

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2005

Legislative Document

No. 1691

H.P. 1199

House of Representatives, June 15, 2005

An Act To Eliminate Pension Cost Reduction Bonding and Provide Replacement Budgeting Measures

Reported by the Majority from the Joint Standing Committee on Appropriations and
Financial Affairs pursuant to Joint Order 2005, H.P. 1194.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

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

PART A

Sec. A-1. PL 2005, c. 12, Pt. PPPP, §§1, 3 and 4 are repealed.

Sec. A-2. **Maine State Retirement System, Administrative Expense Reserve.** Notwithstanding any other provision of law, the Maine State Retirement System shall transfer \$250,000 from the Administrative Expense Reserve account to the Retirement Allowance Fund on or before January 1, 2006. This transfer must be reflected as a prepayment of the unfunded actuarial liability of teachers.

Sec. A-3. **Appropriations and allocations.** The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Teacher Retirement 0170

Initiative: Provides funds for the normal cost of teachers' retirement for the 2006-2007 biennium.

GENERAL FUND	2005-06	2006-07
All Other	\$61,167,861	\$64,532,094
GENERAL FUND TOTAL	\$61,167,861	\$64,532,094

Teacher Retirement 0170

Initiative: Provides funds for the unfunded actuarial liability of teachers' retirement for the 2006-2007 biennium. The fiscal year 2005-06 appropriation is reduced by the transfer of \$41,908,402 from the General Fund unappropriated surplus provided in Public Law 2005, chapter 12, Part PPPP, section 2 and the transfer of \$250,000 from the Maine State Retirement System's Administrative Expense Reserve account to the Retirement Allowance Fund on or before January 1, 2006.

GENERAL FUND	2005-06	2006-07
All Other	\$71,157,805	\$119,548,943
GENERAL FUND TOTAL	\$71,157,805	\$119,548,943

EDUCATION, DEPARTMENT OF
DEPARTMENT TOTALS

	2005-06	2006-07
GENERAL FUND	\$132,325,666	\$184,081,037

2	DEPARTMENT TOTAL - ALL FUNDS	\$132,325,666	\$184,081,037
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PART B

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

10 ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

12 State Controller - Office of the 0056

14 Initiative: Eliminates a Payroll Technician position and reduces
general operating expenses to maintain costs within available
16 resources.

18	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
20	Personal Services	(\$55,000)	(\$56,000)
	All Other	(\$175,000)	(\$175,000)
22			
	GENERAL FUND TOTAL	(\$230,000)	(\$231,000)

Administration - Human Resources 0038

Initiative: Eliminates a Public Service Manager I position.

	GENERAL FUND	2005-06	2006-07
30	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
	Personal Services	(\$72,000)	(\$77,000)
32	GENERAL FUND TOTAL	<u>(\$72,000)</u>	<u>(\$77,000)</u>

Budget - Bureau of the 0055

38 Initiative: Eliminates a Budget Analyst position within the
Bureau of the Budget.

40	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
42	Personal Services	(\$67,000)	(\$72,500)
44	GENERAL FUND TOTAL	(\$67,000)	(\$72,500)

46 **Employee Relations - Office of 0244**

48 Initiative: Eliminates a Public Service Manager I position
within the Office of Employee Relations.

	GENERAL FUND	2005-06	2006-07
2	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
	Personal Services	(\$87,000)	(\$89,500)
4			
	GENERAL FUND TOTAL	(\$87,000)	(\$89,500)
6			
	Financial and Personnel Services - Division of 0713		
8			
	Initiative: Eliminates an Accounting Technician position within		
10	the Division of Financial and Personnel Services.		
12	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
14	Personal Services	(\$58,000)	(\$60,500)
16	GENERAL FUND TOTAL	(\$58,000)	(\$60,500)
18	Purchases - Division of 0007		
20	Initiative: Reduces All Other for the procurement system.		
22	GENERAL FUND	2005-06	2006-07
	All Other	(\$129,000)	(\$200,000)
24			
	GENERAL FUND TOTAL	(\$129,000)	(\$200,000)
26			
	Buildings and Grounds Operations 0080		
28			
	Initiative: Reduces heat and power to the Arsenal and Stone		
30	buildings.		
32	GENERAL FUND	2005-06	2006-07
	All Other	\$0	(\$100,000)
34			
	GENERAL FUND TOTAL	\$0	(\$100,000)
36			
	Buildings and Grounds Operations 0080		
38			
	Initiative: Deappropriates funds from general operating expenses.		
40			
	GENERAL FUND	2005-06	2006-07
42	All Other	(\$4,750)	(\$4,750)
44	GENERAL FUND TOTAL	(\$4,750)	(\$4,750)
46	Buildings and Grounds Operations 0080		
48	Initiative: Deappropriates funds through the elimination of		
50	non-life safety contracts to maintain costs within available		
	resources.		

2	GENERAL FUND	2005-06	2006-07
	All Other	(\$30,000)	(\$30,000)
4			
	GENERAL FUND TOTAL	(\$30,000)	(\$30,000)
6			
	Lottery Operations 0023		
8			
10	Initiative: Reduces the All Other in the information technology		
12	line to reflect the over budgeting of expenses. This initiative		
	will result in additional General Fund revenue of \$500,000 in		
	fiscal year 2006-07.		
14	STATE LOTTERY FUND	2005-06	2006-07
	All Other	\$0	(\$500,000)
16			
	STATE LOTTERY FUND TOTAL	\$0	(\$500,000)
18			
20	ADMINISTRATIVE AND FINANCIAL SERVICES,		
	DEPARTMENT OF		
22	DEPARTMENT TOTALS	2005-06	2006-07
	GENERAL FUND	(\$677,750)	(\$865,250)
24	STATE LOTTERY FUND	\$0	(\$500,000)
26	DEPARTMENT TOTAL - ALL FUNDS	(\$677,750)	(\$1,365,250)

PART C

30 **Sec. C-1. Appropriations and allocations.** The following

32 appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Maine Revenue Services 0002

38 Initiative: Deappropriates funds for the multistate tax

40 commission.

42	GENERAL FUND	2005-06	2006-07
	All Other	(\$200,000)	(\$200,000)
44			
	GENERAL FUND TOTAL	(\$200,000)	(\$200,000)

Maine Revenue Services 0002

48 Initiative: Deappropriates funds for training.

50

2	GENERAL FUND	2005-06	2006-07
	All Other	(\$125,000)	(\$125,000)
4	GENERAL FUND TOTAL	(\$125,000)	(\$125,000)
6	Maine Revenue Services 0002		
8	Initiative: Deappropriates funds from information technology savings.		
10	GENERAL FUND	2005-06	2006-07
12	All Other	\$0	(\$55,000)
14	GENERAL FUND TOTAL	\$0	(\$55,000)
16	ADMINISTRATIVE AND FINANCIAL SERVICES,		
	DEPARTMENT OF		
18	DEPARTMENT TOTALS	2005-06	2006-07
20	GENERAL FUND	(\$325,000)	(\$380,000)
22	DEPARTMENT TOTAL - ALL FUNDS	(\$325,000)	(\$380,000)

24

26 **PART D**

28 **Sec. D-1. Report required; distribution of departmentwide deappropriation.** The Department of Agriculture, Food and Rural Resources shall determine the Division Director position to be eliminated pursuant to this Part and the balance of additional savings through the use of financial orders to be approved by the State Budget Officer. The department shall report on the position elimination and distribution of savings to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry by October 1, 2005.

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

40 **AGRICULTURE, FOOD AND RURAL RESOURCES,**

42 **DEPARTMENT OF**

44 **Departmentwide 0706**

46 Initiative: Deappropriates funds to reflect the elimination of one Division Director position and other undetermined savings.

48	GENERAL FUND	2005-06	2006-07
50	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)

2	Unallocated	(\$85,000)	(\$135,000)
4	GENERAL FUND TOTAL	(\$85,000)	(\$135,000)
6	Division of Market and Production Development 0833		
8	Initiative: Transfers 1/2 of one Planning and Research Associate position from the General Fund to Other Special Revenue Funds.		
10	GENERAL FUND	2005-06	2006-07
12	POSITIONS - LEGISLATIVE COUNT	(0.500)	(0.500)
14	Personal Services	(\$36,296)	(\$37,560)
16	GENERAL FUND TOTAL	(\$36,296)	(\$37,560)
18	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
20	POSITIONS - LEGISLATIVE COUNT	0.500	0.500
22	Personal Services	\$36,296	\$37,560
24	OTHER SPECIAL REVENUE FUNDS TOTAL	\$36,296	\$37,560
26	Division of Market and Production Development 0833		
28	Initiative: Deappropriates funds to reduce the scope of contracted advertising services.		
30	GENERAL FUND	2005-06	2006-07
32	Personal Services	(\$16,900)	(\$16,900)
34	GENERAL FUND TOTAL	(\$16,900)	(\$16,900)
36	Division of Market and Production Development 0833		
38	Initiative: Reduces one Planning and Research Associate II position to 1/2 time.		
40	GENERAL FUND	2005-06	2006-07
42	POSITIONS - LEGISLATIVE COUNT	(0.500)	(0.500)
44	Personal Services	(\$31,124)	(\$33,451)
46	GENERAL FUND TOTAL	(\$31,124)	(\$33,451)
48	AGRICULTURE, FOOD AND RURAL RESOURCES,		
50	DEPARTMENT OF		
	DEPARTMENT TOTALS	2005-06	2006-07
	GENERAL FUND	(\$169,320)	(\$222,911)
	OTHER SPECIAL REVENUE FUNDS	\$36,296	\$37,560
	DEPARTMENT TOTAL - ALL FUNDS	(\$133,024)	(\$185,351)

2

PART E

4

6 **Sec. E-1. Appropriations and allocations.** The following
 6 appropriations and allocations are made.

8

AUDIT, DEPARTMENT OF

10

Audit - Departmental Bureau 0067

12

12 Initiative: Savings resulting from the transfer of one Auditor
 14 III position from the General Fund to an Other Special Revenue
 14 Funds account.

16

GENERAL FUND

2005-06

2006-07

POSITIONS - LEGISLATIVE COUNT

0.000

(1.000)

18

Personal Services

\$0

(\$74,195)

20

GENERAL FUND TOTAL

\$0

(\$74,195)

22

OTHER SPECIAL REVENUE FUNDS

2005-06

2006-07

POSITIONS - LEGISLATIVE COUNT

0.000

1.000

24

Personal Services

\$0

\$74,195

26

OTHER SPECIAL REVENUE FUNDS TOTAL

\$0

\$74,195

28

AUDIT, DEPARTMENT OF

30

DEPARTMENT TOTALS

2005-06

2006-07

GENERAL FUND

\$0

(\$74,195)

32

OTHER SPECIAL REVENUE FUNDS

\$0

\$74,195

34

DEPARTMENT TOTAL - ALL FUNDS

\$0

\$0

36

PART F

38

40 **Sec. F-1. 12 MRSA §1820**, as enacted by PL 1997, c. 678, §13,
 40 is amended to read:

42

§1820. Fee sharing

44

44 Fifteen ~~Seven~~ percent of all day use and camping fees
 46 derived from any lands classified by the director as parks or
 46 historic sites under jurisdiction of the bureau must be
 48 apportioned and paid to the municipalities having those lands
 48 within their boundaries. In determining the payment to each
 50 municipality, the bureau shall assign one unit per front foot for
 50 each foot of lake, pond, ocean or major river frontage and 5

units for each acre of all such lands within the municipality.
Frontage and acreage must be determined as of April 1st for the
year in which revenue is being apportioned and computed to the
nearest whole unit.

Sec. F-2. Application. The changes in percentage reimbursement
authorized in section 1 of this Part apply to fees collected in
calendar year 2005 and distributed to municipalities in fiscal
year 2005-06.

Sec. F-3. Appropriations and allocations. The following
appropriations and allocations are made.

CONSERVATION, DEPARTMENT OF

Forest Policy and Management - Division of 0240

Initiative: Deappropriates funds to reduce assistance to
landowners.

GENERAL FUND	2005-06	2006-07
All Other	(\$50,000)	(\$50,000)
GENERAL FUND TOTAL	(\$50,000)	(\$50,000)

Division of Forest Protection 0232

Initiative: Deappropriates funds for forest fire suppression,
resulting in delays for helicopter replacements.

GENERAL FUND	2005-06	2006-07
All Other	(\$390,000)	\$0
GENERAL FUND TOTAL	(\$390,000)	\$0

Administrative Services - Conservation 0222

Initiative: Transfers 1/2 of one Public Service Coordinator I
position from the General Fund to Other Special Revenue Funds and
reduces funds for operational costs.

GENERAL FUND	2005-06	2006-07
Positions - Legislative Count	(0.500)	(0.500)
Personal Services	(\$41,244)	(\$42,422)
All Other	(\$33,221)	(\$32,915)
GENERAL FUND TOTAL	(\$74,465)	(\$75,337)

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
Positions - Legislative Count	0.500	0.500

2	Personal Services	\$41,244	\$42,422
4	OTHER SPECIAL REVENUE FUNDS TOTAL	\$41,244	\$42,422
6	Geological Survey 0237		
8	Initiative: Transfers 80% of the funding for one Cartographer position from the General Fund to Other Special Revenue Funds.		
10	GENERAL FUND	2005-06	2006-07
12	Personal Services	(\$53,077)	(\$54,601)
14	GENERAL FUND TOTAL	(\$53,077)	(\$54,601)
16	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
18	Personal Services	\$53,077	\$54,601
20	OTHER SPECIAL REVENUE FUNDS TOTAL	\$53,077	\$54,601
22	Natural Areas Program 0821		
24	Initiative: Reduces funds for operational costs.		
26	GENERAL FUND	2005-06	2006-07
28	All Other	(\$2,399)	(\$2,000)
30	GENERAL FUND TOTAL	(\$2,399)	(\$2,000)
32	CONSERVATION, DEPARTMENT OF		
34	DEPARTMENT TOTALS	2005-06	2006-07
36	GENERAL FUND	(\$569,941)	(\$181,938)
38	OTHER SPECIAL REVENUE FUNDS	\$94,321	\$97,023
40	DEPARTMENT TOTAL - ALL FUNDS	(\$475,620)	(\$84,915)

38 PART G

40 **Sec. G-1. Assessment of county jails.** The Department of
 42 Corrections shall charge county jails for high-risk county
 44 prisoners at a state correctional facility. This initiative will
 increase General Fund revenue by \$100,000 in fiscal years 2005-06
 and 2006-07.

46 **Sec. G-2. Appropriations and allocations.** The following
 48 appropriations and allocations are made.

50 **CORRECTIONS, DEPARTMENT OF**

Correctional Medical Services Fund 0286

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$162,672)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$162,672)</u>

Maine State Prison 0144

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$81,718)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$81,718)</u>

Correctional Center 0162

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$38,206)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$38,206)</u>

Central Maine Pre-Release Center 0392

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$2,639)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$2,639)</u>

Charleston Correctional Facility 0400

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$5,304)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$5,304)</u>

Downeast Correctional Facility 0542

Initiative: Provides for the reduction of All Other funds due to expanding the use of supervised community confinement.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$9,461)
GENERAL FUND TOTAL	\$0	(\$9,461)

Administration - Corrections 0141

Initiative: Provides for the elimination of one Public Service Coordinator I position and the transfer of one Information Support Specialist position to an Other Special Revenue Funds account. The position numbers are 035000075 and 040003624.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(2.000)	(2.000)
Personal Services	(\$145,876)	(\$152,536)
GENERAL FUND TOTAL	(\$145,876)	(\$152,536)

Correctional Center 0162

Initiative: Provides for the elimination of one Clerk Typist II position and one Correctional Electrician position. The position numbers are 036001887 and 036001723.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(2.000)	(2.000)
Personal Services	(\$93,514)	(\$100,058)
GENERAL FUND TOTAL	(\$93,514)	(\$100,058)

Correctional Center 0162

Initiative: Provides for the transfer of 1/2 of one Correctional Electrician position from the Long Creek Youth Development Center to the Maine Correctional Center. The position number is 033002721.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	0.500	0.500
Personal Services	\$34,387	\$35,630
GENERAL FUND TOTAL	\$34,387	\$35,630

Long Creek Youth Development Center 0163

Initiative: Provides for the transfer of 1/2 of one Correctional Electrician position from the Long Creek Youth Development Center to the Maine Correctional Center. The position number is 033002721.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(0.500)	(0.500)
Personal Services	(\$34,387)	(\$35,630)
GENERAL FUND TOTAL	(\$34,387)	(\$35,630)

Long Creek Youth Development Center 0163

Initiative: Provides for the elimination of one Auto Mechanic position. The position is to be eliminated on September 30, 2005. The position number is 033000371.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$32,692)	(\$54,296)
GENERAL FUND TOTAL	(\$32,692)	(\$54,296)

Office of Advocacy 0684

Initiative: Provides for the elimination of one half-time Advocate position and a reduction in All Other from reduced contracted services. Position to end on January 1, 2006. The position number is 035000105.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(0.500)	(0.500)
Personal Services	(\$18,132)	(\$37,547)
All Other	(\$5,000)	(\$5,000)
GENERAL FUND TOTAL	(\$23,132)	(\$42,547)

State Parole Board 0123

Initiative: Provides for the deappropriation of funds in All Other.

GENERAL FUND	2005-06	2006-07
All Other	(\$1,000)	(\$1,000)
GENERAL FUND TOTAL	(\$1,000)	(\$1,000)

County Jail Prisoner Support and Community Corrections Fund 0888

2 Initiative: Provides for the deappropriation of funds to
represent a 1% reduction in both fiscal years and to fund 1/2 of
4 the correctional alternatives study in fiscal year 2005-06.

6	GENERAL FUND	2005-06	2006-07
	All Other	(\$204,171)	(\$55,525)
8	GENERAL FUND TOTAL	(\$204,171)	(\$55,525)

10 **Adult Community Corrections 0124**

12 Initiative: Provides for the deappropriation of funds for
14 contractual services.

16	GENERAL FUND	2005-06	2006-07
	All Other	(\$40,000)	(\$40,000)
18	GENERAL FUND TOTAL	(\$40,000)	(\$40,000)

20 **Administration - Corrections MIS 0141**

22 Initiative: Provides for the transfer of one Information Support
Specialist position to an Other Special Revenue Funds account.
24 The position number is 040003624.

26	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	1,000	1,000
28	Personal Services	\$70,518	\$75,669
	All Other	\$10,052	\$7,569
30	OTHER SPECIAL REVENUE FUNDS TOTAL	\$80,570	\$83,238

32 **CORRECTIONS, DEPARTMENT OF**
34 **DEPARTMENT TOTALS**

36	GENERAL FUND	2005-06	2006-07
	OTHER SPECIAL REVENUE FUNDS	(\$540,385)	(\$745,962)
38		\$80,570	\$83,238
40	DEPARTMENT TOTAL - ALL FUNDS	(\$459,815)	(\$662,724)

42 **MAINE CRIMINAL JUSTICE COMMISSION**

44 **Maine Criminal Justice Commission 0795**

46 Initiative: Provides for the deappropriation of All Other funds.

48	GENERAL FUND	2005-06	2006-07
	All Other	(\$17,432)	(\$17,867)

50

2	GENERAL FUND TOTAL	(\$17,432)	(\$17,867)
4	MAINE CRIMINAL JUSTICE COMMISSION		
	DEPARTMENT TOTALS	2005-06	2006-07
6	GENERAL FUND	(\$17,432)	(\$17,867)
8	DEPARTMENT TOTAL - ALL FUNDS	(\$17,432)	(\$17,867)
10	SECTION TOTALS	2005-06	2006-07
12	GENERAL FUND	(\$557,817)	(\$763,829)
14	OTHER SPECIAL REVENUE FUNDS	\$80,570	\$83,238
16	SECTION TOTAL - ALL FUNDS	(\$477,247)	(\$680,591)

18 **PART H**

20 **Sec. H-1. Appropriations and allocations.** The following
 22 appropriations and allocations are made.

24 **ARTS COMMISSION, MAINE**

26 **Arts - Administration 0178**

28 Initiative: Reduces funding to the Maine Arts Commission in
 fiscal years 2005-06 and 2006-07.

30	GENERAL FUND	2005-06	2006-07
32	All Other	(\$10,000)	(\$10,000)
34	GENERAL FUND TOTAL	(\$10,000)	(\$10,000)

36 **ARTS COMMISSION, MAINE**

38 **DEPARTMENT TOTALS**

38	GENERAL FUND	(\$10,000)	(\$10,000)
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40	DEPARTMENT TOTAL - ALL FUNDS	(\$10,000)	(\$10,000)
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42 **LIBRARY, MAINE STATE**

44 **Administration - Library 0215**

46 Initiative: Deappropriates funds from savings due to the
 48 reorganization of one Senior Staff Accountant position to an
 Accounting Technician position.

