

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST SPECIAL AND SECOND REGULAR SESSIONS



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

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

November 2020

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STATE OF MAINE

129TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 129th 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 date for non-emergency legislation enacted in the First Regular Session of the 129th Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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to persons 18 years of age or older with mental health and co-occurring substance use disorders who voluntarily seek treatment.

Committee Amendment "A" (H-351)

This amendment was the unanimous report of the Joint Standing Committee on Health and Human Services in the First Regular Session. This amendment clarifies that the Department of Health and Human Services must, by December 31, 2019, establish a rate under the MaineCare program that is sufficient to provide medically monitored adult crisis support and intervention. This amendment was adopted in the First Regular Session but removed from the bill when it was committed to the Appropriations and Financial Affairs Committee.

This bill, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 1333 An Act To Authorize a General Fund Bond Issue To Establish a Maine County Correctional Facilities Revolving Construction and Improvement Fund CARRIED OVER

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

This bill was carried over in committee from the First Regular Session of the 129th Legislature by joint order, H.P. 1322.

This bill provides for a bond issue, in the amount of \$100,000,000, to fund the construction, repair and upgrading of county correctional facilities. The bill establishes the Maine County Correctional Facilities Revolving Construction and Improvement Fund to receive the bond money and the Maine County Correctional Facilities Construction and Improvement Board to administer the fund. The bill allows money in the fund to be loaned to a county for a project to construct, repair or upgrade a county correctional facility and requires a loan from the fund to be approved at a referendum of the voters of the county where the project is located.

This bill, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 1453 An Act To Improve Dental Health for Maine Children and Adults with Low Incomes CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GATTINE D BREEN C		

This bill was amended to a resolve and finally passed by the Legislature and then held by the Governor at the end of the First Regular Session of the 129th Legislature. During the Second Regular Session, this resolve was recalled from the Governor's desk and committed to the Appropriations and Financial Affairs Committee.

This bill adds access to comprehensive medically necessary preventive, diagnostic and restorative dental services to the limited dental services currently available to MaineCare members 21 years of age and over. It also establishes a dental incentive payment program for dentists to increase access to dental care for MaineCare members, including

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children, and requires the Department of Health and Human Services to convene a working group to make recommendations on the design of the program. It provides for the establishment of benchmarks to measure the effectiveness of the dental incentive payment program over time.

Committee Amendment "A" (H-409)

This amendment was the unanimous report of the Joint Standing Committee on Health and Human Services in the First Regular Session. This amendment removes from the bill provisions establishing the dental incentive payment program and the working group that would have designed it. It retains the adult dental benefit under MaineCare and the rulemaking implementing it. It also adds an appropriations and allocations section. This amendment was adopted in the First Regular Session but removed from the bill when it was committed to the Appropriations and Financial Affairs Committee.

Senate Amendment "A" To Committee Amendment "A" (S-371)

This amendment was adopted by the House and the Senate in the First Regular Session. This amendment replaces the bill with a resolve. This amendment requires the Department of Health and Human Services to convene a stakeholder group to develop a plan for an adult dental benefit under MaineCare. The plan must be submitted to the Joint Standing Committee on Health and Human Services no later than January 1, 2020. This amendment was adopted in the First Regular Session but removed from the bill when it was committed to the Appropriations and Financial Affairs Committee.

This resolve, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 1496 An Act To Protect the Maine Budget Stabilization Fund

Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GATTINE D BREEN C		

This bill was carried over in committee from the First Regular Session of the 129th Legislature by joint order, H.P. 1322.

Under Public Law 2017, chapter 284, Part EEEEEEE, the State Controller is required to transfer up to \$65,000,000 from the Maine Budget Stabilization Fund to provide General Fund resources to cover any federal disallowance in federal financial participation for Medicaid services and disproportionate share hospital payments related to the Riverview Psychiatric Center. A payment of \$10,524,817 was made in early 2019. This bill requires instead that the transfer be made from the Tax Relief Fund for Maine Residents and requires the State Controller to reimburse the Maine Budget Stabilization Fund for the amount transferred for the federal disallowance related to Riverview Psychiatric Center earlier this year. In the event that sufficient funds do not exist in the Tax Relief Fund for Maine Residents to cover future payments, the funds must come from the Maine Budget Stabilization Fund with a reimbursement from the Tax Relief Fund for Maine Residents to be made as soon as funds become available.