

**An Act to Make Supplemental Appropriations and Allocations for the  
Expenditures of State Government and to Change Certain Provisions of the Law  
Necessary to the Proper Operations of State Government for the Fiscal Year Ending  
June 30, 2021**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas,** certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**PART A**

**Sec. A-1. Appropriations and allocations.** In order to provide for the necessary expenditures of State Government and other purposes for the fiscal year ending June 30, 2021, the following sums as designated in the following tabulations are appropriated or allocated out of money not otherwise appropriated or allocated.

**PART B**

**Sec. B-1. 36 MRSA §111, sub-§1-A,** as amended by PL 2019, c. 616, §X-1, is further amended to read:

**1-A. Code.** "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, ~~2019~~ 2020.

**Sec. B-2. Application.** This Part applies to tax years beginning on or after January 1, 2018 and to any prior tax year as specifically provided by the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2020.

**PART B  
SUMMARY**

This Part updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986, as amended through December 31, 2020, for tax years beginning on or after January 1, 2018 and

for any prior tax year as specifically provided by the United States Internal Revenue Code of 1986, as amended.

### **Part C**

**Sec. C-1. 20-A MRSA §15671, sub-§7, ¶B**, as amended by PL 2019 c.343, Pt C, §1 is further amended to read:

The annual targets for the state share percentage of the statewide adjusted total cost of the components of essential programs and services are as follows.

- (1) For fiscal year 2005-06, the target is 52.60%.
- (2) For fiscal year 2006-07, the target is 53.86%.
- (3) For fiscal year 2007-08, the target is 53.51%.
- (4) For fiscal year 2008-09, the target is 52.52%.
- (5) For fiscal year 2009-10, the target is 48.93%.
- (6) For fiscal year 2010-11, the target is 45.84%.
- (7) For fiscal year 2011-12, the target is 46.02%.
- (8) For fiscal year 2012-13, the target is 45.87%.
- (9) For fiscal year 2013-14, the target is 47.29%.
- (10) For fiscal year 2014-15, the target is 46.80%.
- (11) For fiscal year 2015-16, the target is 47.54%.
- (12) For fiscal year 2016-17, the target is 48.14%.
- (13) For fiscal year 2017-18, the target is 49.14%.
- (14) For fiscal year 2018-19, the target is 49.77%.
- (15) For fiscal year 2019-20, the target is 50.78%.
- (16) For fiscal year 2020-21, the target is ~~51.78%~~ 51.83%.

**Sec. C-2. 20-A MRSA §15671-A, sub-§2, ¶B**, as amended by PL 2019, c. 343, §3 is further amended to read:

The commissioner shall calculate the full-value education mill rate that is required to raise the statewide total local share. The full-value education mill rate is calculated for each fiscal year by dividing the applicable statewide total local share by the applicable statewide valuation. The full-value education mill rate must be applied according to section 15688, subsection 3-A, paragraph A to determine a municipality's local cost share expectation.

- (1) For the 2005 property tax year, the full-value education mill rate is the amount necessary to result in a 47.4% statewide total local share in fiscal year 2005-06.

- (2) For the 2006 property tax year, the full-value education mill rate is the amount necessary to result in a 46.14% statewide total local share in fiscal year 2006-07.
- (3) For the 2007 property tax year, the full-value education mill rate is the amount necessary to result in a 46.49% statewide total local share in fiscal year 2007-08.
- (4) For the 2008 property tax year, the full-value education mill rate is the amount necessary to result in a 47.48% statewide total local share in fiscal year 2008-09.
- (4-A) For the 2009 property tax year, the full-value education mill rate is the amount necessary to result in a 51.07% statewide total local share in fiscal year 2009-10.
- (4-B) For the 2010 property tax year, the full-value education mill rate is the amount necessary to result in a 54.16% statewide total local share in fiscal year 2010-11.
- (4-C) For the 2011 property tax year, the full-value education mill rate is the amount necessary to result in a 53.98% statewide total local share in fiscal year 2011-12.
- (5) For the 2012 property tax year, the full-value education mill rate is the amount necessary to result in a 54.13% statewide total local share in fiscal year 2012-13.
- (6) For the 2013 property tax year, the full-value education mill rate is the amount necessary to result in a 52.71% statewide total local share in fiscal year 2013-14.
- (7) For the 2014 property tax year, the full-value education mill rate is the amount necessary to result in a 53.20% statewide total local share in fiscal year 2014-15.
- (8) For the 2015 property tax year, the full-value education mill rate is the amount necessary to result in a 52.46% statewide total local share in fiscal year 2015-16.
- (9) For the 2016 property tax year, the full-value education mill rate is the amount necessary to result in a 51.86% statewide total local share in fiscal year 2016-17.
- (10) For the 2017 property tax year, the full-value education mill rate is the amount necessary to result in a 50.86% statewide total local share in fiscal year 2017-18.
- (11) For the 2018 property tax year, the full-value education mill rate is the amount necessary to result in a 50.23% statewide total local share in fiscal year 2018-19.

