

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SJK
ROFS

L.D. 891

Date: 6/2/21

(Filing No. H- 299)

Minority
INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND
BUSINESS

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 647, L.D. 891, "An Act To Eliminate or Forgive Fines and Penalties on Persons and Businesses Due to the COVID-19 Pandemic"

Amend the bill by striking out the title and substituting the following:

'Resolve, To Eliminate or Forgive Fines on Businesses Due to the COVID-19 Pandemic'

Amend the bill by striking out everything after the title and inserting the following:

Sec. 1. Eliminate or forgive fines on businesses. Resolved: That all fines incurred by businesses as a result of violations of the Governor's executive orders during the global pandemic related to coronavirus disease 2019, known as COVID-19, or as a result of rules, regulations or other guidance developed by state agencies and departments in response to the Governor's executive orders must be refunded to those businesses. Any agency or department that issues fines for such violations shall identify the affected businesses and issue refunds to the businesses pursuant to this section.

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF
Maine Center for Disease Control and Prevention 0143

Initiative: Provides a one-time deallocation to reflect reduced expenditures caused by a reduction in revenue from refunding certain fines and fees for violations by a business of an order, rule or guidance issued pursuant to the state of emergency due to COVID-19 proclaimed by the Governor.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$56,000)	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$56,000)</u>	<u>\$0</u>

COMMITTEE AMENDMENT

R O F S ,

2
3
4
5
6
7
8
9
10
11
12

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

SUMMARY

This amendment replaces the bill, which is a concept draft, with a resolve directing state agencies and departments to identify businesses that have been fined as a result of a violation of the Governor's executive orders during the COVID-19 pandemic and any rules, regulations or other guidance developed as a result of those executive orders and to issue refunds of those fines to the affected businesses. The amendment also adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)



130th MAINE LEGISLATURE

LD 891

LR 668(02)

An Act To Eliminate or Forgive Fines and Penalties on Persons and Businesses Due to the COVID-19 Pandemic

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-299)
 Committee: Innovation, Development, Economic Advancement and Business
 Fiscal Note Required: Yes

Fiscal Note

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Appropriations/Allocations				
Other Special Revenue Funds	(\$56,000)	\$0	\$0	\$0
Revenue				
Other Special Revenue Funds	(\$56,000)	\$0	\$0	\$0

Fiscal Detail and Notes

The bill includes a one-time deallocation of Other Special Revenue Funds to the Department of Health and Human Services of \$56,000 in fiscal year 2021-22 to reflect reduced expenditures caused by a reduction in revenue from refunding certain fines and fees for violations by a business of an order, rule or guidance issued pursuant to the state of emergency due to COVID-19 proclaimed by the Governor. Any resulting fine, suspension or license revocation must be dismissed if the agency or department that issued the violation produces no evidence of resulting measurable damage or harm caused by the violation.

Any costs to other state departments and agencies to return any funds collected due to violations of a COVID-19 restriction are expected to be minor and can be absorbed within existing resources.