

MAINE STATE LEGISLATURE

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M
R.S.

L.D. 1828

DATE: 1/29/04 (Filing No. H-642)

MAJORITY

APPROPRIATIONS AND FINANCIAL AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828, Bill, "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary for the Proper Operations of State Government for the Fiscal Years Ending June 30, 2004 and June 30, 2005"

Amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

COMMITTEE AMENDMENT

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Supplemental appropriations and allocations. There are appropriated and allocated from various funds for the fiscal years ending June 30, 2004 and June 30, 2005, to the departments listed, the following sums.

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

**Office of the Commissioner - Administrative
and Financial Services 0718**

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(\$1,200)	\$0
General Fund Total	(1,200)	0

**Office of the Commissioner - Administrative
and Financial Services 0718**

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
General Fund Total	(10,000)	0

Budget - Bureau of the 0055

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(17,663)	0
General Fund Total	(17,663)	0

Budget - Bureau of the 0055

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
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2	Personal Services	(45,000)	0
4	General Fund Total	<u>(45,000)</u>	<u>0</u>
6	Accounts and Control - Bureau of 0056		
8	Initiative: Deappropriates funds, the result of a reduction in professional services contracts.		
10	General Fund	2003-04	2004-05
12	All Other	(15,000)	0
14	General Fund Total	<u>(15,000)</u>	<u>0</u>
16	Accounts and Control - Bureau of 0056		
18	Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.		
20	General Fund	2003-04	2004-05
22	Personal Services	(30,000)	0
24	General Fund Total	<u>(30,000)</u>	<u>0</u>
26	Accounts and Control - Bureau of - Systems Project 0058		
28	Initiative: Deappropriates funds, the result of reductions to data processing costs.		
30	General Fund	2003-04	2004-05
32	All Other	(75,000)	0
34	General Fund Total	<u>(75,000)</u>	<u>0</u>
36	Financial and Personnel Services - Division of 0713		
38	Initiative: Deappropriates funds through curtailment of nonessential supply purchases.		
40	General Fund	2003-04	2004-05
42	All Other	(1,277)	0
44	General Fund Total	<u>(1,277)</u>	<u>0</u>
46	Financial and Personnel Services - Division of 0713		
48	Initiative: Deappropriates funds through curtailment of nonessential supply purchases.		

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
General Fund Total	<u>(10,000)</u>	<u>0</u>

Administration - Human Resources 0038

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(18,000)	0
General Fund Total	<u>(18,000)</u>	<u>0</u>

Administration - Human Resources 0038

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(20,000)	0
General Fund Total	<u>(20,000)</u>	<u>0</u>

Employee Relations - Office of 0244

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(5,000)	0
General Fund Total	<u>(5,000)</u>	<u>0</u>

Public Improvements - Planning/Construction - Admin 0057

Initiative: Deappropriates funds, the result of curtailment of travel, reduction to training activities and curtailment of nonessential supply purchases.

General Fund	2003-04	2004-05
All Other	(7,500)	0
General Fund Total	<u>(7,500)</u>	<u>0</u>

**Capital Construction/Repairs/Improvements -
Admin 0059**

Initiative: Deappropriates funds as a reduction to repair activities.

General Fund	2003-04	2004-05
All Other	(2,212)	0
General Fund Total	<u>(2,212)</u>	<u>0</u>

Buildings and Grounds Operations 0080

Initiative: Deappropriates funds available through the reduction of noncritical repair activities.

General Fund	2003-04	2004-05
All Other	(153,618)	0
General Fund Total	<u>(153,618)</u>	<u>0</u>

Buildings and Grounds Operations 0080

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(75,000)	0
General Fund Total	<u>(75,000)</u>	<u>0</u>

Purchases - Division of 0007

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(3,600)	0
General Fund Total	<u>(3,600)</u>	<u>0</u>

**Alcoholic Beverages - General
Operation 0015**

Initiative: Increases allocation to the Freight Account as a result of increased liquor sales. Notwithstanding any other provision of law, the General Fund revenue estimate for the sale of spirits transferred from the State Liquor and Lottery Commission is increased by \$700,000 in fiscal year 2003-04.

Alcoholic Beverage Fund	2003-04	2004-05
All Other	850,000	0

2	Alcoholic Beverage Fund Total	850,000	0
4	Revenue Services - Bureau of 0002		
6	Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.		
8			
	General Fund	2003-04	2004-05
10	Personal Services	(492,510)	(362,432)
12	General Fund Total	(492,510)	(362,432)
14	Revenue Services - Bureau of 0002		
16	Initiative: Deappropriates funds as a result of a reduction in legal services expense, curtailment of nonrevenue-generating travel, reduction to training activities, curtailment of nonessential supply purchases and savings in capital equipment purchases.		
18			
20			
22	General Fund	2003-04	2004-05
	All Other	(243,000)	0
24	Capital Expenditures	(15,000)	0
26	General Fund Total	(258,000)	0
28	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
30	DEPARTMENT TOTALS	2003-04	2004-05
32	GENERAL FUND	(1,240,580)	(362,432)
34	ALCOHOLIC BEVERAGE FUND	850,000	0
36	DEPARTMENTAL TOTAL - ALL FUNDS	(390,580)	(362,432)
38	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
40	Milk Commission 0188		
42	Initiative: Provides for the deappropriation of funds from savings realized on financing costs by making early payments.		
44			
	General Fund	2003-04	2004-05
46	All Other	(38,377)	0
48	General Fund Total	(38,377)	0
50	AGRICULTURE, FOOD AND RURAL RESOURCES,		

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
4	GENERAL FUND	(38,377)	0
6	DEPARTMENTAL TOTAL - ALL FUNDS	(38,377)	0
8	ARTS COMMISSION, MAINE		
10	Arts - Administration 0178		
12	Initiative: Provides for deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.		
14	General Fund	2003-04	2004-05
16	All Other	(25,418)	(24,963)
18	General Fund Total	(25,418)	(24,963)
20	ARTS COMMISSION, MAINE DEPARTMENT TOTALS	2003-04	2004-05
22	GENERAL FUND	(25,418)	(24,963)
24	DEPARTMENTAL TOTAL - ALL FUNDS	(25,418)	(24,963)
26	ATLANTIC SALMON COMMISSION		
28	Atlantic Salmon Commission 0265		
30	Initiative: Provides for the reduction of All Other by reducing the amount of funds in the grants category.		
34	General Fund	2003-04	2004-05
36	All Other	(7,514)	(10,172)
38	General Fund Total	(7,514)	(10,172)
40	ATLANTIC SALMON COMMISSION DEPARTMENT TOTALS	2003-04	2004-05
42	GENERAL FUND	(7,514)	(10,172)
44	DEPARTMENTAL TOTAL - ALL FUNDS	(7,514)	(10,172)
46	ATLANTIC STATES MARINE FISHERIES COMMISSION		
48	Atlantic States Marine Fisheries Commission 0028		
50			

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Initiative: Deappropriates funds in the first year by reducing
 4 general operating expenses and appropriates funds in the 2nd year
 in order to pay the full amount of dues the State owes the
 commission.

6	General Fund	2003-04	2004-05
8	All Other	(75)	4,000
10	General Fund Total	<hr/>	<hr/>
		(75)	4,000

12 **ATLANTIC STATES MARINE FISHERIES
 COMMISSION**

14	DEPARTMENT TOTALS	2003-04	2004-05
16	GENERAL FUND	(75)	4,000
18	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(75)	4,000

20 **AUDIT, DEPARTMENT OF**

22 **Audit - Departmental Bureau 0067**

24 Initiative: Provides for the deappropriation of \$5,668 in fiscal
 26 year 2003-04 and \$3,321 in fiscal year 2004-05 from savings that
 result from reductions of in-state travel and employee training
 and by delaying the replacement of a laptop computer and other
 28 minor office equipment.

30	General Fund	2003-04	2004-05
32	All Other	(5,668)	(3,321)
34	General Fund Total	<hr/>	<hr/>
		(5,668)	(3,321)

36 **AUDIT, DEPARTMENT OF
 DEPARTMENT TOTALS**

38	GENERAL FUND	(5,668)	(3,321)
40	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(5,668)	(3,321)

42 **BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

44 **Departmentwide 0019**

46 Initiative: Provides for the appropriation of funds to reduce
 48 departmentwide Personal Services deappropriation in Public Law
 2003, chapter 20 due to lack of vacancies that can remain vacant.

50	General Fund	2003-04	2004-05
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2	Personal Services	450,000	0
4	General Fund Total	<u>450,000</u>	<u>0</u>

**Mental Health Services - Child
Medicaid 0731**

8 Initiative: Provides for the appropriation of funds to cover an
10 anticipated shortfall.

12	General Fund	2003-04	2004-05
	All Other	6,973,193	0
14	General Fund Total	<u>6,973,193</u>	<u>0</u>

Augusta Mental Health Institute 0105

18 Initiative: Provides for the appropriation and deallocation of
20 funds resulting from a reduction in Federal Disproportionate
Share funding.

22	General Fund	2003-04	2004-05
	All Other	5,838,858	0
24	General Fund Total	<u>5,838,858</u>	<u>0</u>

26	Other Special Revenue Funds	2003-04	2004-05
28	All Other	(5,838,858)	0
30	Other Special Revenue Funds Total	<u>(5,838,858)</u>	<u>0</u>

Augusta Mental Health Institute 0105

34 Initiative: To adjust appropriations and allocations as a result
36 of increased Disproportionate Share Hospital funds available for
Institutes for Mental Disease through the federal Medicare
38 Prescription Drug, Improvement, and Modernization Act of 2003
that offsets the need for state funds.

40	General Fund	2003-04	2004-05
	All Other	(3,800,000)	0
42	General Fund Total	<u>(3,800,000)</u>	<u>0</u>

44	Other Special Revenue Funds	2003-04	2004-05
46	All Other	3,800,000	0
48	Other Special Revenue Funds Total	<u>3,800,000</u>	<u>0</u>

Bangor Mental Health Institute 0120

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Initiative: Provides for the appropriation and deallocation of
 4 funds resulting from a reduction in Federal Disproportionate
 Share funding.

6	General Fund	2003-04	2004-05
8	All Other	1,703,317	0
10	General Fund Total	<u>1,703,317</u>	<u>0</u>
12	Other Special Revenue Funds	2003-04	2004-05
14	All Other	(1,003,317)	0
	Other Special Revenue Funds Total	<u>(1,003,317)</u>	<u>0</u>

16 **Mental Health Services - Community**
 18 **Medicaid 0732**

20 Initiative: Provides for the appropriation of funds to cover an
 anticipated shortfall.

22	General Fund	2003-04	2004-05
24	All Other	3,935,618	0
26	General Fund Total	<u>3,935,618</u>	<u>0</u>

28 **Medicaid Services - Mental Retardation 0705**

30 Initiative: Provides for the deappropriation of funds resulting
 in savings achieved by reducing rates for day habilitation
 32 services.

34	General Fund	2003-04	2004-05
36	All Other	(183,320)	0
	General Fund Total	<u>(183,320)</u>	<u>0</u>

38 **Mental Retardation Waiver - MaineCare 0987**

40 Initiative: Provides for the appropriation of funds to cover an
 anticipated shortfall.

42	General Fund	2003-04	2004-05
44	All Other	5,037,806	0
46	General Fund Total	<u>5,037,806</u>	<u>0</u>

48 **Office of Substance Abuse 0679**

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Initiative: Provides for the deappropriation of funds as a result
of reducing treatment grants to community agencies based on
4 agencies that are carrying a surplus or have not met mid-year
performance criteria.

6	General Fund	2003-04	2004-05
	All Other	(88,917)	0
8		<hr/>	<hr/>
	General Fund Total	(88,917)	0

10 **Office of Substance Abuse - Medicaid**
12 **Seed 0844**

14 Initiative: Provides for the deappropriation of funds due to an
unanticipated surplus.

16	General Fund	2003-04	2004-05
18	All Other	(1,209,449)	0
20		<hr/>	<hr/>
	General Fund Total	(1,209,449)	0

22 **BEHAVIORAL AND DEVELOPMENTAL SERVICES,**
DEPARTMENT OF
24 **DEPARTMENT TOTALS**

		2003-04	2004-05
26	GENERAL FUND	18,657,106	0
	OTHER SPECIAL REVENUE FUNDS	(3,042,175)	0
28		<hr/>	<hr/>
	DEPARTMENTAL TOTAL - ALL FUNDS	15,614,931	0

30 **CENTERS FOR INNOVATION**

32 **Centers for Innovation 0911**

34 Initiative: Provides for the deappropriation of funds for fiscal
36 year 2003-04 and fiscal year 2004-05.

38	General Fund	2003-04	2004-05
	All Other	(20,250)	(10,012)
40		<hr/>	<hr/>
	General Fund Total	(20,250)	(10,012)

42 **CENTERS FOR INNOVATION**
44 **DEPARTMENT TOTALS**

		2003-04	2004-05
46	GENERAL FUND	(20,250)	(10,012)
48		<hr/>	<hr/>
	DEPARTMENTAL TOTAL - ALL FUNDS	(20,250)	(10,012)

50 **CONSERVATION, DEPARTMENT OF**

2 **Division of Forest Protection 0232**

4 Initiative: Deappropriates \$100,547 from Capital Expenditures in
6 fiscal year 2003-04 and \$24,538 from Capital Expenditures in
fiscal year 2004-05.

