

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**THIRD SPECIAL SESSION**

October 1, 1992 to October 6, 1992

**FOURTH SPECIAL SESSION**

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 2, 1992 to July 14, 1993

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J.S. McCarthy Company  
Augusta, Maine  
1993

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**PUBLIC LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**1993**

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**CHAPTER 410****H.P. 215 - L.D. 283**

**An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995**

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

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

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

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

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

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

**PART A**

**Sec. A-1. Appropriations and allocations.** In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1994 and June 30, 1995, the following sums as designated in the following tabulations are appropriated or allocated out of any money not otherwise appropriated or allocated.

**Sec. A-2. Allotments required.** Upon receipt of allotments duly approved by the Governor based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures of these funds, together with expenditures for other purposes necessary to the conduct of State Government on the basis of these allotments and not otherwise. Allotments for Personal Services, Capital Expenditures and amounts for All Other departmental expenses may not exceed the

amounts shown in the budget document or as they may be revised by the joint standing committee of the Legislature having jurisdiction over these appropriations and allocations, unless recommended by the State Budget Officer and approved by the Governor in accordance with established law.

**Sec. A-3. Personal Services funding.** The amounts provided for Personal Services in appropriated and allocated accounts are subject to the provision that the total number of positions and the costs of those positions in any account may not vary, during any fiscal year, from either the positions included in computing the total dollars appropriated or allocated for Personal Services or in the specific cost of each position upon which the appropriations and allocations are based. The State Budget Officer shall take the action necessary to ensure compliance with this section except as provided for in section 6 of this Part and as follows.

An appointing authority shall comply with the Civil Service Law, rules and regulations and collective bargaining agreements pertaining to the hiring, promoting, demoting and bumping of state employees. The Legislature shall act upon any recommendation for additional appropriations or allocations in order to fund additional requirements created by complying with this paragraph.

Savings accruing from unused funding of employee benefits may not be used to increase services provided by employees. Accrued salary savings generated from vacant positions within an appropriation or allocation for Personal Services may be used for the payment of nonrecurring Personal Services costs within the account where the savings exist. Costs related to acting capacity appointments and emergency, unbudgeted overtime for which it is impractical to budget in advance may be used with the approval of the appointing authority. Other actions such as retroactive compensation for reclassifications or reallocations and retroactive or one-time settlements related to arbitrator or court decisions must be recommended by the department or agency head and approved by the State Budget Officer. Salary and employee benefits savings may not be used to fund recurring Personal Services actions either in the account where the savings exist or in another account.

The amounts appropriated or allocated for Personal Services include funds for the State's share of state employees' retirement. The State Controller shall transfer the State's share to the Maine State Retirement System as soon as practicable after each payroll is paid.

**Sec. A-4. Workers' compensation positions.** Limited period positions may be established for former regular employees of the State who presently are receiving workers' compensation payments from the State when that action will enable those employees to return to productive employment with the State. These positions may

be established, providing funds are available, only until those employees can be returned to regular positions.

Notwithstanding any other restriction on funds appropriated or allocated, the State Budget Officer, after determining that funds are available, may approve the use of these funds or recommend appropriate action to the Governor when the Governor's approval is required.

Available funds may include amounts appropriated or allocated for Personal Services, including funds in any salary account or special account for state employee salary increases, All Other, Capital Expenditures and unallocated.

**Sec. A-5. Personal Services policy and review.** The Bureau of the Budget, during this biennium, shall review continually with all departments the status of their manpower levels and staffing patterns for the purpose of determining whether funds and positions are being utilized and managed in the most economical and efficient manner to accomplish the intent of the Legislature. Permanent positions for which funds are appropriated or allocated must be classified positions unless specifically designated otherwise by the Legislature. It is the responsibility of the Director of Human Resources to ensure that classified and unclassified positions are assigned to the proper pay grade and of the State Budget Officer to ensure that the positions are within authorized headcount and funds.

**Sec. A-6. Personal Services flexibility.** Any classification or reclassification of a position and any allocation or reallocation of a position within the compensation plan made by the Director of Human Resources pursuant to the Civil Service Law and rules become effective on the first day of the fiscal year following approval by the State Budget Officer and the appropriation or allocation of funds for those programs, except that the State Budget Officer, if the officer determines that sufficient funds exist, may authorize an effective date prior to the first day of the ensuing fiscal year. Copies of all actions and certifications must be furnished to the Director of the Office of Fiscal and Program Review.

**Sec. A-7. Number of necessary employees.** The Governor and the State Budget Officer when next preparing budget proposals for the Legislature may adjust at their discretion the figures in parentheses, representing numbers of positions, to reflect the number of positions that in their opinion are necessary to the proper operation of each department, institution or agency.

**Sec. A-8. New or expanded programs.** A department may not establish new programs or expand existing programs beyond the scope of those programs already established, recognized and approved by the Legislature until the program and the method of financing are submitted to the Bureau of the Budget for evaluation and recommendation to the Legislature and until

the funds are made available for those programs by the Legislature.

**Sec. A-9. Seasonal or temporary employees.** All appointing authorities are required by chapter 12, section 4C8(c) of the Civil Service Rules, as amended on June 17, 1991, to inform all seasonal or temporary employees of the approximate date of termination of employment at the time of hire. The notice must be given to all employees who are appointed to time-limited positions or appointments.

**Sec. A-10. Federally funded programs.** It is the intent of the Legislature that, if federal funds are not available as anticipated for programs in this Act, there is no obligation to provide state funds in excess of those listed in this Act. Positions entirely or partially funded by federal or nonstate sources of funds are considered limited-period positions.

**Sec. A-11. Travel limitations.** It is the intent of the Legislature that out-of-state travel be limited. Any state employee who travels out of State on state business, such as law enforcement, collecting, bidding, industrial development or loans, may continue to do so. The Legislature directs that department heads limit the cost of all travel when it is not absolutely needed. A state employee may not be reimbursed for noon meals, unless the expense is incurred while traveling on state business and lodging is required. Any state employee who attends a seminar or other program that includes the cost of a noon meal as part of the tuition or registration fee is not required to reimburse the State for the meal.

**Sec. A-12. Expenditure limitation.** It is the intent of the Legislature that expenditures may not be made from any State Government resource, be it state or federal funds, for the purpose of providing any state employee, elected official or appointee with training intended to enhance and promote that person's image as an individual without the authorization of the Governor.

**Sec. A-13. Equipment to be reviewed.** The Commissioner of Administrative and Financial Services may choose a designee to conduct a thorough review of all types of equipment, including automobiles, pickups and vans, owned, leased or otherwise available to the departments and agencies of the State, regardless of the source of supporting funds, and make recommendations via the budgetary process for combining their use, providing centralized facilities or eliminating existing equipment and facilities, as believed to be in the most economical and efficient interests of the State. The Commissioner of Administrative and Financial Services may develop and institute review and control mechanisms considered necessary to ensure that capital equipment purchases authorized by the Legislature are consistent with the intent for which funds were recommended and made available.

**Sec. A-14. Motor vehicle replacement policy.**

The Director of the Bureau of General Services is directed to require that requisitions for replacement motor vehicles include the age and total mileage of the motor vehicle being replaced. For the purposes of this section, motor vehicles are defined as passenger cars and panel and pickup trucks, excluding those vehicles authorized and assigned for pursuit purposes. Under no circumstances are any state vehicles to be used for commuting purposes. It is the intent of the Legislature that motor vehicles be in service for at least 5 years or 75,000 miles before they are replaced. This policy must also be adopted by the State Budget Officer when next preparing a budget document. Exceptions to the established replacement policy require the prior approval of the Commissioner of Administrative and Financial Services. The Commissioner of Administrative and Financial Services may also set appropriate standards with regard to motor vehicle type, size and equipment and direct that all motor vehicles be purchased in accordance with a commodity calendar established by the Director of the Bureau of General Services.

**Sec. A-15. Significant action recommended by the State Budget Officer.** The Bureau of the Budget shall inform the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs, through the Office of Fiscal and Program Review, of significant action recommended by the bureau in the performance of the budget responsibilities assigned.

**Sec. A-16. State Cost Allocation Program.**

The State Cost Allocation Program shall identify the kind and cost of central services furnished to each state agency from General Fund appropriations annually. The non-General Fund portion of each agency must be assessed for these services as determined by the State Cost Allocation Program procedures to the extent that payments are not expressly prohibited by state or federal law or by the terms of a gift or donation made to the State from private sources. These payments must be credited to the General Fund as undedicated revenue. The State Budget Officer may adjust this assessment to any individual account.

Non-General Fund resources that contribute to funding costs related to general departmentwide functions, such as accounting, personnel administration, maintenance of property records and general purchasing, that have been made available to an account by legislative action may be consolidated into one or more administrative accounts, unless such a consolidation is expressly prohibited by state or federal law. All resources and costs affected by that consolidation must be properly identified and included in the budget process in accordance with the Maine Revised Statutes, Title 5, chapter 149. When the Legislature is not in session and upon recommendation of the State Budget Officer, the Governor may approve necessary adjustments to these consolida-

tions for a period not to exceed the end of the fiscal year. The Director of the Office of Fiscal and Program Review must be notified of any such action. The unencumbered balance of each administrative account established pursuant to this section must be carried forward at the end of each fiscal year and the budgeted transfers to the administrative account for the ensuing year must be reduced proportionally by the amount of that carried balance.

**Sec. A-17. Unified state budget.** The Governor, when submitting the budget to the Legislature, shall submit the budget document and the General Fund and Highway Fund bills in a manner that will identify the gross amount of resources for each program. The gross unified budget bills and budget document encompass resources from all funds, including, but not limited to: General Fund, Highway Fund, federal funds, Federal Block Grant Fund and Other Special Revenue funds. Separate gross unified budget bills must be submitted for the General Fund and the Highway Fund.

**Sec. A-18. Line category amounts of General Fund and Highway Fund.** The amounts included in the unified state budget by line category are the amounts included immediately under the appropriations and allocations section of the individual pages in the budget document for the General Fund and the Highway Fund. These amounts, as adjusted by the Legislature, must be used when preparing work programs by fund for each fiscal year of the biennium.

**Sec. A-19. Multiple accounts certification.** If any amounts identified to a fund in the source of funds section are to be distributed to more than one account within that fund, the department or agency head responsible for those funds shall certify to the State Budget Officer the amounts included in each account by line category and certify that the sum of the accounts by fund, by line category, equals the approved totals of the program within the Act.

**Sec. A-20. Year-end closing.** The State Controller may close the books as soon as practicable after the close of the fiscal years ending June 30, 1994 and June 30, 1995. Any bills presented after those dates may be paid from appropriations or allocations for the ensuing year on recommendation of the State Controller if within the amounts of approved allotments.

**Sec. A-21. Appropriation and allocation balances at year end.** At the end of each fiscal year, all unencumbered appropriation and allocation balances lapse into the fund or the account balance and are not available unless authorized by law. At the end of each fiscal year, all encumbered balances may not be carried more than once.

**Sec. A-22. Reorganization of departments.** A department or agency may not transfer Positions, Per-

sonal Services, All Other or Capital Expenditures funding between accounts when the expenditures of the fund will allow an action to take place that will cause an increased appropriation or allocation request in the Part I current services budget for any account. Any such reorganization must be submitted in the Part II new or expanded services budget or separate legislation.

**Sec. A-23. Appropriation or allocation of funds.** Any funds appearing in this Act that are specifically appropriated or allocated in another Act are included in this Act for informational purposes only, as are general ledger accounts. Governmental funds not specifically appropriated or allocated in another Act are appropriated or allocated in accordance with section 1 of this Part.

**Sec. A-24. Other appropriation and allocation measures.** It is intended that the language in this Act, except for section 23 of this Part, applies to all other appropriation and allocation measures enacted by the Legislature.

**Sec. A-25. Allotments in excess of legislatively authorized allocations.** Allotments in Other Special Revenue accounts may exceed current year allocations and the unused balance of allocations authorized to carry forward by law under the following conditions provided that Other Special Revenue funds are expended in accordance with the statutes that establish them and for no other purpose:

1. Sufficient cash is available from Other Special Revenue or the unencumbered balance authorized to carry forward by law;
2. Allotment is required to provide for the costs of approved collective bargaining agreements;
3. Failure to allot these available funds could have a significant detrimental impact on current programs;
4. Allotment of these available funds is recommended by the State Budget Officer and approved by the Governor by financial order as an allotment increase in the annual work program;
5. Allotment of these available funds is subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs; and
6. Allotment of these funds does not take effect until 30 days after approval by the Governor.

In case of extraordinary emergency situations, the 30-day waiting period beyond approval by the Governor may be waived by vote of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs upon written recommendation of

the State Budget Officer. Dedicated revenue accounts authorized by law to carry unused allocations forward will not be subject to the conditions in this section provided that the request for allotment increase is within the legislatively authorized allocations in this section. It is the intent of the Legislature that authority for unused allocations to carry forward in Other Special Revenue accounts be limited to specific, extraordinary circumstances only.

**Sec. A-26. Allocations.** The following allocations and appropriations are made:

	1993-94	1994-95
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b> Office of the Commissioner - Administrative and Financial Services		
** General Fund		
Positions - Legislative Count	(4.0)	(4.0)
Personal Services	\$295,023	\$288,902
All Other	18,334	18,705
Fund Total	313,357	307,607
<b>INDEPENDENT AUDIT - ADMINISTRATIVE AND FINANCIAL SERVICES</b>		
** General Fund		
All Other	77,867	81,745
Fund Total	77,867	81,745
<b>BUREAU OF ACCOUNTS AND CONTROL</b> Accounts and Control - Bureau of		
** General Fund		
Positions - Legislative Count	(40.0)	(40.0)
Personal Services	1,584,224	1,567,806
All Other	311,028	318,483
Fund Total	1,895,252	1,886,289
<b>ACCOUNTS AND CONTROL - BUREAU OF - SYSTEMS PROJECT</b>		
** General Fund		
All Other	3,031,585	3,041,695
Fund Total	3,031,585	3,041,695
<b>BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS</b> Alcoholic Beverages - General Operation		
Other Participating Funds		
State Alcoholic Beverages Fund		
Positions - Legislative Count	(177.0)	(177.0)
Positions - Other Count	(10.0)	(10.0)
Personal Services	6,846,144	6,818,801
All Other	3,346,812	3,426,204
Fund Total	10,192,956	10,245,005

## LOTTERY OPERATIONS

Other Participating Funds		
State Lottery Fund		
Positions - Legislative Count	(36.0)	(36.0)
Personal Services	1,355,936	1,364,850
All Other	896,921	927,102
Fund Total	2,252,857	2,291,952

BUREAU OF THE BUDGET  
Budget - Bureau of the

** General Fund		
Positions - Legislative Count	(13.0)	(13.0)
Personal Services	751,100	754,734
All Other	45,653	68,000
Capital Expenditures	9,000	6,000
Fund Total	805,753	828,734

CENTRAL MOTOR POOL  
Central Motor Pool

Other Participating Funds		
Central Motor Pool		
Positions - Other Count	(7.5)	(7.5)
Personal Services	258,894	258,148
All Other	1,916,587	1,954,919
Fund Total	2,175,481	2,213,067

STATE CLAIMS COMMISSION  
Claims Board

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	97,632	95,295
All Other	42,197	42,800
Fund Total	139,829	138,095

DIVISION OF DATA  
PROCESSING  
Data Processing Services

Other Participating Funds		
Bureau of Data Processing Fund		
Positions - Other Count	(153.0)	(153.0)
Personal Services	7,088,390	7,086,465
All Other	9,476,764	9,618,379
Fund Total	16,565,154	16,704,844

BUREAU OF STATE  
EMPLOYEE HEALTH  
Employee Health Services

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(9.0)	(9.0)
Personal Services	484,184	475,821
All Other	504,538	515,429
Capital Expenditures	15,000	
Fund Total	1,003,722	991,250

STATE EMPLOYEE HEALTH  
COMMISSION  
Accident - Sickness - Health  
Insurance

Other Special Revenue		
Other Participating Funds		
Positions - Other Count	(10.0)	(10.0)
Personal Services	397,043	396,977
All Other	463,337	488,047
Fund Total	860,380	885,024

BUREAU OF EMPLOYEE  
RELATIONS  
Employee Relations - Office of

** General Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	567,343	565,662
All Other	69,245	69,245
Fund Total	636,588	634,907

DIVISION OF FINANCIAL AND  
PERSONNEL SERVICES  
Financial and Personnel  
Services - Division of

** General Fund		
Positions - Legislative Count	(11.0)	(11.0)
Personal Services	516,632	508,811
All Other	44,068	45,151
Fund Total	560,700	553,962

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(24.0)	(24.0)
Personal Services	915,086	906,712
All Other	51,178	52,435
Capital Expenditures	2,500	2,500
Fund Total	968,764	961,647

SUMMARY - FINANCIAL AND  
PERSONNEL SERVICES -  
DIVISION OF

Positions - Legislative Count	(11.0)	(11.0)
Positions - Other Count	(24.0)	(24.0)
Personal Services	1,431,718	1,415,523
All Other	95,246	97,586
Capital Expenditures	2,500	2,500
Program Total	1,529,464	1,515,609

BUREAU OF GENERAL  
SERVICES  
Buildings and Grounds Operations

** General Fund		
Positions - Legislative Count	(114.0)	(114.0)
Personal Services	3,549,072	3,522,962
All Other	1,686,081	1,721,646
Fund Total	5,235,153	5,244,608

Other Participating Funds		
Other Special Revenue		
All Other	110,245	113,822
Capital Expenditures	1,800	10,000
Fund Total	112,045	123,822

Real Property Lease		
Internal Service Fund		
Positions - Other Count	(1.0)	(1.0)
Personal Services	45,120	46,260
All Other	1,600,000	1,600,000
Fund Total	1,645,120	1,646,260



SUMMARY - BUILDINGS AND  
GROUNDS  
OPERATIONS

Positions - Legislative Count	(114.0)	(114.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	3,594,192	3,569,222
All Other	3,396,326	3,435,468
Capital Expenditures	1,800	10,000
<b>Program Total</b>	<b>6,992,318</b>	<b>7,014,690</b>

## Central Services - Purchases

Other Participating Funds Postal, Printing and Supply Fund		
Positions - Other Count	(72.0)	(72.0)
Personal Services	2,333,128	2,326,976
All Other	1,149,425	1,176,865
<b>Fund Total</b>	<b>3,482,553</b>	<b>3,503,841</b>

Lewiston Office Complex -  
Bureau of Public Improvements

Other Participating Funds Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	29,740	29,757
All Other	124,600	128,000
Capital Expenditures	408,000	408,000
<b>Fund Total</b>	<b>562,340</b>	<b>565,757</b>

## Motor Vehicle Building Maintenance

Other Participating Funds Highway Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	82,990	85,556
All Other	160,696	164,079
<b>Fund Total</b>	<b>243,686</b>	<b>249,635</b>

Public Improvements -  
Planning - Construction -  
Administration

** General Fund		
Positions - Legislative Count	(13.0)	(13.0)
Personal Services	748,978	736,487
All Other	37,878	38,095
<b>Fund Total</b>	<b>786,856</b>	<b>774,582</b>

Public Improvements -  
Division of Safety and  
Environmental Services

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	49,315	48,207
All Other	14,577	14,938
<b>Fund Total</b>	<b>63,892</b>	<b>63,145</b>

## PURCHASES - DIVISION OF

** General Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	325,582	319,267

All Other	33,489	34,531
<b>Fund Total</b>	<b>359,071</b>	<b>353,798</b>

State Police Headquarters  
Building Maintenance

** General Fund		
Personal Services	68,105	68,898
All Other	51,270	52,842
<b>Fund Total</b>	<b>119,375</b>	<b>121,740</b>

Other Participating Funds  
Highway Fund

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	68,105	68,898
All Other	51,269	52,841
<b>Fund Total</b>	<b>119,374</b>	<b>121,739</b>

SUMMARY - STATE POLICE  
HEADQUARTERS BUILDING  
MAINTENANCE

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	136,210	137,796
All Other	102,539	105,683
<b>Program Total</b>	<b>238,749</b>	<b>243,479</b>

Transportation Building  
Maintenance

Other Participating Funds Highway Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	406,323	403,082
All Other	511,924	534,202
<b>Fund Total</b>	<b>918,247</b>	<b>937,284</b>

Bureau of Human Resources  
Administration - Human Resources

** General Fund		
Positions - Legislative Count	(33.0)	(33.0)
Personal Services	1,614,407	1,596,210
All Other	222,596	228,129
Capital Expenditures	3,958	5,937
<b>Fund Total</b>	<b>1,840,961</b>	<b>1,830,276</b>

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	78,457	80,093
All Other	161,201	169,175
Capital Expenditures	1,979	3,848
<b>Fund Total</b>	<b>241,637</b>	<b>253,116</b>

SUMMARY - ADMINISTRATION -  
HUMAN RESOURCES

Positions - Legislative Count	(33.0)	(33.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	1,692,864	1,676,303
All Other	383,797	397,304
Capital Expenditures	5,937	9,785
<b>Program Total</b>	<b>2,082,598</b>	<b>2,083,392</b>

BUREAU OF INFORMATION SERVICES			Capital Expenditures	368,500	367,200
Information Services			Fund Total	18,694,089	18,827,792
Other Participating Funds			Other Participating Funds		
Office of Information Services			Other Special Revenue		
Fund			All Other	2,761	2,849
Positions - Other Count	(11.0)	(11.0)	Fund Total	2,761	2,849
Personal Services	631,260	624,426			
All Other	434,822	453,611			
Fund Total	1,066,082	1,078,037			
			<b>SUMMARY - TAXATION - BUREAU OF</b>		
Intergovernmental			Positions - Legislative Count	(308.0)	(308.0)
Telecommunications Fund			Positions - Other Count	(22.5)	(22.5)
Other Participating Funds			Personal Services	12,998,633	13,032,604
Intergovernmental			All Other	5,329,717	5,430,837
Telecommunications Fund			Capital Expenditures	368,500	367,200
Positions - Legislative Count	(33.5)	(33.5)	Program Total	18,696,850	18,830,641
Personal Services	1,366,332	1,375,300	Tree Growth Tax Reimbursement		
All Other	1,593,994	1,651,205	** General Fund		
Fund Total	2,960,326	3,026,505	All Other	3,075,000	3,100,000
			Fund Total	3,075,000	3,100,000
DIVISION OF RISK MANAGEMENT			Unorganized Territory		
Risk Management - Claims			Education and Services Fund - Finance		
Other Participating Funds			Other Participating Funds		
Risk Management Fund			Other Special Revenue		
Positions - Other Count	(5.0)	(5.0)	All Other	4,284,949	4,413,498
Personal Services	243,387	241,880	Fund Total	4,284,949	4,413,498
All Other	4,044,911	4,039,134	Veterans Tax Reimbursement		
Fund Total	4,288,298	4,281,014	** General Fund		
			All Other	710,500	753,000
BUREAU OF TAXATION			Fund Total	710,500	753,000
County Tax Reimbursement			<b>SUMMARY - DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b>		
Other Participating Funds			** General Fund		
Other Special Revenue			Positions - Legislative Count	(555.0)	(555.0)
All Other	605,000	610,000	Positions - Other Count	(22.5)	(22.5)
Fund Total	605,000	610,000	Personal Services	23,068,414	23,010,550
			All Other	42,395,736	45,587,900
Elderly Householders' Tax Refund			Capital Expenditures	381,458	379,137
** General Fund			Umbrella Fund Total	65,845,608	68,977,587
All Other	5,860,124	6,031,615	Other Participating Funds		
Fund Total	5,860,124	6,031,615	Highway Fund		
Elderly Tax Deferral Program			Positions - Legislative Count	(24.0)	(24.0)
** General Fund			Personal Services	655,050	652,831
All Other	128,000	195,000	All Other	766,086	793,922
Fund Total	128,000	195,000	Umbrella Fund Total	1,421,136	1,446,753
Maine Residents Property Tax Program			Other Special Revenue		
** General Fund			Positions - Legislative Count	(46.0)	(46.0)
All Other	21,651,485	24,347,092	Personal Services	1,904,510	1,889,360
Fund Total	21,651,485	24,347,092	All Other	6,307,809	6,493,255
			Capital Expenditures	429,279	424,348
Taxation - Bureau of			Umbrella Fund Total	8,641,598	8,806,963
** General Fund					
Positions - Legislative Count	(308.0)	(308.0)			
Positions - Other Count	(22.5)	(22.5)			
Personal Services	12,998,633	13,032,604			
All Other	5,326,956	5,427,988			

Postal, Printing and Supply Fund		
Positions - Other Count	(72.0)	(72.0)
Personal Services	2,333,128	2,326,976
All Other	1,149,425	1,176,865
Umbrella Fund Total	<u>3,482,553</u>	<u>3,503,841</u>
Telecommunication Fund		
Positions - Legislative Count	(33.5)	(33.5)
Personal Services	1,366,332	1,375,300
All Other	1,593,994	1,651,205
Umbrella Fund Total	<u>2,960,326</u>	<u>3,026,505</u>
Office of Information Services		
Positions - Other Count	(11.0)	(11.0)
Personal Services	631,260	624,426
All Other	434,822	453,611
Umbrella Fund Total	<u>1,066,082</u>	<u>1,078,037</u>
Risk Management Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	243,387	241,880
All Other	4,044,911	4,039,134
Umbrella Fund Total	<u>4,288,298</u>	<u>4,281,014</u>
Bureau of Data Processing		
Positions - Other Count	(153.0)	(153.0)
Personal Services	7,088,390	7,086,465
All Other	9,476,764	9,618,379
Umbrella Fund Total	<u>16,565,154</u>	<u>16,704,844</u>
Central Motor Pool		
Positions - Other Count	(7.5)	(7.5)
Personal Services	258,894	258,148
All Other	1,916,587	1,954,919
Umbrella Fund Total	<u>2,175,481</u>	<u>2,213,067</u>
Real Property Lease		
Internal Service Fund		
Positions - Other Count	(1.0)	(1.0)
Personal Services	45,120	46,260
All Other	1,600,000	1,600,000
Umbrella Fund Total	<u>1,645,120</u>	<u>1,646,260</u>
Alcoholic Beverage Fund		
Positions - Legislative Count	(177.0)	(177.0)
Positions - Other Count	(10.0)	(10.0)
Personal Services	6,846,144	6,818,801
All Other	3,346,812	3,426,204
Umbrella Fund Total	<u>10,192,956</u>	<u>10,245,005</u>
State Lottery Fund		
Positions - Legislative Count	(36.0)	(36.0)
Personal Services	1,355,936	1,364,850
All Other	896,921	927,102
Umbrella Fund Total	<u>2,252,857</u>	<u>2,291,952</u>

**SUMMARY - DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES**

Positions - Legislative Count	(825.5)	(825.5)
Positions - Other Count	(328.0)	(328.0)
Personal Services	45,796,565	45,695,847

All Other	73,929,867	77,722,496
Capital Expenditures	810,737	803,485
<b>Umbrella Grand Total</b>	<u>120,537,169</u>	<u>124,221,828</u>

**MAINE ADVOCACY SERVICES**  
Maine Advocacy Services

** General Fund		
All Other	45,000	45,000
<b>Fund Total</b>	<u>45,000</u>	<u>45,000</u>

**DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES**

**ADMINISTRATIVE SERVICES DIVISION (AGRICULTURE)**  
Administration - Agriculture

** General Fund		
Positions - Legislative Count	(16.5)	(16.5)
Personal Services	840,237	835,791
All Other	246,910	253,722
Capital Expenditures	28,740	28,740
<b>Fund Total</b>	<u>1,115,887</u>	<u>1,118,253</u>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(0.5)	(0.5)
Personal Services	14,718	14,162
All Other	252,000	252,000
<b>Fund Total</b>	<u>266,718</u>	<u>266,162</u>

Other Special Revenue

Positions - Other Count	(0.5)	(0.5)
Personal Services	14,849	14,588
All Other	400,000	400,000
<b>Fund Total</b>	<u>414,849</u>	<u>414,588</u>

**SUMMARY - ADMINISTRATION - AGRICULTURE**

Positions - Legislative Count	(16.5)	(16.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	869,804	864,541
All Other	898,910	905,722
Capital Expenditures	28,740	28,740
<b>Program Total</b>	<u>1,797,454</u>	<u>1,799,003</u>

Aroostook Water and Soil Management Fund

Other Participating Funds  
Federal Expenditure Fund

All Other	540,000	540,000
<b>Fund Total</b>	<u>540,000</u>	<u>540,000</u>

**MAINE DAIRY AND NUTRITION COUNCIL**  
Dairy and Nutrition Council Committee

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(3.5)	(3.5)

Personal Services	135,904	133,167
All Other	74,115	74,117
<b>Fund Total</b>	<b>210,019</b>	<b>207,284</b>

**MAINE DAIRY PROMOTIONS BOARD**  
Dairy Promotions Board

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(2.0)	(2.0)
Personal Services	66,961	65,634
All Other	528,342	532,078
Capital Expenditures	4,000	4,000
<b>Fund Total</b>	<b>599,303</b>	<b>601,712</b>

**STATE HARNESS RACING COMMISSION**  
Harness Racing Commission

** General Fund		
Positions - Legislative Count	(6.0)	(6.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	361,552	358,468
All Other	330,397	340,579
Capital Expenditures	1,800	1,200
<b>Fund Total</b>	<b>693,749</b>	<b>700,247</b>

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	51,209	49,930
All Other	1,636,121	1,637,570
<b>Fund Total</b>	<b>1,687,330</b>	<b>1,687,500</b>

**SUMMARY - HARNESS RACING COMMISSION**

Positions - Legislative Count	(6.0)	(6.0)
Positions - Other Count	(3.0)	(3.0)
Personal Services	412,761	408,398
All Other	1,966,518	1,978,149
Capital Expenditures	1,800	1,200
<b>Program Total</b>	<b>2,381,079</b>	<b>2,387,747</b>

**MAINE POTATO BOARD**  
Potato Board

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(6.0)	(6.0)
Personal Services	245,879	252,509
All Other	847,253	847,703
Capital Expenditures	1,000	
<b>Fund Total</b>	<b>1,094,132</b>	<b>1,100,212</b>

**BUREAU OF AGRICULTURAL MARKETING**  
Marketing Services - Agriculture

** General Fund		
Positions - Legislative Count	(13.0)	(13.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	643,650	635,359
All Other	149,397	152,505
<b>Fund Total</b>	<b>793,047</b>	<b>787,864</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(21.0)	(21.0)
Personal Services	773,910	784,865
All Other	197,907	198,850
<b>Fund Total</b>	<b>971,817</b>	<b>983,715</b>

Other Special Revenue		
Positions - Other Count	(49.5)	(49.5)
Personal Services	1,300,796	1,344,403
All Other	404,026	413,826
<b>Fund Total</b>	<b>1,704,822</b>	<b>1,758,229</b>

**SUMMARY - MARKETING SERVICES - AGRICULTURE**

Positions - Legislative Count	(13.0)	(13.0)
Positions - Other Count	(72.5)	(72.5)
Personal Services	2,718,356	2,764,627
All Other	751,330	765,181
<b>Program Total</b>	<b>3,469,686</b>	<b>3,529,808</b>

**POTATO QUALITY CONTROL - REDUCING INSPECTION COSTS**

** General Fund		
All Other	95,652	95,652
<b>Fund Total</b>	<b>95,652</b>	<b>95,652</b>

**MAINE MILK COMMISSION**  
Milk Commission

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(4.5)	(4.5)
Personal Services	189,111	189,242
All Other	10,272,549	11,274,023
Capital Expenditures	7,000	7,000
<b>Fund Total</b>	<b>10,468,660</b>	<b>11,470,265</b>

**BOARD OF PESTICIDES CONTROL**  
Pesticides Control - Board of

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(8.0)	(8.0)
Personal Services	292,091	293,876
All Other	264,829	266,924
Capital Expenditures	6,500	6,500
<b>Fund Total</b>	<b>563,420</b>	<b>567,300</b>

Other Special Revenue		
Positions - Other Count	(12.5)	(12.5)
Personal Services	533,689	529,238
All Other	341,871	344,170
Capital Expenditures	18,500	16,632
<b>Fund Total</b>	<b>894,060</b>	<b>890,040</b>

**SUMMARY - PESTICIDES CONTROL - BOARD OF**

Positions - Other Count	(20.5)	(20.5)
Personal Services	825,780	823,114
All Other	606,700	611,094

Capital Expenditures	25,000	23,132
Program Total	<u>1,457,480</u>	<u>1,457,340</u>

Capital Expenditures	30,000	14,680
Fund Total	<u>1,356,887</u>	<u>1,336,537</u>

**SEED POTATO BOARD**  
Seed Potato Board

** General Fund		
All Other	163,083	163,083
Fund Total	<u>163,083</u>	<u>163,083</u>

Other Participating Funds		
Highway Fund		
Personal Services	25,104	25,104
All Other	5,618	5,635
Capital Expenditures	1,000	0
Fund Total	<u>31,722</u>	<u>30,739</u>

Other Participating Funds		
Seed Potato Board Fund		
Positions - Other Count	(19.0)	(19.0)
Personal Services	938,179	962,081
All Other	760,109	785,309
Fund Total	<u>1,698,288</u>	<u>1,747,390</u>

Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	170,673	176,637
All Other	147,573	155,167
Fund Total	<u>318,246</u>	<u>331,804</u>

**SUMMARY - SEED POTATO BOARD**

Positions - Other Count	(19.0)	(19.0)
Personal Services	938,179	962,081
All Other	923,192	948,392
Program Total	<u>1,861,371</u>	<u>1,910,473</u>

**SUMMARY - PUBLIC SERVICES - AGRICULTURE**

Positions - Legislative Count	(29.0)	(29.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	1,358,370	1,358,309
All Other	317,485	326,091
Capital Expenditures	31,000	14,680
Program Total	<u>1,706,855</u>	<u>1,699,080</u>

**BUREAU OF AGRICULTURAL PRODUCTION**  
Agricultural Production

** General Fund		
Positions - Legislative Count	(18.0)	(18.0)
Personal Services	887,313	877,535
All Other	240,664	243,997
Fund Total	<u>1,127,977</u>	<u>1,121,532</u>

Consumer Services - Agriculture

Other Participating Funds		
Federal Expenditure Fund		
Personal Services	11,414	10,570
All Other	617	637
Fund Total	<u>12,031</u>	<u>11,207</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(1.0)	(1.0)
Personal Services	32,565	31,925
All Other	2,255	2,255
Fund Total	<u>34,820</u>	<u>34,180</u>

Other Special Revenue		
Positions - Other Count	(0.5)	(0.5)
Personal Services	13,101	13,285
All Other	55,248	55,557
Fund Total	<u>68,349</u>	<u>68,842</u>

Other Special Revenue		
Positions - Other Count	(20.0)	(20.0)
Personal Services	845,339	846,900
All Other	275,955	281,364
Fund Total	<u>1,121,294</u>	<u>1,128,264</u>

**SUMMARY - CONSUMER SERVICES - AGRICULTURE**

Positions - Other Count	(0.5)	(0.5)
Personal Services	24,515	23,855
All Other	55,865	56,194
Program Total	<u>80,380</u>	<u>80,049</u>

**SUMMARY - AGRICULTURAL PRODUCTION**

Positions - Legislative Count	(18.0)	(18.0)
Positions - Other Count	(21.0)	(21.0)
Personal Services	1,765,217	1,756,360
All Other	518,874	527,616
Program Total	<u>2,284,091</u>	<u>2,283,976</u>

**BUREAU OF AGRICULTURAL AND RURAL RESOURCES**  
Agricultural and Rural Resource Development

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	50,510	49,659
All Other	3,096	3,163
Fund Total	<u>53,606</u>	<u>52,822</u>

**BUREAU OF PUBLIC SERVICES**  
Public Services - Agriculture

** General Fund		
Positions - Legislative Count	(29.0)	(29.0)
Personal Services	1,162,593	1,156,568
All Other	164,294	165,289

Other Participating Funds  
Other Special Revenue

All Other	1,000	1,000
Fund Total	<u>1,000</u>	<u>1,000</u>

**SUMMARY - AGRICULTURAL AND RURAL RESOURCE DEVELOPMENT**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	50,510	49,659
All Other	4,096	4,163
Program Total	<u>54,606</u>	<u>53,822</u>

**STATE SOIL AND WATER CONSERVATION COMMISSION**  
Soil and Water Conservation Commission

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	56,923	55,842
All Other	98,837	99,546
Fund Total	<u>155,760</u>	<u>155,388</u>

**POTATO MARKET IMPROVEMENT**

Potato Market Improvement Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	83,126	82,772
All Other	132,512	132,943
Fund Total	<u>215,638</u>	<u>215,715</u>

**SUMMARY - DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES**

** General Fund		
Positions - Legislative Count	(84.5)	(84.5)
Positions - Other Count	(4.0)	(4.0)
Personal Services	4,002,778	3,969,222
All Other	1,492,330	1,517,536
Capital Expenditures	60,540	44,620
Umbrella Fund Total	<u>5,555,648</u>	<u>5,531,378</u>

Other Participating Funds		
Highway Fund		
Personal Services	25,104	25,104
All Other	5,618	5,635
Capital Expenditures	1,000	
Umbrella Fund Total	<u>31,722</u>	<u>30,739</u>

Federal Expenditure Fund		
Positions - Other Count	(30.5)	(30.5)
Personal Services	1,124,698	1,135,398
All Other	1,257,608	1,260,666
Capital Expenditures	6,500	6,500
Umbrella Fund Total	<u>2,388,806</u>	<u>2,402,564</u>

Other Special Revenue		
Positions - Other Count	(104.0)	(104.0)
Personal Services	3,567,511	3,615,533
All Other	14,984,053	16,016,575
Capital Expenditures	30,500	27,632
Umbrella Fund Total	<u>18,582,064</u>	<u>19,659,740</u>

Seed Potato Board		
Positions - Other Count	(19.0)	(19.0)
Personal Services	938,179	962,081
All Other	760,109	785,309
Umbrella Fund Total	<u>1,698,288</u>	<u>1,747,390</u>

Potato Market Improvement Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	83,126	82,772
All Other	132,512	132,943
Fund Total	<u>215,638</u>	<u>215,715</u>

**SUMMARY - DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES**

Positions - Legislative Count	(84.5)	(84.5)
Positions - Other Count	(159.5)	(159.5)
Personal Services	9,741,396	9,790,110
All Other	18,632,230	19,718,664
Capital Expenditures	98,540	78,752
Umbrella Grand Total	<u>28,472,166</u>	<u>29,587,526</u>

**MAINE ARTS COMMISSION**  
Arts - Administration

** General Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	422,742	420,579
All Other	18,893	19,288
Fund Total	<u>441,635</u>	<u>439,867</u>

Arts - Arts Discipline Grants

Other Participating Funds		
Federal Expenditure Fund		
All Other	177,988	178,016
Fund Total	<u>177,988</u>	<u>178,016</u>

**ARTS - GENERAL GRANTS PROGRAM**

Other Participating Funds		
Federal Expenditure Fund		
All Other	300,000	300,000
Fund Total	<u>300,000</u>	<u>300,000</u>

Arts - Sponsored Program

** General Fund		
All Other	206,094	206,476
Fund Total	<u>206,094</u>	<u>206,476</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	116,230	114,607
All Other	168,631	169,588
Fund Total	<u>284,861</u>	<u>284,195</u>

Other Special Revenue		
All Other	7,467	7,467
Fund Total	<u>7,467</u>	<u>7,467</u>

**SUMMARY - ARTS -  
SPONSORED PROGRAM**

Positions - Other Count	(2.0)	(2.0)
Personal Services	116,230	114,607
All Other	382,192	383,531
<b>Program Total</b>	<b>498,422</b>	<b>498,138</b>

**SUMMARY - MAINE ARTS  
COMMISSION**

**\*\* General Fund**

Positions - Legislative Count	(8.0)	(8.0)
Personal Services	422,742	420,579
All Other	224,987	225,764
<b>Umbrella Fund Total</b>	<b>647,729</b>	<b>646,343</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(2.0)	(2.0)
Personal Services	116,230	114,607
All Other	646,619	647,604
<b>Umbrella Fund Total</b>	<b>762,849</b>	<b>762,211</b>

Other Special Revenue

All Other	7,467	7,467
<b>Umbrella Fund Total</b>	<b>7,467</b>	<b>7,467</b>

**SUMMARY - MAINE ARTS  
COMMISSION**

Positions - Legislative Count	(8.0)	(8.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	538,972	535,186
All Other	879,073	880,835
<b>Umbrella Grand Total</b>	<b>1,418,045</b>	<b>1,416,021</b>

**ATLANTIC STATES MARINE  
FISHERIES COMMISSION**

Atlantic States Marine  
Fisheries Commission

**\*\* General Fund**

All Other	18,573	18,758
<b>Fund Total</b>	<b>18,573</b>	<b>18,758</b>

**DEPARTMENT OF THE  
ATTORNEY GENERAL**

Administration - Attorney General

**\*\* General Fund**

Positions - Legislative Count	(73.5)	(73.5)
Personal Services	4,114,840	4,171,943
All Other	490,958	497,289
Capital Expenditures	45,326	10,662
<b>Fund Total</b>	<b>4,651,124</b>	<b>4,679,894</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(24.0)	(24.0)
Personal Services	1,191,372	1,204,918
All Other	114,048	115,261
<b>Fund Total</b>	<b>1,305,420</b>	<b>1,320,179</b>

Other Special Revenue

Positions - Other Count	(29.5)	(29.5)
Personal Services	1,583,385	1,616,640
All Other	275,066	278,466
<b>Fund Total</b>	<b>1,858,451</b>	<b>1,895,106</b>

**SUMMARY - ADMINISTRATION -  
ATTORNEY GENERAL**

Positions - Legislative Count	(73.5)	(73.5)
Positions - Other Count	(53.5)	(53.5)
Personal Services	6,889,597	6,993,501
All Other	880,072	891,016
Capital Expenditures	45,326	10,662
<b>Program Total</b>	<b>7,814,995</b>	<b>7,895,179</b>

District Attorneys' Salaries

**\*\* General Fund**

Personal Services	3,174,826	3,241,774
<b>Fund Total</b>	<b>3,174,826</b>	<b>3,241,774</b>

Other Participating Funds  
Highway Fund

Personal Services	471,500	471,500
All Other	16,000	16,000
<b>Fund Total</b>	<b>487,500</b>	<b>487,500</b>

**SUMMARY - DISTRICT  
ATTORNEYS' SALARIES**

Personal Services	3,646,326	3,713,274
All Other	16,000	16,000
<b>Program Total</b>	<b>3,662,326</b>	<b>3,729,274</b>

**HUMAN SERVICES DIVISION**

**\*\* General Fund**

Positions - Legislative Count	(12.0)	(12.0)
Personal Services	628,095	639,879
All Other	82,834	84,322
<b>Fund Total</b>	<b>710,929</b>	<b>724,201</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(17.5)	(17.5)
Personal Services	848,693	858,919
All Other	49,510	50,066
<b>Fund Total</b>	<b>898,203</b>	<b>908,985</b>

Other Special Revenue

Positions - Other Count	(3.0)	(3.0)
Personal Services	151,369	153,466
All Other	5,106	5,176
<b>Fund Total</b>	<b>156,475</b>	<b>158,642</b>

Federal Block Grant

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	99,699	101,681
All Other	3,363	3,430
<b>Fund Total</b>	<b>103,062</b>	<b>105,111</b>

SUMMARY - HUMAN SERVICES DIVISION

Positions - Legislative Count	(14.0)	(14.0)
Positions - Other Count	(20.5)	(20.5)
Personal Services	1,727,856	1,753,945
All Other	140,813	142,994
Program Total	1,868,669	1,896,939

OFFICE OF CHIEF MEDICAL EXAMINER FOR THE STATE  
Chief Medical Examiner -  
Office of

** General Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	496,757	495,042
All Other	239,226	245,479
Capital Expenditures	10,000	10,000
Fund Total	745,983	750,521

VICTIMS' COMPENSATION BOARD  
Victims' Compensation Board

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.5)	(1.5)
Personal Services	47,868	49,069
All Other	106,872	108,096
Fund Total	154,740	157,165

SUMMARY - DEPARTMENT OF THE ATTORNEY GENERAL

** General Fund		
Positions - Legislative Count	(93.5)	(93.5)
Personal Services	8,414,518	8,548,638
All Other	813,018	827,090
Capital Expenditures	55,326	20,662
Umbrella Fund Total	9,282,862	9,396,390

Other Participating Funds  
Highway Fund

Personal Services	471,500	471,500
All Other	16,000	16,000
Umbrella Fund Total	487,500	487,500

## Federal Expenditure Fund

Positions - Other Count	(41.5)	(41.5)
Personal Services	2,040,065	2,063,837
All Other	163,558	165,327
Umbrella Fund Total	2,203,623	2,229,164

## Other Special Revenue

Positions - Other Count	(34.0)	(34.0)
Personal Services	1,782,622	1,819,175
All Other	387,044	391,738
Umbrella Fund Total	2,169,666	2,210,913

## Federal Block Grant Fund

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	99,699	101,681
All Other	3,363	3,430
Umbrella Fund Total	103,062	105,111

SUMMARY - DEPARTMENT OF THE ATTORNEY GENERAL

Positions - Legislative Count	(95.5)	(95.5)
Positions - Other Count	(75.5)	(75.5)
Personal Services	12,808,404	13,004,831
All Other	1,382,983	1,403,585
Capital Expenditures	55,326	20,662
Umbrella Grand Total	14,246,713	14,429,078

DEPARTMENT OF AUDIT  
DEPARTMENTAL BUREAU  
(AUDIT)  
Audit - Departmental Bureau

** General Fund		
Positions - Legislative Count	(25.5)	(25.5)
Personal Services	1,357,701	1,347,021
All Other	108,130	110,986
Capital Expenditures	11,000	12,000
Fund Total	1,476,831	1,470,007

MUNICIPAL BUREAU (AUDIT)  
Audit - Municipal Bureau

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(18.0)	(18.0)
Personal Services	818,727	825,691
All Other	185,148	187,462
Fund Total	1,003,875	1,013,153

UNORGANIZED TERRITORY  
(AUDIT)  
Audit - Unorganized Territory

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(2.0)	(2.0)
Personal Services	88,432	87,491
All Other	23,307	23,884
Fund Total	111,739	111,375

SUMMARY - DEPARTMENT OF AUDIT

** General Fund		
Positions - Legislative Count	(25.5)	(25.5)
Personal Services	1,357,701	1,347,021
All Other	108,130	110,986
Capital Expenditures	11,000	12,000
Umbrella Fund Total	1,476,831	1,470,007

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(20.0)	(20.0)
Personal Services	907,159	913,182
All Other	208,455	211,346
Umbrella Fund Total	1,115,614	1,124,528

SUMMARY - DEPARTMENT OF AUDIT

Positions - Legislative Count	(25.5)	(25.5)
Positions - Other Count	(20.0)	(20.0)
Personal Services	2,264,860	2,260,203
All Other	316,585	322,332
Capital Expenditures	11,000	12,000
Umbrella Grand Total	2,592,445	2,594,535



**BAXTER STATE PARK  
AUTHORITY**  
Baxter State Park Authority

All Other	357,984	374,263
Program Total	1,601,151	1,604,340

## Other Participating Funds

Other Special Revenue		
Positions - Other Count	(33.0)	(33.0)
Personal Services	1,173,555	1,148,731
All Other	632,845	655,821
Capital Expenditures	82,000	112,000
Fund Total	1,888,400	1,916,552

## COASTAL ISLAND REGISTRY

Coastal Island Registry		
Other Participating Funds		
Other Special Revenue		
All Other	99	102
Fund Total	99	102

**MAINE BLUEBERRY  
COMMISSION**  
Blueberry Commission

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	61,067	64,119
All Other	532,933	535,881
Fund Total	594,000	600,000

**MAINE CONSERVATION CORPS**  
Maine Conservation Corps

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	155,925	154,352
All Other	74,424	77,961
Fund Total	230,349	232,313
Other Participating Funds		
Other Special Revenue		
Personal Services	60,834	60,834
All Other	108,820	112,186
Fund Total	169,654	173,020

**DEPARTMENT OF  
CONSERVATION**  
Forest Recreation Resource Fund

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	24,085	23,860
All Other	5,845	5,609
Capital Expenditures	5,000	6,000
Fund Total	34,930	35,469

**SUMMARY - MAINE  
CONSERVATION CORPS**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	216,759	215,186
All Other	183,244	190,147
Program Total	400,003	405,333

**ADMINISTRATIVE SERVICES  
DIVISION (CONSERVATION)**  
Administrative Services -  
Conservation

** General Fund		
Positions - Legislative Count	(16.5)	(16.5)
Personal Services	891,258	877,302
All Other	70,599	72,834
Fund Total	961,857	950,136

**DIVISION OF ENGINEERING  
AND REALTY**  
Engineering and Realty

** General Fund		
Positions - Legislative Count	(5.5)	(5.5)
Personal Services	288,220	280,801
All Other	17,950	18,480
Fund Total	306,170	299,281

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(3.5)	(3.5)
Personal Services	128,966	132,343
All Other	225,671	237,367
Fund Total	354,637	369,710

**DIVISION OF FOREST FIRE  
CONTROL**  
Forest Fire Control -  
Municipal Assistance Grants

** General Fund		
All Other	51,100	51,100
Fund Total	51,100	51,100

Other Special Revenue		
Positions - Other Count	(6.0)	(6.0)
Personal Services	222,943	220,432
All Other	61,714	64,062
Fund Total	284,657	284,494

**Forest Fire Control -  
Division of**

** General Fund		
Positions - Legislative Count	(111.5)	(111.5)
Positions - Other Count	(27.0)	(27.0)
Personal Services	5,771,197	5,708,777
All Other	2,304,216	2,385,769
Capital Expenditures	298,687	298,687
Fund Total	8,374,100	8,393,233

**SUMMARY - ADMINISTRATIVE  
SERVICES - CONSERVATION**

Positions - Legislative Count	(16.5)	(16.5)
Positions - Other Count	(9.5)	(9.5)
Personal Services	1,243,167	1,230,077

Other Participating Funds				
Federal Expenditure Fund				
Positions - Other Count	(2.5)	(2.5)		
Personal Services	64,629	61,999		
All Other	60,343	61,229		
Fund Total	<u>124,972</u>	<u>123,228</u>		
Other Special Revenue				
All Other	1,613	1,613		
Capital Expenditures	100,000	100,000		
Fund Total	<u>101,613</u>	<u>101,613</u>		

**SUMMARY - FOREST FIRE CONTROL - DIVISION OF**

Positions - Legislative Count	(111.5)	(111.5)		
Positions - Other Count	(29.5)	(29.5)		
Personal Services	5,835,826	5,770,776		
All Other	2,366,172	2,448,611		
Capital Expenditures	398,687	398,687		
Program Total	<u>8,600,685</u>	<u>8,618,074</u>		

**DIVISION OF FOREST MANAGEMENT AND UTILIZATION  
Forest Management, Utilization and Marketing**

** General Fund				
Positions - Legislative Count	(20.0)	(20.0)		
Personal Services	936,851	930,640		
All Other	134,682	138,478		
Fund Total	<u>1,071,533</u>	<u>1,069,118</u>		

Other Participating Funds				
Federal Expenditure Fund				
Positions - Other Count	(2.0)	(2.0)		
Personal Services	75,226	78,233		
All Other	557,402	575,383		
Fund Total	<u>632,628</u>	<u>653,616</u>		

**SUMMARY - FOREST MANAGEMENT, UTILIZATION AND MARKETING**

Positions - Legislative Count	(20.0)	(20.0)		
Positions - Other Count	(2.0)	(2.0)		
Personal Services	1,012,077	1,008,873		
All Other	692,084	713,861		
Program Total	<u>1,704,161</u>	<u>1,722,734</u>		

**Forest Planning, Evaluation and Research**

Other Participating Funds				
Federal Expenditure Fund				
Positions - Other Count	(0.5)	(0.5)		
Personal Services	9,692	10,233		
All Other	5,073	5,326		
Fund Total	<u>14,765</u>	<u>15,559</u>		

**Forestry - State Forest Nursery**

Other Participating Funds				
State Forest Nursery Fund				

All Other	27,589	28,225
Fund Total	<u>27,589</u>	<u>28,225</u>

**BUREAU OF FORESTRY (AKA MAINE FOREST SERVICE)  
Administration - Forestry**

** General Fund				
Positions - Legislative Count	(2.0)	(2.0)		
Personal Services	116,860	114,176		
All Other	33,903	34,863		
Fund Total	<u>150,763</u>	<u>149,039</u>		

**Other Participating Funds  
Federal Expenditure Fund**

Positions - Other Count	(2.0)	(2.0)
Personal Services	74,792	72,912
All Other	19,342	19,847
Fund Total	<u>94,134</u>	<u>92,759</u>

**SUMMARY - ADMINISTRATION - FORESTRY**

Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	191,652	187,088
All Other	53,245	54,710
Program Total	<u>244,897</u>	<u>241,798</u>

**OFFICE OF GEOGRAPHIC INFORMATION SYSTEMS  
Geographic-Based Information Services**

** General Fund				
Positions - Legislative Count	(2.0)	(2.0)		
Personal Services	113,137	111,543		
All Other	34,278	35,378		
Fund Total	<u>147,415</u>	<u>146,921</u>		

**Other Participating Funds  
Federal Expenditure Fund**

Positions - Other Count	(1.5)	(1.5)
Personal Services	52,720	55,509
All Other	25,630	26,553
Fund Total	<u>78,350</u>	<u>82,062</u>

**SUMMARY - GEOGRAPHIC-BASED INFORMATION SERVICES**

Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	165,857	167,052
All Other	59,908	61,931
Program Total	<u>225,765</u>	<u>228,983</u>

**MAINE GEOLOGICAL SURVEY  
Geological Survey**

** General Fund				
Positions - Legislative Count	(16.0)	(16.0)		
Personal Services	841,475	826,318		
All Other	249,219	255,966		
Fund Total	<u>1,090,694</u>	<u>1,082,284</u>		

Other Participating Funds		
Federal Expenditure Fund		
All Other	205,166	160,166
Fund Total	<u>205,166</u>	<u>160,166</u>

SUMMARY - GEOLOGICAL SURVEY

Positions - Legislative Count	(16.0)	(16.0)
Personal Services	841,475	826,318
All Other	454,385	416,132
Program Total	<u>1,295,860</u>	<u>1,242,450</u>

## Mining Operations

Other Participating Funds		
Other Special Revenue		
All Other	8,622	8,622
Fund Total	<u>8,622</u>	<u>8,622</u>

INSECT AND DISEASE MANAGEMENT

## Insect and Disease Management

** General Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	655,331	644,697
All Other	75,358	78,006
Fund Total	<u>730,689</u>	<u>722,703</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	45,890	49,413
All Other	71,724	73,518
Fund Total	<u>117,614</u>	<u>122,931</u>

Other Special Revenue		
All Other	2,877	2,928
Fund Total	<u>2,877</u>	<u>2,928</u>

SUMMARY - INSECT AND DISEASE MANAGEMENT

Positions - Legislative Count	(14.0)	(14.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	701,221	694,110
All Other	149,959	154,452
Program Total	<u>851,180</u>	<u>848,562</u>

MAINE LAND USE REGULATION COMMISSION  
Land Use Regulation Commission

** General Fund		
Positions - Legislative Count	(30.0)	(30.0)
Personal Services	1,342,461	1,357,958
All Other	342,481	355,415
Capital Expenditures	22,040	22,751
Fund Total	<u>1,706,982</u>	<u>1,736,124</u>

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(0.5)	(0.5)

Personal Services	16,708	16,362
All Other	2,964	3,001
Fund Total	<u>19,672</u>	<u>19,363</u>

SUMMARY - LAND USE REGULATION COMMISSION

Positions - Legislative Count	(30.0)	(30.0)
Positions - Other Count	(0.5)	(0.5)
Personal Services	1,359,169	1,374,320
All Other	345,445	358,416
Capital Expenditures	22,040	22,751
Program Total	<u>1,726,654</u>	<u>1,755,487</u>

BUREAU OF PARKS AND RECREATION  
Boating Facilities Fund

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(20.0)	(20.0)
Personal Services	842,200	837,140
All Other	627,729	650,443
Capital Expenditures	386,711	368,666
Fund Total	<u>1,856,640</u>	<u>1,856,249</u>

## Off-road Recreational Vehicles Program

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(7.0)	(7.0)
Personal Services	249,495	251,455
All Other	957,284	941,947
Capital Expenditures	4,600	10,800
Fund Total	<u>1,211,379</u>	<u>1,204,202</u>

## Parks - General Operations

** General Fund		
Positions - Legislative Count	(49.0)	(49.0)
Positions - Other Count	(106.0)	(106.0)
Personal Services	5,041,026	4,860,210
All Other	695,331	681,353
Capital Expenditures	208,500	247,200
Fund Total	<u>5,944,857</u>	<u>5,788,763</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(1.5)	(1.5)
Personal Services	65,331	64,462
All Other	424,185	424,185
Capital Expenditures	200,000	200,000
Fund Total	<u>689,516</u>	<u>688,647</u>

Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	112,961	111,998
All Other	83,720	85,218
Capital Expenditures	303,500	303,000
Fund Total	<u>500,181</u>	<u>500,216</u>

SUMMARY - PARKS - GENERAL OPERATIONS

Positions - Legislative Count	(49.0)	(49.0)
Positions - Other Count	(111.5)	(111.5)
Personal Services	5,219,318	5,036,670
All Other	1,203,236	1,190,756
Capital Expenditures	712,000	750,200
<b>Program Total</b>	<b>7,134,554</b>	<b>6,977,626</b>

**DIVISION OF POLICY,  
PLANNING AND  
INFORMATION**  
Policy Planning and Information

**\*\* General Fund**

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	254,646	251,027
All Other	78,026	80,132
<b>Fund Total</b>	<b>332,672</b>	<b>331,159</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(1.0)	(1.0)
Personal Services	43,507	44,579
All Other	2,824	2,904
<b>Fund Total</b>	<b>46,331</b>	<b>47,483</b>

**SUMMARY - POLICY,  
PLANNING AND INFORMATION**

Positions - Legislative Count	(5.0)	(5.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	298,153	295,606
All Other	80,850	83,036
<b>Program Total</b>	<b>379,003</b>	<b>378,642</b>

**BUREAU OF PUBLIC LANDS**  
Land Management and Planning

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(39.5)	(39.5)
Personal Services	1,603,566	1,592,383
All Other	617,195	633,907
Capital Expenditures	816,346	845,614
<b>Fund Total</b>	<b>3,037,107</b>	<b>3,071,904</b>

**SUMMARY - DEPARTMENT OF  
CONSERVATION**

**\*\* General Fund**

Positions - Legislative Count	(273.5)	(273.5)
Positions - Other Count	(133.0)	(133.0)
Personal Services	16,408,387	16,117,801
All Other	4,161,567	4,265,735
Capital Expenditures	529,227	568,638
<b>Umbrella Fund Total</b>	<b>21,099,181</b>	<b>20,952,174</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Legislative Count	(16.5)	(16.5)
Personal Services	560,753	569,683
All Other	1,597,360	1,586,478
Capital Expenditures	200,000	200,000
<b>Umbrella Fund Total</b>	<b>2,358,113</b>	<b>2,356,161</b>

Other Special Revenue  
Positions - Other Count

	(78.0)	(78.0)
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Personal Services	3,132,792	3,114,464
All Other	2,478,482	2,509,638
Capital Expenditures	1,616,157	1,634,080
<b>Umbrella Fund Total</b>	<b>7,227,431</b>	<b>7,258,182</b>

State Forest Nursery  
All Other

	27,589	28,225
<b>Umbrella Fund Total</b>	<b>27,589</b>	<b>28,225</b>

**SUMMARY - DEPARTMENT OF  
CONSERVATION**

Positions - Legislative Count	(273.5)	(273.5)
Positions - Other Count	(227.5)	(227.5)
Personal Services	20,101,932	19,801,948
All Other	8,264,998	8,390,076
Capital Expenditures	2,345,384	2,402,718
<b>Umbrella Grand Total</b>	<b>30,712,314</b>	<b>30,594,742</b>

**DEPARTMENT OF  
CORRECTIONS**  
Administration - Corrections

**\*\* General Fund**

Positions - Legislative Count	(26.0)	(26.0)
Personal Services	1,408,170	1,397,521
All Other	266,126	272,638
<b>Fund Total</b>	<b>1,674,296</b>	<b>1,670,159</b>

Other Participating Funds  
Other Special Revenue  
All Other

	5,145	5,309
<b>Fund Total</b>	<b>5,145</b>	<b>5,309</b>

**SUMMARY - ADMINISTRATION -  
CORRECTIONS**

Positions - Legislative Count	(26.0)	(26.0)
Personal Services	1,408,170	1,397,521
All Other	271,271	277,947
<b>Program Total</b>	<b>1,679,441</b>	<b>1,675,468</b>

Community-based Corrections

**\*\* General Fund**  
All Other

	4,578,128	5,035,941
<b>Fund Total</b>	<b>4,578,128</b>	<b>5,035,941</b>

Correctional Services

**\*\* General Fund**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	116,003	114,336
All Other	1,378,806	1,435,211
<b>Fund Total</b>	<b>1,494,809</b>	<b>1,549,547</b>

Other Participating Funds  
Federal Expenditure Fund  
All Other

	14,901	14,901
<b>Fund Total</b>	<b>14,901</b>	<b>14,901</b>

Other Special Revenue  
Positions - Other Count  
Personal Services

	(1.0)	(1.0)
	23,827	24,855

All Other	52,303	52,303
Fund Total	<u>76,130</u>	<u>77,158</u>

**SUMMARY - CORRECTIONAL SERVICES**

Positions - Legislative Count	(3.0)	(3.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	139,830	139,191
All Other	1,446,010	1,502,415
Program Total	<u>1,585,840</u>	<u>1,641,606</u>

**Fuel - Corrections**

** General Fund		
All Other	554,999	554,999
Fund Total	<u>554,999</u>	<u>554,999</u>

**Justice - Planning, Projects and Statistics**

** General Fund		
Personal Services	12,041	12,215
All Other	7,093	7,345
Fund Total	<u>19,134</u>	<u>19,560</u>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(3.0)	(3.0)
Personal Services	116,867	117,521
All Other	258,133	257,479
Fund Total	<u>375,000</u>	<u>375,000</u>

**SUMMARY - JUSTICE - PLANNING, PROJECTS AND STATISTICS**

Positions - Other Count	(3.0)	(3.0)
Personal Services	128,908	129,736
All Other	265,226	264,824
Program Total	<u>394,134</u>	<u>394,560</u>

**Unemployment Compensation - Corrections**

** General Fund		
Personal Services	40,000	40,000
Fund Total	<u>40,000</u>	<u>40,000</u>

**OFFICE OF ADVOCACY (CORRECTIONS)**

**Office of Advocacy**

** General Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	136,128	136,639
All Other	1,000	1,000
Fund Total	<u>137,128</u>	<u>137,639</u>

**CHARLESTON CORRECTIONAL FACILITY**

**Bangor Pre-release Center**

**\*\* General Fund**

Positions - Legislative Count	(14.0)	(14.0)
Personal Services	582,343	580,403
All Other	136,398	148,256
Fund Total	<u>718,741</u>	<u>728,659</u>

**Charleston Correctional Facility**

** General Fund		
Positions - Legislative Count	(94.0)	(94.0)
Personal Services	3,741,835	3,755,900
All Other	605,224	628,215
Capital Expenditures	27,000	14,900
Fund Total	<u>4,374,059</u>	<u>4,399,015</u>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	64,602	65,990
All Other	87,905	87,938
Capital Expenditures	3,435	3,435
Fund Total	<u>155,942</u>	<u>157,363</u>

**Other Special Revenue**

All Other	4,000	4,000
Capital Expenditures	8,000	8,000
Fund Total	<u>12,000</u>	<u>12,000</u>

**SUMMARY - CHARLESTON CORRECTIONAL FACILITY**

Positions - Legislative Count	(94.0)	(94.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	3,806,437	3,821,890
All Other	697,129	720,153
Capital Expenditures	38,435	26,335
Program Total	<u>4,542,001</u>	<u>4,568,378</u>

**Food - Charleston Correctional Facility**

** General Fund		
All Other	185,392	188,571
Fund Total	<u>185,392</u>	<u>188,571</u>

**MAINE CORRECTIONAL CENTER**

**Central Maine Pre-release Center**

** General Fund		
Positions - Legislative Count	(18.0)	(18.0)
Personal Services	727,929	725,380
All Other	87,763	90,898
Capital Expenditures	9,900	8,100
Fund Total	<u>825,592</u>	<u>824,378</u>

**Correctional Center**

** General Fund		
Positions - Legislative Count	(299.0)	(299.0)
Personal Services	11,418,989	11,279,292
All Other	2,777,616	2,886,962
Capital Expenditures	17,502	4,600
Fund Total	<u>14,214,107</u>	<u>14,170,854</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(6.0)	(6.0)
Personal Services	227,758	232,313
All Other	7,242	2,687
Fund Total	<u>235,000</u>	<u>235,000</u>

Other Special Revenue		
All Other	1,000	1,000
Fund Total	<u>1,000</u>	<u>1,000</u>

**SUMMARY - CORRECTIONAL CENTER**

Positions - Legislative Count	(299.0)	(299.0)
Positions - Other Count	(6.0)	(6.0)
Personal Services	11,646,747	11,511,605
All Other	2,785,858	2,890,649
Capital Expenditures	17,502	4,600
Program Total	<u>14,450,107</u>	<u>14,406,854</u>

**Correctional Center - Farm Program**

Other Participating Funds		
Other Special Revenue		
All Other	31,250	32,950
Capital Expenditures	3,000	1,000
Fund Total	<u>34,250</u>	<u>33,950</u>

**Food - Maine Correctional Center**

** General Fund		
All Other	749,142	761,877
Fund Total	<u>749,142</u>	<u>761,877</u>

**Vocational Training and Industries Program**

Other Participating Funds		
Other Special Revenue		
All Other	215,000	215,000
Capital Expenditures	35,000	35,000
Fund Total	<u>250,000</u>	<u>250,000</u>

**DOWNEAST CORRECTIONAL FACILITY**

**Downeast Correctional Facility**

** General Fund		
Positions - Legislative Count	(62.0)	(62.0)
Personal Services	2,441,444	2,452,909
All Other	397,231	425,411
Capital Expenditures	29,150	27,500
Fund Total	<u>2,867,825</u>	<u>2,905,820</u>

Other Participating Funds		
Federal Expenditure Fund		
All Other	59,390	59,390
Capital Expenditures	2,000	2,000
Fund Total	<u>61,390</u>	<u>61,390</u>

Other Special Revenue		
All Other	5,000	5,000
Fund Total	<u>5,000</u>	<u>5,000</u>

**SUMMARY - DOWNEAST CORRECTIONAL FACILITY**

Positions - Legislative Count	(62.0)	(62.0)
Personal Services	2,441,444	2,452,909
All Other	461,621	489,801
Capital Expenditures	31,150	29,500
Program Total	<u>2,934,215</u>	<u>2,972,210</u>

**Food - Downeast Correctional Facility**

** General Fund		
All Other	135,000	137,295
Fund Total	<u>135,000</u>	<u>137,295</u>

**BUREAU OF JUVENILE CORRECTIONS**  
Bureau of Juvenile Corrections

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	88,509	87,416
All Other	914	921
Fund Total	<u>89,423</u>	<u>88,337</u>

**STATE PAROLE BOARD**  
Parole Board

** General Fund		
Personal Services	2,100	2,100
All Other	4,407	4,528
Fund Total	<u>6,507</u>	<u>6,628</u>

**STATE PRISON**  
Food - State Prison

** General Fund		
All Other	916,184	931,351
Fund Total	<u>916,184</u>	<u>931,351</u>

**State Prison**

** General Fund		
Positions - Legislative Count	(346.5)	(346.5)
Personal Services	13,554,739	13,529,389
All Other	3,463,534	3,575,032
Capital Expenditures	85,516	45,860
Fund Total	<u>17,103,789</u>	<u>17,150,281</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	82,221	82,723
All Other	5,950	5,950
Fund Total	<u>88,171</u>	<u>88,673</u>

Other Special Revenue		
All Other	7,615	22,615
Fund Total	<u>7,615</u>	<u>22,615</u>

Prison Industries Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	171,686	171,619
All Other	386,412	400,055
Capital Expenditures	50,000	50,000
Fund Total	608,098	621,674

SUMMARY - STATE PRISON

Positions - Legislative Count	(346.5)	(346.5)
Positions - Other Count	(7.0)	(7.0)
Personal Services	13,808,646	13,783,731
All Other	3,863,511	4,003,652
Capital Expenditures	135,516	95,860
Program Total	17,807,673	17,883,243

## State Prison - Farm Program

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	91,921	91,988
All Other	27,664	28,564
Fund Total	119,585	120,552

Other Participating Funds  
Other Special Revenue

All Other	17,000	20,000
Fund Total	17,000	20,000

SUMMARY - STATE PRISON -  
FARM PROGRAM

Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	91,921	91,988
All Other	44,664	48,564
Program Total	136,585	140,552

WARREN CORRECTIONAL  
FACILITY

** General Fund		
Positions - Legislative Count	(85.0)	(85.0)
Personal Services	3,029,394	3,048,558
All Other	1,021,544	1,053,263
Fund Total	4,050,938	4,101,821

DIVISION OF PROBATION AND  
PAROLE

## Probation and Parole

** General Fund		
Positions - Legislative Count	(134.0)	(134.0)
Personal Services	6,522,533	6,457,834
All Other	865,235	890,814
Capital Expenditures	2,500	
Fund Total	7,390,268	7,348,648

Other Participating Funds  
Federal Expenditure Fund

All Other	100,000	100,000
Fund Total	100,000	100,000

SUMMARY - PROBATION AND  
PAROLE

Positions - Legislative Count	(134.0)	(134.0)
Personal Services	6,522,533	6,457,834
All Other	965,235	990,814
Capital Expenditures	2,500	
Program Total	7,490,268	7,448,648

MAINE YOUTH CENTER  
Food - Maine Youth Center

** General Fund		
All Other	296,459	301,498
Fund Total	296,459	301,498

## YOUTH CENTER - MAINE

** General Fund		
Positions - Legislative Count	(238.5)	(238.5)
Personal Services	10,154,926	9,940,841
All Other	989,401	1,050,412
Capital Expenditures	47,000	33,400
Fund Total	11,191,327	11,024,653

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(8.0)	(8.0)
Personal Services	2,312,039	2,309,140
All Other	72,271	72,255
Fund Total	2,384,310	2,381,395

## Other Special Revenue

All Other	10,500	10,500
Fund Total	10,500	10,500

## Federal Block Grant

All Other	7,000	7,000
Fund Total	7,000	7,000

SUMMARY - YOUTH CENTER -  
MAINE

Positions - Legislative Count	(238.5)	(238.5)
Positions - Other Count	(8.0)	(8.0)
Personal Services	12,466,965	12,249,981
All Other	1,079,172	1,140,167
Capital Expenditures	47,000	33,400
Program Total	13,593,137	13,423,548

SUMMARY - DEPARTMENT OF  
CORRECTIONS

** General Fund		
Positions - Legislative Count	(1,327.0)	(1,327.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	54,069,004	53,652,721
All Other	19,445,260	20,411,002
Capital Expenditures	218,568	134,360
Umbrella Fund Total	73,732,832	74,198,083

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(21.0)	(21.0)
Personal Services	2,803,487	2,807,687

All Other	605,792	600,600
Capital Expenditures	5,435	5,435
<b>Umbrella Fund Total</b>	<b>3,414,714</b>	<b>3,413,722</b>
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	23,827	24,855
All Other	348,813	368,677
Capital Expenditures	46,000	44,000
<b>Umbrella Fund Total</b>	<b>418,640</b>	<b>437,532</b>
Federal Block Grant Fund		
All Other	7,000	7,000
<b>Umbrella Fund Total</b>	<b>7,000</b>	<b>7,000</b>
Prison Industries Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	171,686	171,619
All Other	386,412	400,055
Capital Expenditures	50,000	50,000
<b>Umbrella Fund Total</b>	<b>608,098</b>	<b>621,674</b>

**SUMMARY - DEPARTMENT OF CORRECTIONS**

Positions - Legislative Count	(1,327.0)	(1,327.0)
Positions - Other Count	(28.0)	(28.0)
Personal Services	57,068,004	56,656,882
All Other	20,793,277	21,787,334
Capital Expenditures	320,003	233,795
<b>Umbrella Grand Total</b>	<b>78,181,284</b>	<b>78,678,011</b>

DEPARTMENT OF DEFENSE AND VETERANS' SERVICES

ADMINISTRATIVE SERVICES DIVISION (DEFENSE AND VETERANS' SERVICES)  
Administration - Defense and Veterans' Services

** General Fund		
Positions - Legislative Count	(5.5)	(5.5)
Personal Services	299,751	298,816
<b>Fund Total</b>	<b>299,751</b>	<b>298,816</b>

MAINE EMERGENCY MANAGEMENT AGENCY  
Administration - Maine Emergency Management Agency

** General Fund		
Positions - Legislative Count	(10.0)	(10.0)
Personal Services	224,383	222,629
All Other	443,353	443,772
<b>Fund Total</b>	<b>667,736</b>	<b>666,401</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(3.0)	(3.0)
Personal Services	333,900	334,505
All Other	6,723,814	4,756,870
<b>Fund Total</b>	<b>7,057,714</b>	<b>5,091,375</b>

Other Special Revenue		
Positions - Other Count	(2.0)	(2.0)
Personal Services	76,231	75,973
All Other	234,166	254,668
<b>Fund Total</b>	<b>310,397</b>	<b>330,641</b>

