

MAINE STATE LEGISLATURE

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Date: 5/20/21

(Filing No. S- 110)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
SENATE
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 87, L.D. 800, "An Act To Amend Credit and Debit Card Surcharges Imposed by Governmental Entities"

Amend the bill in section 1 in §1509-A in the first indented paragraph in the 8th line (page 1, line 12 in L.D.) by inserting after the following: "surcharge" the following: 'including a service fee.'

Amend the bill in section 1 in §1509-A in the first indented paragraph in the last line (page 1, line 14 in L.D.) by inserting after the following: "agency" the following: 'in accordance with the provisions of Title 9-A, section 8-509, subsection 2'

Amend the bill in section 2 in subsection 2 in the first blocked paragraph in the 7th line (page 1, line 35 in L.D.) by inserting after the following: "subsection 8," the following: 'a plantation established or governed by Title 30-A, chapter 301.'

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

SUMMARY

This amendment does the following.

1. It clarifies that a surcharge imposed by a state department or agency includes a service fee.
2. It adds a cross-reference to clarify that a state department or agency must disclose a surcharge prior to payment and that a surcharge may not exceed the costs associated with providing the credit card or debit card service.
3. It clarifies that the definition of "governmental entity" includes a plantation organized pursuant to the Maine Revised Statutes, Title 30-A.

**FISCAL NOTE REQUIRED
(See attached)**

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 800

LR 473(02)

An Act To Amend Credit and Debit Card Surcharges Imposed by Governmental Entities

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-110)
Committee: Health Coverage, Insurance and Financial Services
Fiscal Note Required: Yes

Fiscal Note

Potential current biennium savings - All funds

Fiscal Detail and Notes

This bill allows a state department or agency to impose a surcharge for payments made by credit card or debit card. Any state department or agency that accepts debit or credit card payments will now be able to recoup associated fees and charges instead of absorbing them, resulting in savings to the department or agency. In fiscal year 2019-20, credit card charges across all funds and all of state government totaled \$1.1 million.