

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

Date: (Filing No. S- )

**LABOR**

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE  
SENATE  
132ND LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 537, L.D. 1307, “An Act to Suspend the Remittance Obligation for Paid Family and Medical Leave Private Plan Users”

Amend the bill by striking out the title and substituting the following:

**'An Act to Refund Premium Contributions Made by Employers with Approved Private Plans to the Paid Family and Medical Leave Insurance Fund'**

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

**'Sec. 1. 26 MRSA §850-F, sub-§11** is enacted to read:

**11. Refund of premium contributions.** Premium contributions may be refunded pursuant to this subsection.

A. An employer that remitted premium contributions to the fund on or after January 1, 2025 and that received approval to substitute a private plan pursuant to section 850-H before January 1, 2026 is entitled to reimbursement of all premium contributions made to the fund, together with any interest earned thereon, upon written request submitted by mail to the department. Within 30 days of receipt of an employer's written request for reimbursement of premium contributions under this paragraph, the department shall refund the employer's premium contributions to the employer, together with any interest earned thereon from the date of receipt of the request. For purposes of this paragraph, an employer's request for reimbursement is deemed to be received by the department on the date on which the employer's request for reimbursement was mailed to the department.

B. An employer that elected to deduct any portion of its premium contribution from its employees' wages as permitted by subsection 5 shall refund its employees for their portion of premium contributions, together with any interest earned thereon, within 30 days of receipt of the refund from the department under paragraph A.

**Sec. 2. Rules establishing expedited refund process and waiver of payroll premiums by November 1, 2025.** Pursuant to its rule-making authority under the

**COMMITTEE AMENDMENT**

1 Maine Revised Statutes, Title 26, section 850-Q, the Department of Labor shall amend  
2 12-702 C.M.R. Chapter 1: Rules governing the Maine Paid Family and Medical Leave  
3 Program to:

4 1. Implement a specified timeline for decisions on applications for substitution of  
5 private plans that meet the requirements of Title 26, section 850-H, not to exceed 30 days  
6 from the department's receipt of an employer's application for substitution of a private plan;  
7 and

8 2. Conform to the provisions of Title 26, section 850-F, subsection 11 as provided in  
9 this Act.

10 The rules must be in effect no later than November 1, 2025.

11 **Sec. 3. Appropriations and allocations.** The following appropriations and  
12 allocations are made.

13 **LABOR, DEPARTMENT OF**

14 **Paid Family and Medical Leave Insurance Fund Z383**

15 Initiative: Allocates one-time funds for the cost to calculate and refund contributions paid  
16 by employers that remitted premium contributions on or after January 1, 2025 and who  
17 received approval to substitute a private plan before January 1, 2026.

18 <b>PAID FAMILY AND MEDICAL LEAVE</b>	<b>2025-26</b>	<b>2026-27</b>
19 <b>INSURANCE FUND</b>		
20 All Other	\$20,000	\$0
21		
22 PAID FAMILY AND MEDICAL LEAVE	\$20,000	\$0
23 INSURANCE FUND TOTAL		

24  
25 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section  
26 number to read consecutively.

27 **SUMMARY**

28 This amendment is the minority report of the committee. This amendment changes the  
29 title and provides that an employer that remitted premium contributions to the Paid Family  
30 and Medical Leave Insurance Fund on or after January 1, 2025 and that received approval  
31 of a substitute private plan before January 1, 2026 is entitled to reimbursement of all  
32 premium contributions with interest. It requires the Department of Labor to refund the  
33 premium contributions within 30 days of receipt of request from the employer. It requires  
34 the employer to refund any premium contributions deducted from an employee within 30  
35 days if the employer deducted any portion of premium contributions under current law.  
36 The amendment requires the Department of Labor to update its rules relating to the paid  
37 family and medical leave benefits program. The amendment also adds an appropriations  
38 and allocations section.

39 **FISCAL NOTE REQUIRED**

40 (See attached)