

MAINE STATE LEGISLATURE

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R. of S.

L.D. 1919

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DATE: 4-15-04

(Filing No. H-941)

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND SPECIAL SESSION**

HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420, L.D. 1919, Bill, "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2004 and June 30, 2005"

Amend the amendment by striking out all of Part D.

Further amend the amendment by striking out all of Part X.

Further amend the amendment by striking out all of Parts BB and CC.

Further amend the amendment by striking out all of Part PP.

Further amend the amendment by adding at the end before the emergency clause the following:

PART FFFF

Sec. FFFF-1. 22 MRSA §3174-G, sub-§1, ¶E, as amended by PL 2001, c. 450, Pt. A, §1, is further amended to read:

E. The parent or caretaker relative of a child described in paragraph B or D when the child's family income is equal to or below 150% of the nonfarm income official poverty line, subject to adjustment by the commissioner under this paragraph. Medicaid services provided under this paragraph must be provided within the limits of the program budget. Funds appropriated for services under this paragraph must include an annual inflationary adjustment equivalent to the

HOUSE AMENDMENT

2 rate of inflation in the Medicaid program. On a quarterly
 4 basis, the commissioner shall determine the fiscal status of
 6 program expenditures under this paragraph. If the
 8 commissioner determines that expenditures will exceed the
 10 funds available to provide Medicaid coverage pursuant to
 12 this paragraph, the commissioner must adjust the income
 14 eligibility limit for new applicants to the extent necessary
 16 to operate the program within the program budget. If, after
 18 an adjustment has occurred pursuant to this paragraph,
 20 expenditures fall below the program budget, the commissioner
 22 must raise the income eligibility limit to the extent
 24 necessary to provide services to as many eligible persons as
 26 possible within the fiscal constraints of the program
 28 budget, as long as the income limit does not exceed 150% of
 the nonfarm income official poverty line. Notwithstanding
 any other provision of law, beginning July 1, 2004, all
 individuals eligible under this paragraph with incomes at or
 below 150% of the nonfarm income official poverty line are
 deemed participants in the Dirigo Health Program with the
 Dirigo Health Fund responsible for providing state matching
 funds for their Medicaid services. Individuals eligible
 under this paragraph with incomes above 150% and not more
 than 200% of the nonfarm income official poverty line are
 deemed participants in the Dirigo Health Program upon the
 date coverage is first provided to eligible enrollees and
 eligible individuals under the Dirigo Health Program
 established under Title 24-A, section 6910, as amended, with
 the Dirigo Health Fund responsible for providing all state
 matching funds for their Medicaid services; and

PART GGGG

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

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

Maine Residents Property Tax Program 0648

Initiative: Provides funding in fiscal year 2003-04 for the
circuitbreaker program.

General Fund	2003-04	2004-05
All Other	\$933,244	\$0
General Fund Total	<u>\$933,244</u>	<u>\$0</u>

ADMINISTRATIVE AND FINANCIAL SERVICES,

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HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
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2	DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
4	GENERAL FUND	\$933,244	\$0
6	DEPARTMENT TOTAL - ALL FUNDS	\$933,244	\$0
8	BEHAVIORAL AND DEVELOPMENTAL SERVICES,		
10	DEPARTMENT OF		
12	Mental Health Services - Community 0121		
14	Initiative: Provides for the appropriation of funds for housing assistance to persons with mental illness.		
16	General Fund	2003-04	2004-05
18	All Other	\$0	\$900,000
20	General Fund Total	\$0	\$900,000
22	BEHAVIORAL AND DEVELOPMENTAL SERVICES,		
24	DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
26	GENERAL FUND	\$0	\$900,000
28	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$900,000
30	BAXTER COMPENSATION AUTHORITY		
32	Baxter Compensation Authority 0117		
34	Initiative: Provides additional funds to disburse to those former students who are found to have suffered physical or sexual abuse while they were students at and under the care of the Governor Baxter School for the Deaf or the Maine School for the Deaf.		
38	General Fund	2003-04	2004-05
40	All Other	\$0	\$1,000,000
42	General Fund Total	\$0	\$1,000,000
44	BAXTER COMPENSATION AUTHORITY		
46	DEPARTMENT TOTALS	2003-04	2004-05
48	GENERAL FUND	\$0	\$1,000,000
50	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,000,000

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CORRECTIONS, DEPARTMENT OF

2

Correctional Center 0162

4

6 Initiative: Provides funds to establish 6 Correctional Officer
8 positions, one Personnel/Payroll Technician position, one
10 Correctional Trades Instructor position and one Correctional
12 Sergeant position and related All Other to open a vacant unit at
14 the Maine Correctional Center in Windham.