50	GENERAL FUND	2005-06	2006-07
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2	Personal Services	(\$15,424)	(\$16,387)
4	GENERAL FUND TOTAL	(\$15,424)	(\$16,387)
6	Administration - Library 0215		
8	Initiative: Reduces funding to the Maine State Library in fiscal years 2005-06 and 2006-07.		
10	GENERAL FUND	2005-06	2006-07
12	All Other	(\$10,000)	(\$10,000)
14	GENERAL FUND TOTAL	(\$10,000)	(\$10,000)
16	LIBRARY, MAINE STATE DEPARTMENT TOTALS	2005-06	2006-07
18	GENERAL FUND	(\$25,424)	(\$26,387)
20	DEPARTMENT TOTAL - ALL FUNDS	(\$25,424)	(\$26,387)
22	MUSEUM, MAINE STATE		
24	Maine State Museum 0180		
26	Initiative: Reduces All Other funding to the Maine State Museum in fiscal years 2005-06 and 2006-07.		
28	GENERAL FUND	2005-06	2006-07
30	All Other	(\$10,000)	(\$10,000)
32	GENERAL FUND TOTAL	(\$10,000)	(\$10,000)
34	MUSEUM, MAINE STATE DEPARTMENT TOTALS	2005-06	2006-07
36	GENERAL FUND	(\$10,000)	(\$10,000)
38	DEPARTMENT TOTAL - ALL FUNDS	(\$10,000)	(\$10,000)
40	SECTION TOTALS	2005-06	2006-07
42	GENERAL FUND	(\$45,424)	(\$46,387)
44	SECTION TOTAL - ALL FUNDS	(\$45,424)	(\$46,387)
46			
48	PART I		

2 **Sec. I-1. 20-A MRSA §15689, sub-§1, ¶B,** as repealed and
replaced by PL 2005, c. 2, Pt. D, §58 and affected by §§72 and
74, is amended to read:

4 B. The school administrative unit's special education costs
6 as calculated pursuant to section 15681-A, subsection 2
multiplied by the following transition percentages:

8 (1) In fiscal year 2005-06, 84%;

10 (2) In fiscal year 2006-07, 90% 84%;

12 (3) In fiscal year 2007-08, 95%; and

14 (4) In fiscal year 2008-09 and succeeding years, 100%.

16 **Sec. I-2. Delayed school construction project.** If the
18 Commissioner of Education delays the bonding of a school
construction project during the 2006-2007 biennium and the school
20 administrative unit is allowed by the commissioner to proceed
with the project by using bond anticipation notes, the
22 commissioner may include the interest cost of the temporary
borrowing that exceeds the interest income on the proceeds during
24 the period of the delayed bonding in the school administrative
unit's state and local allocation as a debt service cost or as an
26 adjustment to that unit's monthly subsidy payments.

28 **Sec. I-3. Federal reimbursement.** Notwithstanding any other
provision of law, the Department of Education is responsible for
30 capturing the maximum federal reimbursement to local school
districts for the following MaineCare services: school-based
32 rehabilitation, day treatment and targeted case management
services beginning in January 2006.

34 **Sec. I-4. Appropriations and allocations.** The following
36 appropriations and allocations are made.

38 **EDUCATION, DEPARTMENT OF**

40 **General Purpose Aid for Local Schools 0308**

42 Initiative: Reduces funding for school bus purchases in fiscal
year 2006-07.

44 GENERAL FUND	2005-06	2006-07
46 All Other	\$0	(\$3,200,000)
48 GENERAL FUND TOTAL	<hr/> \$0	<hr/> (\$3,200,000)

50 **General Purpose Aid for Local Schools 0308**

2 Initiative: Reduces funding for debt service to reflect savings
4 captured after payments to projects have been made.

	2005-06	2006-07
6 GENERAL FUND		
All Other	(\$974,000)	\$0
8 GENERAL FUND TOTAL	(\$974,000)	\$0

10 **General Purpose Aid for Local Schools 0308**

12 Initiative: Reduces funding for debt service as a result of
14 postponing the start date of certain capital improvement projects.

	2005-06	2006-07
16 GENERAL FUND		
All Other	\$0	(\$5,158,566)
18 GENERAL FUND TOTAL	\$0	(\$5,158,566)

20 **General Purpose Aid for Local Schools 0308**

22 Initiative: Reduces funding for special education for those
24 school administrative units that are minimum receivers of state
subsidy by holding the transition percentage for special
26 education costs at 84% for fiscal year 2006-07.

	2005-06	2006-07
28 GENERAL FUND		
All Other	\$0	(\$1,500,000)
30 GENERAL FUND TOTAL	\$0	(\$1,500,000)

32 **General Purpose Aid for Local Schools 0308**

34 Initiative: Reduces funding for general purpose aid for local
36 schools for the savings to school districts as a result of the
Department of Education assuming responsibility for capturing the
38 maximum federal reimbursement to local school districts for the
following MaineCare services: school-based rehabilitation, day
40 treatment and targeted case management services beginning in
January 2006.

	2005-06	2006-07
42 GENERAL FUND		
All Other	\$0	(\$2,500,000)
44 GENERAL FUND TOTAL	\$0	(\$2,500,000)

	2005-06	2006-07
46 EDUCATION, DEPARTMENT OF		
48 DEPARTMENT TOTALS		
50 GENERAL FUND	(\$974,000)	(\$12,358,566)

2 DEPARTMENT TOTAL - ALL FUNDS (\$974,000) (\$12,358,566)

4

PART J

6

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

10 EDUCATION, DEPARTMENT OF

12 Management Information Systems 0838

14 Initiative: Transfers the funding of 4 positions to the General
Purpose Aid for Local Schools program account to be funded within
16 existing general purpose aid for local schools appropriations.

18 GENERAL FUND	2005-06	2006-07
Personal Services	(\$274,892)	(\$288,898)
GENERAL FUND TOTAL	(\$274,892)	(\$288,898)

22

Learning Systems 0839

24

26 Initiative: Reduces funding for National Aeronautics and Space
Administration grants for teachers.

28 GENERAL FUND	2005-06	2006-07
All Other	(\$73,501)	(\$73,501)
GENERAL FUND TOTAL	(\$73,501)	(\$73,501)

32

Professional Development 0859

34

36 Initiative: Reduces funding for professional development.

38 GENERAL FUND	2005-06	2006-07
All Other	(\$100,000)	(\$100,000)
GENERAL FUND TOTAL	(\$100,000)	(\$100,000)

40

42 Leadership 0836

44

Initiative: Reduces All Other funding in this program.

46 GENERAL FUND	2005-06	2006-07
All Other	(\$8,421)	(\$8,421)
GENERAL FUND TOTAL	(\$8,421)	(\$8,421)

50

Support Systems 0837

Initiative: Transfers one Public Service Manager II position and one contracted position to the School Revolving Renovation Fund administration account.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$107,677)	(\$109,742)
All Other	(\$72,280)	(\$72,280)
GENERAL FUND TOTAL	(\$179,957)	(\$182,022)

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$107,677	\$109,742
All Other	\$72,280	\$72,280
OTHER SPECIAL REVENUE FUNDS TOTAL	\$179,957	\$182,022

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS	2005-06	2006-07
GENERAL FUND	(\$636,771)	(\$652,842)
OTHER SPECIAL REVENUE FUNDS	\$179,957	\$182,022
DEPARTMENT TOTAL - ALL FUNDS	(\$456,814)	(\$470,820)

PART K

Sec. K-1. Biomedical scholarships. The University of Maine System may use up to the first \$1,000,000 of distribution from the gross slot machine revenue under the Maine Revised Statutes, Title 8, section 1036 in fiscal year 2006-07 to support graduate student stipends for biomedical scholarships.

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

MARITIME ACADEMY, MAINE

Maritime Academy - Operations 0035

Initiative: Reduces funding to Maine Maritime Academy in fiscal years 2005-06 and 2006-07.

GENERAL FUND	2005-06	2006-07
All Other	(\$76,250)	(\$78,150)

2	GENERAL FUND TOTAL	(\$76,250)	(\$78,150)
4	MARITIME ACADEMY, MAINE		
	DEPARTMENT TOTALS	2005-06	2006-07
6	GENERAL FUND	(\$76,250)	(\$78,150)
8	DEPARTMENT TOTAL - ALL FUNDS	(\$76,250)	(\$78,150)
10	COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE		
12	Maine Community College System - Board of Trustees 0556		
14	Initiative: Reduces funding to the Maine Community College System in fiscal years 2005-06 and 2006-07.		
16	GENERAL FUND	2005-06	2006-07
18	All Other	(\$326,000)	(\$326,000)
20	GENERAL FUND TOTAL	(\$326,000)	(\$326,000)
22	COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE		
24	DEPARTMENT TOTALS	2005-06	2006-07
26	GENERAL FUND	(\$326,000)	(\$326,000)
28	DEPARTMENT TOTAL - ALL FUNDS	(\$326,000)	(\$326,000)
30	UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE		
32	Educational and General Activities - UMS 0031		
34	Initiative: Reduces funding to the University of Maine System in fiscal years 2005-06 and 2006-07.		
36	GENERAL FUND	2005-06	2006-07
38	All Other	(\$1,000,000)	(\$1,000,000)
40	GENERAL FUND TOTAL	(\$1,000,000)	(\$1,000,000)
42	UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE		
44	DEPARTMENT TOTALS	2005-06	2006-07
46	GENERAL FUND	(\$1,000,000)	(\$1,000,000)
48	DEPARTMENT TOTAL - ALL FUNDS	(\$1,000,000)	(\$1,000,000)
50	SECTION TOTALS	2005-06	2006-07

2	GENERAL FUND	(\$1,402,250)	(\$1,404,150)
4	SECTION TOTAL - ALL FUNDS	(\$1,402,250)	(\$1,404,150)

6

PART L

8

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

12 **ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

14 **Office of Innovation 0995**

16 Initiative: Deappropriates funds for the Maine Technology
 18 Institute.

18

20	GENERAL FUND	2005-06	2006-07
	All Other	(\$80,145)	(\$101,668)
22	GENERAL FUND TOTAL	(\$80,145)	(\$101,668)

24 **Maine Small Business Commission 0675**

26 Initiative: Deappropriates funds for the Maine Small Business
 28 Development Centers.

28

30	GENERAL FUND	2005-06	2006-07
	All Other	(\$68,000)	(\$68,000)
32	GENERAL FUND TOTAL	(\$68,000)	(\$68,000)

34 **Business Development 0585**

36 Initiative: Deappropriates funds associated with the contract
 38 with Marshall Communications.

38

40	GENERAL FUND	2005-06	2006-07
	All Other	(\$62,090)	(\$62,090)
42	GENERAL FUND TOTAL	(\$62,090)	(\$62,090)

44 **Business Development 0585**

46 Initiative: Deappropriates funds associated with the sponsorship
 48 of the Maine Public Broadcasting Corporation's "Made in Maine"
 program.

50	GENERAL FUND	2005-06	2006-07
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2	All Other	(\$23,750)	(\$23,750)
4	GENERAL FUND TOTAL	(\$23,750)	(\$23,750)

Business Development 0585

6 Initiative: Deappropriates funds for contract positions in
8 Farmington, Eastport, Fort Kent and Houlton.

10	GENERAL FUND	2005-06	2006-07
12	All Other	(\$3,705)	\$0
14	GENERAL FUND TOTAL	(\$3,705)	\$0

Regional Development - SCEDC 0219

16 Initiative: Deappropriates funds for the Somerset County
18 Economic Development Corporation.

20	GENERAL FUND	2005-06	2006-07
22	All Other	(\$25,866)	(\$26,186)
24	GENERAL FUND TOTAL	(\$25,866)	(\$26,186)

Regional Development 0792

26 Initiative: Deappropriates funds for the Eastern Maine
28 Development Corporation.

30	GENERAL FUND	2005-06	2006-07
32	All Other	(\$23,750)	\$0
34	GENERAL FUND TOTAL	(\$23,750)	\$0

**ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF
DEPARTMENT TOTALS**

38		2005-06	2006-07
40	GENERAL FUND	(\$287,306)	(\$281,694)
42	DEPARTMENT TOTAL - ALL FUNDS	(\$287,306)	(\$281,694)

PART M

46 **Sec. M-1. Appropriations and allocations.** The following
48 appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Land and Water Quality 0248

Initiative: Deappropriates General Fund support for sampling and laboratory analysis for surface water ambient toxics monitoring.

GENERAL FUND	2005-06	2006-07
All Other	(\$125,000)	(\$125,000)
GENERAL FUND TOTAL	<u>(\$125,000)</u>	<u>(\$125,000)</u>

PART N

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

ETHICS AND ELECTIONS PRACTICES, COMMISSION ON GOVERNMENTAL

Governmental Ethics and Election Practices - Commission on 414

Initiative: Transfers 18% of the cost of one Clerk Typist III position from the General Fund to Other Special Revenue Funds.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$8,248)	(\$8,865)
GENERAL FUND TOTAL	<u>(\$8,248)</u>	<u>(\$8,865)</u>

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
Personal Services	\$8,248	\$8,865
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$8,248</u>	<u>\$8,865</u>

**ETHICS AND ELECTION PRACTICES,
COMMISSION ON GOVERNMENTAL
DEPARTMENT TOTALS**

	2005-06	2006-07
GENERAL FUND	(\$8,248)	(\$8,865)
OTHER SPECIAL REVENUE FUNDS	\$8,248	\$8,865
DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$0</u>

PART O

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

EXECUTIVE DEPARTMENT

Blaine House 0072

Initiative: Savings resulting from a reduction in intermittent staff.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$23,422)	(\$24,646)
GENERAL FUND TOTAL	(\$23,422)	(\$24,646)

Administration - Executive - Governor's Office 0165

Initiative: Savings resulting from the elimination of one Governor's Special Assistant position within the Governor's Office.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
Personal Services	(\$123,000)	(\$134,000)
GENERAL FUND TOTAL	(\$123,000)	(\$134,000)

State Planning Office 0082

Initiative: Provides a departmentwide reduction in fiscal year 2005-06 and fiscal year 2006-07 to maintain costs within available resources.

GENERAL FUND	2005-06	2006-07
All Other	(\$50,000)	(\$50,000)
GENERAL FUND TOTAL	(\$50,000)	(\$50,000)

Administration - Executive - Governor's Office 0165

Initiative: Savings resulting from reductions in contractual services.

GENERAL FUND	2005-06	2006-07
All Other	(\$6,350)	(\$6,350)
GENERAL FUND TOTAL	(\$6,350)	(\$6,350)

**EXECUTIVE DEPARTMENT
DEPARTMENT TOTALS**

	2005-06	2006-07
GENERAL FUND	(\$202,772)	(\$214,996)
DEPARTMENT TOTAL - ALL FUNDS	(\$202,772)	(\$214,996)

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PART P

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

FINANCE AUTHORITY OF MAINE

Business Development Finance 0512

Initiative: Reduces funds available for operating the commercial loan programs.

GENERAL FUND	2005-06	2006-07
All Other	(\$1,506)	(\$1,506)
GENERAL FUND TOTAL	(\$1,506)	(\$1,506)

Natural Resources and Marketing 0513

Initiative: Reduces funds available for operating the commercial loan programs.

GENERAL FUND	2005-06	2006-07
All Other	(\$8,129)	(\$8,129)
GENERAL FUND TOTAL	(\$8,129)	(\$8,129)

**FINANCE AUTHORITY OF MAINE
DEPARTMENT TOTALS**

	2005-06	2006-07
GENERAL FUND	(\$9,635)	(\$9,635)
DEPARTMENT TOTAL - ALL FUNDS	(\$9,635)	(\$9,635)

PART Q

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

ATLANTIC SALMON COMMISSION

Atlantic Salmon Commission 0265

Initiative: Deappropriates funds to reflect operational cost savings.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$10,000)	(\$11,394)

2 GENERAL FUND TOTAL (\$10,000) (\$11,394)

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PART R

6

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

10 **INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

12 **Enforcement Operations 0537**

14 Initiative: Deappropriates funds to reflect salary savings.

16 **GENERAL FUND** **2005-06** **2006-07**
Personal Services (\$95,000) (\$95,000)

18 GENERAL FUND TOTAL (\$95,000) (\$95,000)

20

22 **INLAND FISHERIES AND WILDLIFE,**
DEPARTMENT OF
DEPARTMENT TOTALS

24 **2005-06** **2006-07**

26 **GENERAL FUND** **(\$95,000)** **(\$95,000)**

28 **DEPARTMENT TOTAL - ALL FUNDS** **(\$95,000)** **(\$95,000)**

30

PART S

32 **Sec. S-1. PL 2005, c. 12, Pt. J, §1** is amended to read:

34 **Sec. J-1. Overdue fines.** The Judicial Department shall
implement an accelerated collection effort of overdue fines,
36 including accessing Secretary of State, Bureau of Motor Vehicles
data, to increase General Fund revenue by ~~\$1,100,000~~ \$1,800,000
38 in fiscal year 2005-06 and ~~\$1,900,000~~ \$2,700,000 in fiscal year
2006-07.

40

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

44 **JUDICIARY**

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

48 Initiative: Reduces funding to be realized through increased
efficiencies.

50

2	GENERAL FUND	2005-06	2006-07
	Unallocated	(\$200,000)	(\$300,000)
4	GENERAL FUND TOTAL	(\$200,000)	(\$300,000)

6

PART T

8

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

12 **LABOR, DEPARTMENT OF**

14 **Administration - Labor 0030**

16 Initiative: Transfers Personal Services funds to reflect a
18 reallocation of positions from the General Fund to the Federal Expenditures Fund.

20	GENERAL FUND	2005-06	2006-07
	Personal Services	(\$12,600)	(\$12,800)
22			
	GENERAL FUND TOTAL	(\$12,600)	(\$12,800)

24

	FEDERAL EXPENDITURES FUND	2005-06	2006-07
26	Personal Services	\$12,600	\$12,800
28	FEDERAL EXPENDITURES FUND TOTAL	\$12,600	\$12,800

30 **Employment Services Activity 0852**

32 Initiative: Shifts staff associated with the Career Resource
34 Network program to the federal grant.

36	GENERAL FUND	2005-06	2006-07
	Personal Services	(\$70,300)	(\$73,700)
38			
	GENERAL FUND TOTAL	(\$70,300)	(\$73,700)

40	FEDERAL EXPENDITURES FUND	2005-06	2006-07
	Personal Services	\$70,300	\$73,700
42			
	FEDERAL EXPENDITURES FUND TOTAL	\$70,300	\$73,700

44

46 **Employment Services Activity 0852**

48 Initiative: Shifts funding for CareerCenters to the Special Administrative Expense Fund.

50	GENERAL FUND	2005-06	2006-07
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2	All Other	(\$300,000)	(\$300,000)
4	GENERAL FUND TOTAL	(\$300,000)	(\$300,000)
6	Special Administrative Expense Fund 0245		
8	Initiative: Shifts funding for CareerCenters to the Special Administrative Expense Fund.		
10	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
12	All Other	\$300,000	\$300,000
14	OTHER SPECIAL REVENUE FUNDS TOTAL	\$300,000	\$300,000
16	LABOR, DEPARTMENT OF DEPARTMENT TOTALS	2005-06	2006-07
18	GENERAL FUND	(\$382,900)	(\$386,500)
20	FEDERAL EXPENDITURES FUND	\$82,900	\$86,500
22	OTHER SPECIAL REVENUE FUNDS	\$300,000	\$300,000
24	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

PART U

28 **Sec. U-1. Legislative account; lapsed balances; Legislative General Fund.** Notwithstanding any other provision of law, \$250,000 of unencumbered balance forward in the Personal Services line category and \$115,000 in the All Other line category in fiscal year 2004-05 in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2005-06. In addition, \$250,000 of unencumbered balance forward in the Personal Services line category and \$150,000 in the All Other line category in fiscal year 2005-06 in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2006-07.

40 **Sec. U-2. Legislative account; lapsed balances; Law and Legislative Reference Library.** Notwithstanding any other provision of law, \$35,000 of unencumbered balance forward in the Personal Services line category in fiscal year 2004-05 in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2005-06.

46 **Sec. U-3. Appropriations and allocations.** The following appropriations and allocations are made.