**SUMMARY - ADMINISTRATION - MAINE EMERGENCY MANAGEMENT AGENCY**

Positions - Legislative Count	(10.0)	(10.0)
Positions - Other Count	(5.0)	(5.0)
Personal Services	634,514	633,107
All Other	7,401,333	5,455,310
<b>Program Total</b>	<b>8,035,847</b>	<b>6,088,417</b>

Dam Safety Program

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	49,559	50,773
<b>Fund Total</b>	<b>49,559</b>	<b>50,773</b>

Population Protection Planning

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	147,032	149,019
All Other	48,158	48,722
<b>Fund Total</b>	<b>195,190</b>	<b>197,741</b>

Radiological Account

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	81,056	80,217
All Other	17,911	17,844
<b>Fund Total</b>	<b>98,967</b>	<b>98,061</b>

MILITARY BUREAU  
Military Training and Operations

** General Fund		
Positions - Legislative Count	(46.0)	(46.0)
Personal Services	1,686,881	1,673,165
All Other	970,748	985,140
<b>Fund Total</b>	<b>2,657,629</b>	<b>2,658,305</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(68.0)	(68.0)
Personal Services	3,143,680	3,164,947
All Other	1,989,519	2,051,505
<b>Fund Total</b>	<b>5,133,199</b>	<b>5,216,452</b>

Other Special Revenue		
All Other	198,565	210,280
<b>Fund Total</b>	<b>198,565</b>	<b>210,280</b>

**SUMMARY - MILITARY TRAINING AND OPERATIONS**



Positions - Legislative Count	(46.0)	(46.0)
Positions - Other Count	(68.0)	(68.0)
Personal Services	4,830,561	4,838,112
All Other	3,158,832	3,246,925
<b>Program Total</b>	<b>7,989,393</b>	<b>8,085,037</b>

**DIVISION OF VETERANS' SERVICES**

Veterans' Memorial Cemetery

**\*\* General Fund**

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	190,784	190,666
All Other	23,277	24,093
<b>Fund Total</b>	<b>214,061</b>	<b>214,759</b>

**Other Participating Funds**

**Federal Expenditure Fund**

Positions - Other Count	(1.5)	(1.5)
Personal Services	40,624	41,883
All Other	67,284	69,965
<b>Fund Total</b>	<b>107,908</b>	<b>111,848</b>

**Other Special Revenue**

All Other	15,000	15,000
<b>Fund Total</b>	<b>15,000</b>	<b>15,000</b>

**SUMMARY - VETERANS' MEMORIAL CEMETERY**

Positions - Legislative Count	(6.0)	(6.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	231,408	232,549
All Other	105,561	109,058
<b>Program Total</b>	<b>336,969</b>	<b>341,607</b>

**Veterans' Services**

**\*\* General Fund**

Positions - Legislative Count	(17.0)	(17.0)
Personal Services	601,037	595,670
All Other	101,017	102,637
<b>Fund Total</b>	<b>702,054</b>	<b>698,307</b>

**Commission on Vietnam and Atomic Veterans**

**\*\* General Fund**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	42,773	41,779
<b>Fund Total</b>	<b>42,773</b>	<b>41,779</b>

**SUMMARY - DEPARTMENT OF DEFENSE AND VETERANS' SERVICES**

**\*\* General Fund**

Positions - Legislative Count	(86.5)	(86.5)
Personal Services	3,095,168	3,073,498
All Other	1,538,395	1,555,642
<b>Umbrella Fund Total</b>	<b>4,633,563</b>	<b>4,629,140</b>

**Other Participating Funds**

**Federal Expenditure Fund**

Positions - Other Count	(78.5)	(78.5)
Personal Services	3,746,292	3,770,571

All Other	8,846,686	6,944,906
<b>Umbrella Fund Total</b>	<b>12,592,978</b>	<b>10,715,477</b>

**Other Special Revenue**

Positions - Other Count	(2.0)	(2.0)
Personal Services	76,231	75,973
All Other	447,731	479,948

<b>Umbrella Fund Total</b>	<b>523,962</b>	<b>555,921</b>
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**SUMMARY - DEPARTMENT OF DEFENSE AND VETERANS' SERVICES**

Positions - Legislative Count	(86.5)	(86.5)
Positions - Other Count	(80.5)	(80.5)
Personal Services	6,917,691	6,920,042
All Other	10,832,812	8,980,496
<b>Umbrella Grand Total</b>	<b>17,750,503</b>	<b>15,900,538</b>

**MAINE DEVELOPMENT FOUNDATION**  
Development Foundation

**\*\* General Fund**

All Other	177,388	182,710
<b>Fund Total</b>	<b>177,388</b>	<b>182,710</b>

**DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT**

Administration - Economic and Community Development

**\*\* General Fund**

Positions - Legislative Count	(11.0)	(11.0)
Personal Services	554,049	549,849
All Other	104,152	107,414
Capital Expenditures	10,000	10,000
<b>Fund Total</b>	<b>668,201</b>	<b>667,263</b>

**Other Participating Funds**

**Federal Expenditure Fund**

Personal Services	18,035	13,784
All Other	381,077	280,557
<b>Fund Total</b>	<b>399,112</b>	<b>294,341</b>

**Other Special Revenue**

All Other	100,000	100,000
<b>Fund Total</b>	<b>100,000</b>	<b>100,000</b>

**SUMMARY - ADMINISTRATION - ECONOMIC AND COMMUNITY DEVELOPMENT**

Positions - Legislative Count	(11.0)	(11.0)
Personal Services	572,084	563,633
All Other	585,229	487,971
Capital Expenditures	10,000	10,000
<b>Program Total</b>	<b>1,167,313</b>	<b>1,061,604</b>

**OFFICE OF BUSINESS DEVELOPMENT**  
Business Development

**\*\* General Fund**

Positions - Legislative Count	(9.0)	(9.0)
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Personal Services	493,066	489,632
All Other	624,514	651,188
<b>Fund Total</b>	<b>1,117,580</b>	<b>1,140,820</b>

Other Special Revenue		
All Other	30,263	30,263
<b>Fund Total</b>	<b>30,263</b>	<b>30,263</b>

**OFFICE OF COMMUNITY DEVELOPMENT**  
Office of Community Development

**\*\* General Fund**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	185,652	185,718
All Other	908,189	908,189
<b>Fund Total</b>	<b>1,093,841</b>	<b>1,093,907</b>

Community Development Block Grant Program

**\*\* General Fund**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	172,613	172,333
All Other	72,668	74,953
<b>Fund Total</b>	<b>245,281</b>	<b>247,286</b>

Other Participating Funds  
Other Special Revenue

All Other	15,929	15,929
<b>Fund Total</b>	<b>15,929</b>	<b>15,929</b>

Federal Block Grant

Positions - Legislative Count	(7.0)	(7.0)
Personal Services	314,693	316,528
All Other	16,009,132	16,009,182
<b>Fund Total</b>	<b>16,323,825</b>	<b>16,325,710</b>

**SUMMARY - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

Positions - Legislative Count	(10.0)	(10.0)
Personal Services	487,306	488,861
All Other	16,097,729	16,100,064
<b>Program Total</b>	<b>16,585,035</b>	<b>16,588,925</b>

**ECONOMIC OPPORTUNITY PROGRAM**

Other Participating Funds  
Other Special Revenue

All Other	500,000	500,000
<b>Fund Total</b>	<b>500,000</b>	<b>500,000</b>

Energy Resources - Office of

**\*\* General Fund**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	60,629	58,976
All Other	35,980	37,043
<b>Fund Total</b>	<b>96,609</b>	<b>96,019</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(10.0)	(10.0)
Personal Services	403,154	403,243
All Other	131,290	135,407
<b>Fund Total</b>	<b>534,444</b>	<b>538,650</b>

**SUMMARY - ENERGY RESOURCES - OFFICE OF**

Positions - Legislative Count	(1.0)	(1.0)
Positions - Other Count	(10.0)	(10.0)
Personal Services	463,783	462,219
All Other	197,533	202,713
<b>Program Total</b>	<b>661,316</b>	<b>664,932</b>

**ENERGY RESOURCES EXXON FUND**

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(1.0)	(1.0)
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**COMPREHENSIVE LAND USE PLANNING**

**\*\* General Fund**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	120,421	117,605
All Other	63,764	65,716
<b>Fund Total</b>	<b>184,185</b>	<b>183,321</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(9.0)	(9.0)
Personal Services	416,469	414,145
All Other	991,039	991,232
Capital Expenditures	4,000	4,000

<b>Fund Total</b>	<b>1,411,508</b>	<b>1,409,377</b>
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Other Special Revenue  
Positions - Other Count

Personal Services	93,630	93,274
All Other	29,418	29,414
<b>Fund Total</b>	<b>123,048</b>	<b>122,688</b>

**SUMMARY - COMPREHENSIVE LAND USE PLANNING**

Positions - Legislative Count	(3.0)	(3.0)
Positions - Other Count	(11.0)	(11.0)
Personal Services	630,520	625,024
All Other	1,084,221	1,086,362
Capital Expenditures	4,000	4,000
<b>Program Total</b>	<b>1,718,741</b>	<b>1,715,386</b>

**INTERNATIONAL COMMERCE DIVISION**  
International Commerce

**\*\* General Fund**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	96,781	96,899
All Other	96,793	101,066
<b>Fund Total</b>	<b>193,574</b>	<b>197,965</b>

**MAINE SMALL BUSINESS COMMISSION**  
Maine Small Business Commission

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	54,077	55,090
All Other	630,954	667,880
Fund Total	685,031	722,970

OFFICE OF TOURISM  
Maine State Film Commission

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	94,361	93,817
All Other	27,335	28,172
Fund Total	121,696	121,989

## OFFICE OF TOURISM

** General Fund		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	302,936	301,621
All Other	1,463,827	1,544,663
Fund Total	1,766,763	1,846,284

## Other Participating Funds

Other Special Revenue		
All Other	116,910	121,755
Fund Total	116,910	121,755

SUMMARY - OFFICE OF TOURISM

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	302,936	301,621
All Other	1,580,737	1,666,418
Program Total	1,883,673	1,968,039

SUMMARY - DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

** General Fund		
Positions - Legislative Count	(41.0)	(41.0)
Personal Services	2,134,585	2,121,540
All Other	4,028,176	4,186,284
Capital Expenditures	10,000	10,000
Umbrella Fund Total	6,172,761	6,317,824

## Other Participating Funds

Federal Expenditure Fund		
Positions - Other Count	(19.0)	(19.0)
Personal Services	837,658	831,172
All Other	1,503,406	1,407,196
Capital Expenditures	4,000	4,000
Umbrella Fund Total	2,345,064	2,242,368

## Other Special Revenue

Positions - Other Count	(3.0)	(3.0)
Personal Services	93,630	93,274
All Other	792,520	797,361
Umbrella Fund Total	886,150	890,635

## Federal Block Grant Fund

Positions - Legislative Count	(7.0)	(7.0)
Personal Services	314,693	316,528

All Other	16,009,132	16,009,182
Umbrella Fund Total	16,323,825	16,325,710

SUMMARY - DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

Positions - Legislative Count	(48.0)	(48.0)
Positions - Other Count	(22.0)	(22.0)
Personal Services	3,380,566	3,362,514
All Other	22,333,234	22,400,023
Capital Expenditures	14,000	14,000
Umbrella Grand Total	25,727,800	25,776,537

STATE BOARD OF EDUCATION  
State Board of Education

** General Fund		
Personal Services	26,032	26,032
All Other	55,085	56,793
Fund Total	81,117	82,825

DEPARTMENT OF EDUCATION  
Administration - Education

** General Fund		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	390,792	384,191
All Other	98,724	99,946
Fund Total	489,516	484,137

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(1.0)	(1.0)
Personal Services	40,451	40,922
All Other	103,432	107,296
Fund Total	143,883	148,218

## Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	85,582	83,734
All Other	55,303	55,488
Capital Expenditures	492	517
Fund Total	141,377	139,739

SUMMARY - ADMINISTRATION - EDUCATION

Positions - Legislative Count	(6.0)	(6.0)
Positions - Other Count	(3.0)	(3.0)
Personal Services	516,825	508,847
All Other	257,459	262,730
Capital Expenditures	492	517
Program Total	774,776	772,094

Administrative Services -  
Education

** General Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	368,830	363,251
All Other	69,935	72,126
Fund Total	438,765	435,377

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(4.5)	(4.5)
Personal Services	203,375	203,200
All Other	37,824	50,691
Capital Expenditures	3,500	3,500
<b>Fund Total</b>	<b>244,699</b>	<b>257,391</b>

**SUMMARY - ADMINISTRATIVE SERVICES - EDUCATION**

Positions - Legislative Count	(8.0)	(8.0)
Positions - Other Count	(4.5)	(4.5)
Personal Services	572,205	566,451
All Other	107,759	122,817
Capital Expenditures	3,500	3,500
<b>Program Total</b>	<b>683,464</b>	<b>692,768</b>

**Education Block Grant - ECIA Chapter 2**

Other Participating Funds		
Federal Block Grant		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	318,896	314,112
All Other	2,326,888	2,321,072
Capital Expenditures	30,000	30,000
<b>Fund Total</b>	<b>2,675,784</b>	<b>2,665,184</b>

**BUREAU OF APPLIED TECHNOLOGY AND ADULT LEARNING**  
Adult Education

<b>** General Fund</b>		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	255,032	249,516
All Other	5,495,070	5,763,983
<b>Fund Total</b>	<b>5,750,102</b>	<b>6,013,499</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	75,337	76,832
All Other	1,251,079	1,257,249
<b>Fund Total</b>	<b>1,326,416</b>	<b>1,334,081</b>

**SUMMARY - ADULT EDUCATION**

Positions - Legislative Count	(5.0)	(5.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	330,369	326,348
All Other	6,746,149	7,021,232
<b>Program Total</b>	<b>7,076,518</b>	<b>7,347,580</b>

**Applied Technology Administration**

<b>** General Fund</b>		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	120,414	117,578
All Other	3,934	4,020
<b>Fund Total</b>	<b>124,348</b>	<b>121,598</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(9.0)	(9.0)
Personal Services	460,888	457,581
All Other	4,113,485	4,113,318
<b>Fund Total</b>	<b>4,574,373</b>	<b>4,570,899</b>

**SUMMARY - APPLIED TECHNOLOGY ADMINISTRATION**

Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(9.0)	(9.0)
Personal Services	581,302	575,159
All Other	4,117,419	4,117,338
<b>Program Total</b>	<b>4,698,721</b>	<b>4,692,497</b>

**School-based Child Care**

<b>** General Fund</b>		
All Other	68,059	68,059
<b>Fund Total</b>	<b>68,059</b>	<b>68,059</b>

**Vocational Education Trust Funds**

Other Participating Funds		
Other Special Revenue		
All Other	25,000	25,000
<b>Fund Total</b>	<b>25,000</b>	<b>25,000</b>

**Vocational Training - Program Services**

<b>** General Fund</b>		
Positions - Legislative Count	(3.5)	(3.5)
Personal Services	173,876	170,986
All Other	47,143	48,683
<b>Fund Total</b>	<b>221,019</b>	<b>219,669</b>

**Vocational Education - Secondary Schools**

<b>** General Fund</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	71,148	70,420
All Other	6,299	6,424
<b>Fund Total</b>	<b>77,447</b>	<b>76,844</b>

**EDUCATION FINANCE DIVISION**

**Finance - Education**

<b>** General Fund</b>		
Positions - Legislative Count	(13.0)	(13.0)
Personal Services	546,731	542,087
All Other	44,700	45,268
<b>Fund Total</b>	<b>591,431</b>	<b>587,355</b>

**Teacher Retirement**

<b>** General Fund</b>		
All Other	195,309,536	208,331,206
<b>Fund Total</b>	<b>195,309,536</b>	<b>208,331,206</b>

GOVERNOR BAXTER SCHOOL FOR THE DEAF

Governor Baxter School for the Deaf

** General Fund		
Positions - Legislative Count	(43.5)	(43.5)
Positions - Other Count	(66.0)	(66.0)
Personal Services	4,257,506	4,236,928
All Other	550,796	567,723
Capital Expenditures	4,500	4,500

Fund Total	4,812,802	4,809,151
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Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(1.0)	(1.0)
Personal Services	33,797	33,834
All Other	39,590	43,231

Fund Total	73,387	77,065
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Other Special Revenue

All Other	51,691	53,513
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Fund Total	51,691	53,513
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Federal Block Grant

All Other	2,150	2,150
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Fund Total	2,150	2,150
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SUMMARY - GOVERNOR BAXTER SCHOOL FOR THE DEAF

Positions - Legislative Count	(43.5)	(43.5)
Positions - Other Count	(67.0)	(67.0)
Personal Services	4,291,303	4,270,762
All Other	644,227	666,617
Capital Expenditures	4,500	4,500
Program Total	4,940,030	4,941,879

(OFFICE OF) STATE HISTORIAN  
Historian - Office of State

** General Fund		
All Other	486	486
Fund Total	486	486

BUREAU OF INSTRUCTION  
Alcohol and Drug Education Services

** General Fund		
Positions - Legislative Count	(12.0)	(12.0)
Personal Services	562,270	556,257
All Other	283,203	291,127
Capital Expenditures	2,580	2,580
Fund Total	848,053	849,964

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(4.0)	(4.0)
Personal Services	200,977	198,590
All Other	2,365,278	2,418,802

Fund Total	2,566,255	2,617,392
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SUMMARY - ALCOHOL AND DRUG EDUCATION SERVICES

Positions - Legislative Count	(12.0)	(12.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	763,247	754,847
All Other	2,648,481	2,709,929
Capital Expenditures	2,580	2,580

Program Total	3,414,308	3,467,356
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Assessment of Student Performance

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	69,150	67,530
All Other	889,840	939,738
Fund Total	958,990	1,007,268

Certification, Placement and Teacher Education

** General Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	419,770	416,704
All Other	54,141	55,828
Fund Total	473,911	472,532

Curriculum - Education

** General Fund		
Positions - Legislative Count	(15.0)	(15.0)
Personal Services	753,114	741,481
All Other	1,202,219	1,219,992
Fund Total	1,955,333	1,961,473

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(4.0)	(4.0)
Personal Services	197,032	195,071
All Other	1,147,582	1,155,034
Capital Expenditures	3,800	3,800

Fund Total	1,348,414	1,353,905
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Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	87,765	85,765
All Other	265,126	275,510

Fund Total	352,891	361,275
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Federal Block Grant

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	106,006	106,859
All Other	6,815	6,910

Fund Total	112,821	113,769
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SUMMARY - CURRICULUM - EDUCATION

Positions - Legislative Count	(17.0)	(17.0)
Positions - Other Count	(6.0)	(6.0)
Personal Services	1,143,917	1,129,176
All Other	2,621,742	2,657,446
Capital Expenditures	3,800	3,800

Program Total	3,769,459	3,790,422
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Education of Children of  
Low-income Families - (Title I)

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(16.0)	(16.0)
Personal Services	682,962	677,956
All Other	36,541,472	37,263,450
Capital Expenditures	2,850	2,850
<b>Fund Total</b>	<b>37,227,284</b>	<b>37,944,256</b>

Handicapped Children Services -  
Preschool

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	55,874	56,980
All Other	1,735,549	1,819,032
<b>Fund Total</b>	<b>1,791,423</b>	<b>1,876,012</b>

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	84,411	86,355
All Other	3,007,851	3,205,961
<b>Fund Total</b>	<b>3,092,262</b>	<b>3,292,316</b>

**SUMMARY - HANDICAPPED  
CHILDREN SERVICES -  
PRESCHOOL**

Positions - Legislative Count	(1.0)	(1.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	140,285	143,335
All Other	4,743,400	5,024,993
<b>Program Total</b>	<b>4,883,685</b>	<b>5,168,328</b>

Central Information System  
for the Disabled

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	104,669	106,634
All Other	573,295	575,992
<b>Fund Total</b>	<b>677,964</b>	<b>682,626</b>

Instruction - Bureau of

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	35,922	35,147
All Other	5,811	5,936
<b>Fund Total</b>	<b>41,733</b>	<b>41,083</b>

Special Education - Exceptional  
Children

** General Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	143,110	141,419
All Other	226,131	233,409
<b>Fund Total</b>	<b>369,241</b>	<b>374,828</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(29.0)	(29.0)
Personal Services	1,328,862	1,315,109
All Other	11,224,658	11,264,878
<b>Fund Total</b>	<b>12,553,520</b>	<b>12,579,987</b>

**SUMMARY - SPECIAL  
EDUCATION - EXCEPTIONAL  
CHILDREN**

Positions - Legislative Count	(3.0)	(3.0)
Positions - Other Count	(29.0)	(29.0)
Personal Services	1,471,972	1,456,528
All Other	11,450,789	11,498,287
<b>Program Total</b>	<b>12,922,761</b>	<b>12,954,815</b>

**MANAGEMENT INFORMATION  
DIVISION (EDUCATION)  
Block Grants to Municipalities**

** General Fund		
All Other	1,000,000	1,000,000
<b>Fund Total</b>	<b>1,000,000</b>	<b>1,000,000</b>

Block Grants to Municipalities -  
Low-income Student Adjustment

** General Fund		
All Other	490,196	490,196
<b>Fund Total</b>	<b>490,196</b>	<b>490,196</b>

General Purpose Aid for  
Local Schools

** General Fund		
All Other	630,300,615	640,465,224
<b>Fund Total</b>	<b>630,300,615</b>	<b>640,465,224</b>

Planning and Management  
Information - Education

** General Fund		
Positions - Legislative Count	(13.0)	(13.0)
Personal Services	606,847	597,531
All Other	255,995	262,141
<b>Fund Total</b>	<b>862,842</b>	<b>859,672</b>

Other Participating Funds  
Federal Expenditure Fund

All Other	10,590	11,214
<b>Fund Total</b>	<b>10,590</b>	<b>11,214</b>

**SUMMARY - PLANNING AND  
MANAGEMENT INFORMATION -  
EDUCATION**

Positions - Legislative Count	(13.0)	(13.0)
Personal Services	606,847	597,531
All Other	266,585	273,355
<b>Program Total</b>	<b>873,432</b>	<b>870,886</b>

**BUREAU OF SCHOOL  
MANAGEMENT  
Administration - Local School  
Services**

<b>** General Fund</b>		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	183,481	179,422
All Other	7,930	8,051
<b>Fund Total</b>	<b>191,411</b>	<b>187,473</b>

Donated Commodities Program -  
Local Schools

<b>** General Fund</b>		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	62,895	62,300
All Other	10,727	11,045
<b>Fund Total</b>	<b>73,622</b>	<b>73,345</b>

Education in Unorganized  
Territory

<b>** General Fund</b>		
Positions - Legislative Count	(13.0)	(13.0)
Positions - Other Count	(65.5)	(65.5)
Personal Services	2,718,301	2,717,184
All Other	5,653,662	5,719,853
Capital Expenditures	226,300	230,980
<b>Fund Total</b>	<b>8,598,263</b>	<b>8,668,017</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(9.5)	(9.5)
Personal Services	258,028	263,918
All Other	12,882	13,176
<b>Fund Total</b>	<b>270,910</b>	<b>277,094</b>

Federal Block Grant

All Other	4,219	4,219
Capital Expenditures	3,398	3,398
<b>Fund Total</b>	<b>7,617</b>	<b>7,617</b>

**SUMMARY - EDUCATION IN  
UNORGANIZED TERRITORY**

Positions - Legislative Count	(13.0)	(13.0)
Positions - Other Count	(75.0)	(75.0)
Personal Services	2,976,329	2,981,102
All Other	5,670,763	5,737,248
Capital Expenditures	229,698	234,378
<b>Program Total</b>	<b>8,876,790</b>	<b>8,952,728</b>

**GRANT-LOAN-SCHOLARSHIP  
FUND**

<b>** General Fund</b>		
All Other	121,059	124,933
<b>Fund Total</b>	<b>121,059</b>	<b>124,933</b>

Higher Education Services

<b>** General Fund</b>		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	144,789	144,349
All Other	24,492	25,249
<b>Fund Total</b>	<b>169,281</b>	<b>169,598</b>

Other Participating Funds

Federal Expenditure Fund		
All Other	390,666	401,022
<b>Fund Total</b>	<b>390,666</b>	<b>401,022</b>

**SUMMARY - HIGHER  
EDUCATION SERVICES**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	144,789	144,349
All Other	415,158	426,271
<b>Program Total</b>	<b>559,947</b>	<b>570,620</b>

Nutrition Program - Local Schools

<b>** General Fund</b>		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	265,311	262,210
All Other	1,236,983	1,237,836
<b>Fund Total</b>	<b>1,502,294</b>	<b>1,500,046</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(12.0)	(12.0)
Personal Services	451,352	448,734
All Other	17,676,460	18,732,422
Capital Expenditures	6,300	14,200
<b>Fund Total</b>	<b>18,134,112</b>	<b>19,195,356</b>

Other Special Revenue

All Other	4,547	4,596
<b>Fund Total</b>	<b>4,547</b>	<b>4,596</b>

**SUMMARY - NUTRITION  
PROGRAM - LOCAL SCHOOLS**

Positions - Legislative Count	(5.0)	(5.0)
Positions - Other Count	(12.0)	(12.0)
Personal Services	716,663	710,944
All Other	18,917,990	19,974,854
Capital Expenditures	6,300	14,200
<b>Program Total</b>	<b>19,640,953</b>	<b>20,699,998</b>

Reimbursement for State Mandates

<b>** General Fund</b>		
All Other	5,691	5,691
<b>Fund Total</b>	<b>5,691</b>	<b>5,691</b>

School Facilities Program -  
Local Schools

<b>** General Fund</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	74,907	76,493
All Other	8,843	9,034
<b>Fund Total</b>	<b>83,750</b>	<b>85,527</b>

**STUDENT LOAN INSURANCE  
FUND**

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(7.0)	(7.0)
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Personal Services	354,540	350,628
<b>Fund Total</b>	<b>354,540</b>	<b>350,628</b>

Transportation Program -  
Local Schools

<b>** General Fund</b>		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	89,530	88,445
All Other	8,299	8,549
<b>Fund Total</b>	<b>97,829</b>	<b>96,994</b>

Veterans' Education - State  
Approving Agency

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(3.0)	(3.0)
Personal Services	135,269	135,056
All Other	27,028	27,533
Capital Expenditures	3,200	2,000
<b>Fund Total</b>	<b>165,497</b>	<b>164,589</b>

**SUMMARY - DEPARTMENT OF  
EDUCATION**

<b>** General Fund</b>		
Positions - Legislative Count	(166.0)	(166.0)
Positions - Other Count	(131.5)	(131.5)
Personal Services	12,369,600	12,278,409
All Other	845,216,068	868,940,788
Capital Expenditures	233,380	238,060
<b>Umbrella Fund Total</b>	<b>857,819,048</b>	<b>881,457,257</b>

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(99.0)	(99.0)
Personal Services	4,257,410	4,239,792
All Other	78,523,172	80,641,269
Capital Expenditures	19,650	26,350
<b>Umbrella Fund Total</b>	<b>82,800,232</b>	<b>84,907,411</b>

<b>Other Special Revenue</b>		
Positions - Other Count	(11.0)	(11.0)
Personal Services	527,887	520,127
All Other	401,667	414,107
Capital Expenditures	492	517
<b>Umbrella Fund Total</b>	<b>930,046</b>	<b>934,751</b>

<b>Federal Block Grant Fund</b>		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	424,902	420,971
All Other	2,340,072	2,334,351
Capital Expenditures	33,398	33,398
<b>Umbrella Fund Total</b>	<b>2,798,372</b>	<b>2,788,720</b>

**SUMMARY - DEPARTMENT OF  
EDUCATION**

<b>Positions - Legislative Count</b>	<b>(174.0)</b>	<b>(174.0)</b>
<b>Positions - Other Count</b>	<b>(241.5)</b>	<b>(241.5)</b>
<b>Personal Services</b>	<b>17,579,799</b>	<b>17,459,299</b>
<b>All Other</b>	<b>926,480,979</b>	<b>952,330,515</b>
<b>Capital Expenditures</b>	<b>286,920</b>	<b>298,325</b>
<b>Umbrella Grand Total</b>	<b>944,347,698</b>	<b>970,088,139</b>

DEPARTMENT OF  
ENVIRONMENTAL  
PROTECTION  
Department of Environmental  
Protection

MAINE ENVIRONMENTAL  
PROTECTION FUND

<b>Other Participating Funds</b>		
<b>Other Special Revenue</b>		
Positions - Other Count	(55.5)	(55.5)
Personal Services	2,338,616	2,357,127
All Other	925,867	939,499
Capital Expenditures	30,000	30,000
<b>Fund Total</b>	<b>3,294,483</b>	<b>3,326,626</b>

BUREAU OF ADMINISTRATION  
Administration - Environmental  
Protection

<b>** General Fund</b>		
Positions - Legislative Count	(10.0)	(10.0)
Personal Services	613,701	604,313
All Other	174,493	180,705
<b>Fund Total</b>	<b>788,194</b>	<b>785,018</b>

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(15.0)	(15.0)
Personal Services	629,346	628,034
All Other	175,241	180,219
Capital Expenditures	71,758	77,475
<b>Fund Total</b>	<b>876,345</b>	<b>885,728</b>

<b>Other Special Revenue</b>		
Positions - Other Count	(20.0)	(20.0)
Personal Services	855,658	847,742
All Other	419,930	431,510
Capital Expenditures	100,000	90,000
<b>Fund Total</b>	<b>1,375,588</b>	<b>1,369,252</b>

**SUMMARY - ADMINISTRATION -  
ENVIRONMENTAL  
PROTECTION**

Positions - Legislative Count	(10.0)	(10.0)
Positions - Other Count	(35.0)	(35.0)
Personal Services	2,098,705	2,080,089
All Other	769,664	792,434
Capital Expenditures	171,758	167,475
<b>Program Total</b>	<b>3,040,127</b>	<b>3,039,998</b>

BUREAU OF AIR QUALITY  
CONTROL  
Air Quality Control

<b>** General Fund</b>		
Positions - Legislative Count	(13.0)	(13.0)
Personal Services	701,502	687,880
All Other	44,478	45,841
<b>Fund Total</b>	<b>745,980</b>	<b>733,721</b>

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(25.5)	(25.5)
Personal Services	1,131,696	1,133,014
All Other	226,192	226,225
Capital Expenditures	100,000	100,000
<b>Fund Total</b>	<b>1,457,888</b>	<b>1,459,239</b>



SUMMARY - AIR QUALITY CONTROL

Positions - Legislative Count	(13.0)	(13.0)
Positions - Other Count	(25.5)	(25.5)
Personal Services	1,833,198	1,820,894
All Other	270,670	272,066
Capital Expenditures	100,000	100,000
<b>Program Total</b>	<b>2,203,868</b>	<b>2,192,960</b>

BOARD OF ENVIRONMENTAL PROTECTION

## Board of Environmental Protection Fund

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(2.0)	(2.0)
Personal Services	110,601	112,716
All Other	67,659	67,712
<b>Fund Total</b>	<b>178,260</b>	<b>180,428</b>

BUREAU OF LAND QUALITY CONTROL

## Dam Registration

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	48,087	46,885
All Other	28,925	30,091
<b>Fund Total</b>	<b>77,012</b>	<b>76,976</b>

## Land Quality Control

** General Fund		
Positions - Legislative Count	(33.0)	(33.0)
Personal Services	1,547,113	1,554,803
All Other	155,147	159,824
<b>Fund Total</b>	<b>1,702,260</b>	<b>1,714,627</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(12.0)	(12.0)
Personal Services	530,847	534,359
All Other	116,796	119,308
<b>Fund Total</b>	<b>647,643</b>	<b>653,667</b>

SUMMARY - LAND QUALITY CONTROL

Positions - Legislative Count	(33.0)	(33.0)
Positions - Other Count	(12.0)	(12.0)
Personal Services	2,077,960	2,089,162
All Other	271,943	279,132
<b>Program Total</b>	<b>2,349,903</b>	<b>2,368,294</b>

BUREAU OF OIL AND HAZARDOUS MATERIALS CONTROL

## Oil and Hazardous Materials Control

** General Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	689,124	691,289
All Other	12,432	12,891
<b>Fund Total</b>	<b>701,556</b>	<b>704,180</b>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(50.5)	(50.5)
Personal Services	2,110,412	2,139,719
All Other	1,812,561	1,901,539
<b>Fund Total</b>	<b>3,922,973</b>	<b>4,041,258</b>

## Other Special Revenue

Positions - Other Count	(83.5)	(83.5)
Personal Services	3,717,501	3,722,256
All Other	15,248,218	15,832,408
Capital Expenditures	192,775	179,690
<b>Fund Total</b>	<b>19,158,494</b>	<b>19,734,354</b>

SUMMARY - OIL AND HAZARDOUS MATERIALS CONTROL

Positions - Legislative Count	(14.0)	(14.0)
Positions - Other Count	(134.0)	(134.0)
Personal Services	6,517,037	6,553,264
All Other	17,073,211	17,746,838
Capital Expenditures	192,775	179,690
<b>Program Total</b>	<b>23,783,023</b>	<b>24,479,792</b>

RADIOACTIVE WASTE EVALUATION FUND

Other Participating Funds		
Other Special Revenue		
Personal Services	2,000	2,000
All Other	23,219	23,219
<b>Fund Total</b>	<b>25,219</b>	<b>25,219</b>

SOLID WASTE MANAGEMENT

** General Fund		
Positions - Legislative Count	(12.0)	(12.0)
Personal Services	578,137	576,576
All Other	50,954	52,457
<b>Fund Total</b>	<b>629,091</b>	<b>629,033</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.5)	(2.5)
Personal Services	106,237	108,366
All Other	40,234	41,473
<b>Fund Total</b>	<b>146,471</b>	<b>149,839</b>

Other Special Revenue		
Positions - Other Count	(21.0)	(21.0)
Personal Services	878,585	892,946
All Other	289,038	297,202
<b>Fund Total</b>	<b>1,167,623</b>	<b>1,190,148</b>

SUMMARY - SOLID WASTE MANAGEMENT

Positions - Legislative Count	(12.0)	(12.0)
Positions - Other Count	(23.5)	(23.5)
Personal Services	1,562,959	1,577,888
All Other	380,226	391,132
<b>Program Total</b>	<b>1,943,185</b>	<b>1,969,020</b>

Technical Studies - Department of Environmental Protection		
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(2.0)	(2.0)
Personal Services	93,908	93,019
All Other	49,119	49,097
Fund Total	<u>143,027</u>	<u>142,116</u>

**BUREAU OF WATER QUALITY CONTROL**  
Lake Environmental Protection Fund

Other Participating Funds		
Other Special Revenue		
All Other	25,000	25,000
Fund Total	<u>25,000</u>	<u>25,000</u>

**LAKE RESTORATION AND PROTECTION FUND**

** General Fund		
Positions - Legislative Count	(2.5)	(2.5)
Personal Services	116,436	117,199
All Other	75,161	75,750
Fund Total	<u>191,597</u>	<u>192,949</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.5)	(2.5)
Personal Services	100,515	102,653
All Other	214,516	221,881
Fund Total	<u>315,031</u>	<u>324,534</u>

**SUMMARY - LAKE RESTORATION AND PROTECTION FUND**

Positions - Legislative Count	(2.5)	(2.5)
Positions - Other Count	(2.5)	(2.5)
Personal Services	216,951	219,852
All Other	289,677	297,631
Program Total	<u>506,628</u>	<u>517,483</u>

**Municipal Sewerage Construction**

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(10.0)	(10.0)
Personal Services	516,658	509,421
All Other	163,229	163,048
Fund Total	<u>679,887</u>	<u>672,469</u>

Other Special Revenue		
Positions - Other Count	(6.0)	(6.0)
Personal Services	310,298	306,080
All Other	72,222	72,116
Fund Total	<u>382,520</u>	<u>378,196</u>

**SUMMARY - MUNICIPAL SEWERAGE CONSTRUCTION**

Positions - Other Count	(16.0)	(16.0)
Personal Services	826,956	815,501

All Other	235,451	235,164
Program Total	<u>1,062,407</u>	<u>1,050,665</u>

Water Pollution Control Training Program		
** General Fund		
All Other	16,332	17,296
Fund Total	<u>16,332</u>	<u>17,296</u>

Water Quality Control		
** General Fund		
Positions - Legislative Count	(16.0)	(16.0)
Personal Services	869,241	857,301
All Other	226,811	228,981
Fund Total	<u>1,096,052</u>	<u>1,086,282</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(37.5)	(37.5)
Personal Services	1,491,827	1,495,669
All Other	1,372,577	1,433,531
Fund Total	<u>2,864,404</u>	<u>2,929,200</u>

**SUMMARY - WATER QUALITY CONTROL**

Positions - Legislative Count	(16.0)	(16.0)
Positions - Other Count	(37.5)	(37.5)
Personal Services	2,361,068	2,352,970
All Other	1,599,388	1,662,512
Program Total	<u>3,960,456</u>	<u>4,015,482</u>

**SUMMARY - DEPARTMENT OF ENVIRONMENTAL PROTECTION**

** General Fund		
Positions - Legislative Count	(100.5)	(100.5)
Personal Services	5,115,254	5,089,361
All Other	755,808	773,745
Umbrella Fund Total	<u>5,871,062</u>	<u>5,863,106</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(155.5)	(155.5)
Personal Services	6,617,538	6,651,235
All Other	4,121,346	4,287,224
Capital Expenditures	171,758	177,475
Umbrella Fund Total	<u>10,910,642</u>	<u>11,115,934</u>

Other Special Revenue		
Positions - Other Count	(191.0)	(191.0)
Personal Services	8,355,254	8,380,771
All Other	17,149,197	17,767,854
Capital Expenditures	322,775	299,690
Umbrella Fund Total	<u>25,827,226</u>	<u>26,448,315</u>

**SUMMARY - DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Positions - Legislative Count	(100.5)	(100.5)
Positions - Other Count	(346.5)	(346.5)

Personal Services	20,088,046	20,121,367
All Other	22,026,351	22,828,823
Capital Expenditures	494,533	477,165
<b>Umbrella Grand Total</b>	<b>42,608,930</b>	<b>43,427,355</b>

COMMISSION ON  
GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
Governmental Ethics and Election  
Practices - Commission on

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	78,125	77,350
All Other	8,583	8,800
<b>Fund Total</b>	<b>86,708</b>	<b>86,150</b>

EXECUTIVE DEPARTMENT

(OFFICE OF) GOVERNOR  
Administration - Executive -  
Governor's Office

** General Fund		
Positions - Legislative Count	(20.0)	(20.0)
Personal Services	1,040,944	1,062,594
All Other	276,730	279,581
<b>Fund Total</b>	<b>1,317,674</b>	<b>1,342,175</b>

Blaine House

** General Fund		
Positions - Legislative Count	(5.5)	(5.5)
Personal Services	225,485	231,066
All Other	62,553	64,495
Capital Expenditures	1,000	1,000
<b>Fund Total</b>	<b>289,038</b>	<b>296,561</b>

BLAINE HOUSE RENOVATIONS  
AND REPAIRS FUND

** General Fund		
All Other	1,015	1,052
<b>Fund Total</b>	<b>1,015</b>	<b>1,052</b>

OFFICE OF CHILD WELFARE  
SERVICES OMBUDSMAN  
Office of Child Welfare  
Services Ombudsman

** General Fund		
Positions - Legislative Count	(1.5)	(1.5)
Personal Services	78,041	81,366
All Other	5,694	5,800
<b>Fund Total</b>	<b>83,735</b>	<b>87,166</b>

(OFFICE OF) FEDERAL-STATE  
COORDINATOR  
Federal-State Coordinator -  
Executive

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	112,932	115,066
All Other	4,639	4,756
<b>Fund Total</b>	<b>117,571</b>	<b>119,822</b>

MAINE WASTE MANAGEMENT  
AGENCY  
Administration - Office of the  
Executive Director

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(3.0)	(3.0)
Personal Services	176,244	173,656
All Other	96,028	98,953
<b>Fund Total</b>	<b>272,272</b>	<b>272,609</b>

STATE PLANNING OFFICE  
Petroleum Violation Escrow

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	10,123	
All Other	2,554	
<b>Fund Total</b>	<b>12,677</b>	<b>-0-</b>

Planning Office

** General Fund		
Positions - Legislative Count	(18.0)	(18.0)
Personal Services	1,032,319	1,015,733
All Other	216,578	224,158
<b>Fund Total</b>	<b>1,248,897</b>	<b>1,239,891</b>

Other Participating Funds

Federal Expenditure Fund		
Positions - Other Count	(15.5)	(15.5)
Personal Services	701,316	697,532
All Other	677,604	700,562
Capital Expenditures	20,000	20,000
<b>Fund Total</b>	<b>1,398,920</b>	<b>1,418,094</b>

Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	142,352	139,148
All Other	231,137	235,084
Capital Expenditures	5,000	5,000
<b>Fund Total</b>	<b>378,489</b>	<b>379,232</b>

SUMMARY - PLANNING  
OFFICE

Positions - Legislative Count	(18.0)	(18.0)
Positions - Other Count	(17.5)	(17.5)
Personal Services	1,875,987	1,852,413
All Other	1,125,319	1,159,804
Capital Expenditures	25,000	25,000
<b>Program Total</b>	<b>3,026,306</b>	<b>3,037,217</b>

OFFICE OF PLANNING  
Office of Planning

Other Participating Funds

Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	223,593	219,573
All Other	100,705	104,860
<b>Fund Total</b>	<b>324,298</b>	<b>324,433</b>

(OFFICE OF) PUBLIC  
ADVOCATE  
Public Advocate

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(7.0)	(7.0)
Personal Services	414,021	420,382
All Other	143,286	151,233
Fund Total	557,307	571,615

MAINE SCIENCE AND  
TECHNOLOGY COMMISSION  
Maine Science and Technology  
Commission

** General Fund		
Positions - Legislative Count	(5.5)	(5.5)
Personal Services	288,559	287,231
All Other	2,045,155	2,167,166
Fund Total	2,333,714	2,454,397

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(1.5)	(1.5)
Personal Services	55,542	57,118
All Other	1,618,329	1,622,351
Fund Total	1,673,871	1,679,469

SUMMARY - MAINE SCIENCE  
AND TECHNOLOGY  
COMMISSION

Positions - Legislative Count	(5.5)	(5.5)
Positions - Other Count	(1.5)	(1.5)
Personal Services	344,101	344,349
All Other	3,663,484	3,789,517
Program Total	4,007,585	4,133,866

OFFICE OF SITING AND  
DISPOSAL OPERATIONS  
Office of Siting and Disposal  
Operations

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	242,689	240,879
All Other	1,269,905	1,411,700
Capital Expenditures	3,000	3,000
Fund Total	1,515,594	1,655,579

OFFICE OF SUBSTANCE  
ABUSE  
Driver Education and Evaluation  
Program - Substance Abuse

** General Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	303,979	303,507
All Other	476,132	497,548
Capital Expenditures	4,340	
Fund Total	784,451	801,055

## Office of Substance Abuse

** General Fund		
Positions - Legislative Count	(15.0)	(15.0)
Personal Services	658,695	657,085

All Other	4,706,712	4,713,296
Capital Expenditures	2,170	2,170
Fund Total	5,367,577	5,372,551

Other Participating Funds		
Federal Expenditure Fund		
All Other	1,545,326	1,545,326
Fund Total	1,545,326	1,545,326

Federal Block Grant		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	346,049	342,847
All Other	2,821,790	2,824,992
Fund Total	3,167,839	3,167,839

SUMMARY - OFFICE OF  
SUBSTANCE ABUSE

Positions - Legislative Count	(23.0)	(23.0)
Personal Services	1,004,744	999,932
All Other	9,073,828	9,083,614
Capital Expenditures	2,170	2,170
	10,080,742	10,085,716

OFFICE OF WASTE  
REDUCTION AND RECYCLING  
Office of Waste Reduction and  
Recycling

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(5.0)	(5.0)
Personal Services	243,657	245,203
All Other	555,822	571,933
Capital Expenditures	3,000	3,000
Fund Total	802,479	820,136

SUMMARY - EXECUTIVE  
DEPARTMENT

** General Fund		
Positions - Legislative Count	(76.5)	(76.5)
Personal Services	3,740,954	3,753,648
All Other	7,795,208	7,957,852
Capital Expenditures	7,510	3,170
Umbrella Fund Total	11,543,672	11,714,670

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(17.0)	(17.0)
Personal Services	756,858	754,650
All Other	3,841,259	3,868,239
Capital Expenditures	20,000	20,000
Umbrella Fund Total	4,618,117	4,642,889

Other Special Revenue		
Positions - Other Count	(26.0)	(26.0)
Personal Services	1,452,679	1,438,841
All Other	2,399,437	2,573,763
Capital Expenditures	11,000	11,000
Umbrella Fund Total	3,863,116	4,023,604

Federal Block Grant Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	346,049	342,847

All Other	2,821,790	2,824,992
<b>Umbrella Fund Total</b>	<b>3,167,839</b>	<b>3,167,839</b>

All Other	150,000	150,000
<b>Fund Total</b>	<b>150,000</b>	<b>150,000</b>

**SUMMARY - EXECUTIVE DEPARTMENT**

Positions - Legislative Count	(84.5)	(84.5)
Positions - Other Count	(43.0)	(43.0)
Personal Services	6,296,540	6,289,986
All Other	16,857,694	17,224,846
Capital Expenditures	38,510	34,170
<b>Umbrella Grand Total</b>	<b>23,192,744</b>	<b>23,549,002</b>

**SUMMARY - MAINE HEALTH CARE FINANCE COMMISSION**

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(35.0)	(35.0)
Personal Services	1,935,837	1,932,742
All Other	434,122	436,697
Capital Expenditures	7,500	7,500
<b>Umbrella Fund Total</b>	<b>2,377,459</b>	<b>2,376,939</b>

FINANCE AUTHORITY OF MAINE  
Business Development Finance

** General Fund		
All Other	50,000	50,000
<b>Fund Total</b>	<b>50,000</b>	<b>50,000</b>

**SUMMARY - MAINE HEALTH CARE FINANCE COMMISSION**

Positions - Other Count	(35.0)	(35.0)
Personal Services	1,935,837	1,932,742
All Other	434,122	436,697
Capital Expenditures	7,500	7,500
<b>Umbrella Grand Total</b>	<b>2,377,459</b>	<b>2,376,939</b>

Natural Resources and Marketing

** General Fund		
All Other	269,881	269,881
<b>Fund Total</b>	<b>269,881</b>	<b>269,881</b>

MAINE HIGH-RISK INSURANCE ORGANIZATION  
Maine High-Risk Insurance Organization

** General Fund		
All Other	3,264,000	4,344,000
<b>Fund Total</b>	<b>3,264,000</b>	<b>4,344,000</b>

Student Financial Assistance Programs

** General Fund		
All Other	10,530,408	13,615,755
<b>Fund Total</b>	<b>10,530,408</b>	<b>13,615,755</b>

MAINE HISTORIC PRESERVATION COMMISSION  
State Restoration Grants Program

** General Fund		
All Other	1,225	1,225
<b>Fund Total</b>	<b>1,225</b>	<b>1,225</b>

**SUMMARY - FINANCE AUTHORITY OF MAINE**

** General Fund		
All Other	10,850,289	13,935,636
<b>Umbrella Fund Total</b>	<b>10,850,289</b>	<b>13,935,636</b>

Historic Preservation Commission

** General Fund		
Positions - Legislative Count	(4.0)	(4.0)
Personal Services	237,598	235,687
All Other	48,697	49,029
<b>Fund Total</b>	<b>286,295</b>	<b>284,716</b>

**SUMMARY - FINANCE AUTHORITY OF MAINE**

<b>All Other</b>	<b>10,850,289</b>	<b>13,935,636</b>
<b>Umbrella Grand Total</b>	<b>10,850,289</b>	<b>13,935,636</b>

MAINE HEALTH CARE FINANCE COMMISSION  
Health Care Finance Commission

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(35.0)	(35.0)
Personal Services	1,935,837	1,932,742
All Other	284,122	286,697
Capital Expenditures	7,500	7,500
<b>Fund Total</b>	<b>2,227,459</b>	<b>2,226,939</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	229,979	226,611
All Other	263,309	269,323
<b>Fund Total</b>	<b>493,288</b>	<b>495,934</b>

Other Special Revenue		
Positions - Other Count	(9.5)	(9.5)
Personal Services	333,709	336,909
All Other	83,784	85,575
<b>Fund Total</b>	<b>417,493</b>	<b>422,484</b>

MANAGEMENT SUPPORT FUND

Other Participating Funds  
Other Special Revenue

**SUMMARY - HISTORIC PRESERVATION COMMISSION**

Positions - Legislative Count	(4.0)	(4.0)	** General Fund		
Positions - Other Count	(14.5)	(14.5)	All Other	505,000	520,000
Personal Services	801,286	799,207			
All Other	395,790	403,927	Fund Total	505,000	520,000
Program Total	1,197,076	1,203,134	Temporary Housing Assistance Program		
<b>SUMMARY - MAINE HISTORIC PRESERVATION COMMISSION</b>			** General Fund		
** General Fund			All Other	252,000	260,000
Positions - Legislative Count	(4.0)	(4.0)	Fund Total	252,000	260,000
Positions - Other Count	237,598	235,687	Municipal Land Acquisition Revolving Fund		
Personal Services	49,922	50,254	Other Participating Funds		
Umbrella Fund Total	287,520	285,941	Other Special Revenue		
Other Participating Funds			All Other	435,000	
Federal Expenditure Fund			Fund Total	435,000	
Positions - Other Count	(5.0)	(5.0)	Municipal Revolving Loan Fund		
Personal Services	229,979	226,611	Other Participating Funds		
All Other	263,309	269,323	Other Special Revenue		
Umbrella Fund Total	493,288	495,934	All Other	3,645,000	
Other Special Revenue			Fund Total	3,645,000	
Positions - Other Count	(9.5)	(9.5)	<b>SUMMARY - MAINE STATE HOUSING AUTHORITY</b>		
Personal Services	333,709	336,909	** General Fund		
All Other	83,784	85,575	All Other	757,000	780,000
Umbrella Fund Total	417,493	422,484	Umbrella Fund Total	757,000	780,000
<b>SUMMARY - MAINE HISTORIC PRESERVATION COMMISSION</b>			Other Participating Funds		
Positions - Legislative Count	(4.0)	(4.0)	Other Special Revenue		
Positions - Other Count	(14.5)	(14.5)	All Other	7,797,028	3,977,220
Personal Services	801,286	799,207	Umbrella Fund Total	7,797,028	3,977,220
All Other	397,015	405,152	<b>SUMMARY - MAINE STATE HOUSING AUTHORITY</b>		
Umbrella Grand Total	1,198,301	1,204,359	All Other	8,554,028	4,757,220
MAINE HISTORICAL SOCIETY			Umbrella Grand Total	8,554,028	4,757,220
Historical Society			MAINE HUMAN RIGHTS COMMISSION		
** General Fund			Human Rights Commission - Regulation		
All Other	24,761	24,761	** General Fund		
Fund Total	24,761	24,761	Positions - Legislative Count	(9.0)	(9.0)
MAINE HOSPICE COUNCIL			Personal Services	453,618	445,166
Maine Hospice Council			All Other	36,085	36,085
** General Fund			Fund Total	489,703	481,251
All Other	50,500	50,500	Other Participating Funds		
Fund Total	50,500	50,500	Federal Expenditure Fund		
MAINE STATE HOUSING AUTHORITY			Positions - Other Count	(3.5)	(3.5)
Housing Authority-State			Personal Services	142,795	140,494
Other Participating Funds			All Other	12,993	12,885
Other Special Revenue			Fund Total	155,788	153,379
All Other	3,717,028	3,977,220			
Fund Total	3,717,028	3,977,220			
Housing Opportunities for Maine Fund					

Other Special Revenue		
All Other	2,094	2,094
Fund Total	<u>2,094</u>	<u>2,094</u>

**SUMMARY - HUMAN RIGHTS  
COMMISSION - REGULATION**

Positions - Legislative Count	(9.0)	(9.0)
Positions - Other Count	(3.5)	(3.5)
Personal Services	596,413	585,660
All Other	51,172	51,064
Program Total	<u>647,585</u>	<u>636,724</u>

**DEPARTMENT OF HUMAN  
SERVICES**

Miscellaneous Acts and Resolves -  
Human Services

** General Fund		
All Other	34,314	34,314
Fund Total	<u>34,314</u>	<u>34,314</u>

**DIVISION FOR THE BLIND  
AND VISUALLY IMPAIRED**

Blind and Visually Impaired -  
Division for the

** General Fund		
Positions - Legislative Count	(12.0)	(12.0)
Personal Services	561,500	553,140
All Other	1,210,080	1,245,101
Fund Total	<u>1,771,580</u>	<u>1,798,241</u>

**Other Participating Funds  
Federal Expenditure Fund**

Positions - Other Count	(19.0)	(19.0)
Personal Services	846,734	836,564
All Other	945,410	969,758
Capital Expenditures	30,700	30,700
Fund Total	<u>1,822,844</u>	<u>1,837,022</u>

**Other Special Revenue**

All Other	190,232	196,218
Capital Expenditures	30,700	30,700
Fund Total	<u>220,932</u>	<u>226,918</u>

**SUMMARY - BLIND AND  
VISUALLY IMPAIRED -  
DIVISION FOR THE**

Positions - Legislative Count	(12.0)	(12.0)
Positions - Other Count	(19.0)	(19.0)
Personal Services	1,408,234	1,389,704
All Other	2,345,722	2,411,077
Capital Expenditures	61,400	61,400
Program Total	<u>3,815,356</u>	<u>3,862,181</u>

**BUREAU OF CHILD AND  
FAMILY SERVICES**

Administration-Social Services

** General Fund		
Positions - Legislative Count	(57.5)	(57.5)
Personal Services	2,611,898	2,584,979
All Other	591,894	601,834
Fund Total	<u>3,203,792</u>	<u>3,186,813</u>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	226,212	229,182
All Other	1,828,349	1,871,219
Fund Total	<u>2,054,561</u>	<u>2,100,401</u>

**Other Special Revenue**

All Other	156,444	156,658
Fund Total	<u>156,444</u>	<u>156,658</u>

**Federal Block Grant**

Positions - Legislative Count	(7.5)	(7.5)
Personal Services	304,392	306,280
All Other	31,453	32,020
Fund Total	<u>335,845</u>	<u>338,300</u>

**SUMMARY -  
ADMINISTRATION-SOCIAL  
SERVICES**

Positions - Legislative Count	(65.0)	(65.0)
Positions - Other Count	(5.0)	(5.0)
Personal Services	3,142,502	3,120,441
All Other	2,608,140	2,661,731
Program Total	<u>5,750,642</u>	<u>5,782,172</u>

**Charitable Institutions -  
Aid to**

** General Fund		
All Other	278,432	278,432
Fund Total	<u>278,432</u>	<u>278,432</u>

**Child Care Food Program**

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	165,199	163,462
All Other	7,095,569	7,095,749
Fund Total	<u>7,260,768</u>	<u>7,259,211</u>

**Child Care Services**

** General Fund		
All Other	582,302	582,302
Fund Total	<u>582,302</u>	<u>582,302</u>

**Maine Children's Trust  
Fund - Child and Family  
Services**

**Other Participating Funds**

Other Special Revenue		
All Other	200,000	200,000
Fund Total	<u>200,000</u>	<u>200,000</u>

**Child Welfare Services**

** General Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	627,047	624,520
All Other	9,154,041	9,470,533
Fund Total	<u>9,781,088</u>	<u>10,095,053</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(29.0)	(29.0)
Personal Services	1,325,282	1,311,004
All Other	354,280	358,854
<b>Fund Total</b>	<b>1,679,562</b>	<b>1,669,858</b>

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	48,056	49,287
All Other	6,131,977	6,132,348
<b>Program Total</b>	<b>6,180,033</b>	<b>6,181,635</b>

**SUMMARY - CHILD WELFARE SERVICES**

Positions - Legislative Count	(14.0)	(14.0)
Positions - Other Count	(29.0)	(29.0)
Personal Services	1,952,329	1,935,524
All Other	9,508,321	9,829,387
<b>Program Total</b>	<b>11,460,650</b>	<b>11,764,911</b>

**Community Services Block Grant**

Other Participating Funds		
Federal Block Grant Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	51,289	52,518
All Other	1,998,711	2,047,482
<b>Fund Total</b>	<b>2,050,000</b>	<b>2,100,000</b>

**Head Start**

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	32,976	32,443
All Other	2,327,270	2,327,423
<b>Fund Total</b>	<b>2,360,246</b>	<b>2,359,866</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	78,220	78,327
All Other	8,876	9,092
<b>Fund Total</b>	<b>87,096</b>	<b>87,419</b>

**SUMMARY - HEAD START**

Positions - Legislative Count	(1.0)	(1.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	111,196	110,770
All Other	2,336,146	2,336,515
<b>Program Total</b>	<b>2,447,342</b>	<b>2,447,285</b>

**Long-Term Care - Human Services**

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	48,056	49,287
All Other	5,631,977	5,632,348
<b>Fund Total</b>	<b>5,680,033</b>	<b>5,681,635</b>

Other Participating Funds		
Other Special Revenue		
All Other	500,000	500,000
<b>Fund Total</b>	<b>500,000</b>	<b>500,000</b>

**SUMMARY - LONG-TERM CARE - HUMAN SERVICES**

**Purchased Social Services**

** General Fund		
All Other	9,572,970	9,572,970
<b>Fund Total</b>	<b>9,572,970</b>	<b>9,572,970</b>

Other Participating Funds		
Other Special Revenue		
All Other	172,000	172,000
<b>Fund Total</b>	<b>172,000</b>	<b>172,000</b>

Federal Block Grant		
All Other	11,839,687	11,795,610
<b>Fund Total</b>	<b>11,839,687</b>	<b>11,795,610</b>

**SUMMARY - PURCHASED SOCIAL SERVICES**

All Other	21,584,657	21,540,580
<b>Program Total</b>	<b>21,584,657</b>	<b>21,540,580</b>

**BUREAU OF ELDER AND ADULT SERVICES Congregate Housing**

** General Fund		
All Other	460,105	460,105
<b>Fund Total</b>	<b>460,105</b>	<b>460,105</b>

**Elder and Adult Services - Bureau of**

** General Fund		
Positions - Legislative Count	(85.5)	(85.5)
Personal Services	3,973,239	3,923,521
All Other	1,551,246	1,567,670
<b>Fund Total</b>	<b>5,524,485</b>	<b>5,491,191</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(12.5)	(12.5)
Personal Services	595,749	591,720
All Other	5,974,986	5,979,491
<b>Fund Total</b>	<b>6,570,735</b>	<b>6,571,211</b>

Other Special Revenue		
All Other	40,000	40,000
<b>Fund Total</b>	<b>40,000</b>	<b>40,000</b>

**SUMMARY - ELDER AND ADULT SERVICES - BUREAU OF**

Positions - Legislative Count	(85.5)	(85.5)
Positions - Other Count	(12.5)	(12.5)
Personal Services	4,568,988	4,515,241
All Other	7,566,232	7,587,161
<b>Program Total</b>	<b>12,135,220</b>	<b>12,102,402</b>



<b>BUREAU OF HEALTH</b>		
Cerebral Palsy Centers - Grants to		
** General Fund		
All Other	75,987	75,987
Fund Total	<u>75,987</u>	<u>75,987</u>
Community Family Planning		
** General Fund		
All Other	511,518	511,518
Fund Total	<u>511,518</u>	<u>511,518</u>
Dental Disease Prevention		
Federal Block Grant		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	117,663	115,709
All Other	68,786	70,725
Fund Total	<u>186,449</u>	<u>186,434</u>
Health - Bureau of		
** General Fund		
Positions - Legislative Count	(97.5)	(97.5)
Personal Services	4,516,397	4,466,037
All Other	2,888,599	2,922,722
Fund Total	<u>7,404,996</u>	<u>7,388,759</u>
Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(76.0)	(76.0)
Personal Services	3,045,115	3,051,392
All Other	16,653,079	17,168,552
Fund Total	<u>19,698,194</u>	<u>20,219,944</u>
Other Special Revenue		
Positions - Other Count	(64.5)	(64.5)
Personal Services	2,750,904	2,736,272
All Other	1,122,409	1,154,122
Capital Expenditures	176,000	232,100
Fund Total	<u>4,049,313</u>	<u>4,122,494</u>
Federal Block Grant		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	35,619	36,198
All Other	178,062	181,162
Fund Total	<u>213,681</u>	<u>217,360</u>

**SUMMARY - HEALTH - BUREAU OF**

Positions - Legislative Count	(98.5)	(98.5)
Positions - Other Count	(140.5)	(140.5)
Personal Services	10,348,035	10,289,899
All Other	20,842,149	21,426,558
Capital Expenditures	176,000	232,100
Program Total	<u>31,366,184</u>	<u>31,948,557</u>

**Hypertension Control**

Other Participating Funds		
Federal Block Grant.		
Positions - Legislative Count	(1.0)	(1.0)

Personal Services	24,316	24,198
All Other	155,413	160,130
Fund Total	<u>179,729</u>	<u>184,328</u>
Rape Crisis Control		
Other Participating Funds		
Federal Block Grant		
All Other	17,408	17,930
Fund Total	<u>17,408</u>	<u>17,930</u>
Risk Reduction		
Other Participating Funds		
Federal Block Grant		
Positions - Legislative Count	(4.0)	(4.0)
Personal Services	166,671	168,706
All Other	247,228	234,016
Fund Total	<u>413,899</u>	<u>402,722</u>
Special Children's Services		
** General Fund		
All Other	8,126	8,334
Fund Total	<u>8,126</u>	<u>8,334</u>
Other Participating Funds		
Federal Block Grant		
Positions - Legislative Count	(17.0)	(17.0)
Personal Services	668,015	665,855
All Other	391,454	393,760
Fund Total	<u>1,059,469</u>	<u>1,059,615</u>
<b>SUMMARY - SPECIAL CHILDREN'S SERVICES</b>		
Positions - Legislative Count	(17.0)	(17.0)
Personal Services	668,015	665,855
All Other	399,580	402,094
Program Total	<u>1,067,595</u>	<u>1,067,949</u>
Tuberculosis Control Program		
Other Participating Funds		
Federal Block Grant		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	33,601	33,237
All Other	571	565
Fund Total	<u>34,172</u>	<u>33,802</u>
Venereal Disease Program		
Other Participating Funds		
Federal Block Grant		
All Other	26,704	27,398
Fund Total	<u>26,704</u>	<u>27,398</u>
<b>DIVISION OF HEALTH ENGINEERING (HUMAN SERVICES)</b>		
Plumbing - Control over		
Other Participating Funds		
Other Special Revenue		

Positions - Other Count	(6.0)	(6.0)
Personal Services	223,242	222,634
All Other	88,397	91,174
<b>Fund Total</b>	<b>311,639</b>	<b>313,808</b>

Maine Water Well Drilling Program

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	31,932	32,082
All Other	1,449	1,481
<b>Fund Total</b>	<b>33,381</b>	<b>33,563</b>

OFFICE OF HEALTH PLANNING AND DEVELOPMENT (HUMAN SERVICES)  
Health Planning and Development

** General Fund		
Positions - Legislative Count	(7.0)	(7.0)
Personal Services	379,358	375,908
All Other	84,268	86,778
<b>Fund Total</b>	<b>463,626</b>	<b>462,686</b>
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	37,131	38,025
All Other	1,678	1,726
<b>Fund Total</b>	<b>38,809</b>	<b>39,751</b>

SUMMARY - HEALTH PLANNING AND DEVELOPMENT

Positions - Legislative Count	(7.0)	(7.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	416,489	413,933
All Other	85,946	88,504
<b>Program Total</b>	<b>502,435</b>	<b>502,437</b>

BUREAU OF INCOME MAINTENANCE  
Administration - Income Maintenance

** General Fund		
Positions - Legislative Count	(59.0)	(59.0)
Personal Services	2,435,791	2,425,414
All Other	2,790,011	2,868,370
<b>Fund Total</b>	<b>5,225,802</b>	<b>5,293,784</b>
Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(202.5)	(202.5)
Personal Services	7,697,066	7,672,388
All Other	10,034,665	10,231,352
<b>Fund Total</b>	<b>17,731,731</b>	<b>17,903,740</b>

Other Special Revenue		
Positions - Other Count	(45.0)	(45.0)
Personal Services	1,736,986	1,734,336

All Other	1,132,534	1,162,336
<b>Fund Total</b>	<b>2,869,520</b>	<b>2,896,672</b>

SUMMARY - ADMINISTRATION - INCOME MAINTENANCE

Positions - Legislative Count	(59.0)	(59.0)
Positions - Other Count	(247.5)	(247.5)
Personal Services	11,869,843	11,832,138
All Other	13,957,210	14,262,058
<b>Program Total</b>	<b>25,827,053</b>	<b>26,094,196</b>

Aid to Families with Dependent Children

** General Fund		
All Other	40,430,945	40,430,945
<b>Fund Total</b>	<b>40,430,945</b>	<b>40,430,945</b>
Other Participating Funds		
Federal Expenditure Fund		
All Other	70,068,508	70,068,508
<b>Fund Total</b>	<b>70,068,508</b>	<b>70,068,508</b>
Other Special Revenue		
All Other	48,555,000	48,555,000
<b>Fund Total</b>	<b>48,555,000</b>	<b>48,555,000</b>

SUMMARY - AID TO FAMILIES WITH DEPENDENT CHILDREN

All Other	159,054,453	159,054,453
<b>Program Total</b>	<b>159,054,453</b>	<b>159,054,453</b>

Aid to Families with Dependent Children - Foster Care

** General Fund		
All Other	4,577,220	4,677,467
<b>Fund Total</b>	<b>4,577,220</b>	<b>4,677,467</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(7.0)	(7.0)
Personal Services	300,987	300,851
All Other	12,535,189	12,824,144
<b>Fund Total</b>	<b>12,836,176</b>	<b>13,124,995</b>

Other Special Revenue		
All Other	1,914,360	1,914,360
<b>Fund Total</b>	<b>1,914,360</b>	<b>1,914,360</b>

SUMMARY - AID TO FAMILIES WITH DEPENDENT CHILDREN - FOSTER CARE

Positions - Other Count	(7.0)	(7.0)
Personal Services	300,987	300,851
All Other	19,026,769	19,415,971
<b>Program Total</b>	<b>19,327,756</b>	<b>19,716,822</b>

Family Services Program			
** General Fund			
Positions - Legislative Count	(13.5)	(13.5)	
Personal Services	580,937	576,916	
All Other	731,764	751,898	
Fund Total	<u>1,312,701</u>	<u>1,328,814</u>	
Other Participating Funds			
Federal Expenditure Fund			
Positions - Other Count	(15.0)	(15.0)	
Personal Services	557,246	558,925	
All Other	914,208	939,766	
Fund Total	<u>1,471,454</u>	<u>1,498,691</u>	

All Other	944,233	970,763
Fund Total	<u>3,059,109</u>	<u>3,049,923</u>
Other Special Revenue		
Positions - Other Count	(3.0)	(3.0)
Personal Services	122,174	119,777
All Other	9,518	9,727
Fund Total	<u>131,692</u>	<u>129,504</u>
Federal Block Grant		
Personal Services	1,619,677	1,614,814
All Other	27,535	27,452
Fund Total	<u>1,647,212</u>	<u>1,642,266</u>

**SUMMARY - FAMILY SERVICES PROGRAM**

Positions - Legislative Count	(13.5)	(13.5)
Positions - Other Count	(15.0)	(15.0)
Personal Services	1,138,183	1,135,841
All Other	1,645,972	1,691,664
Program Total	<u>2,784,155</u>	<u>2,827,505</u>

**SUMMARY - ADMINISTRATION - HUMAN SERVICES**

Positions - Legislative Count	(65.5)	(65.5)
Positions - Other Count	(84.0)	(84.0)
Personal Services	6,640,631	6,570,716
All Other	1,522,507	1,563,026
Program Total	<u>8,163,138</u>	<u>8,133,742</u>

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

** General Fund		
All Other	8,984,089	8,984,089
Fund Total	<u>8,984,089</u>	<u>8,984,089</u>
Other Participating Funds		
Federal Expenditure Fund		
All Other	732,000	732,000
Fund Total	<u>732,000</u>	<u>732,000</u>

**Training Programs and Employee Assistance**

Other Participating Funds		
Federal Block Grant		
All Other	354,015	368,736
Fund Total	<u>354,015</u>	<u>368,736</u>

**SUMMARY - GENERAL ASSISTANCE - REIMBURSEMENT TO CITIES AND TOWNS**

All Other	9,716,089	9,716,089
Program Total	<u>9,716,089</u>	<u>9,716,089</u>

**DIVISION OF MATERNAL AND CHILD HEALTH (HUMAN SERVICES)**

**Cystic Fibrosis - Treatment of**

** General Fund		
All Other	4,902	4,902
Fund Total	<u>4,902</u>	<u>4,902</u>

**State Supplement to Federal Supplemental Security Income**

** General Fund		
All Other	15,584,758	15,584,758
Fund Total	<u>15,584,758</u>	<u>15,584,758</u>

**Maternal and Child Health**

Other Participating Funds		
Federal Block Grant		
Positions - Legislative Count	(40.0)	(40.0)
Personal Services	1,778,009	1,761,037
All Other	779,455	752,529
Fund Total	<u>2,557,464</u>	<u>2,513,566</u>

**OFFICE OF MANAGEMENT AND BUDGET (HUMAN SERVICES)**

**Administration - Human Services**

** General Fund		
Positions - Legislative Count	(65.5)	(65.5)
Personal Services	2,783,904	2,756,965
All Other	541,221	555,084
Fund Total	<u>3,325,125</u>	<u>3,312,049</u>

**BUREAU OF MEDICAL SERVICES (HUMAN SERVICES)**

**Low-cost Drugs to Maine's Elderly**

** General Fund		
All Other	4,763,770	5,044,832
Fund Total	<u>4,763,770</u>	<u>5,044,832</u>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(81.0)	(81.0)
Personal Services	2,114,876	2,079,160

**Intermediate Care - Payments to Providers**

** General Fund		
All Other	89,355,047	93,630,558
Fund Total	<u>89,355,047</u>	<u>93,630,558</u>

Other Participating Funds Federal Expenditure Fund		
All Other	193,521,284	205,451,285
Fund Total	<u>193,521,284</u>	<u>205,451,285</u>

**SUMMARY - INTERMEDIATE CARE - PAYMENTS TO PROVIDERS**

All Other	282,876,331	299,081,843
Program Total	<u>282,876,331</u>	<u>299,081,843</u>

**Medical Care - Payments to Providers**

** General Fund		
All Other	95,947,117	111,523,337
Fund Total	<u>95,947,117</u>	<u>111,523,337</u>

Other Participating Funds Federal Expenditure Fund		
All Other	302,984,890	334,203,263
Fund Total	<u>302,984,890</u>	<u>334,203,263</u>

Other Special Revenue		
All Other	95,485,995	95,485,995
Fund Total	<u>95,485,995</u>	<u>95,485,995</u>

**SUMMARY - MEDICAL CARE - PAYMENTS TO PROVIDERS**

All Other	494,418,002	541,212,595
Program Total	<u>494,418,002</u>	<u>541,212,595</u>

**Medical Care Administration**

** General Fund		
Positions - Legislative Count	(93.5)	(93.5)
Personal Services	3,579,153	3,569,062
All Other	3,671,628	3,727,450
Fund Total	<u>7,250,781</u>	<u>7,296,512</u>

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(174.0)	(174.0)
Personal Services	6,823,523	6,820,117
All Other	5,549,903	5,643,953
Fund Total	<u>12,373,426</u>	<u>12,464,070</u>

Other Special Revenue		
Positions - Other Count	(2.5)	(2.5)
Personal Services	103,878	103,612
All Other	279,149	286,469
Fund Total	<u>383,027</u>	<u>390,081</u>

**SUMMARY - MEDICAL CARE ADMINISTRATION**

Positions - Legislative Count	(93.5)	(93.5)
Positions - Other Count	(176.5)	(176.5)
Personal Services	10,506,554	10,492,791
All Other	9,500,680	9,657,872
Program Total	<u>20,007,234</u>	<u>20,150,663</u>

**DIVISION OF REGIONAL ADMINISTRATION (HUMAN SERVICES) Administration - Regional - Human Services**

** General Fund		
Positions - Legislative Count	(28.0)	(28.0)
Personal Services	913,384	906,774
All Other	2,241,589	2,306,997
Fund Total	<u>3,154,973</u>	<u>3,213,771</u>

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(58.5)	(58.5)
Personal Services	919,495	912,596
All Other	1,609,252	1,658,154
Fund Total	<u>2,528,747</u>	<u>2,570,750</u>

Federal Block Grant		
Personal Services	991,123	983,442
All Other	1,091,578	1,127,459
Fund Total	<u>2,082,701</u>	<u>2,110,901</u>

**SUMMARY - ADMINISTRATION - REGIONAL - HUMAN SERVICES**

Positions - Legislative Count	(28.0)	(28.0)
Positions - Other Count	(58.5)	(58.5)
Personal Services	2,824,002	2,802,812
All Other	4,942,419	5,092,610
Program Total	<u>7,766,421</u>	<u>7,895,422</u>

**Income Maintenance - Regional**

** General Fund		
Positions - Legislative Count	(258.5)	(258.5)
Personal Services	9,834,388	9,774,260
All Other	236,612	240,307
Fund Total	<u>10,071,000</u>	<u>10,014,567</u>

Other Participating Funds Federal Expenditure Fund		
Positions - Other Count	(276.0)	(276.0)
Personal Services	10,094,422	10,070,470
All Other	633,286	636,612
Fund Total	<u>10,727,708</u>	<u>10,707,082</u>

**SUMMARY - INCOME MAINTENANCE - REGIONAL**

Positions - Legislative Count	(258.5)	(258.5)
Positions - Other Count	(276.0)	(276.0)
Personal Services	19,928,810	19,844,730
All Other	869,898	876,919
Program Total	<u>20,798,708</u>	<u>20,721,649</u>

