

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

Amend the bill by inserting after the title and before the enacting clause the following:

‘ **Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

Amend the bill by striking out all of sections 1 to 6 and inserting the following:

‘**Sec. 1. 22 MRSA §263** is enacted to read:

**§ 263. Fees for services provided to municipalities**

The department shall adopt rules to charge fees for services provided to municipalities by the Maine Center for Disease Control and Prevention pertaining to health data and vital statistics, including but not limited to fees for services, paper and supplies. The department shall review fees charged under this section every 3 years beginning in 2013. Rules adopted pursuant to this section are major substantive rules as defined by Title 5, chapter 375, subchapter 2A.’

Amend the bill in section 12 in subsection 3 by striking out all of paragraph B (page 5, line 14 in L.D.) and inserting the following:

‘B. Burial permit, \$5Permit for the disposition of human remains, \$20, except that no fee is owed if the disposition of human remains is paid for through the municipal general assistance program under chapter 1161; and’

Amend the bill by striking out all of sections 13 to 15 and inserting the following:

‘**Sec. 13. 30-A MRSA §2652**, as amended by PL 2005, c. 86, §1; c. 112, §§1 and 2; and c. 683, Pt. C, §8, is further amended by adding at the end a new paragraph to read:

The Department of Health and Human Services, Maine Center for Disease Control and Prevention shall review the fees charged by the clerk under this section every 3 years beginning in 2013.’

Amend the bill by inserting after section 20 the following:

‘**Sec. 21. Appropriations and allocations.** The following appropriations and allocations are made.

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

**Division of Data, Research and Vital Statistics Z037**

Initiative: Allocates funds from increased fee revenue for program operating expenses.

**OTHER SPECIAL REVENUE FUNDS**

**2009-10**

**2010-11**

All Other	\$0	\$442,665
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$442,665

**Health - Bureau of 0143**

Initiative: Allocates funds from increased fee revenue for program operating expenses.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$0	\$321,488
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$321,488

**Plumbing - Control Over 0205**

Initiative: Allocates funds from increased fee revenue for program operating expenses.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$0	\$429,820
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$429,820

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

<b>DEPARTMENT TOTALS</b>	<b>2009-10</b>	<b>2010-11</b>
OTHER SPECIAL REVENUE FUNDS	\$0	\$1,193,973
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$1,193,973</b>

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

**SUMMARY**

This amendment is the majority report of the committee. The amendment adds a mandate preamble. It removes the provisions of the bill related to rabies control and provisions of the bill that would require municipalities to remit to the Department of Health and Human Services a portion of the increased fees that towns would charge for vital records. It reduces the increased fee for burial permits from \$40 to \$20, changes the term "burial" to "disposition of human remains" and exempts dispositions of human remains paid for by municipal general assistance from the fee. The amendment authorizes the Department of

Health and Human Services to charge municipalities fees for services and paper related to vital records, the fees to be established through major substantive rulemaking and to be reviewed every 3 years. It requires the department to review every 3 years the fees charged by municipalities for vital records. It also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

**(See attached)**