50 **LEGISLATURE**

2 **Legislature 0081**

4 Initiative: Savings resulting from suspending step increases in
6 fiscal year 2005-06 for only those employees earning \$60,000 or
 more and not represented by a bargaining agent.

8	GENERAL FUND	2005-06	2006-07
	Personal Services	(\$36,170)	(\$20,815)
10			
12	GENERAL FUND TOTAL	(\$36,170)	(\$20,815)

12 **Legislature 0081**

14 Initiative: Provides a line item correction to Public Law 2005,
16 chapter 12 regarding the reduction of funding for legal services
 for the House.

18	GENERAL FUND	2005-06	2006-07
20	Personal Services	\$2,000	\$2,000
	All Other	(\$2,000)	(\$2,000)
22			
24	GENERAL FUND TOTAL	\$0	\$0

24 **Legislature 0081**

26 Initiative: Provides a line item correction to Public Law 2005,
28 chapter 12 regarding the reduction of funding for legal services
 for the Senate.

30	GENERAL FUND		
32	Personal Services	\$15,000	\$15,000
	All Other	(\$15,000)	(\$15,000)
34			
36	GENERAL FUND TOTAL	\$0	\$0

38	LEGISLATURE		
	DEPARTMENT TOTALS	2005-06	2006-07
40	GENERAL FUND	(\$36,170)	(\$20,815)
42	DEPARTMENT TOTAL - ALL FUNDS	(\$36,170)	(\$20,815)

44 **PROGRAM EVALUATION AND**
 GOVERNMENT ACCOUNTABILITY, OFFICE OF

46 **Program Evaluation and Government Accountability 0976**

48

Initiative: Savings resulting from suspending step increases in fiscal year 2005-06 for only those employees earning \$60,000 or more.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$3,297)	(\$5,660)
GENERAL FUND TOTAL	(\$3,297)	(\$5,660)
PROGRAM EVALUATION AND GOVERNMENT ACCOUNTABILITY, OFFICE OF DEPARTMENT TOTALS		
	2005-06	2006-07
GENERAL FUND	(\$3,297)	(\$5,660)
DEPARTMENT TOTAL - ALL FUNDS	(\$3,297)	(\$5,660)
SECTION TOTALS		
	2005-06	2006-07
GENERAL FUND	(\$39,467)	(\$26,475)
SECTION TOTAL - ALL FUNDS	(\$39,467)	(\$26,475)

PART V

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

MARINE RESOURCES, DEPARTMENT OF

Division of Community Resource Development 0043

Initiative: Deappropriates funds for operating expenses.

GENERAL FUND	2005-06	2006-07
All Other	(\$16,081)	(\$16,769)
GENERAL FUND TOTAL	(\$16,081)	(\$16,769)

Division of Administrative Services 0258

Initiative: Deappropriates funds for capital purchases.

GENERAL FUND	2005-06	2006-07
Capital Expenditures	(\$25,920)	(\$24,072)
GENERAL FUND TOTAL	(\$25,920)	(\$24,072)

Division of Administrative Services 0258

2 Initiative: Deappropriates funds for operating expenses.

4	GENERAL FUND	2005-06	2006-07
6	All Other	(\$4,552)	(\$10,481)
		<hr/>	<hr/>
8	GENERAL FUND TOTAL	(\$4,552)	(\$10,481)

10 **Division of Administrative Services 0258**

12 Initiative: Eliminates one Account Clerk I position.

14	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
	Personal Services	(\$42,814)	(\$45,719)
		<hr/>	<hr/>
18	GENERAL FUND TOTAL	(\$42,814)	(\$45,719)

20 **Division of Administrative Services 0258**

22 Initiative: Reorganizes one Public Service Executive II position to one Public Service Executive I position.

24	GENERAL FUND	2005-06	2006-07
26	Personal Services	(\$19,034)	(\$14,885)
		<hr/>	<hr/>
28	GENERAL FUND TOTAL	(\$19,034)	(\$14,885)

30 **Bureau of Resource Management 0027**

32 Initiative: Transfers funding for one Marine Resource Technician position from the General Fund to Other Special Revenue Funds.

34	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
36	Personal Services	(\$51,233)	(\$52,895)
		<hr/>	<hr/>
38	GENERAL FUND TOTAL	(\$51,233)	(\$52,895)

40 **Bureau of Resource Management 0027**

42 Initiative: Transfers funding for one Marine Resource Technician position from the General Fund to Other Special Revenue Funds and eliminates one Word Processor position.

46	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
48	Personal Services	\$51,233	\$52,895
		<hr/>	<hr/>
50	OTHER SPECIAL REVENUE FUNDS TOTAL	\$51,233	\$52,895

Bureau of Resource Management 0027

Initiative: Appropriates funds for expanded PSP sampling for the mahogany quahog fishery in Downeast Maine.

GENERAL FUND	2005-06	2006-07
Personal Services	\$30,000	\$0
GENERAL FUND TOTAL	\$30,000	\$0

Bureau of Marine Patrol 0029

Initiative: Deappropriates funds as salary savings realized from delaying scheduled certification for new Marine Patrol positions at the Maine Criminal Justice Academy.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$105,609)	\$0
GENERAL FUND TOTAL	(\$105,609)	\$0

Bureau of Marine Patrol 0029

Initiative: Deappropriates funds to reflect the mothballing of 3 Boston Whaler patrol vessels.

GENERAL FUND	2005-06	2006-07
All Other	(\$30,000)	\$0
GENERAL FUND TOTAL	(\$30,000)	\$0

**MARINE RESOURCES, DEPARTMENT OF
DEPARTMENT TOTALS**

	2005-06	2006-07
GENERAL FUND	(\$265,243)	(\$164,821)
OTHER SPECIAL REVENUE FUNDS	\$51,233	\$52,895
DEPARTMENT TOTAL - ALL FUNDS	(\$214,010)	(\$111,926)

PART W

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

FIRE PROTECTION SERVICES COMMISSION, MAINE

Maine Fire Protection Services Commission 0936

2 Initiative: Transfers funding for this program to the Department
of Public Safety, Other Special Revenue Funds.

4	GENERAL FUND	2005-06	2006-07
6	All Other	(\$13,885)	(\$13,885)
8	GENERAL FUND TOTAL	(\$13,885)	(\$13,885)

10	FIRE PROTECTION SERVICES COMMISSION, MAINE DEPARTMENT TOTALS	2005-06	2006-07
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12	GENERAL FUND	(\$13,885)	(\$13,885)
14	DEPARTMENT TOTAL - ALL FUNDS	(\$13,885)	(\$13,885)

16 PUBLIC SAFETY, DEPARTMENT OF

18 Fire Marshall - Office of 0327

20 Initiative: Transfers funding for the Fire Protection Services
22 Commission from the General Fund to the Office of the State Fire
Marshal, Other Special Revenue Funds.

24	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
26	All Other	\$13,885	\$13,885
28	OTHER SPECIAL REVENUE FUNDS TOTAL	\$13,885	\$13,885

30 Emergency Medical Services 0485

32 Initiative: Reduces grants to regional emergency medical
services councils.

34	GENERAL FUND	2005-06	2006-07
36	All Other	(\$124,678)	(\$124,678)
38	GENERAL FUND TOTAL	(\$124,678)	(\$124,678)

40 Gambling Control Board 1002

42 Initiative: Eliminates one Lieutenant position and one Clerk
Typist III position to reflect a reorganization of the Gambling
Control Board.

44	GENERAL FUND	2005-06	2006-07
46	POSITIONS - LEGISLATIVE COUNT	(2,000)	(2,000)
48	Personal Services	(\$132,211)	(\$168,891)
50	GENERAL FUND TOTAL	(\$132,211)	(\$168,891)

2	PUBLIC SAFETY, DEPARTMENT OF		
	DEPARTMENT TOTALS	2005-06	2006-07
4	GENERAL FUND	(\$256,889)	(\$293,569)
6	OTHER SPECIAL REVENUE FUNDS	\$13,885	\$13,885
8	DEPARTMENT TOTAL - ALL FUNDS	(\$243,004)	(\$279,684)
10	SECTION TOTALS	2005-06	2006-07
12	GENERAL FUND	(\$270,774)	(\$310,454)
14	OTHER SPECIAL REVENUE FUNDS	\$13,885	\$13,885
16	SECTION TOTAL - ALL FUNDS	(\$256,889)	(\$296,569)

PART X

18 **Sec. X-1. Appropriations and allocations.** The following
20 appropriations and allocations are made.

22 **SECRETARY OF STATE, DEPARTMENT OF THE**

24 **Bureau of Administrative Services and**
26 **Corporations 0692**

28 Initiative: Deappropriates funds to eliminate one Account Clerk
I position and reduce operating funds.

30	GENERAL FUND	2005-06	2006-07
32	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
	Personal Services	(\$42,446)	(\$45,394)
	All Other	(\$11,955)	(\$11,743)
34	GENERAL FUND TOTAL	(\$54,401)	(\$57,137)

PART Y

40 **Sec. Y-1. Appropriations and allocations.** The following
42 appropriations and allocations are made.

44 **TREASURER OF STATE, OFFICE OF THE**

46 **Administration - Treasury 0022**

48 Initiative: Reduces funding for personal services in order to
maintain costs within available resources.

50	GENERAL FUND	2005-06	2006-07
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2	Personal Services	(\$13,000)	(\$7,500)
4	GENERAL FUND TOTAL	(\$13,000)	(\$7,500)
6	Debt Service - Treasury 0021		
8	Initiative: Reduces funding for debt service to maintain costs within available resources.		
10	GENERAL FUND	2005-06	2006-07
12	Personal Services	(\$4,000,000)	\$0
14	GENERAL FUND TOTAL	(\$4,000,000)	\$0
16	TREASURER OF STATE, OFFICE OF THE DEPARTMENT TOTALS		
18	GENERAL FUND	2005-06	2006-07
20	DEPARTMENT TOTAL - ALL FUNDS	(\$4,013,000)	(\$7,500)

PART Z

24 **Sec. Z-1. Appropriations and allocations.** The following
26 appropriations and allocations are made.

28 **ATTORNEY GENERAL, DEPARTMENT OF THE**

30 **Administration - Attorney General 0310**

32 Initiative: Reduces funding in Personal Services for the
34 elimination of merit pay increases for unclassified positions in
fiscal year 2006-07 in order to maintain program costs within
available resources.

36	GENERAL FUND	2005-06	2006-07
38	Personal Services	\$0	(\$142,959)
40	GENERAL FUND TOTAL	\$0	(\$142,959)

42 **Human Services Division 0696**

44 Initiative: Reduces funding in Personal Services for the
46 elimination of merit pay increases for unclassified positions in
fiscal year 2006-07 in order to maintain program costs within
available resources.

48	GENERAL FUND	2005-06	2006-07
50	Personal Services	\$0	(\$37,729)

2	GENERAL FUND TOTAL	\$0	(\$37,729)
4	Human Services Division 0696		
6	Initiative: Deappropriates salary savings in fiscal years 2005-06 and 2006-07.		
8			
10	GENERAL FUND	2005-06	2006-07
	Personal Services	(\$75,000)	(\$75,000)
12	GENERAL FUND TOTAL	(\$75,000)	(\$75,000)
14	Civil Rights 0039		
16	Initiative: Reduces funding in Personal Services for the		
18	elimination of merit pay increases for unclassified positions in		
20	fiscal year 2006-07 in order to maintain program costs within		
	available resources.		
22	GENERAL FUND	2005-06	2006-07
	Personal Services	\$0	(\$2,107)
24	GENERAL FUND TOTAL	\$0	(\$2,107)
26	District Attorneys Salaries 0409		
28	Initiative: Reduces funding in Personal Services for the		
30	elimination of merit pay increases for unclassified positions in		
32	fiscal year 2006-07 in order to maintain program costs within		
	available resources.		
34	GENERAL FUND	2005-06	2006-07
	Personal Services	\$0	(\$215,186)
36	GENERAL FUND TOTAL	\$0	(\$215,186)
38	District Attorneys Salaries 0409		
40	Initiative: Deappropriates salary savings in fiscal years		
42	2005-06 and 2006-07.		
44	GENERAL FUND	2005-06	2006-07
	Personal Services	(\$75,000)	(\$75,000)
46	GENERAL FUND TOTAL	(\$75,000)	(\$75,000)
48	Civil Rights 0039		
50	Initiative: Reduces All Other funds for civil rights teams.		

2	GENERAL FUND	2005-06	2006-07
4	All Other	(\$10,000)	(\$10,000)
6	GENERAL FUND TOTAL	(\$10,000)	(\$10,000)
8	ATTORNEY GENERAL, DEPARTMENT OF THE	2005-06	2006-07
10	DEPARTMENT TOTALS		
12	GENERAL FUND	(\$160,000)	(\$557,981)
14	DEPARTMENT TOTAL - ALL FUNDS	(\$160,000)	(\$557,981)

PART AA

Sec. AA-1. 36 MRSA §4365, as amended by PL 2005, c. 218, §44, is further amended to read:

§4365. Rate of tax

A tax is imposed on all cigarettes imported into this State or held in this State by any person for sale at the rate of 50 100 mills for each cigarette. Payment of the tax is evidenced by the affixing of stamps to the packages containing the cigarettes.

Sec. AA-2. 36 MRSA §4365-E, as amended by PL 2005, c. 218, §45, is repealed.

Sec. AA-3. 36 MRSA §4365-F is enacted to read:

§4365-F. Application of cigarette tax rate increase effective September 19, 2005

The following provisions apply to cigarettes held for resale on September 19, 2005.

1. Stamped rate. Cigarettes stamped at the rate of 50 mills per cigarette and held for resale after September 18, 2005 are subject to tax at the rate of 100 mills per cigarette.

2. Liability. A person possessing cigarettes for resale is liable for the difference between the tax rate of 100 mills per cigarette and the tax rate of 50 mills per cigarette in effect before September 19, 2005. Stamps indicating payment of the tax imposed by this section must be affixed to all packages of cigarettes held for resale as of September 19, 2005, except that cigarettes held in vending machines as of that date do not require that stamp.

3. Vending machines. Notwithstanding any other provision of this chapter, it is presumed that all cigarette vending machines are filled to capacity on September 19, 2005 and that the tax imposed by this section must be reported on that basis. A credit against this inventory tax must be allowed for cigarettes stamped at the rate of 100 mills per cigarette placed in vending machines before September 19, 2005.

4. Payment. Payment of the tax imposed by this section must be made to the assessor by December 19, 2005, accompanied by forms prescribed by the assessor.

Sec. AA-4. 36 MRSA §4366-A, sub-§2, ¶¶B and C, as amended by PL 2005, c. 218, §46, are further amended to read:

B. For stamps at the face value of 50 mills sold prior to July 1, 2002, 2.16%; and

C. For stamps at the face value of 50 mills sold on or after July 1, 2002, 2.03%; and

Sec. AA-5. 36 MRSA §4366-A, sub-§2, ¶D is enacted to read:

D. For stamps at the face value of 100 mills, 1.15%.

Sec. AA-6. 36 MRSA §4403, sub-§§1 and 2, as amended by PL 2005, c. 218, §48, are further amended to read:

1. **Smokeless tobacco.** A tax is imposed on all smokeless tobacco, including chewing tobacco and snuff, at the rate of 62% ~~of the wholesale price~~ 78% of the wholesale price beginning October 1, 2005.

2. **Other tobacco.** A tax is imposed on cigars, pipe tobacco and other tobacco intended for smoking at the rate of 16% ~~of the wholesale price~~ 20% of the wholesale price beginning October 1, 2005.

Sec. AA-7. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Maine Revenue Services 0002

Initiative: Provides one-time funds for the administrative costs associated with the increase in the cigarette and other tobacco taxes.

GENERAL FUND

2005-06

2006-07

All Other	\$79,000	\$0
GENERAL FUND TOTAL	\$79,000	\$0

Sec. AA-8. Effective date. Those sections of this Part that amend the Maine Revised Statutes, Title 36, sections 4365 and 4366-A; that repeal Title 36, section 4365-E; and that enact Title 36, sections 4365-F and 4366-A, subsection 2, paragraph D take effect September 19, 2005. That section of this Part that amends Title 36, section 4403 takes effect October 1, 2005.

PART BB

Sec. BB-1. Transfer of funds. Notwithstanding any other provision of law, the Maine Municipal Bond Bank shall transfer \$5,900,000 from the School Revolving Renovation Fund account representing audit recoveries from major school construction projects paid by General Fund appropriations to the General Fund undedicated revenue no later than October 31, 2005.

PART CC

Sec. CC-1. 20-A MRSA §6103, sub-§3-A is enacted to read:

3-A. Fees. The commissioner shall assess a fee of \$55 for each criminal history record check required by this section.

Sec. CC-2. 20-A MRSA §6103, sub-§4, as amended by PL 1999, c. 791, §3, is repealed.

Sec. CC-3. 20-A MRSA §6103, sub-§6, as repealed and replaced by PL 1999, c. 110, §1, is amended to read:

6. Fingerprinting. The applicant shall submit to having fingerprints taken. The Maine State Police, upon payment by the applicant or any other entity required by law of the expenses specified in subsection -4- 3-A, shall take or cause to be taken the applicant's fingerprints and shall forward the fingerprints to the State Bureau of Identification so that the bureau can conduct state and national criminal history record checks. Except for the portion of the payment, if any, that constitutes the processing fee charged by the Federal Bureau of Investigation, all money received by the Maine State Police for purposes of this section must be paid over to the Treasurer of State for deposit in accordance with Title 20-A, section 6103, subsection 10. ~~The money must be applied to the expenses of administration incurred by the Department of Public Safety.~~

2 **Sec. CC-4. 20-A MRSA §6103, sub-§10** is enacted to read:

4 **10. Criminal History Record Check Fund.** The Criminal
6 History Record Check Fund is created as a dedicated fund within
8 the Department of Education for the deposit of any fees collected
10 pursuant to subsection 3-A. The purpose of the fund is to
12 reimburse the Department of Public Safety, State Bureau of
14 Identification for the cost of conducting the fingerprinting and
16 needed state and national criminal history record checks pursuant
18 to this section. The fund may not lapse, but must be carried
20 forward to carry out the purposes of this chapter.

22 **Sec. CC-5. 25 MRSA §1542-A, sub-§3, ¶F**, as enacted by PL 1999,
24 c. 110, §7, is amended to read:

26 F. The Maine State Police shall take or cause to be taken
28 the fingerprints of the person named in subsection 1,
30 paragraph G, at the request of that person and upon payment
32 of the expenses specified under Title 20-A, section 6103,
34 subsection -4- 3-A.

36 **Sec. CC-6. Appropriations and allocations.** The following
38 appropriations and allocations are made.

40 **EDUCATION, DEPARTMENT OF**

42 **Criminal History Record Check Fund NEW**

44 Initiative: Transfers funding for this program from the
46 Department of Public Safety, General Fund to the Department of
48 Education, Other Special Revenue Funds.

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
All Other	\$370,903	\$369,929
OTHER SPECIAL REVENUE FUNDS TOTAL	\$370,903	\$369,929

40 **EDUCATION, DEPARTMENT OF**
42 **DEPARTMENT TOTALS**

	2005-06	2006-07
OTHER SPECIAL REVENUE FUNDS	\$370,903	\$369,929
DEPARTMENT TOTAL - ALL FUNDS	\$370,903	\$369,929

46 **PUBLIC SAFETY, DEPARTMENT OF**

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

Initiative: Transfers funding for this program from the Department of Public Safety, General Fund to the Department of Education, Other Special Revenue Funds.

GENERAL FUND	2005-06	2006-07
All Other	(\$370,903)	(\$369,929)
GENERAL FUND TOTAL	(\$370,903)	(\$369,929)
PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS	2005-06	2006-07
GENERAL FUND	(\$370,903)	(\$369,929)
DEPARTMENT TOTAL - ALL FUNDS	(\$370,903)	(\$369,929)
SECTION TOTALS	2005-06	2006-07
GENERAL FUND	(\$370,903)	(\$369,929)
OTHER SPECIAL REVENUE FUNDS	\$370,903	\$369,929
SECTION TOTAL - ALL FUNDS	\$0	\$0

PART DD

Sec. DD-1. Revenue sharing reduction. Notwithstanding the Maine Revised Statutes, Title 30-A, section 5681 and any other provision of law, the State Controller shall transfer \$5,000,000 from the Local Government Fund to General Fund undedicated revenue before the distribution made to municipalities on or before August 20, 2006 pursuant to Title 30-A, section 5681, subsection 4-A. The transfer of the \$5,000,000 in this section may not be subtracted from the amount of the total transfers to the Local Government Fund for the purpose of calculating the annual growth ceiling, as defined in Title 30-A, section 5681, subsection 2, paragraph C, and the transfers to the Disproportionate Tax Burden Fund and for the purpose of calculating the transfers to the Fund for the Efficient Delivery of Local and Regional Services pursuant to Title 30-A, section 5681, subsection 5-B.