8	General Fund	2003-04	2004-05
10	Capital Expenditures	(100,547)	(24,538)
12	General Fund Total	<u>(100,547)</u>	<u>(24,538)</u>

12 **Parks - General Operations 0221**

14 Initiative: Deappropriates \$1,865 from All Other and \$25,800 from
16 Capital Expenditures in Parks - General Operations in fiscal year
18 2003-04 and \$20,000 from All Other in fiscal year 2004-05.

20	General Fund	2003-04	2004-05
22	All Other	(1,865)	(20,000)
24	Capital Expenditures	(25,800)	0
26	General Fund Total	<u>(27,665)</u>	<u>(20,000)</u>

24 **Land Use Regulation Commission 0236**

26 Initiative: Deappropriates \$3,500 from Capital Expenditures and
28 \$31,176 from All Other in fiscal year 2003-04.

30	General Fund	2003-04	2004-05
32	All Other	(31,176)	0
34	Capital Expenditures	(3,500)	0
36	General Fund Total	<u>(34,676)</u>	<u>0</u>

36 **Geological Survey 0237**

38 Initiative: Deappropriates \$5,258 from All Other in fiscal year
40 2003-04.

42	General Fund	2003-04	2004-05
44	All Other	(5,258)	0
46	General Fund Total	<u>(5,258)</u>	<u>0</u>

46 **Administrative Services -
48 Conservation 0222**

50 Initiative: Deappropriates \$26,796 from All Other in fiscal year
2003-04 and \$120,000 from All Other in fiscal year 2004-05.

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	General Fund	2003-04	2004-05
	All Other	(26,796)	(120,000)
4			
	General Fund Total	(26,796)	(120,000)
6			
	CONSERVATION, DEPARTMENT OF		
8	DEPARTMENT TOTALS	2003-04	2004-05
10	GENERAL FUND	(194,942)	(164,538)
12	DEPARTMENTAL TOTAL - ALL FUNDS	(194,942)	(164,538)
14			
	CORRECTIONS, DEPARTMENT OF		
16	Correctional Medical Services Fund 0286		
18	Initiative: Provides for the deappropriation of funds due to a change in the MaineCare prescription drug program.		
20			
	General Fund	2003-04	2004-05
22	All Other	(50,000)	0
24			
	General Fund Total	(50,000)	0
26			
	CORRECTIONS, DEPARTMENT OF		
28	DEPARTMENT TOTALS	2003-04	2004-05
30	GENERAL FUND	(50,000)	0
32	DEPARTMENTAL TOTAL - ALL FUNDS	(50,000)	0
34			
	CRIMINAL JUSTICE COMMISSION, MAINE		
36	Maine Criminal Justice Commission 0795		
38	Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.		
40			
	General Fund	2003-04	2004-05
42	All Other	0	(1,088)
44			
	General Fund Total	0	(1,088)
46			
	CRIMINAL JUSTICE COMMISSION, MAINE		
48	DEPARTMENT TOTALS	2003-04	2004-05
50	GENERAL FUND	0	(1,088)
	DEPARTMENTAL TOTAL - ALL FUNDS	0	(1,088)

2	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT,		
	DEPARTMENT OF		
4			
	Veterans Services 0110		
6			
	Initiative: Deappropriates salary savings.		
8			
	General Fund	2003-04	2004-05
10	Personal Services	(5,495)	0
12	General Fund Total	<u>(5,495)</u>	<u>0</u>
14	Military Training and Operations 0108		
16	Initiative: Deappropriates utility savings from the All Other		
	line category for Skowhegan Armory.		
18			
	General Fund	2003-04	2004-05
20	All Other	(12,448)	(24,896)
22	General Fund Total	<u>(12,448)</u>	<u>(24,896)</u>
24	Military Training and Operations 0108		
26	Initiative: Deappropriates utility savings from the All Other		
	line category for a one-time 100% federal reimbursement.		
28			
	General Fund	2003-04	2004-05
30	All Other	(13,824)	0
32	General Fund Total	<u>(13,824)</u>	<u>0</u>
34	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT,		
	DEPARTMENT OF		
36	DEPARTMENT TOTALS	2003-04	2004-05
38	GENERAL FUND	(31,767)	(24,896)
40	DEPARTMENTAL TOTAL - ALL FUNDS	<u>(31,767)</u>	<u>(24,896)</u>
42	ECONOMIC AND COMMUNITY DEVELOPMENT,		
	DEPARTMENT OF		
44			
	Administration - Economic and Community		
46	Development 0069		
48	Initiative: Provides for the deappropriation of \$61,495 in funds		
	granted to the Maine Technology Institute.		
50			

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	General Fund	2003-04	2004-05
	All Other	(61,495)	0
4	General Fund Total	<hr/>	<hr/>
		(61,495)	0
6	ECONOMIC AND COMMUNITY DEVELOPMENT,		
	DEPARTMENT OF		
8	DEPARTMENT TOTALS	2003-04	2004-05
10	GENERAL FUND	(61,495)	0
12	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(61,495)	0
14	EDUCATION, DEPARTMENT OF		
16	General Purpose Aid for Local		
18	Schools 0308		
20	Initiative: Provides for the deappropriation of funds from		
	one-time savings in foundation costs.		
22	General Fund	2003-04	2004-05
	All Other	(2,338,007)	0
24	General Fund Total	<hr/>	<hr/>
		(2,338,007)	0
26	EDUCATION, DEPARTMENT OF		
28	DEPARTMENT TOTALS	2003-04	2004-05
30	GENERAL FUND	(2,338,007)	0
32	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(2,338,007)	0
34	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
36	Land and Water Quality 0248		
38	Initiative: Deappropriates funds from Personal Services savings		
	that result from journaling costs to other funds.		
40	General Fund	2003-04	2004-05
42	Personal Services	(42,742)	(44,189)
44	General Fund Total	<hr/>	<hr/>
		(42,742)	(44,189)
46	Remediation and Waste Management 0247		
48	Initiative: Deappropriates funds from Personal Services savings		
	that result from journaling costs to other funds.		
50			

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	General Fund	2003-04	2004-05
	Personal Services	(37,745)	(12,360)
4	General Fund Total	<hr/>	<hr/>
		(37,745)	(12,360)
6	Air Quality 0250		
8	Initiative: Deappropriates funds by reducing funds available in the All Other line category.		
10			
12	General Fund	2003-04	2004-05
	All Other	(12,027)	(8,450)
14	General Fund Total	<hr/>	<hr/>
		(12,027)	(8,450)
16	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
18	DEPARTMENT TOTALS		
		2003-04	2004-05
20	GENERAL FUND	(92,514)	(64,999)
22	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(92,514)	(64,999)
24	ETHICS AND ELECTIONS PRACTICES, COMMISSION ON GOVERNMENTAL		
26	Governmental Ethics and Election Practices - Commission on 0414		
28			
30	Initiative: Provides for a reduction in general operating expenses within the All Other line category to achieve savings.		
32	General Fund	2003-04	2004-05
	All Other	(2,207)	(1,055)
34	General Fund Total	<hr/>	<hr/>
		(2,207)	(1,055)
36	ETHICS AND ELECTIONS PRACTICES, COMMISSION ON GOVERNMENTAL DEPARTMENT TOTALS		
38		2003-04	2004-05
40	GENERAL FUND	(2,207)	(1,055)
42	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/>	<hr/>
		(2,207)	(1,055)
44	EXECUTIVE DEPARTMENT		
46	Administration - Executive -		
48	Governor's Office 0165		

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Initiative: Deappropriates Personal Services salary savings, the
 result of delaying the filling of vacant positions.

4	General Fund	2003-04	2004-05
	Personal Services	(51,720)	(30,209)
6		<hr/>	<hr/>
	General Fund Total	(51,720)	(30,209)

8 **Planning Office 0082**

10 Initiative: Deappropriates funds by reducing the number of
 12 comprehensive planning grants by approximately 40%.

14	General Fund	2003-04	2004-05
	All Other	(83,099)	(61,540)
16		<hr/>	<hr/>
	General Fund Total	(83,099)	(61,540)

18 **EXECUTIVE DEPARTMENT**
 20 **DEPARTMENT TOTALS**

		2003-04	2004-05
22	GENERAL FUND	(134,819)	(91,749)
24	DEPARTMENTAL TOTAL - ALL FUNDS	(134,819)	(91,749)

26 **FINANCE AUTHORITY OF MAINE**

28 **Business Development Finance 0512**

30 Initiative: Provides for the deappropriation of \$545 in fiscal
 year 2003-04 and \$2,024 in fiscal year 2004-05 by reducing
 32 amounts available for loans and loan guarantees for Maine
 businesses.

34	General Fund	2003-04	2004-05
36	All Other	(545)	(2,024)
38		<hr/>	<hr/>
	General Fund Total	(545)	(2,024)

40 **Natural Resources and Marketing 0513**

42 Initiative: Provides for the deappropriation of \$2,942 in fiscal
 year 2003-04 and \$10,923 in fiscal year 2004-05 by reducing
 44 amounts available for loans and loan guarantees for Maine's
 natural resource businesses.

46	General Fund	2003-04	2004-05
48	All Other	(2,942)	(10,923)
50		<hr/>	<hr/>
	General Fund Total	(2,942)	(10,923)

2 **Student Financial Assistance Programs 0653**

4 Initiative: Provides for the deappropriation of \$205,809 in
6 fiscal year 2003-04 and \$764,287 in fiscal year 2004-05 by
 reducing amounts available for grants and loans to those seeking
 postsecondary education.

8	General Fund	2003-04	2004-05
10	All Other	(205,809)	(764,287)
12	General Fund Total	<hr/>	<hr/>
		(205,809)	(764,287)

14 **FINANCE AUTHORITY OF MAINE**
16 **DEPARTMENT TOTALS**

		2003-04	2004-05
18	GENERAL FUND	(209,296)	(777,234)
20	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/> (209,296)	<hr/> (777,234)

22 **FIRE PROTECTION SERVICES COMMISSION, MAINE**

24 **Maine Fire Protection Services Commission 0936**

26 Initiative: Deappropriates anticipated savings in All Other from
 reductions in contractual services.

28	General Fund	2003-04	2004-05
30	All Other	(1,644)	(877)
32	General Fund Total	<hr/>	<hr/>
		(1,644)	(877)

34 **FIRE PROTECTION SERVICES COMMISSION, MAINE**
36 **DEPARTMENT TOTALS**

		2003-04	2004-05
38	GENERAL FUND	(1,644)	(877)
	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/> (1,644)	<hr/> (877)

40 **FOUNDATION FOR BLOOD RESEARCH**

42 **Scienceworks for ME 0908**

44 Initiative: Provides for the deappropriation of funds for fiscal
46 year 2004-05.

48	General Fund	2003-04	2004-05
	All Other	0	(4,427)
50	General Fund Total	<hr/> 0	<hr/> (4,427)

2	FOUNDATION FOR BLOOD RESEARCH		
4	DEPARTMENT TOTALS	2003-04	2004-05
6	GENERAL FUND	0	(4,427)
8	DEPARTMENTAL TOTAL - ALL FUNDS	0	(4,427)
10	HISTORIC PRESERVATION COMMISSION, MAINE		
12	Historic Preservation Commission 0036		
14	Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.		
16	General Fund	2003-04	2004-05
18	All Other	(679)	(4,653)
20	General Fund Total	(679)	(4,653)
22	HISTORIC PRESERVATION COMMISSION, MAINE		
24	DEPARTMENT TOTALS	2003-04	2004-05
26	GENERAL FUND	(679)	(4,653)
28	DEPARTMENTAL TOTAL - ALL FUNDS	(679)	(4,653)
30	HISTORICAL SOCIETY, MAINE		
32	Historical Society 0037		
34	Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.		
36	General Fund	2003-04	2004-05
38	All Other	0	(3,672)
40	General Fund Total	0	(3,672)
42	HISTORICAL SOCIETY, MAINE		
44	DEPARTMENT TOTALS	2003-04	2004-05
46	GENERAL FUND	0	(3,672)
48	DEPARTMENTAL TOTAL - ALL FUNDS	0	(3,672)
50	HOSPICE COUNCIL, MAINE		
	Maine Hospice Council 0663		

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Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

4	General Fund	2003-04	2004-05
	All Other	0	(4,427)
6			
	General Fund Total	<hr/> 0	<hr/> (4,427)
8			
10	HOSPICE COUNCIL, MAINE		
	DEPARTMENT TOTALS	2003-04	2004-05
12	GENERAL FUND	0	(4,427)
14	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/> 0	<hr/> (4,427)

HOUSING AUTHORITY, MAINE STATE

Shelter Operating Subsidy 0661

Initiative: Provides for the deappropriation of funds not needed for fiscal year 2003-04 and fiscal year 2004-05.

22	General Fund	2003-04	2004-05
24	All Other	(1,500)	(29,400)
26			
	General Fund Total	<hr/> (1,500)	<hr/> (29,400)
28			
	HOUSING AUTHORITY, MAINE STATE		
30	DEPARTMENT TOTALS	2003-04	2004-05
32	GENERAL FUND	(1,500)	(29,400)
34	DEPARTMENTAL TOTAL - ALL FUNDS	<hr/> (1,500)	<hr/> (29,400)

HUMAN RIGHTS COMMISSION, MAINE

Human Rights Commission - Regulation 0150

Initiative: Provides for the deappropriation of unemployment compensation costs.