(12) For the 2019 property tax year, the full-value education mill rate is the amount necessary to result in a 49.22% statewide total local share in fiscal year 2019-20.

(13) For the 2020 property tax year, the full-value education mill rate is the amount necessary to result in a ~~48.22%~~ 48.17% statewide total local share in fiscal 2020-2021.

(14) For the 2021 property tax year and subsequent tax years, the full value education mill rate is the amount necessary to result in a 45% statewide total local share in fiscal year 2021-2022 and after.

**Sec. C-3. Total cost of funding public education from kindergarten to grade 12.** The total cost of funding public education from kindergarten to grade 12 for fiscal year 2020-21 is as follows:

	<b>2020-21 TOTAL</b>
<b>Total Operating Allocation</b>	
Total operating allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683	\$1,507,865,971
Total adjustments to state subsidy pursuant to Title 20-A, section 15689 included in subsidizable costs and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$554,973,541
<b>Total Operating Allocation and Subsidizable Costs</b>	
Total operating allocation pursuant to Title 20-A, section 15683 and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$2,062,839,512
<b>Total Debt Service Allocation</b>	
Total debt service allocation pursuant to Title 20-A, section 15683-A	\$103,428,195
<b>Total Adjustments and Targeted Education Funds</b>	
Audit adjustments pursuant to Title 20-A, section 15689, subsection 4	\$250,000

Educating students in long-term drug treatment center adjustments pursuant to Title 20-A, section 15689, subsection 5	\$460,355
Minimum teacher salary adjustment pursuant to Title 20-A, section 15689, subsection 7-A	\$2,100,000
Regionalization, consolidation and efficiency assistance adjustments pursuant to Title 20-A, section 15689, subsection 9	\$6,161,789
Maine Care seed payments adjustments pursuant to Title 20-A, section 15689, subsection 14	\$1,334,776
Special education budgetary hardship adjustment pursuant to Title 20-A, section 15689, subsection 15	\$1,000,000
Total adjustments to the state share of total allocation pursuant to Title 20-A, section 15689	\$11,306,920
Targeted Education Funds pursuant to Title 20-A, section 15689-A	
Special education costs for state agency clients and state wards pursuant to Title 20-A, section 15689-A, subsection 1	\$33,737,998
Education of institutional residents pursuant to Title 20-A, section 15689-A, subsection 2	\$0
Essential programs and services components contract pursuant to Title 20-A, section 15689-A, subsection 3	\$300,000
Data management and support services for essential programs and services pursuant to Title 20-A, section 15689-A, subsection 10	\$7,974,245
Postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11	\$6,500,000

National board certification salary supplement pursuant to Title 20-A, section 15689-A, subsection 12	\$307,551
Learning through technology program pursuant to Title 20-A, section 15689-A, subsection 12-A	\$16,114,960
Jobs for Maine's Graduates including college pursuant to Title 20-A, section 15689-A, subsection 13	\$3,545,379
Maine School of Science and Mathematics pursuant to Title 20-A, section 15689-A, subsection 14	\$3,615,347
Maine Educational Center for the Deaf and Hard of Hearing pursuant to Title 20-A, section 15689-A, subsection 15	\$8,913,765
Transportation administration pursuant to Title 20-A, section 15689-A, subsection 16	\$410,111
Special education for juvenile offenders pursuant to Title 20-A, section 15689-A, subsection 17	\$407,036
Comprehensive early college programs funding (bridge year program) pursuant to Title 20-A, section 15689-A, subsection 23	\$1,000,000
Community schools pursuant to Title 20-A, section 15689-A, subsection 25	\$200,000
Maine School for Marine Science, Technology, Transportation and Engineering pursuant to Title 20-A, section 15689-A, subsection 26	\$132,316
Instruments and Professional Development in rural schools pursuant to Title 20-A, section 15689-A, subsection 28	\$50,000
	\$83,208,708

