

SEN. TROY D. JACKSON  
CHAIR  
  
REP. RACHEL TALBOT ROSS  
VICE-CHAIR

EXECUTIVE DIRECTOR  
SUZANNE M. GRESSER



131<sup>st</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

SEN. ELOISE A. VITELLI  
SEN. MATTHEA E. DAUGHTRY  
SEN. HAROLD "TREY" STEWART, III  
SEN. LISA M. KEIM  
REP. MAUREEN FITZGERALD TERRY  
REP. KRISTEN CLOUTIER  
REP. BILLY BOB FAULKINGHAM  
REP. AMY B. ARATA

**June 30, 2023**  
**10:00 A.M.**

**AGENDA**

<u>Page</u>	<u>Item</u>		<u>Action</u>
		<b>CALL TO ORDER</b>	
		<b>ROLL CALL</b>	
1		<b>SUMMARY OF THE MAY 25, 2023 MEETING OF THE LEGISLATIVE COUNCIL</b>	<b>Decision</b>
8		<b>REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS</b>	
		<ul style="list-style-type: none"><li>Fiscal Report (Mr. Nolan)</li></ul>	<b>Information</b>
		<b>REPORTS FROM COUNCIL COMMITTEES</b>	
		<ul style="list-style-type: none"><li>State House Facilities Committee</li></ul>	
		<b>OLD BUSINESS</b>	
12	<b>Item #1:</b>	Council Actions Taken by Ballot (No Action Required)	<b>Information</b>
		<b>NEW BUSINESS</b>	
Separate Notebook	<b>Item #1:</b>	Consideration of Legislative Study Requests <ul style="list-style-type: none"><li>Suggested Protocol for Considering Proposed Studies</li><li>Consideration of Proposed Legislative Studies</li></ul>	<b>Decision</b> <b>Roll Call Vote</b>
13	<b>Item #2</b>	Proposed Second Session Cloture Schedule and Related Dates (Ed Charbonneau, Revisor of Statutes)	<b>Decision</b>
	<b>Item #3</b>	Request for Temporary Disability (Executive Session)	<b>Decision</b>
		<b>ANNOUNCEMENTS AND REMARKS</b>	
		<b>ADJOURNMENT</b>	

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**LEGISLATIVE COUNCIL  
MEETING SUMMARY  
May 25, 2023**

**CALL TO ORDER**

President Jackson called the May 25, 2023 meeting of the 131<sup>st</sup> Legislative Council to order at 3:18 p.m. in the Legislative Council Chamber.

**ROLL CALL**

Senators: President Jackson, Senator Vitelli, Senator Stewart and Senator Keim

Representatives: Speaker Talbot Ross (arrived after start of meeting), Representative Terry, Representative Cloutier, Representative Faulkingham and Representative Arata

Absent: Senator Daughtry

Legislative Officers: Darek Grant, Secretary of the Senate  
Rob Hunt, Clerk of the House  
Suzanne Gresser, Executive Director of the Legislative Council  
Ed Charbonneau, Revisor, Office of Revisor of Statutes  
Chris Nolan, Director, Office of Fiscal and Program Review

President Jackson convened the meeting at 3:18 p.m. with a quorum of members present.

**SUMMARY OF MARCH 23, 2023 MEETING OF LEGISLATIVE COUNCIL**

**Motion:** That the Meeting Summary for March 23, 2023, be accepted and placed on file. Motion by Senator Stewart. Second by Representative Terry. **Motion passed unanimously (9-0-0-1, with Senator Daughtry absent).**

## REPORTS FROM COUNCIL OFFICE DIRECTORS

### Fiscal Report

Christopher Nolan, Director of the Office of Fiscal and Program Review, presented the fiscal report found in the agenda packet.