**Social Services - Regional**

** General Fund		
Positions - Legislative Count	(437.0)	(437.0)
Personal Services	18,010,614	17,963,183
All Other	846,525	855,175
Fund Total	<u>18,857,139</u>	<u>18,818,358</u>

Other Participating Funds		
Other Special Revenue		
All Other	162,067	162,067
Fund Total	<u>162,067</u>	<u>162,067</u>

**SUMMARY - SOCIAL SERVICES - REGIONAL**

Positions - Legislative Count	(437.0)	(437.0)
Personal Services	18,010,614	17,963,183
All Other	1,008,592	1,017,242
Program Total	<u>19,019,206</u>	<u>18,980,425</u>

**BUREAU OF REHABILITATION Disability Determination - Division of**

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(61.0)	(61.0)
Personal Services	2,471,733	2,456,074
All Other	1,880,787	1,950,758
Fund Total	<u>4,352,520</u>	<u>4,406,832</u>

**ADAPTIVE EQUIPMENT LOAN PROGRAM FUND BOARD**

** General Fund		
All Other	5,628	5,808
Fund Total	<u>5,628</u>	<u>5,808</u>

**Rehabilitation - Bureau of**

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	60,370	59,674
All Other	566,715	577,464
Fund Total	<u>627,085</u>	<u>637,138</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(12.0)	(12.0)
Personal Services	603,502	593,888
All Other	996,515	1,023,617
Fund Total	<u>1,600,017</u>	<u>1,617,505</u>

Other Special Revenue		
All Other	52,184	55,263
Fund Total	<u>52,184</u>	<u>55,263</u>

**SUMMARY - REHABILITATION - BUREAU OF**

Positions - Legislative Count	(2.0)	(2.0)
Positions - Other Count	(12.0)	(12.0)
Personal Services	663,872	653,562
All Other	1,615,414	1,656,344
Program Total	<u>2,279,286</u>	<u>2,309,906</u>

**Rehabilitation - Vocational Rehabilitation - Bureau of**

** General Fund		
Positions - Legislative Count	(23.0)	(23.0)
Personal Services	927,178	923,996
All Other	3,042,464	3,112,491
Fund Total	<u>3,969,642</u>	<u>4,036,487</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(93.0)	(93.0)
Personal Services	3,768,470	3,741,438
All Other	9,185,911	9,425,428
Fund Total	<u>12,954,381</u>	<u>13,166,866</u>

Other Special Revenue		
All Other	100,000	100,000
Fund Total	<u>100,000</u>	<u>100,000</u>

**SUMMARY - REHABILITATION - VOCATIONAL REHABILITATION - BUREAU OF**

Positions - Legislative Count	(23.0)	(23.0)
Positions - Other Count	(93.0)	(93.0)
Personal Services	4,695,648	4,665,434
All Other	12,328,375	12,637,919
Program Total	<u>17,024,023</u>	<u>17,303,353</u>

**Welfare Employment, Education and Training**

** General Fund		
Positions - Legislative Count	(21.0)	(21.0)
Personal Services	969,760	963,911
All Other	2,736,375	2,820,257
Fund Total	<u>3,706,135</u>	<u>3,784,168</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(39.0)	(39.0)
Personal Services	1,500,126	1,482,054
All Other	6,497,438	6,796,729
Fund Total	<u>7,997,564</u>	<u>8,278,783</u>

**SUMMARY - WELFARE EMPLOYMENT, EDUCATION AND TRAINING**

Positions - Legislative Count	(21.0)	(21.0)
Positions - Other Count	(39.0)	(39.0)
Personal Services	2,469,886	2,445,965
All Other	9,233,813	9,616,986
Program Total	<u>11,703,699</u>	<u>12,062,951</u>

**SUMMARY - DEPARTMENT OF HUMAN SERVICES**

** General Fund		
Positions - Legislative Count	(1,276.5)	(1,276.5)
Personal Services	52,845,950	52,529,990
All Other	312,021,509	333,080,560
Umbrella Fund Total	<u>364,867,459</u>	<u>385,610,550</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(1,166.5)	(1,166.5)
Personal Services	43,133,957	42,949,612
All Other	650,948,618	696,009,047

Capital Expenditures	30,700	30,700
<b>Umbrella Fund Total</b>	<b>694,113,275</b>	<b>738,989,359</b>

All Other	25,027	21,739
<b>Fund Total</b>	<b>85,026</b>	<b>86,739</b>

Other Special Revenue		
Positions - Other Count	(123.0)	(123.0)
Personal Services	5,006,247	4,986,738
All Other	150,163,416	150,244,596
Capital Expenditures	206,700	262,800
<b>Umbrella Fund Total</b>	<b>155,376,363</b>	<b>155,494,134</b>

**SUMMARY - OFFICE OF THE COMMISSIONER - INLAND FISHERIES AND WILDLIFE**

Positions - Legislative Count	(15.0)	(15.0)
Personal Services	763,016	755,786
All Other	474,661	472,467
Capital Expenditures	13,395	
<b>Program Total</b>	<b>1,251,072</b>	<b>1,228,253</b>

Federal Block Grant Fund		
Positions - Legislative Count	(75.5)	(75.5)
Personal Services	5,790,375	5,761,994
All Other	17,208,060	17,236,974
<b>Umbrella Fund Total</b>	<b>22,998,435</b>	<b>22,998,968</b>

**BUREAU OF ADMINISTRATIVE SERVICES INLAND FISHERIES AND WILDLIFE**

Administrative Services - Inland Fisheries and Wildlife

** General Fund		
Positions - Legislative Count	(19.0)	(19.0)
Personal Services	771,758	769,842
All Other	618,108	652,448
Capital Expenditures	80,100	92,500
<b>Fund Total</b>	<b>1,469,966</b>	<b>1,514,790</b>

**SUMMARY - DEPARTMENT OF HUMAN SERVICES**

Positions - Legislative Count	(1,352.0)	(1,352.0)
Positions - Other Count	(1,289.5)	(1,289.5)
Personal Services	106,776,529	106,228,334
All Other	1,130,341,603	1,196,571,177
Capital Expenditures	237,400	293,500
<b>Umbrella Grand Total</b>	<b>1,237,355,532</b>	<b>1,303,093,011</b>

Licensing Services - Inland Fisheries and Wildlife

** General Fund		
Positions - Legislative Count	(20.0)	(20.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	632,689	631,663
All Other	741,698	757,008
Capital Expenditures	4,300	4,300
<b>Fund Total</b>	<b>1,378,687</b>	<b>1,392,971</b>

**MAINE INDIAN TRIBAL-STATE COMMISSION**  
Maine Indian Tribal-State Commission

** General Fund		
Personal Services	1,500	1,500
All Other	12,578	12,613
<b>Fund Total</b>	<b>14,078</b>	<b>14,113</b>

Other Participating Funds  
Federal Expenditure Fund

Personal Services	39,999	42,000
All Other	36,452	38,524
<b>Fund Total</b>	<b>76,451</b>	<b>80,524</b>

Other Participating Funds		
Other Special Revenue		
Personal Services	1,500	1,500
All Other	13,500	13,500
<b>Fund Total</b>	<b>15,000</b>	<b>15,000</b>

**SUMMARY - MAINE INDIAN TRIBAL-STATE COMMISSION**

Personal Services	3,000	3,000
All Other	26,078	26,113
<b>Program Total</b>	<b>29,078</b>	<b>29,113</b>

**SUMMARY - LICENSING SERVICES - INLAND FISHERIES AND WILDLIFE**

Positions - Legislative Count	(20.0)	(20.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	672,688	673,663
All Other	778,150	795,532
Capital Expenditures	4,300	4,300
<b>Program Total</b>	<b>1,455,138</b>	<b>1,473,495</b>

**DEPARTMENT OF INLAND FISHERIES AND WILDLIFE**  
Office of the Commissioner - Inland Fisheries and Wildlife

** General Fund		
Positions - Legislative Count	(15.0)	(15.0)
Personal Services	703,017	690,786
All Other	449,634	450,728
Capital Expenditures	13,395	
<b>Fund Total</b>	<b>1,166,046</b>	<b>1,141,514</b>

**WHITEWATER RAFTING FUND**

Other Participating Funds		
Other Special Revenue		
All Other	8,691	8,691
<b>Fund Total</b>	<b>8,691</b>	<b>8,691</b>

Other Participating Funds		
Federal Expenditure Fund		
Personal Services	59,999	65,000

**ATLANTIC SEA RUN SALMON COMMISSION**  
Atlantic Sea Run Salmon Commission

<b>** General Fund</b>		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	127,220	125,726
All Other	26,491	24,107
Capital Expenditures	26,000	
<b>Fund Total</b>	<b>179,711</b>	<b>149,833</b>
<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(5.0)	(5.0)
Personal Services	198,717	198,024
All Other	92,175	95,231
Capital Expenditures	3,250	
<b>Fund Total</b>	<b>294,142</b>	<b>293,255</b>
<b>Other Special Revenue</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	30,494	29,538
All Other	5,092	5,124
<b>Fund Total</b>	<b>35,586</b>	<b>34,662</b>

**SUMMARY - ATLANTIC SEA RUN SALMON COMMISSION**

Positions - Legislative Count	(4.0)	(4.0)
Positions - Other Count	(5.0)	(5.0)
Personal Services	356,431	353,288
All Other	123,758	124,462
Capital Expenditures	29,250	
<b>Program Total</b>	<b>509,439</b>	<b>477,750</b>

**BUREAU OF RESOURCE MANAGEMENT (INLAND FISHERIES AND WILDLIFE) Boating Access Sites**

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Capital Expenditures	240,000	240,000
<b>Fund Total</b>	<b>240,000</b>	<b>240,000</b>
<b>Other Special Revenue</b>		
All Other	42,000	23,000
Capital Expenditures	278,000	47,000
<b>Fund Total</b>	<b>320,000</b>	<b>70,000</b>

**SUMMARY - BOATING ACCESS SITES**

All Other	42,000	23,000
Capital Expenditures	518,000	287,000
<b>Program Total</b>	<b>560,000</b>	<b>310,000</b>

**Endangered Nongame Operations**

<b>** General Fund</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	44,183	44,967
All Other	3,778	3,925
<b>Fund Total</b>	<b>47,961</b>	<b>48,892</b>
<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Personal Services	25,287	27,698

All Other	74,743	78,424
<b>Fund Total</b>	<b>100,030</b>	<b>106,122</b>
<b>Other Special Revenue</b>		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	122,928	121,396
All Other	35,738	37,681
Capital Expenditures		5,000
<b>Fund Total</b>	<b>158,666</b>	<b>164,077</b>

**SUMMARY - ENDANGERED NONGAME OPERATIONS**

Positions - Legislative Count	(4.0)	(4.0)
Personal Services	192,398	194,061
All Other	114,259	120,030
Capital Expenditures		5,000
<b>Program Total</b>	<b>306,657</b>	<b>319,091</b>

**Fisheries and Hatcheries Operations**

<b>** General Fund</b>		
Positions - Legislative Count	(53.0)	(53.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	1,890,350	1,884,458
All Other	394,957	333,071
Capital Expenditures	43,358	46,906
<b>Fund Total</b>	<b>2,328,665</b>	<b>2,264,435</b>

**Other Participating Funds Federal Expenditure Fund**

Personal Services	664,368	640,083
All Other	555,139	572,303
Capital Expenditures	15,487	23,119
<b>Fund Total</b>	<b>1,234,994</b>	<b>1,235,505</b>

**SUMMARY - FISHERIES AND HATCHERIES OPERATIONS**

Positions - Legislative Count	(53.0)	(53.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	2,554,718	2,524,541
All Other	950,096	905,374
Capital Expenditures	58,845	70,025
<b>Program Total</b>	<b>3,563,659</b>	<b>3,499,940</b>

**Resource Management Services - Inland Fisheries and Wildlife**

<b>** General Fund</b>		
Positions - Legislative Count	(47.0)	(47.0)
Positions - Other Count	(2.5)	(2.5)
Personal Services	1,257,631	1,239,288
All Other	504,447	488,800
Capital Expenditures	34,875	24,600
<b>Fund Total</b>	<b>1,796,953</b>	<b>1,752,688</b>

**Other Participating Funds Federal Expenditure Fund**

Personal Services	1,030,517	1,013,780
All Other	344,441	348,490
Capital Expenditures	64,125	73,800
<b>Fund Total</b>	<b>1,439,083</b>	<b>1,436,070</b>

Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	38,315	39,490
All Other	15,385	15,398
<b>Fund Total</b>	<b>53,700</b>	<b>54,888</b>

**SUMMARY - RESOURCE MANAGEMENT SERVICES - INLAND FISHERIES AND WILDLIFE**

Positions - Legislative Count	(47.0)	(47.0)
Positions - Other Count	(3.5)	(3.5)
Personal Services	2,326,463	2,292,558
All Other	864,273	852,688
Capital Expenditures	99,000	98,400
<b>Program Total</b>	<b>3,289,736</b>	<b>3,243,646</b>

**Waterfowl Habitat Acquisition and Management**

Other Participating Funds		
Federal Expenditure Fund		
All Other	49,065	51,252
<b>Fund Total</b>	<b>49,065</b>	<b>51,252</b>
Other Special Revenue		
All Other	29,934	31,458
Capital Expenditures	170,000	69,000
<b>Fund Total</b>	<b>199,934</b>	<b>100,458</b>

**SUMMARY - WATERFOWL HABITAT ACQUISITION AND MANAGEMENT**

All Other	78,999	82,710
Capital Expenditures	170,000	69,000
<b>Program Total</b>	<b>248,999</b>	<b>151,710</b>

**BUREAU OF WARDEN SERVICE (INLAND FISHERIES AND WILDLIFE)**

**ATV Safety and Educational Program**

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	33,181	33,853
All Other	15,890	16,302
<b>Fund Total</b>	<b>49,071</b>	<b>50,155</b>

**Enforcement Operations - Inland Fisheries and Wildlife**

** General Fund		
Positions - Legislative Count	(127.0)	(127.0)
Personal Services	7,103,051	7,029,132
All Other	1,780,649	1,466,368
Capital Expenditures	95,750	102,950
<b>Fund Total</b>	<b>8,979,450</b>	<b>8,598,450</b>

Federal Expenditure Fund		
Personal Services	29,837	29,681
All Other	96,701	97,930
<b>Fund Total</b>	<b>126,538</b>	<b>127,611</b>

**SUMMARY - ENFORCEMENT OPERATIONS - INLAND FISHERIES AND WILDLIFE**

Positions - Legislative Count	(127.0)	(127.0)
Personal Services	7,132,888	7,058,813
All Other	1,877,350	1,564,298
Capital Expenditures	95,750	102,950
<b>Program Total</b>	<b>9,105,988</b>	<b>8,726,061</b>

**Whitewater Rafting - Inland Fisheries and Wildlife**

Other Participating Funds		
Other Special Revenue		
All Other	56,491	56,491
<b>Fund Total</b>	<b>56,491</b>	<b>56,491</b>

**SUMMARY - DEPARTMENT OF INLAND FISHERIES AND WILDLIFE**

** General Fund		
Positions - Legislative Count	(286.0)	(286.0)
Positions - Other Count	(8.0)	(8.0)
Personal Services	12,563,080	12,449,715
All Other	4,535,652	4,192,757
Capital Expenditures	297,778	271,256
<b>Umbrella Fund Total</b>	<b>17,396,510</b>	<b>16,913,728</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	2,048,724	2,016,266
All Other	1,273,743	1,303,893
Capital Expenditures	322,862	336,919
<b>Umbrella Fund Total</b>	<b>3,645,329</b>	<b>3,657,078</b>

Other Special Revenue		
Positions - Legislative Count	(4.0)	(4.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	191,737	190,424
All Other	193,331	177,843
Capital Expenditures	448,000	121,000
<b>Umbrella Fund Total</b>	<b>833,068</b>	<b>489,267</b>

**SUMMARY - DEPARTMENT OF INLAND FISHERIES AND WILDLIFE**

Positions - Legislative Count	(290.0)	(290.0)
Positions - Other Count	(14.0)	(14.0)
Personal Services	14,803,541	14,656,405
All Other	6,002,726	5,674,493
Capital Expenditures	1,068,640	729,175
<b>Umbrella Grand Total</b>	<b>21,874,907</b>	<b>21,060,073</b>

**JUDICIAL DEPARTMENT Courts - Supreme, Superior, District and Administrative**

** General Fund		
Positions - Legislative Count	(370.5)	(370.5)
Personal Services	17,912,365	17,845,071
All Other	7,915,409	8,053,710
Capital Expenditures	500,000	500,000
<b>Fund Total</b>	<b>26,327,774</b>	<b>26,398,781</b>



Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	88,954	87,475
All Other	400,000	400,000
Fund Total	488,954	487,475

**SUMMARY - COURTS -  
SUPREME, SUPERIOR,  
DISTRICT AND  
ADMINISTRATIVE**

Positions - Legislative Count	(370.5)	(370.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	18,001,319	17,932,546
All Other	8,315,409	8,453,710
Capital Expenditures	500,000	500,000
Program Total	26,816,728	26,886,256

**DISTRICT COURT BUILDING  
FUND**

** General Fund		
Capital Expenditures	36,000	36,000
Fund Total	36,000	36,000
Other Participating Funds		
Other Special Revenue		
Capital Expenditures	36,000	36,000
Fund Total	36,000	36,000

**SUMMARY - DISTRICT COURT  
BUILDING FUND**

Capital Expenditures	72,000	72,000
Program Total	72,000	72,000

**Indigent Defense**

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	43,701	43,343
All Other	4,431,426	4,690,520
Fund Total	4,475,127	4,733,863

**BOARD OF BAR EXAMINERS  
Bar Examiners, Board of**

Other Participating Funds		
Other Special Revenue		
All Other	112,867	119,086
Fund Total	112,867	119,086

**STATE COURT LIBRARY  
COMMITTEE  
State Court Library Committee**

** General Fund		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	42,490	41,882
All Other	230,000	230,000
Fund Total	272,490	271,882

**SUMMARY - JUDICIAL  
DEPARTMENT**

** General Fund		
Positions - Legislative Count	(372.5)	(372.5)
Personal Services	17,998,556	17,930,296
All Other	12,576,835	12,974,230
Capital Expenditures	536,000	536,000
Umbrella Fund Total	31,111,391	31,440,526

**Other Participating Funds  
Other Special Revenue**

Positions - Other Count	(1.0)	(1.0)
Personal Services	88,954	87,475
All Other	512,867	519,086
Capital Expenditures	36,000	36,000
Umbrella Fund Total	637,821	642,561

**SUMMARY - JUDICIAL  
DEPARTMENT**

Positions - Legislative Count	(372.5)	(372.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	18,087,510	18,017,771
All Other	13,089,702	13,493,316
Capital Expenditures	572,000	572,000
Umbrella Grand Total	31,749,212	32,083,087

**DEPARTMENT OF LABOR  
Office of the Commissioner  
Administration - Labor**

** General Fund		
Personal Services	66,074	64,351
All Other	15,090	15,425
Fund Total	81,164	79,776

**BUREAU OF EMPLOYMENT  
SECURITY  
Employment Security Services**

**Other Participating Funds  
Federal Expenditure Fund**

Positions - Other Count	(604.0)	(604.0)
Personal Services	23,894,906	23,871,545
All Other	33,768,761	33,948,686
Capital Expenditures	273,000	240,000

Fund Total	57,936,667	58,060,231
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**Other Special Revenue**

All Other	623,130	637,413
Fund Total	623,130	637,413

**Employment Security Trust**

All Other	200,000,000	200,000,000
Fund Total	200,000,000	200,000,000

**SUMMARY - EMPLOYMENT  
SECURITY SERVICES**

Positions - Other Count	(604.0)	(604.0)
Personal Services	23,894,906	23,871,545
All Other	234,391,891	234,586,099
Capital Expenditures	273,000	240,000
Program Total	258,559,797	258,697,644

BUREAU OF EMPLOYMENT  
AND TRAINING PROGRAMS  
Displaced Homemakers Program

** General Fund		
All Other	501,653	513,693
Fund Total	<u>501,653</u>	<u>513,693</u>

Jobs for Maine's Graduates

** General Fund		
All Other	90,440	92,611
Fund Total	<u>90,440</u>	<u>92,611</u>

Job Training Partnership  
Program

** General Fund		
Personal Services	66,363	64,632
All Other	868,688	888,446
Fund Total	<u>935,051</u>	<u>953,078</u>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(85.0)	(85.0)
Personal Services	3,623,429	3,611,989
All Other	17,783,666	18,648,328
Capital Expenditures	107,428	62,536
Fund Total	<u>21,514,523</u>	<u>22,322,853</u>

SUMMARY - JOB TRAINING  
PARTNERSHIP PROGRAM

Positions - Other Count	(85.0)	(85.0)
Personal Services	3,689,792	3,676,621
All Other	18,652,354	19,536,774
Capital Expenditures	107,428	62,536
Program Total	<u>22,449,574</u>	<u>23,275,931</u>

STAR

** General Fund		
Personal Services	241,812	235,504
All Other	1,157,946	1,185,396
Fund Total	<u>1,399,758</u>	<u>1,420,900</u>

BUREAU OF LABOR  
STANDARDS  
Administration - Bureau  
of Labor Standards

** General Fund		
Positions - Legislative Count	(10.0)	(10.0)
Personal Services	483,960	475,332
All Other	111,444	110,854
Fund Total	<u>595,404</u>	<u>586,186</u>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(4.0)	(4.0)
Personal Services	147,041	150,423
All Other	136,502	139,228
Fund Total	<u>283,543</u>	<u>289,651</u>

Other Special Revenue  
All Other

233,638                      240,580

Fund Total                      233,638                      240,580

SUMMARY - ADMINISTRATION -  
BUREAU OF LABOR  
STANDARDS

Positions - Legislative Count	(10.0)	(10.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	631,001	625,755
All Other	481,584	490,662
Program Total	<u>1,112,585</u>	<u>1,116,417</u>

Occupational Safety Loan  
Program

Other Participating Funds  
Other Special Revenue

All Other	370,906	370,906
Fund Total	<u>370,906</u>	<u>370,906</u>

Regulation and Enforcement

** General Fund		
Positions - Legislative Count	(21.0)	(21.0)
Personal Services	915,464	904,886
All Other	109,084	110,351
Fund Total	<u>1,024,548</u>	<u>1,015,237</u>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(8.5)	(8.5)
Personal Services	339,453	341,324
All Other	135,433	137,643
Fund Total	<u>474,886</u>	<u>478,967</u>

SUMMARY - REGULATION  
AND ENFORCEMENT

Positions - Legislative Count	(21.0)	(21.0)
Positions - Other Count	(8.5)	(8.5)
Personal Services	1,254,917	1,246,210
All Other	244,517	247,994
Program Total	<u>1,499,434</u>	<u>1,494,204</u>

Safety Education and  
Training Programs

Other Participating Funds  
Other Special Revenue

Positions - Other Count	(22.5)	(22.5)
Personal Services	946,458	951,058
All Other	809,960	823,738
Fund Total	<u>1,756,418</u>	<u>1,774,796</u>

MAINE LABOR RELATIONS  
BOARD  
Labor Relations Board

** General Fund		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	323,652	318,562
All Other	26,488	27,004
Fund Total	<u>350,140</u>	<u>345,566</u>

Other Participating Funds		
Other Special Revenue		
Personal Services	44,000	44,000
All Other	15,860	15,860
<b>Fund Total</b>	<b>59,860</b>	<b>59,860</b>

**SUMMARY - LABOR RELATIONS BOARD**

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	367,652	362,562
All Other	42,348	42,864
<b>Program Total</b>	<b>410,000</b>	<b>405,426</b>

**MAINE OCCUPATIONAL INFORMATION COORDINATING COMMITTEE**  
Occupational Information Coordination

** General Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	153,501	151,089
All Other	81,234	81,915
<b>Fund Total</b>	<b>234,735</b>	<b>233,004</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(1.0)	(1.0)
Personal Services	61,519	62,582
All Other	47,560	47,722
<b>Fund Total</b>	<b>109,079</b>	<b>110,304</b>

Other Special Revenue		
All Other	126,500	126,500
<b>Fund Total</b>	<b>126,500</b>	<b>126,500</b>

**SUMMARY - OCCUPATIONAL INFORMATION COORDINATION**

Positions - Legislative Count	(3.0)	(3.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	215,020	213,671
All Other	255,294	256,137
<b>Program Total</b>	<b>470,314</b>	<b>469,808</b>

**SUMMARY - DEPARTMENT OF LABOR**

** General Fund		
Positions - Legislative Count	(40.0)	(40.0)
Personal Services	2,250,826	2,214,356
All Other	2,962,067	3,025,695
<b>Umbrella Fund Total</b>	<b>5,212,893</b>	<b>5,240,051</b>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(702.5)	(702.5)
Personal Services	28,066,348	28,037,863
All Other	51,871,922	52,921,607
Capital Expenditures	380,428	302,536
<b>Umbrella Fund Total</b>	<b>80,318,698</b>	<b>81,262,006</b>

Other Special Revenue		
Positions - Other Count	(22.5)	(22.5)
Personal Services	990,458	995,058
All Other	2,179,994	2,214,997
<b>Umbrella Fund Total</b>	<b>3,170,452</b>	<b>3,210,055</b>

Employment Security Trust		
All Other	200,000,000	200,000,000
<b>Umbrella Fund Total</b>	<b>200,000,000</b>	<b>200,000,000</b>

**SUMMARY - DEPARTMENT OF LABOR**

Positions - Legislative Count	(40.0)	(40.0)
Positions - Other Count	(725.0)	(725.0)
Personal Services	31,307,632	31,247,277
All Other	257,013,983	258,162,299
Capital Expenditures	380,428	302,536
<b>Umbrella Grand Total</b>	<b>288,702,043</b>	<b>289,712,112</b>

**LAW AND LEGISLATIVE REFERENCE LIBRARY**  
Law and Legislative Reference Library

** General Fund		
Positions - Legislative Count	(15.0)	(15.0)
Personal Services	704,766	714,176
All Other	424,376	441,658
Capital Expenditures	8,500	8,500
<b>Fund Total</b>	<b>1,137,642</b>	<b>1,164,334</b>

**LEGISLATIVE COUNCIL**  
Legislature

** General Fund		
Positions - Legislative Count	(77.0)	(77.0)
Positions - Other Count	(123.0)	(123.0)
Personal Services	10,375,198	11,361,625
All Other	4,480,744	4,679,491
Capital Expenditures	80,000	80,000
<b>Fund Total</b>	<b>14,935,942</b>	<b>16,121,116</b>

**STATE HOUSE AND CAPITOL PARK COMMISSION**  
State House and Capitol Park Commission

** General Fund		
All Other	127,800	127,800
<b>Fund Total</b>	<b>127,800</b>	<b>127,800</b>

**COMMISSION ON INTERSTATE COOPERATION**  
Interstate Cooperation - Commission on

** General Fund		
All Other	131,028	133,384
<b>Fund Total</b>	<b>131,028</b>	<b>133,384</b>

**COMMISSION ON UNIFORM STATE LAWS**  
Uniform State Laws - Commission on

** General Fund		
All Other	16,100	16,600
Fund Total	<u>16,100</u>	<u>16,600</u>

** General Fund		
All Other	340	340
Fund Total	<u>340</u>	<u>340</u>

SUMMARY - LEGISLATURE

** General Fund		
Positions - Legislative Count	(77.0)	(77.0)
Positions - Other Count	(123.0)	(123.0)
Personal Services	10,375,198	11,361,625
All Other	4,755,672	4,957,275
Capital Expenditures	80,000	80,000
Umbrella Fund Total	<u>15,210,870</u>	<u>16,398,900</u>

Reader and Information  
Services - Library

** General Fund		
Positions - Legislative Count	(20.0)	(20.0)
Personal Services	719,061	708,508
All Other	114,983	115,921
Fund Total	<u>834,044</u>	<u>824,429</u>

SUMMARY - LEGISLATURE

Positions - Legislative Count	(77.0)	(77.0)
Positions - Other Count	(123.0)	(123.0)
Personal Services	10,375,198	11,361,625
All Other	4,755,672	4,957,275
Capital Expenditures	80,000	80,000
Umbrella Grand Total	<u>15,210,870</u>	<u>16,398,900</u>

SUMMARY - MAINE STATE  
LIBRARY

** General Fund		
Positions - Legislative Count	(55.0)	(55.0)
Personal Services	2,157,000	2,129,728
All Other	725,412	727,523
Umbrella Fund Total	<u>2,882,412</u>	<u>2,857,251</u>

MAINE STATE LIBRARY  
Administration - Library

** General Fund		
Positions - Legislative Count	(4.0)	(4.0)
Personal Services	219,342	216,893
All Other	4,747	4,795
Fund Total	<u>224,089</u>	<u>221,688</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	130,528	131,561
All Other	769,801	771,181
Capital Expenditures	26,275	24,309
Umbrella Fund Total	<u>926,604</u>	<u>927,051</u>

Library Development Services

** General Fund		
Positions - Legislative Count	(31.0)	(31.0)
Personal Services	1,218,597	1,204,327
All Other	605,342	606,467
Fund Total	<u>1,823,939</u>	<u>1,810,794</u>

Other Special Revenue		
All Other	13,033	13,169
Umbrella Fund Total	<u>13,033</u>	<u>13,169</u>

SUMMARY - MAINE STATE  
LIBRARY

Positions - Legislative Count	(55.0)	(55.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	2,287,528	2,261,289
All Other	1,508,246	1,511,873
Capital Expenditures	26,275	24,309
Umbrella Grand Total	<u>3,822,049</u>	<u>3,797,471</u>

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	130,528	131,561
All Other	769,801	771,181
Capital Expenditures	26,275	24,309
Fund Total	<u>926,604</u>	<u>927,051</u>

ADVISORY BOARD FOR  
LICENSURE OF WATER  
TREATMENT PLANT  
OPERATORS  
Water Treatment Plant Operators -  
Board of Certification

Other Participating Funds		
Other Special Revenue		
All Other	12,523	12,920
Fund Total	<u>12,523</u>	<u>12,920</u>

Other Special Revenue		
All Other	13,033	13,169
Fund Total	<u>13,033</u>	<u>13,169</u>

SUMMARY - LIBRARY  
DEVELOPMENT SERVICES

Positions - Legislative Count	(31.0)	(31.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	1,349,125	1,335,888
All Other	1,388,176	1,390,817
Capital Expenditures	26,275	24,309
Program Total	<u>2,763,576</u>	<u>2,751,014</u>

LOBSTER PROMOTION  
COUNCIL  
Lobster Promotion Fund

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.5)	(1.5)
Personal Services	55,922	57,204
All Other	293,674	296,621
Fund Total	<u>349,596</u>	<u>353,825</u>

LIBRARY SPECIAL  
ACQUISITIONS FUND

DEPARTMENT OF MARINE  
RESOURCES

All Other	25,119	25,373
Capital Expenditures	60,330	60,933

BUREAU OF  
ADMINISTRATION  
(MARINE RESOURCES)  
Administration - Marine  
Resources

Fund Total	207,257	209,442
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## \*\* General Fund

Positions - Legislative Count	(10.0)	(10.0)
Personal Services	458,036	452,477
All Other	42,647	43,046

Positions - Legislative Count	(46.5)	(46.5)
Positions - Other Count	(3.0)	(3.0)
Personal Services	2,669,382	2,635,517
All Other	447,634	451,127
Capital Expenditures	68,780	62,771

Fund Total	500,683	495,523
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Program Total	3,185,796	3,149,415
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BUREAU OF MARINE  
DEVELOPMENT  
Marine Development -  
Bureau of

## \*\* General Fund

Positions - Legislative Count	(21.0)	(21.0)
Personal Services	1,071,004	1,044,712
All Other	418,084	421,448
Capital Expenditures	52,404	44,004

BUREAU OF MARINE  
SCIENCES  
Marine Sciences - Bureau of

## \*\* General Fund

Positions - Legislative Count	(22.0)	(22.0)
Personal Services	1,274,640	1,232,846
All Other	386,128	389,709
Capital Expenditures	7,295	29,911

Fund Total	1,541,492	1,510,164
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Fund Total	1,668,063	1,652,466
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## Other Participating Funds

## Other Special Revenue

Positions - Other Count	(5.5)	(5.5)
Personal Services	146,389	148,053
All Other	169,188	170,875
Capital Expenditures	22,262	22,285

## Other Participating Funds

## Federal Expenditure Fund

Positions - Other Count	(39.0)	(39.0)
Personal Services	1,632,840	1,630,471
All Other	280,637	283,190
Capital Expenditures	46,500	56,097

Fund Total	337,839	341,213
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Fund Total	1,959,977	1,969,758
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SUMMARY - MARINE  
DEVELOPMENT -  
BUREAU OF

Positions - Legislative Count	(21.0)	(21.0)
Positions - Other Count	(5.5)	(5.5)
Personal Services	1,217,393	1,192,765
All Other	587,272	592,323
Capital Expenditures	74,666	66,289

## Other Special Revenue

Positions - Other Count	(16.0)	(16.0)
Personal Services	629,279	621,999
All Other	172,991	174,299
Capital Expenditures	115,030	116,180

Program Total	1,879,331	1,851,377
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Fund Total	917,300	912,478
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SUMMARY - MARINE  
SCIENCES - BUREAU OF

Positions - Legislative Count	(22.0)	(22.0)
Positions - Other Count	(55.0)	(55.0)
Personal Services	3,536,759	3,485,316
All Other	839,756	847,198
Capital Expenditures	168,825	202,188

Program Total	4,545,340	4,534,702
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Seafood Market  
Development

## Other Participating Funds

## Other Special Revenue

All Other	49,527	50,025
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Fund Total	49,527	50,025
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SUMMARY - DEPARTMENT OF  
MARINE RESOURCESBUREAU OF MARINE PATROL  
Marine Patrol - Bureau of

## \*\* General Fund

Positions - Legislative Count	(46.5)	(46.5)
Personal Services	2,547,574	2,512,381
All Other	422,515	425,754
Capital Expenditures	8,450	1,838

## \*\* General Fund

Positions - Legislative Count	(99.5)	(99.5)
Personal Services	5,351,254	5,242,416
All Other	1,269,374	1,279,957
Capital Expenditures	68,149	75,753

Fund Total	2,978,539	2,939,973
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Umbrella Fund Total	6,688,777	6,598,126
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## Other Participating Funds

## Other Special Revenue

Positions - Other Count	(3.0)	(3.0)
Personal Services	121,808	123,136

## Other Participating Funds

## Federal Expenditure Fund

Positions - Other Count	(39.0)	(39.0)
Personal Services	1,632,840	1,630,471
All Other	280,637	283,190

Capital Expenditures	46,500	56,097	** General Fund		
Umbrella Fund Total	1,959,977	1,969,758	All Other	375,000	375,000
Other Special Revenue			Fund Total	375,000	375,000
Positions - Other Count	(24.5)	(24.5)	Substance Abuse Services -		
Personal Services	897,476	893,188	Mental Health and Mental		
All Other	416,825	420,572	Retardation		
Capital Expenditures	197,622	199,398	** General Fund		
Umbrella Fund Total	1,511,923	1,513,158	Positions - Legislative Count	(1.0)	(1.0)
<b>SUMMARY - DEPARTMENT OF</b>			Personal Services	55,526	54,249
<b>MARINE RESOURCES</b>			All Other	1,534,561	1,550,864
Positions - Legislative Count	(99.5)	(99.5)	Fund Total	1,590,087	1,605,113
Positions - Other Count	(63.5)	(63.5)	Supplemental Security Income		
Personal Services	7,881,570	7,766,075	Assistance Program		
All Other	1,966,836	1,983,719	Other Participating Funds		
Capital Expenditures	312,271	331,248	Other Special Revenue		
Umbrella Grand Total	10,160,677	10,081,042	All Other	56,404	56,404
<b>MAINE MARITIME ACADEMY</b>			Fund Total	56,404	56,404
Maine Maritime Academy			Unemployment Compensation -		
Maritime Academy - Operations			Mental Health and Mental		
** General Fund			Retardation		
All Other	7,535,471	7,761,535	** General Fund		
Fund Total	7,535,471	7,761,535	Personal Services	59,854	59,854
<b>DEPARTMENT OF MENTAL</b>			Fund Total	59,854	59,854
<b>HEALTH AND MENTAL</b>			OFFICE OF ADVOCACY		
<b>RETARDATION</b>			(MENTAL HEALTH AND		
Department of Mental Health			MENTAL RETARDATION)		
and Mental Retardation			Office of Advocacy - Mental		
Administration - Mental			Health and Mental Retardation		
Health and Mental Retardation			** General Fund		
** General Fund			Positions - Legislative Count	(14.0)	(14.0)
Positions - Legislative Count	(87.5)	(87.5)	Personal Services	647,137	643,167
Personal Services	4,544,344	4,507,976	All Other	26,165	26,373
All Other	897,520	930,436	Fund Total	673,302	669,540
Capital Expenditures	5,350	5,000	<b>AROOSTOOK RESIDENTIAL</b>		
Fund Total	5,447,214	5,443,412	<b>CENTER</b>		
Disproportionate Share			Aroostook Residential Center		
Hospital Match			** General Fund		
** General Fund			Positions - Legislative Count	(21.0)	(21.0)
Personal Services	15,440,125	15,349,985	Personal Services	751,002	751,828
All Other	2,628,120	2,683,660	All Other	224,882	235,895
Capital Expenditures	53,496	35,408	Capital Expenditures	4,100	8,500
Fund Total	18,121,741	18,069,053	Fund Total	979,984	996,223
Food for Institutions -			<b>AUGUSTA MENTAL HEALTH</b>		
Mental Health and Mental			<b>INSTITUTE</b>		
Retardation			Augusta Mental Health		
** General Fund			Institute		
All Other	975,000	975,000	** General Fund		
Fund Total	975,000	975,000	Positions - Legislative Count	(7.0)	(7.0)
Fuel for Institutions -			Personal Services	203,974	200,112
Mental Health and Mental			All Other	193,023	199,014
Retardation			Fund Total	396,997	399,126
			Other Participating Funds		
			Other Special Revenue		
			Positions - Other Count	(555.0)	(555.0)

Personal Services	14,509,996	14,426,355
All Other	2,398,815	2,440,076
Capital Expenditures	44,293	26,715
<b>Fund Total</b>	<b>16,953,104</b>	<b>16,893,146</b>

<b>** General Fund</b>		
Positions - Legislative Count	(50.5)	(50.5)
Personal Services	2,291,201	2,281,263
All Other	9,041,577	9,098,158
<b>Fund Total</b>	<b>11,332,778</b>	<b>11,379,421</b>

**SUMMARY - AUGUSTA MENTAL HEALTH INSTITUTE**

Positions - Legislative Count	(7.0)	(7.0)
Positions - Other Count	(555.0)	(555.0)
Personal Services	14,713,970	14,626,467
All Other	2,591,838	2,639,090
Capital Expenditures	44,293	26,715
<b>Program Total</b>	<b>17,350,101</b>	<b>17,292,272</b>

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(6.0)	(6.0)
Personal Services	296,024	292,260
All Other	135,951	112,240
<b>Fund Total</b>	<b>431,975</b>	<b>404,500</b>
<b>Federal Block Grant</b>		
All Other	1,021,177	1,021,177
<b>Fund Total</b>	<b>1,021,177</b>	<b>1,021,177</b>

**BANGOR MENTAL HEALTH INSTITUTE**

Bangor Mental Health Institute

<b>** General Fund</b>		
Positions - Legislative Count	(66.0)	(66.0)
Personal Services	2,692,250	2,687,287
All Other	710,844	736,199
Capital Expenditures	11,260	10,534
<b>Fund Total</b>	<b>3,414,354</b>	<b>3,434,020</b>

**SUMMARY - MENTAL HEALTH SERVICES - CHILDREN**

Positions - Legislative Count	(50.5)	(50.5)
Positions - Other Count	(6.0)	(6.0)
Personal Services	2,587,225	2,573,523
All Other	10,198,705	10,231,575
<b>Program Total</b>	<b>12,785,930</b>	<b>12,805,098</b>

**Other Participating Funds**

<b>Federal Expenditure Fund</b>		
Positions - Other Count	(0.5)	(0.5)
Personal Services	9,936	10,321
All Other	1,964	1,579
<b>Fund Total</b>	<b>11,900</b>	<b>11,900</b>

**ELIZABETH LEVINSON CENTER**

Elizabeth Levinson Center

<b>** General Fund</b>		
Positions - Legislative Count	(49.0)	(49.0)
Personal Services	1,822,449	1,822,615
All Other	321,918	325,632
Capital Expenditures	32,000	
<b>Fund Total</b>	<b>2,176,367</b>	<b>2,148,247</b>

**Other Special Revenue**

Positions - Other Count	(452.5)	(452.5)
Personal Services	11,452,964	11,389,724
All Other	2,179,263	2,259,505
Capital Expenditures	45,941	30,833
<b>Fund Total</b>	<b>13,678,168</b>	<b>13,680,062</b>

**BUREAU OF MENTAL HEALTH**  
Mental Health Services - Community

<b>** General Fund</b>		
Positions - Legislative Count	(21.0)	(21.0)
Personal Services	963,993	964,591
All Other	25,260,523	25,435,599
<b>Fund Total</b>	<b>26,224,516</b>	<b>26,400,190</b>

**SUMMARY - BANGOR MENTAL HEALTH INSTITUTE**

Positions - Legislative Count	(66.0)	(66.0)
Positions - Other Count	(453.0)	(453.0)
Personal Services	14,155,150	14,087,332
All Other	2,892,071	2,997,283
Capital Expenditures	57,201	41,367
<b>Program Total</b>	<b>17,104,422</b>	<b>17,125,982</b>

<b>Other Participating Funds</b>		
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(2.0)	(2.0)
Personal Services	111,489	107,771
All Other	350,000	350,000
<b>Fund Total</b>	<b>461,489</b>	<b>457,771</b>

**BATH CHILDREN'S HOME**

Bath Children's Home

<b>** General Fund</b>		
Positions - Legislative Count	(18.0)	(18.0)
Personal Services	597,989	603,772
All Other	64,138	67,528
<b>Fund Total</b>	<b>662,127</b>	<b>671,300</b>

<b>Other Special Revenue</b>		
All Other	15,235	15,235
<b>Fund Total</b>	<b>15,235</b>	<b>15,235</b>

**BUREAU OF CHILDREN WITH SPECIAL NEEDS (MENTAL HEALTH AND MENTAL RETARDATION)**

Mental Health Services - Children

<b>Federal Block Grant</b>		
All Other	1,451,974	1,451,974
<b>Fund Total</b>	<b>1,451,974</b>	<b>1,451,974</b>

**SUMMARY - MENTAL HEALTH SERVICES - COMMUNITY**

Positions - Legislative Count	(21.0)	(21.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	1,075,482	1,072,362
All Other	27,077,732	27,252,808
<b>Program Total</b>	<b>28,153,214</b>	<b>28,325,170</b>

**BUREAU OF MENTAL RETARDATION  
Medicaid Services - Mental Retardation**

** General Fund		
All Other	26,655,203	29,636,440
<b>Fund Total</b>	<b>26,655,203</b>	<b>29,636,440</b>

**Mental Retardation Services - Community**

** General Fund		
Positions - Legislative Count	(150.0)	(150.0)
Personal Services	6,454,791	6,420,036
All Other	7,808,095	7,820,602
<b>Fund Total</b>	<b>14,262,886</b>	<b>14,240,638</b>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	199,351	195,294
All Other	300,649	304,706
<b>Fund Total</b>	<b>500,000</b>	<b>500,000</b>

**Other Special Revenue**

All Other	34,890	34,890
<b>Fund Total</b>	<b>34,890</b>	<b>34,890</b>

**Federal Block Grant**

Positions - Legislative Count	(4.0)	(4.0)
Personal Services	182,749	181,730
All Other	741,400	742,419
<b>Fund Total</b>	<b>924,149</b>	<b>924,149</b>

**SUMMARY - MENTAL RETARDATION SERVICES - COMMUNITY**

Positions - Legislative Count	(154.0)	(154.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	6,836,891	6,797,060
All Other	8,885,034	8,902,617
<b>Program Total</b>	<b>15,721,925</b>	<b>15,699,677</b>

**PINELAND CENTER  
Pineland Center**

** General Fund		
Positions - Legislative Count	(648.5)	(648.5)
Personal Services	23,613,399	23,579,649
All Other	2,649,441	2,737,630
Capital Expenditures	53,835	14,013
<b>Fund Total</b>	<b>26,316,675</b>	<b>26,331,292</b>

**Other Participating Funds**

Other Special Revenue		
All Other	129,757	137,362
Capital Expenditures	4,000	7,500
<b>Fund Total</b>	<b>133,757</b>	<b>144,862</b>
Federal Block Grant		
All Other	500	500
<b>Fund Total</b>	<b>500</b>	<b>500</b>

**SUMMARY - PINELAND CENTER**

Positions - Legislative Count	(648.5)	(648.5)
Personal Services	23,613,399	23,579,649
All Other	2,779,698	2,875,492
Capital Expenditures	57,835	21,513
<b>Program Total</b>	<b>26,450,932</b>	<b>26,476,654</b>

**SUMMARY - DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION**

** General Fund		
Positions - Legislative Count	(1,133.5)	(1,133.5)
Personal Services	60,138,034	59,926,384
All Other	79,366,010	82,834,030
Capital Expenditures	160,041	73,455
<b>Umbrella Fund Total</b>	<b>139,664,085</b>	<b>142,833,869</b>

**Other Participating Funds**

Federal Expenditure Fund		
Positions - Other Count	(12.5)	(12.5)
Personal Services	616,800	605,646
All Other	788,564	768,525
<b>Umbrella Fund Total</b>	<b>1,405,364</b>	<b>1,374,171</b>

**Other Special Revenue**

Positions - Other Count	(1,007.5)	(1,007.5)
Personal Services	25,962,960	25,816,079
All Other	4,814,364	4,943,472
Capital Expenditures	94,234	65,048
<b>Umbrella Fund Total</b>	<b>30,871,558</b>	<b>30,824,599</b>

**Federal Block Grant Fund**

Positions - Legislative Count	(4.0)	(4.0)
Personal Services	182,749	181,730
All Other	3,215,051	3,216,070
<b>Umbrella Fund Total</b>	<b>3,397,800</b>	<b>3,397,800</b>

**SUMMARY - DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION**

Positions - Legislative Count	(1,137.5)	(1,137.5)
Positions - Other Count	(1,020.0)	(1,020.0)
Personal Services	86,900,543	86,529,839
All Other	88,183,989	91,762,097
Capital Expenditures	254,275	138,503
<b>Umbrella Grand Total</b>	<b>175,338,807</b>	<b>178,430,439</b>

**MAINE MUNICIPAL BOND BANK  
Maine Rural Water Association**



** General Fund		
All Other	113,637	113,637
Fund Total	<u>113,637</u>	<u>113,637</u>

MAINE STATE MUSEUM

Maine State Museum  
Administration - Museum

** General Fund		
Positions - Legislative Count	(11.5)	(11.5)
Personal Services	438,688	440,765
All Other	40,242	40,658
Fund Total	<u>478,930</u>	<u>481,423</u>

Other Participating Funds

Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	28,864	29,336
All Other	96,796	98,356
Fund Total	<u>125,660</u>	<u>127,692</u>

SUMMARY - ADMINISTRATION - MUSEUM

Positions - Legislative Count	(11.5)	(11.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	467,552	470,101
All Other	137,038	139,014
Program Total	<u>604,590</u>	<u>609,115</u>

Exhibit Design and  
Preparation - Museum

** General Fund		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	219,326	216,281
All Other	169,748	171,514
Fund Total	<u>389,074</u>	<u>387,795</u>

Research and Collection -  
Museum

** General Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	398,833	391,626
All Other	58,581	59,191
Fund Total	<u>457,414</u>	<u>450,817</u>

Other Participating Funds

Other Special Revenue		
All Other	48,658	49,711
Fund Total	<u>48,658</u>	<u>49,711</u>

SUMMARY - RESEARCH AND COLLECTION - MUSEUM

Positions - Legislative Count	(8.0)	(8.0)
Personal Services	398,833	391,626
All Other	107,239	108,902
Program Total	<u>506,072</u>	<u>500,528</u>

SUMMARY - MAINE STATE MUSEUM

** General Fund		
Positions - Legislative Count	(24.5)	(24.5)
Personal Services	1,056,847	1,048,672
All Other	268,571	271,363
Umbrella Fund Total	<u>1,325,418</u>	<u>1,320,035</u>

Other Participating Funds

Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	28,864	29,336
All Other	145,454	148,067
Umbrella Fund Total	<u>174,318</u>	<u>177,403</u>

SUMMARY - MAINE STATE MUSEUM

Positions - Legislative Count	(24.5)	(24.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	1,085,711	1,078,008
All Other	414,025	419,430
Umbrella Grand Total	<u>1,499,736</u>	<u>1,497,438</u>

PINE TREE LEGAL ASSISTANCE

Pine Tree Legal Assistance  
Legal Assistance

** General Fund		
All Other	148,050	148,050
Fund Total	<u>148,050</u>	<u>148,050</u>

DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

Department of Professional and  
Financial Regulation  
Board of Accountancy  
Accountancy - Board of

Other Participating Funds

Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	37,543	37,265
All Other	69,371	71,794
Fund Total	<u>106,914</u>	<u>109,059</u>

ACUPUNCTURE LICENSING BOARD

Acupuncture Licensing Board

Other Participating Funds		
Other Special Revenue		
All Other	2,880	3,247
Fund Total	<u>2,880</u>	<u>3,247</u>

DIVISION OF ADMINISTRATIVE SERVICES (BUSINESS REGULATION)

Administrative Services -  
Professional and Financial  
Regulation

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(13.5)	(13.5)

Personal Services	645,630	640,099
All Other	430,455	466,309
Capital Expenditures	85,800	81,050
<b>Fund Total</b>	<b>1,161,885</b>	<b>1,187,458</b>
<b>ARBORIST EXAMINING BOARD</b>		
Arborists Examining Board		
Other Participating Funds		
Other Special Revenue		
Personal Services	700	750
All Other	4,835	4,976
<b>Fund Total</b>	<b>5,535</b>	<b>5,726</b>
<b>MAINE STATE BOARD FOR LICENSURE OF ARCHITECTS AND LANDSCAPE</b>		
Architects - Board of Registration		
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	35,013	34,478
All Other	28,772	29,279
<b>Fund Total</b>	<b>63,785</b>	<b>63,757</b>
<b>MAINE ATHLETIC COMMISSION</b>		
Athletic Commission		
Other Participating Funds		
Other Special Revenue		
Personal Services	5,000	5,000
All Other	14,895	15,050
<b>Fund Total</b>	<b>19,895</b>	<b>20,050</b>
<b>BOARD OF BARBERING AND COSMETOLOGY</b>		
Barbering and Cosmetology - Board of		
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(7.0)	(7.0)
Personal Services	232,256	232,305
All Other	82,626	84,699
<b>Fund Total</b>	<b>314,882</b>	<b>317,004</b>
<b>BUREAU OF BANKING</b>		
Banking - Bureau of		
** General Fund		
Positions - Legislative Count	(10.0)	(10.0)
Personal Services	480,126	473,611
All Other	62,636	64,509
<b>Fund Total</b>	<b>542,762</b>	<b>538,120</b>
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(33.0)	(33.0)
Personal Services	1,612,686	1,620,015
All Other	397,695	400,034
Capital Expenditures	4,200	3,200
<b>Fund Total</b>	<b>2,014,581</b>	<b>2,023,249</b>

**SUMMARY - BANKING - BUREAU OF**

Positions - Legislative Count	(10.0)	(10.0)
Positions - Other Count	(33.0)	(33.0)
Personal Services	2,092,812	2,093,626
All Other	460,331	464,543
Capital Expenditures	4,200	3,200
<b>Program Total</b>	<b>2,557,343</b>	<b>2,561,369</b>

**BOARD OF CHIROPRACTIC EXAMINATION AND REGISTRATION**  
Chiropractic Examination and Registration - Board of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	29,981	30,126
All Other	13,035	13,387
<b>Fund Total</b>	<b>43,016</b>	<b>43,513</b>

**BOARD OF COMMERCIAL DRIVER EDUCATION**  
Commercial Driver Education

Other Participating Funds		
Other Special Revenue		
Personal Services	140	140
All Other	8,696	8,953
<b>Fund Total</b>	<b>8,836</b>	<b>9,093</b>

**BUREAU OF CONSUMER CREDIT PROTECTION**  
Consumer Credit Protection - Bureau of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(16.0)	(16.0)
Personal Services	730,233	658,230
All Other	174,668	174,455
<b>Fund Total</b>	<b>904,901</b>	<b>832,685</b>

**BOARD OF COUNSELING PROFESSIONALS LICENSURE**  
Board of Counseling Professionals Licensure

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(0.5)	(0.5)
Personal Services	17,202	17,793
All Other	36,019	37,411
<b>Fund Total</b>	<b>53,221</b>	<b>55,204</b>

**BOARD OF DENTAL EXAMINERS**  
Dental Examiners - Board of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	43,826	44,384
All Other	62,811	62,811
<b>Fund Total</b>	<b>106,637</b>	<b>107,195</b>

**ELECTRICIANS' EXAMINING BOARD**  
Electricians Examining Board

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(7.0)	(7.0)
Personal Services	332,167	329,448
All Other	57,856	60,454
Capital Expenditures	23,370	
<b>Fund Total</b>	<b>413,393</b>	<b>389,902</b>

**STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS**  
Engineers - Board of Registration for Professional

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	35,848	36,455
All Other	89,023	95,014
Capital Expenditures	1,000	1,000
<b>Fund Total</b>	<b>125,871</b>	<b>132,469</b>

**STATE BOARD OF LICENSURE FOR PROFESSIONAL FORESTERS**  
Foresters - Board of Licensure

Other Participating Funds		
Other Special Revenue		
Personal Services	1,500	1,500
All Other	13,284	13,481
<b>Fund Total</b>	<b>14,784</b>	<b>14,981</b>

**STATE BOARD OF FUNERAL SERVICE**  
Funeral Services - Board of

Other Participating Funds		
Other Special Revenue		
Personal Services	9,606	9,541
All Other	16,953	18,694
<b>Fund Total</b>	<b>26,559</b>	<b>28,235</b>

**STATE BOARD OF CERTIFICATION FOR GEOLOGISTS AND SOIL SCIENTISTS**  
Geologists and Soil Scientists - Board of Certification

Other Participating Funds		
Other Special Revenue		
Personal Services	630	630
All Other	4,871	4,876
<b>Fund Total</b>	<b>5,501</b>	<b>5,506</b>

**BOARD OF HEARING AID DEALERS AND FITTERS**  
Hearing Aid Dealers and Fitters - Board of

Other Participating Funds	
Other Special Revenue	

Personal Services	1,900	1,900
All Other	9,512	9,772
<b>Fund Total</b>	<b>11,412</b>	<b>11,672</b>

**BUREAU OF INSURANCE**  
Insurance - Bureau of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(72.5)	(72.5)
Personal Services	3,428,867	3,420,337
All Other	1,511,406	2,074,851
Capital Expenditures	4,200	7,600
<b>Fund Total</b>	<b>4,944,473</b>	<b>5,502,788</b>

**BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS**  
Land Surveyors - Board of Registration for

Other Participating Funds		
Other Special Revenue		
Personal Services	3,000	3,000
All Other	25,044	25,326
<b>Fund Total</b>	<b>28,044</b>	<b>28,326</b>

**BOARD OF LICENSING OF AUCTIONEERS**  
Licensing of Auctioneers

Other Participating Funds		
Other Special Revenue		
Personal Services	1,800	1,800
All Other	16,232	16,265
<b>Fund Total</b>	<b>18,032</b>	<b>18,065</b>

**DIVISION OF LICENSING AND ENFORCEMENT**  
Licensing and Enforcement

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(15.5)	(15.5)
Personal Services	581,252	578,270
All Other	196,744	201,965
<b>Fund Total</b>	<b>777,996</b>	<b>780,235</b>

**BOARD OF LICENSING OF DIETETIC PRACTICE**  
Licensing of Dietetic Practice - Board of

Other Participating Funds		
Other Special Revenue		
Personal Services	1,500	1,500
All Other	7,446	7,665
<b>Fund Total</b>	<b>8,946</b>	<b>9,165</b>

**BOARD OF LICENSURE OF RAILROAD PERSONNEL**  
Licensure of Railroad Personnel - Board of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(0.5)	(0.5)

MANUFACTURED HOUSING BOARD

Manufactured Housing Board

Other Participating Funds			
Other Special Revenue			
Positions - Other Count	(3.5)	(3.5)	
Personal Services	136,759	142,762	
All Other	44,398	46,727	
Capital Expenditures	12,072		
<b>Fund Total</b>	<b>181,157</b>	<b>201,561</b>	

BOARD OF REGISTRATION IN MEDICINE

Medicine - Board of Registration

Other Participating Funds			
Other Special Revenue			
Positions - Other Count	(8.0)	(8.0)	
Personal Services	386,856	384,844	
All Other	318,417	321,287	
Capital Expenditures	15,000	15,000	
<b>Fund Total</b>	<b>720,273</b>	<b>721,131</b>	

STATE BOARD OF NURSING

Nursing - Board of

Other Participating Funds			
Other Special Revenue			
Positions - Other Count	(7.0)	(7.0)	
Personal Services	271,542	270,222	
All Other	247,077	252,074	
Capital Expenditures	6,000	7,000	
<b>Fund Total</b>	<b>524,619</b>	<b>529,296</b>	

NURSING HOME ADMINISTRATORS LICENSING BOARD

Nursing Home Administrators Licensing Board

Other Participating Funds			
Other Special Revenue			
Personal Services	1,750	1,750	
All Other	13,350	13,730	
<b>Fund Total</b>	<b>15,100</b>	<b>15,480</b>	

BOARD OF OCCUPATIONAL THERAPY PRACTICE

Occupational Therapy Practice - Board of

Other Participating Funds			
Other Special Revenue			
Personal Services	800	800	
All Other	3,476	3,577	
<b>Fund Total</b>	<b>4,276</b>	<b>4,377</b>	

OIL AND SOLID FUEL BOARD

Oil and Solid Fuel Board

Other Participating Funds			
Other Special Revenue			
Positions - Other Count	(4.0)	(4.0)	
Personal Services	160,571	160,738	
All Other	38,641	38,749	
<b>Fund Total</b>	<b>199,212</b>	<b>199,487</b>	

STATE BOARD OF OPTOMETRY

Optometry - Board of

Other Participating Funds			
Other Special Revenue			
Personal Services	2,050	2,050	
All Other	26,347	26,492	
<b>Fund Total</b>	<b>28,397</b>	<b>28,542</b>	

BOARD OF OSTEOPATHIC EXAMINATION AND REGISTRATION

Osteopathic Examination and Registration - Board of

Other Participating Funds			
Other Special Revenue			
Operations - Other Count	(0.5)	(0.5)	
Personal Services	20,395	21,178	
All Other	36,689	38,055	
Capital Expenditures	1,000	1,000	
<b>Fund Total</b>	<b>58,084</b>	<b>60,233</b>	

BOARD OF COMMISSIONERS OF THE PROFESSION OF PHARMACY

Pharmacy - Board of Commissioners of the Profession of

Other Participating Funds			
Other Special Revenue			
Personal Services	2,500	2,500	
All Other	35,340	36,391	
Capital Expenditures	11,306		
<b>Fund Total</b>	<b>49,146</b>	<b>38,891</b>	

BOARD OF EXAMINERS IN PHYSICAL THERAPY

Physical Therapy - Board of Examiners

Other Participating Funds			
Other Special Revenue			
Personal Services	600	600	
All Other	11,659	12,148	
<b>Fund Total</b>	<b>12,259</b>	<b>12,748</b>	

MAINE STATE PILOTAGE COMMISSION

Maine State Pilotage Commission

Other Participating Funds			
Other Special Revenue			
All Other	1,557	1,565	
<b>Fund Total</b>	<b>1,557</b>	<b>1,565</b>	

PLUMBERS' EXAMINING BOARD

Plumbers' Examining Board

Other Participating Funds			
Other Special Revenue			
Positions - Other Count	(4.0)	(4.0)	
Personal Services	148,066	148,314	
All Other	31,927	31,938	
Capital Expenditures	11,306		
<b>Fund Total</b>	<b>191,299</b>	<b>180,252</b>	

EXAMINERS OF PODIATRISTS

Podiatrists - Examiners of		
Other Participating Funds		
Other Special Revenue		
Personal Services	625	625
All Other	3,381	3,513
Fund Total	4,006	4,138

STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS

Psychologists - Board of Examiners		
Other Participating Funds		
Other Special Revenue		
Personal Services	3,000	3,000
All Other	24,278	25,381
Fund Total	27,278	28,381

RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS

Radiologic Technology Board of Examiners		
Other Participating Funds		
Other Special Revenue		
All Other	11,083	11,418
Fund Total	11,083	11,418

REAL ESTATE COMMISSION

Real Estate Commission		
Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(11.0)	(11.0)
Personal Services	443,567	442,478
All Other	222,605	231,849
Fund Total	666,172	674,327

BOARD OF REAL ESTATE APPRAISERS

Real Estate Appraisers - Board of		
Other Participating Funds		
Other Special Revenue		
Personal Services	2,450	2,450
All Other	71,895	71,702
Fund Total	74,345	74,152

BOARD OF RESPIRATORY CARE PRACTITIONERS

Respiratory Care Practitioners - Board of		
Other Participating Funds		
Other Special Revenue		
Personal Services	1,100	1,100
All Other	15,451	15,876
Fund Total	16,551	16,976

STATE BOARD OF SOCIAL WORKER LICENSURE

Social Worker Licensure - Board of		
Other Participating Funds		
Other Special Revenue		

Positions - Other Count	(2.0)	(2.0)
Personal Services	61,668	61,308
All Other	65,491	67,514
Fund Total	127,159	128,822

BOARD OF EXAMINERS ON SPEECH PATHOLOGY AND AUDIOLOGY

Speech Pathology and Audiology - Board of Examiners		
Other Participating Funds		
Other Special Revenue		
Personal Services	1,200	1,200
All Other	8,226	8,416
Fund Total	9,426	9,616

STATE BOARD OF SUBSTANCE ABUSE COUNSELORS

Substance Abuse Counselors - Licensure of		
Other Participating Funds		
Other Special Revenue		
All Other	16,589	17,176
Fund Total	16,589	17,176

STATE BOARD OF VETERINARY MEDICINE

Veterinary Medicine - Board of		
Other Participating Funds		
Other Special Revenue		
Personal Services	1,250	1,250
All Other	10,366	10,632
Fund Total	11,616	11,882

SUMMARY - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

** General Fund		
Positions - Legislative Count	(10.0)	(10.0)
Personal Services	480,126	473,611
All Other	62,636	64,509
Umbrella Fund Total	542,762	538,120

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(210.5)	(210.5)
Personal Services	9,435,029	9,354,135
All Other	4,533,372	5,186,978
Capital Expenditures	163,182	127,922
Umbrella Fund Total	14,131,583	14,669,035

SUMMARY - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

Positions - Legislative Count	(10.0)	(10.0)
Positions - Other Count	(210.5)	(210.5)
Personal Services	9,915,155	9,827,746
All Other	4,596,008	5,251,487
Capital Expenditures	163,182	127,922
Umbrella Grand Total	14,674,345	15,207,155

STATE BOARD OF PROPERTY  
TAX REVIEW  
Property Tax Review -  
State Board of

** General Fund		
Positions - Legislative Count	(0.5)	(0.5)
Personal Services	29,862	30,179
All Other	8,975	9,251
Fund Total	<u>38,837</u>	<u>39,430</u>

DEPARTMENT OF PUBLIC  
SAFETY  
Administration - Public Safety

** General Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	235,496	233,797
All Other	4,891	4,995
Fund Total	<u>240,387</u>	<u>238,792</u>

Other Participating Funds  
Highway Fund

Positions - Legislative Count	(13.0)	(13.0)
Personal Services	485,977	480,811
All Other	40,463	41,574
Fund Total	<u>526,440</u>	<u>522,385</u>

Other Special Revenue

Positions - Other Count	(4.0)	(4.0)
Personal Services	205,618	202,914
All Other	12,622	12,898
Fund Total	<u>218,240</u>	<u>215,812</u>

SUMMARY - ADMINISTRATION -  
PUBLIC SAFETY

Positions - Legislative Count	(16.0)	(16.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	927,091	917,522
All Other	57,976	59,467
Program Total	<u>985,067</u>	<u>976,989</u>

Emergency Medical Services

** General Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	122,094	119,793
All Other	649,724	683,916
Capital Expenditures	33,000	
Fund Total	<u>804,818</u>	<u>803,709</u>

Other Participating Funds  
Federal Expenditure Fund

All Other	70,000	75,000
Fund Total	<u>70,000</u>	<u>75,000</u>

Federal Block Grant

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	154,181	156,006
All Other	18,683	18,863
Fund Total	<u>172,864</u>	<u>174,869</u>

SUMMARY - EMERGENCY  
MEDICAL SERVICES

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	276,275	275,799
All Other	738,407	777,779
Capital Expenditures	33,000	
Program Total	<u>1,047,682</u>	<u>1,053,578</u>

Motor Vehicle Inspection

Other Participating Funds  
Highway Fund

Positions - Legislative Count	(12.0)	(12.0)
Personal Services	635,960	628,775
All Other	112,881	70,821
Capital Expenditures		41,595
Fund Total	<u>748,841</u>	<u>741,191</u>

BUREAU OF CAPITOL  
SECURITY

Capitol Security - Bureau of

** General Fund		
Positions - Legislative Count	(11.0)	(11.0)
Personal Services	389,880	384,582
All Other	20,876	21,327
Fund Total	<u>410,756</u>	<u>405,909</u>

MAINE CRIMINAL JUSTICE  
ACADEMY

Criminal Justice Academy

** General Fund		
Positions - Legislative Count	(12.0)	(12.0)
Personal Services	489,412	484,445
All Other	209,267	217,749
Capital Expenditures	2,250	
Fund Total	<u>700,929</u>	<u>702,194</u>

Other Participating Funds  
Federal Expenditure Fund

Positions - Other Count	(4.0)	(4.0)
Personal Services	167,447	165,707
All Other	218,824	221,780
Fund Total	<u>386,271</u>	<u>387,487</u>

Other Special Revenue

Positions - Other Count	(4.0)	(4.0)
Personal Services	167,870	168,549
All Other	217,673	226,017
Fund Total	<u>385,543</u>	<u>394,566</u>

SUMMARY - CRIMINAL  
JUSTICE ACADEMY

Positions - Legislative Count	(12.0)	(12.0)
Positions - Other Count	(8.0)	(8.0)
Personal Services	824,729	818,701
All Other	645,764	665,546
Capital Expenditures	2,250	
Program Total	<u>1,472,743</u>	<u>1,484,247</u>

MAINE DRUG ENFORCEMENT  
AGENCY

Drug Enforcement Agency

** General Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	345,106	348,543

All Other	819,034	855,844
Capital Expenditures	58,224	58,724
<b>Fund Total</b>	<b>1,222,364</b>	<b>1,263,111</b>
Other Participating Funds		
Federal Expenditure Fund		
All Other	1,349,904	1,349,904
<b>Fund Total</b>	<b>1,349,904</b>	<b>1,349,904</b>
Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	201,368	199,025
All Other	137,901	140,786
Capital Expenditures	210,631	210,190
<b>Fund Total</b>	<b>549,900</b>	<b>550,001</b>

**SUMMARY - DRUG ENFORCEMENT AGENCY**

Positions - Legislative Count	(8.0)	(8.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	546,474	547,568
All Other	2,306,839	2,346,534
Capital Expenditures	268,855	268,914
<b>Program Total</b>	<b>3,122,168</b>	<b>3,163,016</b>

**OFFICE OF THE STATE FIRE MARSHAL**  
Fire Marshal - Office of

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(35.0)	(35.0)
Personal Services	1,500,455	1,497,999
All Other	259,410	263,596
Capital Expenditures	135,672	47,608
<b>Fund Total</b>	<b>1,895,537</b>	<b>1,809,203</b>

**BUREAU OF HIGHWAY SAFETY**  
Highway Safety - Department of Public Safety

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(7.0)	(7.0)
Personal Services	239,756	235,221
All Other	291,812	293,114
<b>Fund Total</b>	<b>531,568</b>	<b>528,335</b>
Federal Expenditure Fund		
Positions - Other Count	(1.0)	(1.0)
Personal Services	116,820	116,345
All Other	287,928	301,568
<b>Fund Total</b>	<b>404,748</b>	<b>417,913</b>
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	20,498	20,225
All Other	31,981	33,388
<b>Fund Total</b>	<b>52,479</b>	<b>53,613</b>

**SUMMARY - HIGHWAY SAFETY - DEPARTMENT OF PUBLIC SAFETY**

Positions - Legislative Count	(7.0)	(7.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	377,074	371,791
All Other	611,721	628,070
<b>Program Total</b>	<b>988,795</b>	<b>999,861</b>

**BUREAU OF LIQUOR ENFORCEMENT**  
Liquor Enforcement

** General Fund		
Positions - Legislative Count	(21.0)	(21.0)
Personal Services	995,974	986,781
All Other	85,838	88,239
Capital Expenditures	104,142	47,168
<b>Fund Total</b>	<b>1,185,954</b>	<b>1,122,188</b>

**BUREAU OF STATE POLICE**  
Anti-Drug Abuse Program

** General Fund		
All Other	200,846	212,696
<b>Fund Total</b>	<b>200,846</b>	<b>212,696</b>

Licensing and Enforcement - Public Safety

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(8.0)	(8.0)
Personal Services	341,284	339,410
All Other	54,810	55,524
Capital Expenditures		12,072
<b>Fund Total</b>	<b>396,094</b>	<b>407,006</b>

Marijuana Eradication and Suppression

Other Participating Funds		
Federal Expenditure Fund		
All Other	99,942	99,941
<b>Fund Total</b>	<b>99,942</b>	<b>99,941</b>

Motor Carrier Safety

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(8.0)	(8.0)
Personal Services	318,267	320,988
All Other	53,121	54,582
<b>Fund Total</b>	<b>371,388</b>	<b>375,570</b>

**STATE POLICE**

** General Fund		
Positions - Legislative Count	(364.0)	(364.0)
Personal Services	10,100,949	10,030,258
All Other	2,376,315	2,448,410
Capital Expenditures	908,272	199,250
<b>Fund Total</b>	<b>13,385,536</b>	<b>12,677,918</b>

Other Participating Funds		
Highway Fund		
Personal Services	10,100,945	10,030,254
All Other	2,376,314	2,448,410
Capital Expenditures	908,272	199,250
<b>Fund Total</b>	<b>13,385,531</b>	<b>12,677,914</b>

Federal Expenditure Fund		
Positions - Other Count	(5.0)	(5.0)
Personal Services	150,000	151,834
All Other	3,590	9,099
Fund Total	<u>153,590</u>	<u>160,933</u>
Other Special Revenue		
Positions - Other Count	(6.0)	(6.0)
Personal Services	208,186	207,176
All Other	12,504	12,330
Fund Total	<u>220,690</u>	<u>219,506</u>

**SUMMARY - STATE POLICE**

Positions - Legislative Count	(364.0)	(364.0)
Positions - Other Count	(11.0)	(11.0)
Personal Services	20,560,080	20,419,522
All Other	4,768,723	4,918,249
Capital Expenditures	1,816,544	398,500
Program Total	<u>27,145,347</u>	<u>25,736,271</u>

**Traffic Safety**

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	594,489	591,437
All Other	98,680	101,273
Fund Total	<u>693,169</u>	<u>692,710</u>

**Traffic Safety - Commercial Vehicle Enforcement**

Other Participating Funds		
Other Special Revenue		
Positions - Legislative Count	(41.0)	(41.0)
Personal Services	2,157,027	2,142,335
All Other	293,817	296,883
Capital Expenditures	81,186	86,555
Fund Total	<u>2,532,030</u>	<u>2,525,773</u>

**Turnpike Enforcement**

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(30.0)	(30.0)
Personal Services	1,822,343	1,809,921
All Other	194,941	196,097
Capital Expenditures	72,846	55,460
Fund Total	<u>2,090,130</u>	<u>2,061,478</u>

**SUMMARY - DEPARTMENT OF PUBLIC SAFETY**

** General Fund		
Positions - Legislative Count	(422.0)	(422.0)
Personal Services	12,678,911	12,588,199
All Other	4,366,791	4,533,176
Capital Expenditures	1,105,888	305,142
Umbrella Fund Total	<u>18,151,590</u>	<u>17,426,517</u>
Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(41.0)	(41.0)
Personal Services	12,057,127	11,966,498
All Other	2,920,150	2,955,192

Capital Expenditures	908,272	240,845
Umbrella Fund Total	<u>15,885,549</u>	<u>15,162,535</u>

Federal Expenditure Fund		
Positions - Other Count	(18.0)	(18.0)
Personal Services	752,534	754,874
All Other	2,083,309	2,111,874
Umbrella Fund Total	<u>2,835,843</u>	<u>2,866,748</u>

Other Special Revenue		
Positions - Legislative Count	(41.0)	(41.0)
Positions - Other Count	(92.0)	(92.0)
Personal Services	6,624,649	6,587,554
All Other	1,215,659	1,237,519
Capital Expenditures	500,335	411,885
Umbrella Fund Total	<u>8,340,643</u>	<u>8,236,958</u>

Federal Block Grant Fund		
Positions - Legislative Count	(3.0)	(3.0)
Personal Services	154,181	156,006
All Other	18,683	18,863
Umbrella Fund Total	<u>172,864</u>	<u>174,869</u>