Total targeted education funds pursuant to Title 20-A,  
section 15689-A

**Enhancing student performance and opportunity pursuant  
to Title 20-A, section 15688-A and section 15672, subsection  
1-D**

Career and technical education costs pursuant to Title  
20-A, section 15688-A, subsection 1 \$57,424,775

Career and technical education middle school costs  
pursuant to Title 20-A, section 15672, subsection 1-D \$500,000

College transitions programs through adult education  
college readiness programs pursuant to Title 20-A,  
section 15688-A, subsection 2 \$450,000

New or expanded public preschool programs \$0  
pursuant to Title 20-A, section 15688-A, subsection 4

National industry standards for career and technical  
education pursuant to Title 20-A, section 15688-A,  
subsection 6 \$2,000,000

Regional school leadership academy pursuant to Title  
20-A, section 15688-A, subsection 9 \$0

Total enhancing student performance and opportunity  
pursuant to Title 20-A, section 15688-A and section  
15672, subsection 1-D \$60,374,775

**Total Cost of Funding Public Education from Kindergarten  
to Grade 12**

Total cost of funding public education from  
kindergarten to grade 12 for fiscal year pursuant to  
Title 20-A, chapter 606-B, not including normal  
retirement costs \$2,321,158,110

Total normal cost of teacher retirement \$50,697,332

Total cost of funding public education from kindergarten to grade 12 for fiscal year pursuant to Title 20-A, chapter 606-B, including normal retirement costs	\$2,371,855,442
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Total cost of state contribution to unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423, excluding the normal cost of teacher retirement	\$228,931,183
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Total cost of funding public education from kindergarten to grade 12, plus state contributions to the unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423	\$2,600,786,625
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**Sec. C-4. Local and state contributions to total cost of funding public education from kindergarten to grade 12.** The local contribution and the state contribution appropriation provided for general purpose aid for local schools for the fiscal year beginning July 1, 2020 and ending June 30, 2021 is calculated as follows:

	<b>2020-21 LOCAL</b>	<b>2020-21 STATE</b>
<b>Local and State Contributions to the Total Cost of Funding Public Education from Kindergarten to Grade 12</b>		
Local and state contributions to the total cost of funding public education from kindergarten to grade 12 pursuant to the Maine Revised Statutes, Title 20-A, section 15683, subject to statewide distributions required by law	\$1,142,503,195	\$1,229,352,247
State contribution to the total cost of unfunded actuarial liabilities of the		\$228,931,183



Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423 excluding the normal cost of teacher retirement

State contribution to the total cost of funding public education from kindergarten to grade 12 plus state contribution to the total cost of unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance pursuant to Title 5, chapters 421 and 423

\$1,458,283,430

**Sec. C-5. Authorization of payments.** If the State's continued obligation for any individual component contained in those sections of this Act that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose exceeds the level of funding provided for that component, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual component. Any unexpended balances from this Act may not lapse but must be carried forward for the same purpose.

**Sec. C-6. Limit of State's obligation.** Those sections of this Act that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose may not be construed to require the State to provide payments that exceed the appropriation of funds for general purpose aid for local schools for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

## **PART C SUMMARY**

This Part does the following:

1. Revises the appropriation and authority to expend for postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11 in the targeted education funds for fiscal year 2020-2021.

2. Revises the total cost of education from kindergarten to grade 12, the state contribution, and the annual target state share percentage for fiscal year 2020-2021.

## PART D

**Sec. D-1. 36 MRSA §5122, sub-§ 1, ¶MM** is enacted to read:

MM. For each taxable year beginning after December 31, 2017 and before January 1, 2021, an amount equal to the taxpayer's excess business loss for the taxable year determined under the Code, section 461(1) applying subsection (1)(B) of that section to the calculation for the tax year, reduced by any amount of the loss included in Maine taxable income for a prior tax year pursuant to paragraph H of this subsection.