42	General Fund	2003-04	2004-05
44	Personal Services	(3,018)	0
46			
	General Fund Total	<hr/> (3,018)	<hr/> 0

Human Rights Commission - Regulation 0150

Initiative: Provides for the deappropriation of travel funds.

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2	General Fund	2003-04	2004-05
	All Other	(208)	(2,866)
4	General Fund Total	<hr/>	<hr/>
		(208)	(2,866)

6	HUMAN RIGHTS COMMISSION, MAINE		
	DEPARTMENT TOTALS	2003-04	2004-05
8			
	GENERAL FUND	(3,226)	(2,866)
10		<hr/>	<hr/>
	DEPARTMENTAL TOTAL - ALL FUNDS	(3,226)	(2,866)

12 **HUMAN SERVICES, DEPARTMENT OF**

14 **Purchased Social Services 0228**

16 Initiative: Provides for the deappropriation of funds by amending
18 contracts that have not met service targets.

20	General Fund	2003-04	2004-05
	All Other	(789)	0
22		<hr/>	<hr/>
	General Fund Total	(789)	0

24 **Child Care Services 0563**

26 Initiative: Provides for the deappropriation of funds no longer
28 required.

30	General Fund	2003-04	2004-05
	All Other	(399,633)	0
32		<hr/>	<hr/>
	General Fund Total	(399,633)	0

34 **Health - Bureau of 0143**

36 Initiative: Provides for the deappropriation of funds from
38 one-time savings and from reductions in contractual services.

40	General Fund	2003-04	2004-05
	All Other	(17,502)	0
42		<hr/>	<hr/>
	General Fund Total	(17,502)	0

44 **Departmentwide 0640**

46 Initiative: Provides for the deappropriation of funds from
48 increased attrition across Department of Human Services General
50 Fund programs in fiscal year 2003-04. Notwithstanding any other
provision of law, the State Budget Officer may calculate and

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transfer the amount of savings by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2003-04.

General Fund	2003-04	2004-05
Personal Services	(76,083)	0
General Fund Total	(76,083)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds by discontinuing coverage for certain elective surgeries.

General Fund	2003-04	2004-05
All Other	(12,000)	0
General Fund Total	(12,000)	0

Federal Expenditures Fund	2003-04	2004-05
All Other	(27,037)	0
Federal Expenditures Fund Total	(27,037)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds to change the drugs for the elderly program to complement the new Medicare Drug Initiative by creating 2 benefit levels in the drugs for the elderly program.

General Fund	2003-04	2004-05
All Other	(2,500,000)	0
General Fund Total	(2,500,000)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds to meet an estimated MaineCare shortfall in fiscal year 2003-04, including \$19.2 million of prior-year hospital settlements.

General Fund	2003-04	2004-05
All Other	42,295,814	0
General Fund Total	42,295,814	0

Federal Expenditures Fund	2003-04	2004-05
All Other	95,296,294	0

2	Federal Expenditures Fund Total	95,296,294	0
4	Medical Care - Payments to Providers 0147		
6	Initiative: Provides for the deallocation of funds for the federal seed of a General Fund deappropriation in the Department		
8	of Behavioral and Developmental Services' Office of Substance		
10	Abuse to cover a share of the MaineCare shortfall in fiscal year 2003-04.		
12	Federal Expenditures Fund	2003-04	2004-05
	All Other	(2,724,998)	0
14			
	Federal Expenditures Fund Total	(2,724,998)	0
16			
	Medical Care - Payments to Providers 0147		
18	Initiative: Provides for the allocation of funds for the federal		
20	seed of a General Fund appropriation in the Department of		
22	Behavioral and Developmental Services for its share of the		
24	MaineCare shortfall in fiscal year 2003-04 for the mental		
	retardation waiver.		
26	Federal Expenditures Fund	2003-04	2004-05
	All Other	11,350,633	0
28			
	Federal Expenditures Fund Total	11,350,633	0
30			
	Medical Care - Payments to Providers 0147		
32	Initiative: Provides for the allocation of funds in accordance		
34	with the Maine Revised Statutes, Title 36, section 2873,		
36	subsection 4, paragraph A from the tax on residential treatment		
38	facilities and nursing homes to increase payments to medical care		
	providers and nursing facilities and for direct services in the		
	home-based care program.		
40	Federal Expenditures Fund	2003-04	2004-05
	All Other	3,636,488	0
42			
	Federal Expenditures Fund Total	3,636,488	0
44			
	Medical Care - Payments to Providers 0147		
46	Initiative: Provides for the allocation of funds for the federal		
48	seed of a General Fund appropriation in the Department of		
50	Behavioral and Developmental Services for its share of the		
	MaineCare shortfall in community mental health services.		

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2	Federal Expenditures Fund	2003-04	2004-05
	All Other	8,867,303	0
4	Federal Expenditures Fund Total	<u>8,867,303</u>	<u>0</u>
6	Medical Care - Payments to Providers 0147		
8	Initiative: Provides for the allocation of funds for the federal		
10	seed of a General Fund appropriation in the Department of		
12	Behavioral and Developmental Services for its share of the		
	MaineCare shortfall in children's mental health services.		
14	Federal Expenditures Fund	2003-04	2004-05
	All Other	15,711,234	0
16	Federal Expenditures Fund Total	<u>15,711,234</u>	<u>0</u>
18	Nursing Facilities 0148		
20	Initiative: Provides for the allocation of funds as a result of		
22	increased Disproportionate Share Hospital funds available for		
24	institutes for mental disease through the federal Medicare		
26	Prescription Drug, Improvement, and Modernization Act of 2003		
	that offset the need for state funds. These costs will shift to		
	the Federal Expenditures Fund, requiring an increased allocation.		
28	Federal Expenditures Fund	2003-04	2004-05
	All Other	3,800,000	0
30	Federal Expenditures Fund Total	<u>3,800,000</u>	<u>0</u>
32	Medical Care - Payments to Providers 0147		
34	Initiative: Provides for the allocation of funds for the federal		
36	seed of a General Fund appropriation in the Department of Labor		
	for its share of the MaineCare shortfall in fiscal year 2003-04.		
38	Federal Expenditures Fund	2003-04	2004-05
40	All Other	1,646,878	0
42	Federal Expenditures Fund Total	<u>1,646,878</u>	<u>0</u>
44	Medical Care - Payments to Providers 0147		
46	Initiative: Provides for the deappropriation, appropriation and		
48	deallocation of funds for a credit due from the Medicare Part A		
	and B premiums and funds to offset the federal unfunded liability		
	from prior years.		
50	General Fund	2003-04	2004-05

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2	All Other	(5,183,535)	0
4	General Fund Total	<u>(5,183,535)</u>	<u>0</u>
6	Federal Expenditures Fund	2003-04	2004-05
8	All Other	5,183,535	0
10	Federal Expenditures Fund Total	<u>5,183,535</u>	<u>0</u>
12	Medical Care - Payments to Providers 0147		
14	Initiative: Provides for the appropriation of funds as a result of increased Disproportionate Share Hospital funds available for institutes for mental disease through the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 that offset the need for state funds. These funds were originally offset from the Department of Human Services and should be offset from the Department of Behavioral and Developmental Services.		
16			
18			
20	General Fund	2003-04	2004-05
22	All Other	3,800,000	0
24	General Fund Total	<u>3,800,000</u>	<u>0</u>
26	Nursing Facilities 0148		
28	Initiative: Provides for the appropriation and allocation of funds required to increase reimbursement rates for municipally owned nursing facilities.		
30			
32	General Fund	2003-04	2004-05
34	All Other	208,734	0
36	General Fund Total	<u>208,734</u>	<u>0</u>
38	Federal Expenditures Fund	2003-04	2004-05
40	All Other	470,297	0
42	Federal Expenditures Fund Total	<u>470,297</u>	<u>0</u>
44	Nursing Facilities 0148		
46	Initiative: Provides for the allocation of funds from increased revenues from the tax on residential facilities and nursing homes to meet payments in fiscal year 2003-04 and to return 24% of additional tax revenue to providers.		
48			
50	Other Special Revenue Funds	2003-04	2004-05
	All Other	1,500,000	0

2	Other Special Revenue Funds Total	1,500,000	0
4	Nursing Facilities 0148		
6	Initiative: Provides for the allocation of funds from increased revenues from the tax on residential treatment facilities and nursing homes for tax expenses and nursing facility enhancement.		
8			
10	Federal Expenditures Fund	2003-04	2004-05
	All Other	3,834,118	0
12			
	Federal Expenditures Fund Total	3,834,118	0
14			
	Other Special Revenue Funds	2003-04	2004-05
16	All Other	1,701,715	0
18			
	Other Special Revenue Funds Total	1,701,715	0
20	Nursing Facilities 0148		
22	Initiative: Provides for the deappropriation and deallocation of funds no longer required.		
24			
	General Fund	2003-04	2004-05
26	All Other	(3,714,469)	0
28			
	General Fund Total	(3,714,469)	0
30			
	Federal Expenditures Fund	2003-04	2004-05
	All Other	(8,369,034)	0
32			
	Federal Expenditures Fund Total	(8,369,034)	0
34			
	Nursing Facilities 0148		
36	Initiative: Provides for the allocation of funds from increased revenues and balances from the tax on residential treatment facilities and nursing homes for tax expenses and nursing facility enhancement.		
38			
40			
42	Federal Expenditures Fund	2003-04	2004-05
	All Other	6,993,633	0
44			
	Federal Expenditures Fund Total	6,993,633	0
46			
	Other Special Revenue Funds	2003-04	2004-05
48	All Other	3,104,018	0
50			
	Other Special Revenue Funds Total	3,104,018	0

2 **Nursing Facilities 0148**

4 Initiative: Provides for the allocation of funds in accordance
 6 with the Maine Revised Statutes, Title 36, section 2873,
 8 subsection 4, paragraph A from the tax on residential treatment
 facilities and nursing homes to increase payments to medical care
 providers and nursing facilities and for direct services in the
 home-based care program.

10	Federal Expenditures Fund	2003-04	2004-05
12	All Other	22,374,880	0
14	Federal Expenditures Fund Total	<u>22,374,880</u>	<u>0</u>
16	Other Special Revenue Funds	2003-04	2004-05
18	All Other	9,930,751	0
20	Other Special Revenue Funds Total	<u>9,930,751</u>	<u>0</u>

22 **Nursing Facilities 0148**

24 Initiative: Provides for the allocation of funds from the tax on
 residential facilities and nursing homes to meet payments in
 fiscal year 2003-04.

26	Other Special Revenue Funds	2003-04	2004-05
28	All Other	2,100,000	0
30	Other Special Revenue Funds Total	<u>2,100,000</u>	<u>0</u>

32 **Medical Care - Payments to Providers -
 Non Match 0997**

34 Initiative: Provides for the deappropriation, appropriation and
 36 deallocation of funds for a credit due from the Medicare Part A
 and B crossover premiums and funds to offset the federal unfunded
 38 liability from prior years.

40	General Fund	2003-04	2004-05
42	All Other	38,808,189	0
44	General Fund Total	<u>38,808,189</u>	<u>0</u>

46 **HUMAN SERVICES, DEPARTMENT OF
 DEPARTMENT TOTALS**

48	GENERAL FUND	73,208,726	0
49	FEDERAL EXPENDITURES FUND	168,044,224	0
50	OTHER SPECIAL REVENUE FUNDS	18,336,484	0

2	DEPARTMENTAL TOTAL - ALL FUNDS	<u>259,589,434</u>	<u>0</u>
4	HUMANITIES COUNCIL, MAINE		
6	Humanities Council 0942		
8	Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.		
10	General Fund	2003-04	2004-05
12	All Other	0	(4,530)
14	General Fund Total	<u>0</u>	<u>(4,530)</u>
16	HUMANITIES COUNCIL, MAINE		
18	DEPARTMENT TOTALS		
		2003-04	2004-05
20	GENERAL FUND	0	(4,530)
22	DEPARTMENTAL TOTAL - ALL FUNDS	<u>0</u>	<u>(4,530)</u>
24	INDIAN TRIBAL-STATE COMMISSION, MAINE		
26	Maine Indian Tribal-State Commission 0554		
28	Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.		
30	General Fund	2003-04	2004-05
32	All Other	0	(2,303)
34	General Fund Total	<u>0</u>	<u>(2,303)</u>
36	INDIAN TRIBAL-STATE COMMISSION, MAINE		
	DEPARTMENT TOTALS		
		2003-04	2004-05
38	GENERAL FUND	0	(2,303)
40	DEPARTMENTAL TOTAL - ALL FUNDS	<u>0</u>	<u>(2,303)</u>
42	JUDICIAL DEPARTMENT		
44	Courts - Supreme, Superior, District and Administrative 0063		
46	Initiative: Provides for the deappropriation of funds from operational savings and debt refinancing.		
48			
50	General Fund	2003-04	2004-05

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2	All Other	(478,000)	(475,000)
4	General Fund Total	<u>(478,000)</u>	<u>(475,000)</u>

6 **Courts - Supreme, Superior, District and
Administrative 0063**

8 Initiative: Provides for the deappropriation of funds for the
10 consolidation of the Madawaska and Livermore Falls courthouses.

