

Committee: HHS  
Drafter: LRL\SAS  
File Name: LD 1523 sponsor amendment  
New Title?: No  
Add Emergency?: No  
Date: January 28, 2022

**Amendment Offered by Representative Millet** to LD 1523, An Act To Establish the Trust for a Healthy Maine

1. Amend **Sec. A-1.** Re-number **5 MRSA, §12004-G, sub-§14-J** as **5 MRSA, §12004-G, sub-§14-K**
2. Amend **Sec. A-4. 22 MRSA §1515, sub-§3, ¶B, sub-¶2** as follows:
  - (2) A person who is an employer with experience recruiting, employing, developing, and retaining a healthy workforce; and
3. Amend **Sec. A-4. 22 MRSA §1515, sub-§3, ¶C, sub-¶1, div-a** as follows:
  - (a) A person who has clinical expertise or public health experience, or both, in rural primary care, including oral health care, selected from recommendations provided by a statewide organization that represents community health centers in the State; and
4. Amend **Sec. A-4. 22 MRSA §1515, sub-§11**, as follows:
  - 11. Expenses; reimbursement.** Trustees are not entitled to compensation for service on the board, except that, in accordance with Title 5, section 12004-G, subsection ~~14-J~~ 14-K, the trust may reimburse travel and other board-related expenses.
5. Amend **Sec. A-4. 22 MRSA §1517, sub-§3** as follows:
  - 3. Funding disbursement plans.** The funding disbursement plan approved by the board pursuant to subsection 1 for fiscal year 2023-24 must disburse an amount equal to 0.30 of the settlement funds projected to be received in fiscal year 2023-24 for the purpose of providing medical care. The funding disbursement plan approved by the board for fiscal year ~~2024-25~~ 2023-24 and subsequent years may not disburse funds for the purpose of providing medical care. When approving other elements of the funding disbursement plans, the board shall consider funding levels in the most recent fiscal year and disburse funding in amounts that minimize disruption of existing programs and ensure smooth and efficient transitions to the funding levels required under subsection 4.

6. Amend Sec. A-4. 22 MRSA §1517, sub-§4, ¶B, sub-¶1 as follows:

(1) Beginning in fiscal year 2023-24, an amount equal to ~~0.005~~ 0.006 of the settlement funds; and

8. Amend Sec. A-4. 22 MRSA §1517, sub-§4, ¶C, sub-¶1 as follows:

(1) Beginning in fiscal year 2023-24, an amount equal to ~~0.003~~ 0.006; and

9. Amend Sec. A-4. 22 MRSA §1517, sub-§5, ¶A, sub-¶4 as follows:

(4) Supporting the ~~development~~ expansion, recruitment, retention, and presence of the public health workforce at local, district and state levels, including supporting a robust network of community health workers and government employees in the State dedicated to addressing systemic racism and structural inequity; and

13. Delete Sec. C-2(3), page 14, lines 36-39.

14. Insert the following Section:

**Sec. X. Transfer; Fund for a Healthy Maine; General Fund.** Notwithstanding any other provision of law, the State Controller shall transfer \$37,860,191 from the Fund for a Healthy Maine to the General Fund unappropriated surplus no later than June 30, 2023.

15. Amend **Section E-6 Appropriations and Allocations** by adding the following initiatives (and update line totals as required):

Strike and replace **Section E-6 Appropriations and Allocations** as follows:

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

**Head Start 0545**

Initiative: On-going deallocation of Fund for a Healthy Maine funds from the Head Start program.

**FUND FOR A HEALTHY MAINE**

	<b>2021-22</b>	<b>2022-23</b>
All Other	\$0	(\$1,354,580)

FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$1,354,580)
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**Head Start 0545**

Initiative: On-going appropriation to retain State funding for the Head Start program.

<b>GENERAL FUND</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	\$1,354,580
GENERAL FUND TOTAL		\$0	\$1,354,580

**Low-cost Drugs To Maine's Elderly 0202**

Initiative: On-going deallocation of Fund for a Healthy Maine funds from the Low-cost Drugs to Maine's Elderly program.

<b>FUND FOR A HEALTHY MAINE</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	(\$3,669,038)
FUND FOR A HEALTHY MAINE TOTAL		\$0	(\$3,669,038)

**Low-cost Drugs To Maine's Elderly 0202**

Initiative: On-going appropriation to retain State funding for the Low-cost Drugs to Maine's Elderly program.

<b>GENERAL FUND</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	\$3,669,038
GENERAL FUND TOTAL		\$0	\$3,669,038

**Medical Care - Payments to Providers 0147**

Initiative: On-going deallocation of Fund for a Healthy Maine funds from the Medical Care - Payments to Providers program.

<b>FUND FOR A HEALTHY MAINE</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	(\$30,865,455)
FUND FOR A HEALTHY MAINE TOTAL		\$0	(\$30,865,455)

**Medical Care - Payments to Providers 0147**

Initiative: On-going appropriation to retain State funding for the Medical Care - Payments to Providers program.

<b>GENERAL FUND</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	\$30,865,455
<b>GENERAL FUND TOTAL</b>		<u>\$0</u>	<u>\$30,865,455</u>

**Purchased Social Services 0228**

Initiative: On-going deallocation of Fund for a Healthy Maine funds from the Purchased Social Services program.

<b>FUND FOR A HEALTHY MAINE</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	(\$1,971,118)
<b>FUND FOR A HEALTHY MAINE TOTAL</b>		<u>\$0</u>	<u>(\$1,971,118)</u>

**Purchased Social Services 0228**

Initiative: On-going appropriation to retain State funding for the Purchased Social Services program.

<b>GENERAL FUND</b>		<b>2021-22</b>	<b>2022-23</b>
	All Other	\$0	\$1,971,118
<b>GENERAL FUND TOTAL</b>		<u>\$0</u>	<u>\$1,971,118</u>

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS**

		<b>2021-22</b>	<b>2022-23</b>
	<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$37,860,191</b>
	<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>(\$37,860,191)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>		<u><b>\$0</b></u>	<u><b>\$0</b></u>

**SUMMARY**

This amendment deallocates funding for Head Start, Low-cost Drugs to Maine's Elderly, MaineCare provider payments, and Purchased Social Services from the Fund for a Healthy Maine and adds on-going appropriations to the General Fund to maintain these programs.

## **SUMMARY**

This amendment:

1. Removes the requirement that one of the council members be an employer, and replaces that with a requirement that the person have experience recruiting, employing, developing, and retaining a healthy workforce;
2. Adds experience in oral healthcare to the allowable background requirements for one of the council members;
3. Changes to percentage of funds dedicated to administration in the first year from .003 to .006 percent;
4. Changes to percentage of funds dedicated to the Attorney General's Office in the first year from .003 to .006 percent;
5. Adds development of the public health workforce to the allowable uses of the funds in the health equity and health improvement account;
6. Deallocates funding for Head Start, Low-cost Drugs to Maine's Elderly, MaineCare provider payments, and Purchased Social Services from the Fund for a Healthy Maine and adds on-going appropriations to the General Fund to maintain these programs;
7. Removes the 2021-22 appropriations.