**Sec. D-2. 36 MRSA §5122, sub-§2, ¶UU** is enacted to read:

UU. An amount equal to the value of any prior year addition modification under subsection 1, paragraph MM, but only to the extent that:

(1) Maine taxable income is not reduced below zero;

(2) The amount has not been previously used as a modification pursuant to this paragraph or otherwise used to reduce Maine taxable income; and

(3) The taxpayer does not include the amount in computing any net operating loss carryback or carryover pursuant to the Code, section 172, for federal income tax purposes.

## PART D SUMMARY

This Part requires an addition modification for federal excess business losses allowed to non-corporate taxpayers pursuant to the CARES Act for taxable years beginning after December 31, 2017 and before January 1, 2021 and a subtraction modification for the carryover and subtraction of this amount in future years.

## PART E

**Sec. E-1. 36 MRSA §5122, sub-§1, ¶NN** is enacted to read:

NN. For taxable years beginning on or after January 1, 2019 and before January 1, 2021, the amount of the taxpayer's federal business interest deduction for the taxable year that exceeds the limitation for such deduction contained in the Code, section 163(j) applying a rate of 30 percent to adjusted taxable income for the purposes of the Code, section 163(j)(1)(B) without regard to the special rule described in the Code, section 163(j)(10)(A)(i).

**Sec. E-2. 36 MRSA §5122, sub-§2, ¶VV** is enacted to read:

VV. For taxable years beginning on or after January 1, 2021, an amount equal to the value of any prior year addition modification under subsection 1, paragraph NN, but only to the extent that:

(1) Maine taxable income is not reduced below zero;

(2) No more than 25% of the amount is used as a modification in any taxable year; and

(3) The amount has not been previously used as a modification pursuant to this paragraph or otherwise used to reduce Maine taxable income.

**Sec. E-3. 36 MRSA §5200-A, sub-§1, ¶GG** is enacted to read:

GG. For taxable years beginning on or after January 1, 2019 and before January 1, 2021, the amount of the taxpayer's federal business interest deduction for the taxable year that exceeds the limitation for such deduction contained in the Code, section 163(j) applying a rate of 30 percent to adjusted taxable income for the purposes of the Code, section 163(j)(1)(B) without regard to the special rule described in the Code, section 163(j)(10)(A)(i).

**Sec. E-4. 36 MRSA §5200-A, sub-§2, ¶HH** is enacted to read:

HH. For taxable years beginning on or after January 1, 2021, an amount equal to the value of any prior year addition modification under subsection 1, paragraph GG, but only to the extent that:

(1) Maine taxable income is not reduced below zero;

(2) No more than 25% of the amount is used as a modification in any taxable year; and

(3) The amount has not been previously used as a modification pursuant to this paragraph or otherwise used to reduce Maine taxable income.

## **PART E SUMMARY**

This Part requires an addition modification of the federal business interest deduction that exceeds 30% of adjusted taxable income pursuant to the CARES Act for taxable years beginning after December 31, 2018 and before January 1, 2021 and a subtraction modification for the carryover and subtraction of this amount in tax years beginning on or after January 1, 2021.

## PART F

**Sec. F-1. 36 MRSA §5219-NN, sub-§2**, as repealed and replaced by PL 2017, c. 211, Pt. D, §8, is amended to read:

**2. Certain property excluded.** The following property is not eligible for the credit under this section:

A. Property owned by a public utility as defined by Title 35-A, section 102, subsection 13;

B. Property owned by a person that provides radio paging services as defined by Title 35-A, section 102, subsection 15;

C. Property owned by a person that provides mobile telecommunications services as defined by Title 35-A, section 102, subsection 9-A;

D. Property owned by a cable television company as defined by Title 30-A, section 2001, subsection 2;

E. Property owned by a person that provides satellite-based direct television broadcast services;

F. Property owned by a person that provides multichannel, multipoint television distribution services; ~~and~~

G. Property that is not in service in the State for the entire 12-month period following the date it is placed in service in the State; and

H. Qualified improvement property, as that term is defined in the Code, section 168(e)(6), placed in service after December 31, 2017 and prior to January 1, 2020.

## PART F SUMMARY

This Part excludes qualified improvement property placed in service after December 31, 2017 and prior to January 1, 2020 from the Maine Capital Investment Credit.