12	General Fund	2003-04	2004-05
	All Other	0	(67,000)
14	General Fund Total	<u>0</u>	<u>(67,000)</u>

16 **Courts - Supreme, Superior, District and
Administrative 0063**

18 Initiative: Provides funding for 8 Security Officer positions and
20 one Assistant Local Security Supervisor position to provide
22 security at York County courthouses.

24	General Fund	2003-04	2004-05
	Positions - Legislative Count	(9,000)	(9,000)
	Personal Services	98,729	413,551
26	All Other	(98,729)	(413,551)
28	General Fund Total	<u>0</u>	<u>0</u>

30 **Courts - Supreme, Superior, District and
Administrative 0063**

32 Initiative: Provides funds to partially offset Personal Services
34 deappropriations in Public Law 2003, chapter 20.

36	General Fund	2003-04	2004-05
	Personal Services	78,000	0
38	General Fund Total	<u>78,000</u>	<u>0</u>

40 **JUDICIAL DEPARTMENT
42 DEPARTMENT TOTALS**

44	GENERAL FUND	(400,000)	(542,000)
46	DEPARTMENTAL TOTAL - ALL FUNDS	<u>(400,000)</u>	<u>(542,000)</u>

48 **LABOR, DEPARTMENT OF**

50 **Governor's Training Initiative Program 0842**

2 Initiative: Provides for the deappropriation of funds due to a
 4 decrease in services provided.

	2003-04	2004-05
6 General Fund		
All Other	0	(90,965)
8 General Fund Total	0	(90,965)

10 **Rehabilitation Services 0799**

12 Initiative: Provides for the deappropriation of funds due to a
 14 decrease in services provided.

	2003-04	2004-05
16 General Fund		
All Other	(40,386)	(236,772)
18 General Fund Total	(40,386)	(236,772)

20 **Employment Services Activity 0852**

22 Initiative: Provides for the deappropriation of funds due to
 24 salary savings due to vacancies in 2004 and the reallocation of
 one Education Specialist III position in 2005.

	2003-04	2004-05
26 General Fund		
Positions - Legislative Count.	(0.000)	(-1.000)
28 Personal Services	(59,954)	(69,397)
30 General Fund Total	(59,954)	(69,397)

	2003-04	2004-05
32 Federal Expenditures Fund		
Positions - Legislative Count	(0.000)	(1.000)
34 Personal Services	0	42,060
36 Federal Expenditures Fund Total	0	42,060

	2003-04	2004-05
38 Other Special Revenue Funds		
Personal Services	0	27,337
40 Other Special Revenue Funds Total	0	27,337

42 **Administration - Bureau of Labor Standards 0158**

44 Initiative: Provides for the deappropriation of funds due to
 46 salary savings in fiscal year 2003-04 and to reductions in system
 upgrades in fiscal year 2004-05.

	2003-04	2004-05
48 General Fund		
50 Personal Services	(16,291)	0

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2	All Other	0	(9,693)
	General Fund Total	(16,291)	(9,693)

Labor Relations Board 0160

6 Initiative: Provides for the deappropriation of funds through
8 savings on travel and equipment purchases.

10	General Fund	2003-04	2004-05
	All Other	(2,549)	(1,684)
12	General Fund Total	(2,549)	(1,684)

Rehabilitation Services - Medicaid 0965

16 Initiative: Provides for the appropriation of funds to maintain
18 the current level of services in the consumer-directed personal
20 assistance services Medicaid program.

22	General Fund	2003-04	2004-05
	All Other	730,942	0
24	General Fund Total	730,942	0

Administration - Labor 0030

28 Initiative: Provides for the deappropriation of funds due to
30 salary savings in fiscal year 2003-04 and reductions in
administrative projects in fiscal year 2004-05.

32	General Fund	2003-04	2004-05
	Personal Services	(4,755)	0
34	All Other	0	(2,491)
36	General Fund Total	(4,755)	(2,491)

**LABOR, DEPARTMENT OF
DEPARTMENT TOTALS**

40		2003-04	2004-05
	GENERAL FUND	607,007	(411,002)
42	FEDERAL EXPENDITURES FUND	0	42,060
	OTHER SPECIAL REVENUE FUNDS	0	27,337
44	DEPARTMENTAL TOTAL - ALL FUNDS	607,007	(341,605)

LIBRARY, MAINE STATE

48 **Maine State Library 0217**
50

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2 Initiative: Provides for deappropriation of funds for fiscal year
2003-04 and fiscal year 2004-05.

4	General Fund	2003-04	2004-05
	All Other	(25,000)	(33,270)
6			
	General Fund Total	<u>(25,000)</u>	<u>(33,270)</u>

8 **LIBRARY, MAINE STATE**
10 **DEPARTMENT TOTALS**

		2003-04	2004-05
12	GENERAL FUND	(25,000)	(33,270)
14	DEPARTMENTAL TOTAL - ALL FUNDS	<u>(25,000)</u>	<u>(33,270)</u>

16 **MARINE RESOURCES, DEPARTMENT OF**

18 **Bureau of Resource Management 0027**

20 Initiative: Deappropriates funds from the Bureau of Resource
22 Management by delaying the replacement of public health lab
equipment.

24	General Fund	2003-04	2004-05
	Capital Expenditures	(1,801)	0
26			
	General Fund Total	<u>(1,801)</u>	<u>0</u>

28 **Marine Patrol - Bureau of 0029**

30 Initiative: Deappropriates funds from the Bureau of Marine Patrol
32 resulting from cost savings achieved from engine replacements.

34	General Fund	2003-04	2004-05
	Capital Expenditures	(1,800)	0
36			
	General Fund Total	<u>(1,800)</u>	<u>0</u>

38 **Marine Patrol - Bureau of 0029**

40 Initiative: Deappropriates funds from the Bureau of Marine Patrol
42 originally appropriated to fund debt service payments related to
44 a new communications system.

46	General Fund	2003-04	2004-05
	All Other	(68,000)	(68,000)
48			
	General Fund Total	<u>(68,000)</u>	<u>(68,000)</u>

50 **Division of Community Resource Development 0043**

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2 Initiative: Deappropriates funds from the Division of Community
 4 Resource Development originally appropriated to support habitat
 closure and industry support activities of the department.

6	General Fund	2003-04	2004-05
	All Other	0	(1,144)
8		<hr/>	<hr/>
	General Fund Total	0	(1,144)

10 **Division of Administrative Services 0258**

12 Initiative: Deappropriates funds from the Division of
 14 Administrative Services originally appropriated to support the
 information technology program within the department.

16	General Fund	2003-04	2004-05
18	All Other	(22,177)	(29,517)
	Capital Expenditures	(10,000)	(2,500)
20		<hr/>	<hr/>
	General Fund Total	(32,177)	(32,017)

22 **MARINE RESOURCES, DEPARTMENT OF**
 24 **DEPARTMENT TOTALS**

		2003-04	2004-05
26	GENERAL FUND	(103,778)	(101,161)
28	DEPARTMENTAL TOTAL - ALL FUNDS	(103,778)	(101,161)

30 **MARITIME ACADEMY, MAINE**

32 **Maritime Academy - Operations 0035**

34 Initiative: Provides for the deappropriation of \$50,000 in fiscal
 year 2003-04 and \$262,657 in fiscal year 2004-05.

36	General Fund	2003-04	2004-05
38	All Other	(50,000)	(262,657)
40		<hr/>	<hr/>
	General Fund Total	(50,000)	(262,657)

42 **MARITIME ACADEMY, MAINE**
 44 **DEPARTMENT TOTALS**

		2003-04	2004-05
46	GENERAL FUND	(50,000)	(262,657)
48	DEPARTMENTAL TOTAL - ALL FUNDS	(50,000)	(262,657)

50 **MUNICIPAL BOND BANK, MAINE**

**Maine Municipal Bond Bank - Maine Rural
Water Association 0699**

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(7,330)	(5,902)
General Fund Total	(7,330)	(5,902)

**MUNICIPAL BOND BANK, MAINE
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	(7,330)	(5,902)
DEPARTMENTAL TOTAL - ALL FUNDS	(7,330)	(5,902)

MUSEUM, MAINE STATE

Maine State Museum 0180

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(23,034)	(17,097)
General Fund Total	(23,034)	(17,097)

**MUSEUM, MAINE STATE
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	(23,034)	(17,097)
DEPARTMENTAL TOTAL - ALL FUNDS	(23,034)	(17,097)

PINE TREE LEGAL ASSISTANCE

Legal Assistance 0553

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(10,812)	(8,698)
General Fund Total	(10,812)	(8,698)

PINE TREE LEGAL ASSISTANCE

2	DEPARTMENT TOTALS	2003-04	2004-05
4	GENERAL FUND	(10,812)	(8,698)
6	DEPARTMENTAL TOTAL - ALL FUNDS	(10,812)	(8,698)

PROPERTY TAX REVIEW, STATE BOARD OF

8
10
Property Tax Review - State Board of 0357

12 Initiative: In fiscal year 2003-04, deappropriates Personal
14 Services salary savings, a result of not immediately filling a
16 Clerk Typist III position vacancy. In fiscal year 2004-05,
18 deappropriates All Other through reduced legal expense in line
20 with a reduction to the hearing schedule.

18	General Fund	2003-04	2004-05
20	Personal Services	(6,944)	0
22	All Other	0	(4,588)
24	General Fund Total	(6,944)	(4,588)

PROPERTY TAX REVIEW, STATE BOARD OF

24	DEPARTMENT TOTALS	2003-04	2004-05
26	GENERAL FUND	(6,944)	(4,588)
28	DEPARTMENTAL TOTAL - ALL FUNDS	(6,944)	(4,588)

PUBLIC BROADCASTING CORPORATION, MAINE

32
Maine Public Broadcasting Corporation 0033

34 Initiative: Provides for the deappropriation of funds for fiscal
36 year 2003-04 and fiscal year 2004-05.

38	General Fund	2003-04	2004-05
40	All Other	(110,039)	(137,736)
42	General Fund Total	(110,039)	(137,736)

PUBLIC BROADCASTING CORPORATION, MAINE
DEPARTMENT TOTALS

44		2003-04	2004-05
46	GENERAL FUND	(110,039)	(137,736)
48	DEPARTMENTAL TOTAL - ALL FUNDS	(110,039)	(137,736)

PUBLIC SAFETY, DEPARTMENT OF

50

State Police 0291

2

Initiative: Deappropriates 3rd-quarter and 4th-quarter All Other
4 allotment for anticipated reduction to radio expenses.

6

General Fund	2003-04	2004-05
All Other	(88,500)	0
General Fund Total	<u>(88,500)</u>	<u>0</u>

8

10

State Police 0291

12

Initiative: Deappropriates first-quarter All Other allotment
14 reserves.

16

General Fund	2003-04	2004-05
All Other	(1,518)	0
General Fund Total	<u>(1,518)</u>	<u>0</u>

18

20

State Police 0291

22

Initiative: Deappropriates \$100,000 for anticipated reductions
24 to radio expenses.

26

General Fund	2003-04	2004-05
All Other	0	(100,000)
General Fund Total	<u>0</u>	<u>(100,000)</u>

28

30

Liquor Enforcement 0293

32

Initiative: Deappropriates first-quarter allotment reserves
34 resulting from the transfer of liquor enforcement duties to State
Police and local law enforcement communities.

36

General Fund	2003-04	2004-05
Personal Services	(65,000)	0
General Fund Total	<u>(65,000)</u>	<u>0</u>

38

40

42

Liquor Enforcement 0293

44

Initiative: Deappropriates first-quarter allotment reserves
46 resulting from reduced repair costs.

48

General Fund	2003-04	2004-05
All Other	(32)	0
General Fund Total	<u>(32)</u>	<u>0</u>

48

50

2 **Fingerprint and Background Information - State Expense 0930**

4 Initiative: Deappropriates first-quarter allotment reserves
 6 resulting from first-quarter Personal Services expenses paid in
 the 2nd quarter.

8	General Fund	2003-04	2004-05
	Personal Services	(5,280)	0
10		<hr/>	<hr/>
	General Fund Total	(5,280)	0

12 **Background Checks - Certified Nursing Assistants 0992**

14 Initiative: Deappropriates 2nd-quarter allotment reserves created
 16 by salary savings.

18	General Fund	2003-04	2004-05
	Personal Services	(5,604)	0
20		<hr/>	<hr/>
	General Fund Total	(5,604)	0

22 **Background Checks - Certified Nursing Assistants 0992**

24 Initiative: Deappropriates 2nd-quarter All Other allotment
 26 reserves. A position vacancy reduced the need for supplies.

28	General Fund	2003-04	2004-05
	All Other	(5,450)	0
30		<hr/>	<hr/>
	General Fund Total	(5,450)	0

32 **Background Checks - Certified Nursing Assistants 0992**

34 Initiative: Deappropriates 3rd-quarter allotment for anticipated
 36 reductions to supplies.

38	General Fund	2003-04	2004-05
	All Other	(708)	0
40		<hr/>	<hr/>
	General Fund Total	(708)	0

42 **Criminal Justice Academy 0290**

44 Initiative: Transfers one Maine Criminal Justice Academy Training
 46 Coordinator position from the Criminal Justice Academy General
 Fund account to the dedicated account beginning January 1, 2004.