10

General Fund	2003-04	2004-05
12 Positions - Legislative Count	(0.000)	(9.000)
14 Personal Services	\$0	\$495,573
14 All Other	0	87,040
16 General Fund Total	\$0	\$582,613

18

Correctional Center 0162

20 Initiative: Deappropriates funds to offset a General Fund
22 appropriation in Part A of this Act.

22

General Fund	2003-04	2004-05
24 Personal Services	\$0	(\$385,360)
26 All Other	0	(87,040)
28 General Fund Total	\$0	(\$472,400)

28

Charleston Correctional Facility 0400

30

32 Initiative: Provides funds to establish 9 Correctional Officer
34 positions, 2 Correctional Trades Instructor positions, one
36 Correctional Unit Manager position, one Clerk Typist II position,
one Correctional Sergeant position and one Correctional
Caseworker position and related All Other to open a vacant unit
at the Charleston Correctional Facility in Charleston.

38

General Fund	2003-04	2004-05
40 Positions - Legislative Count	(0.000)	(15.000)
42 Personal Services	\$0	\$867,493
44 All Other	0	123,768
46 General Fund Total	\$0	\$991,261

44

State Prison 0144

46

48 Initiative: Provides funds to establish 14 Correctional Officer
50 positions and related All Other expenses at the Maine State
Prison in Warren.

HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
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2	General Fund	2003-04	2004-05
	Positions - Legislative Count	(0.000)	(14.000)
	Personal Services	\$0	\$821,688
4	All Other	0	11,635
6	General Fund Total	<hr/>	<hr/>
		\$0	\$833,323
8	State Prison 0144		
10	Initiative: Deappropriates funds to offset a General Fund appropriation in Part A of this Act.		
12			
	General Fund	2003-04	2004-05
14	Personal Services	\$0	(\$762,996)
	All Other	0	(10,804)
16	General Fund Total	<hr/>	<hr/>
		\$0	(\$773,800)
18			
20	CORRECTIONS, DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
22	GENERAL FUND	\$0	\$1,160,997
24	DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
		\$0	\$1,160,997
26	CULTURAL AFFAIRS COUNCIL, MAINE STATE		
28	New Century Community Program		
30	Initiative: Provides funds for the New Century Community Program to be administered by the Maine State Cultural Affairs Council.		
32			
	General Fund	2003-04	2004-05
34	All Other	\$0	\$1,000,000
36	General Fund Total	<hr/>	<hr/>
		\$0	\$1,000,000
38	CULTURAL AFFAIRS COUNCIL, MAINE STATE		
	DEPARTMENT TOTALS	2003-04	2004-05
40	GENERAL FUND	\$0	\$1,000,000
42	DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
		\$0	\$1,000,000
44			
46	DEFENSE, VETERANS AND EMERGENCY		
	MANAGEMENT, DEPARTMENT OF		
48	Veterans Services 0110		

HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
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Initiative: Appropriates funds for a veterans cemetery to be
established in southern Maine.

4	General Fund	2003-04	2004-05
	All Other	\$0	\$150,000
6		<hr/>	<hr/>
	General Fund Total	\$0	\$150,000
8			
10	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT,		
	DEPARTMENT OF		
12	DEPARTMENT TOTALS	2003-04	2004-05
	GENERAL FUND	\$0	\$150,000
14		<hr/>	<hr/>
	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$150,000

EDUCATION, DEPARTMENT OF

Magnet Schools 0791

Initiative: Provides funds to support the Maine School of
Science and Mathematics in Limestone.

24	General Fund	2003-04	2004-05
	All Other	\$0	\$32,000
26		<hr/>	<hr/>
	General Fund Total	\$0	\$32,000
28			
30	EDUCATION, DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
32	GENERAL FUND	\$933,244	\$4,242,997
34		<hr/>	<hr/>
	DEPARTMENT TOTAL - ALL FUNDS	\$933,244	\$4,242,997

HUMAN SERVICES, DEPARTMENT OF

**General Assistance - Reimbursement to
Cities and Towns 0130**

Initiative: Appropriates funds as a result of an anticipated
shortfall in fiscal year 2004-05.