## PART G

**Sec. G-1. 36 MRSA §5200-A, sub-§1, ¶HH**, is enacted to read:

HH. For taxable years beginning after January 1, 2019 and before January 1, 2020, an amount equal to the difference between the taxpayer's charitable deduction as determined under the Code, section 170 excluding application of the amendments made by section 2205 of the federal Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, and the taxpayer's charitable deduction as determined under the Code, section 170 applying the amendments of federal Public Law 116-136, section 2205.

**Sec. G-2. 36 MRSA §5200-A, sub-§2, ¶II**, is enacted to read:

II. For taxable years beginning after January 1, 2020 and before January 1, 2025, an amount equal to the amount by which federal taxable income was increased under subsection 1, paragraph HH, but only to the extent that:

(1) Maine taxable income is not reduced below zero; and

(2) The amount has not been previously used as a modification pursuant to this paragraph or otherwise used to reduce Maine taxable income.

## **PART G SUMMARY**

This Part requires an addition modification for the additional charitable contribution deduction allowed to corporations pursuant to the CARES Act for taxable years beginning after January 1, 2019 and before January 1, 2020 and a subtraction modification for the carryover and subtraction of this amount in future years.

## **PART H**

**Sec. H-1. 36 MRSA §5122, sub-§1, ¶LL**, as corrected by RR 2019, c. 1, Pt. A, §68, is repealed.

**Sec. H-2. 36 MRSA §5122, sub-§2, ¶TT**, as reallocated by RR 2019, c. 1, Pt. A, §69, is repealed.

**Sec. H-3. 36 MRSA §5200-A, sub-§1, ¶DD**, as corrected by RR 2019, c. 1, Pt. A, §72, is repealed.

**Sec. H-4. 36 MRSA §5200-A, sub-§2, ¶GG**, as reallocated by RR 2019, c. 1, Pt. A, §73, is repealed.

**Sec. H-5. Application; retroactivity.** This Part applies retroactively to tax years beginning on or after January 1, 2018.

## **PART H SUMMARY**

This Part updates and simplifies Maine income tax law by conforming the Maine income tax with the federal net operating loss (NOL) limitation, generally known as the “80-percent taxable income limitation”, and the CARES Act suspension of the limitation. This Part, as well as Maine’s conformity to the CARES Act NOL limitation suspension in Part B, apply retroactively to tax years beginning on or after January 1, 2018. Under the provision, the 80-percent taxable income limitation would apply to tax years beginning after 2020.

## PART I

**Sec. I-1. Credit for income tax paid to other taxing jurisdictions.** For tax years beginning in 2020, when determining whether compensation for personal services performed as an employee teleworking from a location in Maine shall be treated as derived from sources in another jurisdiction for purposes of the credit for income tax paid to other taxing jurisdictions, allowed pursuant to Maine Revised Statutes, Title 36, section 5217-A, the compensation is sourced to that jurisdiction, notwithstanding section 5142, if:

1. The employee was engaged in performing services from a location outside of Maine immediately prior to a COVID-19 state of emergency declared by either Maine or the state where the employee was engaged in performing said services;
2. The employee commenced working remotely from Maine due to the COVID-19 pandemic and during either state's state of emergency;
3. The services were performed prior to January 1<sup>st</sup>, 2021 and during either jurisdiction's state of emergency;
4. The compensation is sourced by that jurisdiction as derived from or connected with sources in that jurisdiction under the law of that jurisdiction; and
5. The employee does not qualify for an income tax credit in that jurisdiction for Maine income taxes paid as a result of the compensation.

**Sec. I-2. Educational opportunity tax credit.** For tax years beginning in 2020, for purposes of the educational opportunity tax credit allowed pursuant to the Maine Revised Statutes, Title 36, section 5217-D, a qualified individual that worked in this State immediately prior to, or at any point during, the Maine COVID-19 state of emergency is deemed to have worked in this State for the entire state of emergency.

## PART I SUMMARY

Section 1 of this Part temporarily expands the Maine credit for taxes paid to another jurisdiction in order to provide relief to Maine resident taxpayers who are being taxed by both Maine and another jurisdiction on compensation earned in Maine as a result of teleworking in Maine due to the COVID-19 state of emergency, even though that income is not derived from or connected with sources in that other taxing jurisdiction within the meaning of section 5142. The expanded credit applies only in situations where the taxpayer worked in the other jurisdiction immediately prior to the COVID-19 state of emergency declaration (either by Maine or the other jurisdiction), started working remotely in Maine at any time during the COVID-19 state of emergency, and performed the services in Maine in 2020 during the period of the COVID-19 state of emergency. To qualify for the expanded credit, the compensation must be sourced to the other jurisdiction under the laws and regulations of that other jurisdiction. Finally, the expanded credit

does not apply if the laws of the other jurisdiction provides a credit for taxes paid to Maine on that income.

