

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2019

CHAPTER 433
H.P. 774 - L.D. 1044

An Act To Advance Children's
Cancer Research in Maine

Be it enacted by the People of the State of
Maine as follows:

Sec. 1. 22 MRSA §1409 is enacted to read:

§1409. Maine Children's Cancer Research Fund

1. Fund established. The Maine Children's Cancer Research Fund, referred to in this section as "the fund," is established as a nonlapsing fund to support children's cancer research by individuals and organizations determined to be eligible according to rules adopted by the department under subsection 3. Money in the fund must be expended as allocated by the Legislature for the purposes of the fund and may be invested as provided by law. Interest on investments must be credited to the fund.

2. Use of fund. Amounts available in the fund must be used to provide grants and other funding to support children's cancer research provided by research facilities in this State that operate children's cancer programs.

3. Administration. The department shall administer the fund and shall adopt rules as necessary to administer the fund and to determine the criteria for eligible recipients. When providing grants and other funding under subsection 2, the department shall consider the number of patients served by programs receiving support. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

4. Income tax checkoff funding. Revenue collected from the income tax checkoff pursuant to Title 36, section 5292 must be credited to the fund.

5. Other funds. The fund may receive money from any source, including grants, gifts, bequests and donations.

Sec. 2. 36 MRSA §5283-A, sub-§1, as repealed and replaced by PL 2017, c. 475, Pt. A, §62, is amended to read:

1. Minimum threshold for total contributions. The State Tax Assessor may not include on an individual income tax return form a designation for a taxpayer to make a contribution through a checkoff under section 5284, 5284-A, 5285, 5288-A, 5289 or 5291 or 5292 unless on returns filed in the prior calendar year the total contributions to the organization or fund to which the contributions are credited under the applicable section are at least:

- A. For calendar year 2012, \$10,000;
- B. For calendar year 2013, \$13,000;

- C. For calendar year 2014, \$16,000;
- D. For calendar year 2015, \$19,000;
- E. For calendar year 2016, \$22,000; and
- F. For calendar years beginning on or after January 1, 2017, \$25,000.

This subsection does not apply to a contribution checkoff that has been on the individual income tax form for less than one year.

Sec. 3. 36 MRSA §5292 is enacted to read:

§5292. Maine Children's Cancer Research Fund; voluntary checkoff

1. Maine Children's Cancer Research Fund. When filing a return, a taxpayer entitled to a refund under this Part may designate that a portion of that refund be paid into the Maine Children's Cancer Research Fund established in Title 22, section 1409. A taxpayer who is not entitled to a refund under this Part may contribute to the Maine Children's Cancer Research Fund by including with that taxpayer's return sufficient funds to make the contribution. The contribution may not be less than \$5. Each individual income tax return form must contain a designation in substantially the following form: "Maine Children's Cancer Research Fund: () \$5, () \$10, () \$25 or () Other \$..."

2. Contributions credited to Maine Children's Cancer Research Fund. The State Tax Assessor shall determine annually the total amount contributed pursuant to subsection 1. Prior to the beginning of the next year, the State Tax Assessor shall deduct the cost of administering the Maine Children's Cancer Research Fund checkoff and report the remainder to the Treasurer of State, who shall forward that amount to the Maine Children's Cancer Research Fund.

Sec. 4. Application. This Act applies to tax years beginning on or after January 1, 2020.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL
SERVICES, DEPARTMENT OF

Revenue Services, Bureau of 0002

Initiative: Provides one-time funding for programming costs to add a new voluntary checkoff to the individual income tax return.

GENERAL FUND	2019-20	2020-21
All Other	\$11,000	\$0
GENERAL FUND TOTAL	\$11,000	\$0

ADMINISTRATIVE AND
FINANCIAL SERVICES,
DEPARTMENT OF

DEPARTMENT TOTALS	2019-20	2020-21
GENERAL FUND	\$11,000	\$0
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DEPARTMENT TOTAL - ALL FUNDS	\$11,000	\$0

HEALTH AND HUMAN SERVICES,
DEPARTMENT OF

Maine Children's Cancer Research Fund N321

Initiative: Provides initial allocation for any revenue received from the income tax checkoff.

OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
All Other	\$500	\$500
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500

HEALTH AND HUMAN SERVICES,
DEPARTMENT OF

DEPARTMENT TOTALS	2019-20	2020-21
OTHER SPECIAL REVENUE FUNDS	\$500	\$500
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$500	\$500

SECTION TOTALS	2019-20	2020-21
GENERAL FUND	\$11,000	\$0
OTHER SPECIAL REVENUE FUNDS	\$500	\$500
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SECTION TOTAL - ALL FUNDS	\$11,500	\$500

See title page for effective date.

CHAPTER 434
S.P. 378 - L.D. 1216

**An Act To Support
Community Schools**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §9923, as enacted by PL 2015, c. 267, Pt. GGG, §1, is amended to read:

§9923. Designation of community schools

The department is authorized to designate 3 community schools established in accordance with this chapter ~~as part of a 5-year pilot project beginning in the 2016-2017 school year. For the 2020-2021 school year, the department is authorized to designate 5 community schools established in accordance with this chapter. Beginning in the 2021-2022 school year, the department may biannually designate 10 additional community schools established in accordance with this chapter. The department shall annually inform school administrative units of the application process and deadlines and make that information and appropriate forms available on its publicly accessible website. The commissioner shall provide state funding to the school administrative units in which the designated community schools are located and may employ a state community school coordinator to implement this pilot project designation program. Annual state allocations for this pilot project may not exceed \$150,000.~~

~~This section is repealed July 1, 2021.~~

Sec. 2. 20-A MRSA §15689-A, sub-§25, as amended by PL 2017, c. 284, Pt. C, §54, is further amended to read:

25. Community schools. The commissioner may expend and disburse funds for the establishment of community schools in accordance with the provisions of chapter 333 and shall apply for available federal funds in support of community school implementation and expansion.

~~This subsection is repealed July 1, 2021.~~

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF
Community Schools Program N317

Initiative: Provides base allocations for federal funding to support the implementation and expansion of community schools.

FEDERAL EXPENDITURES FUND	2019-20	2020-21
All Other	\$500	\$500