## REPORTS FROM COUNCIL COMMITTEES

None

## OLD BUSINESS

### Item #1: Council Actions Taken by Ballot

#### Legislative Council Decisions:

**Motion:** That the Legislative Council accepts the baseline legislative budget set forth in Part A of the Governor's proposed 2024-2025 biennial budget with the following changes:

**Establish one legislative position count for one Legislative Aide position as authorized by the Legislative Council at its January 5, 2023 meeting.**

**Reduce funding for the Office of Program Evaluation and Government Accountability for consultant services by \$85,000 in fiscal year 2024-25 only, in accordance with the recommendation of the Government Oversight Committee.**

Motion by: Speaker Talbot Ross

Date: March 29, 2023

Vote: 9-0-0-1 Passed (with Senator Trey Stewart recorded as absent)

#### Requests for Introduction of Legislation:

##### **LR 2523 An Act Concerning Automotive Right to Repair**

Submitted by: Representative Bruce White

Date: April 14, 2023

Vote: 8-0-0-2 Passed (with Senator Matthea Daughtry and Senator Trey Stewart recorded as absent)

##### **LR 2517 An Act to Increase the Debt Limit of the Limerick Water District**

Submitted by: Representative David Woodsome

Date: April 20, 2023

Vote: 9-0-0-1 Passed (with Speaker Rachel Talbot Ross recorded as absent)

**LR 2548      An Act to Provide Critical Matching Funds for Day Care Services on the Northern Maine Community College Campus**

Submitted by: Senator Trey Stewart  
 Date: April 24, 2023  
 Vote: 8-0-0-2 Passed (with Speaker Rachel Talbot Ross and Senator Matthea Daughtry recorded as absent)

**LR 2543      An Act to Amend the Definition of “Educational Institution” to Include “Single-Sex Educational Institutions”**

Submitted by: Representative Matt Moonen  
 Date: April 24, 2023  
 Vote: 6-0-0-4 Passed (with Sen. Trey Stewart, Sen. Lisa Keim, Rep. Billy Bob Faulkingham, and Rep. Amy Arata recorded as absent)

**LR 2549      An Act to Remove the Confidentiality of the Transportation of Hazardous Materials**

Submitted by: Speaker Rachel Talbot Ross  
 Date: April 25, 2023  
 Vote: 9-0-0-1 Passed (with Senator Lisa Keim recorded as absent)

**LR 2541      Act to Provide the Mi’kmaq Revenue for Sales Occurring on Mi’kmaq Nation Land**

Submitted by: Representative J. Perry  
 Date: April 25, 2023  
 Vote: 7-0-0-3 Passed (with Sen. Trey Stewart, Speaker Rachel Talbot Ross, and Rep. Amy Arata recorded as absent)

**LR 2537      Act to Authorize the Secretary of State to Provide a New General Issue of License Plates**

Submitted by: Representative Williams  
 Date: May 5, 2023  
 Vote: 9-0-0-1 Passed (with Speaker Rachel Talbot Ross recorded as absent)

**LR 2518      Act to Protect Access to Maine’s Intertidal Zone**

Submitted by: President Jackson  
 Date: May 5, 2023  
 Vote: 9-0-0-1 Passed (with Representative Amy Arata recorded as absent)

**LR 2553      Act to Address the Recent Mill Closure in the Town of Jay**

Submitted by: Representative Lyman  
 Date: May 9, 2023  
 Vote: 8-0-0-2 Passed (with Speaker Rachel Talbot Ross and Sen. Matthea Daughtry recorded as absent)

**LR 2545      Act to Extend the Loring Job Increment Financing Fund**

Submitted by: President Jackson  
 Date: May 9, 2023  
 Vote: 9-0-0-1 Passed (with Rep. Billy Bob Faulkingham recorded as absent)

**LR: 2570      An Act Regarding Surplus Lines Insurance Tax**

Submitted by: Representative J. Perry  
 Date: May 12, 2023  
 Vote: 9-0-0-1 Passed (with Senator Matthea Daughtry recorded as absent)

**LR 2565      An Act to Stabilize School-based Behavioral Health**

Submitted by: Speaker Talbot Ross  
 Date: May 12, 2023  
 Vote: 6-0-0-4 Passed (with Senator Matthea Daughtry, Senator Trey Stewart, Representative Billy Bob Faulkingham, and Representative Amy Arata recorded as absent)

**LR 2571      Act to Allow the Adjutant General to Sell the Calais Armory**

Submitted by: Senator Moore  
 Date: May 16, 2023  
 Vote: 9-0-0-1 Passed (with Sen. Matthea Daughtry recorded as absent)

**NEW BUSINESS****Item #1: Consideration of After Deadline Bill Requests and Joint Resolutions**

The Legislative Council proceeded to consider and vote on eight (8) after deadline bill requests; the Legislative Council accepted three (3) requests, rejected five (5) requests, and tabled one request. The Legislative Council's action on the requests follows this meeting summary.