48	General Fund	2003-04	2004-05
50	Positions - Legislative Count	(-1.000)	(-1.000)

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	Personal Services	(33,686)	(68,069)
4	General Fund Total	<u>(33,686)</u>	<u>(68,069)</u>
6	Other Special Revenue Funds	2003-04	2004-05
8	Positions - Legislative Count	(1,000)	(1,000)
10	Personal Services	33,686	68,069
12	Other Special Revenue Funds Total	<u>33,686</u>	<u>68,069</u>
14	Criminal Justice Academy 0290		
16	Initiative: Transfers one Clerk Typist III position from the Criminal Justice Academy General Fund account to the dedicated account beginning January 1, 2004.		
18	General Fund	2003-04	2004-05
20	Positions - Legislative Count	(-1,000)	(-1,000)
22	Personal Services	(22,534)	(45,382)
24	General Fund Total	<u>(22,534)</u>	<u>(45,382)</u>
26	Other Special Revenue Funds	2003-04	2004-05
28	Positions - Legislative Count	(1,000)	(1,000)
30	Personal Services	22,534	45,382
32	Other Special Revenue Funds Total	<u>22,534</u>	<u>45,382</u>
34	Emergency Medical Services 0485		
36	Initiative: Deappropriates first-quarter allotment reserves resulting from decreased use of contractual services.		
38	General Fund	2003-04	2004-05
40	All Other	(30,000)	0
42	General Fund Total	<u>(30,000)</u>	<u>0</u>
44	PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
46	GENERAL FUND	(258,312)	(213,451)
48	OTHER SPECIAL REVENUE FUNDS	56,220	113,451
50	DEPARTMENTAL TOTAL - ALL FUNDS	<u>(202,092)</u>	<u>(100,000)</u>
	SECRETARY OF STATE, DEPARTMENT OF Administration - Archives 0050		

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

Initiative: Identifies one-time savings through salary savings due to a vacant position and eliminating certain archival restoration and microfilming projects.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
All Other	(6,727)	0
General Fund Total	(16,727)	0

Bureau of Administrative Services and Corporations 0692

Initiative: Identifies one-time savings for the biennium through the postponement of certain capital expenditures, savings from hiring at a lower-than-budgeted salary and aggressive management of election-related expenses.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
All Other	(30,000)	(10,000)
Capital Expenditures	0	(20,560)
General Fund Total	(40,000)	(30,560)

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(56,727)	(30,560)
DEPARTMENTAL TOTAL - ALL FUNDS	(56,727)	(30,560)

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Deappropriates funds from general operations.

General Fund	2003-04	2004-05
All Other	(150,000)	(1,100,000)
General Fund Total	(150,000)	(1,100,000)

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(150,000)	(1,100,000)

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	DEPARTMENTAL TOTAL - ALL FUNDS	(150,000)	(1,100,000)
4	TRANSPORTATION, DEPARTMENT OF		
6	Administration - Aeronautics 0294		
8	Initiative: Provides for the deappropriation of funds to reduce the subsidy to the Maine State Ferry Service and the Augusta State Airport and to reduce funds to ports and marine transportation.		
10			
12	General Fund	2003-04	2004-05
14	All Other	(20,000)	(20,000)
16	General Fund Total	<u>(20,000)</u>	<u>(20,000)</u>
18	Administration - Ports and Marine Transportation 0298		
20	Initiative: Provides for the deappropriation of funds to reduce the subsidy to the Maine State Ferry Service and the Augusta State Airport and to reduce funds to ports and marine transportation.		
22			
24	General Fund	2003-04	2004-05
26	All Other	(177,384)	(196,145)
28	General Fund Total	<u>(177,384)</u>	<u>(196,145)</u>
30	TRANSPORTATION, DEPARTMENT OF		
32	DEPARTMENT TOTALS		
34	GENERAL FUND	(197,384)	(216,145)
36	DEPARTMENTAL TOTAL - ALL FUNDS	(197,384)	(216,145)
38	TREASURER OF STATE, OFFICE OF		
40	Debt Service - Treasury 0021		
42	Initiative: Provides for the deappropriation of excess debt service due to a lower interest rate and a lower-than-anticipated bond issue. Also provides for a deappropriation due to an increase in debt service earnings.		
44			
46	General Fund	2003-04	2004-05
48	All Other	(4,603,066)	(4,711,815)
50	General Fund Total	<u>(4,603,066)</u>	<u>(4,711,815)</u>
	Debt Service - Treasury 0021		

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Initiative: Provides for the deappropriation of excess debt
 3 service due to a lower interest rate and a
 4 smaller-than-anticipated bond anticipation note.

6	General Fund	2003-04	2004-05
	All Other	(26,977)	(17,403)
8		<hr/>	<hr/>
	General Fund Total	(26,977)	(17,403)

10 **TREASURER OF STATE, OFFICE OF**
 12 **DEPARTMENT TOTALS**

12		2003-04	2004-05
14	GENERAL FUND	(4,630,043)	(4,729,218)
16	DEPARTMENTAL TOTAL - ALL FUNDS	(4,630,043)	(4,729,218)

18 **UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE**

20 **Educational and General Activities - UMS 0031**

22 Initiative: Deappropriates funds to the Educational and General
 23 Activities - UMS program. The reduction in appropriations
 24 established in this account may not be offset by tuition
 25 increases. Any tuition increase must be attributed to the
 26 implementation of collective bargaining, increased health
 27 insurance costs and any other measures that have created increased
 28 costs to the University of Maine System.

30	General Fund	2003-04	2004-05
	All Other	(4,850,000)	(1,050,000)
32		<hr/>	<hr/>
	General Fund Total	(4,850,000)	(1,050,000)

34 **Maine Patent Program 0931**

36 Initiative: Provides for the deappropriation of \$100,000 in
 37 fiscal year 2003-04 and \$150,000 in fiscal year 2004-05.

40	General Fund	2003-04	2004-05
	All Other	(100,000)	(150,000)
42		<hr/>	<hr/>
	General Fund Total	(100,000)	(150,000)

44 **UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE**
 46 **DEPARTMENT TOTALS**

46		2003-04	2004-05
48	GENERAL FUND	(4,950,000)	(1,200,000)
50	DEPARTMENTAL TOTAL - ALL FUNDS	(4,950,000)	(1,200,000)

2	SECTION TOTALS	2003-04	2004-05
4	GENERAL FUND	77,033,458	(10,603,099)
	OTHER SPECIAL REVENUE FUND	15,350,529	140,788
6	FEDERAL EXPENDITURES FUND	168,044,224	42,060
	ALCOHOLIC BEVERAGE FUND	850,000	0
8		<hr/>	<hr/>
10	SECTION TOTAL - ALL FUNDS	\$261,278,211	(\$10,420,251)

12 **PART B**

14 **Sec. B-1. Transfer of funds.** Notwithstanding any other
 16 provision of law, the State Controller shall transfer \$28,885,017
 from the Federal Fiscal Relief Funds Reserve account to the
 unappropriated surplus of the General Fund no later than June 30,
 2004.

18 **PART C**

20 **Sec. C-1. 7 MRSA §3153-A,** as enacted by PL 2003, c. 120, §2,
 22 is amended to read:

24 **§3153-A. Dairy stabilization subsidy**

26 If the base price of milk falls below \$16.94 per
 28 hundredweight in any month beginning September 1, 2003 and ending
~~December 31, 2003~~ May 31, 2004, the administrator of the Maine
 Milk Pool shall distribute to Maine milk producers on a per
 30 hundredweight basis ~~55%~~ 40% for the months of January to May 2004
 of the difference between \$16.94 per hundredweight and the base
 32 price of milk per hundredweight. The amount distributed for milk
 produced during the period between September 1, 2003 and ~~December~~
 34 ~~31, 2003~~ May 31, 2004 may not exceed ~~\$3,000,000~~ \$2,100,000. The
 Governor shall provide these funds to the Maine milk pool
 36 administrator for distribution to Maine milk producers, as
 provided for in this section, during the months of October 2003
 38 to ~~January~~ June 2004. The base price of milk is the Suffolk
 County, Massachusetts Class I price of milk as determined for
 40 each month by the Northeast Market Administrator of the United
 States Department of Agriculture. ~~The Governor shall seek a~~
 42 ~~General Fund appropriation during the Second Regular Session of~~
~~the 121st Legislature if needed for the purposes of this section.~~

44 **Sec. C-2. Pollution Control Structures - Carrying Account; lapsed**
 46 **balances.** Notwithstanding any other provision of law, up to
 \$290,064 of the encumbered balance forward in fiscal year 2003-04
 48 in the Pollution Control Structures - Carrying Account, General
 Fund account in the Department of Agriculture, Food and

Rural Resources is disencumbered. The amount of \$290,064 in this account lapses to the General Fund no later than June 30, 2004.

Sec. C-3. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$103,566 from the Maine Milk Pool, Other Special Revenue Funds account in the Department of Agriculture, Food and Rural Resources to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART D

Sec. D-1. Division of Forest Protection; lapsed balances. Notwithstanding any other provision of law, \$207,187 of unencumbered balance forward in fiscal year 2003-04 in the Division of Forest Protection, General Fund account in the Department of Conservation lapses to the General Fund in fiscal year 2003-04.

PART E

Sec. E-1. 34-A MRSA §3031-B is enacted to read:

§3031-B. Limitation on reimbursement rate to medical service providers for services outside department facility

Effective July 1, 2004, the department or its contracted medical provider may pay to a provider of a medical service for a person residing in a correctional or detention facility an amount no greater than the reimbursement rate applicable to that provider and that service as established by rule of the Department of Human Services for the MaineCare program under Title 22. This limitation applies to all medical care services, goods, prescription drugs and medications provided to a person outside the facility.

PART F

Sec. F-1. General Purpose Aid for Local Schools, General Fund account; lapsed balances. Notwithstanding any other provision of law, \$1,365,855 of the unencumbered balance forward in fiscal year 2003-04 in the General Purpose Aid for Local Schools, General Fund account in the Department of Education lapses to the General Fund no later than June 30, 2004.

PART G

Sec. G-1. Rulemaking to maximize state savings. Notwithstanding any other provision of law, the Department of Human Services shall adopt rules for the elderly low-cost drug

2 program that maximize state savings for the coordination of
benefits under the State's elderly low-cost drug program with
4 those provided under the federal Medicare Prescription Drug
Improvement and Modernization Act of 2003 while providing a
substantially equivalent benefit.

6
8 **Sec. G-2. Routine technical rules.** Rules adopted pursuant to
this Part are routine technical rules as defined in the Maine
Revised Statutes, Title 5, chapter 375, subchapter 2-A.

10 **PART H**

12
14 **Sec. H-1. 22 MRSA §3187, 2nd ¶,** as enacted by PL 1987, c. 402,
Pt. A, §141, is amended to read:

16 Principles of reimbursement established for intermediate
18 care facilities for the mentally retarded shall ~~assure maximum~~
~~flexibility-enabling~~ must enable facilities to shift variable
20 cost funds within accounts established pursuant to the
principles. ~~These principles shall not set any artificial limits~~
~~on specific variable cost accounts as long as facility totals are~~
22 ~~met.~~

24 **Sec. H-2. 34-B MRSA §5481,** as amended by PL 2001, c. 354,
§3, is repealed.

26 **PART I**

28 **Sec. I-1. 36 MRSA c. 377** is enacted to read:

30 **CHAPTER 377**

32 **HOSPITAL TAX**

34 **§2891. Definitions**

36
38 As used in this chapter, unless the context otherwise
indicates, the following terms have the following meanings.

40 **1. Hospital.** "Hospital" means an acute care health care
42 facility with permanent inpatient beds planned, organized,
operated and maintained to offer for a continuing period of time
44 facilities and services for the diagnosis and treatment of
illness, injury and deformity; with a governing board, and an
46 organized medical staff, offering continuous 24-hour professional
nursing care; with a plan to provide emergency treatment 24 hours
48 a day and including other services as defined in rules of the
Department of Human Services relating to licensure of general and
50 specialty hospitals; and that is licensed under Title 22, chapter
405 as a general hospital, specialty hospital or critical access

2 hospital. For purposes of this chapter, "hospital" does not
3 include a nursing home or a publicly owned specialty hospital.

4 2. Net operating revenue. "Net operating revenue" means
5 gross charges of facilities less any deducted amounts for bad
6 debts, charity care and payer discounts.

8 3. Publicly owned specialty hospital. "Publicly owned
9 specialty hospital" means a publicly owned hospital that is
10 primarily engaged in providing psychiatric services for the
11 diagnosis, treatment and care of persons with mental illness and
12 that is licensed as a specialty hospital by the Department of
13 Human Services.

14 4. Tax year. "Tax year" means the hospital payment year, as
15 defined by the Department of Human Services, ending in the
16 calendar year immediately preceding the year in which the state
17 fiscal year for which the tax is being imposed begins.

20 **§2892. Tax imposed**

22 For state fiscal years beginning on or after July 1, 2003, a
23 tax is imposed annually against each hospital in the State. The
24 tax is equal to .74% of net operating revenue for the tax year as
25 identified on the hospital's most recent audited annual financial
26 statement for that tax year.

