

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment by striking out all of Part GG and inserting the following:

PART GG

Sec. GG-1. 36 MRSA §5111, sub-§6 is enacted to read:

6. Income tax surcharge. In addition to the tax imposed by this section, there is imposed a tax surcharge on the amount of state tax liability due for a tax year that begins in 2012 or after. The surcharge is as follows:

A. For single individuals, legally separated individuals who qualify as heads of households and married persons filing separate returns, if Maine adjusted gross income is \$200,000 or more, the tax surcharge is 2% of the tax otherwise imposed by this section; and

B. For individuals filing married joint returns and surviving spouses permitted to file a joint return, if Maine adjusted gross income is \$250,000 or more, the tax surcharge is 2% of the tax otherwise imposed by this section.

Sec. GG-2. Retroactive application; filing of tax year 2012 return. This Part applies to tax years beginning on or after January 1, 2012. Notwithstanding the Maine Revised Statutes, Title 36, section 5227, a taxpayer with a tax liability under Title 36, section 5111, subsection 6 for tax year 2012 shall file a return with the amount due under Title 36, section 5111, subsection 6 no later than June 15, 2013.

PART HH

Sec. HH-1. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Ombudsman Program 0103

Initiative: Restores funding for contractual obligations reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$17,150	\$0	\$0
GENERAL FUND TOTAL	\$17,150	\$0	\$0

EXECUTIVE DEPARTMENT

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	\$17,150	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$17,150	\$0	\$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Developmental Services - Community 0122

Initiative: Restores funding for client services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$92,277	\$0	\$0
GENERAL FUND TOTAL	\$92,277	\$0	\$0

Developmental Services - Community 0122

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$445,847	\$0	\$0
GENERAL FUND TOTAL	\$445,847	\$0	\$0

Mental Health Services - Children 0136

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$90,812	\$0	\$0
GENERAL FUND TOTAL	\$90,812	\$0	\$0

Mental Health Services - Community 0121

Initiative: Restores funding for contracted services, including a 5% reduction in crisis services, reduced in Part A. This initiative relates to the curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$648,166	\$0	\$0
GENERAL FUND TOTAL	\$648,166	\$0	\$0

Office of Substance Abuse 0679

Initiative: Restores funding for contracted training services provided by AdCare Educational Institute of Maine, Inc., reduced in Part A.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$48,706	\$0	\$0
GENERAL FUND TOTAL	\$48,706	\$0	\$0

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF (FORMERLY BDS)**

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	\$1,325,808	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$1,325,808	\$0	\$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

FHM - Medical Care 0960

Initiative: Notwithstanding any other provisions of law, adjusts funding by decreasing funding in the FHM - Medical Care program and increasing funding in the Medical Care - Payments to Providers program to reflect a redistribution of funding within the Fund for a Healthy Maine.

FUND FOR A HEALTHY MAINE	2012-13	2013-14	2014-15
All Other	(\$1,233,807)	\$0	\$0
FUND FOR A HEALTHY MAINE TOTAL	(\$1,233,807)	\$0	\$0

FHM - Medical Care 0960

Initiative: Notwithstanding any other provisions of law, adjusts funding by decreasing funding in the FHM - Medical Care program and increasing funding in the Medical Care - Payments to Providers program to reflect a redistribution of funding within the Fund for a Healthy Maine.

FUND FOR A HEALTHY MAINE	2012-13	2013-14	2014-15
All Other	(\$190,000)	\$0	\$0
FUND FOR A HEALTHY MAINE	(\$190,000)	\$0	\$0
TOTAL			

Long Term Care - Human Services 0420

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$15,000	\$0	\$0
GENERAL FUND TOTAL	\$15,000	\$0	\$0

Medical Care - Payments to Providers 0147

Initiative: Restores funding reduced in Part A from a 5% rate reduction for services provided under the MaineCare Benefits Manual, Chapters II and III, Section 65, Behavioral Health Services, by licensed clinical professional counselors and licensed marriage and family therapists, effective March 1, 2013.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$194,913	\$0	\$0
GENERAL FUND TOTAL	\$194,913	\$0	\$0

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
All Other	\$327,641	\$0	\$0
FEDERAL EXPENDITURES FUND	\$327,641	\$0	\$0
TOTAL			

Medical Care - Payments to Providers 0147

Initiative: Restores funding reduced in Part A from limiting hospital and therapeutic leave days in the MaineCare Benefits Manual, Chapters II and III, Sections 45 and 67, to 4 hospital and one therapeutic leave days per year.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$78,500	\$0	\$0
GENERAL FUND TOTAL	\$78,500	\$0	\$0

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
All Other	\$132,210	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$132,210	\$0	\$0

Medical Care - Payments to Providers 0147

Initiative: Notwithstanding any other provisions of law, adjusts funding by decreasing funding in the FHM - Medical Care program and increasing funding in the Medical Care - Payments to Providers program to reflect a redistribution of funding within the Fund for a Healthy Maine.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$1,233,807	\$0	\$0
GENERAL FUND TOTAL	\$1,233,807	\$0	\$0

Medical Care - Payments to Providers 0147

Initiative: Notwithstanding any other provisions of law, adjusts funding by decreasing funding in the FHM - Medical Care program and increasing funding in the Medical Care - Payments to Providers program to reflect a redistribution of funding within the Fund for a Healthy Maine.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$190,000	\$0	\$0
GENERAL FUND TOTAL	\$190,000	\$0	\$0

Office of Management and Budget 0142

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$15,319	\$0	\$0
GENERAL FUND TOTAL	\$15,319	\$0	\$0

Purchased Social Services 0228

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$82,044	\$0	\$0
GENERAL FUND TOTAL	\$82,044	\$0	\$0

State-funded Foster Care/Adoption Assistance 0139

Initiative: Restores funding for child adoption subsidies reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$700,000	\$0	\$0
GENERAL FUND TOTAL	\$700,000	\$0	\$0

State-funded Foster Care/Adoption Assistance 0139

Initiative: Restores funding for contracted services reduced in Part A. This initiative relates to curtailment of allotments.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$75,000	\$0	\$0
GENERAL FUND TOTAL	\$75,000	\$0	\$0

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF (FORMERLY
DHS)**

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	\$2,584,583	\$0	\$0
FEDERAL EXPENDITURES FUND	\$459,851	\$0	\$0
FUND FOR A HEALTHY MAINE	(\$1,423,807)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$1,620,627	\$0	\$0

SECTION TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	\$3,927,541	\$0	\$0
FEDERAL EXPENDITURES FUND	\$459,851	\$0	\$0
FUND FOR A HEALTHY MAINE	(\$1,423,807)	\$0	\$0
SECTION TOTAL - ALL FUNDS	\$2,963,585	\$0	\$0

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment removes that part of the amendment that requires the Department of Health and Human Services to reduce by 5% the reimbursement rates under the MaineCare program for licensed clinical professional counselors and marriage and family therapists. Instead, this amendment creates an income tax surcharge of 2% on the Maine income tax imposed on persons filing as single individuals, heads of households and married persons filing separate returns who have Maine adjusted gross income of \$200,000 or more and on married persons filing jointly and surviving spouses who have Maine adjusted gross income of \$250,000 or more. The surcharge is retroactive to January 1, 2012. A person with a tax liability for 2012 for the surcharge must file a return with the amount due no later than June 15, 2013.

This amendment also adds an appropriations and allocations section that restores a number of reductions made in Part A related to Department of Health and Human Services programs.

FISCAL NOTE REQUIRED

(See attached)