**ANNOUNCEMENTS AND REMARKS**

With no other business to consider or further announcements, the Legislative Council meeting adjourned at 4:06 p.m.

**131st First Special Session  
Maine State Legislature  
Legislative Council Actions Taken  
On Requests to Introduce  
Legislation and Joint Resolutions  
at Legislative Council Meeting Held on May 25, 2023**

**AFTER DEADLINE BILL REQUESTS**

**SPONSOR:** Sen. Joseph M. Baldacci

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2567	An Act Authorizing the Granting of a Limited Provisional License to a Medical School Graduate	<b>No action taken</b>

**SPONSOR:** Sen. Richard A. Bennett

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2487	An Act to Require Greater Disclosure by Railroad Companies of Hazardous Material Being Transported in Maine	<b>Moved out</b>

**SPONSOR:** Sen. Russell Black

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2499	An Act to Allow the Use of Unmanned Aircraft to Aid in the Recovery of Wounded and Deceased Wildlife	<b>No action taken</b>

**SPONSOR:** Sen. Stacy Fielding Brenner

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2528	An Act to Remove the Prohibition Against Live Plants in State Office Buildings	<b>Passed</b>

**SPONSOR:** Rep. Margaret M. Craven

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2536	An Act to Reclassify Part of the Androscoggin River to Class B	<b>Failed</b>

**SPONSOR:** Rep. Ann Fredericks

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2525	An Act to Eliminate the Aircraft Excise Tax	<b>Passed</b>

**SPONSOR:** Pres. Troy Dale Jackson

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2544	An Act to Support the Francis Malcolm Science Center	<b>No action taken</b>

**SPONSOR: Sen. Lisa Keim**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2534	An Act to Amend the Laws Regarding Adjustments for Sudden and Severe Disruption of Municipal Valuation	<b>Passed</b>

2552	An Act to Ensure That All Persons Responsible for a Minor Are Involved in the Decision of Allowing Contact with a Sex Offender	<b>Failed</b>
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**SPONSOR: Sen. Mark W. Lawrence**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2535	An Act to Allow the Department of Inland Fisheries and Wildlife's Hooked on Fishing - Not on Drugs Program to Reimburse Volunteers for Gasoline Expenses	<b>No action taken</b>

**SPONSOR: Rep. Ann Matlack**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2574	An Act Regarding Municipal Taxes	<b>Failed</b>

**SPONSOR: Rep. Anne C. Perry**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2538	An Act to Prohibit a Property and Casualty Insurance Company Licensed in the State from Refusing to Insure a Residence in the State Because of a Loss Sustained to a Residence in Another State	<b>Tabled</b>

**SPONSOR: Rep. Tracy Lynn Quint**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2555	An Act to Protect Lives by Including Compounds, Mixtures or Substances of Methamphetamines to the Crimes of Aggravated Trafficking of Scheduled Drugs	<b>No action taken</b>

**SPONSOR: Rep. Erin R. Sheehan**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2560	An Act to Establish the Animal Law Response Team	<b>No action taken</b>

**SPONSOR: Sen. Trey Stewart**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2583	An Act to Prohibit Abandonment of Children in Hospital Emergency Rooms	<b>Passed</b>

#### JOINT RESOLUTIONS

**SPONSOR:**      **Rep. Morgan Rielly**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2531	JOINT RESOLUTION CONDEMNING THE ARREST OF WALL STREET JOURNAL REPORTER EVAN GERSHKOVICH AND MEMORIALIZING THE RUSSIAN GOVERNMENT FOR HIS RELEASE	<b>No action taken</b>

#### TABLED BY THE LEGISLATIVE COUNCIL

#### AFTER DEADLINE BILL REQUESTS

**SPONSOR:**      **Sen. Anne Beebe-Center**

<u>LR #</u>	<u>Title</u>	<u>Action</u>
2512	An Act to Implement Innovative Systems to Provide Lobster Harvesters and Other Marine Resources Harvesters with Greater Access to Areas Where Fishing Has Been Restricted Due to Federal Right Whale Regulations	<b>Tabled 03/23/23</b>