**SUMMARY - DEPARTMENT OF PUBLIC SAFETY**

Positions - Legislative Count	(507.0)	(507.0)
Positions - Other Count	(110.0)	(110.0)
Personal Services	32,267,402	32,053,131
All Other	10,604,592	10,856,624
Capital Expenditures	2,514,495	957,872
Umbrella Grand Total	<u>45,386,489</u>	<u>43,867,627</u>

**PUBLIC UTILITIES COMMISSION  
Public Utilities - Administrative Division**

Other Participating Funds		
Other Special Revenue		
Positions - Legislative Count	(68.5)	(68.5)
Personal Services	3,743,178	3,738,456
All Other	1,047,931	1,058,735
Capital Expenditures	9,192	17,917
Fund Total	<u>4,800,301</u>	<u>4,815,108</u>

**RADIOLOGICAL EMERGENCY PREPAREDNESS COMMITTEE  
Nuclear Emergency Planning Fund - Maine**

Other Participating Funds		
Other Special Revenue		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	42,661	43,550
All Other	130,414	131,078
Fund Total	<u>173,075</u>	<u>174,628</u>

**(BOARD OF TRUSTEES OF THE) MAINE STATE RETIREMENT SYSTEM  
Retirement System - Retirement Allowance Fund**



** General Fund		
All Other	147,445	173,030
Fund Total	<u>147,445</u>	<u>173,030</u>

Other Participating Funds		
Maine State Retirement Fund		
All Other	230,117,000	248,656,000
Fund Total	<u>230,117,000</u>	<u>248,656,000</u>

**SUMMARY - RETIREMENT SYSTEM - RETIREMENT ALLOWANCE FUND**

All Other	230,264,445	248,829,030
Program Total	<u>230,264,445</u>	<u>248,829,030</u>

**Retirement System - Group Life Insurance Fund**

Other Participating Funds		
Group Life Insurance Fund		
All Other	1,500,000	1,500,000
Fund Total	<u>1,500,000</u>	<u>1,500,000</u>

**Retirement System - Administration**

Other Participating Funds		
Maine State Retirement Fund		
Positions - Other Count	(95.0)	(95.0)
Personal Services	3,587,353	3,600,246
All Other	1,810,400	1,958,300
Fund Total	<u>5,397,753</u>	<u>5,558,546</u>

**SUMMARY - (BOARD OF TRUSTEES OF THE) MAINE STATE RETIREMENT SYSTEM**

** General Fund		
All Other	147,445	173,030
Umbrella Fund Total	<u>147,445</u>	<u>173,030</u>
Other Participating Funds		
Maine State Retirement Fund		
Positions - Other Count	(95.0)	(95.0)
Personal Services	3,587,353	3,600,246
All Other	231,927,400	250,614,300
Umbrella Fund Total	<u>235,514,753</u>	<u>254,214,546</u>
Group Life Insurance Fund		
All Other	1,500,000	1,500,000
Umbrella Fund Total	<u>1,500,000</u>	<u>1,500,000</u>

**SUMMARY - (BOARD OF TRUSTEES OF THE) MAINE STATE RETIREMENT SYSTEM**

Positions - Other Count	(95.0)	(95.0)
Personal Services	3,587,353	3,600,246
All Other	233,574,845	252,287,330
Umbrella Grand Total	<u>237,162,198</u>	<u>255,887,576</u>

**SACO RIVER CORRIDOR COMMISSION**  
Saco River Corridor Commission

** General Fund		
All Other	12,830	13,241
Fund Total	<u>12,830</u>	<u>13,241</u>

**MAINE SARDINE COUNCIL**  
Sardine Council

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(7.5)	(7.5)
Personal Services	308,224	302,355
All Other	209,767	210,653
Capital Expenditures	13,000	13,000
Fund Total	<u>530,991</u>	<u>526,008</u>

**DEPARTMENT OF THE SECRETARY OF STATE**

**MAINE STATE ARCHIVES**  
Administration - Archives

** General Fund		
Positions - Legislative Count	(15.0)	(15.0)
Personal Services	636,053	630,018
All Other	63,159	64,818
Fund Total	<u>699,212</u>	<u>694,836</u>

Other Participating Funds		
Other Special Revenue		
All Other	9,261	9,557
Capital Expenditures	3,800	8,000
Fund Total	<u>13,061</u>	<u>17,557</u>

**SUMMARY - ADMINISTRATION - ARCHIVES**

Positions - Legislative Count	(15.0)	(15.0)
Personal Services	636,053	630,018
All Other	72,420	74,375
Capital Expenditures	3,800	8,000
Program Total	<u>712,273</u>	<u>712,393</u>

**BUREAU OF CORPORATIONS, ELECTIONS AND COMMISSIONS**  
Bureau of Administrative Services and Corporations

** General Fund		
Positions - Legislative Count	(28.5)	(28.5)
Personal Services	993,183	995,742
All Other	220,833	226,220
Capital Expenditures	125,000	125,000
Fund Total	<u>1,339,016</u>	<u>1,346,962</u>

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(1.0)	(1.0)
Personal Services	39,250	38,357
All Other	9,725	9,966
Fund Total	<u>48,975</u>	<u>48,323</u>

**SUMMARY - BUREAU OF ADMINISTRATIVE SERVICES AND CORPORATIONS**

Positions - Legislative Count	(28.5)	(28.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	1,032,433	1,034,099
All Other	230,558	236,186
Capital Expenditures	125,000	125,000

Program Total	1,387,991	1,395,285
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**Elections and Commissions**

**\*\* General Fund**

Positions - Legislative Count	(7.0)	(7.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	312,457	310,991
All Other	425,945	439,336

Fund Total	738,402	750,327
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**Office of the Secretary of State**

**\*\* General Fund**

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	294,232	296,795
All Other	4,152	4,183

Fund Total	298,384	300,978
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**DIVISION OF MOTOR VEHICLES**

**Administration - Motor Vehicles**

**Other Participating Funds**

**Highway Fund**

Positions - Legislative Count	(355.5)	(355.5)
Positions - Other Count	(0.5)	(0.5)
Personal Services	12,427,995	12,365,001
All Other	6,671,329	6,754,798
Capital Expenditures	355,239	315,604

Fund Total	19,454,563	19,435,403
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**Federal Expenditure Fund**

All Other	146,703	155,359
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Fund Total	146,703	155,359
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**Other Special Revenue**

Positions - Legislative Count	(18.0)	(18.0)
Personal Services	544,487	545,217
All Other	107,059	88,969

Fund Total	651,546	634,186
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**SUMMARY - ADMINISTRATION - MOTOR VEHICLES**

Positions - Legislative Count	(373.5)	(373.5)
Positions - Other Count	(0.5)	(0.5)
Personal Services	12,972,482	12,910,218
All Other	6,925,091	6,999,126
Capital Expenditures	355,239	315,604

Program Total	20,252,812	20,224,948
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**Fuel Use Decal Program**

**Other Participating Funds  
Highway Fund**

Positions - Legislative Count	(7.0)	(7.0)
Personal Services	195,603	195,747
All Other	55,337	56,789

Fund Total	250,940	252,536
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**SUMMARY - DEPARTMENT OF THE SECRETARY OF STATE**

**\*\* General Fund**

Positions - Legislative Count	(55.5)	(55.5)
Positions - Other Count	(1.0)	(1.0)
Personal Services	2,235,925	2,233,546
All Other	714,089	734,557
Capital Expenditures	125,000	125,000

Umbrella Fund Total	3,075,014	3,093,103
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**Other Participating Funds**

**Highway Fund**

Positions - Legislative Count	(362.5)	(362.5)
Positions - Other Count	(0.5)	(0.5)
Personal Services	12,623,598	12,560,748
All Other	6,726,666	6,811,587
Capital Expenditures	355,239	315,604

Umbrella Fund Total	19,705,503	19,687,939
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**Federal Expenditure Fund**

All Other	146,703	155,359
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Umbrella Fund Total	146,703	155,359
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**Other Special Revenue**

Positions - Legislative Count	(18.0)	(18.0)
Positions - Other Count	(1.0)	(1.0)
Personal Services	583,737	583,574
All Other	126,045	108,492
Capital Expenditures	3,800	8,000

Umbrella Fund Total	713,582	700,066
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**SUMMARY - DEPARTMENT OF THE SECRETARY OF STATE**

Positions - Legislative Count	(436.0)	(436.0)
Positions - Other Count	(2.5)	(2.5)
Personal Services	15,443,260	15,377,868
All Other	7,713,503	7,809,995
Capital Expenditures	484,039	448,604

Umbrella Grand Total	23,640,802	23,636,467
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**ST. CROIX INTERNATIONAL WATERWAY COMMISSION  
St. Croix International Waterway Commission**

**\*\* General Fund**

All Other	10,000	10,000
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Fund Total	10,000	10,000
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**BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM  
Maine Technical College System - Board of Trustees**

**\*\* General Fund**

All Other	23,783,524	24,734,865
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Fund Total	23,783,524	24,734,865
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Other Participating Funds		
Other Special Revenue		
All Other	560,000	560,000
Fund Total	560,000	560,000

**SUMMARY - MAINE  
TECHNICAL COLLEGE  
SYSTEM - BOARD OF TRUSTEES**

All Other	24,343,524	25,294,865
Program Total	24,343,524	25,294,865

**DEPARTMENT OF  
TRANSPORTATION**

**BUREAU OF FINANCE AND  
ADMINISTRATION  
(TRANSPORTATION)  
Administration and Planning**

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(199.0)	(199.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	7,721,999	7,523,719
All Other	3,473,618	3,605,984
Capital Expenditures	710,100	326,100
Fund Total	11,905,717	11,455,803
Federal Expenditure Fund		
Personal Services	1,000,000	1,000,000
All Other	600,000	600,000
Capital Expenditures	100,000	100,000
Fund Total	1,700,000	1,700,000

**SUMMARY - ADMINISTRATION  
AND PLANNING**

Positions - Legislative Count	(199.0)	(199.0)
Positions - Other Count	(1.5)	(1.5)
Personal Services	8,721,999	8,523,719
All Other	4,073,618	4,205,984
Capital Expenditures	810,100	426,100
Program Total	13,605,717	13,155,803

**Suspense Receivable -  
Transportation**

Other Participating Funds		
Other Special Revenue		
Personal Services	500,000	500,000
All Other	319,128	327,200
Capital Expenditures	150,000	150,000
Fund Total	969,128	977,200

**BUREAU OF MAINTENANCE  
AND OPERATIONS  
Bridge Maintenance**

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(17.0)	(17.0)
Positions - Other Count	(175.0)	(175.0)
Personal Services	7,074,877	7,102,474
All Other	3,540,386	3,593,602
Capital Expenditures	200,000	200,000
Fund Total	10,815,263	10,896,076

**Collector Road Program**

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(32.0)	(32.0)
Positions - Other Count	(16.0)	(16.0)
Personal Services	1,065,000	1,135,000
All Other	1,251,141	2,781
Capital Expenditures	848,335	
Fund Total	3,164,476	1,137,781

**Highway Maintenance**

Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(96.0)	(96.0)
Positions - Other Count	(950.0)	(950.0)
Personal Services	39,608,863	39,653,331
All Other	37,076,955	37,598,131
Capital Expenditures	5,645,000	1,430,000
Fund Total	82,330,818	78,681,462

**Island Town Refunds -  
Highway**

Other Participating Funds		
Highway Fund		
All Other	65,000	70,000
Fund Total	65,000	70,000

**Local Bridges**

Other Participating Funds		
Highway Fund		
Personal Services	449,397	449,666
All Other	100,000	100,000
Capital Expenditures	400,000	400,000
Fund Total	949,397	949,666

Federal Expenditure Fund		
Personal Services	250,000	250,000
All Other	292,948	292,948
Capital Expenditures	2,010,000	2,010,000
Fund Total	2,552,948	2,552,948

Other Special Revenue		
Personal Services	400,000	400,000
All Other	200,000	200,000
Capital Expenditures	1,400,000	1,400,000
Fund Total	2,000,000	2,000,000

**SUMMARY - LOCAL BRIDGES**

Personal Services	1,099,397	1,099,666
All Other	592,948	592,948
Capital Expenditures	3,810,000	3,810,000
Program Total	5,502,345	5,502,614

**Local Road Assistance**

Other Participating Funds		
Highway Fund		
All Other	19,400,000	19,300,000
Fund Total	19,400,000	19,300,000

Motor Transport Service		
Other Participating Funds		
Highway Garage Fund		
Positions - Other Count	(256.0)	(256.0)
Personal Services	9,673,464	9,703,731
All Other	13,770,066	14,096,005
Fund Total	23,443,530	23,799,736

Radio Operations - Highway		
Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	259,218	256,093
All Other	94,921	97,209
Capital Expenditures	58,000	58,000
Fund Total	412,139	411,302

Traffic Service		
Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(15.0)	(15.0)
Positions - Other Count	(44.0)	(44.0)
Personal Services	1,620,768	1,627,611
All Other	2,256,937	2,314,320
Capital Expenditures	32,500	32,500
Fund Total	3,910,205	3,974,431

Federal Expenditure Fund		
Personal Services	700,000	700,000
All Other	1,350,000	1,350,000
Fund Total	2,050,000	2,050,000

SUMMARY - TRAFFIC SERVICE

Positions - Legislative Count	(15.0)	(15.0)
Positions - Other Count	(44.0)	(44.0)
Personal Services	2,320,768	2,327,611
All Other	3,606,937	3,664,320
Capital Expenditures	32,500	32,500
Program Total	5,960,205	6,024,431

**BUREAU OF PROJECT DEVELOPMENT**

Bond Interest - Highway		
Other Participating Funds		
Highway Fund		
All Other	8,504,750	7,458,170
Fund Total	8,504,750	7,458,170

Bond Retirement - Highway		
Other Participating Funds		
Highway Fund		
All Other	13,565,000	16,405,000
Fund Total	13,565,000	16,405,000

Highway and Bridge Improvement		
Other Participating Funds		
Highway Fund		
Positions - Legislative Count	(627.5)	(627.5)
Positions - Other Count	(72.5)	(72.5)

Personal Services	15,376,388	15,161,831
All Other	1,991,000	1,991,000
Capital Expenditures	5,000,000	16,500,000
Fund Total	22,367,388	33,652,831

Federal Expenditure Fund		
Personal Services	13,000,000	13,000,000
All Other	9,000,000	9,000,000
Capital Expenditures	88,000,000	88,000,000
Fund Total	110,000,000	110,000,000

Other Special Revenue		
Capital Expenditures	6,000,000	6,000,000
Fund Total	6,000,000	6,000,000

SUMMARY - HIGHWAY AND BRIDGE IMPROVEMENT

Positions - Legislative Count	(627.5)	(627.5)
Positions - Other Count	(72.5)	(72.5)
Personal Services	28,376,388	28,161,831
All Other	10,991,000	10,991,000
Capital Expenditures	99,000,000	110,500,000
Program Total	138,367,388	149,652,831

**BUREAU OF TRANSPORTATION SERVICES**  
Administration - Aeronautics

** General Fund		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	257,279	252,355
All Other	229,068	237,591
Fund Total	486,347	489,946

Other Participating Funds		
Federal Expenditure Fund		
All Other	87,200	90,900
Capital Expenditures	1,600,000	1,100,000
Fund Total	1,687,200	1,190,900

SUMMARY - ADMINISTRATION - AERONAUTICS

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	257,279	252,355
All Other	316,268	328,491
Capital Expenditures	1,600,000	1,100,000
Program Total	2,173,547	1,680,846

Administration - Ports and Marine Transportation

** General Fund		
All Other	1,447,840	1,520,230
Fund Total	1,447,840	1,520,230

Augusta State Airport

Other Participating Funds		
Augusta State Airport Fund		
Positions - Other Count	(10.5)	(10.5)
Personal Services	185,512	167,975
All Other	106,527	108,869
Fund Total	292,039	276,844

## Island Ferry Service

Other Participating Funds		
Island Ferry Services Fund		
Positions - Other Count	(59.0)	(59.0)
Personal Services	2,210,722	2,206,960
All Other	657,636	674,708
Fund Total	2,868,358	2,881,668

Ports and Marine  
Transportation

Other Participating Funds		
Marine Ports Fund		
Positions - Other Count	(4.0)	(4.0)
Personal Services	70,773	77,335
All Other	15,860	15,909
Fund Total	86,633	93,244

Railroad Assistance  
Program

** General Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	83,483	85,531
All Other	101,058	106,606
Fund Total	184,541	192,137

Other Participating Funds		
Highway Fund		
All Other	738,528	738,528
Fund Total	738,528	738,528

Other Special Revenue		
All Other	249,049	263,743
Fund Total	249,049	263,743

SUMMARY - RAILROAD  
ASSISTANCE PROGRAM

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	83,483	85,531
All Other	1,088,635	1,108,877
Program Total	1,172,118	1,194,408

Railroad Preservation  
and Assistance Fund

Other Participating Funds		
Other Special Revenue		
All Other	150,000	150,000
Fund Total	150,000	150,000

## Transportation Services

** General Fund		
All Other	420,000	420,000
Fund Total	420,000	420,000

Other Participating Funds		
Federal Expenditure Fund		
Personal Services	241,087	359,409
All Other	2,165,706	2,234,874
Capital Expenditures		4,000,000
Fund Total	2,406,793	6,594,283

## Other Special Revenue

Capital Expenditures 1,000,000

Fund Total 1,000,000

SUMMARY -  
TRANSPORTATION SERVICES

Personal Services	241,087	359,409
All Other	2,585,706	2,654,874
Capital Expenditures		5,000,000

Program Total 2,826,793 8,014,283

## Van-Pool Services

Other Participating Funds		
Other Special Revenue		
All Other	61,060	62,590
Capital Expenditures	63,000	63,000

Fund Total 124,060 125,590

SUMMARY - DEPARTMENT  
OF TRANSPORTATION

** General Fund		
Positions - Legislative Count	(7.0)	(7.0)
Personal Services	340,762	337,886
All Other	2,197,966	2,284,427

Umbrella Fund Total 2,538,728 2,622,313

## Other Participating Funds

Highway Fund		
Positions - Legislative Count	(992.5)	(992.5)
Positions - Other Count	(1,259.0)	(1,259.0)
Personal Services	73,176,510	72,909,725
All Other	92,058,236	93,274,725
Capital Expenditures	12,893,935	18,946,600

Umbrella Fund Total 178,128,681 185,131,050

## Federal Expenditure Fund

Personal Services	15,191,087	15,309,409
All Other	13,495,854	13,568,722
Capital Expenditures	91,710,000	95,210,000

Umbrella Fund Total 120,396,941 124,088,131

## Other Special Revenue

Personal Services	900,000	900,000
All Other	979,237	1,003,533
Capital Expenditures	7,613,000	8,613,000

Umbrella Fund Total 9,492,237 10,516,533

## Highway Garage Fund

Positions - Other Count	(256.0)	(256.0)
Personal Services	9,673,464	9,703,731
All Other	13,770,066	14,096,005

Umbrella Fund Total 23,443,530 23,799,736

## Island Ferry Services Fund

Positions - Other Count	(59.0)	(59.0)
Personal Services	2,210,722	2,206,960
All Other	657,636	674,708

Umbrella Fund Total 2,868,358 2,881,668

## Augusta State Airport

Positions - Other Count (10.5) (10.5)

Personal Services	185,512	167,975	Other Participating Funds		
All Other	106,527	108,869	Other Special Revenue		
			All Other	62,093,763	64,098,455
Umbrella Fund Total	292,039	276,844	Umbrella Fund Total	62,093,763	64,098,455
Marine Ports Fund			Abandoned Property Fund		
Positions - Other Count	(4.0)	(4.0)	All Other	280,000	282,450
Personal Services	70,773	77,335	Umbrella Fund Total	280,000	282,450
All Other	15,860	15,909			
Umbrella Fund Total	86,633	93,244			
<b>SUMMARY - DEPARTMENT OF TRANSPORTATION</b>			<b>SUMMARY - OFFICE OF TREASURER OF STATE</b>		
Positions - Legislative Count	(999.5)	(999.5)	Positions - Legislative Count	(19.0)	(19.0)
Positions - Other Count	(1,588.5)	(1,588.5)	Personal Services	816,335	805,679
Personal Services	101,748,830	101,613,021	All Other	135,619,870	139,660,141
All Other	123,281,382	125,026,898	Umbrella Grand Total	136,436,205	140,465,820
Capital Expenditures	112,216,935	122,769,600			
Umbrella Grand Total	337,247,147	349,409,519	BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM		
(OFFICE OF) TREASURER OF STATE			Educational and General Activities - University of Maine		
Administration - Treasury			** General Fund		
** General Fund			All Other	140,130,000	147,930,000
Positions - Legislative Count	(19.0)	(19.0)	Fund Total	140,130,000	147,930,000
Personal Services	816,335	805,679	Maine Public Broadcasting Network		
All Other	275,903	283,602	** General Fund		
Fund Total	1,092,238	1,089,281	All Other	2,308,212	2,389,000
Other Participating Funds			Fund Total	2,308,212	2,389,000
Abandoned Property Fund					
All Other	280,000	282,450			
Fund Total	280,000	282,450			
<b>SUMMARY - ADMINISTRATION - TREASURY</b>			<b>SUMMARY - BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM</b>		
Positions - Legislative Count	(19.0)	(19.0)	All Other	142,438,212	150,319,000
Personal Services	816,335	805,679	Umbrella Fund Total	142,438,212	150,319,000
All Other	555,903	566,052			
Program Total	1,372,238	1,371,731	<b>SUMMARY - BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM</b>		
Debt service - Treasury			All Other	142,438,212	150,319,000
** General Fund			Umbrella Grand Total	142,438,212	150,319,000
All Other	72,970,204	74,995,634			
Fund Total	72,970,204	74,995,634	MAINE WORLD TRADE ASSOCIATION		
State - Municipal Revenue Sharing			Maine World Trade Association		
Other Participating Funds			** General Fund		
Other Special Revenue			All Other	153,787	153,787
All Other	62,093,763	64,098,455	Fund Total	153,787	153,787
Fund Total	62,093,763	64,098,455	CURRENT SERVICES		
<b>SUMMARY - (OFFICE OF) TREASURER OF STATE</b>			** General Fund		
** General Fund			Positions - Legislative Count	(6,746.0)	(6,746.0)
Positions - Legislative Count	(19.0)	(19.0)	Positions - Other Count	(424.0)	(424.0)
Personal Services	816,335	805,679	Personal Services	317,019,410	316,185,181
All Other	73,246,107	75,279,236			
Umbrella Fund Total	74,062,442	76,084,915			

All Other	1,617,169,445	1,686,023,583
Capital Expenditures	3,888,365	2,885,753
<b>State Fund Total</b>	<b>1,938,077,220</b>	<b>2,005,094,517</b>
<b>Other Participating Funds</b>		
<b>Highway Fund</b>		
Positions - Legislative Count	(1,420.0)	(1,420.0)
Positions - Other Count	(1,259.5)	(1,259.5)
Personal Services	99,008,889	98,586,406
All Other	102,492,756	103,857,061
Capital Expenditures	14,158,446	19,503,049
<b>State Fund Total</b>	<b>215,660,091</b>	<b>221,946,516</b>
<b>Federal Expenditure Fund</b>		
Positions - Other Count	(2,436.5)	(2,436.5)
Personal Services	114,806,581	114,741,439
All Other	823,042,259	869,585,115
Capital Expenditures	92,944,108	96,400,321
<b>State Fund Total</b>	<b>1,030,792,948</b>	<b>1,080,726,875</b>
<b>Other Special Revenue</b>		
Positions - Legislative Count	(132.5)	(132.5)
Positions - Other Count	(2,087.5)	(2,087.5)
Personal Services	80,189,866	79,934,682
All Other	285,050,650	286,325,303
Capital Expenditures	11,830,768	12,436,737
<b>State Fund Total</b>	<b>377,071,284</b>	<b>378,696,722</b>
<b>Federal Block Grant Fund</b>		
Positions - Legislative Count	(107.5)	(107.5)
Personal Services	7,312,648	7,281,757
All Other	41,623,151	41,650,862
Capital Expenditures	33,398	33,398
<b>State Fund Total</b>	<b>48,969,197</b>	<b>48,966,017</b>
<b>Highway Garage Fund</b>		
Positions - Other Count	(256.0)	(256.0)
Personal Services	9,673,464	9,703,731
All Other	13,770,066	14,096,005
<b>State Fund Total</b>	<b>23,443,530</b>	<b>23,799,736</b>
<b>Postal, Printing and Supply Fund</b>		
Positions - Other Count	(72.0)	(72.0)
Personal Services	2,333,128	2,326,976
All Other	1,149,425	1,176,865
<b>State Fund Total</b>	<b>3,482,553</b>	<b>3,503,841</b>
<b>Telecommunications Fund</b>		
Positions - Legislative Count	(33.5)	(33.5)
Personal Services	1,366,332	1,375,300
All Other	1,593,994	1,651,205
<b>State Fund Total</b>	<b>2,960,326</b>	<b>3,026,505</b>
<b>Office of Information Services</b>		
Positions - Other Count	(11.0)	(11.0)
Personal Services	631,260	624,426
All Other	434,822	453,611
<b>State Fund Total</b>	<b>1,066,082</b>	<b>1,078,037</b>
<b>Risk Management Fund</b>		
Positions - Other Count	(5.0)	(5.0)
Personal Services	243,387	241,880

All Other	4,044,911	4,039,134
<b>State Fund Total</b>	<b>4,288,298</b>	<b>4,281,014</b>
<b>Bureau of Data Processing</b>		
Positions - Other Count	(153.0)	(153.0)
Personal Services	7,088,390	7,086,465
All Other	9,476,764	9,618,379
<b>State Fund Total</b>	<b>16,565,154</b>	<b>16,704,844</b>
<b>Central Motor Pool</b>		
Positions - Other Count	(7.5)	(7.5)
Personal Services	258,894	258,148
All Other	1,916,587	1,954,919
<b>State Fund Total</b>	<b>2,175,481</b>	<b>2,213,067</b>
<b>Real Property Lease Internal Service Fund</b>		
Positions - Other Count	(1.0)	(1.0)
Personal Services	45,120	46,260
All Other	1,600,000	1,600,000
<b>State Fund Total</b>	<b>1,645,120</b>	<b>1,646,260</b>
<b>Island Ferry Services Fund</b>		
Positions - Other Count	(59.0)	(59.0)
Personal Services	2,210,722	2,206,960
All Other	657,636	674,708
<b>State Fund Total</b>	<b>2,868,358</b>	<b>2,881,668</b>
<b>Augusta State Airport</b>		
Positions - Other Count	(10.5)	(10.5)
Personal Services	185,512	167,975
All Other	106,527	108,869
<b>State Fund Total</b>	<b>292,039</b>	<b>276,844</b>
<b>Marine Ports Fund</b>		
Positions - Other Count	(4.0)	(4.0)
Personal Services	70,773	77,335
All Other	15,860	15,909
<b>State Fund Total</b>	<b>86,633</b>	<b>93,244</b>
<b>Alcoholic Beverage Fund</b>		
Positions - Legislative Count	(177.0)	(177.0)
Positions - Other Count	(10.0)	(10.0)
Personal Services	6,846,144	6,818,801
All Other	3,346,812	3,426,204
<b>State Fund Total</b>	<b>10,192,956</b>	<b>10,245,005</b>
<b>Prison Industries Fund</b>		
Positions - Other Count	(5.0)	(5.0)
Personal Services	171,686	171,619
All Other	386,412	400,055
Capital Expenditures	50,000	50,000
<b>State Fund Total</b>	<b>608,098</b>	<b>621,674</b>
<b>Seed Potato Board</b>		
Positions - Other Count	(19.0)	(19.0)
Personal Services	938,179	962,081
All Other	760,109	785,309
<b>State Fund Total</b>	<b>1,698,288</b>	<b>1,747,390</b>

State Forest Nursery		
All Other	27,589	28,225
State Fund Total	<u>27,589</u>	<u>28,225</u>
Potato Market Improvement Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	83,126	82,772
All Other	132,512	132,943
State Fund Total	<u>215,638</u>	<u>215,715</u>
State Lottery Fund		
Positions - Legislative Count	(36.0)	(36.0)
Personal Services	1,355,936	1,364,850
All Other	896,921	927,102
State Fund Total	<u>2,252,857</u>	<u>2,291,952</u>
Employment Security Trust		
All Other	200,000,000	200,000,000
State Fund Total	<u>200,000,000</u>	<u>200,000,000</u>
Abandoned Property Fund		
All Other	280,000	282,450
State Fund Total	<u>280,000</u>	<u>282,450</u>
Maine State Retirement Fund		
Positions - Other Count	(95.0)	(95.0)
Personal Services	3,587,353	3,600,246
All Other	231,927,400	250,614,300
State Fund Total	<u>235,514,753</u>	<u>254,214,546</u>
Group Life Insurance Fund		
All Other	1,500,000	1,500,000
State Fund Total	<u>1,500,000</u>	<u>1,500,000</u>

Provides for the deappropriation of funds by sharing and pooling resources with the Division of Financial and Personnel Services.

**Administration - Human Resources**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(102,866)	(100,110)
All Other	(8,967)	(16,479)
TOTAL	<u>(111,833)</u>	<u>(116,589)</u>

Provides for the deappropriation of funds from the elimination of one Merit System Coordinator position and one Senior Personnel Analyst position.

**Accounts and Control - Bureau of**

Positions - Legislative Count	(-7.0)	(-7.0)
Personal Services	(217,757)	(219,450)

Provides for the deappropriation of funds from the elimination of 4 Account Clerk I positions, one Accountant III position, one Clerk Typist II position and one Data Entry Specialist position as a result of eliminating preaudit functions. The State Controller shall provide preaudit procedures to be performed by all departments and agencies.

**Accounts and Control - Bureau of - Systems Project**

All Other	(9,540)	(19,650)
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Provides for the deappropriation of funds from reductions in operating costs.

**Budget - Bureau of the**

All Other	(7,282)	(13,585)
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Provides for the deappropriation of funds from reductions in data processing charges and changes in the content of the budget document.

**Buildings and Grounds Operations**

Positions - Legislative Count	(-7.0)	(-7.0)
Personal Services	(194,854)	(193,922)

Provides for the deappropriation of funds from the elimination of one

**SUMMARY - STATEWIDE GRAND TOTALS FOR CURRENT SERVICES**

Positions - Legislative Count	(8,652.5)	(8,652.5)
Positions - Other Count	(6,917.5)	(6,917.5)
Personal Services	655,426,800	653,845,290
All Other	3,343,402,608	3,480,928,116
Capital Expenditures	<u>122,905,085</u>	<u>131,309,258</u>
Statewide Grand Total	<u>4,121,734,493</u>	<u>4,266,082,664</u>

**PART B**

**Sec. B-1. Supplemental appropriations from General Fund.** There are appropriated from the General Fund for the fiscal years ending June 30, 1994 and June 30, 1995, to the departments listed, the following sums.

1993-94                      1994-95

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Office of the Commissioner - Administration**

All Other	(\$334)	(\$705)
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Groundskeeper II position, one Laborer I position, one Carpenter position, one Custodial Worker III position, 3 Custodial Worker II positions and the reduction in repairs and utility costs.

Provides for the deappropriation of funds from the elimination of one Clerk Typist II position. The deappropriation of funds results from position support costs and other cost savings.

**Buildings and Grounds Operations**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(32,435)	(31,855)

Provides for the deappropriation of funds from the elimination of one Painter position.

**Independent Audit - Administrative and Financial**

All Other	(77,867)	(81,745)
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Provides for the deappropriation of funds from discontinuing the quadrennial audit requirement.

**Buildings and Grounds Operations**

All Other	1,381,072	1,404,346
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Provides for the appropriation of funds to cover utilities and maintenance costs on the capital complex.

**Purchases - Division of**

All Other	(8,485)	(9,819)
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Provides for the deappropriation of funds by holding division operating costs to fiscal year 1992-93 levels.

**Elderly Tax Deferral Program**

All Other		(46,470)
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Provides for the deappropriation of funds from the reduction in payments to municipalities for the local property tax obligation of taxpayers participating in the Elderly Tax Deferral Program.

**Purchases - Division of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(33,994)	(33,572)

Provides for the deappropriation of funds from the elimination of one Assistant Buyer position.

**Employee Relations - Office of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(59,562)	(57,501)
All Other	(2,426)	(4,438)
<b>TOTAL</b>	<b>(61,988)</b>	<b>(61,939)</b>

Provides for the deappropriation of funds from the elimination of one Labor Relations Specialist position and support costs.

**Maine Residents Property Tax Program**

All Other	(18,139,431)	(21,094,213)
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Provides for the deappropriation of funds from the reduction of property tax and rent relief in the Maine Residents Property Tax Program through lowering the income eligibility ceiling and raising the percentage threshold for participation in this program.

**Employee Relations - Office of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(38,847)	(37,914)

Provides for the deappropriation of funds from the elimination of one Legal Secretary position.

**Taxation - Bureau of**

Positions - Legislative Count	(-13.0)	(-13.0)
Personal Services	(548,685)	(528,022)

Provides for the deappropriation of funds through the elimination of one Accountant I position, 2 Clerk Typist II positions, 5 Tax Examiner positions, one Senior Tax Examiner position, 3 Revenue Agent positions, and one Tax Enforcement Officer position.

**Financial and Personnel Services - Division of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(30,023)	(29,635)
All Other	(1,012)	(2,095)
<b>TOTAL</b>	<b>(31,035)</b>	<b>(31,730)</b>

**Tree Growth Tax Reimbursement**

All Other (975,000) (1,000,000)

Provides for the deappropriation of funds from the reduction in payments made to municipalities for valuation limitations arising from the Maine Tree Growth Tax Law.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES**

**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF**

**Administration - Agriculture**

All Other (9,000) (9,000)

Provides for a deappropriation of funds through a reduction in the cost of food storage for the food assistance program.

**Administration - Agriculture**

Capital Expenditures (5,000) (5,000)

Provides for a deappropriation of funds through a delay in department computer upgrades and replacements.

**Administration - Agriculture**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (50,641) (52,536)

Provides for the deappropriation of funds through the elimination of one Assistant to the Commissioner for Resource Management position and transfer of those functions to the director of the food assistance program.

**Agricultural Production**

Positions - Legislative Count (-3.0) (-3.0)  
Personal Services (138,747) (138,943)  
All Other (15,000) (15,000)  
TOTAL (153,747) (153,943)

Provides for the deappropriation of funds through the transfer of 2 Assistant Horticulturist positions and one Entomologist III position to the Board of Pesticides Control fund.

**Agricultural Production**

Positions - Legislative Count (-0.5) (-0.5)  
Personal Services (32,695) (31,484)  
All Other (900) (900)

TOTAL (33,595) (32,384)

Provides for the deappropriation of funds through the transfer of 1/2 of one Veterinarian Supervisor position to the Agricultural Production (Animal Welfare) dedicated account.

**Agricultural and Rural Resource Development**

Positions - Legislative Count (-0.5) (-0.5)  
Personal Services (25,000) (24,300)

Provides for the deappropriation of funds through the transfer of 1/2 of one Planning and Research Associate II position to the food assistance program federal fund account.

**Public Services - Agriculture**

Personal Services (37,604) (37,604)  
All Other (2,500) (2,500)

TOTAL (40,104) (40,104)

Provides for the deappropriation of funds through the transfer of 20% of the costs associated with 6 Weights and Measures Inspector positions, which reflects the Highway Fund's share of costs for scale and pump inspections.

**Public Services - Agriculture**

All Other (25,000) (25,000)

Provides for the deappropriation of funds through a General Fund reduction in dairy inspection costs.

**Harness Racing Commission**

All Other (30,000) (30,000)

Provides for the deappropriation of funds through modifying the drug testing program.

**Harness Racing Commission**

Positions - Legislative Count (-1.0) (-1.0)  
Positions - Other Count (1.0) (1.0)  
Personal Services (13,818) (13,307)

Provides for the deappropriation of funds through abolishing one full-time Veterinarian position and establishing one 39-week seasonal Veterinarian position.

Provides for the deappropriation of funds through the reduction in All Other expenditures.

**DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES**

**ATLANTIC STATES MARINE FISHERIES COMMISSION**

**TOTAL** (385,905) (385,574)

(344) (529)

**MAINE ARTS COMMISSION**

**ATTORNEY GENERAL, DEPARTMENT OF THE**

**Arts - Administration**

**Administration - Attorney General**

Positions - Legislative Count (-2.0) (2.0)  
Personal Services (108,036) (105,556)

Positions - Legislative Count (-11.0) (-11.0)  
Personal Services (552,931) (580,577)  
All Other (137,216) (142,943)  
**TOTAL** (690,147) (723,520)

Provides for the deappropriation of funds through the transfer of one Senior Arts Associate position and one Business Manager I position to the federal fund as a part of the consolidation of the cultural agencies' business office.

Provides for the deappropriation of funds through the elimination of 5 Assistant Attorney General positions, 2 Senior Legal Secretary positions and one Clerk Stenographer III position. The request also provides for the transfer of 3 Assistant Attorney General positions to the dedicated account, reduces the number of cars utilized from central fleet management and reduces various support costs.

**Arts - Sponsored Program**

All Other (27,920) (29,014)

**Chief Medical Examiner - Office of**

Provides for the deappropriation of funds through the reduction in grants awarded to private and public organizations.

Positions - Legislative Count (-2.0) (-2.0)  
Personal Services (79,766) (83,754)  
All Other (13,797) (16,351)  
**TOTAL** (93,563) (100,105)

**MAINE ARTS COMMISSION TOTAL**

(135,956) (134,570)

**ATLANTIC SEA RUN SALMON COMMISSION**

**Atlantic Sea Run Salmon Commission**

Positions - Legislative Count (2.0) (2.0)  
Personal Services 77,694 77,956  
All Other 13,691 14,007

Provides for the deappropriation of funds through the elimination of one Clerk Typist I position, one Administrative Assistant position and general operating costs.

Provides funds to establish the Atlantic Sea Run Salmon Commission as a separate entity for budgetary purposes.

**Departmentwide - Attorney General**

All Other (1,309,818) (1,353,771)

**ATLANTIC SEA RUN SALMON COMMISSION TOTAL**

91,385 91,963

**ATLANTIC STATES MARINE FISHERIES COMMISSION**

**Atlantic States Marine Fisheries Commission**

All Other (344) (529)

Provides for the deappropriation of funds to arrive at a funding level approximately 1.8% below fiscal year 1992-93 levels. The Attorney General shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer

shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

Provides for the deappropriation of funds. The Department of Audit shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by line category. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

**District Attorneys Salaries**

Positions - Legislative Count (59.0) (59.0)

Provides authorized position count for 8 District Attorney positions and 51 Assistant District Attorney positions.

**District Attorneys Salaries**

Positions - Legislative Count (-3.0) (-3.0)  
Personal Services (688,516) (722,942)

Provides for the deappropriation of funds through the elimination of 3 Assistant District Attorney positions and the transfer of costs to the Highway Fund in order to more accurately reflect the proportional support for each of these funds.

**DEPARTMENT OF AUDIT TOTAL** (200,738) (256,816)

**CONSERVATION, DEPARTMENT OF**

**Administrative Services - Conservation**

Positions - Legislative Count (-0.5) (-0.5)  
Personal Services (18,002) (56,989)  
All Other (6,490) (4,735)  
**TOTAL** (24,492) (61,724)

**Human Services Division**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (15,338) (16,105)  
All Other (57,288) (58,705)  
**TOTAL** (72,626) (74,810)

Provides for the deappropriation of funds through the elimination of one Clerk Typist I position and reductions in travel.

Provides for the deappropriation of funds through the transfer of one 1/2-time Property Officer position and related expenses to the Administrative Services - Conservation program dedicated fund for fiscal year 1993-94 and fiscal year 1994-95 and the elimination of one Personnel Assistant position in fiscal year 1994-95.

**DEPARTMENT OF THE ATTORNEY GENERAL TOTAL**

(2,854,670) (2,975,148)

**Forest Fire Control - Division of**

Positions - Legislative Count (-3.0) (-3.0)  
Positions - Other Count (-18.0) (-18.0)  
Personal Services (397,104) (395,389)  
All Other (183,908)  
Capital Expenditures (110,000) 23,756  
**TOTAL** (691,012) (371,633)

**AUDIT, DEPARTMENT OF**

**Audit - Departmental Bureau**

Positions - Legislative Count (-2.0) (-2.0)  
Personal Services (158,101) (209,398)  
All Other (1,637) (5,418)  
Capital Expenditures (11,000) (12,000)  
**TOTAL** (170,738) (226,816)

Provides for the deappropriation of funds through the elimination of 2 Auditor I positions and reductions in All Other and Capital Expenditures.

Provides for the deappropriation of funds through the elimination of one Staff Forester position, 2 Forest Ranger IV positions and 22 Forest Watchperson positions. Three seasonal Labor I positions and 2 seasonal Radio Operators positions are authorized and 12 seasonal Laborer I positions are extended for 12 weeks. Operational and capital expenditures are reduced in fiscal year 1993-94.

**Audit - Departmental Bureau**

All Other (30,000) (30,000)

**Forest Management, Utilization and Marketing**

Positions - Legislative Count	(-6.0)	(-6.0)
Personal Services	(289,140)	(293,056)
All Other	(40,048)	(21,055)
<b>TOTAL</b>	<b>(329,188)</b>	<b>(314,111)</b>

Provides for the deappropriation of funds from the elimination of 4 Forester II positions and 2 Forester I positions and reduced operational expenditures.

**Geographic Based Information Services**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(113,137)	(111,543)
All Other	(34,278)	(35,378)
<b>TOTAL</b>	<b>(147,415)</b>	<b>(146,921)</b>

Provides for the deappropriation of funds through the transfer of this program to the Division of Data Processing in the Department of Administration and Financial Services. Transferred are one Geographic Based Information Services Coordinator position, one Geographic Based Information Services Administrator position and all equipment belonging to the program.

**Geological Survey**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(29,440)	(29,440)
All Other	(196,595)	(186,595)
<b>TOTAL</b>	<b>(226,035)</b>	<b>(216,035)</b>

Provides for the deappropriation of funds through the elimination of one Geological Technician position, the elimination of a surface water and groundwater cooperative program, and a reduction in geologic, water and marine research activities and the geologic mapping program.

**Land Use Regulation Commission**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(45,378)	(44,480)
All Other	(37,128)	(36,299)
Capital Expenditures	(626)	(1,337)
<b>TOTAL</b>	<b>(83,132)</b>	<b>(82,116)</b>

Provides for the deappropriation of funds through the elimination of one Planning and Research Associate II position and associated all other and capital costs.

**Maine Conservation Corps**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(155,925)	(154,352)
All Other	(74,424)	(77,961)
<b>TOTAL</b>	<b>(230,349)</b>	<b>(232,313)</b>

Provides for the deappropriation of funds through the transfer of General Fund support for the Maine Conservation Corps program to the Department of Labor.

**Parks - General Operations**

Positions - Legislative Count	(-1.0)	(-1.0)
Positions - Other Count	(-18.5)	(-19.0)
Personal Services	(537,345)	(520,270)
All Other	(56,884)	(54,726)
Capital Expenditures	(141,279)	(129,979)
<b>TOTAL</b>	<b>(735,508)</b>	<b>(704,975)</b>

Provides for the deappropriation of funds through the elimination of the following positions: Seven seasonal Park Ranger positions, 6 seasonal Assistant Park Ranger positions, 3 seasonal Park Manager I positions, one seasonal Park Manager II position, one permanent and 14 seasonal Park Receptionist positions, 20 seasonal Lifeguard positions, 3 seasonal Lifeguard Supervisor positions, 10 seasonal Laborer I positions, one seasonal Laborer II position, one permanent part-time Clerk I position, one seasonal Clerk Typist I position and one permanent part-time Clerk Typist I position in fiscal year 1993-94 and fiscal year 1994-95. Additional seasonal positions consisting of one Park Manager I position, one Park Receptionist position are eliminated in fiscal year 1994-95 only. One-half of one Engineering Technician V position is transferred from the Engineering and Realty program, General Fund. State park system operating expenditures and capital equipment

replacements are also reduced.

for one Advocate position at the Maine State Prison.

**Policy Planning and Information**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(31,565)	(31,379)

Provides for the deappropriation of funds through the elimination of one Clerk Typist II position.

**Engineering and Realty**

Positions - Legislative Count	(-4.5)	(-4.5)
Personal Services	(222,014)	(216,811)
All Other	(13,450)	(13,980)
<b>TOTAL</b>	<b>(235,464)</b>	<b>(230,791)</b>

Provides for the deappropriation of funds through the elimination of one Clerk Stenographer III position and the transfer of 1/2 of one Civil Engineer III position, 1/2 of one Engineering Technician V position, one Engineering Technician IV position and one Engineering Technician III position to the Boating Facilities Fund program dedicated fund and 1/2 of one Engineering Technician V position to the Parks - General Operations program, General Fund and reduced All Other operating expenditures.

**Administrative Services - Conservation**

Personal Services	8,555	
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Provides for the appropriation of funds to cover the costs of eliminating one Volunteer Services Coordinator position from the former General Fund account of the Maine Conservation Corps, which is transferred to the Department of Labor.

**DEPARTMENT OF CONSERVATION**

<b>TOTAL</b>	<b>(2,725,605)</b>	<b>(2,391,998)</b>
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**CORRECTIONS, DEPARTMENT OF**

**Office of Advocacy**

Personal Services	(6,044)	(6,581)
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Provides for the deappropriation of funds from the reduction in hours

**Bangor Pre-Release Center**

Positions - Legislative Count	(-14.0)	(-14.0)
Personal Services	(488,543)	(580,403)
All Other	(58,726)	(70,584)
<b>TOTAL</b>	<b>(547,269)</b>	<b>(650,987)</b>

Provides for the deappropriation of funds through the closure of the Bangor Pre-Release Center and the elimination of one Correctional Center Manager position, 2 Correctional Officer II positions and 11 Correctional Officer I positions.

**Charleston Correctional Facility**

Personal Services	(18,073)	
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Provides for the deappropriation of funds by the continued freeze of one vacant Vocational Trades Instructor position for 6 months in fiscal year 1993-94.

**Charleston Correctional Facility**

All Other	2,400	8,200
Capital Expenditures	(27,000)	
<b>TOTAL</b>	<b>(24,600)</b>	<b>8,200</b>

Provides for the deappropriation of funds and the increase of rental expense from the purchase and leaseback of vehicles from the Central Motor Pool.

**Community Based Corrections**

All Other	(1,943,367)	(2,401,180)
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Provides for the deappropriation of funds through the reduction of the reimbursement to the counties under the Community Corrections Act.

**Correctional Services**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(74,869)	(81,910)
All Other	(534,167)	(590,572)
<b>TOTAL</b>	<b>(609,036)</b>	<b>(672,482)</b>

Provides for the deappropriation of funds through the elimination of one Substance Abuse Program Specialist position and one Clerk III position

and the reduction in contracts.

Provides for the deappropriation of funds not needed for food purchases.

**Correctional Center**

Positions - Legislative Count	(-27.0)	(-24.0)
Personal Services	(888,487)	(887,410)
Capital Expenditures	(17,502)	(4,600)
<b>TOTAL</b>	<b>(905,989)</b>	<b>(892,010)</b>

Provides for the deappropriation of funds through reductions in Capital Expenditures and the elimination of the following 24 positions in fiscal year 1993-94 and fiscal year 1994-95: five Vocational Trades Instructor positions, 4 Correctional Officer II positions, 7 Correctional Officer I positions, one Chaplain I position, one Teacher position, one Clerk Typist II position, one Personnel Specialist position, one Correctional Training Officer position, one Accountant I position, one Psychologist III position and one Correctional Trade Instructor position; and the elimination of an additional 3 positions in fiscal year 1993-94 only: one Correctional Officer I position, one Administrative Counselor position and one Librarian position.

**Downeast Correctional Facility**

Personal Services	(24,144)	1,285
All Other	(100)	(18,335)
Capital Expenditures	(14,350)	
<b>TOTAL</b>	<b>(38,594)</b>	<b>(17,050)</b>

Provides for the deappropriation of funds through freezing one Training Center Manager position for 7 months and the elimination of capital equipment.

**Food - Maine Correctional Center**

All Other	(956)	(11,589)
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Provides for the deappropriation of funds through the savings realized from the purchase of meats and produce from the Maine Correctional Center farm program.

**Food - Maine Youth Center**

All Other	(117,050)	(84,989)
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**Justice - Planning, Projects and Statistics**

All Other	(154)
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Provides for the deappropriation of funds through reductions in general operating expenses.

**Parole Board**

Personal Services	(450)	(450)
All Other		(120)
<b>TOTAL</b>	<b>(450)</b>	<b>(570)</b>

Provides for the deappropriation of funds for per diem and meeting expenses.

**Probation and Parole**

Positions - Legislative Count	(-9.0)	(-8.0)
Personal Services	(420,181)	(377,849)

Provides for the deappropriation of funds through the elimination of 8 Probation and Parole Officer positions in fiscal year 1993-94 and fiscal year 1994-95 and the elimination of one additional Probation and Parole Officer position in fiscal year 1993-94 only.

**State Prison**

Positions - Legislative Count	(-11.0)	(-10.0)
Personal Services	(438,607)	(343,745)
All Other	(619,127)	(646,334)
Capital Expenditures	(85,516)	(45,860)
<b>TOTAL</b>	<b>(1,143,250)</b>	<b>(1,035,939)</b>

Provides for the deappropriation of funds through reductions in All Other and Capital Expenditures and the elimination of 9 positions in fiscal year 1993-94 and fiscal year 1994-95. The positions to be eliminated are as follows: three Correctional Trades Instructor positions, one Accountant II position, one Auto Mechanic II position, one Industrial Shop Supervisor position, one Correctional Caseworker position, one Data Entry Specialist position and one Clerk Typist II position; the elimination of one additional position in fiscal year 1993-94 only: one Psychologist III

position; and the transfer of one Account Clerk I position to the Industries account.			<b>State Prison - Farm Program</b>	
			Positions - Other Count	(-1.0)
			Personal Services	(19,815)
				(-1.0)
				(19,475)
<b>State Prison</b>				
All Other	(34,666)	11,486	Provides for the deappropriation of funds through the elimination of one General Farmer I position.	
Provides for the deappropriation of funds and the increase of rental expense from the purchase and leaseback of vehicles from the Central Motor Pool.			<b>Youth Center - Maine</b>	
			All Other	(165,222)
				(165,222)
<b>Youth Center - Maine</b>				
Positions - Legislative Count	(-40.5)	(-35.5)	Provides for the deappropriation of funds due to savings generated from Medicaid reimbursement for a community-based tracking program.	
Personal Services	(2,751,876)	(2,612,400)	<b>Youth Center - Maine</b>	
Provides for the deappropriation of funds from the Maine Youth Center, through the elimination of the following 36 positions: one Unit Director position, 8 Training School Counselor II positions, 12 Training School Counselor I positions, 1/2 of one Chief Volunteer Services position, one Director, Cottage Program position, one Building Maintenance Supervisor position, one Psychologist III position, 3 Nurse II positions, one Guidance Counselor position, one Psychologist II position, 3 Teacher positions and 3 Vocational Teacher positions; and the elimination of an additional 5 positions in fiscal year 1993-94 only: three Teacher positions, one Training School Counselor I position and one Psychologist I position.			Personal Services	1,135,626
				1,159,780
			Provides funds to support payroll costs due to the undedication of certain Medicaid revenues.	
<b>Youth Center - Maine</b>				
			Food - Maine Youth Center	
			All Other	64,374
				40,220
			Provides funds to support food costs due to the undedication of certain Medicaid revenues.	
<b>Youth Center - Maine</b>				
			Positions - Legislative Count	(-7.0)
			Personal Services	(320,000)
			All Other	320,000
				(-7.0)
				(320,000)
				320,000
			TOTAL	-0-
				-0-
			Provides for the appropriation of funds through a line category transfer for continuation of a community-based tracking program for juveniles through the elimination of 3 Teacher positions, one Storekeeper II position, one Correctional Maintenance Mechanic position, one Vocational Trades Instructor position and one Training School Counselor II position.	
<b>Youth Center - Maine</b>				
All Other	2,000	4,715		
Capital Expenditures	(17,000)			
TOTAL	(15,000)	4,715		
Provides for the deappropriation of funds and the increase of rental expense from the purchase and leaseback of vehicles from the Central Motor Pool.				
<b>Warren Correctional Facility</b>				
Positions - Legislative Count	(-2.0)	(-2.0)	<b>Correctional Services</b>	
Personal Services	(88,718)	(88,750)	All Other	(242,038)
Provides for the deappropriation of funds through the elimination of one Unit Manager position and one Nurse II position.				(242,038)
			Provides for the deappropriation of funds due to savings generated from	



Medicaid reimbursement to group homes.

**DEPARTMENT OF CORRECTIONS**

**TOTAL** (7,892,348) (8,054,710)

**DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF**

**Administration - Defense and Veteran Services**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (62,000) (62,000)

Provides for the deappropriation of funds through the elimination of one Computer Supervisor position and the transfer of 1/2 of the funding for one Accountant III position to the federal account under the Comprehensive Cooperative Agreement with the Maine Emergency Management Agency.

**Administration - Maine Emergency Management Agency**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (33,454) (33,626)  
All Other (409,450) (409,095)

**TOTAL** (442,904) (442,721)

Provides for the deappropriation of funds through the elimination of one Word Processing Operator position, the continuance of one vacant Civil Defense Operations Officer position and the reduction of disaster assistance grants to cities and towns.

**Dam Safety Program**

Personal Services (49,559) (50,773)

Provides for the deappropriation of funds through the continuance of one vacant Civil Engineer II position.

**Military Training and Operations**

Positions - Legislative Count (-7.0) (-7.0)  
Personal Services (238,000) (238,000)  
All Other (257,356) (249,397)

**TOTAL** (495,356) (487,397)

Provides for the deappropriation of funds through the elimination of one Laborer II position, one

Warehouse Superintendent position, one Military Property Clerk position, one Painter position, one Civil Engineer III position and one Carpenter position and the transfer of one Engineering Technician IV position to the federal fund and the reduction in All Other utility and fuel costs.

**Veterans' Memorial Cemetery**

All Other (1,171) (2,208)

Provides for the deappropriation of All Other funds in contractual services consistent with the current funding level.

**Veterans Services**

Personal Services (24,630) (24,478)  
All Other (5,484) (7,104)

**TOTAL** (30,114) (31,582)

Provides for the deappropriation of funds through the continuance of one vacant Clerk III position and the associated reduction in general operating costs.

**Administration - Maine Emergency Management Agency**

All Other 600,000

Provides funds for reimbursement of the State's matching portion of local disaster relief.

**DEPARTMENT OF DEFENSE AND VETERANS' SERVICES**

**TOTAL** (481,104) (1,076,681)

**DEVELOPMENT FOUNDATION, MAINE**

**Development Foundation**

All Other (5,167) (10,489)

Provides for the deappropriation of funds through the reductions in Maine Development Foundation programs based on funds raised from Maine businesses, nonprofit organizations and municipalities.

**Development Foundation**

All Other (172,221) (172,221)

Provides for the

deappropriation of funds through the elimination of state funding for the Maine Development Foundation.			and the transfer of rent costs to the federal account.		
<b>MAINE DEVELOPMENT FOUNDATION TOTAL</b>	<u>(177,388)</u>	<u>(182,710)</u>	<b>Maine State Film Commission</b>		
			All Other	(6,983)	(7,276)
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>			Provides for the deappropriation of funds from reductions in marketing efforts that raise the awareness of Maine as a filming location.		
<b>Administration - Economic and Community Development</b>			<b>International Commerce</b>		
All Other	(834)	(2,092)	All Other	(5,000)	(5,000)
Provides for the deappropriation of funds through reductions in in-state travel, utility services, out-of-state travel and insurance.			Provides for the deappropriation of funds from reductions in contractual services and general operating costs.		
<b>Business Development</b>			<b>International Commerce</b>		
All Other	(36,699)	(63,241)	Positions - Legislative Count	(-2.0)	(-2.0)
Provides for the deappropriation of funds through reductions in contractual services, utilities, rents, general operations and supplies.			Personal Services	(96,781)	(96,899)
<b>Office of Community Development</b>			All Other	(91,793)	(96,066)
All Other	(51,468)	(51,534)	<b>TOTAL</b>	<u>(188,574)</u>	<u>(192,965)</u>
Provides for the deappropriation of funds from reductions in the administration of technical and financial assistance for the Growth Management program. The request reflects reductions in travel, general operations and grants.			Provides for the deappropriation of funds from the elimination of the International Commerce Division and includes the abolishment of 2 Development Project Officer positions.		
<b>Community Development Block Grant Program</b>			<b>Maine Small Business Commission</b>		
All Other	(5,000)	(5,000)	Positions - Legislative Count	(-1.0)	(-1.0)
Provides for the deappropriation of funds from reductions in the Community Development Block Grant Program.			Personal Services	(54,077)	(55,090)
<b>Energy Resources - Office of</b>			All Other	(42,475)	(80,414)
All Other	(11,498)	(10,908)	<b>TOTAL</b>	<u>(96,552)</u>	<u>(135,504)</u>
Provides for the deappropriation of funds from the reduction in out-of-state travel, office supplies, general operating expenses,			Provides for the deappropriation of funds from the elimination of a Policy Development Specialist position, reductions in the small business development center contract and general operating costs of program administration.		
			<b>Administration - Economic and Community Development</b>		
			All Other	250,000	
			Provides for the General Fund match of the United States Department of Defense, Office of Economic Adjustment grant to the		

Loring Development Authority to develop a reuse strategy for the Loring Air Force Base facilities.

**DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT**  
**TOTAL**

(152,608) (473,520)

**EDUCATION, STATE BOARD OF**

**State Board of Education**

Personal Services (2,272) (2,272)  
All Other (3,656) (5,364)

Provides for the deappropriation of funds through a reduction in general operating expenditures.

**STATE BOARD OF EDUCATION**  
**TOTAL**

(5,928) (7,636)

**EDUCATION, DEPARTMENT OF**

**Administration - Education**

All Other (56,000) (56,000)

Provides for the deappropriation of funds through the elimination of At-Risk Grants intended to assist early grade students at risk of school failure.

**Administration - Local School Services**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (44,601) (56,975)  
All Other (2,961) (2,961)

**TOTAL** (47,562) (59,936)

Provides for the deappropriation of funds through the elimination of one Education Specialist II position (Executive Director) and related general operating costs by eliminating state funding for the Conservation School at Bryant Pond.

**Administration - Local School Services**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (74,552) (81,884)  
All Other (4,969) (5,090)

**TOTAL** (79,521) (86,974)

Provides for the deappropriation of funds

through the elimination of one Associate Commissioner position in the Bureau of School Management and a reduction in related operating costs as part of the department's restructuring effort.

**Administrative Services - Education**

All Other (5,000) (5,000)

Provides for the deappropriation of funds through a reduction of general operating costs for advisory committee meetings.

**Adult Education**

All Other (1,589,497) (1,849,497)

Provides for the deappropriation of funds through the maintenance of grants at the fiscal year 1992-93 level.

**Alcohol and Drug Education Services**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (24,403) (31,582)

Provides for the deappropriation of funds through the elimination of one Clerk Stenographer II position.

**Alcohol and Drug Education Services**

All Other (10,000) (10,000)

Provides for the deappropriation of funds through a reduction of in-state travel costs, to be achieved as part of the department's overall restructuring efforts.

**Applied Technology Administration**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (84,521) (82,459)  
All Other (3,934) (4,020)

**TOTAL** (88,455) (86,479)

Provides for the deappropriation of funds through the elimination of one Associate Commissioner position in the Bureau of Applied Technology and Adult Learning and the reduction of related general operating costs.

**Block Grants to Municipalities**

All Other (600,000) (600,000)

Provides for the deappropriation of funds through a reduction in grants to municipalities for their school units' compliance with the certification statutes and rules.

Provides for a deappropriation of funds through a reduction of in-state travel costs related to school approval site visits.

**Curriculum - Education**

All Other (150,000) (150,000)

Provides for the deappropriation of funds through the elimination of Early Childhood Demonstration Site Grant Funds.

**Block Grants to Municipalities - Low Income Student Adjustment**

All Other (490,196) (490,196)

Provides for the deappropriation of funds through the elimination of low income student adjustment grant funds to municipalities.

**General Purpose Aid for Local Schools**

All Other (114,996,593) (125,161,202)

Provides for the deappropriation of funds through a reduction of state subsidy to local schools for fiscal year 1993-94 and fiscal year 1994-95 to achieve the flat funding level of fiscal year 1992-93.

**School Based Child Care**

All Other (68,059) (68,059)

Provides for the deappropriation of funds through the elimination of the School Based Child Care program.

**Governor Baxter School for the Deaf**

Positions - Legislative Count	(-3.0)	(-3.0)
Positions - Other Count	(-1.5)	(-1.5)
Personal Services	(156,532)	(152,625)
All Other	(22,716)	(22,972)

TOTAL (179,248) (175,597)

**Curriculum - Education**

All Other (100,000) (100,000)

Provides for the deappropriation of funds through a reduction in innovative grants to local educational agencies.

Provides for the deappropriation of funds from the elimination of 2 Nursing Assistant II positions and 3 Boiler Operator positions and the reduction of contracted services.

**Curriculum - Education**

All Other (57,000) (57,000)

Provides for the deappropriation of funds through the elimination of a contract for an instructional television coordinator and related general operating costs.

**Higher Education Services**

All Other (2,000) (2,000)

Provides for the deappropriation of funds through a reduction in general operating costs for public hearings and advertising by consolidating rules.

**Curriculum - Education**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (18,798) (27,190)

Provides for the deappropriation of funds through the elimination of one Secretary position.

**Instruction - Bureau of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(35,922)	(35,147)
All Other	(5,811)	(5,936)

TOTAL (41,733) (41,083)

**Curriculum - Education**

All Other (3,000) (3,000)

Provides for the deappropriation of funds through the elimination of one Administrative Secretary position and associated general operating costs.

position, and one Data Control Specialist position to the Air Quality Control program - federal fund and 2 Environmental Specialist IV positions to the Maine Environmental Protection Fund program dedicated fund.

#### Nutrition Program - Local Schools

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(56,345)	(71,176)

Provides for the deappropriation of funds through the elimination of one Director of School Nutrition position.

#### Lake Restoration and Protection Fund

Positions - Legislative Count	(-2.5)	(-2.5)
Personal Services	(116,436)	(117,199)
All Other	(75,161)	(75,750)
<b>TOTAL</b>	<b>(191,597)</b>	<b>(192,949)</b>

#### Vocational Education - Secondary Schools

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(71,148)	(70,420)

Provides for the deappropriation of funds through the elimination of the Director of Secondary Vocational Education position.

Provides for the deappropriations of funds through the elimination of General Fund support of the program. One 1/2-time Clerk Typist II position, one Biologist I position and one Environmental Specialist IV position are eliminated.

#### Land Quality Control

Positions - Legislative Count	(-7.0)	(-7.0)
Personal Services	(301,159)	(304,529)

#### DEPARTMENT OF EDUCATION TOTAL

	(118,734,558)	(129,202,391)
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#### ENVIRONMENTAL PROTECTION, DEPARTMENT OF

##### Administration - Environmental Protection

Positions - Other Count	(-3.0)	(-3.0)
Personal Services	(151,951)	(147,438)
All Other	(83,583)	(84,236)
<b>TOTAL</b>	<b>(235,534)</b>	<b>(231,674)</b>

Provides for the deappropriation of funds through the transfer of one Systems Team Leader position, one Personnel Specialist position and one Accountant II position to the Administration - Environmental Protection program dedicated fund. All Other funds for automated systems costs are reduced.

Provides for the deappropriation of funds through the elimination of one Division Director position and 4 Environmental Specialist II positions. One Environmental Specialist II position is transferred to the Land Quality Control program federal fund and one Civil Engineer I position is transferred to the Maine Environmental Protection Fund program dedicated fund.

#### Oil and Hazardous Materials Control

Positions - Legislative Count	(-4.0)	(-4.0)
Personal Services	(182,881)	(181,230)

Provides for the deappropriation of funds through the elimination of one Oil and Hazardous Materials Specialist I position, one Environmental Specialist II position, one Environmental Specialist III position and one Civil Engineer I position.

#### Air Quality Control

Positions - Legislative Count	(-5.0)	(-5.0)
Personal Services	(275,822)	(272,633)

Provides for the deappropriation of funds through the transfer of one Division Director Environmental Services position, one Environmental Specialist IV

#### Bureau of Hazardous Materials and Solid Waste Control

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(136,801)	(134,160)

Provides for the deappropriation of funds through the elimination of one Environmental Specialist III position and one Civil Engineer II position and the transfer of one Word Processor position to dedicated revenue.

**Water Quality Control**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(49,705)	(48,011)
All Other	(8,726)	(9,083)
<b>TOTAL</b>	<b>(58,431)</b>	<b>(57,094)</b>

Provides for the deappropriation of funds through the transfer of 2 1/2-time Biologist I positions to the Maine Environmental Protection Fund program dedicated fund and a reduction in matching funds for a federal grant.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

<b>TOTAL</b>	<b>(1,382,225)</b>	<b>(1,374,269)</b>
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**EXECUTIVE DEPARTMENT**

**Administration - Executive - Governor's Office**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(42,495)	(43,652)
All Other	(96,000)	(128,000)
<b>TOTAL</b>	<b>(138,495)</b>	<b>(171,652)</b>

Provides for the deappropriation of funds by eliminating one Governor's Special Assistant position and dues to various professional organizations.

**Office of Federal - State Coordinator**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(112,932)	(115,066)
All Other	(4,639)	(4,756)
<b>TOTAL</b>	<b>(117,571)</b>	<b>(119,822)</b>

Provides for the transfer of this program to the "Administration - Executive - Governor's Office" program.

**Administration - Executive - Governor's Office**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	112,932	115,066
All Other	4,639	4,756
<b>TOTAL</b>	<b>117,571</b>	<b>119,822</b>

Provides for the transfer from the "Office of Federal - State Coordinator" program.

**Blaine House**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(34,046)	(34,103)
All Other	(2,383)	(4,325)
<b>TOTAL</b>	<b>(36,429)</b>	<b>(38,428)</b>

Provides for the deappropriation of funds by the elimination of one Governor's Special Assistant position and a permanent reduction in support costs for this position.

**Office of Child Welfare Services Ombudsman**

Positions - Legislative Count	(-1.5)	(-1.5)
Personal Services	(78,041)	(81,366)
All Other	(5,694)	(5,800)
<b>TOTAL</b>	<b>(83,735)</b>	<b>(87,166)</b>

Provides for the deappropriation of funds through the abolishment of this program and the elimination of one Clerk Typist II position and one Child Welfare Ombudsman position.

**Driver Education and Evaluation Program - Substance Abuse**

All Other	(3,561)	(3,675)
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Provides for the deappropriation of funds from the elimination of out-of-state travel and reductions in computer repairs.

**Maine Science and Technology Commission**

Positions - Legislative Count	(-3.5)	(-3.5)
Personal Services	(166,853)	(163,488)
All Other	(266,861)	(390,909)
<b>TOTAL</b>	<b>(433,714)</b>	<b>(554,397)</b>

Provides for the deappropriation of funds from the elimination of a Clerk Typist II position, a 1/2-time Account I position, a Planner II position, and the Executive Director's position and reductions in travel, rent, general operating costs and grants.

**Planning Office**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(63,080)	(62,030)

All Other	(72,239)	(64,283)	<b>Maine High-Risk Insurance Organization</b>		
<b>TOTAL</b>	<u>(135,319)</u>	<u>(126,313)</u>	All Other	(1,833,760)	(2,913,760)
Provides for the deappropriation of funds from the elimination of one Deputy Director position and reductions in outside professional services.			Provides for the deappropriation of funds to fund the program at the fiscal year 1992-93 level.		
<b>Planning Office</b>			<b>Maine High-Risk Insurance Organization</b>		
Positions - Legislative Count	(-2.0)	(-2.0)	All Other	(1,430,240)	(1,430,240)
Personal Services	(110,261)	(104,196)	Provides for the deappropriation of funds through the elimination of state funding for the Maine High-Risk Insurance Organization.		
Provides for the deappropriation of funds through the elimination of one Director of Energy Policy and Planning position and one Planning and Research Associate I position.			<b>MAINE HIGH-RISK INSURANCE ORGANIZATION TOTAL</b>	<u>(3,264,000)</u>	<u>(4,344,000)</u>
<b>EXECUTIVE DEPARTMENT TOTAL</b>	<u>(941,514)</u>	<u>(1,085,827)</u>	<b>HISTORIC PRESERVATION COMMISSION, MAINE</b>		
<b>FINANCE AUTHORITY OF MAINE</b>			<b>Historic Preservation Commission</b>		
<b>Business Development Finance</b>			Positions - Legislative Count	(-1.0)	(-1.0)
All Other	(12,639)	(12,639)	Personal Services	(69,057)	(66,786)
Provides for the deappropriation of funds from the reduction of marketing and administrative efforts to supply capital to businesses in the State.			All Other	5,000	5,000
<b>Natural Resources and Marketing</b>			Provides for the deappropriation of funds through the transfer of one Assistant Director position to the federal fund. Also provides for the appropriation of funds for grants to public and private organizations.		
All Other	(68,225)	(68,225)	<b>MAINE HISTORIC PRESERVATION COMMISSION TOTAL</b>	<u>(64,057)</u>	<u>(61,786)</u>
Provides for the deappropriation of funds through the reduction of marketing and administrative efforts to supply capital to natural resource businesses in the State.			<b>HOSPICE COUNCIL, MAINE</b>		
<b>Student Financial Assistance Programs</b>			<b>Maine Hospice Council</b>		
All Other	(2,894,620)	(5,979,967)	All Other	(1,480)	(1,480)
Provides for the deappropriation of funds through the reduction of grants and loans made available for students pursuing higher education.			Provides for the deappropriation of funds from reductions in educational programs.		
<b>FINANCE AUTHORITY OF MAINE TOTAL</b>	<u>(2,975,484)</u>	<u>(6,060,831)</u>	<b>MAINE HOSPICE COUNCIL TOTAL</b>	<u>(1,480)</u>	<u>(1,480)</u>
<b>HIGH-RISK INSURANCE ORGANIZATION, MAINE</b>			<b>HOUSING AUTHORITY, MAINE STATE</b>		
			<b>Housing Opportunities for Maine Fund</b>		
			All Other	(14,804)	(29,804)

Provides for the deappropriation of funds from reductions in subsidy funding for the operating budgets of emergency shelters through the Shelter Operating Subsidy program.

3 Income Maintenance Specialist positions and 3 Clerk Typist II positions.

**Temporary Housing Assistance Program**

All Other (6,902) (14,902)

Provides for the deappropriation of funds from reductions in funding for the Temporary Housing Assistance Program, which provides rent, mortgage and security deposit payments.

**MAINE STATE HOUSING AUTHORITY TOTAL**

(21,706) (44,706)

**HUMAN RIGHTS COMMISSION, MAINE**

**Human Rights Commission - Regulation**

Positions - Legislative Count Personal Services (-1.5) (72,641) (-1.5) (64,189)

Provides for the deappropriation of funds through the elimination of one full-time and one part-time Field Investigator positions and reductions in travel, professional services and All Other expenditures.

**MAINE HUMAN RIGHTS COMMISSION TOTAL**

(72,641) (64,189)

**HUMAN SERVICES, DEPARTMENT OF**

**Administration - Income Maintenance**

Positions - Legislative Count Personal Services All Other (-11.0) (345,127) (23,100) (-11.0) (345,127) (23,100)

TOTAL (368,227) (368,227)

Provides for the deappropriation of funds resulting from staffing cuts associated with the elimination of the emergency assistance and general assistance programs through the elimination of the following positions: one Income Maintenance Program Manager position, one Income Maintenance Unit Supervisor position, 3 Field Examiner II positions,

**Administration - Social Services**

Positions - Legislative Count Personal Services (-6.0) (194,570) (-6.0) (194,570)

Provides for the deappropriation of funds through the elimination of one Director, Division of Child Care position, one Program Specialist II position, one Program Specialist I position, one Public Relations Representative position, one Human Services Aide III position and one Clerk Typist II position.

**Aid to Families with Dependent Children**

All Other (6,775,920) (6,775,920)

Provides for the deappropriation of funds through changing to a ratable reduction benefit calculation system and reducing the payment standard in effect on June 1, 1993 by approximately 4%.

**Child Care Services**

All Other (65,762) (65,762)

Provides for the deappropriation of funds through reductions in child care services.

**Child Welfare Services**

Positions - Legislative Count Personal Services All Other Capital Expenditures (1.0) 34,296 1,500 2,000 (1.0) 34,344 1,500

TOTAL 37,796 35,844

Provides for the appropriation of funds to establish one Social Services Program Specialist I position to reduce out-of-state child welfare placements.

**Child Welfare Services**

All Other (100,000) (100,000)

Provides for the deappropriation of funds due to a reduction in out-of-state placements.



**Community Family Planning**

All Other	(300,000)	(300,000)
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Provides for the deappropriation of funds through a reduction in community family planning funding.

**Elder And Adult Services - Bureau of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(22,498)	(22,498)
All Other	(198,197)	(164,903)
<b>TOTAL</b>	<b>(220,695)</b>	<b>(187,401)</b>

Provides for the deappropriation of funds through the elimination of one Human Services Aide III position and reductions in grants.

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

All Other	(1,172,000)	(1,172,000)
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Provides for the deappropriation of funds through the reduction in this program to provide low-cost drugs to the elderly as a continuation of reductions made in Public Law 1993, chapter 6.

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

All Other	(5,984,089)	(5,984,089)
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Provides for the deappropriation of funds through a reduction in the General Assistance Program.

**Health - Bureau of**

All Other	(700,000)	(700,000)
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Provides for the deappropriation of funds through the elimination of the Community Health Grants Program.