44	General Fund	2003-04	2004-05
	All Other	\$0	\$700,000
46		<hr/>	<hr/>
	General Fund Total	\$0	\$700,000

Medical Care - Payment to Providers 0147

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HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
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Initiative: Deappropriates and allocates funds to reflect the
2 movement of current MaineCare participating parents of State
4 Child Health Insurance Program-eligible children to the Dirigo
6 Health program, with the Dirigo Health Fund providing the seed
8 for the federal Medicaid matching funds for their services
beginning July 1, 2004, by increasing the transfer from the
Dirigo Health Fund to the Medical Care - Payments to Providers
Other Special Revenue Funds.

10	General Fund	2003-04	2004-05
	All Other	\$0	(\$8,965,242)
12			
	General Fund Total	\$0	(\$8,965,242)
14			
	Other Special Revenue Funds	2003-04	2004-05
16	All Other	\$0	\$8,965,242
18			
	Other Special Revenue Funds Total	\$0	\$8,965,242
20	HUMAN SERVICES, DEPARTMENT OF		
	DEPARTMENT TOTALS	2003-04	2004-05
22			
	GENERAL FUND	\$0	(\$8,265,242)
24	OTHER SPECIAL REVENUE FUNDS	0	8,965,242
26			
	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$700,000

28 **JUDICIAL DEPARTMENT**

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

32 Initiative: Provides funds for contracted court security.

34	General Fund	2003-04	2004-05
	All Other	\$0	\$194,000
36			
	General Fund Total	\$0	\$194,000
38			
	JUDICIAL DEPARTMENT		
40	DEPARTMENT TOTALS	2003-04	2004-05
42			
	GENERAL FUND	\$0	\$194,000
44			
	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$194,000

46	SECTION TOTALS	2003-04	2004-05
48			
	GENERAL FUND	\$933,244	(\$3,828,245)
50	OTHER SPECIAL REVENUE FUNDS	0	8,965,242

HOUSE AMENDMENT

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HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
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2 **SECTION TOTAL - ALL FUNDS** \$933,244 \$5,136,997'

4 Further amend the amendment by relettering or renumbering
any nonconsecutive Part letter or section number to read
6 consecutively.

8

SUMMARY

10

12 This amendment generates savings by moving certain people
insured under the state children's health insurance program into
Dirigo Health and applies the savings to the following.

14

1. It provides funding to the New Century Fund.

16

2. It restores funding to the E-9-1-1 fund.

18

3. It provides funding for court security.

20

4. It provides funding for the Department of Corrections.

22

5. It restores funding for revenue sharing.

24

6. It restores funding for the so-called "circuit breaker"
26 program.

28

7. It restores funding for General Assistance.

30

8. It provides funding for the math and science magnet
32 school.

32

9. It removes fees on certain eating and lodging
34 establishments.

36

10. It removes the retail tobacco fee.

38

11. It provides funding for the Baxter Compensation
40 Authority.

40

12. It provides funding for a veterans' cemetery.

42

R. of S.

HOUSE AMENDMENT "X" to COMMITTEE AMENDMENT "A" to H.P. 1420,
L.D. 1919

2 13. It provides funding for the Augusta Mental Health
Institute consent decree.

4 14. It eliminates certain estate tax provisions.

6

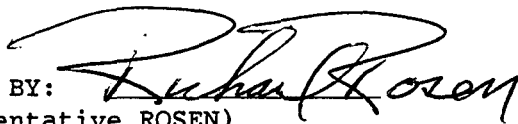
FISCAL NOTE REQUIRED
(See attached)

8

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12

SPONSORED BY:



(Representative ROSEN)

14

TOWN: Bucksport

16

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

**LD 1919**

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

LR 2833(16)

Fiscal Note for House Amendment " " to Committee Amendment "A"

Sponsor: Rep. Rosen

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost decrease - General Fund

	2003-04	2004-05
Net Cost (Savings)		
General Fund	\$1,976,704	(\$2,310,639)
Appropriations/Allocations		
General Fund	\$933,244	\$20,914,612
Other Special Revenue Funds	\$0	\$8,965,242
Revenue		
General Fund	\$0	\$23,225,251
Transfers		
General Fund	(\$1,043,460)	\$0
Other Special Revenue Funds	\$0	\$0

Fiscal Detail and Notes

This amendment will increase the General Fund cost of the bill by \$1,976,704 in fiscal year 2003-04 and will decrease the General Fund cost of the bill by \$2,310,639 in fiscal year 2004-05. Based on the estimated year-end balances, this amendment maintains a balanced budget for the 2004-2005 biennium.