# Fiscal Briefing

June 22, 2023

*Prepared by the Office of Fiscal & Program Review*

## 1. General Fund Revenue Update (see attached)

**Total General Fund Revenue - FY 2023 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Change
May	\$333.2	\$397.6	\$64.4	19.3%	\$369.9	7.5%
FYTD	\$4,727.8	\$4,791.8	\$64.0	1.4%	\$4,762.7	0.6%

General Fund revenue was over budget by \$64.4 million (19.3%) for the month of May and over budget by \$64.0 million (1.4%) for the fiscal year to date. **These positive variances now reflect the May 2023 revenue forecast in budgeted revenue.** FY 2023 General Fund revenue through May 2023 was 0.6% greater than General Fund revenue through May in FY 2022.

Individual income tax revenue was over budget by \$38.2 million for the month and over budget by \$38.8 million (1.8%) for the fiscal year to date. Individual income tax refunds were \$28.4 million below budget (a positive impact on revenue) for the month, with withholding, estimated and final payments also exceeding monthly budgeted levels. Corporate income tax revenue was \$14.6 million above budget for May and for the fiscal year to date, a 4.0% positive variance for the fiscal year to date. Sales and use tax revenue for May (April sales) was \$2.1 million above budget for the month and for the fiscal year to date, a 0.1% positive variance for the fiscal year to date.

## 2. Highway Fund Revenue Update (see attached)

**Total Highway Fund Revenue - FY 2023 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Change
May	\$25.3	\$31.2	\$5.9	23.2%	\$27.3	14.4%
FYTD	\$313.2	\$321.1	\$8.0	2.5%	\$317.8	1.1%

Highway Fund revenue was over budget by \$5.9 million (23.2%) for the month of May and over budget by \$8.0 million (2.5%) for the fiscal year to date. **These positive variances now reflect the May 2023 revenue forecast in budgeted revenue.** FY 2023 Highway Fund revenue through May 2023 was 1.1% greater than FY 2022 Highway Fund revenue through May in 2022.

Fuel tax revenue was \$1.5 million above budget for the month of May and was \$1.4 million (0.7%) greater than budget for the fiscal year to date. Motor vehicle registrations and fees were above budget by \$4.2 million for the month and by \$5.8 million (6.2%) for the fiscal year to date.

## 3. Cash Balances Update

The average balance in the cash pool for May was \$4,199.6 million, an increase of \$291.6 million from April's average of \$3,907.9 million. The increase was primarily the result of increases in General Fund and Highway Fund balances partially offset by decreases in Other Special Revenue Funds and Independent Agency Funds balances. The average Highway Fund balance for May was \$52.9 million, an increase of \$16.0 million from April's average of \$37.0 million.

