

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND
FINANCIAL AFFAIRS**

May 2014

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STATE OF MAINE
126TH LEGISLATURE
SECOND REGULAR SESSION
LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

The *Digest* is arranged within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER.....carried over to a subsequent session of the Legislature
CON RES XXX chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSESHouse & Senate disagreed; legislation died
DIED IN CONCURRENCE defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT action incomplete when session ended; legislation died
EMERGENCYenacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE.....emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT.....legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW.....sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY.....ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX chapter # of enacted public Law
RESOLVE XXX chapter # of finally passed resolve
VETO SUSTAINED.....Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the Second Regular Session of the 126th Legislature is August 1, 2014. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Appropriations and Financial Affairs

LD 1593 Resolve, To Eliminate Financial Inequality in MaineCare Reimbursement for Community-based Behavioral Health Services Veto Sustained

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SANBORN LACHOWICZ	OTP-AM	H-829

This resolve was carried over from the First Regular Session of the 126th Legislature by the Joint Standing Committee on Health and Human Services. During the Second Regular Session, this resolve was reported out by the Health and Human Services Committee and referred to the Joint Standing Committee on Appropriations and Financial Affairs.

This resolve directs the Department of Health and Human Services to amend the rules of reimbursement for behavioral health services under the MaineCare program to provide that all community-based behavioral health services are reimbursed at community-based rates. The amended rules must prohibit billing at hospital rates. The rules, which are routine technical rules, must be amended by October 1, 2014.

Committee Amendment "A" (H-829)

This amendment replaces the resolve. It directs the Department of Health and Human Services to convene a stakeholder group to review MaineCare reimbursement rates provided under Chapter 101, MaineCare Benefits Manual, Chapter III, Section 65 and similar services provided by a hospital or an administrative unit of a hospital. It also requires the department to report the stakeholder group's findings and recommendations, including recommendations on how rates should be adjusted, to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs by January 1, 2015.

LD 1639 An Act To Fund Merit and Longevity Pay for Executive, Judicial and Legislative Branch Employees Pursuant to a Collective Bargaining Agreement ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO WILSON	ONTP	

This bill repeals the sections of Public Law 2013, chapters 354 and 368 that prohibited merit increases for employees in the executive, legislative and judicial branches of government in fiscal year 2014-15 and longevity payments to individuals not eligible on June 30, 2013. It includes General Fund appropriations and Highway Fund allocations to offset reductions made in the biennial budgets for 2014-2015 to restore funding for merit increases and longevity payments.

Funding for these items in fiscal year 2014-15 was included in Public Law 2013, chapter 502 (see LD 1843).

LD 1709 An Act To Authorize a General Fund Bond Issue To Support the Growth of and To Build Infrastructure for the Marine Sector of the State's Economy PUBLIC 592

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T CASSIDY	OTP-AM	S-556

Joint Standing Committee on Appropriations and Financial Affairs

The funds provided by this bond issue in the amount of \$10,000,000 will be used for the development of lobster processing capacity in the State.

Committee Amendment "A" (S-556)

This amendment replaces the bill and authorizes the issuance of bonds in the amount of \$7,000,000, to be matched by at least \$7,000,000 in private and other funds, to support Maine's marine economy in order to create jobs in the State's marine economy and related industries through capital investments awarded after a competitive process.

Enacted Law Summary

Public Law 2013, chapter 592 authorizes the issuance of bonds in the amount of \$7,000,000, to be matched by at least \$7,000,000 in private and other funds, to support Maine's marine economy in order to create jobs in the State's marine economy and related industries through capital investments awarded after a competitive process.

The bond issue is subject to voter approval at a statewide election to be held in November 2014.

LD 1719 An Act To Improve Education about and Awareness of Maine's Health Veto Sustained
Laws and Resources and To Increase the Reimbursement Rate for Adult
Day Services

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ROCHELO SAVIELLO	OTP-AM	H-844

Under the provisions of the judgement in State of Maine v. Philip Morris, et al., Kennebec County Superior Court, Docket No. CV-97-134, Maine will receive a one-time disbursement. Allocations from or in relation to this lawsuit are, pursuant to the Maine Revised Statutes, Title 22, section 1511, limited to the prevention and health promotion purposes of smoking prevention, cessation and control activities, including, but not limited to, reducing smoking among the children of the State; prevention, education and treatment activities concerning unhealthy weight and obesity; prenatal and young children's care including home visits and support for parents of children from birth to six years of age; child care for children up to 15 years of age, including after-school care; health care for children and adults, maximizing to the extent possible federal matching funds; prescription drugs for adults who are elderly or disabled, maximizing to the extent possible federal matching funds; dental and oral health care to low-income persons who lack adequate dental coverage; substance abuse prevention and treatment; and comprehensive school health and nutrition programs, including school-based health centers.

This bill allocates funds from the disbursement in accordance with Title 22, section 1511 for smoking prevention and health promotion programs, such as education regarding the use of marijuana, the improvement of tobacco and substance abuse policies, an education campaign regarding family planning and reproductive health and grants for an outreach campaign on the impact of food and beverage choices on obesity.

Committee Amendment "A" (H-844)

This amendment transfers funds from the Fund for a Healthy Maine to the General Fund and directs the Department of Health and Human Services to increase reimbursement rates for adult day services programs. It eliminates the increases in allocations for 4 programs.