28 **§2893. Return and payment of tax; application of revenues**

30 1. Return required in state fiscal year 2003-04. For the
31 tax due for state fiscal year 2003-04, a person subject to the
32 tax imposed by this chapter shall submit to the assessor a return
33 on a form prescribed and furnished by the assessor and pay the
34 tax by the 30th day following the effective date of this section.

36 2. Return required in state fiscal years beginning on or
37 after July 1, 2004. For tax due for state fiscal years beginning
38 on or after July 1, 2004, a person subject to the tax imposed by
39 this chapter shall submit to the assessor a return on a form
40 prescribed and furnished by the assessor and pay the tax by July
41 15th of the state fiscal year for which the tax is being imposed.

42 3. Application of revenues. All revenues received by the
43 assessor under this chapter must be credited to a General Fund
44 suspense account. No later than the last day of each month, the
45 State Controller shall transfer all revenues received by the
46 assessor during the month under this chapter to the Medical Care
47 - Payments to Providers Other Special Revenue Funds account in
48 the Department of Human Services.

50

2 **Sec. I-2. Appropriations and allocations.** The following
 appropriations and allocations are made.

4 **HUMAN SERVICES, DEPARTMENT OF**

6 **Medical Care - Payments to Providers 0147**

8 Initiative: Allocates funds to increase MaineCare payments to
 hospitals.

10	Federal Expenditures Fund	2003-04	2004-05
12	All Other	\$9,683,800	\$0
14	Federal Expenditures Fund Total	9,683,800	0
16	Other Special Revenue Funds	2003-04	2004-05
18	All Other	4,316,200	0
20	Other Special Revenue Funds Total	4,316,200	0

22 **Medical Care - Payments to Providers 0147**

24 Initiative: Allocates dedicated revenue from the hospital tax
 for MaineCare program expenses.

26	Other Special Revenue Funds	2003-04	2004-05
28	All Other	12,283,800	0
30	Other Special Revenue Funds Total	12,283,800	0

32 **Medical Care - Payments to Providers 0147**

34 Initiative: Deappropriates funds to be replaced by dedicated
 revenue from the hospital tax.

36	General Fund	2003-04	2004-05
38	All Other	(12,283,800)	0
40	General Fund Total	(12,283,800)	0

42 **Medical Care - Payments to Providers 0147**

44 Initiative: Appropriates funds to support the cost of not
 adopting rules to reduce hospital reimbursement.

46	General Fund	2003-04	2004-05
48	All Other	8,677,200	0
50	General Fund Total	8,677,200	0

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

	Federal Expenditures Fund	2003-04	2004-05
2	All Other	19,468,113	0
4	Federal Expenditures Fund Total	<u>19,468,113</u>	<u>0</u>
6	Medical Care - Payments to Providers 0147		
8	Initiative: Appropriates funds to support the cost of not		
10	adopting rules to change pharmacy dispensing fees under the		
	MaineCare program and the low-cost drugs for the elderly program.		
12	General Fund	2003-04	2004-05
	All Other	720,369	0
14	General Fund Total	<u>720,369</u>	<u>0</u>
16			
18	Federal Expenditures Fund	2003-04	2004-05
	All Other	1,616,215	0
20	Federal Expenditures Fund Total	<u>1,616,215</u>	<u>0</u>
22	Medical Care - Payments to Providers 0147		
24	Initiative: Provides funds to support the cost of not adopting		
26	rules to create 2 benefit levels in the low-cost drugs for the		
	elderly program and funds to not increase the catastrophic cap to		
28	\$1,200 per benefit year.		
30	General Fund	2003-04	2004-05
	All Other	1,890,000	0
32	General Fund Total	<u>1,890,000</u>	<u>0</u>
34	HUMAN SERVICES, DEPARTMENT OF		
36	DEPARTMENT TOTALS	2003-04	2004-05
	GENERAL FUND	(996,231)	0
38	FEDERAL EXPENDITURES FUND	30,768,128	0
	OTHER SPECIAL REVENUE FUNDS	16,600,000	0
40	DEPARTMENTAL TOTAL - ALL FUNDS	<u>46,371,897</u>	<u>0</u>
42			
44	SECTION TOTALS	2003-04	2004-05
	GENERAL FUND	(996,231)	0
46	FEDERAL EXPENDITURES FUND	30,768,128	0
	OTHER SPECIAL REVENUE FUNDS	16,600,000	0
48	SECTION TOTAL - ALL FUNDS	<u>\$46,371,897</u>	<u>\$0</u>
50			

PART J

2

4

Sec. J-1. PL 2003, c. 51, Pt. H, §7, as amended by PL 2003, c. 451, Pt. P, §4, is further amended to read:

6

Sec. H-7. Intergovernmental transfer. The Commissioner of Administrative and Financial Services shall annually establish the amount that must be transferred from the City of Portland as an intergovernmental transfer. The amounts that must be transferred to the State as undedicated General Fund revenue from the City of Portland must be \$1,000,000 in fiscal year 2002-03 and must be at least ~~\$2,492,618~~ \$3,254,528 in fiscal year 2003-04 and at least \$2,544,709 in fiscal year 2004-05.

16

Sec. J-2. General Fund unappropriated surplus. Notwithstanding any other provision of law, the State Controller is authorized to recognize as General Fund unappropriated surplus, no later than June 30, 2004, \$569,000 generated from fiscal year 2002-03 funds returned from health care providers.

18

20

22

Sec. J-3. General Fund unappropriated surplus. Notwithstanding any other provision of law, the State Controller is authorized to recognize as General Fund unappropriated surplus, no later than June 30, 2004, \$5,800,488 representing the reimbursement of disproportionate share hospital payments in federal fiscal year 2001-02 from institutes for mental disease.

24

26

28

Sec. J-4. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$3,691,639 from the Child Support Collections, Other Special Revenue Funds account in the Department of Human Services to the unappropriated surplus of the General Fund no later than June 30, 2004.

30

32

34

36

PART K

38

Sec. K-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller is authorized to transfer up to \$26,202,734 from the Profit and Loss account of the General Fund to the General Fund TANF Reserve account no later than June 30, 2004. The amount to be transferred to the General Fund TANF Reserve account represents funds required to restore cash drawn in error from the TANF Federal Block Grant account and to recognize the availability of a balance in the General Fund TANF account that may be used as a current-year resource.

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Sec. K-2. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$6,929,748

2 from the General Fund TANF Reserve account to the unappropriated
surplus of the General Fund no later than June 30, 2004.

4 **Sec. K-3. Transfer of funds.** Notwithstanding any other
provision of law, the State Controller shall transfer \$19,272,986
6 from the General Fund TANF Reserve account to the TANF Federal
Block Grant account no later than June 30, 2004 to restore funds
8 overdrawn from the TANF Federal Block Grant in prior fiscal years.

10 **Sec. K-4. Transfer of funds.** Notwithstanding any other
provision of law, the State Controller shall transfer \$7,203,139
12 from the General Fund TANF account to the General Fund TANF
Reserve account no later than June 30, 2004. The \$7,203,139
14 represents funds required to restore cash drawn in error from the
TANF Federal Block Grant account and to recognize the
16 availability of a balance in the General Fund that may be used as
a current-year resource.

18
20 **PART L**

22 **Sec. L-1. Transfer of funds.** Notwithstanding any other
provision of law, the State Controller shall transfer \$161,137 in
24 fiscal year 2003-04 and \$121,118 in fiscal year 2004-05 from the
State Fire Marshal's Office, Other Special Revenue Funds account
in the Department of Public Safety to the unappropriated surplus
26 of the General Fund no later than June 30, 2004 and June 30, 2005.

28 **PART M**

30 **Sec. M-1. Bureau of Public Transportation; lapsed balances.**
Notwithstanding any other provision of law, \$11,053 of
32 unencumbered balance forward in fiscal year 2003-04 in the Bureau
of Public Transportation, General Fund account in the Department
of Transportation lapses to the General Fund in fiscal year
34 2003-04.

36
38 **PART N**

40 **Sec. N-1. Transfer of funds.** Notwithstanding any other
provision of law, the State Budget Officer shall identify in each
General Fund account the amount of savings related to the merger
42 of the Department of Human Services and the Department of
Behavioral and Developmental Services in Public Law 2003, chapter
20, Part B and shall transfer the amounts by financial order upon
44 the approval of the Governor following consultation with the
joint standing committee of the Legislature having jurisdiction
46 over appropriations and financial matters and the joint standing
committee of the Legislature having jurisdiction over health and
48 human services matters. These transfers are considered
50 adjustments to appropriations in fiscal year 2004-05. The

2 identified savings must be administrative cost reductions or
3 savings that result from efficiencies in the delivery of
4 services. The State Budget Officer shall provide to the joint
5 standing committee of the Legislature having jurisdiction over
6 appropriations and financial affairs a report of the transferred
amounts no later than January 15, 2005.

8 **Sec. N-2. Transfer of funds.** Notwithstanding the Maine Revised
9 Statutes, Title 5, section 1585 or any other provision of law,
10 available balances of appropriations in MaineCare General Fund
11 accounts in fiscal years 2003-04 and 2004-05 may be transferred
12 between accounts by financial order upon the recommendation of
13 the State Budget Officer and approval of the Governor.

14 **Sec. N-3. Appropriation and allocation transfers.** Notwithstanding
15 the Maine Revised Statutes, Title 5, section 1585 or any other
16 provision of law, available balances of appropriations and
17 allocations in fiscal year 2004-05 in the Department of Human
18 Services and Department of Behavioral and Developmental Services
19 may be transferred between line categories and accounts by
20 financial order upon the recommendation of the State Budget
21 Officer and approval of the Governor in order to implement the
22 provisions of Public Law 2003, chapter 20, Part B and Part K,
23 section 18, related to the merger of the 2 departments.

26 **PART O**

28 **Sec. O-1. 12 MRSA §6074, sub-§3,** as amended by PL 1983, c.
30 662, §3, is further amended to read:

32 **3. Filing fee.** Each application shall must include a
33 nonrefundable filing fee of \$50 ~~\$100~~. The fee may be waived for
34 research activity by institutions or organizations financed in
35 whole or part by state funding. ~~No filing fee may be required~~
36 ~~for applying for a special license for raising and selling~~
37 ~~Pacific salmon.~~ No A filing fee may not be required from a
38 municipality applying for a special license for using a hydraulic
39 dredge under section 6623.

40 **Sec. O-2. 12 MRSA §6074, sub-§5,** as amended by PL 1989, c.
42 204, §2, is further amended to read:

44 **5. Fees.** At the time of the initial issuance of a special
45 license, and each year upon renewal, an annual fee must be paid.
46 The annual fee for a special license shall be \$25 for no more
47 than 2 individuals is \$50. An annual fee of \$10 shall be paid
48 for each individual after the first individual. ~~No license fee~~

2 ~~may be required for a special license for raising and selling~~
Pacific salmon. An annual fee for a special license for more
4 than 2 individuals but no more than 10 individuals is \$100.
6 Additional individuals may be included in a special license in
groups up to 10 for an additional \$100 per group. The fee may be
8 waived for research activity by institutions or organizations
may not be required from a municipality for a special license for
using a hydraulic dredge under section 6623. No A license fee
10 may not be required for employees of the department when they are
acting in their capacity as employees under the direction of the
12 commissioner or the commissioner's designated representative.

14 **Sec. O-3. 12 MRSA §6074, sub-§6**, as repealed and replaced by
PL 1979, c. 412, is amended to read:

16 **6. Renewal.**

18 A. The initial issuance of each special license shall must
20 specify the number of times the license may be renewed after
the initial issuance. Each license may be renewed at least 4
22 times. The commissioner, with the advice and consent of the
advisory council, may authorize ~~up to 19~~ renewals, if the
24 necessary investment in the research or aquaculture requires
additional renewals.

26 B. The commissioner shall annually renew the license on
28 request for the authorized number of renewals, unless the
license holder has not complied with the conditions of the
30 license, or the commissioner finds that renewal is not in
the best interest of the State. Renewals shall do not
32 require a new application ~~nor~~ or filing fee and shall do not
require the advice and consent of the advisory council.

34 **Sec. O-4. 12 MRSA §6074, sub-§9** is enacted to read:

36 **9. Penalty.** An individual who fails to comply with the
38 conditions or limitations on the licensed activity under this
section commits a civil violation for which a fine of not less
40 than \$100 nor more than \$500 may be adjudged.

42 **PART P**

44 **Sec. P-1. Transfer of funds.** Notwithstanding any other
provision of law, the State Controller shall transfer up to
46 \$10,000,000 in fiscal year 2003-04 from the Retiree Health
Insurance Fund to the unappropriated surplus of the General Fund
48 no later than June 30, 2004. On or after July 1, 2005, the State
Controller shall transfer \$10,000,000 along with interest from
50 the General Fund to the Retiree Health Insurance Fund as

2 repayment. The transfer is considered an interfund loan to be
repaid with interest of 8% compounded annually on the unpaid
4 balance.

6
8 **PART Q**

8 **Sec. Q-1. Transfer from unappropriated surplus at close of fiscal**
9 **year 2003-04.** Notwithstanding any other provision of law, at the
10 close of fiscal year 2003-04 the State Controller shall transfer
11 an amount up to \$4,495,662 available from the unappropriated
12 surplus of the General Fund to the Executive Branch - Departments
13 and Agencies Statewide account within the Department of
14 Administrative and Financial Services after all required
15 deductions of appropriations, budgeted financial commitments and
16 adjustments considered necessary by the State Controller have
17 been made and as the next priority after the transfers required
18 pursuant to the Maine Revised Statutes, Title 5, sections 1507,
1511, 1513, 1517 and 1519.