**Health - Bureau of**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(53,604)	(53,604)

Provides for the deappropriation of funds from the elimination of one vacant Director, Office of Dental Health position.

**Health - Bureau of**

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(109,231)	(109,231)

Provides for the deappropriation of funds from the elimination of one Sanitarian II position, one vacant Public Health Nurse I position and one Public Health Nurse II position.

**Income Maintenance - Regional**

Positions - Legislative Count	(-7.0)	(-5.5)
Personal Services	(201,338)	(144,905)

Provides for the deappropriation of funds through the elimination of 5.5 Income Maintenance Specialist positions for fiscal year 1993-94 and fiscal year 1994-95 and the elimination of an additional 1.5 Income Maintenance Specialist positions in fiscal year 1993-94 only.

**Long-term Care - Human Services**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(48,056)	(49,287)

Provides for the deappropriation of funds through the elimination of one Social Services Program Specialist I position responsible for licensing and certification of congregate housing and adult day care programs.

**Medical Care - Payments to Providers**

All Other	(553,000)	(562,000)
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Provides for the deappropriation of funds for the Medical Eye Care Program, which provides specialty medical care to low-income people with eye disorders.

**Medical Care - Payments to Providers**

All Other	(171,180)	(228,240)
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Provides for the deappropriation of funds from 3rd-party recoveries related to establishing one Account Clerk II position in the Medical Care Administration account.

**Medical Care - Payments to Providers**

All Other	(171,180)	(228,240)
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Provides for the deappropriation of funds from savings achieved from 3rd-party recovery and cost avoidance related to establishing one Human Services Aide III position in the Medical Care Administration account.

through annual reductions of \$142,240 in funding for SCAN teams, \$57,215 in funding for transportation services and \$766,456 in an approximate 8% across-the-board reduction to be distributed proportionately among all other remaining state-funded service categories.

**Rehabilitation - Vocational Rehabilitation - Bureau of**

**Medical Care Administration**

All Other	100,000	105,000
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Provides for the appropriation of funds for a contract with an outside agency to carry out preadmission authorizations for all inpatient hospital services and prior authorization for outpatient mental health and substance abuse services funded by the Bureau of Medical Services.

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(65,000)	(65,000)
All Other	(358,500)	(60,400)
<b>TOTAL</b>	<b>(423,500)</b>	<b>(125,400)</b>

Provides for the deappropriation of funds through reduction in case service funds and the elimination of 2 Clerk Typist II positions and one Rehabilitation Counselor II position.

**Medical Care Administration**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	18,353	24,471
All Other	1,200	
Capital Expenditures	2,500	
<b>TOTAL</b>	<b>22,053</b>	<b>24,471</b>

Provides for the appropriation of funds for one Human Services Aide III position to enhance the 3rd-party liability unit recoveries and cost avoidance Medicaid savings.

**Medical Care - Payments to Providers**

All Other	180,000	660,000
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Provides funds to support Medicaid-reimbursable home-based care services for people diverted from nursing facility admission.

**Medical Care - Payments to Providers**

All Other	450,000	1,200,000
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Provides funds to support Medicaid-reimbursable residential services for people diverted from nursing facility admission.

**Medical Care Administration**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	34,370	37,102
All Other	1,200	1,200
Capital Expenditures	2,500	
<b>TOTAL</b>	<b>38,070</b>	<b>38,302</b>

Provides for the appropriation of funds for one Health Services Consultant position to contain Medicaid expenditures through prior authorization for certain services provided over extended periods.

**Long-term Care - Human Services**

All Other		180,000
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Provides funds to implement a preadmission assessment program statewide.

**Long-term Care - Human Services**

All Other	266,000	600,000
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Provides funds to support home-based care services for people who are diverted from nursing facility admission.

**Purchased Social Services**

All Other	(965,911)	(965,911)
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Provides for the deappropriation of funds

**Intermediate Care - Payments to Providers**

All Other	(926,361)	(6,533,967)
Provides for the deappropriation of funds due to the establishment of a diversion program that will limit the number of people admitted to nursing facilities.		

**Intermediate Care - Payments to Providers**

All Other	(336,600)	(504,900)
Provides for the deappropriation of funds due to savings from increases in the number of Medicare-certified beds.		

**Intermediate Care - Payments to Providers**

All Other	(200,000)	(200,000)
Provides for the deappropriation of funds due to savings resulting from 3rd-party recoveries of funds improperly withdrawn from joint bank accounts.		

**Aid to Families with Dependent Children**

All Other		(1,000,000)
Provides for the deappropriation of funds due to an anticipated decrease in the caseload due to improved economic conditions.		

**Long-term Care - Human Services**

All Other	(50,000)	(50,000)
Provides for the deappropriation of funds due to an expansion of the home and community-based waiver program to nonelderly people with physical disabilities.		

**Medical Care - Payments to Providers**

All Other		(500,000)
Provides for the deappropriation of funds due to an anticipated decrease in the Aid to Families with Dependent Children caseload.		

**Medical Care - Payments to Providers**

All Other	(2,000,000)	(5,000,000)
Provides for the deappropriation of funds from savings achieved through managed care.		

**Medical Care - Payments to Providers**

All Other	(190,000)	(457,000)
Provides for the deappropriation of funds from savings from utilizing private insurance when cost-effective.		

**Medical Care - Administration**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	37,000	38,850
Capital Expenditures	5,500	5,775
<b>TOTAL</b>	<b>42,500</b>	<b>44,625</b>
Provides for the appropriation of funds, including funds for one Health Services Consultant position, to generate savings through preadmission screenings.		

**Medical Care - Payments to Providers**

All Other	(209,000)	(219,450)
Provides for the deappropriation of funds from savings achieved through preadmission screenings.		

**Medical Care - Payments to Providers**

All Other	(421,000)	(421,000)
Provides for the deappropriation of funds from a 10% reduction in the fee schedule for home health services.		

**Medical Care - Payments to Providers**

All Other	(67,000)	(76,000)
Provides for the deappropriation of funds from a 1¢ per mile reduction in Medicaid reimbursement to transportation providers as a continuation of fiscal year 1992-93 reductions.		

**Medical Care - Payments to Providers**

All Other	(761,000)	(1,523,200)
<p>Provides for the deappropriation of funds through pharmacy cost controls, including savings from increasing the number of claims processed electronically and the establishment of a drug formulary committee.</p>		

**Medical Care - Payments to Providers**

All Other	(612,000)	(612,000)
<p>Provides for the deappropriation of funds due to savings from 2 drugs, Tagamet and Zantac, going off patent.</p>		

**Intermediate Care - Payments to Providers**

All Other	(900,000)	(2,000,000)
<p>Provides for the deappropriation of funds by recovering funds from the estates of Medicaid recipients.</p>		

**Intermediate Care - Payments to Providers**

All Other	(155,000)	(169,000)
<p>Provides for the deappropriation of funds no longer required due to savings achieved through the consolidated refinancing of nursing facility mortgages.</p>		

**Administration - Social Services**

Personal Services	(353,539)	(336,560)
<p>Provides for the deappropriation of funds to arrive at funding levels that equal fiscal year 1992-93 levels. The Commissioner of Human Services shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.</p>		

**Administration - Income Maintenance**

Personal Services	(127,666)	(195,648)
<p>Provides for the deappropriation of funds to arrive at funding levels that equal fiscal year 1992-93 levels. The Commissioner of Human Services shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.</p>		

**Medical Care - Payments to Providers**

All Other	(35,984)	(35,984)
<p>Provides for the deappropriation of funds due to savings from purchasing oxygen and hearing aids in volume.</p>		

**Medical Care - Payments to Providers**

All Other	(20,000)	(20,000)
<p>Provides for the deappropriation of funds due to savings from case management of private duty nursing and personal care attendant services.</p>		

**Administration - Human Services**

Personal Services	(595,818)	(582,742)
<p>Provides for the deappropriation of funds to arrive at funding levels that equal fiscal year 1992-93 levels. The Commissioner of Human Services shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.</p>		

**Maine Health Program**

All Other 2,200,000 2,300,000

Provides funds to continue the adult portion of the Maine Health Program with enrollment capped at 4,000 and a 60% differential on hospital payments.

**Office of the Commissioner - Inland Fisheries and Wildlife**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (23,970) (23,868)

Provides for the deappropriation of funds through the elimination of one Clerk Typist II position.

**Medical Care - Payments to Providers**

All Other (1,634,727) (1,819,267)

Provides for the deappropriation of funds due to copayments on certain services.

**Administrative Services - Inland Fisheries and Wildlife**

Capital Expenditures (70,000) (73,000)

Provides for the deappropriation of funds through the delayed purchase of heavy equipment.

**Medical Care - Payments to Providers**

All Other (200,000) (305,000)

Provides for the deappropriation of funds due to savings from a contract with an outside agency to carry out preadmission authorization for certain services.

**Atlantic Sea Run Salmon Commission**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (49,526) (47,770)  
All Other (12,800) (10,100)  
Capital Expenditures (26,000)

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TOTAL (88,326) (57,870)

**Medical Care - Payments to Providers**

All Other (110,070) (110,302)

Provides for the deappropriation of funds due to savings from a Health Services Consultant position to provide prior authorization for certain services.

Provides for the deappropriation of funds through the elimination of one Biologist II position, a reduction in All Other and the elimination of Capital Expenditures for equipment replacements.

**Atlantic Sea Run Salmon Commission**

Positions - Legislative Count (-2.0) (-2.0)  
Personal Services (77,694) (77,956)  
All Other (13,691) (14,007)

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TOTAL (91,385) (91,963)

**DEPARTMENT OF HUMAN SERVICES TOTAL**

(25,147,609) (35,798,565)

**INDIAN TRIBAL-STATE COMMISSION, MAINE**

**Maine Indian Tribal-State Commission**

All Other 922 887

Provides for the appropriation of funds to reestablish state funding at \$15,000 each year.

**Endangered Nongame Operations**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (44,183) (44,967)  
All Other (3,778) (3,925)

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TOTAL (47,961) (48,892)

**MAINE INDIAN TRIBAL-STATE COMMISSION TOTAL**

922 887

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

Provides for the deappropriation of funds through the elimination of this program. One Biologist I position and All Other program costs are eliminated.

**Enforcement Operations -  
Inland Fisheries and Wildlife**

All Other (550,000) (350,000)

Provides for the deappropriation of funds through Central Motor Pool reductions.

**Fisheries and Hatcheries  
Operations**

All Other (50,000) (50,000)

Provides for the deappropriation of funds through Central Motor Pool reductions.

**Licensing Services - Inland  
Fisheries and Wildlife**

All Other (95,000) (95,000)  
Capital Expenditures (4,300) (4,300)

TOTAL (99,300) (99,300)

Provides for the deappropriation of funds by not replacing computer equipment and related costs.

**Resource Management Services -  
Inland Fisheries and Wildlife**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (39,658) (39,873)  
All Other (166,000) (155,400)  
Capital Expenditures (19,000) (24,600)

TOTAL (224,658) (219,873)

Provides for the deappropriation of funds through the elimination of one Biologist I position, the transfer of certain operating costs to dedicated funding, reductions to Central Motor Pool and general operating expenses, the transfer of certain capital costs to dedicated funding and the delayed purchase of heavy equipment.

**DEPARTMENT OF INLAND  
FISHERIES AND WILDLIFE  
TOTAL**

(1,245,600) (1,014,766)

**JUDICIAL DEPARTMENT**

**Departmentwide - Judicial**

All Other (1,964,234) (2,293,369)

Provides for the deappropriation of funds to arrive at funding levels equivalent to fiscal year 1992-93 levels. The Judicial

Department shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

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

Positions - Legislative Count (2.0) (2.0)  
Personal Services 86,191 85,225  
All Other 4,661,426 4,920,520  
Capital Expenditures 36,000 36,000

TOTAL 4,783,617 5,041,745

Provides for the consolidation of the Indigent Defense account, the District Court Building Fund account and the State Court Library Committee account into the Courts account by transferring one Junior Accountant position, one State Court Library Supervisor position and all associated operating and capital expenses.

**District Court Building Fund**

Capital Expenditures (36,000) (36,000)

Provides for the abolishment of the District Court Building fund account by transferring all capital expenses to the Courts - Supreme, Superior, District and Administrative account.

**Indigent Defense**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (43,701) (43,343)  
All Other (4,431,426) (4,690,520)

TOTAL (4,475,127) (4,733,863)

Provides for the abolishment of the Indigent Defense account by transferring one Junior Accountant position and all associated operating costs to the Courts - Supreme, Superior, District and Administrative account.

**State Court Library Committee**

Positions - Legislative Count (-1.0) (-1.0)  
Personal Services (42,490) (41,882)

All Other	(230,000)	(230,000)
<b>TOTAL</b>	(272,490)	(271,882)

Provides for the abolishment of the State Court Library Committee account by transferring one State Court Library Supervisor position and all associated operating costs to the Courts - Supreme, Superior, District and Administrative account.

<b>JUDICIAL DEPARTMENT TOTAL</b>	(1,964,234)	(2,293,369)
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**LABOR, DEPARTMENT OF**

**Administration - Bureau of Labor Standards**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(103,578)	(99,889)

Provides for the deappropriation of funds through the transfer of one Director, Apprenticeship Standards position and one Apprenticeship Specialist position to the Job Training Partnership Program federal fund.

**Administration - Bureau of Labor Standards**

Personal Services	(151,505)	(148,197)
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Provides for the deappropriation of funds through the allocation of 40% of the cost of the following positions to the Safety Education and Training Programs dedicated fund: one Director, Bureau of Labor Standards position, one Deputy Director, Bureau of Labor Standards position, one Clerk IV position, one Accountant II position, one Account Clerk II position, one Clerk Typist II position, one Clerk Stenographer III position and one Director, Research and Statistics position.

**Jobs for Maine's Graduates**

All Other	(20,000)	(20,000)
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Provides for the deappropriation of funds through a reduction in employment and training activities of the Jobs for Maine's Graduates program.

**Job Training Partnership Program**

All Other	(80,657)	(115,214)
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Provides for the deappropriation of funds associated with employment and training activities of the Maine Training Initiative program.

**Job Training Partnership Program**

Personal Services	(14,600)	(14,219)
All Other	(72,214)	(52,643)

<b>TOTAL</b>	(86,814)	(66,862)
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Provides for the deappropriation of funds through reductions in the Health Occupations Training program.

**Labor Relations Board**

Personal Services	(23,942)	(20,784)
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Provides for the deappropriation of funds through a reduction in per diem and personal service costs. One Clerk Stenographer III position and one Attorney Examiner position are reduced from 40 to 32 hours per week.

**Occupational Information Coordination**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(30,500)	(30,600)
All Other	(6,432)	(6,311)

<b>TOTAL</b>	(36,932)	(36,911)
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Provides for the deappropriation of funds through the transfer of one Secretary position to the federal portion of this program and a reduction of data production support costs.

**Regulation and Enforcement**

Personal Services	(63,765)	(61,494)
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Provides for the deappropriation of funds through the allocation of 65% of the personal service costs of the following positions to the Safety Education and Training Programs dedicated fund: one Director, Industrial Safety position and one Clerk Stenographer III position.

**STAR**

All Other (267,765) (255,725)

Provides for the deappropriation of funds through a reduction in training and employment activities of the Strategic Training for Accelerated Reemployment Program.

**Displaced Homemakers Program**

All Other (12,235) (24,275)

Provides for the deappropriation of funds to fund this program at fiscal year 1992-93 levels.

**Job Training Partnership Program**

Positions - Legislative Count (1.0) (1.0)  
 Personal Services 57,897 56,396  
 All Other 4,320 4,320  
**TOTAL** 62,217 60,716

Provides for the appropriation of funds to transfer the Maine Conservation Corps from the Department of Conservation to the Department of Labor. One Director of Maine Conservation Corps position and all equipment belonging to the program are transferred to the Department of Labor.

**DEPARTMENT OF LABOR TOTAL** (784,976) (788,635)

**LAW AND LEGISLATIVE REFERENCE LIBRARY**

**Law and Legislative Reference Library**

Positions - Legislative Count (-0.5) (-0.5)  
 Personal Services (82,968) (62,363)  
 All Other (141,267) (180,064)  
 Capital Expenditures (8,500)

Provides for the deappropriation of funds from program reductions, which include reducing a full-time position to part-time, and eliminating the purchase of statutes that are subsequently sold to municipalities. This proposal will result in an annual loss of \$60,000 of General Fund revenue.

**LAW AND LEGISLATIVE REFERENCE LIBRARY TOTAL** (224,235) (250,927)

**LEGISLATURE**

**Commission on Interstate Cooperation**

All Other (10,300) (7,700)

Provides for the deappropriation of funds from program reductions.

**Commission on Uniform State Laws**

All Other (1,562) (1,610)

Provides for the deappropriation of funds from program reductions.

**State House and Capitol Park Commission**

All Other (12,400) (12,400)

Provides for the deappropriation of funds from program reductions.

**Legislature**

Personal Services (1,102,467) (1,198,660)  
 All Other (337,858) (362,142)  
**TOTAL** (1,440,325) (1,560,802)

Provides for the deappropriation of funds from program reductions.

**LEGISLATURE TOTAL** (1,464,587) (1,582,512)

**LIBRARY, MAINE STATE**

**Administration - Library**

All Other (47) (95)

Provides for the deappropriation of funds through reductions in utilities costs.

**Library Development Services**

Positions - Legislative Count (-5.0) (-5.0)  
 Personal Services (206,980) (196,120)  
 All Other (284,202) (270,237)  
**TOTAL** (491,182) (466,357)

Provides for the deappropriation of funds through the elimination of one Librarian III position



and the transfer of one Librarian Division Director position, one Librarian I position and 2 Clerk Typist II positions to the Federal Fund. Also provides for the reduction of grants and the transfer of grants to the Federal Fund.

**Reader and Information Services - Library**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(57,827)	(56,505)
All Other	(16,983)	(17,921)
<b>TOTAL</b>	<b>(74,810)</b>	<b>(74,426)</b>

Provides for the deappropriation of funds from the elimination of one Stores Clerk position and one Librarian II position and the reduction of Mainecat grants and general operating expenses.

<b>MAINE STATE LIBRARY TOTAL</b>	<b>(566,039)</b>	<b>(540,878)</b>
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**MARITIME ACADEMY, MAINE**

**Maritime Academy - Operations**

All Other	(1,063,271)	(1,289,335)
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Provides for the deappropriation of funds from reductions of All Other to meet level funding target.

<b>MAINE MARITIME ACADEMY TOTAL</b>	<b>(1,063,271)</b>	<b>(1,289,335)</b>
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**MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**

**Administration - Mental Health and Mental Retardation**

Positions - Legislative Count	(-4.0)	(-4.0)
Personal Services	(102,375)	(103,764)
All Other	(100,430)	(91,477)
<b>TOTAL</b>	<b>(202,805)</b>	<b>(195,241)</b>

Provides for the deappropriation of funds from the elimination of one Computer Programmer position, one Systems Analyst position, one Clerk Typist II position, one Planning and Research Assistant position, and the elimination of associated All Other expenses.

**Office of Advocacy - Mental Health and Mental Retardation**

Positions - Legislative Count	(-0.5)	(-0.5)
Personal Services	(8,000)	(8,000)

Provides for the deappropriation of funds for one part-time Advocate position.

**Augusta Mental Health Institute**

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(81,971)	(79,927)
All Other	(4,616)	(26,990)
<b>TOTAL</b>	<b>(86,587)</b>	<b>(106,917)</b>

Provides for the deappropriation of funds through the elimination of 3 Mental Health Worker I positions and reductions in anticipated worker's compensation costs.

**Disproportionate Share Hospital Match**

Personal Services	(15,182)	(15,199)
All Other	(17,118)	(17,118)
Capital Expenditures	(21,302)	
<b>TOTAL</b>	<b>(53,602)</b>	<b>(32,317)</b>

Provides for the deappropriation of matching funds from the reduction in contracted services, repairs and capital at the Augusta Mental Health Institute.

**Food For Institutions - Mental Health and Mental Retardation**

All Other	(100,000)	(200,000)
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Provides for the deappropriation of funds from the anticipated census reductions at Pineland Center.

**Mental Health Services - Children**

All Other	(744,330)	(771,697)
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Provides for the deappropriation of funds from the elimination of family and youth crisis stabilization services in northern and central Maine and alternatives to psychiatric hospitalization statewide for children with severe emotional disturbances.

**Mental Health Services - Community**

All Other	(2,414,179)	(2,438,041)
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Provides for the deappropriation of funds from the following reductions in community mental health services: education, training and consultation; vocational and day services; community support; and family respite services and the elimination of one out-of-state placement.

nursing facility beds. The list of positions is on file in the Bureau of Budget.

**Pineland Center**

Positions - Legislative Count	(-147.0)	(-357.0)
Personal Services	(4,262,888)	(10,596,255)
All Other		(376,249)
Capital Expenditures	(33,000)	
<b>TOTAL</b>	<b>(4,295,888)</b>	<b>(10,972,504)</b>

Provides for the deappropriation of funds from the elimination of 147 positions in fiscal year 1993-94 and 357.0 in fiscal year 1994-95 and associated All Other from the downsizing of Pineland Center and reductions in day treatment and therapies. Position listing on file with the Bureau of the Budget.

**Disproportionate Share Hospital Match**

Personal Services	(193,137)	(193,319)
All Other	(35,103)	(34,921)
<b>TOTAL</b>	<b>(228,240)</b>	<b>(228,240)</b>

Provides for the deappropriation of funds as a result of a projected increase in 3rd-party revenue at the Augusta Mental Health Institute.

**Administration - Mental Health and Mental Retardation**

All Other	(178,995)	(249,203)
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Provides for the deappropriation of funds due to anticipated savings resulting from reductions in consultant contracts, leases and general operating expenses.

**Administration - Mental Health and Mental Retardation**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(156,670)	(158,539)

**Substance Abuse Services - Mental Health and Mental Retardation**

All Other	(24,800)	(39,826)
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Provides for the deappropriation of funds from savings in home-based care as a result of increased Medicaid for the service.

Provides for the deappropriation of funds due to the elimination of one Director, Bureau of Mental Health position and one Director, Bureau of Mental Retardation position made possible through a reorganization.

**Disproportionate Share Hospital Match**

Personal Services	178,995	249,203
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**Unemployment Compensation - Mental Health and Mental Retardation**

Personal Services	200,000	300,000
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Provides for the appropriation of funds for unemployment costs due to staff reductions in the Department of Mental Health and Mental Retardation.

Provides for the appropriation of funds to correct Department of Human Services hospital licensing deficiencies as match for 14 Nurse II positions at Bangor Mental Health Institute.

**Bangor Mental Health Institute**

Positions - Legislation Count	(33.5)	
Personal Services	957,683	
All Other	96,000	
<b>TOTAL</b>	<b>1,053,683</b>	

**Bangor Mental Health Institute**

Provides for the substitution of 49 positions the Bureau of the Budget identified to be eliminated in fiscal year 1993-94 and fiscal year 1994-95 as part of the anticipated downsizing of

Provides funds to continue one nursing home ward, including 33.5 positions and related expenses, through June 1994. Position list is on file in the Bureau of the Budget. Undedicated Revenue will be increased by \$400,000

**Augusta Mental Health Institute**

Positions - Legislation Count	(60.0)	
Personal Services	2,243,083	
All Other	35,570	
<b>TOTAL</b>	<b>2,278,653</b>	

Provides funds to continue one nursing home ward, including 60 positions and related expenses, through June 1994. Position listing is on file in the Bureau of the Budget. Undedicated Revenue will be increased by \$900,000

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION**

<b>TOTAL</b>	<b>(4,782,765)</b>	<b>(14,851,322)</b>
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**MUSEUM, MAINE STATE**

**Administration - Museum**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(52,130)	(68,509)
All Other	(12,450)	(12,582)
<b>TOTAL</b>	<b>(64,580)</b>	<b>(81,091)</b>

Provides for the deappropriation of funds through the elimination of 2 Museum Technician I positions and the elimination of contractual services for the State House Museum Guide position.

**Exhibit Design and Preparation - Museum**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(86,735)	(94,534)
All Other	(102,931)	(78,238)
<b>TOTAL</b>	<b>(189,666)</b>	<b>(172,772)</b>

Provides for the deappropriation of funds through the elimination of one Museum Specialist III position and one Museum Technician I position and a corresponding reduction in the construction of new exhibits.

**Research and Collection - Museum**

All Other	(30,000)	(25,000)
Provides for the deappropriation of funds through a reduction in purchasing artifacts.		

**MAINE STATE MUSEUM TOTAL**

<b>(284,246)</b>	<b>(278,863)</b>
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**PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF**

**Banking - Bureau of**

Positions - Legislative Count	(-10.0)	(-10.0)
Personal Services	(480,126)	(473,611)
All Other	(62,636)	(64,509)
<b>TOTAL</b>	<b>(542,762)</b>	<b>(538,120)</b>

Provides for the deappropriation of funds through the dedication of the Bureau of Banking - Securities Division. The following 10 positions will be transferred to a dedicated account: one Clerk Typist II position, one Clerk Typist III position, one Legal Secretary position, one Administrative Secretary position, one Securities Specialist position, one Securities Registration Supervisor position, one Securities Enforcement Supervisor position, one Securities Administrator position, one Senior Securities Specialist position and one Staff Attorney position. Provides for a net loss of \$408,300 in revenues to the General Fund.

**DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION TOTAL**

<b>(542,762)</b>	<b>(538,120)</b>
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**PUBLIC SAFETY, DEPARTMENT OF**

**Administration - Public Safety**

Personal Services	(31,476)	(30,970)
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Provides for the deappropriation of funds through the transfer of 1/2 of the Director of Administrative Services position to the Highway Fund by abolishing one Chief Accountant position in the Highway Fund.

**Anti-Drug Abuse Program**

All Other (202,846) (212,696)

Provides for the deappropriation of funds used in conjunction with Maine Drug Enforcement Agency funding as match for the Edward Byrne Memorial state and local law enforcement formula grant. Funds are used by the Maine Drug Enforcement Agency for agent contracts.

Provides for the deappropriation of funds from the reduction of C.P.I. increases, reduced training programs, delay in printing of protocols and deferred replacement of training equipment.

**Liquor Enforcement**

Positions - Legislative Count (-2.5) (-2.5)  
 Personal Services (95,166) (91,640)  
 All Other (30,688) (27,534)  
 Capital Expenditures (104,142)

**Capitol Security - Bureau of**

Positions - Legislative Count (-0.5) (-0.5)  
 Personal Services (10,470) (10,470)  
 All Other (455) (914)  
 TOTAL (10,925) (11,384)

Provides for the deappropriation of funds through the reduction of one full-time Capitol Security Officer position to part-time and the reduction in C.P.I. increases in All Other.

TOTAL (229,996) (119,174)

Provides for the deappropriation of funds through the elimination of one part-time Clerk Typist II position, one Auto Mechanic II position and one Liquor Enforcement Officer I position, and rollback C.P.I. increases for fiscal year 1994-95 and deferred equipment replacements.

**State Police**

Capital Expenditures (156,067) (32,461)

**Criminal Justice Academy**

Positions - Legislative Count (-2.0) (-2.0)  
 Personal Services (99,180) (95,229)  
 All Other (10,562) (13,129)  
 Capital Expenditures (2,250)  
 TOTAL (111,992) (108,358)

Provides for the deappropriation of funds through the elimination of one Business Manager I position and one Maintenance Mechanic position, the reduction of the food service contract and C.P.I. increases for fiscal year 1994-95 and the delay of equipment replacement.

Provides for the deappropriation of funds through the deferral of purchasing replacement equipment.

**State Police**

Personal Services (7,464,700) (7,418,735)  
 All Other (1,792,442) (1,848,145)  
 Capital Expenditures (672,121) (147,445)  
 TOTAL (9,929,263) (9,414,325)

Provides for the deappropriation of funds from the State Police funding ratio to return to the fiscal year 1992-93 matching level of 13% General Fund and 87% Highway Fund.

**Maine Drug Enforcement Agency**

All Other (113,227) (134,816)  
 Capital Expenditures (58,224) (58,724)  
 TOTAL (171,451) (193,540)

Provides for the deappropriation of funds through the reduction of C.P.I. increases in All Other and equipment replacement deferrals.

**DEPARTMENT OF PUBLIC SAFETY**

**SACO RIVER CORRIDOR COMMISSION**

**Saco River Corridor Commission**

All Other (12,469) (12,469)

**Emergency Medical Services**

All Other (40,035) (74,213)  
 Capital Expenditures (31,700)  
 TOTAL (71,735) (74,213)

Provides for the deappropriation of funds through the elimination of state funding for the Saco River Corridor Commission.

**Saco River Corridor Commission**

All Other	(361)	(772)
Provides for the deappropriation of funds through additional reductions in the general operations of the Saco River Corridor Commission.		

**SACO RIVER CORRIDOR COMMISSION TOTAL**

(12,830)	(13,241)
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**SECRETARY OF STATE, DEPARTMENT OF THE**

**Administration - Archives**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(43,600)	(48,785)
All Other	4,000	4,000
<b>TOTAL</b>	(39,600)	(44,785)

Provides for the deappropriation of funds from the elimination of a Chemist II position and an increase in funds for contractual services.

**Elections and Commissions**

All Other	(145,500)	(47,500)
Provides for the deappropriation of funds from savings due to contract bidding and an increase in funds for printing and to support lobbyist registrar activities.		

**Office of the Secretary of State**

Positions - Legislative Count	(-0.5)	(-0.5)
Personal Services	(36,290)	(36,678)
Provides for the deappropriation of funds from a transfer of 1/2 of the Deputy Manager Information Systems position to the Highway Fund to more appropriately reflect work responsibilities.		

**Bureau of Administrative Services and Corporations**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	23,860	24,830
All Other	3,500	1,500
Capital Expenditures	4,500	
<b>TOTAL</b>	31,860	26,330

Provides for the appropriation of funds for a Clerk

Typist II position and related operating costs required to maintain new Uniform Commercial Code filing requirements.

**DEPARTMENT OF THE SECRETARY OF STATE TOTAL**

(189,530)	(102,633)
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**MAINE TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE**

**Maine Technical College System - Board of Trustees**

All Other	(1,111,027)	(2,062,368)
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Provides for the deappropriation of funds from the reduction in All Other expenditures.

**Maine Technical College System - Board of Trustees**

All Other	320,000	320,000
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Provides funds to be applied to the June 1993 deferred payment.

**BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM TOTAL**

(791,027)	(1,742,368)
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**TRANSPORTATION, DEPARTMENT OF**

**Administration - Aeronautics**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(78,650)	(80,853)
All Other	(52,731)	(46,594)
<b>TOTAL</b>	(131,381)	(127,447)

Provides for the deappropriation of funds through the elimination of one Civil Engineer II position and the transfer of one Clerk Stenographer II position and 1/2 of the funding to the Augusta State Airport Fund and reduces the General Fund subsidy to the Augusta State Airport fund by eliminating 2 Airport Custodian positions in that fund.

**Administration - Ports and Marine Transportation**

All Other	(234,346)	(322,690)
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Provides for the deappropriation of funds from the General Fund subsidy to the Island Ferry Service fund by eliminating

one Assistant Ferry Port Engineer position and one Ferry Repair Technician position by transferring other payroll costs for 2/3 of a Planning and Research Associate position and 1/2 of a Maintenance Mechanic Supervisor position to federal funds and by reducing All Other funds available for ferry and slip maintenance.

Provides for the deappropriation of funds to arrive at a flat funding level. The Treasurer of State shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by line category. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

**Administration - Ports and Marine Transportation**

All Other 19,600 19,600

Provides for the transfer of funds for the Casco Bay Island Transit District from the "Transportation Services" program.

**Administration - Treasury**

Positions - Legislative Count (-2.0) (-2.0)  
Personal Services (58,609) (58,603)

**Railroad Assistance Program**

Personal Services (34,643) (33,818)

Provides for the deappropriation of funds through the transfer of payroll costs to federal funds. Additional emphasis will be dedicated to federal rail projects.

Provides for the deappropriation of funds through the transfer of one Clerk Typist II position and one Auditor I position to a new Other Special Revenue account to audit bottle deposits. This account will be funded through the Maine Solid Waste Management Fund.

**Transportation Services**

All Other (27,835) (27,835)

Provides for the deappropriation of funds for highway mass transportation projects and transfers \$19,600 each year for the Casco Bay Island Transit District to the "Administration - Ports and Marine Transportation" program.

**Debt Service - Treasury**

All Other (2,346,870) 2,565,858

Provides funds to more accurately reflect scheduled debt service payments.

**Debt Service - Treasury**

All Other (3,000,000)

Provides for the deappropriation of funds from scheduling the first principal payment for the May 1994 bond issue in fiscal year 1995-96.

**DEPARTMENT OF TRANSPORTATION TOTAL**

(408,605) (492,190)

**TREASURER OF STATE, (OFFICE OF)**

**Administration - Treasury**

All Other (36,297) (34,819)

Provides for the deappropriation of funds from reductions in professional services, travel expenses and general operating expenses.

**(OFFICE OF) TREASURER OF STATE TOTAL**

(2,483,577) (567,892)

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

**Educational and General Activities - University of Maine System**

All Other (9,404,415) (17,204,415)

Provides for the deappropriation of funds through reductions in All Other.

**Administration - Treasury**

All Other (41,801) (40,328)

**Educational and General Activities -  
University of Maine System**

All Other	2,000,000	2,000,000
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Provides funds to be applied to the June 1993 deferred payment.

**Maine Public Broadcasting Network**

All Other	(78,055)	(158,843)
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Provides for the deappropriation of funds through reductions in All Other.

**BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM TOTAL**

(7,482,470)	(15,363,258)
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**WORLD TRADE ASSOCIATION, MAINE**

**Maine World Trade Association**

All Other	(3,787)	(3,787)
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Provides for the deappropriation of funds through the reduction of state funding for the Maine World Trade Association.

**MAINE WORLD TRADE ASSOCIATION TOTAL**

(3,787)	(3,787)
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**SECTION B-1 TOTAL APPROPRIATIONS**

(\$221,844,148)	(\$267,913,137)
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**Sec. B-2. Allocation.** The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

<b>1993-94</b>	<b>1994-95</b>
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**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF**

**Public Services - Agriculture**

Personal Services	\$12,500	\$12,500
All Other	2,500	2,500

Provides for the allocation of funds through the transfer of 20% of the costs associated with 6 General Fund Weights and Measure Inspector positions, which reflects the Highway Fund's share for scale and pump inspections.

**DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL**

15,000	15,000
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**ATTORNEY GENERAL, DEPARTMENT OF THE**

**District Attorneys' Salaries**

Personal Services	565,868	594,161
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Provides for the allocation of funds to increase to 40% the Highway Fund share for District Attorneys' salaries.

**DEPARTMENT OF THE ATTORNEY GENERAL TOTAL**

565,868	594,161
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**PUBLIC SAFETY, DEPARTMENT OF**

**State Police**

Personal Services	7,464,700	7,418,735
All Other	1,792,442	1,848,145
Capital Expenditures	672,121	147,445

Provides for the allocation of funds from changing the State Police funding ratio to return to the fiscal year 1992-93 matching level of 13% General Fund and 87% Highway Fund.

**DEPARTMENT OF PUBLIC SAFETY TOTAL**

9,929,263	9,414,325
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**SECRETARY OF STATE, DEPARTMENT OF THE**

**Administration - Motor Vehicles**

All Other	(300,000)	(115,300)
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Provides for the deallocation of funds from the purchase and leaseback of vehicles from the Central Motor Pool.

**Administration - Motor Vehicles**

Positions - Legislative Count	(-0.5)	(-0.5)
Personal Services	(538)	(305)

Provides for the deallocation of funds from the elimination of a vacant Motor Vehicle License Examiner I position and a vacant seasonal Laborer I position and the transfer into the Highway Fund account of 1/2 of the Deputy Manager Information Systems position to more appropriately reflect work responsibilities.

**DEPARTMENT OF THE SECRETARY OF STATE TOTAL**

(300,538)	(115,605)
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SECTION B-2  
 TOTAL ALLOCATIONS \$10,209,593 \$9,907,881

**Sec. B-3. Allocation.** The following funds are allocated from the Federal Expenditure Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

1993-94 1994-95  
**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF**

**Administration - Agriculture**

Positions - Other Count (1.5) (1.5)  
 Personal Services \$77,329 \$77,051

Provides for the allocation of funds through the transfer of 1/2 of one Planning and Research Associate II position from Agricultural and Rural Resource Development and one Director, Food Assistance Program position to manage and administer the food assistance programs.

**DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL** 77,329 77,051

**ARTS COMMISSION, MAINE**

**Arts - Sponsored Program**

Positions - Other Count (1.0) (1.0)  
 Personal Services 46,732 45,930  
 All Other (46,732) (45,930)

Provides for the allocation of funds for the transfer of one Senior Arts Associate position and one Business Manager I position from the General Fund through a line category transfer funded by eliminating one Assistant Arts Director position and a reduction of grants to public and private organizations.

**MAINE ARTS COMMISSION TOTAL** -0- -0-

**CORRECTIONS, DEPARTMENT OF**

**Youth Center - Maine**

Personal Services (2,000,000) (2,000,000)

Provides for the deallocation of funds due to the undedication of certain Medicaid revenues.

**DEPARTMENT OF CORRECTIONS TOTAL** (2,000,000) (2,000,000)

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

**Energy Resources - Office of**

All Other 11,832 11,748

Provides for the allocation of funds through the transfer of rental costs from the General Fund account.

**DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TOTAL** 11,832 11,748

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Air Quality Control**

Positions - Other Count (3.0) (3.0)  
 Personal Services 162,264 157,912  
 All Other 4,092 3,983

**TOTAL** 166,356 161,895

Provides for the allocation of funds through the transfer of one Division Director Environmental Services position, one Environmental Specialist IV position and one Data Control Specialist position from the Air Quality Control program, General Fund.

**Land Quality Control**

Personal Services 1,181 737  
 All Other 30 19

**TOTAL** 1,211 756

Provides for the allocation of funds through the elimination of one Environmental Specialist II position and the transfer of one Environmental Specialist II position from the Land Quality Control program, General Fund.

**Bureau of Hazardous Materials and Solid Waste Control**

Positions - Other Count (-1.0) (-1.0)  
 Personal Services (49,694) (48,011)  
 All Other (1,252) (1,209)

**TOTAL** (50,946) (49,220)

Provides for the deallocation of funds from the transfer of an Environmental Specialist



<p>III position from the Federal Super Fund Core Grant to the Uncontrolled Sites Fund.</p>			<p>All Other (11,017,988) (11,017,988)</p> <p>Provides for the deallocation of funds in the aid to families with dependent children program - federal match.</p>
<p><b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b></p>			
<p><b>TOTAL</b></p>	<p>116,621</p>	<p>113,431</p>	<p><b>Income Maintenance - Regional</b></p>
<p><b>HISTORIC PRESERVATION COMMISSION, MAINE</b></p>			<p>Positions - Other Count (-7.0) (-5.5)</p> <p>Personal Services (201,338) (144,905)</p>
<p><b>Historic Preservation Commission</b></p>			<p>Provides for the deallocation of funds through the elimination of 5.5 Income Maintenance Specialist positions for fiscal year 1993-94 and fiscal year 1994-95 and the elimination of 1.5 Income Maintenance Specialist positions for fiscal year 1993-94 only.</p>
<p>Positions - Other Count (1.0) (1.0)</p> <p>Personal Services 69,057 66,786</p>			
<p>Provides for the allocation of funds for the transfer of one Assistant Director position from the General Fund.</p>			
<p><b>Historic Preservation Commission</b></p>			<p><b>Medical Care - Payments to Providers</b></p>
<p>Positions - Other Count (-1.0) (-1.0)</p> <p>Personal Services (35,549) (44,049)</p>			<p>All Other (278,820) (371,760)</p> <p>Provides for the deallocation of funds through the reduction in 3rd-party recoveries related to establishing 2 Medical Claims Evaluator positions and one Account Clerk I position in the Medical Care Administration account.</p>
<p>Provides for the deallocation of funds from the elimination of one Business Manager I position as part of the consolidation with other cultural agency business office functions.</p>			
<p><b>MAINE HISTORIC PRESERVATION COMMISSION</b></p>			<p><b>Medical Care - Payments to Providers</b></p>
<p><b>TOTAL</b></p>	<p>33,508</p>	<p>22,737</p>	<p>All Other (278,820) (371,760)</p> <p>Provides for the deallocation of funds through savings from 3rd-party recoveries related to establishing one Human Services Aide III position in the Medical Care Administration account.</p>
<p><b>HUMAN SERVICES, DEPARTMENT OF</b></p>			
<p><b>Administration - Income Maintenance</b></p>			<p><b>Medical Care - Payments to Providers</b></p>
<p>Positions - Other Count (-10.0) (-10.0)</p> <p>Personal Services (294,712) (294,712)</p> <p>All Other (21,000) (21,000)</p>			<p>All Other (899,206) (913,840)</p> <p>Provides for the deallocation of funds for the medical eye care program, which provides specialty medical care to low-income people with eye disorders.</p>
<p><b>TOTAL</b></p>	<p>(315,712)</p>	<p>(315,712)</p>	<p><b>Medical Care Administration</b></p>
<p>Provides for the deallocation of funds resulting from staffing cuts associated with the elimination of emergency assistance and general assistance programs, and through the elimination of the following positions: one Income Maintenance Program Supervisor position, one Field Examiner position, 4 Income Maintenance Specialist positions, one Clerk Stenographer III position, one Clerk Typist III position, one Clerk II position and one Account Clerk II position.</p>			<p>All Other 100,000 105,000</p> <p>Provides for the allocation of funds for a contract with an outside agency to carry out preadmission authorizations for all inpatient hospital</p>
<p><b>Aid to Families with Dependent Children</b></p>			

services and prior authorizations for outpatient mental health and substance abuse services funded by the Bureau of Medical Services.

Provides for the deallocation of funds due to savings from increases in the number of Medicare-certified beds.

**Medical Care Administration**

Positions - Other Count	(1.0)	(1.0)
Personal Services	18,353	24,471
All Other	1,200	
Capital Expenditures	2,500	
<b>TOTAL</b>	<u>22,053</u>	<u>24,471</u>

Provides for the allocation of funds for one Human Services Aide III position to enhance the 3rd-party liability unit recoveries and cost avoidance Medicaid savings.

**Intermediate Care - Payments to Providers**

All Other	(325,210)	(325,210)
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Provides for the deallocation of funds due to savings resulting from 3rd-party recoveries of funds improperly withdrawn from joint bank accounts.

**Medical Care - Payments to Providers**

All Other	292,689	1,073,193
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Provides funds to support Medicaid-reimbursable, home-based care services for people diverted from nursing facility admission.

**Medical Care Administration**

Positions - Other Count	(1.0)	(1.0)
Personal Services	31,897	34,343
All Other	1,200	1,200
Capital Expenditures	2,500	
<b>TOTAL</b>	<u>35,597</u>	<u>35,543</u>

Provides for the allocation of funds for one Planning and Research Associate I position to administer a prior authorization policy for restricted drugs under the Medicaid program and to research and develop data for the drug utilization review committees required by federal statute.

**Medical Care - Payments to Providers**

All Other	731,723	1,951,261
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Provides funds to support Medicaid-reimbursable residential services for people diverted from nursing facility admission.

**Medical Care - Payments to Providers**

All Other		(813,025)
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**Rehabilitation - Vocational Rehabilitation - Bureau of**

All Other	(492,000)	(1,664,000)
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Provides for the deallocation of funds through reductions in case service funds - federal match.

Provides for the deallocation of funds due to an anticipated decrease in Aid to Families with Dependent Children case load.

**Medical Care - Payments to Providers**

All Other	(3,252,101)	(8,130,252)
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Provides for the deallocation of funds from savings achieved through managed care.

**Medical Care - Payments to Providers**

All Other	(308,950)	(743,105)
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Provides for the deallocation of funds from savings from utilizing private insurance when cost effective.

**Intermediate Care - Payments to Providers**

All Other	(1,506,310)	(10,624,560)
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Provides for the deallocation of funds due to the establishment of a diversion program which will limit the number of people admitted to nursing facilities.

**Intermediate Care - Payments to Providers**

All Other	(547,329)	(820,993)
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**Medical Care - Payments to Providers**

All Other (1,237,424) (2,476,800)

Provides for the deallocation of funds through pharmacy cost controls including savings from increasing the number of claims processed electronically and the establishment of a drug formulary committee.

All Other (58,512) (58,512)

Provides for the deallocation of funds due to savings from purchasing oxygen and hearing aids in volume.

**Medical Care - Payments to Providers**

All Other (32,521) (32,521)

Provides for the deallocation of funds due to savings from case management of private duty nursing and personal care attendant services.

**Medical Care - Payments to Providers**

All Other (995,143) (995,143)

Provides for the deallocation of funds due to savings from 2 drugs, Tagamet and Zantac, going off patent.

**Aid to Families with Dependent Children**

All Other (1,626,050)

Provides for the deallocation of funds due to an anticipated decrease in the case load due to improved economic conditions.

**Medical Care - Payments to Providers**

All Other (684,567) (684,567)

Provides for the deallocation of funds from a 10% reduction in the fee schedule for home health services.

**Medical Care Administration**

Positions - Other Count	(1.0)	(1.0)
Personal Services	37,000	38,850
Capital Expenditures	5,500	5,775
<b>TOTAL</b>	<b>42,500</b>	<b>44,625</b>

**Medical Care - Payments to Providers**

All Other (108,945) (123,580)

Provides for the deallocation of funds from a 1¢ per mile reduction in Medicaid reimbursement to transportation providers as a continuation of fiscal year 1992-93 reductions.

Provides for the allocation of funds including one Health Services consultant position to generate savings through preadmission screenings.

**Medical Care - Payments to Providers**

All Other (339,845) (356,837)

Provides for the deallocation of funds from savings achieved through preadmission screenings.

**Intermediate Care - Payments to Providers**

All Other (1,463,445) (3,252,101)

Provides for the deallocation of funds by recovering funds from the estates of Medicaid recipients.

**Administration - Human Services**

Personal Services (595,818) (582,742)

Provides for the deallocation of funds to arrive at a funding level that equals fiscal year 1992-93 levels. The Commissioner of Human Services shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to

**Intermediate Care - Payments to Providers**

All Other (252,038) (274,803)

Provides for the deallocation of funds no longer required due to savings achieved through the consolidated refinancing of nursing facility mortgages.

**Medical Care - Payments to Providers**

the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

**Administration - Income Maintenance**

Personal Services (127,666) (195,648)

Provides for the deallocation of funds to arrive at a funding level that equals fiscal year 1992-93 levels. The Commissioner of Human Services shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

**Medical Care - Payments to Providers**

All Other (2,658,149) (2,958,220)

Provides for the deallocation of funds due to copayments on certain services.

**Medical Care - Payments to Providers**

All Other (325,210) (495,945)

Provides for the deallocation of funds due to savings from a contract with an outside agency to carry out preadmission authorizations for certain services.

**Medical Care - Payments to Providers**

All Other (178,979) (179,357)

Provides for the deallocation of funds due to savings from a Health Services Consultant position to provide prior authorization for certain services.

**General Assistance**

All Other (732,000) (732,000)

Provides for the deallocation of funds due to the elimination of the Emergency Assistance Program.

**DEPARTMENT OF HUMAN SERVICES TOTAL**

(27,989,484) (48,047,843)

**LABOR, DEPARTMENT OF**

**Job Training Partnership Program**

Positions - Other Count (2.0) (2.0)  
 Personal Services 103,578 99,889  
 All Other 3,000 3,000  
**TOTAL** 106,578 102,889

Provides for the allocation of funds through the transfer of one Director, Apprenticeship Standards position and one Apprenticeship Specialist position from the Administration - Bureau of Labor Standards, General Fund.

**Occupational Information Coordination**

Positions - Other Count (1.0) (1.0)  
 Personal Services 30,500 30,600  
 All Other (30,500) (30,600)  
**TOTAL** -0- -0-

Provides for the allocation of funds through the transfer of one Secretary position from the General Fund portion of this program.

**DEPARTMENT OF LABOR TOTAL**

106,578 102,889

**LIBRARY, MAINE STATE**

**Library Development Services**

Positions - Other Count (4.0) (4.0)  
 Personal Services 161,798 157,450  
 All Other (161,798) (157,450)

Provides for the transfer of 4 positions: one Library Division Director position, one Librarian I position and 2 Clerk Typist II positions from the General Fund through a line category transfer to Personal Services by reducing All Other expenses in several programs: video; large print; books by mail; and talking books.

**MAINE STATE LIBRARY TOTAL**

-0- -0-

**SECTION B-3**

**TOTAL ALLOCATIONS**

(\$29,643,616) (\$49,719,987)

**Sec. B-4. Allocation.** The following funds are allocated from Other Special Revenue funds for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95		212,342	211,327
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>			<b>DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL</b>		
<b>Financial and Personnel Services - Division of</b>			<b>ATTORNEY GENERAL, DEPARTMENT OF THE</b>		
Positions - Legislative Count	(-2.0)	(-2.0)	<b>Administration - Attorney General</b>		
Personal Services	(\$58,870)	(\$57,704)	Positions - Other Count	(3.0)	(3.0)
Provides for the deallocation of funds through the elimination of 2 Account Clerk I positions no longer required to support the Bureau of Alcoholic Beverages and Lottery Operations accounting functions. This request will increase General Fund revenues by \$58,870 in fiscal year 1993-94 and \$57,704 in fiscal year 1994-95.			Personal Services	164,304	172,519
			Provides for the allocation of funds through the transfer of 3 Assistant Attorney General positions from the General Fund to the dedicated account.		
			<b>DEPARTMENT OF THE ATTORNEY GENERAL TOTAL</b>	164,304	172,519
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL</b>	(58,870)	(57,704)	<b>CONSERVATION, DEPARTMENT OF</b>		
			<b>Administrative Services - Conservation</b>		
<b>AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF</b>			Positions - Other Count	(0.5)	(0.5)
<b>Agricultural Production</b>			Personal Services	18,002	17,723
Positions - Other Count	(0.5)	(0.5)	All Other	6,489	6,618
Personal Services	32,695	31,484	Capital Expenditures	4,000	
All Other	900	900	<b>TOTAL</b>	28,491	24,341
<b>TOTAL</b>	33,595	32,384	Provides for the allocation of funds for the transfer of one 1/2-time Property Officer position and related expenses from the Administrative Services - Conservation program, General Fund.		
Provides for the transfer of 1/2 of one Veterinarian Supervisor position from the Agricultural Production General Fund account.			<b>Boating Facilities Fund</b>		
<b>Public Services - Agriculture</b>			Positions - Other Count	(2.0)	(2.0)
All Other	25,000	25,000	Personal Services	126,802	122,463
Provides for the allocation of funds through the transfer of dairy inspection costs from the General Fund.			All Other	(126,802)	(122,463)
<b>Board of Pesticides Control</b>			<b>TOTAL</b>	-0-	-0-
Positions - Other Count	(3.0)	(3.0)	Provides for the allocation of funds through the transfer of 1/2 of one Civil Engineer III position, 1/2 of one Engineering Technician V position, one Engineering Technician III position and one Engineering Technician IV position from the Engineering and Realty program, General Fund and the elimination of one Chief Planner position.		
Personal Services	138,747	138,943	<b>Geographic Based Information Services</b>		
All Other	15,000	15,000	Positions - Other Count	(-3.0)	(-3.0)
<b>TOTAL</b>	153,747	153,943	Personal Services	(107,131)	(113,183)
Provides for the allocation of funds through the transfer of 2 Assistant Horticulturist positions and one Entomologist III position from the General Fund.					

All Other	(157,800)	(186,800)
<b>TOTAL</b>	<b>(264,931)</b>	<b>(299,983)</b>

Provides for the deallocation of funds through the transfer of this program to the Division of Data Processing in the Department of Administrative and Financial Services. Transferred are 2 Geographic Based Information Services Coordinator positions and one Programmer Analyst position and all equipment belonging to the program.

Provides funds for the transfer of a Word Processor position and the deletion of a Clerk Typist II position.

**Maine Environmental Protection Fund**

Personal Services	20,809	28,595
All Other	(20,809)	(28,595)
<b>TOTAL</b>	<b>-0-</b>	<b>-0-</b>

Provides for the allocation of funds through the transfer of 2 1/2-time Biologist I positions from the Water Quality Control program, General Fund, 2 Environmental Specialist IV positions from the Air Quality Control program, General Fund and one Civil Engineer I position from the Land Quality Control program, General Fund. One Environmental Specialist II position, one Environmental Specialist III position, one Chemist III position and one Civil Engineer I position are eliminated.

**Maine Conservation Corps**

Personal Services	(60,834)	(60,834)
All Other	(108,820)	(112,186)
<b>TOTAL</b>	<b>(169,654)</b>	<b>(173,020)</b>

Provides for the deallocation of funds to transfer the Maine Conservation Corps from the Department of Conservation to the Department of Labor.

**Bureau of Hazardous Materials and Solid Waste Control**

Positions - Other Count	(1.0)	(1.0)
Personal Services	49,694	48,011
All Other	1,252	1,209
<b>TOTAL</b>	<b>50,946</b>	<b>49,220</b>

Provides funds for the transfer of an Environmental Specialist III position from the Federal Super Fund Grant to the Uncontrolled Sites Fund.

**DEPARTMENT OF CONSERVATION TOTAL**

(406,094)	(448,662)
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**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Administration - Environmental Protection**

Positions - Other Count	(0.5)	(0.5)
Personal Services	44,764	42,822
All Other	188,066	238,182
<b>TOTAL</b>	<b>232,830</b>	<b>281,004</b>

Provides for the allocation of funds through the transfer of one Systems Team Leader position, one Personnel Specialist position and one Accountant II position from the Administration - Environmental Protection, General Fund and the elimination of one Personnel Manager position, one Clerk Typist II position and one Accountant II position. All Other funds are from reductions in telecommunications, computer maintenance, software licensing and programming services.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL**

290,472	336,713
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**HUMAN SERVICES, DEPARTMENT OF**

**Long-term Care - Human Services**

All Other	(500,000)	(500,000)
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Provides for the deallocation of funds through a reduction in the Home Based Care program.

**DEPARTMENT OF HUMAN SERVICES TOTAL**

(500,000)	(500,000)
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**Bureau of Hazardous Materials and Solid Waste Control**

Personal Services	6,532	6,330
All Other	164	159
<b>TOTAL</b>	<b>6,696</b>	<b>6,489</b>

**LABOR, DEPARTMENT OF**

**Job Training Partnership Program**

Personal Services	60,834	60,834
All Other	108,820	112,186
<b>TOTAL</b>	169,654	173,020

Provides for the allocation of funds to transfer the Maine Conservation Corps from the Department of Conservation to the Department of Labor.

**Safety Education and Training Programs**

Personal Services	151,505	148,197
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Provides for the allocation of funds for the distribution of 40% of the personal services costs of the following positions from the Administration - Bureau of Labor Standards, General Fund: one Director, Bureau of Labor Standards position, one Deputy Director, Bureau of Labor Standards position, one Clerk IV position, one Accountant II position, one Account Clerk II position, one Clerk Typist II position, one Clerk Stenographer III position and one Director, Research and Statistics position.

**Safety Education and Training Programs**

Personal Services	63,765	61,494
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Provides for the allocation of funds for the distribution of 65% of the cost of the following positions from the Regulation and Enforcement program, General Fund: one Director, Industrial Safety position and one Clerk Stenographer III position.

<b>DEPARTMENT OF LABOR TOTAL</b>	384,924	382,711
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**MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**

**Augusta Mental Health Institute**

Positions - Other Count	(-1.0)	(-1.0)
Personal Services	(24,728)	(24,757)
All Other	(27,882)	(27,882)
Capital Expenditures	(34,698)	(34,698)
<b>TOTAL</b>	(87,308)	(52,639)

Provides for the deallocation of funds from the elimination of one Medical Laboratory Supervisor position and reductions in contracted

professional services, repairs and Capital Expenditures.

**Augusta Mental Health Institute**

Personal Services	193,137	193,319
All Other	35,103	34,921
<b>TOTAL</b>	228,240	228,240

Provides for the allocation of funds as a result of increased 3rd-party revenue.

**Bangor Mental Health Institute**

Positions - Other Count	(14.0)	(14.0)
Personal Services	291,548	405,904

Provides for the allocation of funds for 14 Nurse II positions to correct the Department of Human Services hospital licensing deficiencies.

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL**

432,480	581,505
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**PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF**

**Banking - Bureau of**

Positions - Other Count	(10.0)	(10.0)
Personal Services	480,126	473,611
All Other	126,622	129,263

Provides for the allocation of funds for the transfer of the Bureau of Banking - Securities Division to a dedicated account. Allocates additional funds for the Securities Division's estimated STA-CAP and DI-CAP costs. The following 10 positions will be transferred to the dedicated account: one Clerk Typist II position, one Clerk Typist III position, one Legal Secretary position, one Administrative Secretary position, one Securities Specialist position, one Securities Registration Supervisor position, one Securities Enforcement Supervisor position, one Securities Administrator position; one Senior Securities Specialist position and one Staff Attorney position. This request is funded through the transfer of \$850,000 in initial and renewal sales representative licensing fees from the General Fund to the dedicated account.

**DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION**

	606,748	602,874
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**SECRETARY OF STATE, DEPARTMENT OF THE**

**Lobbyist Registration**

Positions - Other Count	(-1.0)	(-1.0)
Personal Services	(39,250)	(38,357)
All Other	(9,725)	(9,966)
<b>TOTAL</b>	<b>(48,975)</b>	<b>(48,323)</b>

Provides for the deallocation of funds from the elimination of the Lobbyist Registrar position and related general operating expenses. Funds will be available from fiscal year 1992-93 balances to provide for separation costs.

**DEPARTMENT OF THE SECRETARY OF STATE**

	(48,975)	(48,323)
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**TREASURER OF STATE, (OFFICE OF)**

**Administration - Treasury**

Positions - Other Count	(2.0)	(2.0)
Personal Services	58,609	58,603

Provides for the allocation of funds through the transfer of one Clerk Typist II position and one Auditor I position from the General Fund account to establish a new account to audit bottle deposits. This account will be funded through the Maine Solid Waste Management Fund.

**(OFFICE OF) TREASURER OF STATE**

	58,609	58,603
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**SECTION B-4**

<b>TOTAL ALLOCATIONS</b>	\$1,135,940	\$1,291,563
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**Sec. B-5. Allocations.** In order to provide for the necessary expenses of operation and administration of the Bureau of Alcoholic Beverages and Lottery Operations and the State Liquor Commission, the following amounts are allocated from the revenues derived from operations of the State Alcoholic Beverage Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
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**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Alcoholic Beverages - General Operation**

Positions - Legislative Count	(-7.0)	(-7.0)
Personal Services	(\$277,824)	(\$266,702)

Provides for the deallocation of funds from the elimination of one Deputy Director position, one Retail Store Supervisor position, one Clerk III position, one Assistant Retail Store Manager position, 2 Retail Store Manager positions and one Store Clerk position. This request will result in additional General Fund revenues of \$277,824 in fiscal year 1993-94 and \$266,702 in fiscal year 1994-95.

**Alcoholic Beverages - General Operation**

Positions - Legislative Count	(-27.5)	(-27.5)
Positions - Other Count	(-2.5)	(-2.5)
Personal Services	(481,300)	(821,300)
All Other	(155,600)	(207,500)
<b>TOTAL</b>	<b>(636,900)</b>	<b>(1,028,800)</b>

Provides for the deallocation of funds from the closing of 11 state-run retail liquor stores. Provides for the elimination of 12 Store Manager positions, 7 Assistant Manager positions, 7 Retail Store Clerk positions, 1.5 part-time Retail Store Clerk positions and supporting costs in fiscal year 1993-94; and the additional elimination of 2.5 Seasonal Retail Store Clerk positions in fiscal year 1994-95. This request will result in \$1,242,600 in additional General Fund revenues for fiscal year 1993-94 and \$1,035,400 additional General Fund revenues in fiscal year 1994-95.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES**

	(914,724)	(1,295,502)
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**SECTION B-5**

<b>TOTAL ALLOCATIONS</b>	(\$914,724)	(\$1,295,502)
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**Sec. B-6. Allocations.** In order to provide for the necessary expenses of operation and administration of the Bureau of Alcoholic Beverages and Lottery Operations and the Maine State Lottery Commission, the following amounts are allocated from the revenues derived from operations of the State Lottery Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.



	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Lottery Operations</b>		
Positions - Legislative Count	(-7.0)	(-7.0)
Personal Services	(\$44,786)	(\$208,964)
Provides for the deallocation of funds from the elimination of 2 Field Representative positions and 5 Account Clerk I positions. These positions will be eliminated by January 1, 1994. This proposal will result in an increase in General Fund revenue of \$992,450 in fiscal year 1993-94 and \$2,376,154 in fiscal year 1994-95.		
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL</b>	(44,786)	(208,964)
<b>SECTION B-6 TOTAL ALLOCATIONS</b>	(\$44,786)	(\$208,964)

**Sec. B-7. Allocations.** The following funds are allocated from Augusta State Airport funds for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
<b>TRANSPORTATION, DEPARTMENT OF</b>		
<b>Augusta State Airport</b>		
Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(\$52,731)	(\$46,594)
Provides for the deallocation of funds through the elimination of 2 Airport Custodian positions.		
<b>DEPARTMENT OF TRANSPORTATION TOTAL</b>	(52,731)	(46,594)
<b>SECTION B-7 TOTAL ALLOCATIONS</b>	(\$52,731)	(\$46,594)

**Sec. B-8. Allocations.** The following funds are allocated from Island Ferry Service funds for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
<b>TRANSPORTATION, DEPARTMENT OF</b>		

	1993-94	1994-95
<b>Island Ferry Service</b>		
Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(\$71,137)	(\$74,134)
Provides for the deallocation of funds through the elimination of one Assistant Ferry Port Engineer position and one Storekeeper II position.		
<b>DEPARTMENT OF TRANSPORTATION TOTAL</b>	(71,137)	(74,134)
<b>SECTION B-8 TOTAL ALLOCATIONS</b>	(\$71,137)	(\$74,134)

**Sec. B-9. Allocation.** The following funds are allocated from the Prison Industries Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
<b>CORRECTIONS, DEPARTMENT OF</b>		
<b>State Prison</b>		
Positions - Other Count	(1.0)	(1.0)
Personal Services	\$29,930	\$29,904
Provides for the allocation of funds for the transfer of one Account Clerk I position from the General Fund.		
<b>DEPARTMENT OF CORRECTIONS TOTAL</b>	\$29,930	\$29,904

**Sec. B-10. Allocations.** Allocations for certain enterprise fund accounts appearing in this Part that are not specifically allocated in another Act are included in this Part for informational purposes only.

**Sec. B-11. Allocations.** The following funds are allocated from the Bureau of Data Processing Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Division of Data Processing</b>		
Positions - Other Count	(2.0)	(2.0)
Personal Services	\$113,137	\$111,543
All Other	34,278	35,378
<b>TOTAL</b>	147,415	146,921

Provides for the allocation of funds and transfer of positions from the Department of Conservation, Geographic Based Information Services program to the Division of Data Processing. Transferred are one Geographic Based Information Services Coordinator position, one Geographic Based Information Services Administrator position and all equipment belonging to the program. The Geographic Internal Service program will be self-supporting within the Division of Data Processing through the sale of subscriptions to the system.

**Division of Data Processing**

Positions - Other Count	(3.0)	(3.0)
Personal Services	107,131	113,183
All Other	157,800	186,800
<b>TOTAL</b>	<u>264,931</u>	<u>299,983</u>

Provides for the allocation of funds and transfer of positions from the Department of Conservation, Geographic Based Information Services Program to the Division of Data Processing. Transferred are 2 Geographic Based Information Services Coordinator positions, one Programmer Analyst position and all equipment belonging to the program. The Geographic Internal Service program will be self-supporting within the Division of Data Processing through the sale of subscriptions to the system.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES**

<b>TOTAL</b>	<u>\$412,346</u>	<u>\$446,904</u>
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**PART C**

**Sec. C-1. 5 MRSA §1541, sub-§10** is amended to read:

**10. Other rights, powers and duties.** To exercise the rights, powers and duties conferred and imposed by law upon the State Auditor ~~which~~ that were effective November 9, 1931 insofar as these relate to financial administration and general accounting control of the State Government, involving the keeping of general accounts, the auditing before payment of ~~all~~ bills or vouchers and

the authorizing of all claims against the State for which appropriations have been made. The State Controller may delegate authority for final approval of bills and vouchers to state agencies subject to adequate safeguards. This delegation of authority may be revoked by the State Controller at any time. The State Controller shall set up and maintain special accounts with respect to ~~moneys~~ money received for designated purposes from the Federal Government.

**Sec. C-2. 5 MRSA §1621**, as amended by PL 1975, c. 771, §74, is further amended to read:

**§1621. Authorization of audit**

Whenever it seems advisable to the Governor, ~~he~~ the Governor may cause the books and accounts of the State or any department or agency thereof to be audited; and for that purpose may employ auditors other than those employed by the State Department of Audit. ~~In any event, the Governor shall cause an audit of the books of the State to be made at least once in every 4 years by auditors other than those employed by the State Department of Audit.~~

**Sec. C-3. 5 MRSA §1664, first ¶** is amended to read:

The state budget document, setting forth a financial plan for the State Government for each fiscal year of the ensuing biennium, ~~shall~~ must be set up in ~~3~~ 2 parts, the nature and contents of which ~~shall~~ must be as follows:

**Sec. C-4. 5 MRSA §1664, last ¶**, as amended by PL 1989, c. 934, Pt. C, §1, is repealed.

**Sec. C-5. 36 MRSA §4641-B**, as amended by PL 1993, c. 6, Pt. D, §2 and as affected by §5, is amended by adding at the end a new paragraph to read:

For fiscal years 1993-94 and 1994-95, the State Tax Assessor shall pay all net receipts to the Treasurer of State, who shall pay \$2,000,000 of the revenues to the Maine State Housing Authority in 12 equal monthly installments each fiscal year for deposit in the Housing Opportunities for Maine Fund created in Title 30-A, section 4853, and shall credit the balance of the revenues to the General Fund. This paragraph is repealed June 30, 1995.

**Sec. C-6. 36 MRSA §6207, sub-§1, ¶A-1**, as enacted by PL 1989, c. 878, Pt. B, §37, is amended to read:

A-1. ~~Fifty percent of that portion of the benefit base that exceeds 4.5% but does not exceed 8.5% of household income, plus 100%~~ Seventy percent of that portion of the benefit base that exceeds 8.5% 7.0% of income to a maximum payment of \$3,000 \$500.

**Sec. C-7. 36 MRSA §6207, sub-§2**, as amended by PL 1991, c. 780, Pt.Q, §3, and affected by §5, is further amended to read:

**2. Income eligibility.** Claimants with household incomes in excess of ~~50,000~~ 25,000 are not eligible for a benefit.

**Sec. C-8. 38 MRSA §2201, 3rd ¶**, as amended by PL 1991, c. 591, Pt. R, §13 and as repealed and replaced by c. 824, Pt. A, §88, is repealed and the following enacted in its place:

Funds related to administration may only be expended in accordance with allocations approved by the Legislature for administrative expenses directly related to the agency's and the department's programs, including actions by the department necessary to abate imminent threats to public health, safety and welfare posed by the illegal disposal of solid waste. Funds related to operations may only be expended in accordance with allocations approved by the Legislature and solely for the development and operation of publicly owned facilities owned or approved by the agency and for the repayment of any obligations of the agency incurred under article 3. These allocations must be based on estimates of the actual costs necessary for the agency and the department to administer their programs, to provide financial assistance to regional associations and to provide other financial assistance necessary to accomplish the purposes of this chapter. Beginning in the fiscal year ending on June 30, 1991 and thereafter, the fund must annually transfer to the General Fund an amount necessary to reimburse the costs of the Bureau of Taxation incurred in the administration of Title 36, section 5219-D and Title 36, chapter 719 and an amount equal to the General Fund revenues lost as the result of Title 36, sections 2526 and 5219-D. Beginning in the fiscal year ending June 30, 1994 and thereafter, the fund must support allocations approved by the Legislature for administrative expenses and reimbursement costs directly related to the administration of Title 32, section 1866, subsection 7 and Title 32, section 1866-A by the Treasurer of State. Allowable expenditures include "Personal Services," "All Other" and "Capital Expenditures" associated with all agency activities other than those included in the operations account.

**Sec. C-9. Transfer to the Reserve for General Fund Operating Capital.** After the State Controller officially closes the financial accounts of the State for the fiscal year ending June 30, 1993, an amount not to exceed \$1,500,000 must be transferred to the Reserve for General Fund Operating Capital from the available balance remaining in the General Fund after the deduction of all appropriations, financial commitments or other designated funds. This section ~~is effective~~ takes effect June 30, 1993.

**PART D**

**Sec. D-1. Fiscal agent for cultural agencies.**

The Maine State Library business office shall serve as the fiscal agent for the Maine Historic Preservation Commission and the Maine Arts Commission, to include functions such as processing payment vouchers, processing contract documents, preparing budget and work program documents, preparing human resources documents, preparing personnel payrolls and other related, required fiscal activities.

Essential fiscal records of the various cultural agencies must be transferred to the Maine State Library and maintained and stored pursuant to standard practices and procedures.

**PART E**

**Sec. E-1. 3 MRSA §927, sub-§10, ¶B**, as amended by PL 1993, c. 92, §6, is further amended to read:

B. Independent agencies:

- (1) Board of Trustees of the University of Maine System;
- (2) Board of Trustees of the Maine Maritime Academy;
- (4) Arborist Examining Board;
- (5) State Board of Examiners of Psychologists;
- (6) Board of Commissioners of the Profession of Pharmacy;
- (7) Alcohol and Drug Abuse Planning Committee; and
- ~~(8) Maine Science and Technology Commission; and~~
- (9) Advisory Commission on Radioactive Waste.

**Sec. E-2. 5 MRSA §12004-G, sub-§31-A**, as enacted by PL 1989, c. 503, Pt. A, §18, is amended to read:

<b>31-A.</b>	Maine Science and Technology	Expenses Only	5 MRSA <del>§13122</del> <u>§13122-A</u>
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and Techno-  
logy Commis-  
sion Founda-  
tion

**Sec. E-3. 5 MRSA §13001, sub-§1, ¶E**, as enacted by PL 1991, c. 854, Pt. D, §1, is amended to read:

E. The ~~Executive Director~~ President of the Maine Science and Technology ~~Commission~~ Foundation;

**Sec. E-4. 5 MRSA §13004, sub-§§2 and 4**, as enacted by PL 1991, c. 854, Pt. D, §1, are amended to read:

**2. Science and technology infrastructure.** The Maine Science and Technology ~~Commission~~ Foundation, in cooperation with the University of Maine System, the Maine Technical College System and the private sector, is responsible for developing strategies and an action plan for strengthening the State's science and technology infrastructure and enterprise that must include research and development. These strategies and action plan must be considered in the development of the long-term economic development plan for the State. The council shall also consider the research and development strategy undertaken by the Maine Science and Technology ~~Commission~~ Foundation pursuant to Private and Special Law 1991, chapter 68.

**4. Financial support for business development.** The Finance Authority of Maine, in consultation with the banking community and the private sector, is responsible for developing strategies and an action plan to provide financial support to facilitate the growth and development of business enterprises and entrepreneurs involved in the development and fabrication of new commercial products and to promote modernization and conversion of existing firms. Financial support may include, but is not limited to, loans, equity capital and tax incentives. The Finance Authority of Maine shall seek input from the Maine Science and Technology ~~Commission~~ Foundation and the Maine World Trade Association to ensure that financial needs for strengthening the State's science and technology infrastructure and international commerce activities are appropriately considered and integrated in the financial support strategies and action plan. These strategies and action plan must be considered in the development of the long-term economic development plan.

**Sec. E-5. 5 MRSA §13121, sub-§3**, as enacted by PL 1987, c. 816, Pt. DD, §3, is repealed.

**Sec. E-6. 5 MRSA §13121, sub-§3-A** is enacted to read:

**3-A. EPSCoR.** "EPSCoR" means the Experimental Program to Stimulate Competitive Research.

**Sec. E-7. 5 MRSA §13121, sub-§4**, as enacted by PL 1987, c. 816, Pt. DD, §3, is repealed.

**Sec. E-8. 5 MRSA §13121, sub-§4-A** is enacted to read:

**4-A. Foundation.** "Foundation" means the Maine Science and Technology Foundation.

**Sec. E-9. 5 MRSA §13121, sub-§§6 to 8** are enacted to read:

**6. President.** "President" means the President of the Maine Science and Technology Foundation.

**7. SBIR program.** "SBIR program" means the small business innovation research program enacted pursuant to the federal Small Business Innovation Development Act of 1982, Public Law 97-219, which provides funds to small businesses to conduct innovation research having commercial application.

**8. Small business.** "Small business" as related to eligibility to participate in the SBIR program is defined pursuant to 13 Code of Federal Regulations, Section 121.

**Sec. E-10. 5 MRSA §13122**, as enacted by PL 1987, c. 816, Pt. DD, §3, is repealed.

**Sec. E-11. 5 MRSA §§13122-A to 13122-H** are enacted to read:

**§13122-A. Establishment**

The Maine Science and Technology Commission is reconstituted as the Maine Science and Technology Foundation and as a nonprofit corporation with public and charitable purposes. The duties, activities and operations of the foundation are within the provisions of Section 501(c)(3) of the Internal Revenue Code.

**§13122-B. Purpose**

The foundation shall encourage, promote, stimulate and support: research and development of relevance to the State; technology transfer activities that increase the competitiveness of businesses and public institutions of higher education in the State; effective and efficient application of technologies in the public and private sectors; scientific and technological education and training; the development of new commercial products and the fabrication of such products in the State; and cooperative efforts among government, the private sector and universities and colleges for the purposes outlined in this chapter.