Section 2 of this Part relaxes the work in Maine requirement of the educational opportunity tax credit by deeming a qualified individual that worked in this State immediately prior to, or at any point during, the Maine COVID-19 state of emergency to have worked in this State for the entire state of emergency.

## PART J

**Sec. J-1. Department of Administrative and Financial Services; lease-purchase authorization.** Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, in cooperation with the Treasurer of State, may enter into financing agreements in fiscal years 2020-21, 2021-22 and 2022-23 for the acquisition, licensing, installation, implementation, maintenance and support of computer hardware, software and other systems development of a human resources and payroll system within the Central Administrative Applications account. The financing agreements entered into in each fiscal year may not exceed \$8,000,000 in principal costs, and a financing agreement may not exceed 7 years in duration. The interest rate may not exceed 5%. The annual principal and interest costs must be paid from the appropriate line category allocations in the Central Administrative Applications account.

## PART J SUMMARY

This Part authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2020-2021, 2021-22 and 2022-23 for the acquisition, licensing, installation, implementation, maintenance and support of computer hardware, software and other systems development of a human resources and payroll system within the Central Administrative Applications account.

## PART K

**Sec. K-1. PL 2019, c.343, Part O is amended to read:**

**Department of Administrative and Financial Services; financial agreement authorization; system requirements.** Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, Office of Information Technology and the Bureau of Revenue Services may enter into financial agreements on or after July 1, ~~2019~~ 2020, with debt service commencing on or after July 1, ~~2021~~ 2023, for the acquisition, licensing, installation, implementation, maintenance and support of computer hardware, software and other systems to support the operations of the tax collection system of the Bureau of Revenue Services. The financial agreements may not ~~collectively~~ exceed 7 10 years in duration and \$46,400,000 in principal costs. The annual interest rate may not exceed 7%. Annual principal and interest costs must be paid from the Bureau of Revenue Services program accounts in the Department of Administrative and Financial Services. The hardware, software and other systems acquired to

support the operations of Bureau of Revenue Services tax administration must be capable of collecting data that facilitates evaluation of tax expenditures conducted for the purpose of legislative oversight of those programs.

## **PART K SUMMARY**

This Part extends the time to repay the financial agreement authorized by PL 2019, c. 343, Part O.

## **PART L**

**Sec. L-1. Transfer from General Fund unappropriated surplus; Maine Budget Stabilization Fund.** Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$41,000,000 during fiscal year 2020-21 from the General Fund unappropriated surplus to the Maine Budget Stabilization Fund established in the Maine Revised Statutes, Title 5, section 1532.

## **PART L SUMMARY**

This Part requires the transfer of \$41,000,000 in fiscal year 2020-21 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund.

## **PART M**

**Sec. M-1. 10 MRSA §1020, sub-§2, ¶D,** as amended by PL 2009, c. 434, §1 and affected by §84, is further amended to read:

D. All revenue received from the State Tax Assessor pursuant to former subsection 6 and former subsection 6-A.

**Sec. M-2. 10 MRSA §1020, sub-§6-A,** as repealed and replaced by PL 2011, c. 211, §5 and affected by §27, is repealed.

**Sec. M-3. 10 MRSA §1020-B,** as amended by PL 2011, c. 211, §13, is repealed.

**Sec. M-4. 10 MRSA §1020-C, sub-§1, ¶A,** as amended by PL 2011, c. 548, §1 and affected by §36, is further amended to read:

A. “Eligible dealer” means a motor vehicle oil dealer that has sold or distributed motor vehicle oil outside the State on which the motor vehicle oil premium was imposed by section 1020, former subsection 6-A.



**Sec. M-5. 10 MRSA §1020-D** is enacted to read:

**§ 1020-D. Repeal.**

This subchapter is repealed September 30, 2021.

