

MAINE STATE LEGISLATURE

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311
R. 018

Date: 6/20/2018

(Filing No. S-502)

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STATE OF MAINE
SENATE
128TH LEGISLATURE
SECOND SPECIAL SESSION

SENATE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 586,
L.D. 837, Bill, "An Act To Provide Supplemental Appropriations and Allocations for the
Operations of State Government"

Amend the amendment by inserting after the first paragraph and before section 1 the
following:

Sec. 1. MaineCare Expansion Fund established. The MaineCare Expansion
Fund, referred to in this section as "the fund," is established as an Other Special Revenue
Funds account within the Department of Health and Human Services that, in combining
funds transferred pursuant to section 2 with all funds appropriated and available in the
Medical Care - Payments to Providers program in the General Fund, provides the funds
estimated to be necessary for expanded coverage under the MaineCare program required
by Initiated Bill 2017, chapter 1, "An Act To Enhance Access to Affordable Health
Care."

1. Exclusive use. Funds in the fund may be used only for the implementation and
continuation of expanded access to health care as required by Initiated Bill 2017, chapter
1.

2. Lapse. Funds transferred from the General Fund pursuant to section 2 in excess
of funds needed to carry out the purpose of the fund stated in subsection 1 lapse to the
unappropriated surplus of the General Fund if not expended by June 30, 2019.

**3. Transfer from fund to Medical Care - Payments to Providers program
authorized.** Notwithstanding any provision of law to the contrary, the State Controller
shall transfer funds from the fund to the Medical Care - Payments to Providers program if
such a transfer is necessary to allocate federal funds.

Sec. 2. Transfer of funds. Notwithstanding any provision of law to the contrary,
the State Controller shall transfer \$31,159,210 from the unappropriated surplus of the
General Fund to the MaineCare Expansion Fund established in section 1 no later than 10
days following the effective date of this Act.

**Sec. 3. Transfer from Fund for a Healthy Maine for MaineCare
expansion costs authorized.** Notwithstanding any provision of law to the contrary,
the Governor, on or before June 30, 2019 and upon the written request of the

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1 Commissioner of Health and Human Services in consultation with the State Budget
 2 Officer, may transfer up to \$23,540,000 from the unallocated balance of the Fund for a
 3 Healthy Maine to the MaineCare Expansion Fund established in section 1 for the amount
 4 of medical costs of the MaineCare program that, as a result of expansion of the
 5 MaineCare program pursuant to Title 22, section 3174-G, subsection 1, paragraph H, will
 6 within the 15 days following the request exceed the sum of the total amount available in
 7 the Department of Health and Human Services, Medical Care - Payments to Providers
 8 program plus the total amount transferred pursuant to section 2. The commissioner shall
 9 submit copies of the written request submitted to the Governor to the joint standing
 10 committee of the Legislature having jurisdiction over health and human services matters
 11 and the joint standing committee of the Legislature having jurisdiction over
 12 appropriations and financial affairs. The State Controller shall report to the joint standing
 13 committee of the Legislature having jurisdiction over appropriations and financial affairs
 14 any transfers made pursuant to this section.'

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

17 **SUMMARY**

18 This amendment:

- 19 1. Establishes the MaineCare Expansion Fund within the Department of Health and
 20 Human Services to provide the funds estimated to be necessary for expanded coverage
 21 under the MaineCare program required by Initiated Bill 2017, chapter 1, "An Act To
 22 Enhance Access to Affordable Health Care";
- 23 2. Limits the use of the fund to funding needed for the implementation and
 24 continuation of expanded access to health care as required by Initiated Bill 2017, chapter
 25 1;
- 26 3. Requires that funds in the fund lapse to the unappropriated surplus of the General
 27 Fund if not expended by June 30, 2019;
- 28 4. Directs the State Controller to transfer \$31,159,210 from the unappropriated
 29 surplus of the General Fund to the fund no later than 10 days following the effective date
 30 of this legislation; and
- 31 5. Provides that the Governor, on or before June 30, 2019 and upon the written
 32 request of the Commissioner of Health and Human Services in consultation with the State
 33 Budget Officer, may transfer up to \$23,540,000 from the unallocated balance of the Fund
 34 for a Healthy Maine to the fund for the amount of medical costs of the MaineCare
 35 program that, as a result of expansion of the MaineCare program, will within the 15 days

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SENATE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 586, L.D. 837

1 following the request exceed the sum of the total amount available in the Department of
2 Health and Human Services, Medical Care - Payments to Providers program plus the total
3 amount transferred from the General Fund.

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FISCAL NOTE REQUIRED

5

(See attached)

6

SPONSORED BY: 

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(Senator BREEN)

8

COUNTY: Cumberland



128th MAINE LEGISLATURE

LD 837

LR 1499(15)

An Act To Provide Supplemental Appropriations and Allocations for the Operations of State Government

Fiscal Note for Senate Amendment "C" to Committee Amendment "A"

Sponsor: Sen. Breen of Cumberland

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Net Cost (Savings)				
General Fund	\$0	\$31,159,210	\$0	\$0
Transfers				
General Fund	\$0	(\$31,159,210)	\$0	\$0
Other Special Revenue Funds	\$0	\$31,159,210	\$0	\$0

Fiscal Detail and Notes

This amendment transfers \$31,159,210 from the unappropriated surplus of the General Fund to the newly established MaineCare Expansion Fund for MaineCare services and payments to providers. Any unused balance in the fund as of June 30, 2019 will lapse back to the General Fund. This amendment also authorizes transfers from the Fund for a Healthy Maine up to \$23,540,000 for the same purposes in the event of a shortfall due to the expansion of eligibility for MaineCare.