PART EE

Sec. EE-1. Transfer from Fund for Efficient Delivery of Local and Regional Services. Notwithstanding the Maine Revised Statutes, Title 30-A, section 5681, subsection 5-B or any other provision of law, the State Controller shall transfer \$2,335,918 from the Fund for the Efficient Delivery of Local and Regional

Services to the unappropriated surplus of the General Fund no later than June 30, 2006 and transfer \$2,451,935 from the Fund for the Efficient Delivery of Local and Regional Services to the unappropriated surplus of the General Fund no later than June 30, 2007.

PART FF

Sec. FF-1. 20-A MRSA §13007, sub-§1, as enacted by PL 1991, c. 528, Pt. I, §5 and affected by Pt. RRR and enacted by c. 591, Pt. I, §5, is amended to read:

1. Fees. The commissioner shall assess fees for initial and renewal of teacher, education specialist and administrator certificates ~~and--for--the--renewal--of--inactive--provisional--and professional--teacher--education--specialist--and--administrator~~ certificates. The fee is ~~\$50~~ \$100 for the initial certification process for those teachers and education specialists found eligible and those found ineligible. A renewal fee of ~~\$50~~ \$100 must be assessed for each active and inactive teacher and education specialist. The fee is ~~\$100~~ \$200 for the initial certification process for those administrators found eligible and those found ineligible. A renewal fee of ~~\$100~~ \$200 must be assessed for each active and inactive administrator. The commissioner shall assess a \$35 fee for each additional evaluation of teacher endorsements beyond the initial endorsement. A fee of \$15 must be assessed for duplicate certificates. A fee of \$300 must be assessed for administrative portfolios.

Sec. FF-2. 20-A MRSA §13023, sub-§6 is enacted to read:

6. Fees. The commissioner shall assess fees for authorization under this section. The fee for each initial educational technician authorization and for renewal of an educational technician authorization is \$25.

Sec. FF-3. 20-A MRSA §13024 is enacted to read:

§13024. Approval for person paid to work in school

1. Approval. A person paid to work in a school in a position that does not require certification or authorization must be issued an approval by the department. This section applies to:

A. Personnel employed in a public school or an approved private school as regular or substitute employees;

2 E. Two special education teachers;

4 F. Two education technicians;

6 G. Three building administrators, one from an elementary
school, one from a middle school and one from a high school;

8 H. One special education director;

10 I. One curriculum coordinator;

12 J. Two district-level administrators;

14 K. Two faculty members teaching in an approved teacher
preparation program;

16 L. One member of the public;

18 M. One member, ex officio, of the state board; and

20 N. The commissioner, or the commissioner's designee,
22 serving as an ex officio, nonvoting member of the board.

24 The board shall consider the commissioner's or the
26 designee's recommendations.

28 A member whose employment status changes during that member's
term on the board remains on the board for the duration of the
30 term for which that member was appointed.

32 2. Appointments. The Governor shall appoint the 22 members
of the board specified in paragraphs A to M from nominations
34 submitted by the education profession and interested persons.
Members representing practitioner groups must be active
36 practitioners and are appointed from a list of nominees presented
by the largest organization in the State representing education
38 paraprofessionals, elementary and secondary teachers, university
faculty and each administrator specialty.

40 3. Terms. The appointed members of the board serve for
42 3-year terms and may not serve more than 2 full terms.

44 4. Compensation. The appointed members of the board serve
without compensation and are entitled to reimbursement by the
46 state board for mileage and expenses incurred in performing
required duties. The state board shall furnish the board with
48 materials, secretarial assistance and meeting facilities.

2 5. Chair; duties. The members of the board shall annually
elect a chair from among their membership. The chair shall
4 present budget requests to the state board.

6 6. Powers and duties. The board has the following powers
and duties.

8 A. The board shall make recommendations to the state board,
including, but not limited to, preservice education,
10 continuing education, professional growth, initial
certification, recertification and paraprofessional training
12 and certification, and shall advise the department on
rule-making procedures.

14 B. The board shall monitor the impact of the policies
adopted pursuant to paragraph A on the education profession
16 in making recommendations and reports to the commissioner
and the state board.

18 C. In making policy recommendations on the certification
process, the board shall consider complaints received by the
20 department regarding the certification or certification
22 approval process.

24 D. The board shall meet 5 times annually.

26 E. The board shall maintain records and minutes of its
meetings and shall file them in the certification office
28 within the department.

30 **§13102. Work plan and annual report**

32 The board shall develop an annual work plan in consultation
with the commissioner and the state board that includes ongoing
34 work and new issues for study. The annual work plan must be set
36 by September 1st of each year.

38 The board shall submit a report by June 30th of each year to
the commissioner and the state board with its recommendations.

40 **§13103. Recommendations to State Board of Education**

42 The state board shall act on standards definitions or other
recommendations within 60 days of presentation to the state board
44 by the board.

46 **§13104. Rulemaking**

The state board may adopt rules to implement this chapter.
Rules adopted pursuant to this chapter are routine technical
rules pursuant to Title 5, chapter 375, subchapter 2-A.

Sec. GG-2. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 20-A, section 13101, subsection 3, of the 22 initial appointments made in accordance with Title 20-A, section 13101, subsection 2, 7 of the appointees must be appointed for one-year terms, 7 of the appointees must be appointed for 2-year terms and 8 appointees must be appointed for 3-year terms.

PART HH

Sec. HH-1. Cost-of-living adjustment; delay. Notwithstanding any other provision of law, the nursing facility and residential care facility cost-of-living adjustments authorized under Public Law 2005, chapter 12, Pt. IIII are delayed for one month during fiscal year 2005-06. The Department of Health and Human Services is authorized to use the resulting savings in the Nursing Facility, Other Special Revenue Funds account to fund other MaineCare costs.

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

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

Mental Health Services - Community 0121

Initiative: Deappropriates funds for savings to be achieved by eliminating 3 contract Housing Coordinator positions located in the regions, shifting these responsibilities to state employees.

GENERAL FUND	2005-06	2006-07
All Other	(\$194,731)	(\$194,731)
GENERAL FUND TOTAL	(\$194,731)	(\$194,731)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY BDS)

DEPARTMENT TOTALS	2005-06	2006-07
GENERAL FUND	(\$194,731)	(\$194,731)
DEPARTMENT TOTAL - ALL FUNDS	(\$194,731)	(\$194,731)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Departmentwide 0640

Initiative: Deappropriates funds for savings to be achieved by managing department vacancies.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$750,000)	(\$750,000)
GENERAL FUND TOTAL	(\$750,000)	(\$750,000)

Foster Care 0137

Initiative: Deappropriates and deallocates funds to reflect the elimination of the foster care supplemental clothing payment made in the spring and fall of each year.

GENERAL FUND	2005-06	2006-07
All Other	(\$120,000)	(\$120,000)
GENERAL FUND TOTAL	(\$120,000)	(\$120,000)

FEDERAL EXPENDITURES FUND	2005-06	2006-07
All Other	(\$207,869)	(\$203,450)
FEDERAL EXPENDITURES FUND TOTAL	(\$207,869)	(\$203,450)

Child Welfare 0139

Initiative: Deappropriates funds to reflect the elimination of the foster care supplemental clothing payment made in the spring and fall of each year.

GENERAL FUND	2005-06	2006-07
All Other	(\$480,000)	(\$480,000)
GENERAL FUND TOTAL	(\$480,000)	(\$480,000)

Maternal and Child Health Block Grant Match 2008

Initiative: Deappropriates funds for savings to be achieved by restructuring the maternal and child health program.

GENERAL FUND	2005-06	2006-07
All Other	(\$211,378)	(\$211,378)
GENERAL FUND TOTAL	(\$211,378)	(\$211,378)

Bureau of Health 0143

2 Initiative: Deappropriates funds for savings to be achieved by
eliminating funding for hospital specialty clinics at Central
4 Maine Medical Center, Eastern Maine Medical Center and Maine
Medical Center.

6	GENERAL FUND	2005-06	2006-07
	All Other	(\$212,813)	(\$213,713)
8			
10	GENERAL FUND TOTAL	(\$212,813)	(\$213,713)

12 **Elder and Adult Services - Bureau of 0140**

14 Initiative: Deappropriates funds for savings to be achieved by
consolidating the homemaker and independent housing programs.
16 These savings are to be achieved in administrative costs and not
direct services.

18	GENERAL FUND	2005-06	2006-07
	All Other	(\$100,000)	(\$100,000)
20			
22	GENERAL FUND TOTAL	(\$100,000)	(\$100,000)

24 **Nursing Facilities 0148**

26 Initiative: Deappropriates funds to reflect a one-month delay in
the implementation of the nursing facility and residential care
28 facility cost-of-living adjustments authorized under Public Law
2005, chapter 12, Part IIII.

30	GENERAL FUND	2005-06	2006-07
	All Other	(\$250,000)	\$0
32			
34	GENERAL FUND TOTAL	(\$250,000)	\$0

36 **Nursing Facilities 0148**

38 Initiative: Allocates funds from savings resulting from the
one-month delay in nursing facility and residential care facility
40 cost-of-living adjustments to be used for other MaineCare
expenses.

42	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	All Other	\$250,000	\$0
44			
46	OTHER SPECIAL REVENUE FUNDS TOTAL	\$250,000	\$0

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

2005-06	2006-07
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2	GENERAL FUND	(\$2,124,191)	(\$1,875,091)
	FEDERAL EXPENDITURES FUND	(\$207,869)	(\$203,450)
4	OTHER SPECIAL REVENUE FUNDS	\$250,000	\$0
	DEPARTMENT TOTAL - ALL FUNDS	(\$2,082,060)	(\$2,078,541)
6	SECTION TOTALS	2005-06	2006-07
8	GENERAL FUND	(\$2,318,922)	(\$2,069,822)
10	FEDERAL EXPENDITURES FUND	(\$207,869)	(\$203,450)
	OTHER SPECIAL REVENUE FUNDS	\$250,000	\$0
12	SECTION TOTAL - ALL FUNDS	(\$2,276,791)	(\$2,273,272)

PART II

18 **Sec. II-1. Transfer of funds.** Notwithstanding any other
 20 provision of law, the State Controller shall transfer \$400,000 no
 22 later than June 30, 2006 and \$4,600,000 no later than June 30,
 2007 from the Fund for a Healthy Maine to the unappropriated
 surplus of the General Fund.

24 **Sec. II-2. Appropriations and allocations.** The following
 26 appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)

FHM - Substance Abuse 0948

30 Initiative: Deallocates funds for substance abuse prevention and
 32 treatment services funded by the Fund for a Healthy Maine.

34	FUND FOR A HEALTHY MAINE	2005-06	2006-07
	All Other	\$0	(\$292,037)
36	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$292,037)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS) DEPARTMENT TOTALS

42	FUND FOR A HEALTHY MAINE	\$0	(\$292,037)
44	DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$292,037)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly DHS)

FHM Bureau of Health 0953

2 Initiative: Deallocates funds for tobacco prevention and control
programs funded by the Fund for a Healthy Maine.

4	FUND FOR A HEALTHY MAINE	2005-06	2006-07
	All Other	\$0	(\$346,482)
6			
	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$346,482)

8 **FHM - Bureau of Health 0953**

10 Initiative: Deallocates funds for home visitation programs
12 funded by the Fund for a Healthy Maine.

14	FUND FOR A HEALTHY MAINE	2005-06	2006-07
	All Other	\$0	(\$243,128)
16			
	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$243,128)

18 **FHM - Bureau of Health 0953**

20 Initiative: Deallocates funds for community/school grants and
22 statewide coordination programs funded by the Fund for a Healthy
Maine.

24	FUND FOR A HEALTHY MAINE	2005-06	2006-07
26	All Other	\$0	(\$406,447)
28	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$406,447)

30 **FHM - Service Center 0957**

32 Initiative: Deallocates funds for community service center
34 programs funded by the Fund for a Healthy Maine.

36	FUND FOR A HEALTHY MAINE	2005-06	2006-07
	All Other	\$0	(\$35,179)
38			
	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$35,179)

40 **FHM - Head Start 0959**

42 Initiative: Deallocates funds for Head Start program services
44 funded by the Fund for a Healthy Maine.

46	FUND FOR A HEALTHY MAINE	2005-06	2006-07
	All Other	\$0	(\$71,353)
48			
	FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$71,353)

50 **FHM - Medical Care 0960**

2 Initiative: Deallocates funds allocated for the elderly low-cost
4 drug program.

	2005-06	2006-07
6 FUND FOR A HEALTHY MAINE		
All Other	\$0	(\$3,000,000)
8 FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$3,000,000)

10 **FHM - Purchased Social Services 0961**

12 Initiative: Deallocates funds allocated for purchased social
14 services programs funded by the Fund for a Healthy Maine.

	2005-06	2006-07
16 FUND FOR A HEALTHY MAINE		
All Other	\$0	(\$205,374)
18 FUND FOR A HEALTHY MAINE TOTAL	\$0	(\$205,374)

20 **HEALTH AND HUMAN SERVICES,**
22 **DEPARTMENT OF (Formerly DHS)**
DEPARTMENT TOTALS

	2005-06	2006-07
24 FUND FOR A HEALTHY MAINE	\$0	(\$4,307,963)
26 DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$4,307,963)

	2005-06	2006-07
28 SECTION TOTALS		
30 FUND FOR A HEALTHY MAINE	\$0	(\$4,600,000)
32 SECTION TOTAL - ALL FUNDS	\$0	(\$4,600,000)

34
36 **PART JJ**

38 **Sec. JJ-1. Deposit of Medicare drug subsidy payments.**
Notwithstanding any other provision of law, all retiree drug
subsidy payments received by the State under the federal Medicare
Prescription Drug, Improvement, and Modernization Act of 2003
must be deposited in the State's Accident, Sickness and Health
Insurance Internal Service Fund.

44 **Sec. JJ-2. Transfer to General Fund; Accident, Sickness and Health**
Insurance Internal Service Fund. Notwithstanding any other
46 provision of law, the State Controller shall transfer \$1,227,064
from the Accident, Sickness and Health Insurance Internal Service
48 Fund to the unappropriated surplus of the General Fund no later
than June 30, 2007.

50

Sec. JJ-3. Transfer to Highway Fund; Accident, Sickness and Health Insurance Internal Service Fund. Notwithstanding any other provision of law, the State Controller shall transfer \$443,276 from the Accident, Sickness and Health Insurance Internal Service Fund to the unallocated surplus of the Highway Fund no later than June 30, 2007.

Sec. JJ-4. Other drug subsidy payment uses. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of drug subsidy payments received under the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 that applies against all funds other than the General Fund and the Highway Fund. Based on this calculation, the State Controller shall make the appropriate transfers from the Accident, Sickness and Health Insurance Internal Service Fund to the affected funds no later than June 30, 2007.

PART KK

Sec. KK-1. Achievement of reduction through maximizing access to existing resources. The reduction made in this Part may not result in the loss of access to health care for individuals eligible under the Maine Revised Statutes, Title 22, section 3174-G, subsection 1, paragraph F but must be achieved by maximizing access to existing community resources available to those individuals.

Sec. KK-2. Application of reduction. The Department of Health and Human Services shall apply the reduction made in this Part based on the results of an impact analysis determining the most equitable manner of application considering the capacity and other obligations of each available community resource.

Sec. KK-3. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Deappropriates and deallocates funds for savings achieved in the MaineCare childless adult waiver program.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$1,500,000)
GENERAL FUND TOTAL	\$0	(\$1,500,000)

FEDERAL EXPENDITURES FUND	2005-06	2006-07
All Other	\$0	(\$2,543,127)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$2,543,127)

PART LL

Sec. LL-1. Hospital lawsuit payment timing. The Department of Health and Human Services shall make payments to hospitals required under the recently concluded settlements of the MaineCare hospital reimbursement lawsuits prior to September 30, 2005.

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

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly DHS)

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding appropriated and allocated for payments required under the settlements of the MaineCare hospital reimbursement lawsuits to reflect the impact of making the payments prior to September 30, 2005.

GENERAL FUND	2005-06	2006-07
All Other	\$16,210,850	(\$17,860,850)
GENERAL FUND TOTAL	\$16,210,850	(\$17,860,850)
FEDERAL EXPENDITURES FUND	2005-06	2006-07
All Other	\$31,931,603	(\$30,281,603)
FEDERAL EXPENDITURES FUND TOTAL	\$31,931,603	(\$30,281,603)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly DHS) DEPARTMENT TOTALS

	2005-06	2006-07
GENERAL FUND	\$16,210,850	(\$17,860,850)
FEDERAL EXPENDITURES FUND	\$31,931,603	(\$30,281,603)
DEPARTMENT TOTAL - ALL FUNDS	\$48,142,453	(\$48,142,453)

PART MM

Sec. MM-1. Dirigo Health Enterprise Fund transfer.

Notwithstanding any other provision of law, the State Controller shall transfer from the unallocated surplus of the Dirigo Health Enterprise Fund to the unappropriated surplus of the General Fund \$1,125,000 no later than June 30, 2006 and \$1,125,000 no later than June 30, 2007 in a manner to be determined in consultation with the Executive Director of Dirigo Health.

PART NN

Sec. NN-1. 34-B MRSA §1001, sub-§8, ¶¶B and D, as enacted by PL 1983, c. 459, §7, are amended to read:

B. The Bangor Mental Health Institute; or

D. The Elizabeth Levinson Center~~+~~.

Sec. NN-2. 34-B MRSA §1001, sub-§8, ¶E, as amended by PL 1997, c. 393, Pt. A, §38, is repealed.

Sec. NN-3. 34-B MRSA §1001, sub-§8, ¶H, as reallocated by RR 1995, c. 2, §82, is repealed.

Sec. NN-4. 34-B MRSA §1409, sub-§1, ¶C, as enacted by PL 1983, c. 580, §5, is repealed.

Sec. NN-5. 34-B MRSA c. 5, sub-c. 3, art. 1, as amended, is repealed.

Sec. NN-6. Sale of Freeport Towne Square. The Commissioner of Administrative and Financial Services is authorized to negotiate the sale of the Freeport Towne Square property and to convey the State's interest in the property. The proceeds of the sale must be deposited in the Mental Retardation Services - Community Other Special Revenue Funds account within the Department of Health and Human Services. This section takes effect 90 days after adjournment of the First Special Session of the 122nd Legislature.

Sec. NN-7. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)

Freeport Towne Square 0118

Initiative: Deappropriates funds to reflect the privatization of Freeport Towne Square, including the elimination of one Maintenance Mechanic position, 11 Houseparent I positions, 2

Houseparent II positions, one Manual Training Coordinator position and one Mental Health Worker II position and the transfer of one Developmental Disability Center Manager position and one MH & MR Caseworker position to the Mental Retardation Services - Community program. This request will decrease General Fund undedicated revenue by \$464,682 in fiscal year 2005-06 and \$824,685 in fiscal year 2006-07.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(18,000)	(18,000)
Personal Services	(\$737,762)	(\$1,204,848)
All Other	(\$37,272)	(\$74,344)
GENERAL FUND TOTAL	(\$775,034)	(\$1,279,192)

Mental Retardation Waiver - MaineCare 0987

Initiative: Appropriates funds for the state share of the costs of services to individuals as a result of the privatization of Freeport Towne Square.

GENERAL FUND	2005-06	2006-07
All Other	\$282,000	\$376,000
GENERAL FUND TOTAL	\$282,000	\$376,000

Mental Retardation Services - Community 0122

Initiative: Appropriates funds for one Developmental Disabilities Center Manager position and one MH & MR Caseworker position to reflect a transfer from Freeport Towne Square. This request will increase General Fund undedicated revenue by \$75,149 in fiscal year 2005-06 and \$99,412 in fiscal year 2006-07.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	2,000	2,000
Personal Services	\$103,501	\$156,192
GENERAL FUND TOTAL	\$103,501	\$156,192

Mental Retardation Services - Community 0122

Initiative: Adjusts appropriations to reserve funding for Freeport Towne Square's estimated distribution of statewide Personal Services deappropriations.