**General Fund Revenue**  
**Fiscal Year Ending June 30, 2023 (FY 2023)**

Updated 6/19/23

**May 2023 Revenue Variance Report**

Revenue Category	Fiscal Year-To-Date								FY 2023 Budgeted Totals
	May '23 Budget	May '23 Actual	May '23 Variance	Budget	Actual	Variance	Variance %	% Change from Prior Year	
Sales and Use Tax <sup>1</sup>	161,782,067	163,882,006	2,099,939	1,983,973,836	1,986,116,977	2,143,141	0.1%	6.4%	2,166,711,247
Service Provider Tax	3,915,908	3,915,868	(40)	47,273,768	47,273,727	(41)	0.0%	2.5%	52,062,521
Individual Income Tax	146,953,657	185,127,424	38,173,767	2,179,661,294	2,218,506,762	38,845,468	1.8%	-4.5%	2,430,727,867
Corporate Income Tax	815,741	15,414,290	14,598,549	364,516,120	379,114,667	14,598,547	4.0%	13.4%	395,188,198
Cigarette and Tobacco Tax <sup>2</sup>	12,395,510	17,493,077	5,097,567	137,606,162	138,506,062	899,900	0.7%	1.8%	151,977,357
Insurance Companies Tax	12,992,840	16,164,603	3,171,763	75,044,575	78,216,339	3,171,764	4.2%	12.5%	110,810,000
Estate Tax	3,900,000	3,896,718	(3,282)	29,900,686	29,897,403	(3,283)	0.0%	-11.1%	31,400,000
Other Taxes and Fees *	12,828,722	12,019,509	(809,213)	138,323,538	135,329,979	(2,993,559)	-2.2%	-4.6%	152,448,015
Fines, Forfeits and Penalties	772,866	742,634	(30,232)	8,491,286	8,316,297	(174,989)	-2.1%	93.8%	8,916,686
Income from Investments	3,304,751	2,876,902	(427,849)	25,807,736	25,414,120	(393,616)	-1.5%	294.5%	29,283,164
Transfer from Lottery Commission	5,115,385	6,231,137	1,115,752	61,384,619	66,616,886	5,232,267	8.5%	0.4%	66,500,000
Transfers to Tax Relief Programs *	(1,400,000)	(1,335,393)	64,607	(81,146,689)	(81,078,555)	68,134	0.1%	-4.2%	(81,350,000)
Transfers for Municipal Revenue Sharing	(32,645,934)	(32,646,422)	(488)	(240,947,533)	(240,978,979)	(31,446)	0.0%	-13.5%	(261,001,187)
Other Revenue *	2,467,642	3,820,024	1,352,382	(2,089,627)	498,680	2,588,307	123.9%	-98.0%	10,736,705
<b>Totals</b>	<b>333,199,155</b>	<b>397,602,375</b>	<b>64,403,220</b>	<b>4,727,799,771</b>	<b>4,791,750,366</b>	<b>63,950,595</b>	<b>1.4%</b>	<b>0.6%</b>	<b>5,264,410,573</b>

\* Additional detail by subcategory for these categories is presented on the following page.

1 / Includes revenue from adult-use cannabis sales taxes of \$1.7 million for May and \$16.9 million for the fiscal year to date.

2 / Includes revenue from adult-use cannabis excise taxes of \$1.6 million for May and \$12.3 million for the fiscal year to date.