**§13122-C. Board of directors**

The foundation is governed and all of its powers exercised by a board of directors, which must consist of a minimum of 12 directors from the private sector, a maximum of 10 directors from the public and educational sectors and one director from labor. The President of the Senate and the Speaker of the House of Representatives shall jointly appoint 2 members from the joint standing committee of the Legislature having jurisdiction over

economic development matters to serve as ex officio members. Directors from the public sector must be department commissioners or hold equivalent positions and directors from the educational sector must be presidents or vice-presidents or hold equivalent positions. The Governor shall appoint all directors subject to review by the joint standing committee of the Legislature having jurisdiction over economic development matters and to confirmation by the Legislature.

#### **§13122-D. Terms**

Directors of the board are appointed for 6-year terms. The initial appointments must be staggered as follows: one third of the directors must be appointed for 2-year terms; one third for 4-year terms; and 1/3 for 6-year terms. Board members may serve no more than 2 full consecutive terms. Public sector directors must serve terms coincident with the terms of their public sector appointments.

#### **§13122-E. Officers**

The board of directors of the foundation shall elect a chair, a vice-chair, a secretary and a treasurer from among its members. Each officer serves for a one-year term and is eligible for reelection. As provided in section 13125, the president is appointed by the board of directors and serves at the pleasure of the board of directors. The president is a director and chief executive officer of the foundation. The president may not be appointed from among the other directors.

#### **§13122-F. Quorum**

A majority of the directors constitutes a quorum for the transaction of business and the acts of a majority of the directors present at any meeting at which a quorum is present are deemed the acts of the board of directors.

#### **§13122-G. Executive committee**

The board of directors may elect an executive committee of not less than 6 members who, in intervals between meetings of the board, may transact such business of the foundation as the board may authorize from time to time. Unless otherwise provided by the bylaws of the foundation, a majority of the committee constitutes a quorum for the transaction of such business and the acts of a majority of the members of the committee present at any meeting at which a quorum is present are deemed the acts of the committee.

#### **§13122-H. Report**

The foundation shall report annually on its activities to the joint standing committee of the Legislature having jurisdiction over economic development matters.

**Sec. E-12. 5 MRSA §13123**, as enacted by PL 1987, c. 816, Pt. DD, §3, is repealed.

**Sec. E-13. 5 MRSA §§13123-A to 13123-H** are enacted to read:

#### **§13123-A. Duties of foundation**

The foundation shall:

**1. State science and technology organization.** Be the principal science and technology organization for State Government;

**2. Policy.** Recommend to the Governor and the Legislature policies and programs essential to the advancement and integration of science and technology into the State's economic fabric;

**3. Regional technology development.** In cooperation with the Economic Development and Business Assistance Coordinating Council, review the technological development potential of various regions of the State and cooperate with and make recommendations to the Legislature, state agencies, local governments, local technological development agencies, the Federal Government, private businesses and individuals for the realization of such development potential;

**4. Work force analysis.** In cooperation with the Department of Labor, collect, analyze and disseminate information and issue periodic reports relating to the scientific and technological work force supply and demands in the State;

**5. Emerging technologies.** Identify emerging technologies that provide significant promise for the development of job-creating businesses and disseminate relevant information on individuals and businesses involved in such areas to the Department of Economic and Community Development, small business development centers and their subcenters and other state, local and non-profit agencies and organizations responsible for economic development;

**6. Research facilities.** Prepare and periodically issue a register of scientific and technological research facilities in the State;

**7. Roster.** Establish and keep current a roster of high technology firms based in the State;

**8. Biennial report.** Submit to the Governor, the Legislature and its corporators not later than 120 days after the close of each biennial budget period a complete report on the activities of the foundation in the previous biennial period and a statement on its proposed and projected activities for the ensuing biennial budget period and the relationship of these activities to the State's economic development policies. The report must include

evaluation benchmarks for all programs and activities funded by the foundation, recommendations as to further actions that may be suitable for achieving the purposes of this chapter and an accounting of its receipts, expenditures, assets and liabilities at the end of its biennial fiscal period;

**9. Conferences and reports.** Sponsor and conduct conferences and studies, collect and disseminate information and issue periodic reports relating to scientific and technological research, development and education in the State;

**10. Infrastructure.** Support the development and availability of an overall infrastructure conducive to research, technology development and education in the State;

**11. Research, development and education.** Foster and support scientific and technological research, development, education, training and transfer in the State, through grants and contracts or other appropriate means, in cooperation with the Federal Government, the State Government and the political subdivisions of State Government, educational institutions, nonprofit institutions and organizations, business enterprises and other persons concerned with scientific and technological research, development and education in the State;

**12. Small business innovation research.** Assist small and emerging science and technology-oriented businesses in applying for federal research grants, including dissemination of information on the availability of any such grants;

**13. Cooperation with state agencies and other organizations.** In developing and implementing its powers, duties, responsibilities and programs, consider the state economic development strategy and the policies and activities of the Department of Economic and Community Development. All state agencies and public postsecondary institutions shall cooperate and work closely with the foundation in carrying out the purposes of this chapter;

**14. Public awareness.** Make its services and activities known to the public at large;

**15. Annual audit.** Submit to the Treasurer of State, within 120 days after the close of the foundation's fiscal year, its annual financial report certified by an independent certified public accountant, who may be the accountant or a member of the firm of accountants who regularly audit the books and accounts of the foundation, selected by the foundation. The foundation is subject to any further audit and review determined necessary by the Governor or the Legislative Council at the expense of the State;

**16. Adoption of bylaws.** Adopt bylaws, through the board of directors, consistent with this chapter for

the governance of its affairs. The board of directors has the general powers accorded corporations under Title 13-A, section 202;

**17. Employees.** Fix, through the board of directors, the compensation of all employees of the foundation; and

**18. Other duties.** Do all things necessary or convenient to carry out the lawful purposes of the foundation under this chapter.

#### **§13123-B. Powers**

The foundation may:

**1. Suit.** Sue or to be sued in its own name;

**2. Application for and receipt of funds.** Apply for and receive funds from any private source or governmental entity, whether by way of grant, donation, loan or any other manner. The State Controller shall pay the foundation's total state allotment for each fiscal year to the foundation on July 1st of that year;

**3. Invest funds.** Invest, reinvest and use on behalf of the foundation and for any of its purposes funds received from any source for carrying out this chapter, including the use of funds for program and administrative costs, and expand interest earnings on those funds as appropriate to implement this chapter;

**4. Real and personal property.** Purchase, seek, receive, hold, lease, acquire by foreclosure, operate, manage, license, sell, convey, transfer, grant or lease real and personal property, together with those rights and privileges that may be incidental and appurtenant to the property and the use of the property, including, but not limited to, any real or personal property acquired by the foundation from time to time in the satisfaction of debts or enforcement of obligations;

**5. Expenditures and obligations regarding real and personal property.** Make all expenditures and incur any obligations reasonably required in the exercise of sound business principles to secure possession of, preserve, maintain, insure and improve real and personal property or interest in real and personal property acquired by the foundation;

**6. Securities.** Acquire, subscribe for, own, hold, sell, assign, transfer, mortgage or pledge the stock, shares, bonds, debentures, notes or other securities and evidences of interest in or indebtedness of any person, firm, corporation, joint stock company, partnership, association or trust and, while the owner or holder thereof, exercise all the rights, powers and privileges of ownership, including the right to vote;

**7. Encumbrance of property.** Mortgage, pledge or otherwise encumber any property right or thing of

value acquired pursuant to the powers contained in subsection 3, 4 or 5 as security for the payment of any part of the purchase price of the property right or thing of value;

**8. Equity investments and loans.** Make direct equity investments in or loans to science and technology-oriented small businesses in the State or in joint ventures in research and development activities in the State;

**9. Contracts and liabilities.** Make contracts, including contracts for services, and incur liabilities for any of the purposes authorized in those contracts;

**10. Debt.** Borrow money for any of the purposes authorized in this chapter; incur debt, which includes the issuance of 501(c)(3) bonds, debt, notes or other evidences of indebtedness, whether secured or unsecured; and secure the same by mortgage, pledge, deed of trust or other lien on its property, rights and privileges of every kind and nature, or any part of or interest in any of them;

**11. Seal.** Have and use a corporate seal; and

**12. Other powers.** Do any act or thing necessary or useful for carrying out any of its powers, duties or purposes.

#### **§13123-C. Limitation of powers**

The foundation may not enter into contracts, obligations or commitments of any kind on behalf of the State or any of its agencies, nor may it have the power of eminent domain or any other power not provided to business corporations generally. Bonds, notes and other evidences of indebtedness of the foundation may not in any way be a debt or liability of the State or constitute a pledge of the faith and credit of the State.

#### **§13123-D. Liability of officers, directors and employees**

All officers, directors, employees and other agents of the foundation entrusted with the custody of the securities of the foundation or authorized to disburse the funds of the foundation must be bonded either by a blanket bond or by individual bonds with a surety bond or bonds with a minimum limitation of \$100,000 coverage for each person covered by the bond or bonds, conditioned upon the faithful performance of their duties. The premiums for the bond or bonds must be paid out of the assets of the foundation.

#### **§13123-E. Prohibited interests of officers, directors and employees**

An officer, director or employee of the foundation or a spouse or dependent child of any of those individuals may not receive any direct personal benefit from the activities of the foundation in assisting any private en-

tity. This section does not prohibit corporations or other entities with which an officer or director is associated by reason of ownership or employment from participating in science and technology activities with the foundation if ownership or employment is made known to the board and the officer or director abstains from voting on matters relating to such participation. This prohibition does not extend to corporators who are not officers or directors of the foundation.

#### **§13123-F. General conditions; dissolution**

The foundation shall operate as a nonprofit organization consistent with its composition and broad public purposes. The following conditions apply to the operation or dissolution of the foundation.

**1. Net earnings of foundation.** No part of the net earnings of the foundation may benefit any member, officer, director or employee except that the foundation may pay reasonable compensation for services rendered and otherwise hold, manage and dispose of its property in furtherance of the purposes of the foundation.

**2. Dissolution of foundation.** The foundation and its corporate existence continue until terminated by law. Upon termination, all property purchased with General Fund money and unexpended General Fund appropriations must be transferred to the State before paying or making provision for the payment of all other liabilities of the foundation. All other property and unexpended funds must be handled according to the provisions outlined in the bylaws of the foundation.

#### **§13123-G. Liberal construction**

This chapter must be construed liberally to effect the interest and purposes of the foundation for an improved science and technology capacity building effort in the State and must be broadly interpreted to effect the intent and purposes and not as a limitation of powers.

#### **§13123-H. Report**

The foundation shall prepare and submit an annual report to the Governor and the Legislature and shall present a report of its activities to the joint standing committee of the Legislature having jurisdiction over economic development matters no later than April 1st.

**Sec. E-14. 5 MRSA §13124**, as enacted by PL 1987, c. 816, Pt. DD, §3, is amended to read:

#### **§13124. Centers for innovation program**

The ~~commission~~ foundation may enter into a matching grant program, involving consortia of college, university or other research institutions, business and government for the purpose of establishing and promoting Centers of Innovation in the State.

**1. Purpose.** The ~~board~~ foundation may make grants under the matching grant program for the following purposes:

A. Development and strengthening of joint research and development efforts, including advanced technological activities, equipment, personnel and similar activities, ~~which~~ that will lead to new technologies and create and preserve jobs;

B. Technical assistance and technology transfer activities on an ~~area-wide~~ areawide or statewide basis to transfer research and development activities into the marketplace; and

C. Technical assistance in identifying and applying new technology to Maine firms.

**2. Funding.** Centers ~~shall may not receive not~~ more than 50% of their financial support from the ~~commission's~~ foundation's grant program. Applicants for funds provided under this section shall secure financial commitments from profit and nonprofit groups and organizations, including the Federal Government or local and political subdivisions, and ~~shall be~~ are required to submit applications in accordance with policies issued by the ~~commission~~ foundation.

**3. Award of grants.** The ~~commission~~ foundation shall establish standards for implementation of the program and award of grants. The standards, at a minimum, ~~shall must~~ include the estimated economic impact, the match received from the private sector, other funding leverage, new products, processes or services to be developed, the number of expected new firms or firm expansions, the number and quality of jobs created or retained and the volume of sales and value of productivity generated and other criteria determined by the ~~commission~~ foundation.

**4. Advisory boards.** Each center ~~shall must~~ have an advisory board composed of representatives of the target industry, public and private ~~post-secondary~~ postsecondary education or other public or private research institutions, representatives of local development agencies, regional municipalities and small business development centers, with industry representatives comprising a majority of the membership on the advisory board. At least one member of the advisory board ~~shall must~~ be a member of the Maine Science and Technology Commission Foundation.

**5. Applicants.** ~~Applicants~~ An applicant for funding must be a public or private nonprofit institution with demonstrated proficiency in:

A. Science and technology research, technology transfer or application of technology; and

B. Grant administration.

**Sec. E-15. 5 MRSA §13124-A**, as enacted by PL 1991, c. 219, is repealed.

**Sec. E-16. 5 MRSA §§13124-B and 13124-C** are enacted to read:

**§13124-B. Experimental program to stimulate competitive research**

The foundation is responsible for the administration of the Maine Experimental Program to Stimulate Competitive Research, referred to in this chapter as the "Maine EPSCoR Program," which is a partnership effort between the State Government and the Federal Government to strengthen the State's science and engineering infrastructure.

**1. Linkage with state policies.** The policies, programs and activities of the Maine EPSCoR Program must consider the State's economic, education and science and technology strategies and policies.

**2. Policy recommendation.** Through the foundation, the Maine EPSCoR Program may recommend to the Governor and the Legislature policies and programs essential to the strengthening of the State's science and engineering infrastructure.

**§13124-C. SBIR technical assistance program**

The foundation shall establish a program to provide technical assistance to small businesses based in the State pursuant to the federal Small Business Innovation Development Act of 1982, Public Law 97-219, to develop competitive small business innovation research, or SBIR, proposals for submission to any of the federal agencies participating in the SBIR program.

**1. Technical assistance.** The technical assistance program may include, but is not limited to, small grants to hire grant writers, networking with scientists and other successful SBIR awardees, seminars on agency-specific solicitations and grant writing.

**2. Information.** The foundation shall conduct a program to inform small businesses of the federal SBIR program and the state program in order to ensure that all firms have the opportunity to participate in these programs.

**3. Rules.** The foundation shall establish eligibility requirements and award selection criteria to serve as the basis for technical assistance funding under this program.

**4. Availability of federal funds.** The provisions of this section are in effect if, and as long as, federal finan-



cial participation is available pursuant to the federal Small Business Innovation Development Act of 1982.

**Sec. E-17. 5 MRSA §§13125 and 13126**, as enacted by PL 1987, c. 816, Pt. DD, §3, are amended to read:

#### §13125. President

The Maine Science and Technology Commission Foundation and its programs ~~shall be~~ are administered by ~~an executive director~~ a president.

**1. Appointment.** The ~~executive director shall be~~ president is appointed by the ~~commission board of directors of the foundation~~ and ~~shall serve~~ serves at ~~its~~ the board's pleasure.

**2. Qualifications.** The ~~executive director shall~~ president must be a person with competent skills, education and experience as determined by the ~~commission board of directors of the foundation~~.

#### §13126. Powers and duties of president

The ~~executive director~~ president shall implement the policies and procedures of the ~~commission foundation~~ and ~~be~~ is responsible for the administration of its programs. The ~~executive director~~ president may enter into contracts with individuals or firms with the approval of the ~~commission foundation~~ for services necessary to fulfill the responsibilities of this chapter. The ~~executive director~~ president shall administer the centers for innovation program and may develop, administer and evaluate other programs and initiatives as required by the ~~commission foundation~~. The ~~executive director~~ president shall appoint and remove the staff of the office and prescribe their duties as may be necessary to implement the purposes of this chapter. ~~Professional employees shall be hired as unclassified employees. All other employees shall be subject to the Civil Service Law.~~

**Sec. E-18. 5 MRSA §13127, sub-§7**, as enacted by PL 1989, c. 529, §2, is repealed.

**Sec. E-19. 5 MRSA §13127, sub-§8**, as enacted by PL 1989, c. 529, §2, is amended to read:

**8. Staff.** With the advice of the board, the ~~executive director~~ president of the ~~commission foundation~~ shall employ staff to administer and implement the programs and policies of the Marine Research Board.

**Sec. E-20. 5 MRSA §13129**, as amended by PL 1989, c. 903, §§4 and 5, is further amended to read:

#### §13129. Marine research grants program

The board may develop and administer a competitive, merit-based grant program to address marine re-

search needs for the State as set forth in section 13127, subsection 1. In addition, the board shall make funding recommendations to the ~~commission foundation~~ for any research money available in the Maine Coast Environmental Trust Fund. Operation of the program and awards of grants under this program are subject to available funding.

**1. Grant criteria.** The board shall develop, and the ~~commission foundation~~ shall approve, criteria for awarding grants under this program. Criteria ~~shall~~ must include, but ~~are~~ not to be limited to, the quality of the research proposal and the ability of the organization to carry out the proposed research.

**2. Peer review.** All proposals for funding ~~shall be~~ are subject to peer review by a panel of experts in the field of marine research who are not employed by or affiliated with marine research institutions within the State. The ~~commission foundation~~, upon recommendation of the board, may contract with another entity to coordinate the peer review process.

**3. Grant decisions.** Upon recommendation of the board, the ~~commission foundation~~ shall make the final decision for awarding grants under this program. The board shall make competitive evaluations and may make recommendations to the ~~commission foundation~~ for the award of grants that conform to the granting criteria specified pursuant to this chapter that are consistent with the research priorities statement and action plan developed under section 13128.

**Sec. E-21. 5 MRSA §13130, sub-§4**, as enacted by PL 1989, c. 903, §6, is amended to read:

**4. Use and administration of trust.** Trust funds must be used to provide grants to meet the purposes of this section. Administration of the awards is pursuant to section 13129. In addition, the ~~commission foundation~~ shall administer the trust as follows.

A. Unless otherwise specified by the source of a contribution to the trust, 50% of a contribution to the trust must be deposited in a principal account and maintained as a permanent endowment. The income earned on funds held in this account, combined with the remaining 50% of funds contributed to the trust, must be deposited in an operating account and made available for disbursement as grants to accomplish the purposes of this section and as expenditures for purposes of administering the trust.

B. An executive agency is not eligible to receive funding from the trust unless the agency jointly undertakes a research proposal with another entity that is not an executive agency.

C. The ~~commission~~ foundation shall give preference to institutions, organizations or entities located and operated in the State.

D. Principal, or interest earned from principal, with special instructions from contributors must be awarded in accordance with the contributors' instructions.

E. All money in the trust not immediately required for payment, pursuant to the provisions of this chapter, must be invested by the Treasurer of State as authorized by section 138, except that the securities in which the trust money is invested must remain part of the trust until exchanged for other securities and the income from all investments must remain a part of the trust unless prohibited by federal law.

**Sec. E-22. 7 MRSA §231, sub-§1**, as repealed and replaced by PL 1989, c. 878, Pt. A, §21, is amended to read:

**1. Members; terms.** The Commission on Biotechnology and Genetic Engineering, as established in Title 5, section 12004-I, subsection 20-A, ~~shall be~~ is composed of 11 members, including 3 ex officio members and 8 members appointed by the Governor, subject to approval by the joint standing committee of the Legislature having jurisdiction over agriculture matters and confirmation by the Legislature. To provide the knowledge and experience necessary for carrying out the duties of the commission, ~~one person shall the following members must~~ be appointed: one person who has practical experience and knowledge in agricultural procedures, one who has practical experience and knowledge in environmental and conservation issues, a health care professional, a representative from the forest products industry, a representative from the marine fisheries industry, a person ~~appointed~~ to represent the general public, one practicing scientist who ~~shall be is~~ a representative of industry and one practicing scientist who ~~shall be is~~ a representative of the academic community. The terms ~~shall be are~~ for 4 years, except that, of the initial appointees, 2 ~~shall~~ serve 4-year terms, 2 ~~shall~~ serve 3-year terms, 2 ~~shall~~ serve 2-year terms and 2 ~~shall~~ serve a one-year term. Any vacancy ~~shall must~~ be filled by an appointment for the remainder of the unexpired term. The 3 ex officio members are: the Commissioner of Agriculture, Food and Rural Resources or the commissioner's designee; the Director of the Maine Agricultural Experiment Station; and the ~~Executive Director~~ President of the Maine Science and Technology ~~Commission~~ Foundation.

**Sec. E-23. 36 MRSA §1760, sub-§68**, as enacted by PL 1989, c. 533, §8, is amended to read:

**68. Maine Science and Technology Foundation.** Sales to institutions incorporated as nonprofit organizations ~~which that~~ conduct scientific and technological re-

search solely for the Maine Science and Technology ~~Commission~~ Foundation and receive funding pursuant to Title 5, chapter 385;

### **Sec. E-24. Transition.**

**1. Transition.** The complete transition of the Maine Science and Technology Commission, referred to in this section as the "commission," to a nonprofit corporation named the Maine Science and Technology Foundation, referred to in this section as the "foundation," must occur by October 1, 1993, at which time the commission is dissolved. During the transition period the commission is a state agency within the Executive Department. In order for the commission to meet its programmatic obligations during the transition period, the Department of Administrative and Financial Services shall work and cooperate with the commission to ensure continuity in the allocation and disbursement of General Fund money and federal funds to the commission and to assist the commission in making the transition to a nonprofit corporation.

**2. Bylaws and other operational materials.** In order to provide for an orderly and smooth transition to the initial organization of the foundation, the commission shall prepare and submit the following operational materials for consideration by the board of directors of the foundation at its first meeting: draft bylaws, foundation staff job descriptions, health and employment insurance plans and any other materials necessary for the foundation's board of directors to take action at its initial meeting.

**3. Slate of nominees.** The commission shall serve as the nominating committee for the selection of nominees for members of the board of directors of the foundation and shall submit a slate of nominees to the Governor no later than July 30, 1993.

**4. First meeting of foundation.** Unless otherwise indicated by the Governor, the nominees for members of the board of directors of the foundation shall assume their responsibilities as board directors in an acting capacity until confirmed by the Legislature. The first meeting of the board of directors of the foundation must be held by October 15, 1993.

**5. Chair of commission.** The chair of the commission is a director of the foundation for a 3-year term and its chair for the first year of operation of the foundation effective the first meeting of the board of directors and is eligible for reelection after the first year.

**6. Executive director of commission.** All positions of the commission are abolished. The former executive director of the commission becomes the president and a director of the foundation for the first year of operation of the foundation effective the first meeting of the board of directors and may be reappointed at the pleasure of the board of directors thereafter.

**7. Records, property and equipment.** All funds, records, property and equipment of the commission must be transferred to the foundation.

**8. Funds transferred.** Notwithstanding the Maine Revised Statutes, Title 5, sections 1585 and 1586, all accrued expenditures, assets, liabilities, balances, appropriations or allocations, transfers, revenues or other available funds of the commission are transferred to the foundation. Specifically, any balances remaining in the Personal Services line category upon the inception of the foundation may be transferred to the All Other line category in order to carry out the objectives of the foundation.

**9. Contracts and agreements.** All contracts and agreements currently in effect with the commission remain in effect under the foundation until rescinded, terminated or modified by the foundation's board of directors.

**10. Rules and procedures.** All rules and procedures of the commission remain in effect and apply to the foundation unless expressly repealed or modified by the foundation's board of directors.

**Sec. E-25. Evaluation of foundation.** The joint standing committee having jurisdiction over housing and economic development matters shall prepare and submit to the Legislature no later than January 15, 1997 an evaluation report on the Maine Science and Technology Foundation. The foundation and its corporators shall cooperate in the conduct of the evaluation to the extent requested by the reviewing committee. At a minimum, the evaluation must include the following:

1. A description and evaluation of the extent to which the statutory purposes of the foundation were achieved in its first 5 years of operation; and

2. Recommendations as to whether the foundation should be terminated, modified or continued, together with any legislation necessary to accomplish the recommendations.

**Sec. E-26. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EXECUTIVE DEPARTMENT</b>		
<b>Maine Science and Technology Commission</b>		
Positions	(-2.0)	(-2.0)
Personal Services	(\$121,706)	(\$123,743)
All Other	(1,778,294)	(1,776,257)

Provides for the deappropriation of funds from the abolishment of the

Maine Science and Technology Commission, including the elimination of all positions, to reflect the establishment of the Maine Science and Technology Foundation.

<b>EXECUTIVE DEPARTMENT TOTAL</b>	(1,900,000)	(1,900,000)
<b>SCIENCE AND TECHNOLOGY FOUNDATION, MAINE</b>		
<b>Maine Science and Technology Foundation</b>		
Personal Services	72,500	
All Other	1,577,500	1,350,000
Provides for the appropriation of funds for the establishment of a foundation, effective October 1, 1993. Personal Services funding in fiscal year 1993-94 reflects funding for one Executive Director position, one Development Director position, one Planner II position, one Clerk Typist II position and one part-time Accountant I position until October 1, 1993.		
<b>MAINE SCIENCE AND TECHNOLOGY FOUNDATION TOTAL</b>	1,650,000	1,350,000
<b>SECTION E-26 TOTAL APPROPRIATIONS</b>	(\$250,000)	(\$550,000)

**Sec. E-27. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EXECUTIVE DEPARTMENT</b>		
<b>Maine Science and Technology Commission</b>		
Positions	(-1.5)	(-1.5)
Personal Services	(\$55,542)	(\$57,118)
All Other	(1,618,329)	(1,622,351)
Provides for the deallocation of funds from the abolishment of the Maine Science and Technology Commission, including the elimination of all positions, to reflect the establishment of the Maine Science and Technology Foundation.		
<b>EXECUTIVE DEPARTMENT TOTAL</b>	(1,673,871)	(1,679,469)

**SCIENCE AND TECHNOLOGY FOUNDATION, MAINE**

Maine Science and Technology Foundation

Personal Services	23,500	
All Other	1,682,148	1,705,648

Provides for the allocation of funds for the establishment of the Maine Science and Technology Foundation. Personal Services allocations for fiscal year 1993-94 reflect funding for one Planner II position, one Clerk Typist III position and one part-time Accountant I position until October 1, 1993.

MAINE SCIENCE AND TECHNOLOGY FOUNDATION TOTAL

1,705,648	1,705,648
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SECTION E-27 TOTAL ALLOCATIONS

\$31,777	\$26,179
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PART F

**Sec. F-1. 20-A MRSA §202, sub-§15,** as amended by PL 1991, c. 716, §1, is repealed.

**Sec. F-2. 20-A MRSA §203, sub-§1,** as amended by PL 1991, c. 716, §2, is further amended to read:

**1. Commissioner's appointments.** The following officials ~~shall~~ must be appointed by and ~~shall~~ serve at the pleasure of the commissioner:

- A. Assistant to the Commissioner;
- B. Deputy Commissioner;
- ~~C. Associate Commissioner, Bureau of School Management;~~
- ~~D. Associate Commissioner, Bureau of Instruction;~~
- ~~E. Associate Commissioner, Bureau of Applied Technology and Adult Learning;~~
- F. Director, Planning and Management Information;
- G. Federal and State Education Program Coordinator; and
- H. Executive Director, Interdepartmental Council.

**Sec. F-3. 20-A MRSA §1301, sub-§1, ¶¶A and B,** as enacted by PL 1981, c. 693, §§5 and 8, are amended to read:

A. Under a property valuation method, municipalities in a district shall share costs in the same proportion as each municipality's ~~state valuation fiscal capacity~~ as defined in section 15603, subsection 11-A is to the district's ~~state valuation fiscal capacity~~ fiscal capacity.

B. Under an alternate plan approved by the state board and by a vote of the legislative bodies of the school administrative units forming the district and based on:

- (1) The number of resident pupils in each town;
- (2) ~~The state valuation of each member town's real property as set in the calendar year prior to the district's fiscal year~~ fiscal capacity of each member municipality as defined in section 15603, subsection 11-A; or
- (3) Any combination of subparagraphs (1) and (2).

**Sec. F-4. 20-A MRSA §1704, sub-§1, ¶B,** as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

B. ~~The state valuation of each member municipality's real property as set in the calendar year prior to the district's fiscal year~~ fiscal capacity of each member municipality as defined in section 15603, subsection 11-A;

**Sec. F-5. 20-A MRSA §15602, sub-§8** is enacted to read:

**8. Adjustment in fiscal year 1993-94.** If in fiscal year 1993-94 the state share of the foundation allocation for a school administrative unit as defined in section 15603, subsection 12 plus the minimum state allocation as described in section 15613, subsection 13 and excluding the state subsidy for bus purchases is more or less than the corresponding amount for fiscal year 1992-93, the following provisions apply.

A. If the subsidy calculated for a school administrative unit pursuant to this subsection is greater in fiscal year 1993-94 than in fiscal year 1992-93, 1/2 of the excess must be deducted from the fiscal year 1993-94 state subsidy for that unit.

B. If the subsidy calculated for a school administrative unit pursuant to this subsection for fiscal year 1993-94 is less than in fiscal year 1992-93, 1/2 of the amount by which the fiscal year 1992-93 subsidy exceeds the fiscal year 1993-94 subsidy must be added to the fiscal year 1993-94 state subsidy for that unit.

**Sec. F-6. 20-A MRSA §15603, sub-§2,** as amended by PL 1991, c. 591, Pt. E, §14, is repealed.

**Sec. F-7. 20-A MRSA §15603, sub-§3,** as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

**3. Actual local operating costs adjusted.** "Actual local operating costs adjusted" means actual operating costs in subsection ~~2~~ 26-A, paragraph A, adjusted to meet the level of the costs in the year prior to the year of allocation.

**Sec. F-8. 20-A MRSA §15603, sub-§4,** as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is repealed.

**Sec. F-9. 20-A MRSA §15603, sub-§5,** as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

**5. Actual local program costs adjusted.** "Actual local program costs adjusted" means actual program costs in subsection ~~4~~ 26-A, paragraph B, adjusted to meet the level of the costs in the year prior to the year of allocation.

**Sec. F-10. 20-A MRSA §15603, sub-§8, ¶C,** as amended by PL 1989, c. 466, §1, is further amended to read:

C. The portion of the tuition costs applicable to the insured value factor computed under section 5806, for the base year; and

**Sec. F-11. 20-A MRSA §15603, sub-§8, ¶D,** as amended by PL 1989, c. 466, §1, is repealed.

**Sec. F-12. 20-A MRSA §15603, sub-§9,** as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

**9. Debt service millage limit.** "Debt service millage limit" means the equivalent of a mill rate ~~which, if that, when~~ applied to the ~~state valuation~~ fiscal capacity of a school administrative unit, limits the local share of debt service required under section 15611, subsection 1, paragraph A.

**Sec. F-13. 20-A MRSA §15603, sub-§11-A** is enacted to read:

**11-A. Fiscal capacity.** "Fiscal capacity" means the ability of a municipality to raise property tax revenues. For each year of funding, fiscal capacity is measured as the average of the state valuation amounts for the 2 most recent years prior to the year of funding. For fiscal year 1993-94 and fiscal year 1994-95 only, if the most recent state valuation amount is less than the average of the 2 most recent state valuation amounts, the fiscal capacity of the municipality is considered to be the state valua-

tion for the most recent year. The fiscal capacity of a school administrative district or a community school district is the sum of the fiscal capacity amounts of its member municipalities.

**Sec. F-14. 20-A MRSA §15603, sub-§20,** as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

**20. Program millage limit.** "Program millage limit" means the equivalent of a mill rate ~~which, if that, when~~ applied to the ~~state valuation~~ fiscal capacity of a school administrative unit, ~~shall limit~~ limits the local share of the program allocation required under section 15609, subsection 1, paragraph B.

**Sec. F-15. 20-A MRSA §15603, sub-§26-A** is enacted to read:

**26-A. Subsidizable costs.** "Subsidizable costs" includes the costs described in paragraphs A to C and used to calculate the total allocation amount.

A. "Actual local operating costs" includes all costs except costs described in paragraphs B to D.

B. "Actual local program costs" includes the following:

(1) Bus purchase costs as defined in subsection 7;

(2) Early childhood educational program costs as defined in subsection 10;

(3) Special education costs as defined in subsection 22;

(4) Transportation operating costs as defined in subsection 29; and

(5) Vocational education costs as defined in subsection 30.

C. "Debt service costs" includes the following:

(1) Principal and interest on approved school construction costs as described in subsection 8, paragraph A;

(2) Approved lease costs as described in subsection 8, paragraphs B and E; and

(3) Insured value factor costs as described in subsection 8, paragraph C.

D. Nonsubsidizable costs are not considered in the calculation of the total allocation. "Nonsubsidizable costs" includes the following:

- (1) Community service costs;
- (2) Major capital costs;
- (3) Expenditures from all federal revenue sources, except for amounts received under the United States Code, Public Law 81-874;
- (4) One half of salary and benefit costs for superintendents, assistant superintendents and associate superintendents;
- (5) Transportation costs not associated with transporting students from home to school and back home each day; and
- (6) Costs payable to the Maine State Retirement System under Title 5, section 17154, subsections 10 and 11.

E. For the purpose of calculating the total allocation for a funding year, all subsidizable costs are considered costs incurred during the base year for that year of funding, except as follows:

- (1) Bus purchase and lease costs are costs incurred in the year prior to the year of funding; and
- (2) Principal and interest on approved school construction costs are costs incurred during the year of funding.

F. If for any fiscal year, the total amount appropriated for the State's share of the total allocation is less than the amount specified in the certified funding level for that year, then all subsidizable costs except as noted in subparagraphs (1) and (2) are reduced by a percentage of the original cost amounts. The reduction percentage is the smallest percentage that results in a state share of the total allocation that does not exceed the amount appropriated for this purpose. The following subsidizable costs may not be reduced:

- (1) Principal and interest on approved school construction costs; and
- (2) Approved lease costs.

**Sec. F-16. 20-A MRSA §15603, sub-§27**, as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

**27. Subsidy indices.** "Subsidy indices" means the equivalent of mill rates ~~which, if that, when~~ applied to the ~~state valuation~~ fiscal capacity of all municipalities, would raise not more than 45% of the total allocation and would establish the operating cost millage, the program millage limit and the debt service millage limit.

These indices may not be levied, but ~~shall~~ must be used for the purpose of computing allocations.

**Sec. F-17. 20-A MRSA §15609, sub-§1, ¶¶A and B**, as amended by PL 1987, c. 848, §7, are further amended to read:

A. The local share of the allocation for operating costs ~~shall be~~ is the product of the operating cost millage established under section 15607 and the ~~state valuation~~ fiscal capacity of the municipalities in the school administrative units. The commissioner's computation of the local share of the allocation for operating costs for each unit or member municipality within a school administrative district or community school district ~~shall~~ may not exceed the total operating allocation of each municipality.

(1) The local share percentage of operating costs ~~shall be~~ is the proportion that the local share of the allocation for operating cost is to the maximum operating cost allocation. The state share percentage of operating costs ~~shall be~~ is the proportion that the state share of the allocation for operating cost is to the maximum operating cost allocation.

B. The local share of the allocation for program costs ~~shall be~~ is the actual local program costs in the base year adjusted and bus purchase costs in the year prior to the year of allocation multiplied by the local share percentage determined in paragraph A or the program millage limit established in section 15607 times the ~~state valuation~~ fiscal capacity of the municipalities in the school administrative unit, whichever is less.

(1) The program millage limit ~~shall be~~ is the mills derived by dividing 40% of the actual local program costs adjusted as defined in section 15603, subsection 5; by the ~~state valuation~~ fiscal capacity of all municipalities.

(2) The local share percentage of program costs ~~shall be~~ is the proportion that the local share of the allocation for program cost is to the maximum program cost allocation. The state share percentage of program costs ~~shall be~~ is the proportion that the state share of the allocation for program cost is to the maximum program cost allocation.

**Sec. F-18. 20-A MRSA §15611, sub-§1**, as amended by PL 1987, c. 848, §8, is further amended to read:

**1. Local share.** The commissioner shall compute the local share of allocation for debt service for each unit as follows.

A. The local share of allocation for debt service ~~shall be~~ is the product of the debt service allocation multiplied by the percentage local share determined in section 15609 or the debt service millage limit established in section 15607 times the ~~state valuation~~ fiscal capacity of the municipalities in the school administrative units, whichever is less.

(1) The debt service millage limit ~~shall be~~ is the mills derived by dividing 45% of the debt service costs as defined in section 15603, subsection 8; by the ~~state valuation~~ fiscal capacity of all municipalities.

(2) The local share percentage of debt service costs ~~shall be~~ is the proportion that the local share of the allocation for debt service cost is to the maximum debt service cost allocation.

**Sec. F-19. 20-A MRSA §15613, sub-§12,** as enacted by PL 1987, c. 848, §10, is repealed.

**Sec. F-20. 20-A MRSA §15905, sub-§1, ¶A,** as amended by PL 1991, c. 875, is further amended to read:

A. The state board may approve projects as long as no project approval will cause debt service costs, as defined in section 15603, subsection 8, ~~paragraphs paragraph A and D,~~ to exceed the maximum limits specified in Table 1 in subsequent fiscal years.

Table 1

Fiscal year	Maximum Debt Service Limit
1990	\$48,000,000
1991	\$57,000,000
1992	\$65,000,000
1993	\$67,000,000
1994	\$67,000,000
1995	\$67,000,000
1996	\$67,000,000

**Sec. F-21. Restructuring plan; Department of Education.** The Commissioner of Education shall submit no later than March 1, 1993 detailed plans and recommendations for restructuring the Department of Education to the Legislature, outlining position allocations, necessary statutory changes and appropriation and allocation adjustments required to implement the restructuring plan described in this section.

1. The Maine Revised Statutes, Title 20-A, section 202, subsection 15 must be amended or repealed and replaced in order to eliminate the following bureaus and replace them with a new divisional structure: The

Bureau of Applied Technology and Adult Learning, the Bureau of Instruction and the Bureau of School Management.

2. One Associate Commissioner, Bureau of School Management, one Associate Commissioner, Bureau of Instruction and one Associate Commissioner, Bureau of Applied Technology and Adult Learning, appointed by the commissioner under Title 20-A, section 203, subsection 1, must be eliminated and the statutes amended appropriately.

3. The Department of Education shall submit to the State Budget Officer no later than February 1, 1993 a detailed plan showing recommended allocation of authorized positions to carry out the restructuring plan.

4. The Department of Education shall submit to the State Budget Officer no later than February 1, 1993 a detailed plan showing recommended adjustments among divisions and programs by line category for all funds for fiscal year 1993-94 and fiscal year 1994-95 to carry out the restructuring plan.

5. The State Budget Officer shall submit no later than March 1, 1993 to the Joint Standing Committee on Appropriations and Financial Affairs recommendations concerning the appropriation, allocation and position plans outlined in subsections 3 and 4.

**Sec. F-22. Basic elementary and secondary per pupil operating rate.** The basic elementary per pupil operating rate for fiscal year 1993-94 is \$3,343 and the basic secondary per pupil operating rate for fiscal year 1993-94 is \$4,756. The foundation per pupil operating rate for fiscal year 1993-94 is \$3,734.

**Sec. F-23. Basic education allocation.** The basic allocation of state and local funds for fiscal year 1993-94 for the purpose listed in this section is as follows.

	1993-94
Operating Costs	
Elementary and Secondary Operating Costs (adjusted)	\$799,448,916
Less Public Law 81-874 (Federal Impact Funds)	0
Operating Costs Total	799,448,916
Program Costs	
Early Childhood	\$759,705

Special Education (Local)	98,220,920
Special Education (Tuition and board)	14,831,210
Vocational Education	21,840,901
Transportation Operating	54,297,324
Bus Purchases	4,500,000
<b>Program Costs Total</b>	<b>194,450,060</b>
<b>Debt Service Costs</b>	
Principal and Interest	64,679,229
Approved Leases	5,435,159
Insured Value Factor	1,918,209
<b>Debt Service Costs Total</b>	<b>72,032,597</b>
Combined Allocations	1,065,931,573
Save Harmless	4,073,000
Minimum State Allocation	802,000
<b>TOTAL ALLOCATION</b>	<b>\$1,070,806,573</b>

**Sec. F-24. Subsidy indices.** This section establishes mill rates as follows: operating cost millage, 5.86 mills; program millage limit, 1.18 mills; and debt service millage limit, 0.49 mills.

**Sec. F-25. Appropriation.** The following funds are appropriated for the General Purpose Aid to Local Schools Account for the fiscal year beginning July 1, 1993 and ending June 30, 1994 and calculated as follows.

	<b>1993-94</b>
STATE ALLOCATION	\$608,111,053
Adjustment to Maintain State Share of Operating Cost Allocation	550,000
<b>Total Adjusted State Allocation</b>	<b>608,661,053</b>
<b>ADJUSTMENTS AND MISCELLANEOUS COSTS</b>	
Cost of Geographic Isolation Adjustments	250,000
Cost of Quality Incentive Adjustments	0
Audit Adjustment	59,100

Cost of Reimbursement for Private School Services	201,000
Special Education Hardship Grants	300,000
Special Education Tuition and Board for State Wards and Other Pupils Placed Directly by the State	4,639,861
State Agency Clients	9,850,439
Payment of Prior Year State Ward and State Agency Client Costs	3,900,000
Out-of-district Placements	2,137,690
Long-term Drug Treatment Centers	176,472
Medicaid Seed	125,000
<b>Total Adjustments</b>	<b>21,639,562</b>
<b>TOTAL RECOMMENDED FUNDING LEVEL</b>	<b>630,300,615</b>
<b>Adjustments to Reflect Revenue Limitations for Fiscal Year 1993-94</b>	
<b>Changes in Adjustments:</b>	
Cost of Geographic Isolation Adjustments	(75,000)
Audit Adjustment	(59,100)
Special Education Hardship Grants	(300,000)
Special Education Tuition and Board for State Wards and Other Pupils Placed Directly by the State	(138,390)
State Agency Clients	(970,269)
Out-of-district Placements	(463,690)
Long-term Drug Treatment Centers	(176,472)
Other GPA Changes	(108,378,600)
<b>Total Adjustments Due to Revenue Limitations</b>	<b>(110,561,521)</b>
Estimated Construction Audit Recoveries	0
<b>Total Appropriation for Fiscal Year 1993-94</b>	<b>\$519,739,094</b>

**Sec. F-26. Limit of State's obligation.** If the State's continued obligation for any individual program contained within sections 23 and 25 of this Part exceeds the level of funding provided for that program, any



unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual program. Any unexpended balances from sections 23 and 25 may not lapse but must be carried forward to be used for the same purpose.

**Sec. F-27. Appropriation.** Nothing in sections 22 and 26 of this Part may be construed to require the State to provide payments that exceed the appropriation of funds for the General Purpose Aid for Local Schools Account for the fiscal year beginning July 1, 1993 and ending June 30, 1994.

## PART G

**Sec. G-1. 38 MRSA §352, sub-§5-B, in that part designated "TABLE I" related to "TITLE 38, SECTION 413," paragraphs A and B,** is amended to read:

413, Waste discharge license

A. Residential		
<u>(10-year term)</u>	<u>225</u>	<u>75</u>
	<u>450</u>	<u>150</u>
B. Commercial		
<u>(10-year term)</u>		
1. Flow of less than		
2,000 gallons per		
day		
	<u>2,400</u>	<u>640</u>
	<u>4,800</u>	<u>1,280</u>
2. Flow of 2,000 to		
20,000 gallons per		
day inclusive		
	<u>2,400</u>	<u>2,000</u>
	<u>4,800</u>	<u>4,000</u>
3. Flow of greater		
than 20,000 gallons		
per day		
	<u>2,400</u>	<u>4,800</u>
	<u>4,800</u>	<u>9,600</u>

**Sec. G-2. Effective date.** The section of this Part that amends the Maine Revised Statutes, Title 38, section 352, subsection 5-B takes effect July 1, 1993.

**Sec. G-3. 38 MRSA §353, sub-§2,** as amended by PL 1991, c. 384, §5 and affected by §16, is further amended to read:

**2. Processing fee.** Except for annual air emission fees pursuant to section 353-A, a processing fee must be paid at the time of filing the application. Failure to pay the processing fee at the time of filing the application results in the application being returned to the applicant. One-half the processing fee assessed in section 352, subsection 5-B for licenses issued for a 10-year term must be paid at the time of filing the application. The remaining 1/2 of the processing fee for licenses issued for a 10-year term must be paid 5 years after issuance of the license. The commissioner may not refund the processing fee if the application is denied by the board or the commissioner. If the application is withdrawn by the applicant

within 30 days of the start of processing, the processing fee must be refunded, except in the case of nonferrous metal mining applications. If an application for nonferrous metal mining is withdrawn by the applicant within 30 days of the date of filing, 1/2 of the application fee must be refunded.

**Sec. G-4. 38 MRSA §353, sub-§3,** as amended by PL 1991, c. 384, §6 and affected by §16, is further amended to read:

**3. License fee.** The license fee assessed in section 352, subsection 5 must be paid at the time of filing the application. Failure to pay the license fee at the time of filing results in the application being returned to the applicant. One-half the processing fee assessed in section 352, subsection 5-B for licenses issued for a 10-year term must be paid at the time of filing the application. The remaining 1/2 of the processing fee for licenses issued for a 10-year term must be paid 5 years after issuance of the license. The commissioner shall refund the license fee if the board or commissioner denies the application or if the application is withdrawn by the applicant. Notwithstanding the provisions of this subsection, the license fee for a subdivision must be paid prior to the issuance of the license.

The license fees for nonferrous metal mining must be paid annually on the anniversary date of the license for the life of the project, up to and including the period of closure and reclamation.

**Sec. G-5. 38 MRSA §414, sub-§2,** as affected by PL 1989, c. 890, Pt. A, §40 and amended by Pt. B, §29, is further amended to read:

**2. Terms of licenses.** Licenses are issued by the department for a term of not more than 5 years, except that licenses for ~~residential~~ overboard discharges may be issued for a term of not more than 10 years. For the purposes of this section "overboard discharge" is defined in accordance with section 466, subsection 9-A.

**Sec. G-6. 38 MRSA §414-A, sub-§1-B, ¶D,** as affected by PL 1989, c. 890, Pt. A, §40 and amended by Pt. B, §30, is further amended to read:

D. The department shall limit to a maximum of 5 10 years the term of any overboard discharge license, including relicensings, issued after June 1, 1987. For the purposes of this section "overboard discharge" is defined in accordance with section 466, subsection 9-A. Licenses issued after June 1, 1987 for a 5-year term, must be extended to a 10-year term upon payment of the processing and licensing fees, prorated for the increased term of the license. All licenses in existence on June 1, 1987, with expiration dates occurring in 1989 or 1990, expire on the date stated in the license. All other licenses in existence on June 1, 1987; expire

on the same day and month stated in the existing license but in a new year, determined by the following schedule:

Current Expiration Date	New Date
1991, 1992	1990
1993, 1994	1991
1995, 1996	1992
1997, 1998	1993

**Sec. G-7. 38 MRSA §480-Q, sub-§16** is enacted to read:

**16. Alterations in back dunes of coastal sand dune systems.** Alterations in back dunes of sand dune systems as long as the site is not subject to flooding during a 100-year flood event based on information from the Federal Emergency Management Agency. The applicant must provide the department with written notification of the proposed activity, including a location map, at least 14 days prior to commencing work.

#### PART H

**Sec. H-1. 38 MRSA §569-A, sub-§6**, as enacted by PL 1991, c. 817, §26, is amended to read:

**6. Allocation from Ground Water Oil Clean-up Fund.** From the fees assessed in subsection 5, 6¢ per barrel of gasoline, refined petroleum products and their by-products, other than liquid asphalt and #6 fuel oil, must be transferred by the department upon receipt as follows.

A. Sixty-two and one half percent of the 6¢ per barrel fee must be transferred to the Finance Authority of Maine for deposit in the Underground Oil Storage Replacement Fund, and after \$3,000,000 has been transferred to the Maine State Housing Authority pursuant to paragraph B, 100% of the 6¢ per barrel fee must be transferred to the Finance Authority of Maine.

B. Thirty-seven and one half percent of the 6¢ per barrel fee must be transferred to the Maine State Housing Authority for deposit in the Housing Opportunities for Maine Fund to be used initially for loans and grants to finance the costs of removal, disposal, replacement or abandonment of underground oil storage facilities and tanks located on owner-occupied or residential rental property, which facilities and tanks have been identified by the department as leaking or posing an environmental threat or as having been abandoned. After \$3,000,000 has been transferred, the Maine State Housing Authority does not receive a percentage of the 6¢ per barrel fee.

After an aggregate sum of \$10,000,000 has been transferred to the Finance Authority of Maine and an aggregate

sum of \$3,000,000 has been transferred to the Maine State Housing Authority pursuant to this subsection, the per barrel fee assessed pursuant to subsection 5 must be reduced by 6¢ per barrel. For the purposes of this subsection, the transfers from the Underground Oil Storage Replacement Fund under Public Law 1993, chapter 6 and under unified appropriations and allocations for fiscal year 1993-94 and fiscal year 1994-95 are not included in calculating the amount transferred from the Ground Water Oil Clean-up Fund to the Underground Oil Storage Replacement Fund.

**Sec. H-2. Transfer of funds.** Notwithstanding the Maine Revised Statutes, Title 38, section 569-A, \$750,000 in fiscal year 1993-94 and \$750,000 in fiscal year 1994-95 must be transferred from the Underground Oil Storage Replacement Fund account of the Finance Authority of Maine to General Fund undedicated revenue.

**Sec. H-3. Report.** No later than February 1, 1995 the Finance Authority of Maine shall provide a report to the Governor and the joint standing committee of the Legislature having jurisdiction over energy and natural resources matters regarding the Underground Oil Storage Replacement Fund. The report must include the number and dollar amount of loans made, repayments, projected additional demand and the authority's recommendations concerning operation of the fund.

#### PART I

**Sec. I-1. 18-A MRSA 3-805, sub-§(a), ¶(4)**, as amended by PL 1989, c. 397, §1, is further amended to read:

(4) Medicaid benefits recoverable under Title 22, section 14, subsection ~~2-G~~ 2-I and reasonable and necessary medical and hospital expenses of the last illness of the decedent, including compensation of persons attending the decedent;

**Sec. I-2. 22 MRSA §14, sub-§2-G**, as amended by PL 1991, c. 9, Pt. N, §5, is repealed.

**Sec. I-3. 22 MRSA §14, sub-§2-I** is enacted to read:

**2-I. Claims against estates of Medicaid recipients.** Claims against the estates of Medicaid recipients are governed by this subsection.

A. The department has a claim against the estate of a Medicaid recipient when, after the death of the recipient:

(1) Property or other assets are discovered that existed and were owned by the recipient during the period when Medicaid benefits were paid for the recipient and disclosure of the property or assets at the time benefits were being paid would have ren-

dered the recipient ineligible to receive the benefits;

(2) It is determined that the recipient was 65 years of age or older when that person received Medicaid assistance and the recipient died on or after January 1, 1993; or

(3) The recipient had been receiving institutional care in a nursing facility or intermediate care facility for the mentally retarded at the time of death on or after January 1, 1993.

B. The amount of Medicaid benefits paid and recoverable under this section is a claim against the estate of the deceased recipient pursuant to Title 18-A, Article III, Part 8.

C. No claim may be enforced against the following:

(1) Real estate of a recipient used for the support, maintenance or comfort of the surviving spouse, a dependent child under 21 years of age or a dependent who is nonsupporting because of a disability, until that real estate is no longer used for those purposes; or

(2) Personal property necessary for the support, maintenance or comfort of the surviving spouse, a dependent child under 21 years of age or a dependent who is nonsupporting because of a disability, until the property is no longer used for those purposes.

**Sec. I-4. 22 MRSA §254, sub-§4,** as amended by PL 1991, c. 645, is further amended to read:

**4. Method of prescribing or ordering drugs.** The method of prescribing or ordering these drugs, which may include, but is not be limited to, the use of standard or larger prescription refill sizes so as to minimize operational costs and to maximize economy. Unless the prescribing physician indicates otherwise, the use of generic or chemically equivalent drugs is required, provided that these drugs are of the same quality and have the same mode of delivery as is provided to the general public, consistent with good pharmaceutical practice. Each prescription filled must be for a supply of 90 days unless the prescribing physician or the recipient requests otherwise;

**Sec. I-5. 22 MRSA §254, sub-§4-A,** as amended by PL 1993, c. 6, Pt. C, §3, is further amended to read:

**4-A. Payment for drugs provided.** The commissioner may establish the amount of payment to be made by recipients toward the cost of prescription or nonprescription drugs, medication and medical supplies furnished under this program provided that the total cost for any

covered purchase of a prescription or nonprescription drug or medication does not exceed ~~\$6 for generic drugs or \$10 for brand-name drugs~~ 20% of the price allowed for that prescription under program rules or \$2, whichever is greater. ~~For the purposes of this section, a brand-name drug is defined as a single-source drug, a cross-licensed drug or an innovator drug for which a lower-cost generic equivalent is available.~~ If a recipient is prescribed a drug in a quantity specifically intended by the provider or pharmacist, for the recipient's health and welfare, to last less than one month, only one payment for that drug for that month is required;

**Sec. I-6. 22 MRSA §254, sub-§8, ¶B,** as enacted by PL 1993, c. 6, Pt. C, §4, is amended to read:

B. For the quarters beginning October 1, 1992, the rebate percentage is equal to ~~15%~~ the percentage recommended by the federal Health Care Financing Administration of the manufacturer's wholesale price for the total number of dosage units of each form and strength of a prescription drug that the department reports as reimbursed to providers of prescription drugs, provided payments are not due until 30 days following the manufacturer's receipt of utilization data supplied by the department, including the number of dosage units reimbursed to providers of prescriptions drugs during the period for which payments is due.

**Sec. I-7. 22 MRSA §396-G, sub-§4,** as amended by PL 1991, c. 591, Pt. Q, §3, is further amended to read:

**4. Differentials established.** Notwithstanding any other provisions of this section, the commission shall establish such differentials for payments under the United States Social Security Act, Title XVIII, as may be required pursuant to contractual limitations imposed on these payments and those differentials for payments under the Civilian Health and Medical Program of the Uniformed Services, CHAMPUS, that are required, with respect to hospital admissions on or after January 1, 1987, as a condition of continued participation in the Medicare program administered under the United States Social Security Act, Title XVIII. The differential established for payments by the department under the United States Social Security Act, Titles V and XIX, is the differential approved in accordance with subsection 3 unless another amount is required for the department to remain in compliance with the requirements of the United States Social Security Act, Titles V and XIX or a state plan approved by the federal Department of Health and Human Services under the United States Social Security Act.

**Sec. I-8. 22 MRSA §3173-C, sub-§7, ¶¶J and K,** as enacted by PL 1993, c. 6, Pt. C, §8, are amended to read:

J. Psychologist services, \$2; and

K. Chiropractic services, \$2-;

**Sec. I-9. 22 MRSA §3173-C, sub-§7, ¶¶L to Q** are enacted to read:

L. Laboratory and x-ray services, \$1;

M. Optical services, \$2;

N. Optometric services, \$3;

O. Mental health clinic services, \$2;

P. Substance abuse services, \$2; and

Q. Hospital inpatient services, \$3 per patient day.

**Sec. I-10. 22 MRSA §3174-L** is enacted to read:

**§3174-L. Medicaid drug formulary**

**1. Authority.** The department has the authority to determine which prescription and over-the-counter drugs are subject to reimbursement and coverage under the Medicaid program.

**2. Drug formulary committee.** In order to make determinations under subsection 1, the department shall establish a drug formulary committee by rule adopted pursuant to the Maine Administrative Procedure Act.

A. The drug formulary committee must have at least 2 nonvoting consumer members to be appointed by the Medicaid Advisory Committee established pursuant to 42 Code of Federal Regulations, Section 431.12 (1993).

B. A vote of 2/3 of the drug formulary committee members present is required to add or delete a drug from the list of drugs that are subject to reimbursement and coverage under the Medicaid program.

C. A determination under rules adopted pursuant to subsection 3 that a drug or category of drug is not covered by the Medicaid program is a final agency action subject to review under the Maine Administrative Procedure Act.

**3. Procedures; emergency.** Drugs determined not covered by Medicaid pursuant to this section are subject to review and approval based upon a prior approval procedure established by rule by the department. Prior approval must be given retroactively if an emergency, as determined by a physician, requires that the drug be dispensed immediately for the patient's well-being. Any drug provided under this emergency procedure is considered a Medicaid-covered service pending departmental action.

**4. Rulemaking.** Rules adopted pursuant to section 3174-J prior to its repeal are effective as of the effective date of this chapter without the taking of any action pursuant to the Maine Administrative Procedure Act.

**Sec. I-11. 22 MRSA §3500-A**, as amended by PL 1989, c. 14, §3, is further amended to read:

**§3500-A. Jurisdiction of Director of Division for the Blind and Visually Impaired, defined**

Jurisdiction of director means having direct administrative responsibility for all programs and personnel under the Division for the Blind and Visually Impaired, sections 3500 to 3512, ~~except section 3501-A.~~

**Sec. I-12. 22 MRSA §3501-A**, as amended by PL 1983, c. 831, §1, is repealed.

**Sec. I-13. 22 MRSA §3760-D, sub-§1**, as repealed and replaced by PL 1991, c. 622, Pt. M, §13, is amended to read:

**1. Amount of payment.** The department shall provide a special housing allowance in the amount of \$75 per month for each assistance unit to recipients of Aid to Families with Dependent Children whose shelter expenses for rent, mortgage or similar payments, property insurance and property taxes equal or exceed 75% of their monthly assistance unit income. Effective July 1, 1994 the special housing allowance is limited to \$50 per month for each assistance unit. For purposes of this subsection "monthly assistance unit income" means the total of the unit's Aid to Families with Dependent Children monthly benefit, plus income countable under Aid to Families with Dependent Children program rules, plus child support received by the unit, excluding the so-called \$50 pass-through payment.

**Sec. I-14. 22 MRSA §3760-D, sub-§4**, as enacted by PL 1991, c. 591, Pt. SS, §2, is repealed.

**Sec. I-15. 22 MRSA §7342, sub-§3**, as amended by PL 1985, c. 34, §4, is further amended to read:

**3. Income and support.** Has no or insufficient personal income or other support from public services, family members and neighbors. A sliding scale ~~shall~~ must be established for services provided under this chapter. ~~It shall~~ The sliding scale must be based on the net income of individuals who apply for or receive subsidies for personal care assistance services. The expenses associated with each individual's disabilities ~~shall~~ must be factored into the calculation of net income for the individual. ~~Information needed to determine net income shall be furnished through the self-declaration of individuals who apply for or receive subsidies or their representatives.~~

**Sec. I-16. New cards.** When new cards are issued to recipients of the low-cost drugs for the elderly program, the following message must be printed on the cards: "If you require mail service for your prescriptions, please discuss this option with your pharmacist. Your pharmacist may arrange for mail service or other types of delivery to your home."

**Sec. I-17. Best price study.** The Department of Human Services shall examine the feasibility of requiring pharmaceutical manufacturers to provide to state programs pharmaceutical manufacturers' best price. State programs include, but are not limited to, Medicaid, low-cost drugs for the elderly, institutions operated by the Department of Mental Health and Mental Retardation and state correctional facilities. By February 1, 1994 the Department of Human Services shall submit its findings, along with any necessary legislation, to the Joint Standing Committee on Human Resources.

**Sec. I-18. Emergency rules.** The Department of Human Services is authorized to utilize emergency rulemaking to implement any changes set forth in this Part that require immediate action to realize the savings intended by this legislation.

**Sec. I-19. Medically needy projected income level.** Notwithstanding the Maine Revised Statutes, Title 22, section 3174, for fiscal year 1993-94 and fiscal year 1994-95, the medically needy protected income level may not be less than the level in effect on February 1, 1993.

**Sec. I-20. Medical eye care program notice.** When the Department of Human Services sends the termination notice resulting from the repeal of the Maine Revised Statutes, Title 22, section 3501-A, the department shall provide each individual terminated from the medical eye care program with an application for the Medicaid program, written instructions for filing that application and a summary of the eligibility requirements and benefits provided under the Medicaid program.

**Sec. I-21. Waiver application.** The Department of Human Services shall pursue waivers from the federal Health Care Financing Administration necessary to increase the nominal amount an individual must contribute as a copayment for various Medicaid services, to mandate generic substitution for drugs and to prohibit Medicaid reimbursement for "fertility drugs." The department shall file the waiver request no later than August 15, 1993 and provide reports on the status of their waiver requests to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Human Resources on September 1, 1993 and January 1, 1994.

**PART J**

**Sec. J-1. Personal services cost savings.** Notwithstanding the Maine Revised Statutes, Title 5, section 7065 or any other provision of law, any cost-savings mea-

asures achieved from negotiations for successor collective bargaining agreements with state employees' bargaining representatives or, in the absence of an agreement with the bargaining agent for any bargaining unit, from other cost-savings measures available to the Governor apply similarly and equitably to all employees not within the Judicial Department or the Legislature regardless of funding source. Any such cost-savings measures also apply to employees not within the Judicial Department or the Legislature who are in classifications included in bargaining units but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 979-A, subsection 6, paragraphs E and F, and to employees excluded from bargaining units pursuant to Title 26, section 979-A, subsection 6, paragraphs B, C, D, I and J, regardless of funding source.

**Sec. J-2. Calculation and transfer.** The State Budget Officer shall calculate the amount in this Part that applies against each General Fund account for all departments and agencies not within the Judicial Department or the Legislature based on the proportionate share of salaries and benefits in the Personal Services appropriations of the affected accounts. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the State Budget Officer shall distribute the calculated amount resulting from this Part between each affected account as appropriation adjustments and provide the Joint Standing Committee on Appropriations and Financial Affairs with a report no later than September 30, 1993 on the appropriation adjustments.

**Sec. J-3. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Executive Departments and Agencies</b>		
Personal Services	(\$21,182,742)	(\$19,923,418)
Provides for the deappropriation of funds from savings resulting from negotiations for successor collective bargaining agreements with state employees' bargaining representatives or, in the absence of an agreement with the bargaining agent for any bargaining unit, from other cost-savings measures available to the Governor. Any such cost-savings measures must be applied similarly and equitably to employees in classifications included in bargaining units		

but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 979-A, subsection 6, paragraphs E and F and to employees excluded from bargaining units pursuant to Title 26, section 979-A, subsection 6, paragraphs B, C, D, I and J.

## PART K

**Sec. K-1. 9-B MRSA §212-A**, as repealed and replaced by PL 1989, c. 542, §1, is amended to read:

### §212-A. Securities Division

There is created a Securities Division, which constitutes a division within the Bureau of Banking and which has responsibility for the administration and enforcement of the Revised Maine Securities Act, the Maine Commodity Code and the law regulating the sale of business opportunities. The activities of the division ~~shall be~~ are directed by the Securities Administrator, who ~~shall be~~ is appointed by the superintendent, subject to the Civil Service Law. The ~~division shall have~~ administrator may employ such staff as the Legislature authorizes and all salaries and expenses of the division ~~shall must~~ be paid out of such amounts as the Legislature ~~appropriates~~ allocates.

**Sec. K-2. 32 MRSA §10306, first ¶** is enacted to read:

Subject to alteration pursuant to section 10712, the following fees apply.

**Sec. K-3. 32 MRSA §10306, sub-§1**, as amended by PL 1991, c. 591, Pt. M, §1 and affected by §5, is further amended to read:

**1. Initial fees.** An applicant for licensing ~~shall~~ must pay an initial fee as follows:

- A. Broker-dealer, ~~\$100~~ \$200 and for each branch office in this State, \$50;
- B. Sales representative, \$40; and
- C. Investment adviser, ~~\$50~~ \$200.

**Sec. K-4. 32 MRSA §10306, sub-§2**, as amended by PL 1991, c. 591, Pt. M, §2 and affected by §5, is further amended to read:

**2. Renewal fees.** Except in any year in which an initial fee is paid, an applicant ~~shall~~ must pay an annual renewal fee as follows:

- A. Broker-dealer, ~~\$100~~ \$200 and for each branch office in this State, \$30;

B. Sales representative, \$40; and

C. Investment adviser, ~~\$35~~ \$100.

**Sec. K-5. 32 MRSA §10405, sub-§2**, as amended by PL 1991, c. 591, Pt. M, §3 and affected by §5, is further amended to read:

**2. Fees.** A person filing a registration statement ~~shall~~ must pay a filing fee of ~~\$400~~ \$500 for each security offered, except that for a registration statement filed under section 10404 for an offering for which the total amount raised in state and out of state does not exceed \$1,000,000, the filing fee is \$300 for each security offered. When a registration statement is withdrawn before the effective date or a preeffective stop order is entered under section 10406, the administrator ~~shall re-~~ tain retains the fee.

**Sec. K-6. 32 MRSA §§10712 and 10713** are enacted to read:

### §10712. Authority to change fees

The administrator, by rule, may alter any of the fees provided for in this chapter.

### §10713. Operating fund

**1. Operating fund.** There is established an operating fund to be used to carry out the purposes of this chapter and any other statutory duties of the administrator. The operating fund consists of:

A. All annual renewal license fees for sales representatives received pursuant to this chapter; and

B. All initial license fees for sales representatives received pursuant to this chapter from July 1, 1993 to June 30, 1995.

**2. Nonlapsing account.** Any balance in the operating fund does not lapse, but must be carried forward to be used for the same purposes.

**Sec. K-7. Working capital advance.** The State Controller shall transfer a \$300,000 working capital advance to the dedicated account of the Bureau of Banking, Securities Division on July 1, 1993. The Securities Division shall repay this working capital advance by January 31, 1994.

## PART L

**Sec. L-1. 2 MRSA §6, sub-§5**, as repealed and replaced by PL 1993, c. 349, §2, is repealed and the following enacted in its place:

**5. Range 86.** The salaries of the following state officials and employees are within salary range 86:

Director of Labor Standards;

Deputy Chief of the State Police;

State Archivist;

Director of Maine Geological Survey;

Executive Director, Maine Land Use Regulation Commission;

Chair, Maine Unemployment Insurance Commission;

Child Welfare Services Ombudsman;

Director of the Maine Drug Enforcement Agency; and

Executive Director, Maine Science and Technology Commission.

**Sec. L-2. 2 MRSA §6-D**, as enacted by PL 1989, c. 483, Pt. A, §2, is amended to read:

**§6-D. Salary of the Executive Director of the Maine State Retirement System**

Notwithstanding Title 5, section 17105, subsection 3, ~~paragraph C~~, the salary of the Executive Director and deputy directors appointed by the Executive Director of the Maine State Retirement System ~~shall be~~ are established by the Board of Trustees of the Maine State Retirement System and may not exceed the maximum rate of salary ~~which that~~ may be received by a state employee.

**Sec. L-3. 3 MRSA §804**, as enacted by PL 1985, c. 507, §1, is amended to read:

**§804. Members' contributions**

~~Each On and after July 1, 1993, each~~ member shall contribute at a rate of ~~4%~~ 7.65% of earnable compensation.

**Sec. L-3-A. 3 MRSA §851**, as amended by PL 1991, c. 591, Pt. EEE, §1 and affected by §18, is further amended to read:

**§851. Eligibility for retirement**

Upon written application to the board setting forth the date upon which the member chooses to terminate employment, any member may retire on a service retirement allowance upon meeting one of the following.

**1. Age 60 years; 10 years of creditable service on July 1, 1993.** Any member in service may retire on or after the member's 60th birthday. Any member not in service may retire at the age of 60 years or thereafter

provided that the member has at least 10 years of creditable service or 5 full terms as a Legislator. Creditable service as a member of the Maine State Retirement System after service as a member of the Maine Legislative Retirement System is used in determining the completion of 10 years of creditable service.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have ~~7~~ 10 years of creditable service or have reached 60 years of age and are in service on that date.

**1-A. Age 62; less than 10 years creditable service on July 1, 1993.** Any member in service may retire on or after the member's 62nd birthday. Any member not in service may retire at the age of 62 years or thereafter provided that the member has at least 10 years of creditable service or 5 full terms as a Legislator. Creditable service as a member of the Maine State Retirement System after service as a member of the Maine Legislative Retirement System is used in determining the completion of 10 years of creditable service.

This subsection applies to members who are not covered under subsection 1.

**2. Early retirement; 10 years of creditable service on July 1, 1991.** Any member in service who has completed at least 25 years of creditable service, may retire any time before the member's 60th birthday. Creditable service as a member of the Maine State Retirement System after service as a member of the Maine Legislative Retirement System is used in determining the completion of 25 years of creditable service. The retirement allowance is determined in accordance with section 852, except that it is reduced by multiplying the retirement allowance by a fraction that represents the ratio of the amount of a life annuity due at age 60 years to the amount of a life annuity due at the age of retirement. The tables of annuities in effect at the date of retirement are used for this purpose.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have ~~7~~ 10 years of creditable service.

**2-A. Early retirement; less than 10 years creditable service on July 1, 1991.** Any member in service who has completed at least 25 years of creditable service may retire any time before the member's 62nd birthday. Creditable service as a member of the Maine State Retirement System after service as a member of the Maine Legislative Retirement System is used in determining the completion of 25 years of creditable service. The retirement allowance is determined in accordance with section 852, except that it is reduced by 6% for each year that the member's age precedes age 62. The tables of annuities in effect at the date of retirement are used for this purpose.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, do not have ~~7~~ 10 years of creditable service.

**Sec. L-4. 4 MRSA §1304**, as amended by PL 1989, c. 133, §26, is further amended to read:

**§1304. Employees' contributions**

~~Each~~ On and after July 1, 1993, each member in service shall contribute at a rate of ~~6.5%~~ 7.65% of earnable compensation.

**Sec. L-5. 4 MRSA §1351, sub-§1**, as amended by PL 1991, c. 591, Pt. EEE, §2 and affected by §18, is further amended to read:

**1. Age 60; 10 years of creditable service on July 1, 1993.** Any member may retire on or after the member's 60th birthday if the member has at least 10 years of creditable service. This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have ~~7~~ 10 years of creditable service.

**Sec. L-6. 4 MRSA §1351, sub-§1-A**, as enacted by PL 1991, c. 591, Pt. EEE, §2 and affected by §18, is amended to read:

**1-A. Age 62; less than 10 years of creditable service on July 1, 1993.** Any member may retire on or after the member's 62nd birthday if the member has at least 10 years of creditable service. This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, do not have ~~7~~ 10 years of creditable service.

**Sec. L-7. 4 MRSA §1351, sub-§3**, as amended by PL 1991, c. 591, Pt. EEE, §2 and affected by §18, is further amended to read:

**3. Early retirement; 10 years of creditable service on July 1, 1993.** Any member who has completed at least 25 years of creditable service may retire any time before the member's 60th birthday. The retirement allowance is determined in accordance with section 1352, except that it is reduced by multiplying the retirement allowance by a fraction that represents the ratio of the amount of a life annuity due at age 60 to the amount of a life annuity due at the age of retirement. The tables of annuities in effect at the date of retirement are used for this purpose.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have ~~7~~ 10 years of creditable service. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV or creditable service available to a member that the member was eligible to purchase on

June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-8. 4 MRSA §1351, sub-§3-A**, as amended by PL 1991, c. 591, Pt. EEE, §2 and affected by §18, is repealed and the following enacted in its place:

**3-A. Early retirement; less than 10 years creditable service on July 1, 1993.** Any member who has completed at least 25 years of creditable service may retire any time before the member's 62nd birthday. The retirement allowance is determined in accordance with section 1352, except that the benefit is reduced by 6% for each year that the member's age precedes age 62.

This subsection applies to members who, on July 1, 1993, do not have 10 years of creditable service.

**Sec. L-8-A. 4 MRSA §1358, sub-§1, ¶C**, as repealed and replaced by PL 1985, c. 693, §11, is amended to read:

C. Adjustments under this section ~~shall~~ must be applied to the allowances of all retirees who have been retired for at least ~~6~~ 12 months before the adjustment takes effect, except that a member who has less than 10 years of creditable service on July 1, 1993 may not receive a cost-of-living adjustment until at least 12 months after reaching normal retirement age. Beneficiaries of deceased retirees ~~shall be~~ are eligible for the adjustment provided in this section at the same time the deceased retiree would have been eligible. A member who is eligible to retire as of June 30, 1993 and who actually retires effective no later than July 1, 1994 is eligible for the cost-of-living adjustment if that member has been retired for at least 6 months before the date that the adjustment becomes payable.

**Sec. L-9. 5 MRSA §285, sub-§1, ¶F-2**, as enacted by PL 1987, c. 735, §6, is amended to read:

F-2. Any employee of the Maine Maritime Academy; ~~and~~

**Sec. L-10. 5 MRSA §285, sub-§1, ¶F-3** is enacted to read:

F-3. Any employee of the Maine State Retirement System; ~~and~~

**Sec. L-11. 5 MRSA §285, sub-§1, ¶G**, as amended by PL 1989, c. 776, §1, is further amended to read:

G. Subject to subsection 1-A, employees in any of the categories denominated in paragraphs A to F-1 and paragraph F-3 who:

(1) On April 26, 1968, have retired and who were covered under group health plans which



that by virtue of Public Law 1967, chapter 543; were terminated;

(2) After April 26, 1968, retire and who on the date of their retirement are currently enrolled in this group health plan as ~~an employee~~ employees;

(3) After December 2, 1986, and after reaching normal retirement age, cease to be members of the Legislature and are recipients of retirement allowances from the Maine State Retirement System based upon creditable service as teachers, as defined by section 17001, subsection 42. This paragraph ~~shall~~ also apply applies to former members who were members on December 2, 1986; or

(4) After December 2, 1986, and not yet normal retirement age, cease to be members of the Legislature and are recipients of retirement allowances from the Maine State Retirement System based upon creditable service as teachers, as defined by section 17001, subsection 42. This paragraph also applies to former members who were members on December 2, 1986.