**Sec. M-6. 10 MRSA §1053, sub-§6, ¶E**, as amended by PL 2007, c. 464, §9, is further amended to read:

E. The sum of \$120,000,000 consisting of not more than \$100,000,000 for loans and up to \$20,000,000 for use of bond proceeds to fund capital reserve funds for revenue obligation securities issued pursuant to this subchapter relating to loans for paper industry job retention projects; and

**Sec. M-7. 10 MRSA §1053, sub-§6, ¶F**, as amended by PL 2007, c. 464, §9, is further amended to read:

F. The sum of \$100,000,000 consisting of not more than \$85,000,000 for loans and up to \$15,000,000 for use of bond proceeds to fund capital reserve funds for revenue obligation securities issued pursuant to this subchapter relating to loans for transmission facilities projects as defined in section 963-A, subsection 49-H ~~;~~ and .

**Sec. M-8. 10 MRSA §1053, sub-§6, ¶G**, as enacted by PL 2007, c. 464, §9, is repealed.

**Sec. M-9. 36 MRSA §112, sub-§8, ¶A**, as amended by PL 2011, c. 548, §10, is further amended to read:

A. Collection of the tax on fire insurance companies imposed by Title 25, section 2399; and

**Sec. M-10. 36 MRSA §112, sub-§8, ¶D**, as amended by PL 2011, c. 548, §10, is repealed.

**Sec. M-11. 36 MRSA §144, sub-§2, ¶A**, as amended by PL 2011, c. 211, §18 and c. 380, Pt. M, §2, is further amended to read:

A. Subsection 1 does not apply in the case of ~~premiums imposed pursuant to Title 10, section 1020, subsection 6-A,~~ sales and use taxes imposed by Part 3, estate taxes imposed by chapter 575 or 577, income taxes imposed by Part 8 and any other tax imposed by this Title for which a specific statutory refund provision exists.

**Sec. M-12. 36 MRSA §191, sub-§2, ¶RR**, as corrected by RR 2011, c. 1, §51, is repealed.

**Sec. M-13. Transfer from the Waste Motor Oil Revenue Fund to the Uncontrolled Sites Fund.** Notwithstanding any provision of the Maine Revised Statutes, Title 10, section 1020 to the contrary, as soon as practicable after the effective date of this legislation, the Finance Authority of Maine shall transfer to the Uncontrolled Sites Fund established under Title 38, section 1364,

subsection 6 all amounts remaining in the Waste Motor Oil Revenue Fund after payment of the authority's fund administration expenses to the effective date of the legislation.

## **PART M SUMMARY**

This Part amends the Finance Authority of Maine's waste motor oil disposal site remediation program by directing all remaining funds in the Waste Motor Oil Revenue Fund to the Department of Environmental Protection's Uncontrolled Sites Fund and by repealing the laws governing the program. Except for the statutory provision regarding the premium imposed on the sale or distribution of motor vehicle oil, the laws governing the program are repealed September 30, 2021. The premium imposed on the sale or distribution of motor vehicle oil previously terminated by operation of law, and repeal of the corresponding statutory provision is effective when the legislation is approved. The bill also amends other sections of law by correcting cross-references and making technical changes resulting from the repeal of the laws governing the program.

## **PART N**

**Sec. N-1. 22 MRSA, §3762, sub-§8, ¶B**, as amended by PL 2015, c. 267, Pt. RRRR, §3, is further amended to read:

B. The department shall provide limited transitional transportation benefits to meet employment-related costs to ASPIRE-TANF program participants who lose eligibility for TANF assistance due to employment, and to employed families with children with income less than 200% of the nonfarm income official poverty line. The department may also make transitional transportation benefits available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. Benefits may be provided for up to 18 months ~~following loss of TANF eligibility.~~ The department may adopt rules that impose a weekly limit on available transitional transportation benefits and that require a contribution from each participant toward the cost of transportation. For the purposes of employed families, whose household income is less than 200% of the nonfarm income official poverty line and who do not qualify based on the loss of TANF due to earnings or are a two parent household who request termination of TANF benefits when at least one adult is working, the department may use up to \$1.4 million annually from the federal TANF block grant for expenditures under this program.

## **PART N SUMMARY**

This Part changes eligibility for transitional transportation to include families who are employed and have income less than 200% of the nonfarm income official poverty line. It also allows the department to use up to \$1.4 million annually in TANF block grant expenditures to support employed families who have transportation costs and have income less than 200% of the nonfarm income official poverty line.