GENERAL FUND	2005-06	2006-07
Personal Services	\$0	(\$78,273)
GENERAL FUND TOTAL	\$0	(\$78,273)

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investigate the claims of rights violations and grievances of clients of the department, ~~to investigate with the Department of Human Services, as appropriate, all allegations of adult and child abuse in state institutions~~ and to advocate on behalf of clients for compliance by any institution, ~~other~~ facility or agency administered, licensed or funded by the department to serve a client with all laws, administrative rules and institutional and other policies relating to the rights and dignity of clients.

1-A. Terms of contract. The commissioner may impose standards of contract performance upon the entity contracted to perform as the office of advocacy to ensure that the entity manages and accounts for contract funds appropriately, reports to the department on the results achieved for clients and represents all clients effectively and appropriately within the limits of state and federal law.

2. Chief advocate. ~~A chief advocate shall direct and coordinate the program of the office.~~

~~A. The chief advocate shall report administratively to the commissioner and advise, consult with and inform the commissioner on the issues described in this section.~~

~~B. The chief advocate shall select other advocates needed to carry out the intent of this section who shall report only to the chief advocate.~~

~~C. Both the chief advocate and all other advocates shall be classified state employees.~~

3. Duties. The ~~Office of Advocacy, through the chief advocate and the other advocates,~~ office of advocacy shall:

A. Receive or refer complaints made by clients of the department and represent the interests of clients in any matter pertaining to the rights and dignity of clients;

B. Intercede on behalf of these clients with officials of the institutions, facilities and agencies administered, licensed or funded by the department, except that the ~~Office of Advocacy~~ office of advocacy may refuse to take action on any complaint ~~which~~ that it ~~deems~~ considers to be trivial or moot or for which there is clearly another remedy available;

C. Assist clients in any hearing or grievance proceeding of the department;

2 D. Refer clients to other agencies or entities for the
purpose of advocating for the rights and dignity of these
persons;

4
6 E. Act as an information source regarding the rights of all
clients, keeping itself informed about all laws,
8 administrative rules and institutional and other policies
relating to the rights and dignity of the clients and about
10 relevant legal decisions and other developments related to
the field of mental health and mental retardation, both in
this State and in other parts of the country; and

12
14 F. Make and publish reports necessary to the performance of
the duties described in this section. The ~~chief-advocate~~
office of advocacy may report findings of the office to
16 groups outside the department, such as legislative bodies,
advisory committees, commissions, law enforcement agencies
18 and the press, ~~and may authorize the advocates in the Office~~
~~of Advocacy to so communicate~~. At least annually, the chief
20 advocate office of advocacy shall report ~~both in person and~~
in writing to the joint standing committee of the
22 Legislature having jurisdiction over mental health and
mental retardation, ~~and.~~

24
26 ~~G. Negotiate joint working agreements with the Department~~
~~of Human Services concerning procedures and respective~~
~~responsibilities for conducting investigations in state~~
28 ~~institutions of allegations of abuse pursuant to the Child~~
~~and Family Services and Child Protection Act, Title 22,~~
30 ~~chapter 1071.~~

32 **4. Access to files and records.** The ~~Office of Advocacy,~~
through the ~~chief advocate and the other advocates,~~ office of
34 advocacy has access, limited only by the law, to the files,
records and personnel of any institution, facility or agency
36 administered, licensed or funded by the department. All persons
with knowledge about an incident related to client care,
38 including client-to-client assault, staff-to-client assault,
client-to-staff assault, excessive use of seclusion or mechanical
40 or chemical restraint, incidents stemming from questionable
psychiatric and medical practice or any other alleged abuse or
42 neglect, shall immediately report the details of that incident to
the ~~Office of Advocacy~~ office of advocacy. A copy of any
44 incident report shall must be provided to the ~~Office of Advocacy~~
office of advocacy by the person making the report.

46
48 **5. Confidentiality.** Requests for action shall must be
treated confidentially as follows.

50 A. Any client request for action by the office of advocacy

2 and all written records or accounts related to the request
shall must be confidential as to the identity of the client.

4 B. The records and accounts may be released only as
provided by law.

6
8 **6. Definition.** For the purposes of this section, "client"
means ~~a person included in the definition of client under section~~
10 ~~1001, subsection 2, an adult or child receiving mental health,~~
mental retardation or behavioral health services and a person
seeking or requesting services as a client.

12
14 ~~7. Protection for advocates. Advocates may not be~~
~~disciplined or sanctioned for any actions taken on behalf of~~
~~clients.~~

16
18 **8. Budget.** When submitting any budget request to the
Legislature, the department and the Governor shall provide that
20 any funds for contracting for the services of the Office of
Advocacy office of advocacy be listed in a separate account.

22 **Sec. OO-3. 34-B MRSA §5606, sub-§1,** as amended by PL 1993, c.
326, §10, is further amended to read:

24
26 **1. Report and investigation.** Any alleged violation of the
rights of a person receiving services must be reported
immediately to the ~~Office of Advocacy of the department~~ office of
28 advocacy pursuant to section 1205 and to the Attorney General's
office.

30
32 A. The ~~Office of Advocacy~~ office of advocacy shall conduct
an investigation of each alleged violation pursuant to
section 1205.

34
36 B. The ~~Office of Advocacy~~ office of advocacy shall submit a
written report of the findings and results of the
investigation to the chief administrative officer of the
38 facility in which the rights of the person receiving
services were allegedly violated and to the commissioner
40 within 2 working days after the day of the occurrence or
discovery of the alleged incident.

42
44 **Sec. OO-4. Appropriations and allocations.** The following
appropriations and allocations are made.

46 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)**

48 **Office of Advocacy 0632**

Initiative: Deappropriates funds to reflect the privatization of the Office of Advocacy including the elimination of one Chief Advocate Mental Health and Mental Retardation position and 8 1/2 Advocate positions and the transfer of 3 Advocate positions. This request will reduce General Fund revenue by \$433,010 in fiscal year 2006-07.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(0.000)	(12.500)
Personal Services	(\$0)	(\$848,916)
All Other	(\$0)	(\$59,357)
GENERAL FUND TOTAL	(\$0)	(\$908,273)

Office of Advocacy 0632

Initiative: Appropriates funds to contract for advocacy services as a result of the privatization of the Office of Advocacy.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$253,856
GENERAL FUND TOTAL	\$0	\$253,856

Office of Management and Budget 0164

Initiative: Adjusts appropriations and transfers 3 Advocate positions as a result of the privatization of the Office of Advocacy. This will increase General Fund revenue by \$96,782 in fiscal year 2006-07.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	0.000	3.000
Personal Services	\$0	\$205,920
All Other	\$0	\$7,500
GENERAL FUND TOTAL	\$0	\$213,420

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF (Formerly BDS)
DEPARTMENT TOTALS**

	2005-06	2006-07
GENERAL FUND	\$0	(\$440,997)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$440,997)

Sec. OO-5. Effective date. This Part takes effect July 1, 2006.

PART PP

Sec. PP-1. Managed behavioral health care services system. The Department of Health and Human Services shall establish a system of managed behavioral health care services to provide community support services, mental health services, private nonmedical institution services, psychological services and substance abuse services. The system must be implemented through a contract with an entity that:

1. Has not been and may not be throughout the duration of the contract a provider of any of the services that are the subject of and provided under the managed care system;

2. Demonstrates successful delivery of managed care systems in behavioral health within geographic and demographic parameters comparable to the State's;

3. Demonstrates that the system of managed care is based on assessed consumer needs in order to recover behavioral health and that positive client outcome will drive the system;

4. Will accommodate generally accepted state-of-the-art care and treatment when it is part of a child and family intervention requirement or in the context of any of the State's consent decrees or settlement agreements; and

5. Ensures the data derived from the managed care system will be prepared to demonstrate the efficacy of the program and will be made available periodically to the Legislature as well as consumers, family members, providers and advocacy groups.

Sec. PP-2. Reporting Requirements. If implementation of the managed behavioral health care services system required under section 1, subsection 1 does not result in the budgeted savings for fiscal year 2006-07, the Commissioner of Health and Human Services shall provide the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services with alternative proposals to achieve the savings prior to any rulemaking to implement the alternative. Once the managed care program is underway, any substantive changes to the program, such as financing methodology, must be approved by the Legislature.

Sec. PP-3. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly BDS)

Departmentwide 0019

2 Initiative: Deappropriates funds for savings to be achieved by
4 implementing the managed behavioral health care services system.

GENERAL FUND	2005-06	2006-07
6 All Other	\$0	(\$10,431,749)
8 GENERAL FUND TOTAL	\$0	(\$10,431,749)

10

PART QQ

12

14 **Sec. QQ-1. Allotment of funds; elderly low-cost drug program.** Of
16 the funds appropriated to the Low-cost Drugs to Maine's Elderly
18 account for fiscal year 2005-06, up to \$1,600,000 must be
allotted in the 3rd quarter of fiscal year 2005-06 to fund
Medicare Part D prescription drug wraparound services for
individuals dually eligible for the Medicare Part D prescription
drug program and the elderly low-cost drug program.

20

22 **Sec. QQ-2. Unobligated balances; elderly low-cost drug program.**
Any unobligated balances in the Low-cost Drugs to Maine's Elderly
account or the FHM - Drugs for the Elderly and Disabled account
as of June 30, 2007 must be transferred to the MaineCare
Stabilization Fund.

26

28 **Sec. QQ-3. Appropriations and allocations.** The following
appropriations and allocations are made.

30

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

32

FHM - Medical Care 0960

34

Initiative: Deallocates funds from the Fund for a Healthy Maine
for the costs of the elderly low-cost drug program.

36

FUND FOR A HEALTHY MAINE	2005-06	2006-07
38 All Other	(\$10,000,000)	(\$10,000,000)
40 FUND FOR A HEALTHY MAINE TOTAL	(\$10,000,000)	(\$10,000,000)

42

FHM - Drugs for the Elderly and Disabled

44

46 Initiative: Allocates funds from the Fund for a Healthy Maine
for the costs of the elderly low-cost drug program. Of the funds
allocated for state fiscal year 2005-06, up to \$2,400,000 must be
allotted in the 3rd quarter of state fiscal year 2005-06 to fund
Medicare Part D prescription drug wraparound services for
individuals dually eligible for the Medicare Part D prescription
drug program and the elderly low-cost drug program.

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2	FUND FOR A HEALTHY MAINE	2005-06	2006-07
4	All Other	\$10,000,000	\$10,000,000
6	FUND FOR A HEALTHY MAINE TOTAL	\$10,000,000	\$10,000,000

FHM - Drugs for the Elderly and Disabled

Initiative: Allocates funds from the Fund for a Healthy Maine's share of proceeds from slot machines at commercial race tracks to be used for drug programs for the elderly and disabled. These funds must supplement and not supplant any other funds for drug programs funded from the FHM - Drugs for the Elderly and Disabled or the Low-cost Drugs to Maine's Elderly accounts.

16	FUND FOR A HEALTHY MAINE	2005-06	2006-07
18	All Other	\$0	\$9,813,520
20	FUND FOR A HEALTHY MAINE TOTAL	\$0	\$9,813,520

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

24		2005-06	2006-07
26	FUND FOR A HEALTHY MAINE	\$0	\$9,813,520
28	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$9,813,520

PART RR

Sec. RR-1. MaineCare Katie Beckett restructuring. The Department of Health and Human Services shall restructure the method by which it provides services to persons eligible for MaineCare services under the Katie Beckett option authorized by the federal Tax Equity and Fiscal Responsibility Act of 1982 to achieve savings in the most equitable manner. The department shall consult with stakeholders before implementing any changes under this section.

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

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (Formerly DHS)

Medical Care - Payments to Providers 0147

Initiative: Deappropriates funds for savings to be achieved by restructuring the method of providing services under the MaineCare Katie Beckett option.

2	GENERAL FUND	2005-06	2006-07
	All Other	(\$500,000)	(\$1,500,000)
4			
	GENERAL FUND TOTAL	(\$500,000)	(\$1,500,000)
6			
	FEDERAL EXPENDITURES FUND	2005-06	2006-07
8	All Other	(\$866,120)	(\$2,543,127)
10	FEDERAL EXPENDITURES FUND TOTAL	(\$866,120)	(\$2,543,127)

12

PART SS

14

16 **Sec. SS-1. Savings from vacant positions.** The Commissioner of
 17 Administrative and Financial Services shall work with executive
 18 branch departments and agencies statewide to achieve annual
 19 savings of \$500,000 in fiscal years 2005-06 and 2006-07 by
 20 managing vacant positions.

20

22 **Sec. SS-2. Transfer from Salary Plan.** Notwithstanding any other
 23 provision of law, the State Controller shall transfer \$1,000,000
 24 no later than June 30, 2006 from the General Fund Salary Plan
 program to the unappropriated surplus of the General Fund.

26

PART TT

28

30 **Sec. TT-1. 20-A MRSA §13451, sub-§3, ¶C,** as amended by PL
 2005, c. 12, Pt. X, §1, is further amended to read:

32

C. Forty percent from August 1, 2003 to ~~September 30, 2005~~
December 31, 2005; and

34

36 **Sec. TT-2. 20-A MRSA §13451, sub-§3, ¶D,** as enacted by PL
 2005, c. 12, Pt. X, §2, is amended to read:

38

D. Forty-five percent after ~~September 30, 2005~~ December 31,
2005.

40

42 **Sec. TT-3. Appropriations and allocations.** The following
 appropriations and allocations are made.

44

EDUCATION, DEPARTMENT OF

46

Retired Teachers' Health Insurance 0854

Initiative: Deappropriates funds as a result of postponing the 5% increase in the State's share of funding health insurance for retired teachers from October 1, 2005 to January 1, 2006.

GENERAL FUND	2005-06	2006-07
All Other	(\$441,189)	(\$0)
GENERAL FUND TOTAL	(\$441,189)	(\$0)

PART UU

Sec. UU-1. 20-A MRSA §13451, sub-§3-B, as enacted by PL 2005, c. 12, Pt. X, §3, is repealed.

PART VV

Sec. VV-1. Transfer of funds; Department of Professional and Financial Regulation. Notwithstanding any other provision of law, the State Controller shall transfer \$5,000,000 from the Other Special Revenue Funds accounts in the Department of Professional and Financial Regulation, including the Board of Licensure in Medicine, State Board of Nursing, Board of Optometric Examiners, Board of Dental Examiners, Board of Osteopathic Licensure and Board of Registration for Professional Engineers, to the unappropriated surplus of the General Fund no later than June 30, 2006. The Commissioner of Professional and Financial Regulation shall certify to the State Controller the accounts from which funds will be transferred and the amounts to be transferred from each account.

Sec. VV-2. Report by Commissioner of Professional and Financial Regulation. The Commissioner of Professional and Financial Regulation shall provide a report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs, the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters and the joint standing committee of the Legislature having jurisdiction over insurance and financial services matters on the accounts affected and the amounts transferred pursuant to section 1 no later than June 30, 2006.

PART WW

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

2 **MUNICIPAL BOND BANK, MAINE**

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

8 Initiative: Reduces funding for grants in order to maintain
costs within available resources.

10 GENERAL FUND	2005-06	2006-07
All Other	(\$5,000)	(\$5,000)
12		
14 GENERAL FUND TOTAL	(\$5,000)	(\$5,000)

16 **PART XX**

18 **Sec. XX-1. Flavored malt beverages; enforcement by Department of**
20 **Public Safety.** Beginning on October 1, 2005, the Department of
22 Public Safety shall enforce all laws pertaining to flavored malt
24 beverages in the same manner as the department enforces those
laws pertaining to low-alcohol spirits pursuant to the January
2005 ruling of the federal Department of the Treasury, Alcohol
and Tobacco Tax and Trade Bureau.

26 **PART YY**

28 **Sec. YY-1. Review of training and economic and workforce**
30 **development.** Notwithstanding any other provision of law, the
Governor shall direct the so-called Workforce Cabinet established
32 by the Governor and chaired by the Commissioner of Labor to study
the delivery of training and economic and workforce development
34 program in Maine. For all training and economic and workforce
development programs within departments and agencies statewide,
36 the Workforce Cabinet shall develop a structured process in which
to evaluate and identify specific strategies to leverage both
38 state and federal resources. The Workforce Cabinet shall develop
recommendations to achieve cost savings through colocation,
40 consolidation and other efficiencies. The Workforce Cabinet
shall report its recommendations to the Governor no later than
42 January 2, 2006.

44 **Sec. YY-2. Calculation and transfer; training and economic and**
46 **workforce development.** Notwithstanding any other provision of
law, the State Budget Officer shall calculate the amount of
48 savings in section 3 that applies against each General Fund
account for all departments and agencies from savings in the cost
of delivering training and economic and workforce development
50 programs and shall transfer the amounts by financial order upon

the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2006-07. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than June 30, 2007.

Sec. YY-3. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

**Executive Branch Departments and Independent
Agencies - Statewide 0017**

Initiative: Deappropriates funds as a result of projected savings from departments and agencies statewide achieved through colocation, consolidation and other efficiencies through the recommendations made by the Workforce Cabinet.

GENERAL FUND	2005-06	2006-07
All Other	\$0	(\$565,000)
GENERAL FUND TOTAL	\$0	(\$565,000)

PART ZZ

Sec. ZZ-1. Maine Military Authority; transfer of rent payments to General Fund. Notwithstanding any other provision of law, the first \$855,223 of rent paid in fiscal year 2005-06 by the Maine Military Authority to the Department of Administrative and Financial Services, Bureau of General Services for the rental of facilities in Limestone and the first \$1,109,723 of rent paid in fiscal year 2006-07 must be transferred to the General Fund.

PART AAA

Sec. AAA-1. 36 MRSA §2903, sub-§4, ¶C, as enacted by PL 1997, c. 738, §4, is amended to read:

C. Sold in bulk to any agency of this State or any political subdivision of this State;

Sec. AAA-2. 36 MRSA §2910-A, as amended by PL 1987, c. 456, §1, is repealed.

Sec. AAA-3. 36 MRSA §2910-B is enacted to read:

2 **§2910-B. Refund to state agencies and political subdivisions**

4 Any agency of this State and any political subdivision of
6 this State that buys and uses internal combustion engine fuel and
8 that has paid a tax as provided by this chapter must be
10 reimbursed in the amount of the tax paid upon presenting to the
12 State Tax Assessor a statement accompanied by the original
14 invoices showing the purchases. By contractual agreement, an
16 agency of this State or a political subdivision of this State may
18 assign to another person its right to receive refunds under this
20 section. Applications for refunds must be filed with the
22 assessor within 12 months from the date of purchase.

24 **Sec. AAA-4. State gas tax exemption calculation and transfer.**
26 Notwithstanding any other provision of law, the State Budget
28 Officer shall calculate the amount of savings in this Part due to
30 the gasoline tax savings for certain purchases by the State and
32 transfer the amounts by financial order upon approval by the
34 Governor. These transfers are considered adjustments to
36 appropriations and allocations in fiscal years 2005-06 and
38 2006-07. The State Budget Officer shall provide the Joint
40 Standing Committee on Appropriations and Financial Affairs a
42 report of the transferred amounts no later than November 1, 2005
44 and November 1, 2006.

46 **Sec. AAA-5. Appropriations and allocations.** The following
48 appropriations and allocations are made.