**Sec. L-12. 5 MRSA §17001, sub-§13, ¶B**, as repealed and replaced by PL 1991, c. 824, Pt. A, §6, is amended to read:

B. "Earnable compensation" does not include:

(1) For any member who has ~~7 10~~ years of creditable service by ~~December 1, 1991~~ July 1, 1993 or who has reached 60 years of age and has been in service for a minimum of one year immediately before that date, payment for more than 30 days of unused accumulated or accrued sick leave, payment for more than 30 days of unused vacation leave or payment for more than 30 days of a combination of both;

(2) For any member who is not covered by subsection 1, payment for any unused accumulated or accrued sick leave or payment for any unused vacation leave;

(3) Any other payment that is not compensation for actual services rendered or that is not paid at the time the actual services are rendered; or

(4) Teacher recognition grants paid pursuant to Title 20-A, section 13503-A.

A payment for unused sick leave or unused vacation leave may not be included as part of earnable compensation unless it is paid upon the member's

last termination before the member applies for retirement benefits.

**Sec. L-13. 5 MRSA §17001, sub-§13, ¶C**, as amended by PL 1991, c. 591, Pt. EEE, §4, is repealed and the following enacted in its place:

C. Earnable compensation does not include any increase that exceeds the prior year's earnable compensation by more than 5% or that results in a total increase of more than 10% during the 3-year period used in the calculation of average final compensation unless the cost of the additional actuarial liability arising from the excess increase is paid by the employer as provided in section 17154. Any payment made under paragraph B, subparagraph (1) must be included in determining the amount of increase in the year in which the payment is made. This paragraph does not apply to excess increases resulting from compensation paid prior to July 1, 1993, from compensation paid in accordance with an individual employment contract or collective bargaining agreement executed prior to July 1, 1993 for the initial term of that contract or agreement or from other action by the governing body of the school administrative unit in effect on July 1, 1993. In addition, this paragraph does not apply to increases in compensation for state employees received during fiscal years 1993-94 and fiscal year 1994-95.

**Sec. L-14. 5 MRSA §17101, sub-§1**, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

**1. Purpose.** There is established a retirement system, the functions and operations of which are under the supervision of the board, for the purpose of providing retirement allowances and other benefits under this Part for employees.

**Sec. L-15. 5 MRSA §17101, sub-§4**, as enacted by PL 1985, c. 801, §§5 and 7, is repealed.

**Sec. L-16. 5 MRSA §17101, sub-§5** is enacted to read:

**5. Body corporate and politic.** The retirement system is a body corporate and politic and an incorporated public instrumentality of the State and the exercise of powers conferred by this Part are held to be the performance of essential government functions.

**Sec. L-17. 5 MRSA §17102, sub-§1**, as amended by PL 1989, c. 503, Pt. B, §33, is further amended to read:

**1. Composition.** The Board of Trustees of the Maine State Retirement System, established by section 12004-F, subsection 9, ~~shall be~~ is composed of 8 trustees, as follows:

A. The Treasurer of State or the Deputy Treasurer of State, ex officio, as a nonvoting trustee;

B. A person who is a member of the retirement system through employment as a teacher and who is duly elected by the Maine Teachers' Association;

C. A person who is a member of the retirement system through employment as a state employee and who is duly elected by the Maine State Employees' Association;

D. Four persons appointed by the Governor and subject to review by the joint standing committee of the Legislature having jurisdiction over aging, veterans and retirement and to confirmation by the Legislature:

(1) At least 2 of whom ~~shall~~ must be qualified through training or experience in the field of investments, accounting, banking, or insurance or ~~law~~ as actuaries;

(2) One of whom ~~shall~~ must be selected from a list of 3 nominees submitted by the Maine Retired Teachers' Association; and

(3) One of whom ~~shall~~ must be the recipient of a retirement allowance through the retirement system and ~~who shall~~ be selected from a list or lists of nominees submitted by retired state employees, retired participating local district employees or a committee comprised of representatives of these groups; and

E. A person who is a member of the retirement system through a participating local district and who ~~shall~~ must be appointed by the governing body of the Maine Municipal Association.

The names of proposed trustees elected or appointed under paragraphs B, C or E must be submitted to the Legislature by the Governor and are subject to review by the joint standing committee of the Legislature having jurisdiction over retirement matters and to confirmation by the Legislature. A member who is elected or appointed may serve in the position of trustee from the date of election or appointment unless the Legislature rejects the confirmation.

Each trustee subject to paragraphs B to E must have a working knowledge of retirement policy and legal issues and a general knowledge and understanding of banking, finance and investment practices.

**Sec. L-18. 5 MRSA §17103, sub-§7**, as amended by PL 1989, c. 483, Pt. A, §§27 and 63, is further amended to read:

**7. Administrative and financial decisions.** The board shall make the final decision on all matters pertaining to administration, actuarial assumptions, actuarial recommendations and the reserves and the investments of the retirement system and direct cash receipts as it considers appropriate, notwithstanding section 131. The board is exempt from the requirements of chapters 143, 153 and 155, except that the board shall comply with all payroll and personnel processing requirements in chapter 143, with health and safety requirements and programs of the Bureau of Public Improvements and is subject to the requirements of section 1742, subsection 19. Notwithstanding any other provision of law, the board, as the employer of the staff of the retirement system and as the executive body, shall establish policies and make decisions on matters pertaining to the administration and operations of the Maine State Retirement System as an independent agency, including, but not limited to, personnel and payroll, accounting and financial matters, acquisition and disposition of capital assets and data processing. The board may delegate these duties and responsibilities as it considers appropriate. Board policies regarding the operation of its administrative offices must be consistent with the health and safety requirements and programs of the Bureau of General Services. The Department of Finance Administrative and the Department of Administration Financial Services shall provide survivor benefit payroll, retirement payroll and contribution refund services and, at their option, may provide other services under these chapters to the Maine State Retirement System at the request of the board. When the board utilizes the services under these chapters, it shall comply with the requirements and procedures of those services.

A. If the decision is related to or results in rules, rules ~~shall~~ must be adopted as provided in subsection 4.

B. If the decision determines the rights, credits or privileges of an individual member or group of members, the determination ~~shall be~~ is considered an adjudicatory proceeding under chapter 375, subchapter IV and ~~shall~~ may be made only after the giving of notice as required in that subchapter and after hearing if a hearing is requested by a person whose rights, credits or privileges are to be determined. ~~Any A~~ hearing ~~shall~~ must be conducted in accordance with chapter 375.

**Sec. L-19. 5 MRSA §17103, sub-§11, ¶C**, as amended by PL 1989, c. 483, Pt. A, §29, is further amended to read:

C. A discussion of the progress toward meeting the goals of chapter 161; ~~and~~

**Sec. L-20. 5 MRSA §17103, sub-§11, ¶D**, as enacted by PL 1989, c. 483, Pt. A, §30, is amended to read:

D. A review of the operations of the retirement system, including a summary of administrative expenses and improvements in the delivery of services to members of the retirement system; and

**Sec. L-21. 5 MRSA §17103, sub-§11, ¶E** is enacted to read:

E. A budget report showing the budget status of the administrative operations and functions of the system for the current fiscal year relative to the budget for the current fiscal year.

**Sec. L-22. 5 MRSA §17103, sub-§§13 and 14** are enacted to read:

**13. Budget.** By December 1st, annually, the board shall present to the Legislature for its approval the administrative operating budget of the Maine State Retirement System for the next fiscal year. All expenses incurred in carrying out this Part must be paid from funds deposited in the Expense Fund, and no liability or obligation may be incurred under this chapter beyond the amount approved in the administrative operating budget. The board may make expenditures out of the Expense Fund only in accordance with allocations approved by the Legislature. Any balance of an allocation or subdivision of an allocation made by the Legislature for the Maine State Retirement System that at the time is not required for the purpose named in the allocation or subdivision may be transferred prior to the closing of the books to any other allocation or subdivision of any allocation made by the Legislature for the use of the Maine State Retirement System for the same fiscal year. The transfer is subject to review by the joint standing committee of the Legislature having jurisdiction over retirement matters. Financial statements describing the transfer must be submitted by the Maine State Retirement System to the Office of Fiscal and Program Review 30 days before the transfer is implemented. In case of extraordinary emergency transfers, the 30-day prior submission requirement may be waived by vote of the committee. These financial statements must include information specifying the accounts that are affected, the amount to be transferred, a description of the transfer and a detailed explanation of the reason the transfer is needed. At the end of each fiscal year, unexpended balances must be carried forward to the next year and do not lapse. Any unexpended balance in the Expense Fund on December 31, 1993 must be transferred to the system as an independent agency and carried forward.

**14. Collective bargaining agreements.** Collective bargaining agreements between the system and its employees are not effective unless approved by the Legislature.

**Sec. L-23. 5 MRSA §17105, sub-§3,** as amended by PL 1987, c. 402, Pt. A, §§66 and 67, is repealed and the following enacted in its place:

**3. Staff.** The executive director shall employ personnel as necessary and in accordance with board policy to transact the business of the system.

**Sec. L-24. 5 MRSA §17108, sub-§1,** as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

**1. Contract.** The board may contract with one or more fiduciaries or registered investment advisors. All contracts with fiduciaries or registered investment advisors must have the approval of a majority of the Governor board.

**Sec. L-25. 5 MRSA §17110, sub-§1, ¶D,** as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

D. All contracts or agreements entered into between the board and the custodian bank, trust company or safe deposit company selected by the board must have the approval of a majority of the Governor board.

**Sec. L-26. 5 MRSA §17154, sub-§2,** as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

**2. Budget estimates.** The board shall submit budget estimates of contributions required to fund benefits for state employees and teachers to the State Budget Officer in accordance with section 1665.

**Sec. L-27. 5 MRSA §17154, sub-§§10 and 11** are enacted to read:

**10. Payment of additional actuarial costs incurred by the retirement system due to early retirement incentives.** Notwithstanding the other provisions of this section, additional actuarial and reasonable administrative costs that result from the early retirement of a member offered a retirement incentive by an employer must be paid by the employer that offered and provided the incentive in a manner prescribed in rules adopted by the board. "Early retirement" means retirement before normal retirement age with a reduced retirement benefit as provided by section 17852, subsection 3 or 3-A, subsection 4, paragraph C or C-1 or subsection 10, paragraph C or C-1; section 17857, subsection 3-A; section 18452, subsection 3; or section 18462, subsection 3. For purposes of this paragraph, "employer" means, in the case of a member who is a state employee, the department of state government by which the member was last employed prior to retirement; in the case of a member who is a teacher, the local school administrative unit by which the member was last employed prior to retirement; and in the case of a member who is an employee of a participating local district, the district by which the member was last employed prior to retirement. An early retirement incentive that is part of a collective bargaining agreement executed prior to July 1, 1993 is not subject to this subsection for the initial term of that agreement.

**11. Payment of actuarial cost of excess increase in earnable compensation.** Notwithstanding the other provisions of this section, the employer may pay to the retirement system the cost of the actuarial liability resulting from any increase in earnable compensation for any year within the 3-year period used in determining average final compensation that exceeds the prior year's earnable compensation by more than 5% or, if it would result in a lesser additional actuarial liability, any increase in earnable compensation over a total increase of 10% during the 3-year period. The retirement system shall calculate the cost of the additional actuarial liability for each member when calculating the retirement benefit for that member at retirement. The cost must be paid in accordance with this subsection.

A. For state employees, the State Controller shall establish an account from which payments required by section 17001, subsection 13, paragraph C must be made. At the time any collective bargaining agreement is funded, funds must be appropriated to this account to pay for the anticipated cost of any increases over the limits established in section 17001, subsection 13, paragraph C that may result from the provisions of that agreement. When the additional actuarial liability is incurred with respect to a retiring state employee, the retirement system shall bill the State Controller for the cost and the State Controller shall transfer to the retirement system the amount billed.

B. For teachers, the cost must be paid by the school administrative unit that provides an increase over the limits established in section 17001, subsection 13, paragraph C. If the school administrative unit has agreed to pay the cost of the additional actuarial liability, the retirement system shall bill the school administrative unit for the cost, which must be paid by the school administrative unit within 60 days of its receipt of the bill. If the retirement system does not receive payment within 60 days, the system shall notify the State Controller, who shall immediately reduce the school administrative unit's general purpose aid by the amount billed plus interest applied as of the 60th day and transfer the total amount of the reduction to the retirement system. If the general purpose aid payable at the time to the school administrative unit is insufficient to pay the entire amount of the reduction, general purpose aid payable to the school administrative unit in the future must be reduced until the entire amount of the reduction, plus any additional accrued interest, has been transferred to the retirement system.

C. The retirement system shall provide information with the bill to the employer stating the basis on which the cost billed was calculated and showing the calculations. If the State Controller or school administrative unit questions the cost, its

basis or the calculations, the retirement system shall promptly respond and, if necessary, meet with the State Controller or school administrative unit to resolve any dispute.

This subsection does not apply to excess increases resulting from compensation paid prior to July 1, 1993, from compensation paid in accordance with an individual employment contract or collective bargaining agreement executed prior to July 1, 1993 for the initial term of that contract or agreement or from other action by the governing body of the school administrative unit in effect on July 1, 1993. In addition, this subsection does not apply to increases granted to state employees during fiscal years 1993-94 and 1994-95.

**Sec. L-28. 5 MRSA §17701-B** is enacted to read:

**§17701-B. Member contributions on and after July 1, 1993**

Notwithstanding sections 17701 and 17701-A, on and after July 1, 1993 all members shall contribute to the retirement system or have pick-up contributions made at a rate of 7.65% of earnable compensation except as otherwise provided in this Part.

**Sec. L-29. 5 MRSA §17702, sub-§6** is enacted to read:

**6. Member contributions on and after July 1, 1993.**

On and after July 1, 1993 all members whose contributions are paid by the State in lieu of the member contribution shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the amount paid by the State.

**Sec. L-30. 5 MRSA §§17708-B, 17709-B, 17710-B, 17711-B and 17712-B** are enacted to read:

**§17708-B. State Police; contributions on and after July 1, 1993**

Notwithstanding sections 17708 and 17708-A, on and after July 1, 1993 a state police officer shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the contributions required under section 17708.

**§17709-B. Inland fisheries and wildlife officers; contributions on and after July 1, 1993**

Notwithstanding sections 17709 and 17709-A, on and after July 1, 1993 a law enforcement officer in the Department of Inland Fisheries and Wildlife who is subject to section 17709 shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the contributions required under section 17709.

**§17710-B. Marine resources officers; contributions on and after July 1, 1993**

Notwithstanding sections 17710 and 17710-A, on and after July 1, 1993 a law enforcement officer in the Department of Marine Resources who is subject to section 17710 shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the contributions required under section 17710.

**§17711-B. Forest rangers; contributions on and after July 1, 1993**

Notwithstanding sections 17711 and 17711-A, on and after July 1, 1993 a forest ranger in the Department of Conservation, Bureau of Forestry who is subject to section 17711 shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the contributions required under section 17711.

**§17712-B. Maine State Prison employees; contributions on and after July 1, 1993**

Notwithstanding sections 17712 and 17712-A, on and after July 1, 1993 an employee of the Maine State Prison who holds a position described in section 17851, subsection 11 shall contribute to the retirement system or have pick-up contributions made at a rate of 1.15% of earnable compensation in addition to the contributions required under section 17712.

**Sec. L-31. 5 MRSA §17806, sub-§3**, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

**3. Eligibility.** Cost-of-living adjustments under this section ~~shall~~ must be applied to the retirement benefits of all retirees who have been retired for at least 6 12 months before the date that the adjustment becomes payable, except that a member who has less than 10 years of creditable service on July 1, 1993 may not receive a cost-of-living adjustment until at least 12 months after reaching normal retirement age. Beneficiaries of deceased retirees ~~shall be~~ are eligible for the cost-of-living adjustment at the same time the deceased retiree would have become eligible. A member who is eligible to retire as of June 30, 1993 and who actually retires effective no later than July 1, 1994 is eligible for the cost-of-living adjustment if that member has been retired for at least 6 months before the date that the adjustment becomes payable.

**Sec. L-32. 5 MRSA §17851, sub-§1**, as amended by PL 1991, c. 591, Pt. EEE, §5 and affected by §18, is further amended to read:

**1. Member in service; 10 years of creditable service on July 1, 1993.** A member who is in service when reaching 60 years of age, or is in service after reaching 60

years of age, qualifies for a service retirement benefit if the member:

- A. Retires upon or after reaching 60 years of age; and
- B. Has been in service for a minimum of one year immediately before retirement or has at least 10 years of creditable service, which may include creditable service as a member of the Maine Legislative Retirement System under Title 3, section 701, subsection 8, before becoming a member of the Maine State Retirement System.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have 7 10 years of creditable service or who have reached 60 years of age and have been in service for a minimum of one year immediately before that date. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-33. 5 MRSA §17851, sub-§1-A**, as enacted by PL 1991, c. 591, Pt. EEE, §6 and affected by §18, is amended by repealing and replacing the headnote to read:

**1-A. Member in service; less than 10 years creditable service on July 1, 1993.**

**Sec. L-34. 5 MRSA §17851, sub-§2**, as amended by PL 1991, c. 591, Pt. EEE, §7 and affected by §18, is further amended to read:

**2. Member not in service; 10 years of creditable service on July 1, 1993.** A member who is not in service when reaching 60 years of age qualifies for a service retirement benefit if the member:

- A. Retires upon or after reaching 60 years of age; and
- B. Has at least 10 years of creditable service or 5 full terms as a Legislator, which may include creditable service as a member of the Maine Legislative Retirement System under Title 3, section 701, subsection 8, before becoming a member of the Maine State Retirement System.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have 7 10 years of creditable service. For the purpose of calculating creditable service under

this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-35. 5 MRSA §17851, sub-§2-A**, as enacted by PL 1991, c. 591, Pt. EEE, §8 and affected by §18, is amended to read:

**2-A. Member not in service; less than 10 years creditable service on July 1, 1993.** A member who is not in service when reaching 62 years of age qualifies for a service retirement benefit if the member:

- A. Retires upon or after reaching 62 years of age; and
- B. Has at least 10 years of creditable service or 5 full terms as a Legislator, which may include creditable service as a member of the Maine Legislative Retirement System under Title 3, section 701, subsection 8, before becoming a member of the Maine State Retirement System.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, do not have 7 10 years of creditable service.

**Sec. L-36. 5 MRSA §17852, sub-§3**, as amended by PL 1991, c. 591, Pt. EEE, §9 and affected by §18, is further amended to read:

**3. Member with creditable service of 25 years or more; 10 years of creditable service on July 1, 1993.** The amount of the service retirement benefit for members qualified under section 17851, subsection 3, is computed in accordance with subsection 1, except that:

- A. The amount arrived at under subsection 1 is reduced by applying to that amount the percentage that a life annuity due at age 60 bears to the life annuity due at the age of retirement; and
- B. For the purpose of making the computation under paragraph A, the board-approved tables of annuities in effect at the date of the member's retirement are used.

This subsection applies to members who, on ~~December 1, 1991~~ July 1, 1993, have 7 10 years of creditable service. For the purpose of calculating creditable service under this subsection only, creditable service includes time dur-

ing which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-37. 5 MRSA §17852, sub-§3-A**, as enacted by PL 1991, c. 591, Pt. EEE, §10 and affected by §18, is repealed and the following enacted in its place:

**3-A. Member with creditable service of 25 years or more; less than 10 years of creditable service on July 1, 1993.** The amount of the service retirement benefit for members qualified under section 17851, subsection 3, is computed in accordance with subsection 1, except that the benefit is reduced by 6% for each year that the member's age precedes age 62.

This subsection applies to members who, on July 1, 1993, do not have 10 years of creditable service.

**Sec. L-38. 5 MRSA §17852, sub-§4, ¶C**, as amended by PL 1991, c. 591, Pt. EEE, §11 and affected by §18, is further amended to read:

C. For persons qualifying under section 17851, subsection 4, paragraph B, and who retire before reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that:

- (1) The amount arrived at under subsection 1 is reduced by applying to that amount the percentage that a life annuity due at age 55 bears to the life annuity due at the age of retirement; and
- (2) For the purpose of making the computation under subparagraph (1), the board-approved tables of annuities in effect at the date of the member's retirement is used.

This paragraph applies to members who, on ~~December 1, 1991~~ July 1, 1993, have 7 10 years of creditable service. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June

30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-39. 5 MRSA §17852, sub-§4, ¶C-1**, as amended by PL 1991, c. 591, Pt. EEE, §§11 and 12 and affected by §18, is repealed and the following enacted in its place:

C-1. For persons qualifying under section 17851, subsection 4, paragraph B, and who retire before reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that the benefit is reduced by 6% for each year that the member's age precedes age 55.

This paragraph applies to members who, on July 1, 1993, do not have 10 years of creditable service.

**Sec. L-40. 5 MRSA §17852, sub-§10, ¶C**, as corrected by RR 1991, c. 1, §15, is amended to read:

C. For members who qualify under section 17851, subsection 11, paragraph B, and who retire before reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that:

(1) The amount arrived at under subsection 1; is reduced by applying to that amount the percentage that a life annuity due at age 55 bears to the life annuity due at the age of retirement; and

(2) For the purpose of making the computation under subparagraph (1), the board-approved tables of annuities in effect at the date of the member's retirement is used.

This paragraph applies to members who, on ~~December 1, 1991~~ July 1, 1993, have 7 10 years of creditable service. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-41. 5 MRSA §17852, sub-§10, ¶C-1**, as enacted by PL 1991, c. 591, Pt. EEE, §14 and affected by §18, is repealed and the following enacted in its place:

C-1. For persons qualifying under section 17851, subsection 11, paragraph B, and who retire before

reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that the benefit is reduced by 6% for each year that the member's age precedes age 55.

This paragraph applies to members who, on July 1, 1993, do not have 10 years of creditable service.

**Sec. L-42. 5 MRSA §17857, sub-§3-A** is enacted to read:

**3-A. Reduction of benefits on and after July 1, 1993.** On and after July 1, 1993, upon retirement before reaching the age of 62, the service retirement benefit of a member who transferred or who was restored to service subject to subsection 2 must be reduced as follows.

A. If the member transferred under the provisions of subsection 2, paragraph A:

(1) If applicable, the portion of the retirement benefit based upon creditable service earned before being transferred must be reduced in accordance with section 17852, subsection 4, paragraph C-1 or section 17852, subsection 10, paragraph C-1; and

(2) The portion of the retirement benefit based upon creditable service earned after being transferred must be reduced in accordance with section 17852, subsection 3-A.

B. If the member was a retiree restored to service subject to subsection 2, paragraph B:

(1) If applicable, the portion of the retirement benefit based upon creditable service earned before the member's initial retirement must be reduced in accordance with section 17852, subsection 4, paragraph C-1 or section 17852, subsection 10, paragraph C-1; and

(2) The portion of the retirement benefit based upon creditable service earned after being restored to service must be reduced in accordance with section 17852, subsection 3-A.

C. If the member was transferred subject to subsection 2, paragraph C, the retirement benefit must be reduced in accordance with section 17852, subsection 3-A.

D. If the member was transferred subject to subsection 2, paragraph D and:

(1) If the member completes the service or service and age requirements for retirement under the special plan that the member was under previously, if applicable, the retirement

benefit must be reduced in accordance with section 17852, subsection 4, paragraph C-1 or section 17852, subsection 10, paragraph C-1; or

(2) If the member does not complete the service or service and age requirements for retirement under the special plan that the member was under previously, the retirement benefit must be reduced in accordance with section 17852, subsection 3-A.

This subsection applies to members who on July 1, 1993 have less than 10 years of creditable service under this Part. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, section F-6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

**Sec. L-43. 5 MRSA §18253, sub-§1, ¶D** is enacted to read:

D. For the purposes of this subsection, an employee of the Maine State Retirement System who is a member on January 1, 1994 is considered to be reemployed with a new employer. If an employee returns to state service within 2 years of January 1, 1994, all funds transferred to the account of the Maine State Retirement System as the new employer on behalf of the employee from the State's account must be returned to the State's account. For the purpose of service and benefit accruals, the employee must be treated as if the employee had remained in state service throughout the period in question.

**Sec. L-44. 14 MRSA §8102, sub-§4**, as amended by PL 1989, c. 443, §21, is further amended to read:

**4. State.** "State" means the State of Maine or any office, department, agency, authority, commission, board, institution, hospital or other instrumentality thereof of the State, including the Maine Turnpike Authority, the Maine Port Authority, the Maine Technical College System, the Maine Veterans' Homes, the Maine State Retirement System and all such other state entities.

**Sec. L-45. 26 MRSA §962, sub-§7, ¶A**, as amended by PL 1991, c. 843, §4, is further amended to read:

A. Any officer, board, commission, council, committee or other persons or body acting on behalf of:

- (1) Any municipality or any subdivision of a municipality;
- (2) Any school, water, sewer or other district;
- (3) The Maine Turnpike Authority;
- (4) Any board of directors functioning as a regional intermediate education unit pursuant to Title 20-A, section 7730; or
- (5) Any county or subdivision of a county; or
- (6) The Maine State Retirement System; or

**Sec. L-46. Long-term investment assumption.** The Board of Trustees of the Maine State Retirement System shall direct its actuary to modify the long-term investment assumption to 8.2% for the biennium starting July 1, 1993 after which the board may direct the actuary to reset the assumption to the appropriate level.

**Sec. L-47. Transition provision.** The following provisions apply to the Maine State Retirement System on the effective date of this Act.

**1. Funds transferred.** All trust funds and invested assets of the Maine State Retirement System must be transferred to the Maine State Retirement System in its capacity as an independent agency.

**2. Rules and procedures.** All rules and procedures currently in effect pertaining to the Maine State Retirement System remain in effect until rescinded or amended by the Board of Trustees of the Maine State Retirement System in its capacity as an independent agency.

**3. Equipment and property transferred.** All equipment and property of the Maine State Retirement System must be transferred to the Maine State Retirement System in its capacity as an independent agency.

**4. Contracts and agreements.** All contracts and agreements currently in effect with the Maine State Retirement System remain in effect following the effective date of this Act until rescinded, terminated or modified by the Board of Trustees of the Maine State Retirement System.

**5. Personnel transferred.** Classified and unclassified employees assigned to the Maine State Retirement System must be transferred from state employment to the Maine State Retirement System in its capacity as an independent agency.



Fringe benefits from state employment of the transferred personnel, including vacation and sick leave, health and life insurance and retirement, remain with the transferred personnel. The rights and benefits under current statutes, rules and collective bargaining agreements continue for all transferred personnel. If these collective bargaining agreements expire, or have expired on the effective date of this Act, the status, rights and benefits of covered employees must be maintained according to applicable labor law principles. All personnel transferred from state employment to the Maine State Retirement System as an independent agency retain all applicable seniority rights and privileges and all other rights and privileges with regard to employment in state service for a period of 2 years from the effective date of this Act. During this 2-year period, the recall provisions of these applicable laws, rules and collective bargaining agreements continue to apply for all state employees with layoff status to the filling of any vacancy in the Maine State Retirement System. State employees who refuse recall to the Maine State Retirement System retain full recall rights to all other agencies of State Government.

After the end of the 2-year period, the state employees transferred to the Maine State Retirement System pursuant to this section have the same rights and privileges as Maine State Retirement System employees hired on and after the effective date of this Act based on current personnel rules, policies and collective bargaining agreements applicable to Maine State Retirement System employees. Transferred employees may choose to be covered under the Maine State Retirement System personnel system and benefits before the 2-year period expires.

The Department of Administrative and Financial Services shall assist the Board of Trustees of the Maine State Retirement System with the orderly implementation of these provisions, completed by the effective date of this Act.

**6. Board of trustees.** Members of the Board of Trustees of the Maine State Retirement System on the effective date of this Act serve as members of the board in its capacity as an independent agency until their terms expire. New members must be chosen to achieve the qualifications required in the Maine Revised Statutes, Title 5, section 17102 at the earliest possible date.

**7. Transferred employees.** All transferred employees that are in the state administrative services, professional and technical services or the state supervisory services bargaining units must be transferred to the same respective units within the Maine State Retirement System.

All transferred personnel who are represented by a bargaining agent on the effective date of this Act continue to be represented by that bargaining agent. Following the effective date of this Act, a petition for decertification or certification of a new bargaining agent for the newly

created bargaining unit may be filed in accordance with the Maine Revised Statutes, Title 26, chapter 9-A and the rules of the Maine Labor Relations Board.

**8. Board of trustees as successor employer.** For the purposes of applying this Act and collective bargaining agreements governing employees of the Maine State Retirement System, the Board of Trustees of the Maine State Retirement System in its capacity as an independent agency is considered the successor employer to and assumes the obligations of the State.

**9. Transition accomplished.** The Board of Trustees of the Maine State Retirement System shall appoint an executive director on the effective date of this Act. The Maine State Retirement System shall take the steps necessary for transition and function as an independent agency on and after January 1, 1994. Except as otherwise provided by this Act, all references in the public laws of the State to the Board of Trustees of the Maine State Retirement System refer to the board in its capacity as an independent agency.

**10. Transitional hiring.** From July 1, 1993 until the Maine State Retirement System is operating in fact as a public instrumentality, the system is authorized to establish additional positions and set work days and hours necessary to implement benefit modifications and other plan changes and to fill those positions by direct hire.

**11. Transitional budget.** For fiscal year 1993-94 the Maine State Retirement System is authorized to spend money from the system's trust funds for necessary operating expenses, as determined by the board of trustees, in excess of amounts otherwise allocated in this Act.

**Sec. L-48. Calculation and transfer.** The State Budget Officer shall calculate the amounts in sections 50 and 52 of this Part that apply against each General Fund account for all departments and agencies based on the proportionate share of employer retirement costs in the Personal Services appropriations of the affected accounts. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, the State Budget Officer shall distribute the calculated amounts resulting from sections 50 and 52 of this Part among all affected accounts as appropriated adjustments and provide the Joint Standing Committee on Appropriations and Financial Affairs with a report no later than September 30, 1993 on the appropriated adjustments.

**Sec. L-49. Employer retirement rates.** The State Budget Officer shall adjust the employer retirement rates in fiscal years 1993-94 and 1994-95 based on the actuarial amounts provided by the Maine State Retirement System so that the actual employer retirement costs in each account affected by section 48 of this Part approximate the net appropriations to each account after the adjustments required by section 48.

**Sec. L-50. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Departments and Agencies - Statewide</b>		
Personal Services	(\$14,100,000)	(\$14,100,000)

Provides for the deappropriation of funds from changes in the Maine State Retirement System that: increase participant contribution rates to 7.65% or its equivalent; limit provisions for including compensation for accumulated vacation or sick leave, or both, in the computation of retirement benefits; modify the cap on the annual growth in compensation for computation of retirement benefits; establish, for participants with less than 10 years of service, a normal retirement age of 62 with a 6% annual reduction for early retirement; modify cost-of-living adjustment provisions in benefits for participants with less than 10 years of service; modify the long-term return on investment assumption to 8.2%; and aggregate the unfunded liability associated with "old system teachers" with other unfunded liabilities and place all of that unfunded liability on a new 35-year amortization schedule. It is the intent of the Legislature that the 35-year reamortization schedule is an interim plan and that a new plan that is more fiscally prudent will be developed through the study of the retirement system provided in this Act.

Provides for the deappropriation of funds from changes in the Maine State Retirement System that: increase participant contribution rates to 7.65% or its equivalent; limit provisions for including compensation for accumulated vacation or sick leave, or both, in the computation of retirement benefits; modify the cap on the annual growth in compensation for computation of retirement benefits; establish, for participants with less than 10 years of service, a normal retirement age of 62 with a 6% annual reduction for early retirement; modify cost-of-living adjustment provisions in benefits for participants with less than 10 years of service; modify the long-term return on investment assumption to 8.2%; and aggregate the unfunded liability associated with "old system teachers" with other unfunded liabilities and place all of that unfunded liability on a new 35-year amortization schedule. It is the intent of the Legislature that the 35-year reamortization schedule is an interim plan and that a new plan that is more fiscally prudent will be developed through the study of the retirement system provided in this Act.

**Sec. L-52. Appropriation.** The following funds are appropriated from the General Fund to establish the Maine State Retirement System as a public instrumentality of the State.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Departments and Agencies - Statewide</b>		
Personal Services	(\$800,000)	(\$800,000)

Provides for the deappropriation of funds to establish the Maine State Retirement System as a public instrumentality of the State. In fiscal years 1993-94 and 1994-95, the Maine State Retirement System must fund its administrative costs from the retirement trust funds.

**Sec. L-51. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Teachers' Retirement</b>		
All Other	(\$81,000,000)	(\$86,800,000)

**Sec. L-53. Appropriation.** The following funds are appropriated from the General Fund to establish the Maine State Retirement System as a public instrumentality of the State.

	1993-94	1994-95
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Teachers' Retirement</b>		
All Other	(\$3,100,000)	(\$3,300,000)

Provides for the deappropriation of funds to establish the Maine State Retirement System as a public instrumentality of the State. In fiscal years 1993-94 and 1994-95, the Maine State Retirement System must fund its administrative costs from the retirement trust funds.

**Sec. L-54. Legislation.** The Joint Standing Committee on Aging, Retirement and Veterans Services shall report legislation to the Second Regular Session of the 116th Legislature that provides for the following:

1. Early retirement reduction. Retirement benefits for persons who retire before normal retirement age must be reduced by 4% for each year that the person's age is less than the normal retirement age at the time of retirement; and
2. Cost-of-living adjustments. A cost-of-living adjustment may not be made to the retirement benefits of a person who has retired before normal retirement age until that person reaches normal retirement age.

**PART M**

**Sec. M-1. 3 MRSA §320**, as amended by PL 1981, c. 82, §2, is further amended to read:

**§320. Disposition of fees**

All fees collected pursuant to this chapter ~~shall must~~ be used by the Secretary of State for the administration of this chapter deposited as General Fund undedicated revenue. ~~The Secretary of State may use these fees to hire personnel to serve at his pleasure and to assist him in administering this chapter.~~

The Secretary of State shall, no later than December 15th of the year prior to any proposed change, establish the amount of the registration fee required to be paid pursuant to section 313 for the subsequent year. ~~Such fees shall be established on a basis that will generate sufficient revenue to administer the filing and reporting requirements of this chapter but such fees shall not,~~

~~in any case, unreasonably exceed the amount necessary to administer the filing and reporting requirements of this chapter. All fees collected under this chapter as in effect on December 31, 1975, are to be used in all respects as though they were originally collected pursuant to this chapter. Fees collected in any one year may be used in the same or any succeeding year to administer this chapter and such funds shall not lapse.~~

**Sec. M-2. 11 MRSA §9-403, sub-§(5)**, as amended by PL 1989, c. 501, Pt. L, §5, is further amended to read:

(5) The fee for filing, indexing and furnishing filing data for an original financing statement ~~shall be \$10 is \$20~~, except that a register of deeds ~~shall receive receives~~ a filing fee of \$11 for the first record page and \$2 for each additional record page. The fee for filing, indexing and furnishing filing data for a continuation statement or any amendment to a financing statement or to a continuation statement ~~shall be is~~ \$10, except that a register of deeds ~~shall receive receives~~ a filing fee of \$11 for the first record page and \$2 for each additional record page.

**Sec. M-3. 11 MRSA §9-404, sub-§(3)**, as amended by PL 1989, c. 875, Pt. E, §9, is further amended to read:

(3) The fee for filing and indexing a termination statement with relation to a financing statement that was filed prior to April 1, 1970 including sending or delivering the financing statement is \$2. The fee payable for filing and indexing a termination statement ~~with relationship that relates~~ to a financing statement that was filed on or after April 1, 1970 and before July 1, 1993 is \$10 if the termination is done by returning the acknowledgement copy from the original financing statement. ~~The fee is or~~ \$15 if the termination is filed using the procedure for filing an amendment. ~~There is no fee for filing and indexing a termination statement that relates to a financing statement filed on or after July 1, 1993.~~

Notwithstanding this subsection, a register of deeds ~~shall receive receives~~ a fee for filing and indexing a termination statement ~~with relation that relates~~ to a financing statement of \$6 for the first record page and \$2 for each additional record page.

**PART N**

**Sec. N-1. 12 MRSA §586-A** is enacted to read:

**§586-A. Maine Public Education Trust Fund**

**1. Legislative findings and purposes.** The public reserved lands are a public trust originally set aside in townships by Massachusetts and Maine for certain beneficial purposes, including public education. In 1973 the

Legislature, acting as trustee over the public reserved lands, directed the Bureau of Public Lands to manage and when appropriate provide for the consolidation of the public reserved lands with the income derived from the lands to be devoted to certain beneficial purposes, particularly the management and enhancement of the resources and values of these lands for a wide range of public uses. The Legislature now finds that the public reserved lands may generate income that exceeds the requirements of managing these lands and enhancing their public values. In its capacity as trustee, the Legislature determines that a portion of this income, as set aside pursuant to subsection 2, may be dedicated to public education programs benefiting the youth of this State, a beneficial purpose that the Legislature finds in keeping with the original public trust purposes of these lands.

**2. Fund established.** The Maine Public Education Trust Fund is established as a nonlapsing fund, in this section referred to as the "fund," and any income earned is credited to the fund. All money received from the lease of certain public reserved land in Township 3, Range 4, BKPWKR, Somerset County, Maine, as this lease was originally authorized by Private and Special Law 1927, chapter 113, section 13, as amended, must be deposited with the Treasurer of State and credited to the Maine Public Education Trust Fund. Notwithstanding section 586, this fund is separate from the Public Reserved Lands Management Fund, except when specific allocations are made by the Legislature pursuant to subsection 3.

**3. Expenditures from fund.** Expenditures from the Maine Public Education Trust Fund are subject to legislative allocation and appropriation. Because the public reserved lands are held in public trust for certain beneficial purposes, money in the fund may be used only as provided in this subsection. After allowance for reasonable administrative costs and after any allocation the Legislature determines appropriate for management and enhancement of the public reserved lands, the fund must be used for programs and facilities that directly benefit the State's system of public schools and other public educational institutions. Without limitation, the benefited programs and facilities may include those of public school systems statewide, selected programs at schools identified by the Legislature as having special values or needs and the University of Maine System.

**Sec. N-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1994-95

**EDUCATION,  
DEPARTMENT OF**

**General Purpose Aid for Local  
Schools**

All Other (\$2,289,692)

Provides for the deappropriation of funds to reflect the allocation of funds for General Purpose Aid for Local Schools from the Long Falls Dam settlement.

**SECTION N-2**  
**TOTAL APPROPRIATIONS** (\$2,289,692)

**Sec. N-3. Allocation of Maine Public Education Trust Fund.** Income to the Maine Public Education Trust Fund must be segregated, apportioned and disbursed as designated in the following schedule.

1994-95

**CONSERVATION, DEPARTMENT OF**

**Land Management and Planning**

All Other \$100,000

Provides for the allocation of funds for the Public Reserved Lands Management Fund account from the Long Falls Dam settlement.

**DEPARTMENT OF CONSERVATION**  
**TOTAL** 100,000

**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local  
Schools**

All Other 2,289,692

Provides for the allocation of funds from the Long Falls Dam settlement.

**DEPARTMENT OF EDUCATION**  
**TOTAL** 2,289,692

**SECTION N-3**  
**TOTAL ALLOCATIONS** \$2,389,692

**PART O**

**Sec. O-1. 12 MRSA c. 430,** as amended, is repealed.

**Sec. O-2. 26 MRSA §2171, sub-§§4 and 5,** as enacted by PL 1989, c. 408, §3, are amended to read:

**4. STAR.** The Strategic Training for Accelerated Reemployment program under section 2015-A; and

**5. Health Occupations Training Project.** The Health Occupations Training Project under chapter 31; and

**Sec. O-3. 26 MRSA §2171, sub-§6** is enacted to read:

**6. Maine Conservation Corps.** The Maine Conservation Corps under chapter 34.

**Sec. O-4. 26 MRSA c. 34** is enacted to read:

## CHAPTER 34

### ENVIRONMENTAL IMPROVEMENT PROGRAMS

#### SUBCHAPTER I

#### MAINE CONSERVATION CORPS PROGRAM

##### §2181. Maine Conservation Corps Program

There is established in the jobs training administrative office in the Department of Labor the Maine Conservation Corps, referred to in this chapter as the "Corps," to provide job training, conservation education and work opportunities for the economically disadvantaged, to improve public property for the increased use and enjoyment of the public and to assist nonprofit organizations with projects that serve a valid public purpose and have purposes consistent with this subchapter.

##### §2182. Participants

Participants in the Corps must be economically disadvantaged. Individuals are eligible to participate if their family income is 150% or less of the nonfarm income official poverty line as defined by the federal Office of Management and Budget as revised annually in accordance with the United States Omnibus Budget Reconciliation Act of 1981, Section 673, Subsection 2. Priority must be given to those who are economically disadvantaged as defined by the United States Job Training Partnership Act, Subchapter II, Public Law 97-300. A person is not eligible if that person has left employment or school for the purpose of participating in this program. Corps members may be jointly enrolled in any state or local job training program or human resource development program. Corps members enrolled in the Job Training Partnership program must be enrolled in that program by the service delivery area responsible for the county of residence of the enrollee pursuant to voluntary agreements entered into between the Corps and the service delivery areas.

##### §2183. Projects

**1. Types of projects.** Projects undertaken by the Corps include, but are not limited to, projects such as:

A. Forestry, nursery and silvicultural operations;

B. Wildlife habitat conservation, rehabilitation and improvement;

C. Recreational area development and improvement;

D. Energy conservation projects;

E. Fish culture and habitat maintenance and improvement and other fisheries or marine resource assistance;

F. Trail and campsite development and improvement;

G. Insect, disease, rodents and fire prevention and control;

H. Erosion, flood, drought and storm damage assistance and control; and

I. Reclamation and improvement of lands disturbed by erosion, mining or other adverse natural or human-made actions.

**2. Eligible sponsors.** All projects must be undertaken and operated under the sponsorship and cooperation of a public landowning agency or a nonprofit organization. A sponsoring public agency or organization shall contribute to a project by, at a minimum, providing tools, supplies, equipment and technical supervision and plans necessary for project completion.

**3. Additional criteria.** Projects must be of lasting and worthwhile significance to the people of the State or otherwise serve a valid public purpose, provide meaningful work experience to the enrollees and be labor intensive.

##### §2184. Limitations

Projects to be carried out by the Corps are limited to projects on publicly owned lands or, if not on public lands, under the sponsorship and supervision of a nonprofit organization.

##### §2185. Administration

The executive director of the job training administrative office shall employ a director of the Corps in the job training administrative office and may employ other personnel as are required to accomplish the purposes of this chapter.

The Director of the Maine Conservation Corps shall work with other agencies and organizations to design the program to provide maximum work opportuni-

ties, job skills training, improvements to publicly owned property and assistance with projects conducted by non-profit organizations.

The director shall work with state and local job training agencies, including other service delivery areas and the job service, which shall conduct recruitment and referral of individuals interested in participating in the Corps. Agency collaboration with the Corps is on a voluntary basis.

There is established a dedicated account for the use of the Corps. This account must be used to receive funds contributed by private and public agencies, organizations or individuals and to expend those funds to promote the purposes of this chapter. Notwithstanding any other provisions of law, state agencies may transfer money appropriated from the General Fund into this account for purposes of contributing to projects, services or volunteer stipends that benefit the contributing agency.

#### **§2186. Corps members**

Members of the Corps who are paid wages through the General Fund account of the Corps or through its dedicated account must be compensated at least the minimum wage and must receive personal liability insurance and workers' compensation insurance. Notwithstanding other state laws, Corps members are not deemed employees of the State for the purposes of Title 5, chapter 101.

#### **§2187. Prohibition against displacement of other employees or involvement in labor disputes**

The assignment of members of the Corps may not result in the displacement of existing employees of the sponsor, including any employees who have been temporarily laid off by the sponsor. For purposes of this section, the term "displacement" means both total and partial displacement, including a reduction in the number of hours, wages or other benefits of employment.

### **SUBCHAPTER II**

#### **ENVIRONMENTAL RESOURCE**

#### **VOLUNTEER EFFORT**

#### **§2191. Environmental Resource Volunteer Effort Program created**

There is established within the Corps the Environmental Resource Volunteer Effort Program to create, promote and manage volunteer and intern opportunities with public agencies that are responsible for protecting, developing, managing or preserving the State's natural resources.

#### **§2192. Volunteer insurance**

The Environmental Resource Volunteer Effort Program must ensure that volunteers are covered by workplace injury and liability insurance.

#### **§2193. Types of volunteer or intern services**

Volunteers and interns may perform work and services that are described in section 2183. Volunteers and interns must be placed in federal, state or local public agencies and perform work or services that benefit the public. The volunteer and intern positions must be sponsored by natural resource-related agencies. A sponsoring agency must contribute to a volunteer or intern position by providing all necessary supervision, supplies, equipment and plans required for the position.

#### **§2194. Stipends**

Sponsoring natural resource agencies may provide stipends to volunteers and interns not to exceed the minimum wage and may reimburse volunteers or interns for work-related expenses.

Funds for stipends must be deposited by sponsoring agencies in an account established by the Corps, as authorized by section 2185. The Corps will disperse stipends to volunteers and interns eligible for those payments.

#### **§2195. Monetary contributions to the volunteer and intern program**

Private organizations and individuals may donate money to the Environmental Resource Volunteer Effort Program for general or specific purposes. The funds must be expended to further the purposes of the program.

**Sec. O-5. Transition.** The following provisions apply to the transfer of the Maine Conservation Corps from the Department of Conservation to the Department of Labor.

1. Notwithstanding the provision of the Maine Revised Statutes, Title 5, all accrued expenditures, assets, liabilities, balances of appropriations, allocations, transfers, revenues or other available funds in an account or subdivision of an account of the Maine Conservation Corps must be transferred to the proper accounts by the State Controller upon the request of the State Budget Officer and with the approval of the Governor.

2. All agreements, leases, contracts or licenses issued under the Maine Revised Statutes, Title 12, chapter 430 relating to the Maine Conservation Corps prior to the effective date of this Act continue to be valid under the terms of issuance until they expire or are rescinded, amended or revoked.

3. All rules adopted under the Maine Revised Statutes, Title 12, chapter 430, relating to the Maine Conservation Corps, or adopted with regard to this chapter prior to the effective date of this Act must be administered by the Department of Labor and continue in effect until rescinded or amended by the Department of Labor or overturned by a court of law.

4. Employees of the Department of Conservation who are transferred to the Department of Labor are subject to the provisions of this subsection.

A. The employees retain their accrued fringe benefits, including vacation and sick leave, health and life insurance and retirement benefits.

B. The employees who are members of collective bargaining units on the effective date of this Act remain as members in their respective bargaining units and retain all rights, privileges and benefits provided by their collective bargaining agreements with respect to state service while employed with the Department of Conservation.

C. The employees who are members of collective bargaining units may remain as members of the Maine State Retirement System.

D. The Bureau of Human Resources shall assist the Department of Conservation and the Department of Labor with the orderly implementation of these provisions.

5. The Department of Conservation, the Department of Labor and any other state agency affected by the provisions of this Part shall determine the best method of resolving any legal, fiscal, personnel or operational conflict created as a result of this Part and shall submit necessary recommendations for statutory changes to the Second Regular Session of the 116th Legislature for approval by January 1, 1994.

**Sec. O-6. Revision clause.** Wherever in the Maine Revised Statutes the Maine Conservation Corps in the Department of Conservation is referred to, the reference is amended to read and mean the Maine Conservation Corps in the Department of Labor and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

## PART P

**Sec. P-1. 34-A MRSA §1210, sub-§2,** as amended by PL 1991, c. 622, Pt. W, is further amended to read:

**2. Reimbursement.** Except as provided in subsection 6-A, the department shall, under this section, reimburse each county quarterly for each actual day served at that county correctional facility by:

A. Persons convicted of a Class A, Class B or Class C crime sentenced after March 31, 1987, to serve a term of imprisonment pursuant to Title 17-A, section 1203, subsection 1, or section 1252, subsection 1; and

B. Persons convicted of a Class A, Class B or Class C crime sentenced after December 31, 1988, to serve a term of imprisonment pursuant to Title 17-A, section 1203, subsection 1 or section 1252, subsection 1.

Reimbursement for periods after June 30, 1987 may not be authorized until the reimbursable costs for the operations of the jail are agreed upon by the commissioner and the county commissioners for that county. Reimbursable costs for the operations of the jail must, to the extent practicable, be mutually agreed upon prior to the actual expenditures of funds for those costs. Prior approval of all capital expenditures is required for reimbursement of that expense item. If the commissioner and the county commissioners are unable to agree upon reimbursable costs, they shall jointly select an arbitrator to determine those costs. The arbitrator's decision is final and both the commissioner and the county commissioners are bound by that decision.

The obligation of the Department of Corrections to reimburse counties pursuant to this section may not exceed the actual amount appropriated ~~during the fiscal years 1991-92 and 1992-93~~ during fiscal year 1993-94 and fiscal year 1994-95.

**Sec. P-2. PL 1991, c. 622, Pt. A, §1, under that part designated "DEPARTMENT OF INLAND FISHERIES AND WILDLIFE" in the 2nd occurrence of that part relating to "Resource Management Services - Inland Fisheries and Wildlife"** is amended by amending the 4th to 17th lines to read:

Notwithstanding the Maine Revised Statutes, Title 5, section 1585, provides for the transfer of funds in fiscal year 1991-92 to the Division of Forest Fire Control in the Department of Conservation to reimburse for the fire protection of wildlife habitat. ~~This transfer is considered a "working capital advance" and these funds must be returned to the Department of Inland Fisheries and Wildlife no later June 30, 1993 from available General Fund appropriations to the Department of Conservation in fiscal year 1992-93.~~

**Sec. P-3. Department of Marine Resources Shellfish Fund.** Notwithstanding any other provision

of law, the Department of Marine Resources is authorized to fund working capital for its Shellfish Fund by transfer of cash from the department's gas tax fund to cover a seasonal cash flow shortfall in the Department of Marine Resources Shellfish Fund. These funds must be returned to the gas tax account by the end of each fiscal year.

**Sec. P-4. Funding for the Bureau of State Police.** Notwithstanding Public Law 1987, chapter 793, Part B, section 4, the Legislature determines that, for fiscal years 1993-94 and 1994-95, funding for the Department of Public Safety, Bureau of State Police must be provided as follows: Eighty-seven percent must be allocated from the Highway Fund and 13% must be appropriated from the General Fund.

**Sec. P-5. Johns Mansville Trust recovery.** Funds received by the State from the Johns Mansville Trust as a result of asbestos-related recoveries must be deposited to the General Fund as undedicated revenue on or before June 30, 1994.

**Sec. P-6. Lotto \* America working capital.** Working capital funds returned to the Bureau of Alcoholic Beverages and Lottery Operations Lottery account from the multi-state lottery association, resulting from the State's withdrawal from Lotto \* America, must be deposited to the General Fund as undedicated revenue on or before June 30, 1994.

**Sec. P-7. Discount liquor store.** The Commissioner of Administrative and Financial Services may enter into a lease agreement for the purpose of establishing a discount liquor store in the City of Saco. Notwithstanding any other provision of law, the Commissioner of Administrative and Financial Services has the authority to increase the level of expenditure of the Bureau of Alcoholic Beverages and Lottery Operations beyond the bureau's legislatively approved allocation, to support the opening of a discount liquor store in the City of Saco, upon the recommendation of the State Budget Officer and the approval of the Governor.

**PART Q**

**Sec. Q-1. Appropriations.** The following funds are appropriated from the General Fund for the fiscal years ending June 30, 1994 and June 30, 1995. Appropriation and position transfers among programs as set forth in this Part are in accordance with the detailed reorganization plan reviewed by the Bureau of the Budget.

	1993-94	1994-95
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Finance - Education</b>		
Positions - Legislative Count	(-13.0)	(-13.0)
Personal Services	(\$546,731)	(\$542,087)

All Other	(44,700)	(45,268)
<b>TOTAL</b>	<b>(591,431)</b>	<b>(587,355)</b>

Provides for the transfer of all appropriations and positions to the Division of Finance.

**Division of Finance**

Positions - Legislative Count	(13.0)	(13.0)
Personal Services	546,731	542,087
All Other	44,700	45,268
<b>TOTAL</b>	<b>591,431</b>	<b>587,355</b>

Provides for the transfer of all appropriations and positions from Finance - Education.

**Certification, Placement and Teacher Education**

Positions - Legislative Count	(-9.0)	(-9.0)
Personal Services	(419,770)	(416,704)
All Other	(54,141)	(55,828)
<b>TOTAL</b>	<b>(473,911)</b>	<b>(472,532)</b>

Provides for the transfer of all appropriations and positions to the Division of Certification and Placement.

**Division of Certification and Placement**

Positions - Legislative Count	(9.0)	(9.0)
Personal Services	419,770	416,704
All Other	54,141	55,828
<b>TOTAL</b>	<b>473,911</b>	<b>472,532</b>

Provides for the transfer of all appropriations and positions from Certification, Placement and Teacher Education.

**Special Education - Exceptional Children**

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(143,110)	(141,419)
All Other	(226,131)	(233,409)
<b>TOTAL</b>	<b>(369,241)</b>	<b>(374,828)</b>

Provides for the transfer of all appropriations and positions to the Division of Special Services.

**Division of Special Services**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	143,110	141,419
All Other	226,131	233,409
<b>TOTAL</b>	<b>369,241</b>	<b>374,828</b>



Provides for the transfer of all appropriations and positions from Special Education - Exceptional Children.

**Adult Education**

Positions - Legislative Count	(-5.0)	(-5.0)
Personal Services	(255,032)	(249,516)
All Other	(3,905,573)	(3,914,486)
<b>TOTAL</b>	<b>(4,160,605)</b>	<b>(4,164,002)</b>

Provides for the transfer of all appropriations and positions to the Division of Adult Education.

**Division of Adult Education**

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	255,032	249,516
All Other	3,905,573	3,914,486
<b>TOTAL</b>	<b>4,160,605</b>	<b>4,164,002</b>

Provides for the transfer of all appropriations and positions from Adult Education.

**Handicapped Children Services - Preschool**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(55,874)	(56,980)
All Other	(1,735,549)	(1,819,032)
<b>TOTAL</b>	<b>(1,791,423)</b>	<b>(1,876,012)</b>

Provides for the transfer of all appropriations and positions to Preschool Handicapped.

**Preschool Handicapped**

Positions - Legislative Count	(1.0)	(1.0)
Personal Services	55,874	56,980
All Other	1,735,549	1,819,032
<b>TOTAL</b>	<b>1,791,423</b>	<b>1,876,012</b>

Provides for the transfer of all appropriations and positions from Handicapped Children Services - Preschool.

**Administration - Vocational Education**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(35,893)	(35,119)

Provides for the transfer of all appropriations and positions to the Administrative Services Unit.

**Administrative Services - Education**

Positions - Legislative Count	(-8.0)	(-8.0)
Personal Services	(368,830)	(363,251)
All Other	(64,935)	(67,126)
<b>TOTAL</b>	<b>(433,765)</b>	<b>(430,377)</b>

Provides for the transfer of one Clerk Typist III position and one Personnel Manager position to the Services Unit; one Assistant to the Commissioner position to the Office of the Commissioner; and one Clerk I position, one Clerk Typist III position, one Supervisor of Reproduction Services position, one Multilith Operator position and one Education Specialist I position to the Support Services Unit.

**Administration - Local School Services**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(64,328)	(40,563)

Provides for the transfer of one Administrative Secretary position to the Support Services Unit and transfers funds for unemployment compensation to the Division of School Services and the Office of the Commissioner.

**Administration - Education**

Positions - Legislative Count	(-6.0)	(-6.0)
Personal Services	(390,792)	(384,191)
All Other	(42,724)	(43,946)
<b>TOTAL</b>	<b>(433,516)</b>	<b>(428,137)</b>

Provides funds for the transfer of one Federal-State Program Coordinator position to the Administrative Services Unit and all remaining positions to the Office of the Commissioner.

**Administration - Office of the Commissioner**

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	406,288	399,141
All Other	50,695	51,917
<b>TOTAL</b>	<b>456,983</b>	<b>451,058</b>

Provides for the transfer of one Assistant to the Commissioner position from Administrative Services - Education and one Commissioner position, one Deputy Commissioner position, one Administrative

Assistant position and 2 Administrative Secretary positions from Administration - Education.

**Administrative Services Unit**

Positions - Legislative Count	(4,0)	(4,0)
Personal Services	210,568	205,587
All Other	41,248	42,598
<b>TOTAL</b>	<b>251,816</b>	<b>248,185</b>

Provides for the transfer of one Federal-State Program Coordinator position from Administration - Education, one Administrative Secretary position from Administration - Vocational Education and one Personnel Manager position and one Clerk Typist III position from Administrative Services - Education.

**Support Services Unit**

Positions - Legislative Count	(6,0)	(6,0)
Personal Services	219,858	218,396
All Other	15,716	16,557
<b>TOTAL</b>	<b>235,574</b>	<b>234,953</b>

Provides for the transfer of one Administrative Secretary position from Administration - Local School Services and one Clerk I position, one Clerk Typist III position, one Supervisor Reproduction Services position, one Multilith Operator position and one Education Specialist I position from Administrative Services - Education.

**Planning and Management Information - Education**

Positions - Legislative Count	(-13,0)	(-13,0)
Personal Services	(606,847)	(597,531)
All Other	(255,995)	(262,141)
<b>TOTAL</b>	<b>(862,842)</b>	<b>(859,672)</b>

Provides for the transfer of all appropriations and positions to the Division of Management Information.

**Division of Management Information**

Positions - Legislative Count	(13,0)	(13,0)
Personal Services	606,847	597,531
All Other	255,995	262,141
<b>TOTAL</b>	<b>862,842</b>	<b>859,672</b>

Provides for the transfer of all appropriations and positions from Planning and Management Information - Education.

**Donated Commodities Program - Local Schools**

Positions - Legislative Count	(-2,0)	(-2,0)
Personal Services	(62,895)	(62,300)
All Other	(10,727)	(11,045)
<b>TOTAL</b>	<b>(73,622)</b>	<b>(73,345)</b>

Provides for the transfer of all appropriations and positions to the Division of School Business Services.

**Nutrition Program - Local Schools**

Position - Legislative Count	(-4,0)	(-4,0)
Personal Services	(208,966)	(191,034)
All Other	(1,236,983)	(1,237,836)
<b>TOTAL</b>	<b>(1,445,949)</b>	<b>(1,428,870)</b>

Provides for the transfer of all appropriations and positions to the Division of School Business Services.

**Transportation Program - Local Schools**

Positions - Legislative Count	(-2,0)	(-2,0)
Personal Services	(89,530)	(88,445)
All Other	(8,299)	(8,549)
<b>TOTAL</b>	<b>(97,829)</b>	<b>(96,994)</b>

Provides for the transfer of all appropriations and positions to the Division of School Business Services.

**School Facilities Program - Local Schools**

Positions - Legislative Count	(-1,0)	(-1,0)
Personal Services	(74,907)	(76,493)
All Other	(8,843)	(9,034)
<b>TOTAL</b>	<b>(83,750)</b>	<b>(85,527)</b>

Provides for the transfer of all appropriations and positions to the Division of School Business Services.

**Division of School Business Services**

Positions - Legislative Count	(9,0)	(9,0)
Personal Services	459,427	418,272
All Other	1,264,852	1,266,464
<b>TOTAL</b>	<b>1,724,279</b>	<b>1,684,736</b>

Provides for the transfer of all appropriations and positions from the School Facilities - Local Schools; Transportation Program - Local Schools; Nutrition Program - Local Schools; Donated Commodities

Program - Local Schools; and funds for unemployment compensation from Administration - Local School Services.

**Assessment of Student Performance**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(69,150)	(67,530)
All Other	(889,840)	(939,738)
<b>TOTAL</b>	<b>(958,990)</b>	<b>(1,007,268)</b>

Provides for the transfer of all appropriations and positions to the Division of Instruction.

**Division of Instruction**

Positions - Legislative Count	(26.0)	(26.0)
Personal Services	1,341,333	1,306,496
All Other	2,055,262	2,130,857
Capital Expenditures	2,580	2,580
<b>TOTAL</b>	<b>3,399,175</b>	<b>3,439,933</b>

Provides for the transfer of all appropriations and positions from Assessment of Student Performance, Curriculum - Education and Alcohol and Drug Education Services.

**Grant - Loan - Scholarship Fund**

All Other	(121,059)	(124,933)
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Provides for the transfer of all appropriations to the Division of Higher Education.

**Higher Education Services**

Positions - Legislative Count	(-3.0)	(-3.0)
Personal Services	(144,789)	(144,349)
All Other	(22,492)	(23,249)
<b>TOTAL</b>	<b>(167,281)</b>	<b>(167,598)</b>

Provides for the transfer of all appropriations and positions to the Division of Higher Education.

**Division of Higher Education**

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	144,789	144,349
All Other	143,551	148,182
<b>TOTAL</b>	<b>288,340</b>	<b>292,531</b>

Provides for the transfer of all appropriations and positions from Higher Education Services and the Grant-Loan-Scholarship Fund.

**DEPARTMENT OF EDUCATION**

<b>TOTAL</b>	<b>-0-</b>	<b>-0-</b>
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**SECTION Q-1**

<b>TOTAL APPROPRIATIONS</b>	<b>\$-0-</b>	<b>\$-0-</b>
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**Vocational Training - Program Services**

Position - Legislative Count	(-3.5)	(-3.5)
Personal Services	(173,876)	(170,986)
All Other	(47,143)	(48,683)
<b>TOTAL</b>	<b>(221,019)</b>	<b>(219,669)</b>

Provides for the transfer of all appropriations and positions to the Division of Applied Technology.

**Vocational Education - Secondary Schools**

All Other	(6,299)	(6,424)
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Provides for the transfer of all appropriations to the Division of Applied Technology.

**Division of Applied Technology**

Positions - Legislative Count	(3.5)	(3.5)
Personal Services	173,876	170,986
All Other	53,442	55,107
<b>TOTAL</b>	<b>227,318</b>	<b>226,093</b>

Provides for the transfer of all appropriations and positions from Vocational Education - Secondary Schools and Vocational Training - Program Services.

**Alcohol and Drug Education Services**

Positions - Legislative Count	(-11.0)	(-11.0)
Personal Services	(537,867)	(524,675)
All Other	(273,203)	(281,127)
Capital Expenditures	(2,580)	(2,580)
<b>TOTAL</b>	<b>(813,650)</b>	<b>(808,382)</b>

Provides for the transfer of all appropriations and positions to the Division of Instruction.

**Curriculum - Education**

Positions - Legislative Count	(-14.0)	(-14.0)
Personal Services	(734,316)	(714,291)
All Other	(892,219)	(909,992)
<b>TOTAL</b>	<b>(1,626,535)</b>	<b>(1,624,283)</b>

Provides for the transfer of all appropriations and positions to the Division of Instruction.

**Sec. Q-2. Allocation.** The following funds are allocated from the Federal Expenditure Fund for the fiscal years ending June 30, 1994 and June 30, 1995. Allocation and position transfers among programs as set forth in this Part are in accordance with the detailed reorganization plan reviewed by the Bureau of the Budget.

**1993-94**                      **1994-95**

**EDUCATION, DEPARTMENT OF**

**Planning and Management Information - Education**

All Other                      (10,590)                      (11,214)

Provides for the transfer of all allocations to the Division of Management Information.

**Division of Management Information**

All Other                      10,590                      11,214

Provides for the transfer of all allocations from Planning and Management Information - Education.

**Nutrition Program - Local Schools**

Positions - Other Count	(-12.0)	(-12.0)
Personal Services	(451,352)	(448,734)
All Other	(17,676,460)	(18,732,422)
Capital Expenditures	(6,300)	(14,200)
<b>TOTAL</b>	<b>(18,134,112)</b>	<b>(19,195,356)</b>

Provides for the transfer of all allocations and positions to the Division of School Business Services.

**Division of School Business Services**

Positions - Other Count	(12.0)	(12.0)
Personal Services	451,352	448,734
All Other	17,676,460	18,732,422
Capital Expenditures	6,300	14,200
<b>TOTAL</b>	<b>18,134,112</b>	<b>19,195,356</b>

Provides for the transfer of all allocations and positions from the Nutrition Program - Local Schools.

**Adult Education**

Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(75,337)	(76,832)
All Other	(1,052,821)	(1,053,238)
<b>TOTAL</b>	<b>(1,128,158)</b>	<b>(1,130,070)</b>

Provides for the transfer of all allocations and positions to the Division of Adult Education.

**Adult Education**

All Other                      (198,258)                      (204,011)

Provides for the transfer of all allocations to the Division of Adult Education.

**Division of Adult Education**

Positions - Other Count	(2.0)	(2.0)
Personal Services	75,337	76,832
All Other	1,251,079	1,257,249
<b>TOTAL</b>	<b>1,326,416</b>	<b>1,334,081</b>

Provides for the transfer of all allocations and positions from Adult Education.

**Alcohol and Drug Education Services**

Positions - Other Count	(-4.0)	(-4.0)
Personal Services	(200,977)	(198,590)
All Other	(2,365,278)	(2,418,802)
<b>TOTAL</b>	<b>(2,566,255)</b>	<b>(2,617,392)</b>

Provides for the transfer of all allocations and positions to the Division of Instruction.

**Curriculum - Education**

Positions - Other Count	(-3.0)	(-3.0)
Personal Services	(148,242)	(147,074)
All Other	(197,419)	(198,663)
<b>TOTAL</b>	<b>(345,661)</b>	<b>(345,737)</b>

Provides for the transfer of Curriculum - Education program including one Education Specialist II position, one Education Specialist III position and one Clerk Typist III position to the Division of Instruction.

**Curriculum - Education**

All Other                      (872,384)                      (874,308)

Provides for the transfer of all allocations to the Division of Instruction.

**Division of Instruction**

Positions - Other Count	(15.0)	(15.0)
Personal Services	705,968	704,344
All Other	3,679,460	3,743,782
<b>TOTAL</b>	<b>4,385,428</b>	<b>4,448,126</b>

Provides for the transfer of all allocations and positions from Administration - Education; Alcohol and Drug Education Services; a portion of the Curriculum - Education program to include one Education Specialist II position, one Education Specialist III position and one Clerk Typist III position from the Centers for Disease Control account; and a portion of Special Education - Exceptional Children to include one Clerk Typist III position, 2 Clerk Stenographer I positions, 3 Education Specialist II positions and one Education Specialist III position.

**Administration - Vocational Education**

Positions - Other Count	(-9.0)	(-9.0)
Personal Services	(460,888)	(457,581)
All Other	(4,113,485)	(4,113,318)
<b>TOTAL</b>	<b>(4,574,373)</b>	<b>(4,570,899)</b>

Provides for the transfer of all allocations and positions to the Division of Applied Technology.

**Administration - Education**

Positions - Other Count	(-1.0)	(-1.0)
Personal Services	(40,451)	(40,922)
All Other	(103,432)	(107,296)
<b>TOTAL</b>	<b>(143,883)</b>	<b>(148,218)</b>

Provides for the transfer of all allocations and positions to the Division of Instruction.

**Division of Applied Technology**

Positions - Other Count	(9.0)	(9.0)
Personal Services	460,888	457,581
All Other	4,113,485	4,113,318
<b>TOTAL</b>	<b>4,574,373</b>	<b>4,570,899</b>

Provides for the transfer of all allocations and positions from Administration - Vocational Education.

**Administrative Services - Education**

Positions - Other Count	(-4.5)	(-4.5)
Personal Services	(203,375)	(203,200)
All Other	(37,824)	(50,691)
Capital Expenditures	(3,500)	(3,500)
<b>TOTAL</b>	<b>(244,699)</b>	<b>(257,391)</b>

Provides for the transfer of all allocations and positions to the Administrative Services Unit.

**Curriculum - Education**

Positions - Other Count	(-1.5)	(-1.5)
Personal Services	(48,790)	(47,997)
All Other	(55,079)	(57,333)
Capital Expenditures	(3,800)	(3,800)
<b>TOTAL</b>	<b>(107,669)</b>	<b>(109,130)</b>

Provides for the transfer of a portion of this program including one Education Specialist III position and 1/2 of a Clerk Typist III position to the Administrative Services Unit.

**Curriculum - Education**

All Other	(22,700)	(25,000)
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Provides for the transfer of allocations to the Administrative Services Unit.

**Administrative Services Unit**

Positions - Other Count	(6.0)	(6.0)
Personal Services	252,165	251,197
All Other	115,603	133,024
Capital Expenditures	7,300	7,300
<b>TOTAL</b>	<b>375,068</b>	<b>391,521</b>

Provides for the transfer of all allocations and positions from Administrative Services - Education and a portion of the Curriculum - Education program including one Education Specialist III position and 1/2 of a Clerk Typist III position from the Bilingual Education and Emergency Immigrant Education accounts.

**Higher Education Services**

All Other	(335,666)	(341,022)
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Provides for the transfer of all allocations to the Division of Higher Education.

**Higher Education Services**

All Other	(55,000)	(60,000)
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Provides for the transfer of all allocations to the Division of Higher Education.

**Veterans' Education - State Approving Agency**

Positions - Other Count	(-3.0)	(-3.0)
Personal Services	(135,269)	(135,056)
All Other	(27,028)	(27,533)
Capital Expenditures	(3,200)	(2,000)
<b>TOTAL</b>	<b>(165,497)</b>	<b>(164,589)</b>

Provides for the transfer of all allocations and positions to the Division of Higher Education.

All Other	(88,988)	(89,566)
<b>TOTAL</b>	<b>(137,627)</b>	<b>(136,977)</b>

Provides for the transfer of all allocations and positions to the Division of Special Services.

**Special Education - Exceptional Children**

Positions - Other Count	(-7.0)	(-7.0)
Personal Services	(316,298)	(317,758)
All Other	(140,947)	(144,713)
<b>TOTAL</b>	<b>(457,245)</b>	<b>(462,471)</b>

Provides for the transfer of all allocations and positions to the Division of Instruction.

**Special Education - Exceptional Children**

All Other	(482,837)	(508,160)
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Provides for the transfer of allocations to the Division of Special Services.

**Education of Children of Low-Income Families - (Title I)**

Positions - Other Count	(-16.0)	(-16.0)
Personal Services	(682,962)	(677,956)
All Other	(36,541,472)	(37,263,450)
Capital Expenditures	(2,850)	(2,850)
<b>TOTAL</b>	<b>(37,227,284)</b>	<b>(37,944,256)</b>

Provides for the transfer of all allocations and positions to the Division of Special Services.

**Central Information System for the Disabled**

Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(104,669)	(106,634)
All Other	(573,295)	(575,992)
<b>TOTAL</b>	<b>(677,964)</b>	<b>(682,626)</b>

Provides for the transfer of all allocations and positions to the Division of Special Services.

**Division of Special Services**

Positions - Other Count	(40.0)	(40.0)
Personal Services	1,800,195	1,781,941
All Other	48,198,478	48,959,607
Capital Expenditures	2,850	2,850
<b>TOTAL</b>	<b>50,001,523</b>	<b>50,744,398</b>

Provides for the transfer of all allocations and positions from Education of Children

**Division of Higher Education**

Positions - Other Count	(3.0)	(3.0)
Personal Services	135,269	135,056
All Other	417,694	428,555
Capital Expenditures	3,200	2,000
<b>TOTAL</b>	<b>556,163</b>	<b>565,611</b>

Provides for the transfer of all allocations and positions from Higher Education Services and Veterans' Education - State Approving Agency.

**Handicapped Children Services - Preschool**

Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(84,411)	(86,355)
All Other	(3,007,851)	(3,205,961)
<b>TOTAL</b>	<b>(3,092,262)</b>	<b>(3,292,316)</b>

Provides for the transfer of all allocations and positions to the Preschool Handicapped Program.

**Preschool Handicapped Program**

Positions - Other Count	(2.0)	(2.0)
Personal Services	84,411	86,355
All Other	3,007,851	3,205,961
<b>TOTAL</b>	<b>3,092,262</b>	<b>3,292,316</b>

Provides for the transfer of all allocations and positions from Handicapped Children Services - Preschool.

**Special Education - Exceptional Children**

Positions - Other Count	(-21.0)	(-21.0)
Personal Services	(963,925)	(949,940)
All Other	(10,511,886)	(10,522,439)
<b>TOTAL</b>	<b>(11,475,811)</b>	<b>(11,472,379)</b>

Provides for the transfer of all allocations and positions to the Division of Special Services.

**Special Education - Exceptional Children**

Positions - Other Count	(-1.0)	(-1.0)
Personal Services	(48,639)	(47,411)

of Low-Income Families (Title I), Central Information System for the Disabled and a portion of Special Education - Exceptional Children.

Provides for the transfer of all allocations to the Division of Applied Technology.

**Administration - Education**

<b>DEPARTMENT OF EDUCATION</b>		
<b>TOTAL</b>	-0-	-0-

Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(85,582)	(83,734)
All Other	(16,137)	(16,322)
<b>TOTAL</b>	<u>(101,719)</u>	<u>(100,056)</u>

<b>SECTION Q-2</b>		
<b>TOTAL ALLOCATIONS</b>	\$-0-	\$-0-

Provides for the transfer of one Education Specialist II position and one Clerk Typist II position from the Truancy, Dropout and Alternative Education account to the Division of Instruction.

**Sec. Q-3. Allocations.** The following funds are allocated from Other Special Revenue for the fiscal years ending June 30, 1994 and June 30, 1995. Allocation and position transfers among programs as set forth in this Part are in accordance with the detailed reorganization plan reviewed by the Bureau of the Budget.