**General Fund Revenue**  
**Fiscal Year Ending June 30, 2023 (FY 2023)**

Updated 6/19/23

**May 2023 Revenue Variance Report**

Revenue Category				Fiscal Year-To-Date					FY 2023 Budgeted Totals
	May '23 Budget	May '23 Actual	May '23 Variance	Budget	Actual	Variance	Variance %	% Change from Prior Year	
<b>Detail of Other Taxes and Fees:</b>									
- Property Tax - Unorganized Territory	0	0	0	14,813,169	12,442,999	(2,370,170)	-16.0%	-0.7%	14,813,169
- Real Estate Transfer Tax	1,626,816	1,567,018	(59,798)	20,165,574	20,105,775	(59,799)	-0.3%	-19.6%	22,154,300
- Liquor Taxes and Fees	1,756,938	2,868,098	1,111,160	19,903,998	20,146,567	242,569	1.2%	4.4%	22,093,824
- Corporation Fees and Licenses	1,198,759	3,211,263	2,012,504	10,132,837	12,234,575	2,101,738	20.7%	11.8%	13,044,234
- Telecommunication Excise Tax	100,000	0	(100,000)	6,108,429	6,008,429	(100,000)	-1.6%	-20.8%	6,125,000
- Finance Industry Fees	2,077,034	2,695,050	618,016	24,631,516	25,142,110	510,594	2.1%	1.1%	26,637,100
- Milk Handling Fee	141,135	93,241	(47,894)	738,586	776,563	37,977	5.1%	-32.0%	882,434
- Racino Revenue	1,010,117	1,014,652	4,535	9,591,574	10,154,139	562,565	5.9%	6.4%	10,965,167
- Boat, ATV and Snowmobile Fees	888,105	913,378	25,273	3,669,468	3,514,291	(155,177)	-4.2%	-9.0%	4,559,561
- Hunting and Fishing License Fees	1,593,929	(1,105,528)	(2,699,457)	14,014,781	12,536,904	(1,477,877)	-10.5%	-15.9%	15,994,284
- Other Miscellaneous Taxes and Fees	2,435,889	762,337	(1,673,552)	14,553,606	12,267,629	(2,285,977)	-15.7%	0.3%	15,178,942
<b>Subtotal - Other Taxes and Fees</b>	<b>12,828,722</b>	<b>12,019,509</b>	<b>(809,213)</b>	<b>138,323,538</b>	<b>135,329,979</b>	<b>(2,993,559)</b>	<b>-2.2%</b>	<b>-4.6%</b>	<b>152,448,015</b>
<b>Detail of Other Revenue:</b>									
- Liquor Sales and Operations	613	400	(213)	22,758	42,440	19,682	86.5%	-3.0%	28,500
- Targeted Case Management (DHHS)	3,708	5,697	1,989	54,509	56,501	1,992	3.7%	-9.8%	57,221
- State Cost Allocation Program	1,632,790	1,896,226	263,436	18,365,291	18,243,393	(121,898)	-0.7%	-37.6%	20,475,072
- Unclaimed Property Transfer	0	0	0	0	0	0	N/A	N/A	7,700,000
- Tourism Transfer	0	0	0	(22,109,921)	(22,154,921)	(45,000)	-0.2%	-43.2%	(22,146,821)
- Transfer to Maine Milk Pool	(1,699,862)	(374,705)	1,325,157	(614,845)	(391,045)	223,800	36.4%	91.0%	(959,211)
- Transfer to STAR Transportation Fund	0	0	0	(14,767,001)	(14,767,001)	0	0.0%	-99.8%	(14,767,001)
- Other Miscellaneous Revenue	2,530,393	2,292,406	(237,987)	16,959,582	19,469,313	2,509,731	14.8%	-13.0%	20,348,945
<b>Subtotal - Other Revenue</b>	<b>2,467,642</b>	<b>3,820,024</b>	<b>1,350,605</b>	<b>(2,089,627)</b>	<b>498,680</b>	<b>2,588,307</b>	<b>123.9%</b>	<b>-98.0%</b>	<b>10,736,705</b>
<b>Detail of Transfers to Tax Relief Programs:</b>									
- Me. Resident Prop. Tax Program (Circuitbreaker)	0	126	126	0	3,656	3,656	N/A	-59.9%	0
- BETR - Business Equipment Tax Reimb.	(1,400,000)	(1,334,417)	65,583	(18,299,784)	(18,234,203)	65,581	0.4%	6.1%	(18,500,000)
- BETE - Municipal Bus. Equip. Tax Reimb.	0	(1,102)	(1,102)	(62,846,905)	(62,848,008)	(1,103)	0.0%	-7.6%	(62,850,000)
<b>Subtotal - Tax Relief Transfers</b>	<b>(1,400,000)</b>	<b>(1,335,393)</b>	<b>64,607</b>	<b>(81,146,689)</b>	<b>(81,078,555)</b>	<b>68,134</b>	<b>0.1%</b>	<b>-4.2%</b>	<b>(81,350,000)</b>
<b>Inland Fisheries and Wildlife Revenue - Total</b>	<b>2,562,761</b>	<b>(123,099)</b>	<b>(2,685,860)</b>	<b>18,505,717</b>	<b>16,999,835</b>	<b>(1,505,882)</b>	<b>-8.1%</b>	<b>-13.5%</b>	<b>21,514,553</b>