50 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

52 **Executive Branch Departments and Independent Agencies -**
54 **Statewide 0017**

56 Initiative: Adjusts appropriations and allocations to reflect
58 projected gas tax savings.

60 GENERAL FUND	2005-06	2006-07
62 All Other	(\$273,996)	(\$365,328)
64 GENERAL FUND TOTAL	(\$273,996)	(\$365,328)
66 HIGHWAY FUND	2005-06	2006-07
68 All Other	(\$244,363)	(\$325,817)
70 HIGHWAY FUND TOTAL	(\$244,363)	(\$325,817)
72 FEDERAL EXPENDITURES FUND	2005-06	2006-07
74 All Other	(\$14,754)	(\$19,672)

2	FEDERAL EXPENDITURES FUND TOTAL	(\$14,754)	(\$19,672)
4	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	All Other	(\$85,054)	(\$113,406)
6	OTHER SPECIAL REVENUE FUNDS TOTAL	(\$85,054)	(\$113,406)
8	ADMINISTRATIVE AND FINANCIAL SERVICES,		
	DEPARTMENT OF		
10	DEPARTMENT TOTALS	2005-06	2006-07
12	GENERAL FUND	(\$273,996)	(\$365,328)
	HIGHWAY FUND	(\$244,363)	(\$325,817)
14	FEDERAL EXPENDITURES FUND	(\$14,754)	(\$19,672)
	OTHER SPECIAL REVENUE FUNDS	(\$85,054)	(\$113,406)
16			
18	DEPARTMENT TOTAL - ALL FUNDS	(\$618,167)	(\$824,223)

20 **PART BBB**

22 **Sec. BBB-1. 36 MRSA §6652, sub-§1,** as amended by PL 2003, c.
 24 391, §12, is further amended to read:

26 **1. Generally.** A person against whom taxes have been
 28 assessed pursuant to Part 2, except for chapters 111 and 112,
 30 with respect to eligible property and who has paid those taxes is
 32 entitled to reimbursement of those taxes from the State as
 34 provided in this chapter. The reimbursement under this chapter
 36 is 100% of the taxes assessed and paid with respect to eligible
 38 property, except that for claims filed for the application period
 40 that begins on August 1, 2006 the reimbursement is 90% of the
 42 taxes assessed and paid with respect to eligible property. For
 44 purposes of this chapter, a tax applied as a credit against a tax
 46 assessed pursuant to chapter 111 or 112 is a tax assessed
 48 pursuant to chapter 111 or 112. Eligible property is subject to
 50 reimbursement pursuant to this chapter for up to 12 property tax
 years, but the 12 years must be reduced by one year for each year
 during which a taxpayer included the same property in its
 investment credit base under section 5219-D, 5219-E or 5219-M and
 claimed the credit provided in one or more of those sections on
 its income tax return, and reimbursement may not be made for
 taxes assessed in a year in which one or more of those credits is
 taken. A successor in interest of a person against whom taxes
 have been assessed with respect to eligible property is entitled
 to reimbursement pursuant to this section, whether the tax was
 paid by the person assessed or by the successor, as long as a
 transfer of the property in question to the successor has
 occurred and the successor is the owner of the property as of
 August 1st, of the year in which a claim for reimbursement may be

filed pursuant to section 6654. For purposes of this paragraph, "successor in interest" includes the initial successor and any subsequent successor. When an eligible successor in interest exists, the successor is the only person to whom reimbursement under this chapter may be made with respect to the transferred property.

Sec. BBB-2. 36 MRSA §6658, as amended by PL 2001, c. 396, §48, is further amended to read:

§6658. Subsequent changes

If, after a claim for reimbursement has been filed, the associated property tax assessment is reduced or abated for any reason, or the property tax paid is applied as a credit against the tax assessed pursuant to chapter 111 or 112, the claimant shall file, within 60 days after receipt of the reduction, abatement or credit, an amended claim for reimbursement reflecting the reduction, abatement or credit. If a claimant has received reimbursement for property tax that is reduced, abated or credited against the tax assessed pursuant to chapter 111 or 112, the claimant shall, within 60 days of receipt of the reduction, abatement or credit, refund to the Bureau of Revenue Services the amount of the reimbursement ~~for~~ attributable to the property tax that has been reduced, abated or credited. If the claimant fails to make the refund within the 60-day period, the State Tax Assessor, within 3 years from the claimant's receipt of reimbursement, may issue an assessment for the amount that the claimant owes to the Bureau of Revenue Services. The claimant may seek reconsideration, pursuant to section 151, of the assessment.

Sec. BBB-3. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Maine Revenue Services 0002

Initiative: Provides funds for computer programming costs associated with limiting the reimbursement of property taxes under the Business Equipment Tax Reimbursement program to 90% of the taxes assessed and paid.

GENERAL FUND	2005-06	2006-07
All Other	\$20,000	\$0
GENERAL FUND TOTAL	\$20,000	\$0

PART CCC

2
4 **Sec. CCC-1. 36 MRSA §578, sub-§1**, as amended by PL 1999, c.
6 708, §21, is further amended to read:

8 **1. Organized areas.** The municipal assessors or chief
10 assessor of a primary assessing area shall adjust the State Tax
12 Assessor's 100% valuation per acre for each forest type of their
14 county by whatever ratio, or percentage of current just value, is
 applied to other property within the municipality to obtain the
 assessed values. Forest land in the organized areas, subject to
 taxation under this subchapter, must be taxed at the property tax
 rate applicable to other property in the municipality.

16 ~~The State Tax Assessor shall pay any municipal claim found to be~~
18 ~~in-satisfactory form within 120 days after receipt of the claim.~~

20 The State Tax Assessor shall determine annually the amount of
22 acreage in each municipality that is classified and taxed in
24 accordance with this subchapter. Each such municipality is
26 entitled to annual payments from money appropriated by the
 Legislature if it submits an annual return in accordance with
 section 383 and if it achieves the appropriate minimum assessment
 ratio described in section 327. The State Tax Assessor shall pay
 any municipal claim found to be in satisfactory form by August
 1st of the year following the submission of the annual return.
28 The per acre reimbursement is 90% of the per acre tax revenue
30 lost as a result of this subchapter. For purposes of this
32 section, the tax lost is the tax that would have been assessed,
34 but for this subchapter, on the classified forest lands if they
 were assessed according to the undeveloped acreage valuations
 used in the state valuation then in effect, or according to the
 current local valuation on undeveloped acreage, whichever is
 less, minus the tax that was actually assessed on the same lands
 in accordance with this subchapter. A municipality that fails to
 achieve the minimum assessment ratio established in section 327
 loses 10% of the reimbursement provided by this section for each
 one percentage point the minimum assessment ratio falls below the
 ratio established in section 327.

42 No municipality may receive a reimbursement payment under this
44 section that would exceed an amount determined by calculating the
 tree growth tax loss less the municipal savings in educational
 costs attributable to reduced state valuation.

46 A. The tree growth tax loss is the adjusted tax that would
48 have been assessed, but for this subchapter, on the
50 classified forest lands if they were assessed according to
 the undeveloped acreage valuations used in the state

2 valuation then in effect minus the tax that was actually
assessed on the same lands in accordance with this
subchapter.

4

6 In determining the adjusted tax that would have been
assessed, the tax rate to be used is computed by adding the
additional school support required by the modified state
8 valuation attributable to the increased valuation of forest
land to the original tax committed and dividing this sum by
10 the modified total municipal valuation. The adjusted tax
rate is then applied to the valuation of forest land based
12 on the undeveloped acreage valuations, adjusted by the
certified ratio, to determine the adjusted tax.

14

16 B. The municipal savings in educational costs is determined
by multiplying the school subsidy index by the change in
state valuation attributable to the use of the valuations
18 determined in accordance with this subchapter on classified
forest lands rather than their valuation using the
undeveloped acreage valuations used in the state valuation
20 then in effect.

22

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

26 **ADMINISTRATIVE AND FINANCIAL SERVICES,**
28 **DEPARTMENT OF**

28

Tree Growth Tax Reimbursement 0261

30

32 Initiative: Reduces funds to reflect statutory change to timing
of payments from the Tree Growth Reimbursement Account, as
provided in this Part. Funds appropriated for fiscal year
34 2005-06 are deappropriated and effectively moved to fiscal year
2006-07 by partial deappropriation of previous appropriation for
36 2006-07.

38

GENERAL FUND

All Other

2005-06

(\$5,400,000)

2006-07

(\$100,000)

40

GENERAL FUND TOTAL

(\$5,400,000)

(\$100,000)

42

44

PART DDD

46

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

48

ADMINISTRATIVE AND FINANCIAL SERVICES,
50 **DEPARTMENT OF**

2 **Revenue Services, Bureau of -**
3 **Veterans Tax Reimbursement 0407**

4
5 Initiative: Reduces funds to reflect administrative change to
6 timing of payments from the Veterans Tax Reimbursement program.
7 Funds appropriated for fiscal year 2005-06 are deappropriated and
8 effectively moved to fiscal year 2006-07 by partial
9 deappropriation of previous appropriation for 2006-07.

10
11

GENERAL FUND	2005-06	2006-07
12 All Other	(\$895,000)	(\$15,000)
14 GENERAL FUND TOTAL	(\$895,000)	(\$15,000)

16
17 **PART EEE**

18
19 **Sec. EEE-1. 36 MRSA §6201, sub-§9,** as amended by PL 1999, c.
20 414, §54 and affected by §57, is further amended to read:

21 **9. Income.** "Income" means the sum of Maine adjusted gross
22 income determined in accordance with Part 8, contributions,
23 including catch-up contributions, to any pension, annuity or
24 retirement plan to the extent not included in Maine adjusted
25 gross income, including contributions to an individual retirement
26 account under Section 408 of the Code, a simplified employee
27 pension plan, a salary reduction simplified employee pension
28 plan, a savings incentive match plan for employees plan and a
29 deferred compensation plan under Section 457 of the Code, and
30 cash or deferred arrangements under Section 401 of the Code and
31 qualified, or "Keogh," accounts; amounts excluded from gross
32 income under Sections 125 and 129 of the Code; distributions from
33 ROTH IRAs; the amount of capital gains excluded from adjusted
34 gross income; the absolute value of the amount of trade or
35 business loss, net operating loss carry-over, capital loss,
36 rental loss, farm loss, partnership or S Corporation loss
37 included in adjusted gross income; alimony; inheritance; life
38 insurance proceeds paid on death of insured; nontaxable lawsuit
39 rewards, such as slander, libel and pain and suffering, excluding
40 reimbursements such as medical and legal expenses associated with
41 the case; support money; nontaxable strike benefits; the gross
42 amount of any pension or annuity, including railroad retirement
43 benefits; all payments received under the federal Social
44 Security Act, and state unemployment insurance laws; veterans'
45 disability pensions; nontaxable interest received from the
46 Federal Government or any of its instrumentalities; interest or
47 dividends on obligations or securities of this State and its
48 political subdivisions and authorities; workers' compensation
49 and the gross amount of "loss of time" insurance; and cash
50

public assistance and relief, but not including relief granted under this chapter. "Income" does not include the first \$5,000 in the proceeds from a life insurance policy, whether paid in a lump sum or in the form of an annuity. "Income" does not include a rollover from an individual retirement account, pension or annuity fund or plan to an individual retirement account, pension or annuity fund or plan even if the amount of the rollover is includable in Maine adjusted gross income. "Income" also does not include gifts from nongovernmental sources or surplus foods or other relief in kind supplied by a governmental agency.

Sec. EEE-2. Application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 6201, subsection 9 applies to claims for benefits under the Maine Residents Property Tax Program filed for application periods that begin on or after August 1, 2005.

PART FFF

Sec. FFF-1. 36 MRSA §5200, as amended by PL 2001, c. 396, §35, is repealed and the following enacted in its place:

§5200. Imposition and rate of tax

1. Imposition and rate of tax. A tax is imposed for each taxable year at the following rates on each taxable corporation or group of corporations that derives income from a unitary business carried on by 2 or more members of an affiliated group:

<u>If the Maine income is:</u>	<u>The tax is:</u>
<u>Not over \$25,000</u>	<u>3.5% of Maine income</u>
<u>\$25,000 but not over \$75,000</u>	<u>\$875 plus 7.93% of</u> <u>excess over \$25,000</u>
<u>\$75,000 but not over \$250,000</u>	<u>\$4,840 plus 8.33% of</u> <u>excess over \$75,000</u>
<u>\$250,000 or more</u>	<u>\$19,418 plus 8.93% of</u> <u>excess over \$250,000</u>

In the case of an affiliated group of corporations engaged in a unitary business with activity taxable only by Maine, the rates provided in this subsection are applied only to the first \$250,000 of the Maine net income of the entire group and must be apportioned equally among the taxable corporations unless those taxable corporations jointly elect a different apportionment. The

balance of the Maine net income of the entire group is taxed at 8.93%.

In the case of an affiliated group of corporations engaged in a unitary business with activity taxable both within and without this State, the rates provided in this subsection are applied only to the first \$250,000 of the net income of the entire group and must be apportioned equally among the taxable corporations unless those taxable corporations jointly elect a different apportionment. The balance of the net income of the entire group is taxed at 8.93%.

2. Business activity only within Maine. For purposes of subsection 1, with respect to a taxable corporation or group of corporations that derive income from a unitary business carried on by 2 or more members of an affiliated group with income from business activity that is taxable only by Maine, "income" means Maine net income.

3. Business activity within and outside Maine. For purposes of subsection 1, with respect to a taxable corporation with income from business activity that is taxable both within and without this State, "income" means the corporation's net income. The tax amount computed under subsection 1 must then be apportioned under the provisions of chapter 821 to determine the amount of tax imposed on that corporation.

4. Business activity within and outside Maine; unitary business. For purposes of subsection 1, with respect to taxable corporations that derive income from a unitary business carried on by 2 or more members of an affiliated group with business activity that is taxable both within and without this State, "income" means the net income of the entire group. The tax amount computed under subsection 1 must then be apportioned under the provisions of chapter 821 for the entire group to determine the amount of tax imposed on the taxable corporations.

5. Net income. For purposes of this section, "net income" means, for any taxable year, the taxable income of the taxpayer for that taxable year under the laws of the United States as modified by section 5200-A.

6. Taxable in another state. For purposes of this section, a taxpayer is taxable in another state if in that state the taxpayer is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax, or that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

2 **Sec. FFF-2. Application.** This Part applies to tax years
beginning on or after January 1, 2005.

4
6 **PART GGG**

8 **Sec. GGG-1. 5 MRSA §1666, 2nd ¶,** as amended by PL 2005, c.
386, Pt. D, §1, is further amended to read:

10 The Governor, when submitting the budget to the Legislature,
12 shall submit the budget document and the General Fund and Highway
Fund bills in a manner that identifies the gross amount of
14 resources for each program. The gross unified budget bills and
budget document encompass resources from the General Fund,
16 Highway Fund, Federal Expenditures Fund, Federal Block Grant
Fund, Other Special Revenue funds ~~Funds~~, internal service funds
and enterprise funds. Separate gross unified budget bills must be
18 submitted for the General Fund and the Highway Fund. All funds
except trust and agency funds, bond funds and costs of goods sold
20 expenditures in internal service funds and enterprise funds are
subject to legislative allocation. All programs with Highway Fund
22 allocations and all internal service funds, enterprise funds and
Other Special Revenue Funds accounts of the Department of
24 Transportation are subject to legislative allocations and are
presented for informational purposes only in the General Fund
26 budget bills unless a separate Highway Fund budget is not enacted.

28 **Sec. GGG-2. 6 MRSA §54,** as enacted by PL 1977, c. 678, §32,
is amended to read:

30 **§54. Fees**

32 ~~All~~ Effective October 1, 2005, all fees collected under this
34 chapter shall must be deposited to the Treasurer of State, and by
the Treasurer of State credited to the ~~General--Fund~~ State
36 Transit, Aviation and Rail Transportation Fund.

38 **Sec. GGG-3. 23 MRSA §§4210-B, 4210-C and 4210-D** are enacted
to read:

40 **§4210-B. State Transit, Aviation and Rail Transportation Fund**

42 **1. Establishment of fund.** The State Transit, Aviation and
44 Rail Transportation Fund, referred to in this section as "the
STAR Transportation Fund" is established as an enterprise fund
46 through the Department of Administrative and Financial Services.
Funds appropriated, allocated, transferred or deposited in the
48 account accrue interest earnings that must be used within the
STAR Transportation Fund.

2 2. Establishment of program. The department shall establish
the STAR Transportation Fund program through the Department of
Administrative and Financial Services, Office of the State
Controller.

6 3. Use of funds. The money deposited into the STAR
Transportation Fund must be used for the support of the
activities of the STAR Transportation Fund to manage transit,
aeronautics and rail transportation.

10 4. Disbursements from fund. Money disbursed from the STAR
Transportation Fund may be used for the purpose of purchasing,
operating, maintaining, improving, repairing, constructing and
managing the assets of the STAR Transportation Fund including
buildings, structures and improvements and equipment.

16 5. Other fund sources. The STAR Transportation Fund may
accept funds from other sources, including, but not limited to,
the Federal Rail Administration, to carry out the provisions of
this section.

22 6. Financial management. All assets including the cash
balance, liabilities and equity in the Augusta State Airport Fund
must be transferred to the STAR Transportation Fund and accounted
for in a manner prescribed by the Department of Administrative
and Financial Services, Office of the State Controller.

28 **§4210-C. Marine Highway account**

30 1. Establishment of account. The department shall
establish, through the Department of Administrative and Financial
Services, Office of the State Controller, the Marine Highway
account, referred to in this section as "the account," in the
Highway Fund.

36 2. Purpose of account. The purpose of the account is to
allow the Highway Fund to provide support to the Maine State
Ferry Service that was previously provided by the General Fund
because ferries are an integral part of the highway system and
carry motor vehicles and are the only method of vehicular
transportation available to and from the islands.

42 3. Calculation. The account is not considered a General
Fund appropriation or Highway Fund allocation for highway
purposes in order to calculate the annual funding for the
Urban-Rural Initiative Program pursuant to section 1803-B.

48 **§4210-D. Accounting**

2 The department shall comply with accounting policies and
4 procedures promulgated by the Department of Administrative and
6 Financial Services, Office of the State Controller. Any changes
8 in accounting methodology proposed by the department must be
10 approved by the Office of the State Controller.

12 **Sec. GGG-4. 23 MRSA §7103**, as amended by PL 2005, c. 248,
14 §1, is repealed.

16 **Sec. GGG-5. 23 MRSA §7103-A** is enacted to read:

18 **§7103-A. Deposit into State Transit, Aviation and Rail**
20 **Transportation Fund account**

22 Effective October 1, 2005, the Treasurer of State shall
24 receive all revenue derived from the tax levied pursuant to Title
26 36, chapter 361 and taxes paid under Title 36, section 1865 and
28 shall deposit all revenue in a separate account to be known as
30 the State Transit, Aviation and Rail Transportation Fund account.

32 **Sec. GGG-6. 36 MRSA §1865**, as enacted by PL 2003, c. 498,
34 §7 and affected by §12, is amended to read:

36 **§1865. Deposit of use taxes paid on certain fuels**

38 The Treasurer of State shall deposit all use taxes received
40 for fuel consumed by vehicles operating on rails and qualifying
42 for a fuel tax refund under section 3218 and taxed under this
44 chapter into the Rail-Preservation-and-Assistance State Transit,
46 Aviation and Rail Transportation Fund established in Title 23,
48 section 7103 7103-A.

1 **Sec. GGG-7. 36 MRSA §2625**, as amended by PL 2005, c. 248,
3 §3, is further amended to read:

5 **§2625. Return and payment**

7 Every railroad company incorporated under the laws of this
9 State or doing business in this State shall file with the State
11 Tax Assessor annually, on or before April 15th, a railroad excise
13 tax return, on a form prescribed by the State Tax Assessor. The
15 tax must be paid in equal installments on the next June 15th,
17 September 15th and December 15th. Except as otherwise provided
19 in subsection 1, the Treasurer of State shall deposit all taxes
21 paid under this chapter into the Railroad--Preservation--and
23 Assistance-Fund State Transit, Aviation and Rail Transportation
25 Fund account established under Title 23, section 7103 7103-A.

27 **1. Railroad Freight Service Quality Fund.** The Treasurer of
29 State shall each year deposit \$20,000 of the taxes paid under

2 this chapter in the Railroad Freight Service Quality Fund
established under Title 35-A, section 1711.

4 This subsection is repealed 90 days after the adjournment of the
Second Regular Session of the 123rd Legislature.

6
8 **Sec. GGG-8. 36 MRSA §2903-E** is enacted to read:

10 **§2903-E. Distribution of gasoline tax revenues to State
Transit, Aviation and Rail Transportation Fund**

12 An amount equal to \$100,000 per year of gasoline taxes that
14 are attributable to statewide transit efforts must be deposited
into the State Transit, Aviation and Rail Transportation Fund
16 account of the Department of Transportation no later than July
30th of each fiscal year, except that in fiscal year 2005-06 the
deposit may be no later than October 31, 2005.

18
20 **Sec. GGG-9. 36 MRSA §2912**, as amended by PL 1979, c. 378,
§23, is further amended to read:

22 **§2912. Records and reports regarding sales of fuels for**
24 **aeronautical purposes**

26 The Effective October 1, 2005, the tax received by the State
on internal combustion engine fuels which ~~that~~ are sold to be
28 used for aeronautical purposes shall ~~must~~ accrue to the General
Fund ~~State Transit, Aviation and Rail Transportation Fund~~. The
30 necessary expenses of the collection of the tax on such fuels to
be used for aeronautical purposes shall ~~must~~ be deducted.

32 **Sec. GGG-10. Transfer of funds, Railroad Assistance Program.** On
the effective date of this Act, the State Controller shall
34 transfer the existing cash balance in the Railroad Assistance
Program, Other Special Revenue Funds account within the
36 Department of Transportation to the State Transit, Aviation and
Rail Transportation Fund established under the Maine Revised
38 Statutes, Title 23, section 4210-B.