20 **Sec. Q-2. Priority of transfers.** Transfers made in accordance
with section 1 must be expended for the purposes listed in this
22 section in the following amounts and priority order:

24 **1. Finance Authority of Maine.** As the first priority,
\$564,287 to the Student Financial Assistance Program in the
26 Finance Authority of Maine to provide funds for grants and loans
to those seeking postsecondary education;

28 **2. Higher education.** As the 2nd priority, to the following
30 3 higher education entities in the following amounts and priority
order; except that, if all 3 priorities under this subsection can
32 not be fulfilled, then the following 3 higher education entities
must share the amount available under this subsection in the same
34 proportion as the dollar amounts listed in paragraphs A to C:

36 **A. University of Maine System.** As the 2nd priority,
\$850,000 to the Educational and General Activities - UMS
38 program in the University of Maine System to provide funds
for general operations;

40 **B. Maine Community College System.** As the 2nd priority,
42 \$350,000 to the Maine Community College System to provide
funds for general operation; and

44 **C. University of Maine System.** As the 2nd priority,
46 \$2,000,000 to the Maine Economic Improvement Fund in the
University of Maine System to provide funds for applied
48 research and development at the University of Maine System;

Labor to General Fund unappropriated surplus no later than June 30, 2004.

PART S

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

LABOR, DEPARTMENT OF

Rehabilitation Services 0799

Initiative: Provides for the deappropriation of funds due to a decrease in services provided.

General Fund	2003-04	2004-05
All Other	\$0	(\$26,030)
General Fund Total	<hr/> \$0	<hr/> (\$26,030)

PART T

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

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	\$427,904	\$0
General Fund Total	<hr/> 427,904	<hr/> 0

Federal Expenditures Fund

All Other	960,043	0
Federal Expenditures Fund Total	<hr/> 960,043	<hr/> 0

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to implement 75% reimbursement for "bed hold" days for certain private nonmedical institutions.

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2	General Fund	2003-04	2004-05
	All Other	106,976	0
4			
	General Fund Total	<u>106,976</u>	<u>0</u>
6			
	Federal Expenditures Fund		
8	All Other	240,011	0
10			
	Federal Expenditures Fund Total	<u>240,011</u>	<u>0</u>

12 **Medical Care - Payments to Providers 0147**

14 Initiative: Appropriates and allocates funds to support the cost
 16 of not adopting rules to discontinue the primary care case
 management fee for MaineCare managed care for rural health
 18 clinics.

18	General Fund	2003-04	2004-05
20	All Other	108,167	0
22			
	General Fund Total	<u>108,167</u>	<u>0</u>
24			
	Federal Expenditures Fund		
26	All Other	242,683	0
28			
	Federal Expenditures Fund Total	<u>242,683</u>	<u>0</u>

30 **Medical Care - Payments to Providers 0147**

32 Initiative: Appropriates and allocates funds to support the cost
 of not adopting rules to discontinue the primary care case
 34 management fee of \$2.50 for MaineCare managed care for federally
 qualified health centers.

36	General Fund	2003-04	2004-05
38	All Other	75,167	0
40			
	General Fund Total	<u>75,167</u>	<u>0</u>
42			
	Federal Expenditures Fund		
44	All Other	168,644	0
46			
	Federal Expenditures Fund Total	<u>168,644</u>	<u>0</u>

48 **Medical Care - Payments to Providers 0147**

50 Initiative: Appropriates and allocates funds to support the cost
 of not adopting rules to reduce the hourly registered nurse rates
 in the private duty nursing program, level V.

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2	General Fund	2003-04	2004-05
	All Other	27,500	0
4			
	General Fund Total	<u>27,500</u>	<u>0</u>
6			
	Federal Expenditures Fund		
8	All Other	61,699	0
10			
	Federal Expenditures Fund Total	<u>61,699</u>	<u>0</u>
12	Medical Care - Payments to Providers 0147		
14	Initiative: Appropriates and allocates funds to support the cost		
16	of not adopting rules to effect a 2% reduction to MaineCare		
	providers not affected by other rule-making initiatives.		
18	General Fund	2003-04	2004-05
	All Other	745,769	0
20			
	General Fund Total	<u>745,769</u>	<u>0</u>
22			
	Federal Expenditures Fund		
24	All Other	1,673,203	0
26			
	Federal Expenditures Fund Total	<u>1,673,203</u>	<u>0</u>
28	Medical Care - Payments to Providers 0147		
30	Initiative: Allocates funds to support the cost of not adopting		
32	rules affecting Department of Behavioral and Developmental		
	Services MaineCare programs.		
34	Federal Expenditures Fund		
	All Other	1,203,271	0
36			
	Federal Expenditures Fund Total	<u>1,203,271</u>	<u>0</u>
38			
40	HUMAN SERVICES, DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
42			
	GENERAL FUND	1,491,483	0
44	FEDERAL EXPENDITURES FUND	4,549,554	0
46			
	DEPARTMENT TOTAL - ALL FUNDS	<u>6,041,037</u>	<u>0</u>
48			
50	BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF		

Mental Health Services - Community Medicaid 0732

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Initiative: Appropriates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	58,374	0
General Fund Total	<u>58,374</u>	<u>0</u>

Office of Substance Abuse - Medicaid Seed 0844

Initiative: Appropriates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	8,722	0
General Fund Total	<u>8,722</u>	<u>0</u>

Mental Health Services - Community Medicaid 0732

Initiative: Appropriates funds to support the cost of not adopting rules to implement 75% reimbursement for "bed hold" days for certain private nonmedical institutions.

General Fund	2003-04	2004-05
All Other	16,774	0
General Fund Total	<u>16,774</u>	<u>0</u>

Mental Retardation Waiver - MaineCare 0987

Initiative: Appropriates funds to support the cost of adopting rules that adjust reductions in the Mental Retardation Waiver program by 2% as opposed to 2.6% of fiscal year 2003-04 expenditures.

General Fund	2003-04	2004-05
All Other	293,000	0
General Fund Total	<u>293,000</u>	<u>0</u>

Mental Health Services - Child Medicaid 0731

2 Initiative: Appropriates funds to support the cost of mitigating
 4 rules to effect a reduction to MaineCare providers not affected
 6 by other rule-making initiatives. The Department of Human
 Services may adjust rate cuts based on the need of individual
 facilities.

8	General Fund	2003-04	2004-05
	All Other	111,883	0
10		<hr/>	<hr/>
12	General Fund Total	111,883	0

14 **Mental Health Services - Community Medicaid 0732**

16 Initiative: Appropriates funds to support the cost of mitigating
 18 rules to effect a reduction to MaineCare providers not affected
 by other rule-making initiatives. The Department of Human
 Services may adjust rate cuts based on the need of individual
 facilities.

20	General Fund	2003-04	2004-05
22	All Other	47,561	0
24		<hr/>	<hr/>
	General Fund Total	47,561	0

26 **Mental Retardation Services - Community 0122**

28 Initiative: Appropriates funds for room and board costs.

30	General Fund	2003-04	2004-05
32	All Other	350,000	0
34		<hr/>	<hr/>
	General Fund Total	350,000	0

36 **BEHAVIORAL AND DEVELOPMENTAL
 SERVICES, DEPARTMENT OF
 DEPARTMENT TOTALS**

38		2003-04	2004-05
40	GENERAL FUND	886,314	0
42		<hr/>	<hr/>
	DEPARTMENT TOTAL - ALL FUNDS	886,314	0

44 **SECTION TOTALS**

46		2003-04	2004-05
48	GENERAL FUND	2,377,797	0
	FEDERAL EXPENDITURES FUND	4,549,554	0
		<hr/>	<hr/>
	SECTION TOTAL - ALL FUNDS	\$6,927,351	\$0

PART U

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Sec. U-1. Legislative accounts; lapsed balances; legislative General Fund. Notwithstanding any other provision of law, \$100,000 of the unencumbered balance forward in the Personal Services line category in fiscal year 2003-04 in the legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2003-04.

10

PART V

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

16

HUMAN SERVICES, DEPARTMENT OF

18

Medical Care - Payments to Providers

20

Initiative: Appropriates and allocates funds for the Department of Human Services to pay outstanding settlements owed to hospitals under the MaineCare program in fiscal year 2003-04.

22

General Fund	2003-04	2004-05
All Other	\$9,026,350	\$0
General Fund Total	9,026,350	0

28

Federal Expenditures Fund	2003-04	2004-05
All Other	20,251,465	0
Federal Expenditures Fund Total	20,251,465	0

30

32

HUMAN SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	9,026,350	0
FEDERAL EXPENDITURES FUND	20,251,465	0
DEPARTMENT TOTAL - ALL FUNDS	\$29,277,815	\$0

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PART W

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Sec. W-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 12, section 1863 or any other provision of law, the State Controller shall transfer \$1,000,000 by June 30, 2004 from the Department of Conservation, Shore and Harbor Management Fund Other Special Revenue Funds account to the unappropriated surplus of the General Fund.

PART X

Sec. X-1. Implementation of incentive payments; rulemaking.

Notwithstanding any other provision of law, the Department of Human Services shall adopt routine technical rules to implement incentive payments within existing resources to pharmacies, based on criteria, including, but not limited to, length of time participating in the Maine Rx Plus and drugs for the elderly programs, status as sole community providers and volume of publicly funded beneficiaries. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

PART Y

Sec. Y-1. Transfer.

Notwithstanding Public Law 2003, chapter 20 or any other provision of law, the Treasurer of State shall transfer a total of \$547,000 no later than June 1, 2004 from the Unclaimed Property Fund to General Fund undedicated revenue. Before June 1, 2004, the Treasurer of State shall sell MetLife stock and shares of mutual funds that were not planned for sale during the 2004-2005 biennium.

PART Z

Sec. Z-1. 22 MRSA §3174-FF is enacted to read:

§3174-FF. MaineCare reimbursement for and access to services

1. Reimbursement for and access to services beginning July 1, 2004. Except as provided in subsection 3, beginning July 1, 2004 reimbursement for and access to services under the MaineCare program must be provided in accordance with rules, policies, principles and guidelines of the department that were in effect on January 15, 2004 unless those rules, policies, principles and guidelines are changed in accordance with subsection 2.

2. Changes on or after July 1, 2004. Notwithstanding any provision of law to the contrary, beginning July 1, 2004 the department shall follow the rulemaking procedures of Title 5, chapter 375, subchapter 2-A for major substantive rules in order to change the rules, policies, principles and guidelines for reimbursement for and access to services under the MaineCare program.

3. Exception. The provisions of this section do not apply to adjustments in eligibility that update or increase eligibility in accordance with changes in the federal nonfarm income official poverty line or federal or state benefits pursuant to the United States Social Security Act of 1935, as amended.

PART AA

Sec. AA-1. 22 MRSA §1511, sub-§3-B is enacted to read:

3-B. Departmental indirect cost allocation plans. Any revenue transfer made on or after July 1, 2000 from a Fund for a Healthy Maine account to another account pursuant to an approved departmental indirect cost allocation plan is determined by the Legislature to be an authorized use of revenue credited to the Fund for a Healthy Maine. The State Budget Officer shall reduce allotment for the amount of any transfer made from a Fund for a Healthy Maine account for the purpose authorized in this subsection.

Sec. AA-2. Adjustments to prior period authorizations. The Department of Human Services is authorized to utilize funds within the Department of Administrative and Financial Services, Fund for a Healthy Maine account allocations within the department that would otherwise be returned to the Fund for a Healthy Maine to offset the expenditures in excess of allocations from the Fund for a Healthy Maine totaling \$28,999 within the Purchased Social Services program in fiscal year 2001-02 and \$22,743 within the Human Leukocyte program in fiscal year 2001-02.

In fiscal year 2002-03, the revenue transfers totaling \$873,295 from the following program accounts to the Fund for a Healthy Maine account within the Department of Administrative and Financial Services are considered a reduction in legislative authorization for fiscal year 2002-03 in the respective programs:

1. In the Department of Behavioral and Developmental Services, Office of Substance Abuse, \$47,706; and
2. In the Department of Human Services:
 - A. For Purchased Social Services, \$235,427;
 - B. For the Community Service Center, \$502,128;
 - C. For the Bureau of Medical Services, \$82,948; and
 - D. For the Bureau of Family Independence, \$5,086.

Sec. AA-3. Fund for Healthy Maine unallocated balance. Notwithstanding any other provision of law, on the effective date of this Part the State Controller is authorized to recognize as unallocated balance in the Fund for a Healthy Maine account within the Department of Administrative and Financial Services \$219,187 of funds returned from audit findings.

	DEPARTMENT TOTALS	2003-04	2004-05
2			
	GENERAL FUND	(53,000)	0
4			
	DEPARTMENT TOTAL - ALL FUNDS	(\$53,000)	\$0

PART CC

8 **Sec. CC-1. Appropriations and allocations.** The following
10 appropriations and allocations are made.