**Highway Fund Revenue**  
**Fiscal Year Ending June 30, 2023 (FY 2023)**

Updated 6/19/23

**May 2023 Revenue Variance Report**

Revenue Category	May '23 Budget	May '23 Actual	May '23 Variance	Fiscal Year-To-Date					FY 2023 Budgeted Totals
				Budget	Actual	Variance	% Variance	% Change from Prior Year	
Fuel Taxes:									
- Gasoline Tax	14,493,788	15,199,290	705,502	178,020,974	178,726,475	705,501	0.4%	0.0%	202,627,527
- Special Fuel and Road Use Taxes	3,426,631	3,887,445	460,814	44,369,148	44,788,757	419,609	0.9%	-2.8%	49,837,399
- Transcap Transfers - Fuel Taxes	(1,655,615)	(1,402,998)	252,617	(16,688,766)	(16,436,149)	252,617	1.5%	0.6%	(18,554,834)
- Other Fund Gasoline Tax Distributions	(448,271)	(380,089)	68,182	(4,537,596)	(4,469,413)	68,183	1.5%	0.1%	(5,067,105)
Subtotal - Fuel Taxes	15,816,533	17,303,647	1,487,114	201,163,760	202,609,670	1,445,910	0.7%	-0.6%	228,842,987
Motor Vehicle Registration and Fees:									
- Motor Vehicle Registration Fees	5,858,594	7,632,390	1,773,796	63,236,386	65,929,532	2,693,146	4.3%	2.8%	69,019,954
- License Plate Fees	426,275	578,672	152,397	3,406,998	3,814,382	407,384	12.0%	0.7%	3,661,097
- Long-term Trailer Registration Fees	607,443	2,334,230	1,726,787	15,438,862	17,319,894	1,881,032	12.2%	13.7%	15,634,523
- Title Fees	1,193,469	1,363,473	170,004	13,464,212	14,009,316	545,104	4.0%	2.5%	14,325,795
- Motor Vehicle Operator License Fees	668,277	1,042,978	374,701	10,749,151	11,376,491	627,340	5.8%	4.5%	11,232,973
- Transcap Transfers - Motor Vehicle Fees	0	0	0	(11,902,245)	(12,238,365)	(336,120)	-2.8%	-2.1%	(16,518,054)
Subtotal - Motor Vehicle Reg. & Fees	8,754,058	12,951,743	4,197,685	94,393,364	100,211,250	5,817,886	6.2%	4.7%	97,356,288
Motor Vehicle Inspection Fees	106,433	70,201	(36,233)	2,742,463	2,461,526	(280,937)	-10.2%	3.2%	2,777,500
Other Highway Fund Taxes and Fees	127,013	181,969	54,956	1,337,769	1,485,697	147,928	11.1%	-0.9%	1,416,470
Fines, Forfeits and Penalties	50,534	112,393	61,859	555,874	1,111,035	555,161	99.9%	-12.4%	606,412
Interest Earnings	39,336	79,358	40,022	413,696	456,770	43,074	10.4%	192.5%	453,320
Other Highway Fund Revenue	454,260	527,762	73,502	12,558,687	12,784,836	226,149	1.8%	-0.9%	13,123,353
<b>Totals</b>	<b>25,348,167</b>	<b>31,227,072</b>	<b>5,878,905</b>	<b>313,165,613</b>	<b>321,120,783</b>	<b>7,955,170</b>	<b>2.5%</b>	<b>1.1%</b>	<b>344,576,330</b>

**Legislative Council Actions  
Taken by Ballot Since the  
May 25, 2023 Council Meeting**

**Legislative Council Decisions:**

**Requests for Introduction of Legislation:**

**LR 2593      Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Court or Commission Assigned Counsel, a Late-filed Major Substantive Rule of the Maine Commission on Indigent Legal Services**

Late-filed Request for Approval of Major Substantive Rule

Date:            June 29, 2023  
Vote:            7-0-0-3 Passed (with Senator Matthea Daughtry, Senator Trey Stewart and Representative Terry recorded as absent)



EDWARD A CHARBONNEAU  
REVISOR

MAINE STATE LEGISLATURE  
OFFICE OF THE REVISOR OF STATUTES  
STATE HOUSE STATION 7  
AUGUSTA, MAINE 04333-0007  
(207) 287-1650  
FAX: (207) 287-6468

**To:** Members of the Legislative Council of the 131<sup>st</sup> Legislature  
**From:** Edward A. Charbonneau, Revisor of Statutes *EAC*  
**RE:** Proposed Second Session Cloture Schedule and Related Dates  
**Date:** June 30, 2023

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Pursuant to Joint Rule 203, the Legislative Council is charged with establishing the cloture date and procedures for submission of legislation for each second regular session. Attached for your review and consideration is a proposed schedule that establishes dates and deadlines for cloture and related events for the Second Regular Session of the 131<sup>st</sup> Legislature; this schedule is based on the schedule used for at least the last 4 second regular sessions to align with the previously scheduled Council meetings.

Consistent with the Joint Rules and past Legislative Council practice and policy, the schedule requires that:

- Bill requests be accompanied on or before the cloture date by sufficient instructions from which a bill may be fully drafted;
- If a bill is to be drafted by an outside source, the final draft must be submitted to the Revisor's Office by the cloture date; and
- Departments and agencies must submit final drafts by the cloture date.