40 **Sec. GGG-11. Transition.** The following provisions apply to
the Department of Transportation.

42
44 1. Upon the effective date of this Act, to comply with the
provisions and intent of this Part, the Department of
Administrative and Financial Services, Office of the State
46 Controller may transfer funds pertaining to the transfer of
General Fund programs within the Department of Transportation to
48 the State Transit, Aviation and Rail Transportation Fund, the
Marine Highway account and any other applicable funding transfers
50 authorized by this Part.

2 2. The Department of Transportation shall adhere to the
schedule and methodology for consolidation of these various
4 programs as established by the Office of the State Controller.

6 3. Classified and unclassified employees assigned to
General Fund programs of the Department of Transportation must be
8 transferred to the State Transit, Aviation and Rail
Transportation Fund.

10 4. All contracts, agreements and compacts to which any of
12 the General Fund programs of the Department of Transportation are
a party and that are in effect on the effective date of this Act
14 remain in effect until they expire or are altered by the parties
involved in the contracts, agreements or compacts.

16 5. The Department of Administrative and Financial Services
18 shall assist the Department of Transportation with the orderly
implementation of these provisions.

20 **Sec. GGG-12. Vacancy report.** Notwithstanding any other
22 provision of law, the vacancy report with any recommendations for
position eliminations to be prepared by the Department of
24 Administrative and Financial Services and to be submitted to the
Joint Standing Committee on Appropriations and Financial Affairs
26 by January 15, 2006 must also be delivered to the Joint Standing
Committee on Transportation if the vacancy report affects any
28 positions that are partially or wholly funded by the Highway
Fund, or by Internal Service Funds, Enterprise Funds and Other
30 Special Revenue Funds accounts of the Department of
Transportation, the Department of Public Safety or the Secretary
32 of State.

34 **Sec. GGG-13. Appropriations and allocations.** The following
appropriations and allocations are made.

36 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

38 **Budget - Bureau of the 0055**

40 Initiative: Provides one-time funding for the necessary changes
42 and updates to the Budget and Financial Management System as a
result of the changes of this Part.

44 HIGHWAY FUND	2005-06	2006-07
46 All Other	\$96,700	\$0
48 HIGHWAY FUND TOTAL	<hr/> \$96,700	<hr/> \$0

50 **ADMINISTRATIVE AND FINANCIAL SERVICES,**

2	DEPARTMENT OF		
	DEPARTMENT TOTALS	2005-06	2006-07
4	HIGHWAY FUND	\$96,700	\$0
6	DEPARTMENT TOTAL - ALL FUNDS	\$96,700	\$0
8	PUBLIC SAFETY, DEPARTMENT OF		
10	Departmentwide - Public Safety		
12	Initiative: Deallocates funds to remain within available		
14	resources. The Commissioner of Public Safety is authorized to		
16	distribute this deallocation among other programs within the		
	Department of Public Safety through the use of financial orders		
	approved by the State Budget Officer.		
18	HIGHWAY FUND	2005-06	2006-07
	Unallocated	(\$95,000)	\$0
20	HIGHWAY FUND TOTAL	(\$95,000)	\$0
22	PUBLIC SAFETY, DEPARTMENT OF		
24	DEPARTMENT TOTALS	2005-06	2006-07
26	HIGHWAY FUND	(\$95,000)	\$0
28	DEPARTMENT TOTAL - ALL FUNDS	(\$95,000)	\$0
30	SECRETARY OF STATE, DEPARTMENT OF		
32	Administration - Motor Vehicles 0077		
34	Initiative: Deallocates funds to remain within available		
36	resources.		
38	HIGHWAY FUND	2005-06	2006-07
	All Other	(\$190,000)	\$0
40	HIGHWAY FUND TOTAL	(\$190,000)	\$0
42	SECRETARY OF STATE, DEPARTMENT OF		
44	DEPARTMENT TOTALS	2005-06	2006-07
	HIGHWAY FUND	(\$190,000)	\$0
46	DEPARTMENT TOTAL - ALL FUNDS	(\$190,000)	\$0
48	TRANSPORTATION, DEPARTMENT OF		
50			

Highway and Bridge Improvement 0406

Initiative: Effective October 1, 2005, eliminates the General Fund Highway and Bridge Improvement account as a result of the establishment of the State Transit, Aviation and Rail Transportation Fund.

GENERAL FUND	2005-06	2006-07
Personal Services	(\$104,139)	(\$137,644)
GENERAL FUND TOTAL	(\$104,139)	(\$137,644)

Highway and Bridge Improvement 0406

Initiative: Deallocates funds to remain within available resources.

HIGHWAY FUND	2005-06	2006-07
All Other	(\$665,000)	\$0
HIGHWAY FUND TOTAL	(\$665,000)	\$0

Transportation Services 0443

Initiative: Effective October 1, 2005, eliminates the General Fund Public Transportation account as a result of the establishment of the State Transit, Aviation and Rail Transportation Fund.

GENERAL FUND	2005-06	2006-07
All Other	(\$367,703)	(\$502,528)
GENERAL FUND TOTAL	(\$367,703)	(\$502,528)

Administration - Aeronautics 0294

Initiative: Effective October 1, 2005, eliminates the General Fund Aeronautics - Administration account as a result of the establishment of the State Transit, Aviation and Rail Transportation Fund.

GENERAL FUND	2005-06	2006-07
All Other	(\$180,179)	(\$240,239)
GENERAL FUND TOTAL	(\$180,179)	(\$240,239)

Administration - Ports and Marine Transportation 0298

Initiative: Eliminates the General Fund Administration - Ports and Marine Transportation account as a result of the

establishment of the Marine Highway Transportation account and the State Transit, Aviation and Rail Transportation Fund.

GENERAL FUND	2005-06	2006-07
All Other	(\$3,113,766)	(\$3,282,446)
GENERAL FUND TOTAL	(\$3,113,766)	(\$3,282,446)

Railroad Assistance Program 0350

Initiative: Effective October 1, 2005, eliminates the General Fund and Other Special Revenue Funds Railroad Assistance Program accounts as a result of the establishment of the State Transit, Aviation and Rail Transportation Fund and transfers one position from the General Fund to the State Transit, Aviation and Rail Transportation Fund.

GENERAL FUND	2005-06	2006-07
POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
Personal Services	(\$48,056)	(\$65,020)
All Other	(\$99,009)	(\$132,013)
GENERAL FUND TOTAL	(\$147,065)	(\$197,033)

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
All Other	(\$358,617)	(\$482,610)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$358,617)	(\$482,610)

Marine Highway Transportation

Initiative: Creates the FY2006-2007 budget for the Marine Highway Transportation account.

HIGHWAY FUND	2005-06	2006-07
All Other	\$3,177,250	\$3,354,808
HIGHWAY FUND TOTAL	\$3,177,250	\$3,354,808

Augusta State Airport 0325

Initiative: Eliminates the operating budget for the Augusta State Airport account for fiscal years 2005-06 and 2006-07 as a result of the establishment of the State Transit, Aviation and Rail Transportation Fund.

AUGUSTA STATE AIRPORT FUND	2005-06	2006-07
All Other	(\$299,970)	(\$399,960)
AUGUSTA STATE AIRPORT FUND TOTAL	(\$299,970)	(\$399,960)

2 **State Transit, Aviation and Rail Transportation Fund**

4 Initiative: Creates the FY2006-2007 budget for the State Transit,
 6 Aviation and Rail Transportation Fund.

8	STATE TRANSIT, AVIATION AND RAIL TRANSPORTATION FUND	2005-06	2006-07
10	POSITIONS - LEGISLATIVE COUNT	1.000	1.000
	Personal Services	\$263,344	\$315,020
12	All Other	\$1,074,874	\$1,403,398
14	STATE TRANSIT, AVIATION AND RAIL TRANSPORTATION FUND TOTAL	<u>\$1,704,571</u>	<u>\$1,718,418</u>
16			
18	TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS	2005-06	2006-07
20	GENERAL FUND	(\$3,912,852)	(\$4,359,890)
	HIGHWAY FUND	\$2,512,250	\$3,354,808
22	OTHER SPECIAL REVENUE FUNDS	(\$358,617)	(\$482,610)
	AUGUSTA STATE AIRPORT FUND	(\$299,970)	(\$399,960)
24	STATE TRANSIT, AVIATION AND RAIL TRANSPORTATION FUND	\$1,704,571	\$1,718,418
26		<u></u>	<u></u>
	DEPARTMENT TOTAL - ALL FUNDS	(\$354,618)	(\$169,234)
28			
30	SECTION TOTALS	2005-06	2006-07
	GENERAL FUND	(\$3,912,852)	(\$4,359,890)
32	HIGHWAY FUND	\$2,323,950	\$3,354,808
	OTHER SPECIAL REVENUE FUNDS	(\$358,617)	(\$482,610)
34	AUGUSTA STATE AIRPORT FUND	(\$299,970)	(\$399,960)
	STATE TRANSIT, AVIATION AND RAIL TRANSPORTATION FUND	\$1,704,571	\$1,718,418
36		<u></u>	<u></u>
38	SECTION TOTAL - ALL FUNDS	(\$542,918)	(\$169,234)

40

PART HHH

42

Sec. HHH-1. Funding for Fractionation Development Center.

44 Notwithstanding any other provision of law, General Fund
 46 appropriations of \$210,000 in fiscal year 2005-06 and \$210,000 in
 48 fiscal year 2006-07 provided to the Office of Innovation within
 the Department of Economic and Community Development in Public
 Law 2005, chapter 12, Part JJJ, section 1 for the Fractionation
 Development Center must be used for the specific purpose set

forth in Part JJJ, section 1 and may not be reduced, eliminated or diverted for any other purpose.

PART III

Sec. III-1. Transfer from Other Special Revenue Funds to unappropriated surplus of General Fund. Notwithstanding any other provision of law, the State Controller shall transfer \$42,500,000 in fiscal year 2005-06 from Other Special Revenue Funds to the unappropriated surplus of the General Fund no later than June 30, 2006. On July 1, 2006, the State Controller shall transfer \$42,500,000 from the General Fund unappropriated surplus along with interest to Other Special Revenue Funds as repayment. This transfer is considered an inter-fund advance to be repaid with interest compounded annually at the earnings rate within the Treasurer of State's cash pool on the date of the advance.

PART JJJ

Sec. JJJ-1. 22 MRSA §3174-II is enacted to read:

§3174-II. MaineCare Stabilization Fund

1. Fund established. The MaineCare Stabilization Fund, referred to in this section as "the fund," is established as an Other Special Revenue Funds account for the purposes specified in this section.

2. Nonlapsing. Any unexpended balances in the fund may not lapse but must be carried forward.

3. Fund purposes. Allocations from the fund must prevent any loss of services or increased cost of services to a MaineCare member or a person receiving benefits under the elderly low-cost drug program under section 254 that would otherwise result from insufficient General Fund appropriations, insufficient federal matching funds or any other shortage of funds, changes in federal or state law, rule or policy or the implementation of the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

4. Report by State Controller. The State Controller shall report at least annually on the fund on or before the 2nd Friday in November to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over health and human services matters. The report must summarize the status of and activity in the fund.

2 **Sec. JJJ-2. Funds deposited.** Any funds remaining from funds
4 appropriated to the Medical Care - Payments to Providers account
6 in Public Law 2005, chapter 386 to fund shortfalls in the account
 for fiscal year 2004-05 must be calculated by the State
 Controller, who shall transfer the funds to the MaineCare
 Stabilization Fund by June 30, 2006.

8
10 **PART KKK**

12 **Sec. KKK-1. Calculation and transfer; General Fund savings**
14 **through increased efficiencies.** Notwithstanding any other provision
16 of law, the State Budget Officer shall calculate the amount of
18 savings that result from this Part that apply against each
20 General Fund account for all departments and agencies except
22 legislative branch departments and agencies from increased
24 efficiencies and shall transfer the amounts by financial order
 upon approval of the Governor. These transfers are considered
 adjustments to appropriations in fiscal years 2005-06 and
 2006-07. The State Budget Officer shall provide the joint
 standing committee of the Legislature having jurisdiction over
 appropriations and financial affairs a report of the transferred
 amounts not later than November 5, 2006.

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

28 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

30 **Executive Branch Departments and Independent**
32 **Agencies - Statewide 0017**

34 Initiative: Reduces funding to be realized through increased
 efficiencies.

36 GENERAL FUND	2005-06	2006-07
Unallocated	(\$1,886,468)	(\$1,886,468)
38 GENERAL FUND TOTAL	(\$1,886,468)	(\$1,886,468)

40
42 **SUMMARY**

44 **PART A**

46 Part A repeals the authority for the Maine Municipal Bond
48 Bank to issue pension cost reduction bonds that was provided in
50 Public Law 2005, chapter 12, Part PPPP, section 1. It also
 appropriates funds to the Teacher Retirement program within the
 Department of Education to restore the deappropriations provided

in Public Law 2005, chapter 12, Part PPPP, section 5. However, the fiscal year 2005-06 appropriation to fund the unfunded actuarial liability of teachers' retirement is reduced to reflect the transfer of \$41,908,402 from the General Fund unappropriated surplus provided in Public Law 2005, chapter 12, Part PPPP, section 2 and the transfer of \$250,000 from the Maine State Retirement System's Administrative Expense Reserve account to the Retirement Allowance Fund on or before January 1, 2006.

PART B

Part B makes reductions to the Department of Administrative and Financial Services as follows: eliminates a Payroll Technician position within the Office of the State Controller, eliminates a Public Service Manager I position within the Bureau of Human Resources, eliminates a Budget Analyst position within the Bureau of the Budget, eliminates a Public Service Manager I position within the Office of Employee Relations, eliminates an Accounting Technician position within the Division of Financial and Personnel Services, reduces funds for the procurement system within the Division of Purchases, reduces heat and power at the Arsenal and Stone buildings, reduces general operating expenses and eliminates some non-life safety contracts within the Buildings and Grounds Operations account and realizes savings in information technology within the Lottery Operations program.

PART C

Part C reduces funding for a number of tax-related programs including reductions in funding for the multistate tax commission and Maine Revenue Services' funding for information technology and training.

PART D

Part D deappropriates funds from the Department of Agriculture, Food and Rural Resources by reducing contractual services for advertising, transferring 1/2 of one position to Other Special Revenue Funds, reducing one position to 1/2 time, eliminating one Division Director position and reducing operational costs.

PART E

Part E reduces funding to the Department of Audit as a result of a transfer of one Auditor III position to an Other Special Revenue Funds account.

PART F

2 Part F does the following.

4 1. It deappropriates funds for the Department of
6 Conservation by reducing assistance to landowners, delaying the
8 purchase of a helicopter used for fire suppression purposes,
 reducing operational costs and split funding 2 positions with
 Other Special Revenue Funds.

10 2. It reduces the percentage of state park fees that are
12 returned to host municipalities.

14 PART G

16 Part G authorizes the Department of Corrections to assess
18 county jails for high-risk prisoners, which will result in an
20 increase in General Fund revenue of \$100,000 annually; provides
22 for the reduction of All Other funds at the state correctional
24 institutions due to expanding the use of supervised community
26 confinement; eliminates a Public Service Coordinator position and
28 transfers one Information Support Specialist position to an Other
30 Special Revenue Funds account; eliminates a Clerk Typist II
32 position and one Correctional Electrician position; transfers 1/2
34 of one Correctional Electrician position from the Long Creek
 Youth Development Center to the Maine Correctional Center;
 eliminates an Auto Mechanic position; eliminates one half-time
 Advocate position; reduces funding to the State Parole Board;
 reduces funding to the County Jail Prisoner Support and Community
 Corrections Fund account; reduces contractual services funds to
 the Adult Community Corrections program; transfers an Information
 Support Specialist position to an Other Special Revenue Funds
 account and deappropriates funds for the Maine Criminal Justice
 Commission.

36 PART H

38 Part H reduces General Fund appropriations to the Maine
40 State Library, the Maine State Museum and the Maine Arts
 Commission.

42 PART I

44 Part I decreases funding to the General Purpose Aid for
46 Local Schools program by \$974,000 in fiscal year 2005-06 and
48 \$12,358,566 in fiscal year 2006-07. This Part reduces funding
50 for debt service by \$974,000 in fiscal year 2005-06 to reflect
 savings captured after payments to projects have been made and by
 \$5,158,566 in fiscal year 2006-07 as a result of postponing the
 start date of certain capital improvement projects. It also
 allows a school administrative unit that proceeds with a project

that has been delayed during the 2006-2007 biennium by using bond anticipation notes to have the interest costs of the temporary borrowing included in the school unit's state and local allocation as a debt service cost or as an adjustment to the unit's monthly subsidy payments. It also decreases funding for special education by \$1,500,000 in fiscal year 2006-07 for those school administrative units that are minimum receivers of state subsidy by holding the transition percentage for special education costs at 84% for fiscal year 2006-07. This Part decreases funding for school bus purchases by \$3,200,000 in fiscal year 2006-07.

Finally, Part I provides that the Department of Education is responsible for capturing the maximum federal reimbursement to local school districts for school-based rehabilitation, day treatment and targeted case management services beginning in January 2006 and deappropriates \$2,500,000 from the General Purpose Aid for Local Schools program in fiscal year 2006-07 for the savings to local districts.

PART J

Part J decreases General Fund appropriations to the Department of Education for programs other than General Purpose Aid for Local Schools.

PART K

Part K reduces funding by \$1,402,250 in fiscal year 2005-06 and \$1,404,150 in fiscal year 2006-07 to the State's higher education institutions.

This Part also authorizes the University of Maine System to use up to the first \$1,000,000 of distribution from the gross slot machine revenue in fiscal year 2006-07 to support graduate student stipends for biomedical scholarships.

PART L

Part L deappropriates \$287,306 in fiscal year 2005-06 and \$281,694 in fiscal year 2006-07 to the Department of Economic and Community Development through reductions in funding to the following: the Eastern Maine Development Corporation, the Somerset County Economic Development Corporation, the Maine Small Business Development Centers, the sponsorship of the Maine Public Broadcasting Corporation's "Made in Maine" program, the Office of Business Development's contract with Marshall Communications, certain contract positions in Farmington, Eastport, Fort Kent and Houlton and the Maine Technology Institute.

PART M

Part M deappropriates funds for the Surface Water Ambient
Toxics Monitoring program.

PART N

Part N shifts funding for a position in the Commission on
Governmental Ethics and Election Practices from the General Fund
to Other Special Revenue Funds.

PART O

Part O reduces funding to the Blaine House from a reduction
in intermittent staff and to the Governor's Office from the
elimination of one Governor's Special Assistant position.

This Part also provides a departmentwide reduction to the
State Planning Office and achieves savings in reductions in
contractual services within the Governor's Office.

PART P

Part P decreases funding for the Business Development
Finance and the Natural Resources and Marketing programs within
the Finance Authority of Maine.

PART Q

Part Q deappropriates funds from the Atlantic Salmon
Commission through reductions in operational costs.

PART R

Part R deappropriates funds from the Department of Inland
Fisheries and Wildlife through use of salary savings in the Maine
Warden Service.

PART S

Part S increases the amount of revenue to be expected from
an accelerated collection by directing the Judicial Department to
access records of the Secretary of State, Bureau of Motor
Vehicles. It also reduces funding to be realized through
increased efficiencies within the Judicial Department.

PART T

2 Part T decreases General Fund appropriations to the
Department of Labor by \$382,900 in fiscal year 2005-06 and
4 \$386,500 in fiscal year 2006-07 by reallocating funding for
certain positions and activities in the department's
Administration program and Employment Services Activities program.

6
8 PART U

Part U lapses \$800,000 from legislative accounts over the
10 2006-2007 biennium. It also reduces funding to the Legislature
as a result of the suspension of step increases in fiscal year
12 2005-06 for only those employees earning \$60,000 or more and not
represented by a bargaining agent and provides a correction to
14 Public Law 2005, chapter 12.

16 PART V

18 Part V deappropriates funds from the Department of Marine
Resources by reducing operating expenses, by reducing funds for
20 capital purchases, by eliminating one Account Clerk I position,
by delaying the hiring of new Marine Patrol positions, by
22 transferring one Marine Resource Technician position to Other
Special Revenue Funds, by eliminating one Word Processor position
24 funded by Other Special Revenue Funds, by reorganizing one
executive-level position and by mothballing 3 patrol vessels.
26 This Part also appropriates funds for expanded PSP testing
pertaining to mahogany quahogs.

28
30 PART W

Part W transfers funding for the Fire Protection Services
32 Commission from the General Fund to Other Special Revenue Funds
within the Department of Public Safety and deappropriates funds
34 for the department by eliminating 2 positions in the Gambling
Control Board and reducing grants to regional EMS councils.

