDERAL BLOCK GRANT FUND</b>	<b>\$0</b>	<b>\$3,814,544</b>
23			
24	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$0</b></u>	<u><b>\$123,749,467</b></u>

25       **JUDICIAL DEPARTMENT**  
26       **Courts - Supreme, Superior and District 0063**  
27       Initiative: Provides funding to offset savings from eliminating certain longevity  
28       payments.

29	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
30	Personal Services	\$201,087	\$0
31			
32	<b>GENERAL FUND TOTAL</b>	<u>\$201,087</u>	<u>\$0</u>

# HOUSE AMENDMENT

ROFS

1	<b>JUDICIAL DEPARTMENT</b>		
2	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
3			
4	<b>GENERAL FUND</b>	<b>\$201,087</b>	<b>\$0</b>
5			
6	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$201,087</b>	<b>\$0</b>

7 **LEGISLATURE**  
8 **Legislature 0081**

9 Initiative: Provides funding to offset savings from eliminating certain longevity  
10 payments.

11	<b>GENERAL FUND</b>	<b>2013-14</b>	<b>2014-15</b>
12	Personal Services	\$2,771	\$0
13			
14	<b>GENERAL FUND TOTAL</b>	<b>\$2,771</b>	<b>\$0</b>

15	<b>LEGISLATURE</b>		
16	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
17			
18	<b>GENERAL FUND</b>	<b>\$2,771</b>	<b>\$0</b>
19			
20	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$2,771</b>	<b>\$0</b>

21	<b>SECTION TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
22			
23	<b>GENERAL FUND</b>	<b>\$497,918</b>	<b>\$115,283,857</b>
24	<b>HIGHWAY FUND</b>	<b>\$70,600</b>	<b>\$0</b>
25	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$84,734,839</b>
26	<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$0</b>
27	<b>FEDERAL BLOCK GRANT FUND</b>	<b>\$0</b>	<b>\$3,814,544</b>
28			
29	<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$568,518</b>	<b>\$203,833,240</b>

30 **PART II**

31 **Sec. II-1. 30-A MRSA §5681, sub-§5-C**, as amended by PL 2013, c. 368, Pt. J,  
32 §1, is further amended to read:

33 **5-C. Transfers to General Fund.** For the months beginning on or after July 1,  
34 2009, \$25,383,491 in fiscal year 2009-10, \$38,145,323 in fiscal year 2010-11,  
35 \$40,350,638 in fiscal year 2011-12, \$44,267,343 in fiscal year 2012-13, \$73,306,246 in

R.O.F.S

1 fiscal year 2013-14 and ~~\$85,949,391~~ \$34,949,391 in fiscal year 2014-15 from the total  
2 transfers pursuant to subsection 5 must be transferred to General Fund undedicated  
3 revenue. The amounts transferred to General Fund undedicated revenue each fiscal year  
4 pursuant to this subsection must be deducted from the distributions required by  
5 subsections 4-A and 4-B based on the percentage share of the transfers to the Local  
6 Government Fund pursuant to subsection 5. The reductions in this subsection must be  
7 allocated to each month proportionately based on the budgeted monthly transfers to the  
8 Local Government Fund as determined at the beginning of the fiscal year.'

9 Amend the amendment by relettering or renumbering any nonconsecutive Part letter  
10 or section number to read consecutively.

11 **SUMMARY**

12 This amendment does the following.

13 Part AA repeals the changes in the income tax rates and brackets made by Public Law  
14 2011, chapter 380, Part N and decreases the personal exemption amount to \$2,850.

15 Part BB reverts the estate tax to the rates in effect prior to 2013 and the exemption  
16 amount to \$1,000,000.

17 Part CC requires corporations that file unitary income tax returns in Maine to include  
18 income from certain jurisdictions outside the United States in net income when  
19 apportioning income among tax jurisdictions. The State Tax Assessor is required to  
20 adopt major substantive rules to determine the income or loss attributable to such  
21 corporations and to prevent double taxation or deduction of income.

22 Part DD makes the following changes to the Maine resident property tax fairness  
23 credit for tax years beginning on or after January 1, 2014:

24 1. It decreases the percentage by which the benefit base must exceed Maine adjusted  
25 gross income from 10% to 4%; and

26 2. It increases the maximum credit from \$300 for resident individuals under 70 years  
27 of age and \$400 for resident individuals at least 70 years of age to \$1,600, regardless of  
28 age.

29 Part EE increases the state earned income credit from 5% to 12.1% of the federal  
30 earned income credit and provides that the state earned income credit is fully refundable  
31 for tax years beginning on or after January 1, 2014.