During the time between cloture and the meeting of the Legislative Council to undertake the initial screening of Legislators' bill requests, the Revisor's Office will prepare and distribute a packet that lists all of the requests filed by Legislators that are subject to the Council's vote. Each request to be voted upon will be indexed by subject matter and given a brief summary by the Revisor's Office. The office, with the assistance of the Office of Policy and Legal Analysis and the Office of Fiscal and Program Review, will also identify requests that appear to be closely related to other requests, to bills carried over to the Second Regular Session, or to bills that might be considered finally rejected in the First Regular Session or First Special Session of the 131<sup>st</sup> Legislature. The packet also includes a list of those bills carried over and a list of bill titles submitted by executive and independent agencies, which, traditionally, have not been subject to the screening process.

After the initial screening of Legislators' requests and decision by the Legislative Council, the Revisor's Office will compile the results and notify each individual Legislator of the Council's actions and provide instructions on the procedure to follow if a Legislator wishes to appeal a decision of the Legislative Council.

A supplemental volume will be prepared and distributed between the appeal deadline and the meeting of the Council to hear those appeals.

The schedule also includes the option of a bill signing day, which is traditionally scheduled in mid-December prior to the convening of the Second Regular Session to ensure that all bills that have been drafted will be signed and ready for introduction when the Legislature convenes in January. I have suggested two alternative days in order to enable the coordination of this year's bill signing day with any Legislator training sessions that may be scheduled.

In the 130<sup>th</sup> Legislature, out of 339 pre-cloture Legislator-filed bill requests, the Legislative Council accepted a total of 154. In the 129<sup>th</sup> Legislature, out of 397 pre-cloture Legislator-filed bill requests, the Legislative Council accepted a total of 159. In the 128<sup>th</sup> Legislature, out of 289 pre-cloture Legislator-filed bill requests, the Legislative Council accepted a total of 96. In the 127<sup>th</sup> Legislature, out of 414 pre-cloture Legislator-filed bill requests, the Legislative Council accepted a total of 91. For all of those years, most of the bills were completed and signed on the applicable bill signing day and transmitted to the Secretary of the Senate and the Clerk of the House for printing and referral to committees before the Second Regular Session convened. Departments and agencies were also subject to the bill signing day, and most of their pre-cloture bill requests were also completed and sent to the chambers before the session convened.

If I can provide you any further information, please do not hesitate to contact me.

Attachment

cc: Suzanne M. Gresser, Executive Director

131<sup>st</sup> LEGISLATIVE COUNCIL  
 SECOND REGULAR SESSION  
 SCHEDULE FOR REVIEW OF LEGISLATOR REQUESTS  
 TO INTRODUCE LEGISLATION

<b>September 28<sup>th</sup> (Friday) 4 p.m.</b>	<b>Filing Deadline (Cloture) *</b> <ul style="list-style-type: none"> <li>Legislators (with sufficient information to fully draft; <b>OR</b> if outside entity is providing draft, with the final draft)</li> <li>Departments/Agencies (final drafts)</li> </ul>
<b>October 26<sup>th</sup> (Thursday) 10 a.m.</b>	<b>Legislative Council meeting – Consideration of Legislators’ requests</b>
<b>October 27<sup>th</sup> (Friday)</b>	<b>Notice of Council’s action sent to sponsors</b>
<b>November 1<sup>st</sup> (Wednesday)</b>	<b>Deadline for filing appeals*</b>
<b>November 16<sup>th</sup> (Thursday) 10 a.m.</b>	<b>Legislative Council meeting to consider appeals</b>
<b>December 13<sup>th</sup> or 14<sup>th</sup> (<i>tentative</i>)</b>	<b>Bill Signing Day (subject to approval by Presiding Officers)</b>
<b>January 3<sup>rd</sup> (Wednesday)</b>	<b>Legislature convenes</b>

\* Legislators are encouraged to file bill requests well in advance of this deadline.

Sun	Mon	Tue	Wed	Thu	Fri	Sat
<b>September 2023</b>						
					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
<b>October 2023</b>						
			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				
<b>November 2023</b>						
			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		
<b>December 2023</b>						
					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						