36 PART X

38 Part X deappropriates funds from the Department of the
Secretary of State by eliminating one Account Clerk I position
40 and reducing operating funds.

42 PART Y

44 Part Y deappropriates funds from Personal Services within
the Administration - Treasury program and debt service within the
46 Debt Service - Treasury program.

48 PART Z

2 Part Z reduces funding to the Department of the Attorney
General as a result of the elimination of merit pay increases for
4 unclassified positions in fiscal year 2006-07 and reduces funds
for civil rights teams and deappropriates salary savings from the
Human Services Division account and the District Attorneys
6 Salaries account.

8 PART AA

10 Part AA increases the cigarette tax by \$1 per pack of 20
cigarettes effective September 19, 2005. It also increases the
12 other tobacco tax from 16% of the wholesale price to 20% and the
tax on smokeless tobacco from 62% to 78% of the wholesale price.
14

16 PART BB

Part BB requires the Maine Municipal Bond Bank to transfer
18 \$5,900,000 from the School Revolving Renovation Fund account
representing audit recoveries from major school construction
20 projects paid by General Fund appropriations to the General Fund
no later than October 31, 2005.
22

24 PART CC

Part CC eliminates the General Fund appropriations to the
26 Department of Public Safety for the cost of conducting background
checks and fingerprinting for certain school employees. It also
28 establishes a \$55 fee for the costs of the fingerprinting and
background checks to be paid by the applicant and establishes a
30 nonlapsing dedicated account within the Department of Education
to be used to reimburse the State Bureau of Identification for
32 the cost of conducting the fingerprinting and background checks.

34 PART DD

36 Part DD reduces the amount of state-municipal revenue
sharing distributed from the Local Government Fund, "Revenue
38 Sharing 1," during fiscal year 2006-07 by \$5,000,000. This
transfer does not affect the amounts transferred from the
40 Disproportionate Tax Burden Fund, "Revenue Sharing 2," or the
amounts transferred to the Fund for the Efficient Delivery of
42 Local and Regional Services.

44 PART EE

46 Part EE requires the State Controller to transfer \$2,335,918
in fiscal year 2005-06 and \$2,451,935 in fiscal year 2006-07 from
48 the Fund for the Efficient Delivery of Local and Regional
Services to the unappropriated surplus of the General Fund.
50

PART FF

Part FF does the following:

1. Increases fees for initial teacher, education specialist and administrator certificates and for the renewal of inactive teacher, education specialist and administrator certificates;
2. Establishes renewal fees for active teacher, education specialist and administrator certificates;
3. Assesses a \$35 fee for each additional evaluation of teacher endorsements beyond the initial endorsement;
4. Establishes a \$15 fee for each duplicate certificate;
5. Establishes a \$300 fee for administrative portfolios;
6. Assesses a \$25 initial and renewal fee for each 5-year educational technician authorization; and
7. Establishes an approval requirement for all individuals paid to work in a school or at a Child Development Services System site in positions that do not require certification or authorization and establishes a \$15 fee for the initial approval and for renewal of the approval.

PART GG

Part GG establishes the Professional Standards Board to advise the State Board of Education regarding professional growth, certification and governance of the education profession in this State.

PART HH

Part HH makes adjustments to funding and other changes to selected programs in the Department of Health and Human Services.

PART II

Part II transfers funds and adjusts allocations from the Fund for a Healthy Maine.

PART JJ

Part JJ recognizes the drug subsidy payments the State will receive under the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 and distributes the payments to the affected state funds.

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PART KK

Part KK reduces 2006-07 funding for the MaineCare childless adult waiver program and establishes requirements for meeting this reduction.

PART LL

Part LL requires the Department of Health and Human Services to make hospital lawsuit settlement payments prior to September 30, 2005. Appropriations and allocations are adjusted accordingly.

PART MM

Part MM transfers \$1,125,000 per year from the Dirigo Health Enterprise Fund to the General Fund during the 2006-2007 biennium.

PART NN

Part NN eliminates references to Freeport Towne Square as a state-operated facility to reflect the privatization of this facility and authorizes the Commissioner of Administrative and Financial Services to sell the Freeport Towne Square state-owned property and deposit the proceeds in an Other Special Revenue Funds account within the Department of Health and Human Services.

PART OO

Part OO amends references to the Office of Advocacy within the Department of Health and Human Services and makes adjustments to General Fund appropriations to reflect the privatization of this office.

PART PP

Part PP establishes requirements for a managed behavioral health care services system established by the Department of Health and Human Services and deappropriates funds in anticipation of savings from the system.

PART QQ

Part QQ allots previously appropriated and allocated funds to be used for Medicare Part D prescription drug wraparound services. It creates a new Fund for a Healthy Maine program, FHM - Drugs for the Elderly and Disabled, and reallocates funds currently allocated for this purpose from the existing FHM - Medical Care program. This amendment also allocates the Fund for

2 a Healthy Maine's share of proceeds from slot machines at
commercial race tracks to be used for drug programs for the
4 elderly and disabled and further specifies that these funds must
supplement and not supplant existing funds for this purpose.

6 PART RR

8 Part RR requires the Department of Health and Human Services
to restructure the method of providing services under the
10 MaineCare Katie Beckett option. This Part also deappropriates
funds in anticipation of savings from this initiative.

12 PART SS

14 Part SS requires the Commissioner of Administrative and
Financial Services to work with executive branch departments and
16 agencies statewide to achieve annual salary savings from vacant
positions. It also provides a transfer from the Salary Plan of
18 \$1,000,000 in fiscal year 2005-06 to the undedicated revenue of
the General Fund.

20 PART TT

22 Part TT postpones the 5% increase in the State's share of
24 funding health insurance for retired teachers as provided in
Public Law 2005, chapter 12 from October 1, 2005 to January 1,
26 2006.

28 PART UU

30 Part UU repeals a provision enacted by Public Law 2005,
chapter 12, Part X, section 3 dealing with the State's sharing in
32 a gain with the Maine Education Association health insurance
trust. This provision was found to be illegal.

34 PART VV

36 Part VV requires the State Controller to transfer \$5,000,000
38 from Other Special Revenue Funds dedicated accounts within the
Department of Professional and Financial Regulation to the
40 unappropriated surplus of the General Fund no later than June 30,
2006. This Part also includes a reporting requirement to 3
42 legislative committees to identify the accounts affected and the
amounts transferred.

44 PART WW

46 Part WW deappropriates funds used for grants by the Maine
48 Municipal Bond Bank in the program supporting the Maine Rural
Water Association.

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PART XX

Part XX provides guidance to the Department of Public Safety in the enforcement of laws pertaining to flavored malt beverages.

PART YY

Part YY proposes that the Governor direct the Workforce Cabinet to study the delivery of training and economic and workforce development programs in Maine and identify specific strategies to leverage both state and federal resources. It requires the Workforce Cabinet to develop recommendations to achieve cost savings and report its findings to the Governor by January 2, 2006. This Part also directs the State Budget Officer to calculate the amount of savings for all departments and agencies associated with this Part and to transfer the amounts by financial order upon the approval of the Governor. It also includes a statewide deappropriation in fiscal year 2006-07 for the projected savings.

PART ZZ

Part ZZ transfers a certain part of rents collected by the Department of Administrative and Financial Services from the Maine Military Authority to the General Fund.

PART AAA

Part AAA provides a gas tax refund for certain purchases by the State and adjusts appropriations and allocations to reflect the anticipated savings. It also requires the State Budget Officer to calculate the savings and transfer the amounts by financial order as an adjustment to appropriations and allocations.

PART BBB

Part BBB limits reimbursement of property taxes under the Business Equipment Tax Reimbursement program for the application period that begins on August 1, 2006 to 90% of the property taxes assessed and paid on eligible property.

PART CCC

Part CCC changes the timing of reimbursement under the tree growth tax laws.

PART DDD

2 Part DDD reflects an administrative change to the timing of
payments from the Veterans Tax Reimbursement program.

4
6 PART EEE

8 Part EEE expands the definition of "income" under the Maine
Residents Property Tax Program to include contributions to
retirement accounts and pension plans and amounts paid for
10 benefits under a "cafeteria plan" or dependent care assistance
program in order to more accurately measure household income for
12 purposes of determining an applicant's ability to pay rent or
property taxes on homestead property.

14
16 PART FFF

18 Part FFF alters the income tax calculation for multistate
corporations. The change apportions the total tax rather than
the total income for affected corporations. This change makes
20 the calculation of income tax for multistate corporations
consistent with the calculation for nonresident individual income
22 tax for Maine, including the individual taxation of business
income from sole proprietors and members of pass-through entities
24 that engage in multistate business activity.

26 PART GGG

28 Section 1 clarifies that all programs with Highway Fund
allocations and all Internal Service Funds, Enterprise Funds and
30 Other Special Revenue Funds accounts of the Department of
Transportation are presented for informational purposes into the
32 General Fund budget bills unless a separate Highway Fund budget
is not enacted.

34 Section 2, effective October 1, 2005, authorizes all
36 aircraft registration fees to be deposited to the State Transit,
Aviation and Rail Transportation Fund. This will decrease the
38 General Fund revenues by \$15,000 in fiscal year 2005-06 and
\$20,000 in fiscal year 2006-07. This will increase the revenue in
40 the State Transit, Aviation and Rail Transportation Fund by
\$15,000 in fiscal year 2005-06 and by \$20,000 in fiscal year
42 2006-07.

44 Section 3 creates the State Transit, Aviation and Rail
Transportation Fund as an enterprise fund of the Department of
46 Transportation to manage the alternate modes of transportation.
Section 3 also creates the Marine Highway account in the Highway
48 Fund to allow Highway Fund support to the Maine State Ferry
Service. Section 3 establishes that all accounting methodology

proposed by the Department of Transportation must be approved by the State Controller.

Section 4 repeals the Railroad Preservation and Assistance Fund and section 5 requires that the railroad excise tax revenue derived from the Maine Revised Statutes, Title 36, chapter 361 and taxes paid under Title 36, section 1865 be deposited into the State Transit, Aviation and Rail Transportation Fund account. This will reduce the revenue in the Railroad Preservation and Assistance Fund by \$430,000 in fiscal year 2005-06 and fiscal year 2006-07. This will increase the revenue in the State Transit, Aviation and Rail Transportation Fund by \$430,000 in fiscal year 2005-06 and fiscal year 2006-07.

Sections 6 and 7 change references to the repealed Railroad Preservation and Assistance Fund to refer to the State Transit, Aviation and Rail Transportation Fund.

Section 8 authorizes \$100,000 per year of gasoline taxes attributable to statewide transit efforts to be deposited into the State Transit, Aviation and Rail Transportation Fund account. This will decrease the undedicated Highway Fund revenue by \$100,000 in fiscal year 2005-06 and fiscal year 2006-07. This will increase the revenue in the State Transit, Aviation and Rail Transportation Fund by \$100,000 in fiscal year 2005-06 and fiscal year 2006-07.

Section 9, effective October 1, 2005, directs the Treasurer of State to deposit tax received by the State on internal combustion engine fuels that are sold to be used for aeronautical purposes to the State Transit, Aviation and Rail Transportation Fund. This will decrease General Fund revenue by \$776,250 in fiscal year 2005-06 and \$1,045,000 in fiscal year 2006-07. This will increase the revenue in the State Transit, Aviation and Rail Transportation Fund by \$776,250 in fiscal year 2005-06 and \$1,045,000 in fiscal year 2006-07.

Section 10 directs the State Controller to transfer the existing cash balance in the Railroad Assistance Program, Other Special Revenue Funds account within the Department of Transportation to the State Transit, Aviation and Rail Transportation Fund.

Section 11 provides necessary transition language.

Section 12 requires that the vacancy report to be prepared pursuant to Public Law 2005, chapter 386, Part N be delivered to the Joint Standing Committee on Transportation, in addition to the Joint Standing Committee on Appropriations and Financial Affairs, if the recommendations for position eliminations affect

2 positions funded by the Highway Fund or funds of transportation
programs.

4 Section 13 makes appropriations and allocations of funds.

6 PART HHH

8 Part HHH provides that funds appropriated to the Office of
Innovation within the Department of Economic and Community
10 Development for the Fractionation Development Center in Public
Law 2005, chapter 12, Part JJJ, section 1 must be used for the
12 specific purpose set forth in Part JJJ, section 1 and may not be
reduced, eliminated or diverted for any other purpose.

14

PART III

16

Part III provides a transfer of up to \$42,500,000 in fiscal
18 year 2005-06 from Other Special Revenue Funds to the
unappropriated surplus of the General Fund, which will be repaid
20 on July 1, 2006 with interest.

22

PART JJJ

24 Part JJJ establishes the MaineCare Stabilization Fund, an
Other Special Revenue Funds account, to prevent the loss of
26 services or increased costs of services under the MaineCare
program under the Maine Revised Statutes, Title 22, chapter 855
28 or the elderly low-cost drug program under Title 22, section 254.

30

PART KKK

32

Part KKK provides a statewide reduction of \$1,886,468
annually to be realized through increased efficiencies in the
34 operation of State Government.

FISCAL NOTE REQUIRED
(See attached)



Approved: 06/15/05 *MAC*

122nd MAINE LEGISLATURE

LD _____ LR 2419(01)

An Act To Eliminate Pension Cost Reduction Bonding and Provide Replacement Budgeting Measures

Fiscal Note for Original Bill

Sponsor: Rep. Brannigan

Committee: Appropriations and Financial Affairs

Fiscal Note Required: Yes

Fiscal Note

APPROPRIATIONS AND ALLOCATIONS	2005-06	2006-07
General Fund		
PART A, Section 3	132,325,666	184,081,037
PART B, Section 1	(677,750)	(865,250)
PART C, Section 1	(325,000)	(380,000)
PART D, Section 3	(169,320)	(222,911)
PART E, Section 1	0	(74,195)
PART F, Section 3	(569,941)	(181,938)
PART G, Section 2	(557,817)	(763,829)
PART H, Section 1	(45,424)	(46,387)
PART I, Section 4	(974,000)	(12,358,566)
PART J, Section 1	(636,771)	(652,842)
PART K, Section 2	(1,402,250)	(1,404,150)
PART L, Section 1	(287,306)	(281,694)
PART M, Section 1	(125,000)	(125,000)
PART N, Section 1	(8,248)	(8,865)
PART O, Section 1	(202,772)	(214,996)
PART P, Section 1	(9,635)	(9,635)
PART Q, Section 1	(10,000)	(11,394)
PART R, Section 1	(95,000)	(95,000)
PART S, Section 1	(200,000)	(300,000)
PART T, Section 1	(382,900)	(386,500)
PART U, Section 3	(39,467)	(26,475)
PART V, Section 1	(265,243)	(164,821)
PART W, Section 1	(270,774)	(310,454)
PART X, Section 1	(54,401)	(57,137)
PART Y, Section 1	(4,013,000)	(7,500)
PART Z, Section 1	(160,000)	(557,981)
PART AA, Section 7	79,000	0

PART CC, Section 6	(370,903)	(369,929)
PART HH, Section 2	(2,318,922)	(2,069,822)
PART KK, Section 3	0	(1,500,000)
PART LL, Section 1	16,210,850	(17,860,850)
PART NN, Section 7	(389,533)	(1,825,273)
PART OO, Section 4	0	(440,997)
PART PP, Section 3	0	(10,431,749)
PART RR, Section 2	(500,000)	(1,500,000)
PART TT, Section 1	(441,189)	0
PART WW, Section 1	(5,000)	(5,000)
PART YY, Section 3	0	(565,000)
PART AAA, Section 5	(273,996)	(365,328)
PART BBB, Section 3	20,000	0
PART CCC, Section 2	(5,400,000)	(100,000)
PART DDD, Section 1	(895,000)	(15,000)
PART GGG	(3,912,852)	(4,359,890)
PART KKK	(1,886,468)	(1,886,468)
GENERAL FUND TOTAL	120,759,634	121,278,211
Highway Fund		
PART AAA, Section 5	(244,363)	(325,817)
PART GGG	2,323,950	3,354,808
HIGHWAY FUND TOTAL	2,079,587	3,028,991
Federal Expenditures Fund		
PART T, Section 1	82,900	86,500
PART HH, Section 2	(207,869)	(203,450)
PART KK, Section 3	0	(2,543,127)
PART LL, Section 2	31,931,603	(30,281,603)
PART RR, Section 2	(866,120)	(2,543,127)
PART AAA, Section 5	(14,754)	(19,672)
FEDERAL EXPENDITURES FUND TOTAL	30,925,760	(35,504,479)
Fund for a Healthy Maine		
PART II, Section 2	0	(4,600,000)
PART QQ, Section 3	0	9,813,520
FUND FOR A HEALTHY MAINE TOTAL	0	5,213,520
Other Special Revenue Funds (Excluding Fund for a Healthy Maine)		
PART D, Section 3	36,296	37,560
PART E, Section 1	0	74,195
PART F, Section 3	94,321	97,023
PART G, Section 2	80,570	83,238
PART J, Section 1	179,957	182,022
PART N, Section 1	8,248	8,865
PART T, Section 1	300,000	300,000
PART V, Section 1	51,233	52,895
PART W, Section 1	13,885	13,885

PART CC, Section 6	370,903	369,929
PART HH, Section 2	250,000	0
PART NN, Section 7	0	1,000,000
PART AAA, Section 5	(85,054)	(113,406)
PART GGG	(358,617)	(482,610)
OTHER SPECIAL REVENUE FUNDS TOTAL *	<u>941,742</u>	<u>1,623,596</u>

* Excludes Allocations from the Fund for a Healthy Maine

State Lottery Fund

PART B	0	(500,000)
STATE LOTTERY FUND TOTAL	<u>0</u>	<u>(500,000)</u>

Augusta State Airport Fund

PART GGG	(299,970)	(399,960)
AUGUSTA STATE AIRPORT FUND TOTAL	<u>(299,970)</u>	<u>(399,960)</u>

State Transit, Aviation and Rail Transportation Fund

PART GGG	1,704,571	1,718,418
STATE TRANSIT, AVIATION AND RAIL TRANSPORTATION FUND TOTAL	<u>1,704,571</u>	<u>1,718,418</u>

GENERAL FUND UNDEDICATED REVENUE

	2005-06	2006-07
PART B, Section 1	0	500,000
PART F	230,000	230,000
PART G, Section 1	100,000	100,000
PART S, Section 1	700,000	800,000
PART AA	53,227,108	72,609,461
PART BB, Section 1	5,900,000	0
PART DD	0	5,000,000
PART FF	1,118,050	1,032,500
PART NN	(389,533)	(725,273)
PART OO, Section 4	0	(336,228)
PART XX, Section 1	676,660	1,257,160
PART ZZ, Section 1	855,223	1,109,723
PART AAA	(5,591)	(7,455)
PART BBB	0	7,185,670
PART EEE	371,574	377,667
PART FFF	5,067,660	4,014,270
PART GGG	(636,000)	(1,065,000)
GENERAL FUND UNDEDICATED REVENUE TOTAL	<u>67,215,151</u>	<u>92,082,495</u>

ADJUSTMENTS TO GENERAL FUND BALANCE	2005-06	2006-07
PART A, Section 1		66,656,703
PART U, Section 1	365,000	400,000
PART U, Section 2	35,000	0
PART EE, Section 1	2,335,918	2,451,935
PART II, Section 2	400,000	4,600,000
PART JJ, Section 2	0	1,227,064
PART MM, Section 1	1,125,000	1,125,000
PART SS, Section 2	1,000,000	0
PART VV, Section 1	5,000,000	0
PART III, Section 1	42,500,000	(42,501,020)

**ADJUSTMENTS TO GENERAL FUND BALANCE
TOTAL**

52,760,918	33,959,682
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HIGHWAY FUND REVENUE	2005-06	2006-07
PART AAA	(602,708)	(803,612)
PART GGG	(100,000)	(100,000)
HIGHWAY FUND REVENUE TOTAL	(702,708)	(903,612)

ADJUSTMENTS TO HIGHWAY FUND BALANCE	2005-06	2006-07
PART JJ, Section 3	0	443,276
ADJUSTMENTS TO HIGHWAY FUND BALANCE TOTAL	0	443,276

ADJUSTMENTS TO FUND FOR A HEALTHY MAINE BALANCE	2005-06	2006-07
PART II, Section 2	(400,000)	(4,600,000)
ADJUSTMENTS TO FUND FOR A HEALTHY MAINE BALANCE TOTAL	(400,000)	(4,600,000)