32 Part FF authorizes the State Controller to transfer \$3,000,000 on July 1, 2014 from  
33 the unappropriated surplus of the General Fund to the Maine Clean Election Fund. It  
34 authorizes the Commission on Governmental Ethics and Election Practices to distribute,  
35 through rulemaking, the \$3,000,000 to certified legislative candidates in the 2014 general  
36 election.

37 Part GG provides funding for the noncumulative cost-of-living adjustment retirement  
38 benefit instead of funding it through a reserve funded by funds remaining after other  
39 certain obligations of the State have been met.

40 Part HH does the following:



ROFS

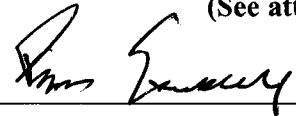
HOUSE AMENDMENT "A" to H.P. 1349, L.D. 1858

- 1           1. Provides funding to offset savings from eliminating certain longevity payments in
- 2           the executive, judicial and legislative branches;
- 3           2. Provides funds to reimburse local school administrative units for adjustments
- 4           made to Title I revenues when calculating the total cost of kindergarten to grade 12 public
- 5           education for each school administrative unit;
- 6           3. Provides funding on an ongoing basis for consumer-directed, home-based care;
- 7           4. Appropriates funds to support services provided under the MaineCare Benefits
- 8           Manual, Chapter II, Section 21 for individuals on the waiting list for waiver services;
- 9           5. Provides funding on an ongoing basis for the brain injury residential and
- 10          community services waiver in the MaineCare program;
- 11          6. Allocates funds for quality differential payments of 5% for Tier 2, 10% for Tier 3
- 12          and 25% for Tier 4 for child care services;
- 13          7. Appropriates funds for the Head Start program;
- 14          8. Provides funding on an ongoing basis for home-based care;
- 15          9. Provides funding on an ongoing basis for the independent support services,
- 16          homemaker services, program;
- 17          10. Restores funding for the Low-cost Drugs To Maine's Elderly program;
- 18          11. Restores funding for home visitation services;
- 19          12. Restores funding for Healthy Maine Partnerships;
- 20          13. Restores funding for the Medicare savings program;
- 21          14. Provides funding for increased reimbursements under the MaineCare program
- 22          for nursing facilities; and
- 23          15. Restores funding for child care rates.

Part II restores \$51,000,000 to state-municipal revenue sharing.

**FISCAL NOTE REQUIRED**

(See attached)

27          SPONSORED BY: 

28                   (Representative STUCKEY)

29                   TOWN: Portland

**HOUSE AMENDMENT**

**126th MAINE LEGISLATURE****LD 1858****LR 2710(04)****An Act To Achieve the Savings Required under Part F of the Biennial Budget and To Change Certain Provisions of the Law for Fiscal Years Ending June 30, 2014 and June 30, 2015****Fiscal Note for House Amendment "A" to Original Bill****Sponsor: Rep. Stuckey of Portland****Fiscal Note Required: Yes****Fiscal Note**

	<b>FY 2013-14</b>	<b>FY 2014-15</b>	<b>Projections FY 2015-16</b>	<b>Projections FY 2016-17</b>
<b>Net Cost (Savings)</b>				
General Fund	\$497,918	(\$700,658)	(\$24,696,893)	(\$38,982,428)
Highway Fund	\$70,600	\$0	\$0	\$0
Fund for a Healthy Maine	\$0	\$0	\$0	\$0
<b>Appropriations/Allocations</b>				
General Fund	\$497,918	\$125,783,857	\$112,007,642	\$101,958,618
Highway Fund	\$70,600	\$0	\$0	\$0
Federal Expenditures Fund	\$0	\$84,734,839	\$79,005,370	\$79,005,370
Fund for a Healthy Maine	\$0	\$0	\$0	\$0
Federal Block Grant Fund	\$0	\$3,814,544	\$3,812,044	\$3,812,044
<b>Revenue</b>				
General Fund	\$0	\$129,484,515	\$136,704,535	\$140,941,046
Other Special Revenue Funds	\$0	\$55,554,885	\$3,378,847	\$3,487,337
<b>Transfers</b>				
General Fund	\$0	(\$3,000,000)	\$0	\$0
Other Special Revenue Funds	\$0	\$3,000,000	\$0	\$0

**Fiscal Detail and Notes**

This amendment increases the General Fund cost of the bill by \$497,918 in fiscal year 2013-14 and reduces it by \$700,658 in fiscal year 2014-15. This amendment increases the Highway Fund cost of the bill by \$70,600 in fiscal year 2013-14.