

# MAINE STATE LEGISLATURE

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ROS

L.D. 1344

Date: 6-15-21

(Filing No. H. 631)

**MAJORITY**  
**HEALTH AND HUMAN SERVICES**

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

COMMITTEE AMENDMENT "A" to H.P. 995, L.D. 1344, "An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency"

Amend the bill in section 9 in subsection 3 in the 3rd line (page 2, line 19 in L.D.) by striking out the following: "A" and inserting the following: Notwithstanding Title 5, section 10004, subsection 3, a'

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

**SUMMARY**

This amendment, which is the majority report of the committee, clarifies that if the Department of Health and Human Services suspends a license under the Maine Revised Statutes, Title 5, section 10004, subsection 3, it may suspend the license for longer than 30 days and the suspension remains in effect until the department or the District Court determines the licensee's conduct no longer poses an imminent risk to public health or safety.

**FISCAL NOTE REQUIRED**  
**(See attached)**

**COMMITTEE AMENDMENT**



# 130th MAINE LEGISLATURE

LD 1344

LR 404(02)

## An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency

Fiscal Note for Bill as Amended by Committee Amendment *ACH-631*  
Committee: Health and Human Services

Fiscal Note Required: Yes

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### Fiscal Note

Potential current biennium cost increase - General Fund  
Potential current biennium revenue impact - General Fund

#### Correctional and Judicial Impact Statements

This bill may increase the number of civil suits filed in the court system.

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional filing fees may increase General Fund and other dedicated revenue by minor amounts.

#### Fiscal Detail and Notes

This bill allows the Department of Health and Human Services (DHHS) to impose administrative fines and license suspensions for violations of DHHS rules regarding disease control and public health emergencies. The DHHS is also authorized to close a business or entity when that business or entity directly and repeatedly violates public health control measures during an extreme public health emergency. The DHHS may incur legal costs because of closure actions. Any increase in fine and penalty revenue may be offset by loss of sales tax and income tax revenue from closed businesses. No estimate is made at this time on the number and length of business closures that may be imposed by the DHHS.