

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



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

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

October 2018

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STATE OF MAINE

128TH LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and 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. An appendix provides a summary of relevant session statistics.

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 HOUSES..... House & 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
EMERGENCY..... enacted 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 dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128th Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. 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

in Maine or outside of Maine and agree to live and work in Maine for at least five years. The bill exempts from Maine income tax any benefits received under the program to the extent included in federal adjusted gross income and prohibits individuals who have received benefits under the program from receiving the Maine educational opportunity tax credit.

LD 1867 An Act To Reestablish Certain Positions within the Department of Health and Human Services Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHACE P	ONTP OTP	

This bill was carried over from the Second Regular Session of the 128th Legislature to the next special session of the 128th Legislature by joint order S.P. 748.

This bill establishes eight positions in the Department of Health and Human Services to replace positions that were eliminated by Public Law 2017, chapter 284, Part ZZZZZZ, section 9.

LD 1883 An Act To Authorize a General Fund Bond Issue To Strengthen School Security Died On Adjournment

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COREY P DIAMOND B		

This bill was carried over from the Second Regular Session of the 128th Legislature to the next special session of the 128th Legislature by joint order S.P. 748.

The funds provided by this bond issue, in the amount of \$20,000,000, will be used to strengthen school security. The bill establishes the Maine School Security Enhancement Fund to provide loans to school administrative units to enhance security in schools and provides \$19,500,000 to the fund for this purpose. The bill also creates a school safety center within the Department of Education and provides \$500,000 for this purpose.

LD 1907 Resolve, To Continue a Review of the State Employee and Teacher Retirement Plan RESOLVE 57 EMERGENCY

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

This resolve was reported by the committee pursuant to Joint Rule 353.

This resolve directs the Maine Public Employees Retirement System and the Department of Administrative and Financial Services, within their existing resources, to continue the working group to evaluate and design retirement plan options for all state employees and teachers. The Maine Public Employees Retirement System is directed to submit the final recommendation of the working group, including any necessary implementing legislation, to the joint standing committee of the Legislature having jurisdiction over retirement matters by December 1, 2019.

Enacted Law Summary

Joint Standing Committee on Appropriations and Financial Affairs

Resolve 2017, chapter 57 directs the Maine Public Employees Retirement System and the Department of Administrative and Financial Services, within their existing resources, to continue the working group to evaluate and design retirement plan options for all state employees and teachers. The Maine Public Employees Retirement System is directed to submit the final recommendation of the working group, including any necessary implementing legislation, to the joint standing committee of the Legislature having jurisdiction over retirement matters by December 1, 2019.

Resolve 2017, chapter 57 was finally passed as an emergency measure effective May 2, 2018.

LD 1908 An Act To Increase Funding in the Maine Budget Stabilization Fund

**Died On
Adjournment**

Sponsor(s)
HAMPER J

Committee Report

Amendments Adopted

This bill was carried over from the Second Regular Session of the 128th Legislature to the next special session of the 128th Legislature by joint order S.P. 748. This bill was not referred to committee.

Part A transfers \$5,000,000 from Other Special Revenue Funds in the Department of Professional and Financial Regulation to the Maine Budget Stabilization Fund.

Part B transfers \$20,000,000 from the Personal Services line category in the Department of Administrative and Financial Services, Salary Plan program, General Fund carrying account to the unappropriated surplus of the General Fund and transfers \$20,000,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund.

Part C transfers \$2,231,089 in settlement funds received pursuant to an assurance of discontinuance in the matter of Moody's Corporation, Moody's Investors Service, Inc. and Moody's Analytics, Inc. to the Maine Budget Stabilization Fund.

Part D transfers \$6,362,226 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund.

Part E credits interest earned on the investments of the General Fund and special revenue funds to replenish the Disaster Recovery Fund, subject to its existing statutory cap, and the Maine Budget Stabilization Fund.

LD 1925 An Act To Provide Funding for the Conduct of Elections

Veto Sustained

Sponsor(s)

Committee Report

Amendments Adopted

OTP
ONTP

H-812 GATTINE D

This bill, which is the report of the Joint Standing Committee on Appropriations and Financial Affairs, provides additional one-time funds to the Secretary of State for the administration of the general election in November 2018 due to the need to include a separate ballot page.

House Amendment "A" (H-812)

This amendment removes the emergency preamble and emergency clause.