**PART O**

**Sec. O-1. 22 MRSA §3769-F**, as enacted by PL 2017, c. 284, Pt. NNNNNNN, §12, is repealed.

**PART O  
SUMMARY**

This Part repeals the Working Cars for Working Families Program.

**PART P**

**Sec. P-1. Carrying balances; Department of Health and Human Services Food Supplement Administration program.** Notwithstanding any provision of law to the contrary, at the end of state fiscal year 2020-21, the State Controller shall carry forward, to be used for the same purposes in state fiscal year 2021-22, any unexpended balance of the \$1,335,770 appropriated in the All Other line category contained in Part A in the Office for Family Independence - Food Supplement Administration program, General Fund account for the purpose of reimbursing the federal government for the Supplemental Nutrition Assistance Program error penalty incurred in federal fiscal year 2019.

**PART P  
SUMMARY**

This Part allows the Department of Health and Human Services, Office for Family Independence to carry up to \$1,335,770 to reimburse the federal government for penalties incurred in the Supplemental Nutrition Assistance Program in federal fiscal year 2019.

**PART Q**

**Sec. Q-1. PL 2019, c.343, Part BBBB, §4 is amended to read:**

Sec. BBBB-4. Transfer to Fund for a Healthy Maine. After the State Controller has made the transfers for MaineCare payments authorized pursuant to section 3 of this Part, the State Controller shall transfer ~~any remaining balance, up to~~ \$14,500,000, on June 30, 2021 to the Fund for a Healthy Maine dedicated revenue.

**PART Q  
SUMMARY**

This Part amends the transfer of funds to the Fund for a Healthy Maine dedicated revenue to \$14,500,000.

## **PART R**

**Sec. R-1. Transfer to MaineCare Stabilization Fund.** Notwithstanding any law to the contrary, the State Controller shall transfer \$25,500,000 from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund established in the Maine Revised Statutes, Title 22, section 3174-KK on or before June 30, 2021.

**Sec. R-2. Transfer for MaineCare payments.** Notwithstanding any law to the contrary, the State Controller shall transfer up to \$40,000,000 from the balance available in the MaineCare Stabilization Fund established in the Maine Revised Statutes, Title 22, section 3174-KK for MaineCare payments in the Department of Health and Human Services. Amounts transferred may be expended based on allotment established by financial order approved by the Governor. The amounts transferred are considered adjustments to appropriations. The Governor shall inform the Legislative Council and the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters immediately upon such a transfer from the MaineCare Stabilization Fund.

## **PART R SUMMARY**

This Part authorizes the transfer from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund of \$25,500,000 and authorizes the MaineCare Stabilization Fund transfer for MaineCare payments of \$40,000,000.

## **PART S**

**Sec. S-1 Transfer balances; Indigent Legal Services.** Notwithstanding any provision of law to the contrary, prior to June 30, 2021, the State Controller shall transfer, after the deduction of all allocations, financial commitments and other designated funds and any other transfer authorized by statute, any remaining balance in the Reserve for Indigent Legal Services account, Other Special Revenue Funds to the Maine Commission on Indigent Legal Services account, Other Special Revenue Funds in the Maine Commission on Indigent Legal Services.

## **PART S SUMMARY**

This Part authorizes the transfer any remaining balance in the Reserve for Indigent Legal Services account, Other Special Revenue Funds to the Maine Commission on Indigent Legal Services account, Other Special Revenue Funds in the Maine Commission on Indigent Legal Services.

## **PART T**

**Sec. T-1. Carrying provision; Department of Secretary of State, Elections and Commissions-Carrying.** Notwithstanding any provision of law to the contrary, the State Controller shall carry forward any unexpended balance in the All Other line category at the end of fiscal year 2020-21 to the next fiscal year in the Department of Secretary of State, Elections and Commissions-Carrying program, General Fund account to be used as matching funds for the federal Help America Vote Act Election Security grant.

## **PART T SUMMARY**

This Part carries forward any unexpended balance in the All Other line category at the end of fiscal year 2020-21 to the next fiscal year in the Department of Secretary of State, Elections and Commissions-Carrying program to be used as matching funds for the federal Help America Vote Act Election Security grant.