12 **HUMAN SERVICES, DEPARTMENT OF**

14 **Medical Care - Payments to Providers**

16 Initiative: Deappropriates and deallocates funds.

	General Fund	2003-04	2004-05
18	All Other	(\$821,369)	\$0
20			
	General Fund Total	(821,369)	0

	Federal Expenditures Fund	2003-04	2004-05
22	All Other	(1,842,818)	0
24			
	Federal Expenditures Fund Total	(1,842,818)	0

	HUMAN SERVICES, DEPARTMENT OF		
28	DEPARTMENT TOTALS	2003-04	2004-05
30			
	GENERAL FUND	(821,369)	0
32	FEDERAL EXPENDITURES FUND	(1,842,818)	0
34			
	DEPARTMENT TOTAL - ALL FUNDS	(\$2,664,187)	\$0

36 **Emergency clause.** In view of the emergency cited in the
38 preamble, this Act takes effect when approved.'

SUMMARY

40

42 This amendment does the following.

44 PART A

46 Part A makes appropriations and allocations of funds.

48 PART B

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

2 Part B transfers \$28,885,017 in fiscal year 2003-04 from the
Federal Fiscal Relief Funds Reserve account to the unappropriated
surplus of the General Fund no later than June 30, 2004.

4
6 PART C

8 Part C does the following.

- 10 1. It extends the dairy stabilization subsidy program.
- 12 2. It lapses \$290,064 in the Pollution Control Structures -
Carrying Account to the General Fund no later than June 30, 2004.
- 14 3. It transfers \$103,566 from the Maine Milk Pool, Other
16 Special Revenue Funds account to the unappropriated surplus of
the General Fund no later than June 30, 2004.

18 PART D

20 Part D lapses \$207,187 in the Division of Forest Protection,
22 General Fund account in the Department of Conservation to the
unappropriated surplus of the General Fund no later than June 30,
24 2004.

26 PART E

28 Part E establishes a limitation on reimbursement rates to
medical service providers for services outside a Department of
30 Corrections facility.

32 PART F

34 Part F lapses \$1,365,855 in the General Purpose Aid for
Local Schools, General Fund account to the unappropriated surplus
36 of the General Fund in fiscal year 2003-04.

38 PART G

40 Part G authorizes the Department of Human Services to adopt
routine technical rules for the elderly low-cost drug program to
42 maximize state savings from coordinating benefits with those
provided under the federal Medicare Prescription Drug,
Improvement, and Modernization Act of 2003.

44 PART H

46 Part H amends language regarding the principles of
48 reimbursement established for intermediate care facilities for
the mentally retarded. It also repeals provisions concerning

rate-setting requirements for fee-for-service or grant-in-aid programs that serve individuals with mental retardation.

PART I

Part I does the following.

1. It establishes a .74% tax on the net operating revenue of each hospital in the State.

2. It provides appropriation and allocation adjustments related to implementation of the hospital tax in fiscal year 2003-04 and restores funding for hospital rate reductions, pharmacy dispensing fees and revisions to the low-cost drugs for the elderly program that were to be reduced by rulemaking.

PART J

Part J does the following.

1. It increases the amount of intergovernmental transfer funds that must be transferred from the City of Portland to the General Fund as undedicated revenue for fiscal year 2003-04.

2. It authorizes the State Controller to accept fiscal year 2002-03 balances returned by health care providers as General Fund unappropriated surplus in fiscal year 2003-04.

3. It authorizes the State Controller to accept \$5,800,488 as General Fund unappropriated surplus balances in fiscal year 2003-04 representing the repayment of disproportionate share hospital payments in federal fiscal year 2001-02 from institutes for mental disease.

4. It transfers \$3,691,639 from the Child Support Collections, Other Special Revenue Funds account in the Department of Human Services to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART K

Part K does the following.

1. It authorizes the State Controller to transfer up to \$26,202,734 from the Profit and Loss account of the General Fund to the General Fund TANF Reserve account no later than June 30, 2004.

2. It authorizes the State Controller to transfer \$6,929,748 from the General Fund TANF Reserve account to the

COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

unappropriated surplus of the General Fund no later than June 30,
2 2004.

4 3. It authorizes the State Controller to transfer
\$19,272,986 from the General Fund TANF Reserve account to the
6 TANF Federal Block Grant account no later than June 30, 2004.

8 4. It authorizes the State Controller to transfer
\$7,203,139 from the General Fund TANF account to the General Fund
10 TANF Reserve account no later than June 30, 2004.

12 PART L

14 Part L transfers \$161,137 in fiscal year 2003-04 and
\$121,118 in fiscal year 2004-05 from the State Fire Marshal's
16 Office, Other Special Revenue Funds account to the unappropriated
surplus of the General Fund no later than June 30, 2004 and June
18 30, 2005, respectively.

20 PART M

22 Part M lapses \$11,053 in the Bureau of Public
Transportation, General Fund account to the unappropriated
24 surplus of the General Fund in fiscal year 2003-04.

26 PART N

28 Part N does the following.

30 1. It directs the State Budget Officer to identify the
General Fund savings related to the Department of Human Services
32 and Department of Behavioral and Developmental Services merger
and transfer those amounts by financial order.

34 2. It authorizes available balances of appropriations in
36 MaineCare General Fund accounts in fiscal years 2003-04 and
2004-05 to be transferred between accounts by financial order
38 upon the recommendation of the State Budget Officer and approval
of the Governor.

40 3. It authorizes available balances of appropriations and
42 allocations in the Department of Human Services and the
Department of Behavioral and Developmental Services to be
44 transferred by financial order to implement the merger of the 2
departments.

46 PART O

48 Part O does the following.

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COMMITTEE AMENDMENT "A" to H.P. 1351, L.D. 1828

1. It increases the filing fee for a special marine resources license from \$50 to \$100 and the annual fee for a special license from \$25 to \$50.

2. It eliminates the waiver of a particular application filing fee.

3. It changes the way in which certain license holders are charged for having additional names listed on the license.

4. It authorizes the Commissioner of Marine Resources to waive certain annual licensing fees.

5. It establishes a penalty provision creating a civil violation.

PART P

Part P authorizes the State Controller to transfer up to \$10,000,000 from the Retiree Health Insurance Fund to the unappropriated surplus of the General Fund no later than June 30, 2004. It also requires the State Controller to transfer \$10,000,000 plus interest from the General Fund to the Retiree Health Insurance Fund on or after July 1, 2005 as repayment.

PART Q

Part Q authorizes a prioritized series of transfers from the unappropriated surplus of the General Fund at the end of fiscal year 2003-04 to various programs within State Government.

PART R

Part R does the following.

1. It amends the transfer of funds from the Occupational Safety Loan Program account in the Finance Authority of Maine, authorized in Public Law 2003, chapter 451, Part O, section 4, by increasing the transfer from \$401,209 to \$559,079, an increase of \$157,870, by June 30, 2004.

2. It authorizes the transfer of funds from the Occupational Safety Loan Program, Other Special Revenue Funds account in the Department of Labor to the General Fund unappropriated surplus no later than June 30, 2004.

PART S

Part S deappropriates funds from the Department of Labor, Rehabilitation Services Program.

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PART T

Part T appropriates and allocates funds to the Department of Human Services and the Department of Behavioral and Developmental Services to support the cost of not adopting certain rules to limit MaineCare expenditures during fiscal year 2003-04, including changes affecting private nonmedical institutions, primary care case management fees for rural health clinics and federally qualified health centers, hourly rates in the private duty nursing program, reimbursement reductions in the Mental Retardation Waiver program and other reimbursement reductions to certain MaineCare providers not affected by other rule-making initiatives.

PART U

Part U lapses \$100,000 of the unencumbered balance forward in the Personal Services line category in the legislative General Fund account to the unappropriated surplus of the General Fund in fiscal year 2003-04.

PART V

Part V appropriates and allocates funds for the Department of Human Services to make payments of outstanding settlements owed to hospitals under the MaineCare program in the current state fiscal year, 2003-04.

PART W

Part W authorizes the State Controller to transfer \$1,000,000 from the Department of Conservation, Shore and Harbor Management Fund, Other Special Revenue Funds account to the unappropriated surplus of the General Fund by June 30, 2004.

PART X

Part X authorizes the Department of Human Services to adopt routine technical rules to implement incentive payments within existing resources to pharmacies.

PART Y

Part Y authorizes the Treasurer of State to transfer funds from the Unclaimed Property Fund to General Fund undedicated revenue. It also authorizes the Treasurer of State to sell MetLife stock and shares of mutual funds that were not planned for sale during this biennium.

PART Z

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Part Z requires that beginning July 1, 2004, MaineCare reimbursement and access to services are subject to the rules, policies, principles and guidelines that were in effect on January 15, 2004. It requires that changes on or after July 1, 2004 be done in accordance with the major substantive rule-making procedures. There is an exception for adjustments or increases in eligibility related to the nonfarm income official poverty line and United States Social Security Act of 1935.

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Part AA

Part AA does the following.

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1. It establishes a mechanism to account for departmental indirect cost allocation plan amounts as an approved use of revenue from the Fund for a Healthy Maine.

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2. It authorizes certain revenue transfers from departmental program accounts back to the Fund for a Healthy Maine in fiscal year 2002-03 to reflect the actual transfers that occurred. It also provides for the recognition of fiscal year 2001-02 expenditures that exceeded legislative authority.

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3. It recognizes \$219,187 as an unallocated balance in the Fund for a Healthy Maine. This amount represents actual revenue received during fiscal year 2003-04 from audit findings.

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4. It provides an allocation from the Fund for a Healthy Maine in fiscal year 2003-04 to support a portion of the cost of not adopting rules to create 2 benefit levels in the low-cost drugs for the elderly program and not increasing the catastrophic cap to \$1,200 per benefit year.

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Part BB

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Part BB deappropriates Personal Services savings from Maine Revenue Services and the Salary Plan program in fiscal year 2003-04.

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Part CC

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Part CC deappropriates and deallocates funding from the Medical Care - Payments to Providers account.

FISCAL NOTE REQUIRED
(See attached)

**121st Maine Legislature
Office of Fiscal and Program Review**

**LD 1828**

**An Act to Make Supplemental Appropriations and Allocations
for the Expenditures of State Government and to Change
Certain Provisions of the Law Necessary for the Proper
Operations of State Government for the Fiscal Years Ending
June 30, 2004 and June 30, 2005**

LR 2700(02)

**Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Appropriations and Financial Affairs
Fiscal Note Required: Yes
Majority Report**

FISCAL NOTE**APPROPRIATIONS AND ALLOCATIONS**

	2003-04	2004-05
GENERAL FUND		
PART A, Section A-1	77,033,458	(10,603,099)
PART I, Section I-2	(996,231)	
PART S, Section S-1		(26,030)
PART T, Section T-1	2,377,797	
PART V, Section V-1	9,026,350	
PART BB, Section BB-1	(53,000)	
PART CC, Section CC-1	(821,369)	
GENERAL FUND TOTAL	<u>86,567,005</u>	<u>(10,629,129)</u>
FEDERAL EXPENDITURES FUND		
PART A, Section A-1	168,044,224	42,060
PART I, Section I-2	30,768,128	
PART T, Section T-1	4,549,554	
PART V, Section V-1	20,251,465	
PART CC, Section CC-1	(1,842,818)	
FEDERAL EXPENDITURES FUND TOTAL	<u>221,770,553</u>	<u>42,060</u>
FUND FOR A HEALTHY MAINE		
PART AA, Section AA-4	410,000	
FUND FOR A HEALTHY MAINE TOTAL	<u>410,000</u>	<u>0</u>
OTHER SPECIAL REVENUE FUNDS		
PART A, Section A-1	15,350,529	140,788

PART I, Section I-2	16,600,000	
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>31,950,529</u>	140,788
ALCOHOLIC BEVERAGE FUND, PART A, Section A-1	850,000	
ALCOHOLIC BEVERAGE FUND TOTAL	<u>850,000</u>	0
GENERAL FUND UNDEDICATED REVENUE		
	2003-04	2004-05
PART A, Section A-1	700,000	
PART J, Section J-1	761,910	
PART O, Sections O-1:O-4	3,500	3,500
PART R, Section R-1	157,870	
PART Y, Section Y-1	547,000	
GENERAL FUND UNDEDICATED REVENUE TOTAL	<u>2,170,280</u>	3,500
GENERAL FUND TRANSERS/ADJUSTMENTS TO BALANCE		
	2003-04	2004-05
PART B, Section B-1	28,885,017	
PART C, Section C-2	290,064	
PART C, Section C-3	103,566	
PART D, Section D-1	207,187	
PART F, Section F-1	1,365,855	
PART J, Section J-2	569,000	
PART J, Section J-3	5,800,488	
PART J, Section J-4	3,691,639	
PART K, Section K-2	6,929,748	
PART L, Section L-1	161,137	121,118
PART M, Section M-1	11,053	
PART P, Section P-1	10,000,000	
PART R, Section R-2	57,652	
PART U, Section U-1	100,000	
PART W, Section W-1	1,000,000	
GENERAL FUND TRANSERS/ ADJUSTMENTS TO BALANCE TOTAL	<u>59,172,406</u>	121,118
FUND FOR A HEALTHY MAINE TRANSERS/ADJUSTMENTS TO BALANCE		
	2003-04	2004-05
PART AA, Section AA-2	821,553	
PART AA, Section AA-3	219,187	
FUND FOR A HEALTHY MAINE TRANSERS/ ADJUSTMENTS TO BALANCE TOTAL	<u>1,040,740</u>	0