**Division of Applied Technology**

	1993-94	1994-95
<b>EDUCATION, DEPARTMENT OF</b>		

All Other	25,000	25,000
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**Student Loan Insurance Fund**

Provides for the transfer of all allocations from the Vocational Education Trust Fund.

Positions - Other Count	(-7.0)	(-7.0)
Personal Services	(354,540)	(350,628)

**Curriculum - Education**

Provides for the transfer of all allocations and positions to the Division of Higher Education.

All Other	(242,943)	(253,340)
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**Division of Higher Education**

Provides for the transfer of a portion of the allocation from Curriculum - Workshops and Training account to the Division of Finance.

Positions - Other Count	(7.0)	(7.0)
Personal Services	354,540	350,628

**Administration - Education**

Provides for the transfer of all allocations and positions from the Student Loan Insurance Fund.

All Other	(492)	(517)
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**Nutrition Program - Local Schools**

Provides for the transfer of a portion of the allocation from Administration - Loss Prevention and Recovery account to the Division of Finance.

All Other	(4,547)	(4,596)
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**Division of Finance**

Provides for the transfer of all allocations to the Division of School Business Services.

All Other	243,435	253,857
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**Division of School Business Services**

Provides for the transfer of a portion of the allocation from Curriculum and Administration to the Division of Finance.

All Other	4,547	4,596
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**Curriculum - Education**

Provides for the transfer of all allocations from the Nutrition Program - Local Schools.

Positions - Other Count	(-2.0)	(-2.0)
Personal Services	(87,765)	(85,765)
All Other	(22,183)	(22,170)

<b>Vocational Education Trust Fund</b>		
All Other	(25,000)	(25,000)

<b>TOTAL</b>	<u>(109,948)</u>	<u>(107,935)</u>
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Provides for the transfer of a portion of the allocations and positions from the Newspapers in the Classroom account including one Education Specialist II position and one Clerk Typist III position to the Division of Instruction.

Provides for the transfer of all allocations and positions to the Support Services Unit.

**Education Block Grant - ECIA Chapter 2**

All Other	(2,130,570)	(2,130,570)
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Provides for the transfer of all allocations to the Support Services Unit.

**Support Services Unit**

Positions - Legislative Count	(6.0)	(6.0)
Personal Services	318,896	314,112
All Other	2,326,888	2,321,072
Capital Expenditures	30,000	30,000
<b>TOTAL</b>	<b>2,675,784</b>	<b>2,665,184</b>

Provides for the transfer of all allocations and positions from Education Block Grant - ECIA Chapter 2.

**Curriculum - Education**

Positions - Legislative Count	(-2.0)	(-2.0)
Personal Services	(106,006)	(106,859)
All Other	(6,815)	(6,910)
<b>TOTAL</b>	<b>(112,821)</b>	<b>(113,769)</b>

Provides for the transfer of all allocations and positions to the Division of Instruction.

**Division of Instruction**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	106,006	106,859
All Other	6,815	6,910
<b>TOTAL</b>	<b>112,821</b>	<b>113,769</b>

Provides for the transfer of all allocations and positions from Curriculum - Education.

**DEPARTMENT OF EDUCATION TOTAL**

	-0-	-0-
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**SECTION Q-4 TOTAL ALLOCATIONS**

	\$-0-	\$-0-
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**PART R**

**Sec. R-1. 3 MRSA §927, sub-§3, ¶B,** as amended by PL 1991, c. 837, Pt. A, §4, is further amended to read:

B. Independent agencies:

- (1) Maine State Pilotage Commission;

**Administration - Education**

All Other	(39,166)	(39,166)
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Provides for the transfer of all allocations from the Interactive Television Program account to the Division of Instruction.

**Division of Instruction**

Positions - Other Count	(4.0)	(4.0)
Personal Services	173,347	169,499
All Other	77,486	77,658
<b>TOTAL</b>	<b>250,833</b>	<b>247,157</b>

Provides for the transfer of a portion of allocations and positions from Administration - Education - Interactive Television program; Truancy, Dropout and Alternative Education account including one Education Specialist II position and one Clerk Typist II position; and Curriculum - Education including one Education Specialist II position and one Clerk Typist III position.

**DEPARTMENT OF EDUCATION TOTAL**

	-0-	-0-
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**SECTION Q-3**

<b>TOTAL ALLOCATIONS</b>	<b>\$-0-</b>	<b>\$-0-</b>
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**Sec. Q-4. Allocation.** The following funds are allocated from Federal Block Grant funds for the fiscal years ending June 30, 1994 and June 30, 1995. Allocation and position transfers among programs as set forth in this Part are in accordance with the detailed reorganization plan reviewed by the Bureau of the Budget.

1993-94	1994-95
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**EDUCATION, DEPARTMENT OF**

**Education Block Grant - ECIA Chapter 2**

Positions - Legislative Count	(-6.0)	(-6.0)
Personal Services	(318,896)	(314,112)
All Other	(196,318)	(190,502)
Capital Expenditures	(30,000)	(30,000)
<b>TOTAL</b>	<b>(545,214)</b>	<b>(534,614)</b>



- (2) State Board of Registration for Professional Engineers;
- (3) Board of Licensure for Professional Land Surveyors;
- (4) Local Government Records Board;
- ~~(5) Maine High-Risk Insurance Organization;~~
- (6) Safety training operating-under-the-influence programs; and
- (7) State Soil and Water Conservation Commission.

**Sec. R-2. 5 MRSA §12004-G, sub-§21**, as enacted by PL 1987, c. 786, §5, is repealed.

**Sec. R-3. 24-A MRSA c. 71**, as amended, is repealed.

**Sec. R-4. Effective date; transition provisions.** Sections 1 to 3 of this Part take effect January 1, 1997, except that no new policies of insurance may be issued providing coverage by the Maine High-Risk Insurance Organization on or after the effective date of this Act. During the period prior to July 1, 1997, the board of directors and the administrator of the organization shall continue to exercise those powers and responsibilities necessary to the operation of the Maine High-Risk Insurance Organization with respect to policies issued prior to the effective date of this Act and necessary to concluding the affairs of the organization. Coverage under all policies issued by the organization terminates as of January 1, 1995, except that, if at any time an actuarial review indicates that the organization's remaining funds may be insufficient to provide continuing coverage to all remaining policies in force until January 1, 1995, the board may cancel these policies on 30 days' notice. Any funds remaining when the affairs of the organization are concluded revert to the General Fund.

## PART S

**Sec. S-1. 7 MRSA §607, sub-§6**, as repealed and replaced by PL 1987, c. 723, §1, is amended to read:

**6. Registration fee; validity.** The applicant desiring to register a pesticide shall pay an annual registration fee of ~~\$85~~ \$105 in calendar year ~~1988~~ 1994 and thereafter for each pesticide registered for that applicant. Annual registration periods shall expire on December 31st of any one year or in a manner consistent with the Maine Administrative Procedure Act, Title 5, section 10002, as to license expiration, whichever is later.

**Sec. S-2. 7 MRSA §621**, as amended by PL 1989, c. 878, Pt. E, §20, is further amended to read:

### §621. Disposition of funds

All ~~moneys~~ money received by the board under the provisions of this subchapter shall ~~must~~ be deposited in the State Treasury to the credit of a special fund to be used for carrying out the provisions of this subchapter and Title 22, chapter 258-A, Board of Pesticides Control and for such other expenses related to insect and pest management as provided by law. Positions that are allocated to the fund but that do not perform functions specifically assigned to the board in this subchapter and Title 22, chapter 258-A remain under supervision and management of the Department of Agriculture, Food and Rural Resources.

**Sec. S-3. 7 MRSA §714, sub-§1**, as amended by PL 1989, c. 888, §1, is further amended to read:

**1. Application for registration.** ~~No~~ A person shall may not distribute in this State a commercial feed, except a customer-formula feed, ~~which that~~ has not been registered pursuant to this section. The application for registration shall ~~must~~ be submitted in the manner prescribed by the commissioner on forms furnished by the commissioner, and shall be accompanied by a fee of \$40 per brand for pet food and \$30 per brand for all other commercial feed. Upon approval by the commissioner the registration shall ~~must~~ be issued to the applicant. All registrations expire on the 31st day of December of each year.

**Sec. S-4. 32 MRSA §1851**, as amended by PL 1977, c. 694, §584, is further amended to read:

### §1851. License required; fee; expiration and renewal

No person within this State shall may manufacture or bottle for sale any beverage without first having filed with the Commissioner of Agriculture, Food and Rural Resources an application for a license accompanied with ~~a~~ the fee of \$15 specified in this section and having been issued a license to operate a beverage plant. Upon receipt of such application containing information required by the commissioner and being satisfied that the applicant has complied with this chapter and ~~regulations promulgated thereunder~~ rules adopted under this chapter, the commissioner shall issue the applicant a license to manufacture and sell beverages.

No person manufacturing or bottling any beverage outside of the State for retail sale within the State shall may sell or offer to sell the same within the State ~~unless~~ such that person shall ~~have~~ has made application and secured a license to sell beverages from the commissioner upon the payment of ~~\$15~~ the fee specified in this section. The commissioner may issue a license to sell beverages manufactured or bottled outside of the State upon being satisfied from inspection by an inspector of ~~his~~ the department or from a statement from the agency having enforcement of the beverage law in the state where ~~such~~

the beverage establishment is located, that ~~such~~ the establishment complies with the requirements of this chapter and ~~regulations promulgated thereunder~~ rules adopted under this chapter, and upon ~~his approving such~~ the commissioner's approval of the establishment on the basis of ~~such~~ the inspection or statement.

All such licenses ~~shall~~ run for the current year until the 30th day of June following the date of the issuance, on which date, or on the date provided by the provisions of the Maine Administrative Procedure Act as to license expiration, whichever date is later, they ~~shall~~ terminate unless sooner revoked as provided in section 1802, and ~~shall~~ must be renewed annually thereafter subject always to such revocation.

The fee for a license issued under this section is based on the number of persons employed by the manufacturer or bottler. The fee for a manufacturer or bottler with 5 or fewer employees is \$50. The fee for all other manufacturers or bottlers is \$100.

## PART T

**Sec. T-1. 26 MRSA c. 31**, as amended, is repealed.

**Sec. T-2. 26 MRSA c. 31-A** is enacted to read:

### CHAPTER 31-A

#### HEALTH OCCUPATIONS TRAINING PROJECT

##### **§2159. Scope**

This chapter establishes the Health Occupations Training Project to provide assistance to the State's health care facilities facing serious shortages of workers in certain health care occupations by providing job training opportunities for the State's citizens through the State's technical colleges.

##### **§2159-A. Responsibility**

The Department of Labor is responsible for the funding and oversight of the Health Occupations Training Project. The Commissioner of Labor shall implement this project by contracting with the Maine Technical College System to develop and deliver job training programs in health care occupations.

##### **§2159-B. Administration and funding**

The Maine Technical College System is responsible for administering the Health Occupations Training Project. Funding provided under this chapter must be used exclusively for the development and delivery of health care training programs. Funds provided for this purpose may not be used for administration of the Health Occupations Training Project, for tuition to the State's

technical colleges, or for the delivery of health care training programs once the initial development and delivery of a program is complete.

##### **§2159-C. Selection of grant recipients**

The selection and awarding of grants for funding under this chapter must be in accordance with this section.

**1. Requests for proposals.** The Maine Technical College System shall solicit proposals for health care training projects from the technical colleges by issuing a Request for Proposals.

**2. Local partnerships.** The State's technical colleges shall seek joint partnerships with local job training providers in order to submit joint proposals. If, however, a local job training provider elects not to participate in a project, the technical college may still submit a proposal.

**3. Review committee.** The Maine Technical College System shall award grants based on the decision of a review committee comprised of an equal number of representatives from the Department of Labor and the Maine Technical College System.

**4. Contracts.** Once a training project has been selected for funding by the review committee, the Department of Labor shall issue a contract to the Maine Technical College System prior to the onset of the program year in which the project will be funded. The Maine Technical College System shall then issue grants to the technical colleges selected for funding under this project.

##### **§2159-D. Project goals**

The Health Occupations Training Project is a training strategy to increase the supply of health care workers by providing Maine citizens with job training opportunities in health care occupations. The project goal is to provide skill training to participants who are either unemployed and want to enter the health care field or are employed health care workers who want to upgrade their skills. Preference must be given to participants in the state job training system during selection if they have met the minimum criteria for program entry and have met the application deadline as determined in the grant proposal. For purposes of this chapter, the state job training system includes job training programs such as the Job Training Partnership Act, the Maine Training Initiative, the Strategic Training for Accelerated Reemployment Program and the ASPIRE-JOBS program.

##### **§2159-E. Annual report**

The Maine Technical College System shall report no later than September 15th of each year on the outcome of the job training programs offered through this

chapter. This annual report must be submitted to the Department of Labor and to the joint standing committee of the Legislature having jurisdiction over labor matters.

#### **§2159-F. Repeal**

This chapter is repealed October 1, 1995.

**Sec. T-3. Transfer of funds.** Notwithstanding the Maine Revised Statutes, Title 26, section 1164 or any other provision of law, the State Controller is authorized to transfer \$75,000 by June 30, 1994 and \$100,000 by June 30, 1995 from the Special Administrative Expense Fund to the General Fund as undedicated revenue.

### **PART U**

**Sec. U-1. 12 MRSA §685-B, sub-§2, ¶B,** as amended by PL 1991, c. 591, Pt. E, §8, is further amended to read:

B. The fee prescribed by the commission rules, that fee to be a minimum of ~~\$40~~ \$50 but no greater than ~~2/10~~ 1/4 of 1% of the total development costs, except that ~~the minimum fee for accessory structures or minor shoreline alterations is \$25 and the fee for subdivision applications is \$100~~ \$300 per lot. Zoning petitions submitted by other than a state or federal agency range from \$50 to \$500 depending on size and complexity. The fees apply to all amendments except for minor changes to building permits;

### **PART V**

**Sec. V-1. 10 MRSA §§8005 and 8006** are enacted to read:

#### **§8005. Compliance with support orders; license qualifications and conditions**

In addition to other qualifications for licensure or registration and conditions for continuing eligibility to hold a license as prescribed by the various acts of bureaus, boards or commissions that compose or are affiliated with the department, applicants for licensure or registration, licensees renewing their licenses and existing licensees must also comply with the requirements of Title 19, section 305.

#### **§8006. Licensees not in compliance with a court order of support; enforcement of parental support obligations**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Board" means any bureau, board or commission listed in section 8001 or 8001-A, other licen-

sors that are affiliated with or are a part of the department and the Board of Overseers of the Bar.

B. "Compliance with a court order of support" means that the support obligor is no more than 90 days in arrears in making payments in full for current support, in making periodic payments on a support arrearage pursuant to a written agreement with the Department of Human Services or in making periodic payments as set forth in a court order of support and has obtained or maintained health insurance coverage if required by a court order of support.

C. "Court order of support" means any judgment or order for the support of dependent children issued by any court of the State or another state, including an order in a final decree of divorce or any judgment or order issued in accordance with an administrative procedure established by state law that affords substantial due process and is subject to judicial review.

**2. Noncompliance with a court order of support.** An applicant for the issuance or renewal of a license or an existing licensee regulated by a board who is not in compliance with a court order of support is subject to the requirements of Title 19, section 305.

**Sec. V-2. 12 MRSA §§6308 and 6309** are enacted to read:

#### **§6308. Compliance with support orders; license qualifications and conditions**

In addition to other qualifications for licensure or registration and conditions for continuing eligibility to hold a license as prescribed by the various acts of the department, applicants for licensure or registration, licensees renewing their licenses and existing licensees must also comply with the requirements of Title 19, section 305, but only if the license is for commercial use.

#### **§6309. Licensees not in compliance with a court order of support; enforcement of parental support obligations**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Compliance with a court order of support" means that the support obligor is no more than 90 days in arrears in making payments in full for current support, in making periodic payments on a support arrearage pursuant to a written agreement with the Department of Human Services or in making periodic payments as set forth in a court order of support and has obtained or maintained health insurance coverage if required by a court order of support.

B. "Court order of support" means any judgment or order for the support of dependent children issued by any court of the State or another state, including an order in a final decree of divorce or any judgment or order issued in accordance with an administrative procedure established by state law that affords substantial due process and is subject to judicial review.

**2. Noncompliance with a court order of support.**

An applicant for the issuance or renewal of a license or an existing licensee regulated by the department under this subpart who is not in compliance with a court order of support is subject to the requirements of Title 19, section 305, but only if the license is for commercial use.

**Sec. V-3. 12 MRSA §§7079-A and 7079-B** are enacted to read:

**§7079-A. Compliance with support orders; license qualifications and conditions**

In addition to other qualifications for licensure or registration and conditions for continuing eligibility to hold a license as prescribed by the various acts of the department, applicants for licensure or registration, licensees renewing their licenses and existing licensees must also comply with the requirements of Title 19, section 305, but only if the license is for commercial use.

**§7079-B. Licensees not in compliance with a court order of support; enforcement of parental support obligations**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Compliance with a court order of support" means that the support obligor is no more than 90 days in arrears in making payments in full for current support, in making periodic payments on a support arrearage pursuant to a written agreement with the Department of Human Services or in making periodic payments as set forth in a court order of support and has obtained or maintained health insurance coverage if required by a court order of support.

B. "Court order of support" means any judgment or order for the support of dependent children issued by any court of the State or another state, including an order in a final decree of divorce or any judgment or order issued in accordance with an administrative procedure established by state law that affords substantial due process and is subject to judicial review.

**2. Noncompliance with a court order of support.**

An applicant for the issuance or renewal of a license or an existing licensee who is not in compliance with a court

order of support is subject to the requirements of Title 19, section 305, but only if the license is for commercial use.

**Sec. V-4. 19 MRSA §§305 to 307** are enacted to read:

**§305. Enforcement of support obligations; notice to licensing boards and obligor; judicial review**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Board" means any bureau, board or commission listed in Title 10, section 8001 or 8001-A, other licensor that is affiliated with or is a part of the Department of Professional and Financial Regulation, the Board of Overseers of the Bar and any other state agency or municipality that issues a license authorizing a person to engage in a business, occupation, profession or industry.

B. "Commissioner" means the Commissioner of Human Services.

C. "Compliance with a court order of support" means that the support obligor is no more than 90 days in arrears in making payments in full for current support, in making periodic payments on a support arrearage pursuant to a written agreement with the Department of Human Services or in making periodic payments as set forth in a court order of support and has obtained or maintained health insurance coverage if required by a court order of support.

D. "Court order of support" means any judgment or order for the support of dependent children issued by any court of the State or another state, including an order in a final decree of divorce or any judgment or order issued in accordance with an administrative procedure established by state law that affords substantial due process and is subject to judicial review.

E. "Department" means the Department of Human Services.

F. "License" means a license, certification, registration, permit, approval or other similar document evidencing admission to or granting authority to engage in a profession, occupation, business or industry, but does not mean a registration, permit, approval or similar document evidencing the granting of authority to engage in the business of banking pursuant to Title 9-B.

G. "Licensee" means any individual holding a license, certification, registration, permit, approval or other similar document evidencing admission to

or granting authority to engage in a profession, occupation, business or industry except an individual holding a registration, permit, approval or similar document evidencing the granting of authority to engage in the business of banking pursuant to Title 9-B.

**2. Notice.** The department may serve notice upon a support obligor who is not in compliance with a court order of support that informs the obligor of the department's intention to submit the obligor's name to any appropriate board as a licensee who is not in compliance with a court order of support. The notice must inform the obligor that:

A. The obligor may request an administrative hearing to contest the issue of compliance;

B. A request for hearing must be made in writing and must be received by the department within 20 days of service;

C. If the obligor requests a hearing within 20 days of service, the department shall stay action to certify the obligor to any board for noncompliance with a court order of support pending a decision after hearing;

D. If the obligor does not request a hearing within 20 days of service and is not in compliance with a court order of support, the department shall certify the obligor to any appropriate board for noncompliance with a court order of support;

E. If the department certifies the obligor to a board for noncompliance with a court order of support, the board must revoke the obligor's license and refuse to issue or reissue a license until the obligor provides the board with a release from the department that states the obligor is in compliance with the obligor's support order. A revocation by an agency or a refusal by an agency to reissue, renew or otherwise extend the license or certificate of authority is deemed a final determination within the meaning of Title 5, section 10002; and

F. If the obligor files a motion to modify support with the court or requests the department to amend a support obligation established by an administrative decision, the department shall stay action to certify the obligor to any board for noncompliance with a court order of support.

The notice must include the address and telephone number of the department's support enforcement office that issues the notice and a statement of the need to obtain a release from that office as provided in subsection 8. The department shall attach a copy of the obligor's court order of support to the notice. Service of the notice must be made by certified mail, return receipt requested, or

by service in hand as specified in the Maine Rules of Civil Procedure. For purposes of this section, authorized representatives of the commissioner may serve the notice.

**3. Administrative hearing.** An obligor may request an administrative hearing upon service of the notice described in subsection 2. The request for hearing must be made in writing and must be received by the department within 20 days of service. The department shall conduct hearings under this subsection in accordance with the requirements of Title 5, chapter 375, subchapter IV. The issues that may be considered at hearing are limited to whether the obligor is required to pay child support under a court or administrative order and whether the obligor is in compliance with a court order of support.

**4. Decision after hearing.** The department shall render a decision after hearing without undue delay as to whether the obligor is in compliance with the obligor's court order of support. The decision must be based on the hearing record and rules adopted by the commissioner. The decision must inform the obligor that the obligor may file a petition for judicial review of the decision within 30 days of the date of the decision. The department shall send an attested copy of the decision to the obligor by regular mail to the obligor's most recent address of record.

**5. Stay.** If an obligor timely requests a hearing to contest the issue of compliance, the department may not certify the name of the obligor to a board for noncompliance with a court order of support until the department issues a decision after hearing that finds the obligor is not in compliance with a court order of support.

**6. Certification of noncompliance.** The department may certify in writing to any appropriate board that a support obligor is not in compliance with a court order of support if:

A. The obligor does not timely request a hearing upon service of a notice issued under subsection 2 and is not in compliance with a court order of support 21 days after service of the notice;

B. The department issues a decision after hearing that finds the obligor is not in compliance with a court order of support; or

C. The court enters a judgment on a petition for judicial review that finds the obligor is not in compliance with a court order of support.

The department shall send by regular mail a copy of any certification of noncompliance filed with a board to the obligor at the obligor's most recent address of record.

**7. Notice from board.** A board shall notify an obligor certified by the department under subsection 6,

without undue delay, that the obligor's application for the issuance or renewal of a license may not be granted or that the obligor's license has been revoked because the obligor's name has been certified by the department as a support obligor who is not in compliance with a court order of support.

**8. Written confirmation of compliance.** When an obligor who is served notice under subsection 2 subsequently complies with the court order of support, the department shall provide the obligor with written confirmation that the obligor is in compliance with the order.

**9. Rules.** The department shall adopt rules to implement and enforce the requirements of this section.

**10. Agreements.** The department and the various boards shall enter into such agreements as are necessary to carry out the requirements of this section, but only to the extent the department determines it is cost-effective.

**11. Motion to modify court order of support; stay.** Nothing in this section prohibits a support obligor from filing a motion to modify support with the court or from requesting the department to amend a support obligation established by an administrative decision. The department shall stay action to certify the obligor to any board for noncompliance with a court order of support if the obligor files a motion to modify support with the court and notifies the department of the motion or requests the department to amend a support obligation established by the department.

**12. Reporting.** On or before April 1, 1994, or as soon as economically feasible and at least annually thereafter, all boards subject to this section and the Department of Professional and Financial Regulation, Division of Administrative Services shall provide to the department specified information, on magnetic tape or other machine-readable form, according to standards established by the department, about applicants for licensure and all current licensees. The Department of Professional and Financial Regulation, Securities Division shall provide the specified information for only those current licensees that are residents of this State. The information to be provided must include all of the following information about the licensee:

- A. Name;
- B. Address of record;
- C. Federal employer identification number or social security number;
- D. Type of license;
- E. Effective date of license or renewal;
- F. Expiration date of license; and

G. Active or inactive status.

**13. Effect of noncompliance.** The department, upon receipt of the licensee information referred to in subsection 12, shall identify and notify each board and the Department of Professional and Financial Regulation, Division of Administrative Services, of the names of any of its licensees who are support obligors subject to this section. The notice must include the social security number and address of the support obligor, the name, address and telephone number of the department's designee for implementing this section and a certification by the department that it has verified that the licensee is a support obligor subject to this section. When the department notifies a board under this subsection, the department shall provide adequate notice of its action to the obligor. The notice must inform the obligor of the right to request a hearing on the issue of whether the obligor is in compliance with a court order of support. The board may not issue or renew a license to a person whose name is on the most recent list from the department until the board receives a copy of the release specified in subsection 8.

**14. Subsequent reissuance, renewal or other extension of license or certificate.** The board may reissue, renew or otherwise extend the license or certificate of authority in accordance with the board's rules after the board receives a copy of the written confirmation of compliance specified in subsection 8. A board may waive any applicable requirement for reissuance, renewal or other extension if it determines that the imposition of that requirement places an undue burden on the person and that waiver of the requirement is consistent with the public interest.

**15. Program review.** In furtherance of the public policy of increasing collection of child support, the department shall report the following to the Legislature and the Governor on January 31, 1996:

- A. The number of support obligors identified as licensees subject to this section;
- B. The number of support obligors identified by the department under this section who are not in compliance with a court order of support; and
- C. The number of actions taken by the department under this section and the results of those actions.

### **§306. Family financial responsibility**

**1. Purpose.** The Legislature finds and declares that child support is a basic legal right of the State's parents and children, that mothers and fathers have a legal obligation to provide financial support for their children and that child support payments can have a substantial impact on child poverty and state welfare expen-

ditures. It is therefore the Legislature's intent to encourage payment of child support to decrease overall costs to the State's taxpayers while increasing the amount of financial support collected for the State's children. To this end, the Department of Human Services is authorized to initiate action under this section against individuals who are not in compliance with a court order of support.

**2. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Commissioner" means the Commissioner of Human Services, a designee or an authorized representative.

B. "Compliance with a court order of support" means that the support obligor is no more than 90 days in arrears in making payments in full for current support, in making periodic payments on a support arrearage pursuant to a written agreement with the Department of Human Services, in making periodic payments as set forth in a court order of support or has obtained or maintained health insurance coverage as required.

C. "Court order of support" means any judgment or order for the support of dependent children issued by any court of the State or another state, including an order in a final decree of divorce or any judgment or order issued in accordance with an administrative procedure established by state law that affords substantial due process and is subject to judicial review.

D. "Department" means the Department of Human Services.

**3. Notice.** The commissioner may serve notice upon a support obligor who is not in compliance with a court order of support that informs the obligor of the commissioner's intention to certify the obligor to the Secretary of State as an individual who is not in compliance with a court order of support. The notice must inform the obligor that:

A. The obligor may contest the issue of compliance at an administrative hearing;

B. A request for hearing must be made in writing and must be received by the department within 20 days of service;

C. If the obligor requests a hearing within 20 days of service, the department shall stay action to certify the obligor to the Secretary of State for non-compliance with a court order of support pending a decision after hearing;

D. If the obligor does not timely request a hearing to contest the issue of compliance and does not obtain a release from the department, the commissioner shall certify the obligor to the Secretary of State for noncompliance with a court order of support;

E. If the commissioner certifies the obligor to the Secretary of State, the Secretary of State must suspend any motor vehicle operator's licenses that the obligor holds and the obligor's right to apply for or obtain a motor vehicle operator's license;

F. If the obligor requests a hearing, the obligor shall direct the request to the department's support enforcement office that is responsible for handling the obligor's case; and

G. If the obligor files a motion to modify support with the court or requests the department to amend a support obligation established by an administrative decision, the department shall stay action to certify the obligor to the Secretary of State for noncompliance with a court order of support.

The notice must include the address and telephone number of the department's support enforcement office that issues the notice and a statement of the need for the obligor to obtain a release from that office as provided in subsection 8. The department shall attach a copy of the obligor's court order of support to the notice. The notice must be served by certified mail, return receipt requested, by service in hand, or as specified in the Maine Rules of Civil Procedure. For purposes of this section, an authorized representative of the commissioner may serve the notice.

**4. Administrative hearing.** An obligor may request an administrative hearing within 20 days of service of the notice described in subsection 3. The request for hearing must be in writing and must be received by the department within 20 days. The department shall conduct the hearing in accordance with the requirements of Title 5, chapter 375, subchapter IV. The issues that may be considered at hearing are limited to whether the obligor is required to pay child support under a court order of support and whether the obligor is in compliance with a court order of support.

**5. Decision after hearing.** The department shall render a decision after hearing without undue delay as to whether the obligor is in compliance with the obligor's court order of support. The decision must be based on the hearing record and rules adopted by the commissioner. The decision must inform the obligor that the obligor may file a petition for judicial review of the decision within 30 days of the date of the decision. The department shall send an attested copy of the decision to the obligor by regular mail to the obligor's most recent address of record.

**6. Stay.** If an obligor timely requests a hearing to contest the issue of compliance, the department may not certify the name of the obligor to a board for noncompliance with a court order of support until the department issues a decision after hearing that finds the obligor is not in compliance with a court order of support.

**7. Certification.** The commissioner may certify in writing to the Secretary of State that a support obligor is not in compliance with a court order of support if:

A. The obligor does not timely request a hearing upon service of a notice issued under subsection 3 and is not in compliance with a court order of support 21 days after service of the notice;

B. The department issues a decision after hearing that finds the obligor is not in compliance with a court order of support; or

C. The court enters a judgment on a petition for judicial review that finds the obligor is not in compliance with a court order of support.

The department shall send by regular mail a copy of any certification of noncompliance filed with the Secretary of State to the obligor at the obligor's most recent address of record.

**8. Written confirmation of compliance.** When an obligor who is served notice under subsection 3 subsequently complies with the court order of support, the department shall provide the obligor with written confirmation that the obligor is in compliance with the order.

**9. Rules.** The department shall adopt rules to implement and enforce the requirements of this section.

**10. Agreement.** The department may enter into an agreement with the Secretary of State to carry out the requirements of this section.

**11. Motion to modify court order of support; stay.** Nothing in this section prohibits a support obligor from filing a motion to modify support with the court or from requesting the department to amend a support obligation established by an administrative decision. The department shall stay action to certify the obligor to the Secretary of State for noncompliance with a court order of support if the obligor files a motion to modify support with the court and notifies the department of the motion or requests the department to amend a support obligation established by the department.

**12. Program review.** In furtherance of the public policy of increasing collection of child support, the department shall report the following to the Legislature and the Governor on July 1, 1995:

A. The number of notices served upon support obligors by the department under this section;

B. The number of obligors served notice under this section who request a hearing;

C. The number of hearings held under this section, the results of the hearings and the number of cases settled without a hearing;

D. The number of support obligors certified to the Secretary of State for noncompliance with a court order of support under this section; and

E. The costs incurred in the implementation and enforcement of this section and the department's estimate of the amount of child support collected due to the department's actions under this section.

### **§307. Publication of delinquent child support obligors**

**1. Publication.** The Department of Human Services may publish in the State's newspapers the names of delinquent child support obligors who owe unpaid child support. Publication may include the place of residence and the amount of unpaid child support of each obligor.

**2. Immunity.** Newspapers and their employees are immune from any criminal or civil liability as a result of publication under subsection 1, unless publication is a result of negligent or intentional misconduct.

**Sec. V-5. 19 MRSA §448-A, sub-§3,** as enacted by PL 1981, c. 657, §2, is amended to read:

**3. Fees; Aid to Families with Dependent Children.** The department shall ~~by rule~~ establish by rule a schedule of fees for enforcement of support obligations involving recipients of Aid to Families with Dependent Children. In enforcing support obligations, the department shall impose such fees against the obligor as are mandated by federal law and regulations. The department may impose such other reasonable fees and costs against the obligee or obligor as are not prohibited by federal law and regulations. The department shall retain all fees and apply them toward the administration of the location, paternity and support enforcement programs.

**Sec. V-6. 19 MRSA §448-A, sub-§4,** as enacted by PL 1981, c. 657, §2, is repealed.

**Sec. V-7. 19 MRSA §448-A, sub-§4-A** is enacted to read:

**4-A. Other fees.** The department must establish by rule a schedule of fees for enforcement of support obligations not involving recipients of Aid to Families with Dependent Children. The department must enforce this schedule of fees and apply the receipts toward the cost of the Aid to Families with Dependent Children program.

**Sec. V-8. 19 MRSA §448-A, sub-§5,** as enacted by PL 1981, c. 657, §2, is amended to read:



**5. Definitions.** As used in this section, unless the context otherwise indicates, the following terms shall have the following meanings.

A. "Applicant" means an individual, state, political subdivision of a state or instrumentality of a state.

B. "Support obligations" means the amount due an obligee for support under a court order or administrative decision and includes any arrearages of support ~~which has~~ that have accrued.

**Sec. V-9. 19 MRSA §498-B, sub-§4** is enacted to read:

**4. Insurers to provide information.** Upon request by the department, a nonprofit hospital or medical service organization authorized under Title 24 or an insurer authorized under Title 24-A must provide to the department a list of persons who have health insurance coverage with that organization or insurer. The information shall be transmitted in a manner prescribed by the department to allow electronic identification of responsible parents who have health insurance coverage.

**Sec. V-10. 19 MRSA §498-E** is enacted to read:

**§498-E. Health insurance withholding order**

**1. Issuance of order.** The department on its own behalf, on behalf of a custodial parent who applies for the department's support enforcement services or on behalf of another state's Title IV-D agency, political subdivision or agent may issue a responsible parent's employer or other payor of income a health insurance withholding order to enforce a responsible parent's obligation to obtain or maintain health insurance coverage or other health care services for the responsible parent's dependent child or children. A health insurance withholding order must be accompanied by a sworn statement issued by an authorized representative of the commissioner that states the responsible parent is required by a court order or administrative decision to obtain or maintain health insurance coverage or other health care services for the dependent child or children named in the health insurance withholding order and has failed to provide the department with proof of coverage as required by law.

**2. Employer notice.** A health insurance withholding order must be accompanied by an employer notice that contains the substance of subsections 3 to 16.

**3. Duty to enroll.** An employer or other payor of income served with a health insurance withholding order shall enroll the employee's dependent child or children named in the withholding order as covered persons in a group health insurance plan or other similar plan providing health care services or coverage offered by the employer, if the children are eligible for such coverage under the employer's enrollment provisions, and deduct any

required premiums from the employee's earnings to pay for the insurance.

**4. Choice of plan.** If more than one plan is offered by the employer, the employer shall enroll qualified children prospectively in the insurance plan in which the employee is enrolled or, if the employee is not enrolled, in the least costly plan otherwise available, providing that the plan's services are available where the children reside. If the services of the employee's plan or the least costly plan are not available where the children reside, the employer shall enroll qualified children prospectively in the least costly plan that is available where the children reside.

**5. Answer.** An employer shall respond to a health insurance withholding order in writing within 30 days of service. The employer shall advise the department of the plan in which the children are enrolled or if the children are ineligible for any plan through the employer. The department shall include a preprinted answer form for the employer's use and shall include the form and a prepaid, self-addressed envelope with each health insurance withholding order.

**6. Mistake of fact; affirmative defenses.** A responsible parent may claim a mistake of fact or assert affirmative defenses to contest the issuance of a health insurance withholding order. The department shall establish by rule an administrative process for reviewing claims of mistake and investigating affirmative defenses.

**7. Duration of order.** A health insurance withholding order remains in force until the employee terminates employment, the employer or other payor of earnings is released from the order in writing by the department or release is ordered by a court of competent jurisdiction.

**8. Change of plan.** After it is initially determined in response to a health insurance withholding order that a child is eligible for coverage, the employer must make subsequent enrollment changes to include the child if the group health insurance plan is changed and provide notices of any changes in coverage to the department.

**9. Fee.** The commissioner may establish by rule a fee that an employer may charge an employee for each withholding and for a change of plan.

**10. Failure to honor.** Failure of an employer or other payor of earnings to comply with the requirements of a health insurance withholding order is a civil violation for which the department may recover up to \$1,000 in a civil action.

**11. Priority of order.** A health insurance withholding order has priority over any previously filed attachment, execution, garnishment or assignment of earnings that is not for the purpose of enforcing or paying a child support obligation.

**12. Employer protected.** The department shall defend and hold harmless any employer or other payor of earnings who honors a health insurance withholding order.

**13. Immunity.** The employer may not be held liable for medical expenses incurred on behalf of a dependent child or children because of the employer's failure to enroll the dependent child or children in a health insurance or health care plan after being directed to do so by the department.

**14. Employee protected.** An employer who discharges, refuses to employ, or takes disciplinary action against a responsible parent, or who otherwise discriminates against that parent because of the existence of the order or the obligation the order imposes upon the employer, is subject to a civil penalty of not more than \$5,000 payable to the State, to be recovered in a civil action. The employer is also subject to an action by the responsible parent for compensatory and punitive damages, plus attorney's fees and court costs.

**15. Service.** A health insurance withholding order must be served on the responsible parent's employer or other payor of earnings. Service may be by certified mail, return receipt requested, by an authorized representative of the commissioner, by personal service as permitted by Rule 4 of the Maine Rules of Civil Procedure or as otherwise may be permitted by sections 492-A and 494. The department shall send a copy of the health insurance withholding order to the responsible parent at the responsible parent's most recent address of record.

**16. Withholding orders combined.** The department may combine a health insurance withholding order with a child support income withholding order issued under section 498-C.

**17. Rules.** The department shall adopt rules to implement and enforce the requirements of this section.

**Sec. V-11. 19 MRSA §502, first ¶,** as repealed and replaced by PL 1985, c. 652, §32, is amended to read:

The following exemptions ~~shall~~ apply to weekly earnings. ~~An amount equal to 30 times the federal minimum wage, as prescribed by the United States Code, Title 29, Section 206(a)(1), shall be exempt from an order to withhold and deliver, garnishment, automatic withholding or any other proceeding under this chapter regarding weekly earnings. Except as otherwise provided in this section, any property otherwise exempt from trustee process, attachment and execution shall be exempt from an order to withhold and deliver, administrative seizure and disposition, and lien and foreclosure under this subchapter. The maximum part of the aggregate disposable earnings of a responsible parent for any work-week which that is subject to garnishment; pursuant to section 504 or 504-A, to enforce any decision entered~~

~~pursuant to section 498, 498-A, 500 or 515, shall or income withholding may not exceed:~~

**Sec. V-12. 19 MRSA §777-C** is enacted to read:

**§777-C. Employment information**

**1. Employment information.** Upon notice by the department, and except as provided in subsection 2, an employer doing business in the State shall report to the department the:

A. Hiring of a person who resides or works in this State to whom the employer anticipates paying earnings; and

B. Rehiring or return to work of any employee who was laid off, furloughed, separated, granted a leave without pay or terminated from employment.

**2. Exceptions.** An employer is not required to report the hiring of a person who:

A. Will be employed for less than one month's duration; or

B. Will have gross earnings of less than \$300 in every month.

The Commissioner of Human Services may adopt rules to establish additional exceptions if needed to reduce unnecessary or burdensome reporting.

**3. W-4 form.** An employer required to report under subsection 1 may report by mailing the employee's copy of the W-4 form, transmitting a facsimile thereof, sending magnetic tape in a compatible format or by other means as mutually agreed to by the employer and the department that will result in timely reporting.

**4. Report.** An employer shall submit a report within 7 days of the hiring, rehiring or return to work of the employee. The report shall contain:

A. The employee's name, address, social security number and date of birth; and

B. The employer's name, address and employment security reference number or unified business identifier number.

**5. Retention of records.** The department shall retain the information for a particular employee only if the department is responsible for establishing, enforcing or collecting a support obligation or debt of the employee. If the employee does not owe such an obligation or a debt, the department may not create a record regarding the employee and the information contained in the report must be destroyed promptly.

**6. Penalties.** An employer who knowingly fails to report as required under this section must be given a written warning for the first violation and is subject to a civil penalty of up to \$200 per month for each subsequent violation after the warning has been given. All violations within a single month are considered a single violation for purposes of assessing the penalty.

**Sec. V-13. 22 MRSA §2761, sub-§4,** as amended by PL 1987, c. 187, is further amended to read:

**4. Illegitimate child.** Except as otherwise provided in this subsection, in the case of a child conceived and born out of wedlock, the name of the putative father shall may not be entered on the certificate without his written consent and that of the mother. The signature of the putative father on the written consent shall must be acknowledged before an official authorized to take oaths. The signature of the mother on her written consent shall must also be acknowledged before an official authorized to take oaths. If a determination of paternity has been made by a court of competent jurisdiction, then the name of the father as determined by the court shall must be entered on the birth certificate without the father's or the mother's consent. If the putative father executes an acknowledgement of paternity with the department and the putative father is either named in writing by the mother as the father or is presumed to be the father based on the results of blood or tissue-typing tests, the name of the father must be entered on the birth certificate without the father's or the mother's consent.

**Sec. V-14. 29 MRSA §791** is enacted to read:

**§791. Family financial responsibility**

**1. Compliance with support orders.** In addition to other qualifications and conditions established by this Title, the right of an individual to hold a motor vehicle operator's license or permit issued by the State is subject to the requirements of Title 19, section 306.

**2. Certification of noncompliance.** Upon receipt of a written certification from the Commissioner of Human Services as provided for in Title 19, section 306, subsection 7 that a support obligor who owns or operates a motor vehicle is not in compliance with a court order of support, the Secretary of State shall suspend the license and right to operate and obtain the license of the individual so certified. The Secretary of State may not reinstate an operator's license suspended for noncompliance with a court order of support until the Commissioner of Human Services issues a release that states the obligor is in compliance with a court order of support or the court orders reinstatement.

**3. Notice of suspension.** Upon suspending an individual's license, permit or privilege to operate under subsection 2, the Secretary of State must notify the individual of the suspension. A notice of suspension must

specify the reason and statutory grounds for the suspension and the effective date of the suspension and may include any other notices prescribed by the Secretary of State. The notice must inform the individual that in order to apply for reinstatement, the individual must obtain a release from the Department of Human Services. The notice must inform the individual that the individual may file a petition for judicial review of the notice of suspension in Superior Court within 30 days of receipt of the notice. Notwithstanding any other provision of law, Title 5, section 9052, subsection 1 does not apply to a notice of suspension issued under this section.

**4. Temporary license.** Upon being presented with a conditional release issued by the Commissioner of Human Services and at the request of an individual whose operator's license, permit or privilege to operate has been suspended under this section, the Secretary of State may issue the individual a temporary license valid for a period not to exceed 120 days.

**5. Rules.** The Secretary of State shall adopt rules to implement and enforce the requirements of this section.

**6. Costs.** The Department of Human Services shall indemnify the Secretary of State for legal expenses incurred in defending the Secretary of State's actions to comply with the requirements of this section.

**7. Agreement.** The Secretary of State and the Department of Human Services may enter into an agreement to carry out the requirements of this section.

**Sec. V-15. Pilot program for enhanced support enforcement collections.** The Commissioner of Human Services is directed to establish a pilot program for enhanced support enforcement collections utilizing a 3rd-party collection agent or agents. A reasonable number of delinquent cases must be selected for inclusion in this program. The commissioner shall present a report of the results of this program to the Joint Standing Committee on Appropriations and Financial Affairs no later than February 1, 1994. The project is to be funded by an allocation from federal incentive funds.

**Sec. V-16. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Aid to Families with Dependent Children</b>		
All Other	(\$1,206,000)	(\$1,688,667)
Provides for the deappropriation of funds due		

<p>to increased child support collections achieved through new hire reporting.</p>			<p>All Other</p>	<p>(100,000)</p>	<p>(150,000)</p>
<p><b>Aid to Families with Dependent Children</b></p>			<p>Provides for the deappropriation of funds as a result of fees placed on child support enforcement cases that do not involve receipts of Aid to Families with Dependent Children.</p>		
<p>All Other</p>	<p>(118,869)</p>	<p>(118,869)</p>			
<p>Provides for the deappropriation of funds due to increased child support collections achieved through automatic withholding of unemployment compensation.</p>			<p><b>Medical Care - Payments to Providers</b></p>		
<p><b>Aid to Families with Dependent Children</b></p>			<p>All Other</p>	<p>(380,800)</p>	<p>(380,800)</p>
<p>All Other</p>	<p>(471,920)</p>	<p>(646,688)</p>	<p>Provides for the deappropriation of funds by recouping medical costs from absent parents who have private health insurance.</p>		
<p>Provides for the deappropriation of funds as a result of increased child support collections due to identification of nonpaying obligors through computer matching with professional and driver's license registers and the potential to withhold these licenses for nonpayment of child support.</p>			<p><b>Medical Care - Payments to Providers</b></p>		
<p><b>Aid to Families with Dependent Children</b></p>			<p>All Other</p>	<p>(285,600)</p>	<p>(380,800)</p>
<p>All Other</p>	<p>(1,375,760)</p>	<p>(1,940,065)</p>	<p>Provides for the deappropriation of funds due to health insurance withholding orders in child support cases.</p>		
			<p><b>DEPARTMENT OF HUMAN SERVICES</b></p>		
			<p><b>TOTAL</b></p>	<p>(\$4,338,949)</p>	<p>(\$5,405,889)</p>
			<p><b>Sec. V-17. Allocation.</b> The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.</p>		
				<p><b>1993-94</b></p>	<p><b>1994-95</b></p>
			<p><b>HUMAN SERVICES, DEPARTMENT OF</b></p>		
<p><b>Aid to Families with Dependent Children</b></p>			<p><b>Medical Care - Payments to Providers</b></p>		
<p>All Other</p>	<p>(400,000)</p>	<p>(100,000)</p>	<p>All Other</p>	<p>(\$619,200)</p>	<p>(\$619,200)</p>
<p>Provides for the deappropriation of funds due to additional savings resulting from increased child support collections due to identification of nonpaying obligors through computer matching with professional and driver's license registers and the potential to withhold these licenses for nonpayment of child support.</p>			<p>Provides for the deallocation of funds by recouping medical costs from absent parents who have private health insurance.</p>		
<p><b>Aid to Families with Dependent Children</b></p>			<p><b>Medical Care - Payments to Providers</b></p>		
<p>All Other</p>	<p>(400,000)</p>	<p>(100,000)</p>	<p>All Other</p>	<p>(464,400)</p>	<p>(619,200)</p>
<p>Provides for the deappropriation of funds as a result of increased child support collections from delinquent obligors who will pay their child support obligations rather than have their names published in the newspaper.</p>			<p>Provides for the deallocation of funds due to health insurance withholding orders in child support cases.</p>		
<p><b>Aid to Families with Dependent Children</b></p>			<p><b>DEPARTMENT OF HUMAN SERVICES</b></p>		
			<p><b>TOTAL</b></p>	<p>(\$1,083,600)</p>	<p>(\$1,238,400)</p>

**Sec. V-18. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Aid to Families with Dependent Children</b>		
All Other	\$5,392,000	\$7,550,817
Provides for the allocation of funds due to increased child support collections achieved through new hire reporting.		

<b>Aid to Families with Dependent Children</b>		
All Other	660,383	660,383
Provides for the allocation of funds due to increased child support collections achieved through automatic withholding of unemployment compensation.		

<b>Aid to Families with Dependent Children</b>		
All Other	2,621,778	3,592,711
Provides for the allocation of funds as a result of increased child support collections due to identification of nonpaying obligors through computer matching with professional and driver's license registers and the potential to withhold those licenses for nonpayment of child support.		

<b>Aid to Families with Dependent Children</b>		
All Other	5,640,061	7,973,864
Provides for the allocation of funds due to additional child support collections due to identification of nonpaying obligors through computer matching with professional and driver's license registers and the potential to withhold these licenses for nonpayment of child support.		

<b>Aid to Families with Dependent Children</b>		
All Other	400,000	100,000
Provides for the allocation of funds as a result of increased		

child support collections from delinquent obligors who will pay their child support rather than have their names published in the newspaper.

<b>Aid to Families with Dependent Children</b>		
All Other	100,000	150,000
Provides for the allocation of funds as a result of fees placed on child support enforcement cases that do not involve recipients of Aid to Families with Dependent Children.		

<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	\$14,814,222	\$20,027,775

**PART W**

**Sec. W-1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>MARINE RESOURCES, DEPARTMENT OF</b>		
<b>Marine Development - Bureau of</b>		
Positions - Legislative Count	(4.0)	(4.0)
Personal Services	\$194,206	\$194,206
Provides for the appropriation of funds for 2 Marine Research Scientist I positions and 2 Marine Research Scientist II positions to reinstate the Marine Resource Area Biologist Program.		

<b>DEPARTMENT OF MARINE RESOURCES</b>		
<b>TOTAL</b>	\$194,206	\$194,206

**PART X**

**Sec. X-1. 4 MRSA §4, sub-§2-A,** as amended by PL 1991, c. 780, Pt. X, §1, is further amended to read:

**2-A. Cost-of-living adjustment.** Effective July 1, 1991, and every July 1st thereafter except July 1, 1992, July 1, 1993 and July 1, 1994, the State Court Administrators shall adjust the salaries of the State's associate justices and associate judges by any percentage change in the Consumer Price Index from January 1st to December 31st of the previous year, but only to a maximum increase of 4%. The State Court Administrator shall determine the cost of these adjustments; notify the State

Budget Officer and the Director of the Office of Fiscal and Program Review of these costs; and include them in the Judicial Department's budget requests, as necessary. For purposes of this subsection, "Consumer Price Index" means the Consumer Price Index for Urban Wage Earners and Clerical Workers: United States City Average, All items, 1967=100, as compiled by the United States Department of Labor, Bureau of Labor Statistics or, if the index is revised or superseded, the Consumer Price Index is the index represented by the Bureau of Labor Statistics as reflecting most accurately changes in the purchasing power of the dollar by consumers. A cost-of-living adjustment may not be made for fiscal year 1992-93, fiscal year 1993-94 or fiscal year 1994-95.

**Sec. X-2. 5 MRSA §4594-D, sub-§§7 and 9,** as amended by PL 1991, c. 99, §26, are further amended to read:

**7. Mandatory plan review; certification; inspection.** Builders of the following newly constructed facilities must submit plans to the Office of the State Fire Marshal, ~~which shall serve as the contractor for the commission for these purposes,~~ to assure ensure that the plans meet the standards of construction required by subsection 3:

- A. Restaurants;
- B. Motels, hotels and inns;
- C. State, municipal and county buildings; and
- D. Schools, elementary and secondary.

Fees for reviews are established by the Office of the State Fire Marshal.

No building permit may be issued by the municipal authority having jurisdiction to issue these permits unless the Office of the State Fire Marshal approves the plans and certifies that the facility covered by the mandatory plan review meets the standards of construction required by this section; if, however, no decision is rendered within 2 weeks of submission to the Office of the State Fire Marshal, the builder may submit the building permit request directly to the municipality with an attestation that the plans meet the standards of construction.

If officials of the municipality in which the facility is constructed, renovated, remodeled or enlarged inspect buildings for compliance with construction standards, that inspection must include an inspection for compliance with the certified plans. The municipal officials shall require that the facility be inspected for compliance with construction standards before the municipal officials permit the facility to be occupied.

**9. Waivers; variance.** If the ~~commission~~ State Fire Marshal determines in cases covered by mandatory plan

review that compliance with this section and its rules is not technologically feasible or would result in excessive and unreasonable costs without any substantial benefit to persons with physical disability, ~~if the State Fire Marshal~~ may provide for modification of, or substitution for, these standards. In all petitions for variance or waiver, the burden of proof is on the party requesting a variance or waiver to justify its allowance.

Requests for waivers or variances for buildings covered by mandatory plan review are heard by ~~a representative of the commission~~ and a designee of the Office of the State Fire Marshal. A decision must be provided in writing to the party requesting the waiver or variance.

**Sec. X-3. 5 MRSA §4594-D, sub-§10,** as enacted by PL 1989, c. 795, is amended to read:

**10. Appeals.** ~~Commission decisions~~ Decisions of the State Fire Marshal on requests for waivers or variances in cases covered by mandatory plan review are subject to review in Superior Court upon petition of the aggrieved party within 30 days after the issuance of the decision for which review is sought. The court may enter an order enforcing, modifying or setting aside the decision of the ~~commission~~ State Fire Marshal, or it may remand the proceeding to the ~~commission~~ State Fire Marshal for such further action as the court may direct.

**Sec. X-4. 25 MRSA §2450,** as repealed and replaced by PL 1983, c. 232, §2, is amended to read:

**§2450. Examinations by State Fire Marshal**

The Commissioner of Public Safety shall adopt, in accordance with requirements of the Maine Administrative Procedure Act, ~~Title 5, chapter 375,~~ adopt a schedule of fees for the examination of all plans for construction, reconstruction or repairs submitted to the Office of the State Fire Marshal. ~~No fee charged pursuant to this section may exceed \$55. A fee charged pursuant to this section may not exceed \$450.~~ The fees shall must be credited to the State Fire Marshal to defray the expenses of that office. Any balance of the fees ~~shall may~~ shall must not lapse, but shall must be carried forward as a continuing account to be expended for the same purpose in the following fiscal years.

**Sec. X-5. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

	1993-94	1994-95
<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>Office of the State Fire Marshal</b>		
Positions - Other Count	(2.0)	(2.0)
Personal Services	\$65,320	\$68,584

All Other	9,000	3,000
Capital Expenditures	26,000	

Provides for the allocation of funds for 2 additional Fire Protection Specialist Assistant positions and general operating costs necessary to make eligibility determinations.

**DEPARTMENT OF PUBLIC SAFETY**

<b>TOTAL</b>	\$100,320	\$71,584
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**PART Y**

**Sec. Y-1. Voluntary employee incentive programs.** Notwithstanding the Maine Revised Statutes, Title 5, section 903, subsections 1 and 2, the Commissioner of Administrative and Financial Services shall offer for use prior to July 1, 1995 special voluntary employee incentive programs, including a 50% workweek option, flexible position staffing and time off without pay. Employee participation in the voluntary incentive program is subject to the approval of the employee's appointing authority.

**Sec. Y-2. Continuation of health insurance.** Notwithstanding the Maine Revised Statutes, Title 5, section 285, subsection 7 and section 903, for state employees who apply prior to July 1, 1995 to participate in voluntary cost-saving programs, the State shall continue to pay health and dental insurance benefits based upon the scheduled workweek in effect prior to the participation in the voluntary program.

**Sec. Y-3. Continuation of group life insurance.** Notwithstanding the Maine Revised Statutes, Title 5, section 903; Title 5, section 18056, subsection 1, paragraph A; and the rules of the Maine State Retirement System, the life, accidental death and dismemberment, supplemental and dependent insurance amounts for state employees who apply prior to July 1, 1995 to participate in voluntary cost-savings programs are based upon the scheduled hours of the employees prior to the participation in voluntary programs.

**Sec. Y-4. Provision for living stipend.** If during the voluntary unpaid leave of absence a state employee's position is abolished and the employee has no "bumping rights" under the rules adopted pursuant to the Civil Service Law or bargaining agreements and the employee is determined ineligible for unemployment compensation under the Maine Revised Statutes, Title 26, section 1192, subsection 5, the State shall provide a living stipend in an amount equal to the amount for which the employee would have qualified when the leave began if the employee is otherwise eligible for unemployment compensation subject to all other terms and provisions of Title 26, chapter 13.

**Sec. Y-5. General Fund savings.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585,

General Fund savings as a result of the voluntary employee incentive program may not be used to fund other state programs but must be held pending a report to be submitted by the State Budget Officer to the First and Second Regular Sessions of the 117th Legislature.

**Sec. Y-6. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		

**Salary Plan**

Personal Services	(\$500,000)	(\$500,000)
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Provides for the deappropriation of funds from voluntary employee incentive programs.

**PART Z**

**Sec. Z-1. Mental health services plan.** The Department of Mental Health and Mental Retardation shall examine the feasibility of consolidating the Bangor Mental Health Institute and the Augusta Mental Health Institute. The department shall present an implementation plan to the Joint Standing Committee on Human Resources and the Joint Standing Committee on Appropriations and Financial Affairs by January 1, 1994. The plan must recommend the location of the consolidated facility, specify the level of community-based development, including but not limited to private hospital development, needed in order to carry out the consolidation, include timelines for achieving the consolidation and address expected budget implications of the consolidation.

**PART AA**

**Sec. AA-1. Reduction in work schedule for legislative employees in fiscal years 1993-94 and 1994-95.** Notwithstanding any other provision of law, the weekly work schedule for each state employee in the legislative branch is reduced by one hour for payrolls effective in fiscal year 1993-94 and until October 1, 1994 in fiscal year 1994-95. Supervisors are responsible for conferring with employees for the scheduling of the one-hour reduction, subject to operational needs of the department. Each employee must be given at least 14 days' notice of the change in that individual's schedule. Compensation for all legislative employees for the payrolls effective in fiscal year 1993-94 and until October 1, 1994 in fiscal year 1994-95 must be reduced in accordance with this section.

The reduction in work schedules required in this section does not affect state employee rights and benefits that are established in law and that are based on work schedules in effect prior to the effective date of this

Part. Rights and benefits must be determined as if the work schedules of employees had not been reduced.

**Sec. AA-2. Salaries of Legislators.** Notwithstanding the Maine Revised Statutes, Title 3, section 2, each Senator and member of the House of Representatives is entitled to \$7,125 in the 2nd year of the 116th legislative biennium beginning in January 1994 and \$9,975 in the first year of the 117th biennium beginning in December 1994. The salaries of the President of the Senate, the Speaker of the House of Representatives, the majority and minority leaders and the assistant majority and minority leaders of the Senate and the House of Representatives for the 2nd year of the 116th legislative biennium must be adjusted above the salary of \$7,125 and for the first year of the 117th legislative biennium must be adjusted above the salary of \$9,975 in accordance with the percentage adjustments contained in Title 3, section 2, except that the percentages must be calculated using the salary set by this Part.

**Sec. AA-3. Salaries of Representatives of Indian tribes.** Notwithstanding the Maine Revised Statutes, Title 3, section 2, the member of the Penobscot Indian Nation and the member of the Passamaquoddy Indian Tribe elected to represent their tribes at the Legislature are entitled to \$104.50 for each day's attendance during the Second Regular Session of the 116th Legislature beginning in January 1994 and the First Regular Session of the 117th Legislature beginning in December 1994.

**Sec. AA-4. Transfer from legislative accounts.** Notwithstanding the Maine Revised Statutes, Title 5, subsection 1585, or any other provision of law, in fiscal year 1992-93, \$600,000 may be transferred from the available balances in the legislative accounts to the Bureau of General Services, Capital Improvements - Construction and Repairs account, in the Department of Administrative and Financial Services for the purposes of making needed repairs to the Capitol Building. These funds must be allotted by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These funds may not lapse but must be carried forward to be used for the purposes specified in this paragraph.

The Commissioner of Administrative and Financial Services, in conjunction with the State House and Capitol Park Commission, the Legislative Council and the Maine Historic Preservation Commission, shall work cooperatively to initiate plans to restore and properly maintain the State Capitol Building.

**Sec. AA-5. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>LEGISLATURE</b>		
Legislature		

All Other	(\$300,000)	(\$300,000)
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Provides for the deappropriation of funds no longer required.

**PART BB**

**Sec. BB-1. 12 MRSA §602, sub-§19, ¶D** is enacted to read:

D. A fee collected for any reservation made under the provisions of this subsection is nonrefundable.

**PART CC**

**Sec. CC-1. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

	1993-94	1994-95
<b>PUBLIC UTILITIES COMMISSION</b>		
<b>PUC - Administrative Division</b>		
Personal Services	(\$25,000)	(\$25,000)
All Other	25,000	25,000
Provides for a line category transfer to reflect anticipated expenditure activities.		

<b>PUBLIC UTILITIES COMMISSION TOTAL</b>	\$-0-	\$-0-
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**PART DD**

**Sec. DD-1. 5 MRSA §12004-I, sub-§47-A** is enacted to read:

<u>47-A.</u> <u>Human Services:</u> <u>Public Health</u>	<u>Maine Public Drinking Water Commission</u>	<u>Expenses Only</u>	<u>22 MRSA §2660-C</u>
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**Sec. DD-2. 22 MRSA §2601, sub-§8,** as enacted by PL 1975, c. 751, §4, is amended to read:

**8. Public water system.** "Public water system" means any publicly or ~~privately-owned~~ privately owned system of pipes, structures and facilities through which water is obtained for or sold, furnished or distributed to the public for human consumption, if such a system has at least 15 service connections, regularly serves an average of at least 25 individuals daily at least ~~30~~ 60 days out of the year or bottles water for sale. Any publicly or ~~privately-owned~~ privately owned system that only stores and distributes water, without treating or collecting it; obtains all its water from, but is not owned or operated



by, a public water system; and does not sell water or bottled water to any person, is not a "public water system." The term "public water system" ~~shall include~~ includes any collection, treatment, storage or distribution pipes, structures or facilities under the control of the supplier of water and used primarily in connection with such a system, and any collection or pretreatment storage facilities not under ~~such that~~ control ~~which that~~ are used primarily in connection with such a system. The system ~~shall~~ does not include the portion of service pipe owned and maintained by a customer of the public water system.

**Sec. DD-3. 22 MRSA §2617, sub-§1,** as amended by PL 1979, c. 60, is further amended to read:

**1. Violation of section 2616.** Any person willfully violating section 2616 ~~shall~~ or subchapter VII, on conviction, must be punished by a fine of not more than \$500. Each day of operation in violation of section 2616 ~~shall constitute~~ or subchapter VII constitutes a separate offense. The District Court or the Superior Court ~~shall have~~ has jurisdiction over violations of section 2616 or subchapter VII.

**Sec. DD-4. 22 MRSA c. 601, sub-c. VII** is enacted to read:

## SUBCHAPTER VII

### MAINE PUBLIC DRINKING WATER

#### COMMISSION

#### §2660-B. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

**1. Commission.** "Commission" means the Maine Public Drinking Water Commission.

**2. Community water system.** "Community water system" means a public water system that serves at least 15 service connections used by year-round residents or regularly serves at least 25 year-round residents.

**3. Division.** "Division" means the Division of Health Engineering within the Bureau of Health, Department of Human Services.

**4. Fund.** "Fund" means the Public Drinking Water Fund.

**5. Noncommunity water system.** "Noncommunity water system" means a public water system that is not a community water system. A noncommunity water system is either nontransient or transient, as follows.

A. A nontransient, noncommunity water system serves at least 25 of the same persons for 6 months or more per year and may include, but is not limited to, a school, factory, industrial park or office building.

B. A transient, noncommunity water system serves at least 25 persons, but not necessarily the same persons, for at least 60 days per year and may include, but is not limited to, a highway rest stop, seasonal restaurant, seasonal motel, golf course, park or campground. A bottled water company is a transient, noncommunity water system.

**6. Program.** "Program" means the Maine Public Drinking Water Control Program.

**7. Primacy.** "Primacy" means the federally delegated primary enforcement authority to adopt, implement and enforce federally mandated drinking water standards promulgated pursuant to the federal Safe Drinking Water Act as amended.

#### §2660-C. Maine Public Drinking Water Commission

The Maine Public Drinking Water Commission as established by Title 5, section 12004-I, subsection 47-A, is created within the department.

**1. Membership.** The commission consists of the commissioner or the commissioner's designee and 8 other members appointed by the Governor in accordance with the following provisions.

A. Four of the members must represent the water purveying community and must be employed by public water systems. One of the 4 must be employed by a public water system serving a population of less than 500 people, one must be employed by a public water system serving a population of at least 500 but not more than 3,300 people, one must be employed by a public water system serving a population of at least 3,301 but not more than 10,000 people, and one must be employed by a public water system serving a population greater than 10,000 people.

B. Four of the members must represent the drinking water public. At least one of the 4 must be a user of a transient, noncommunity water system and at least one must be a user of a nontransient, noncommunity water system.

C. All members appointed by the Governor must have demonstrated interest, knowledge, experience and expertise regarding public drinking water concerns. The Governor shall seek to appoint members who, to the greatest extent possible, are qualified by interest, education, training or experience to provide, assess and evaluate scientific and tech-

nical information regarding public drinking water concerns, financial and staffing requirements and the adoption of policies, standards and rules.

D. The term of office for members appointed by the Governor is 4 years except that, of the original members appointed, 4 must be appointed for 2 years and 4 must be appointed for 4 years. The Governor shall make all original appointments within 60 days of the effective date of this section. Members may remain in office until their successors are appointed. A member may not serve more than 2 consecutive terms. If a vacancy occurs, the Governor shall appoint a replacement to fill the remaining portion of the unexpired term created by the vacancy.

2. Chair; vice-chair. At the first meeting of the commission, the members shall elect from among themselves a chair and a vice-chair. The chair and vice-chair serve for one-year terms. The chair and vice-chair may continue to hold those offices until their successors are elected. The chair calls meetings of the commission and presides over meetings. The vice-chair serves as the chair in the absence of the chair. The commissioner shall call the first meeting of the commission as soon as all initial appointments to the commission have been made.

3. Meetings. The commission shall hold at least 2 regular meetings each year and may hold additional regular meetings. Special meetings may be called by the chair, by the commissioner or the commissioner's designee or by at least 3 members of the commission. Five members constitute a quorum.

4. Duties. The commission shall:

A. Determine the proportion of program effort dedicated to each type of public water system served by the program;

B. Evaluate existing and projected program workloads;

C. Evaluate existing program resources and project future staffing and resource requirements;

D. Determine funding requirements necessary to meet projected workloads and staffing and resource requirements;

E. Determine an equitable program funding share for each type of public water system that reflects the level of program effort required for that public water system;

F. Determine fee formulas and collection and transfer schedules for each type of public water system;

G. Determine revenue levels to be retained by each type of public water system as reimbursement for

costs incurred in the collection and transfer of fees; and

H. Submit to the department annually by August 1st a report that must include, but is not limited to, a performance evaluation of the program and commission recommendations regarding, but not limited to, program operations, funding and staffing requirements, funding formulas and fee collection and transfer schedules.

5. Compensation. Members of the commission are entitled to reimbursement by the department for expenses as authorized by Title 5, chapter 379.

#### §2660-D. Annual work plan on primacy

Annually, by January 1st, the department shall submit to the commission a work plan and budget, listing all funding sources including but not limited to appropriations from the General Fund and allocations from the United States Environmental Protection Agency that are used for the purpose of complying with federal requirements for maintaining primacy.

#### §2660-E. Fees related to primacy

In addition to fees authorized under section 9, the commissioner may impose a fee upon each public water system in the State for the purpose of retaining primacy.

1. Rules. The department shall establish fee formulas by rules adopted in accordance with the Maine Administrative Procedure Act. The department must consult with and consider the advice of the commission in preparing the rules. Proposed rules issued by the department under this section must include the fee formulas and collection and transfer schedules developed by the commission. Fee formulas adopted under this section must be equitable. Fees may be based on, but are not limited to, the population served, service connections, volume of water pumped or available seats, campsites, rooms or lots, and may include fixed or graduated fee formulas or combinations of the fee formulas. Fees may be no less than \$50 per year per public water system and no more than \$30,000 per year per public water system.

2. Collection and disposition of fees. Fees adopted under this section cover the period beginning July 1, 1993 and must be collected by each public water system in monthly, quarterly or annual increments. Fees collected by public water systems under this section are state fees and must be enumerated by the public water systems separately from all other charges. The department shall establish schedules for the collection and transfer of fees to the State with the advice of the commission. With the advice of the commission, the department shall establish a reasonable percentage of the fees, not to exceed 2%, that may be retained by each public water system as reimbursement for expenses incurred in the collection of the fees.

**3. Suspension and reinstatement of fees.** Fees imposed under this section are suspended on the first day of the calendar quarter following any calendar quarter in which primacy is withdrawn by the Federal Government. Fees suspended under this subsection may be reinstated on the first day of the calendar quarter following the quarter in which the State regains primacy.

**§2660-F. Public Drinking Water Fund**

The Public Drinking Water Fund is established as an interest-bearing dedicated revenue account. All interest earned by the account becomes part of the fund. All fees collected by the department under this subchapter must be deposited into the fund. Any balance remaining in the fund at the end of the fiscal year does not lapse but is carried forward into subsequent fiscal years. The department may use the fund only to support the program, including the cost of salaries, benefits, travel, capital equipment and other allowable expenses incurred by the program.

**§2660-G. Enforcement**

This subchapter must be enforced by the department in accordance with section 2617.

**§2660-H. Repeal**

This subchapter is repealed on June 30, 1997.

**Sec. DD-5. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Drinking Water Enforcement</b>		
Positions - Other Count	(5.0)	(10.0)
Personal Services	\$170,960	\$343,472
All Other	25,000	50,000
Capital Expenditures	15,000	15,000
Provides funds for new positions for the State's drinking water control program to enable the State to retain primacy over drinking water regulation, including one Engineering Technician IV position, 2 Assistant Engineer positions, one Data Control Specialist position and one Geologist position and the following positions in fiscal year 1994-95 only: one Clerk-Typist II position, one Engineering Technician III position, one Sanitary Engineer I position, one Assistant Engineer position and one Environmental Specialist II position.		

DEPARTMENT OF HUMAN SERVICES		
TOTAL	\$210,960	\$408,472

**PART EE**

**Sec. EE-1. 38 MRSA §2201-A,** as enacted by PL 1989, c. 927, §8, is repealed.

**PART FF**

**Sec. FF-1. 22 MRSA §304-A, sub-§6,** as amended by PL 1989, c. 919, §7 and affected by §18, is further amended to read:

**6. Changes in bed complement.** Any change in the existing bed complement of a health care facility other than a hospital, in any 2-year period, that:

~~A. Increases or decreases the licensed or certified bed capacity of the health care facility by more than 10% or more than 5 beds, whichever is less;~~

~~B. Increases or decreases the number of beds licensed or certified by the department to provide a particular level of care by more than 10% of that number or more than 5 beds, whichever is less; or~~

~~C. Relocates more than 10% of the health care facility's licensed or certified beds or more than 5 beds, whichever is less, from one physical plant to another;~~

**Sec. FF-2. 22 MRSA §307, sub-§6-A,** as amended by PL 1985, c. 418, §10, is further amended to read:

**6-A. Review cycles.** The department shall establish review cycles for the review of applications. There ~~shall must~~ be at least one review cycle for each type or category of project each calendar year, the dates for which ~~shall must~~ be published at least 3 months in advance. An application ~~shall must~~ be reviewed during the next scheduled review cycle following the date on which the application is either declared complete or submitted for review pursuant to section 306-A, subsection 4, paragraph B. Hospital projects ~~which that~~ must be considered within the constraints established by the Certificate of Need Development Account established pursuant to section 396-K may be grouped for competitive review purposes at least once each year; provided that, for minor projects, as defined by the department through rules adopted pursuant to section 312, the department shall allocate a portion of the Certificate of Need Development Account for the approval of those projects and shall establish at least 6 review cycles each year for the review of those projects. Nursing home projects ~~which that~~ propose to add new nursing home beds to the inventory of nursing home beds within the State may be grouped for competitive review purposes consistent with appropriations ~~made~~ available for that purpose by the

Legislature. A nursing home project that proposes renovation, replacement or other actions that will increase Medicaid costs and for which an application is filed after March 1, 1993 may be approved only if appropriations have been made by the Legislature expressly for the purpose of meeting those costs. The department may hold an application for up to 90 days following the commencement of the next scheduled review cycle if, on the basis of one or more letters of intent on file at the time the application is either declared complete or submitted for review pursuant to section 306-A, subsection 4, paragraph B, the department expects to receive within the additional 90 days one or more other applications pertaining to similar types of services, facilities or equipment affecting the same health service area. Pertinent health service areas ~~shall~~ **must** be defined in ~~regulations promulgated~~ **rules adopted** by the department pursuant to section 312, based on recommendations by the State Health Coordinating Council.

**Sec. FF-3. 22 MRSA §309, sub-§1, ¶B,** as enacted by PL 1977, c. 687, §1, is amended to read:

B. That economic feasibility of the proposed services is demonstrated in terms of: Effect on the existing and projected operating budget of the applicant; the applicant's ability to establish and operate the facility or services in accordance with licensure ~~regulations promulgated~~ **rules adopted** under pertinent state laws; ~~and~~ the projected impact on the facility's costs and rates ~~and~~; the total health care expenditures in the community and the State; ~~and the availability of State funds;~~

**Sec. FF-4. 22 MRSA §1812-H, sub-§1,** as enacted by PL 1991, c. 622, Pt. M, §10, is amended to read:

**1. Medicare.** Any nursing facility ~~with over 50 beds~~ that participates in the Medicaid program must participate in the Medicare health insurance for the aged program as a skilled nursing facility.

**Sec. FF-5. 22 MRSA §1812-H, sub-§2, ¶A,** as amended by PL 1991, c. 671, Pt. L, §2, is further amended to read:

A. File an application to become a Medicare provider by January 1, ~~1993~~ 1994;

**Sec. FF-6. 22 MRSA §1812-H, sub-§2-A** is enacted to read:

**2-A. Rules.** The department shall adopt rules to implement this section. The rules must consider the unique needs of different parts of the State. Nursing facilities in different parts of the State may be required to certify different numbers or percentages of beds depending on the number of Medicare recipients in those areas, the number of patients in hospitals who are waiting for nursing facility admission and other relevant de-

mographic information. Nothing in this subsection prohibits the department from requiring all nursing facilities to certify all of their beds as Medicare skilled nursing facility beds.

**Sec. FF-7. 22 MRSA §1812-H, sub-§3,** as enacted by PL 1991, c. 622, Pt. M, §10, is amended to read:

**3. Sanctions.** Failure to comply with any of the provisions listed in ~~subsection 2~~ this section may result in the imposition of a penalty. The department may impose a penalty of \$100 per bed for failure to comply with any of these provisions. This penalty must be imposed for each day a facility fails to comply with subsection 2, paragraph D. A repeated failure to comply with any provision results in fines of \$200 per bed. The imposition and collection of these penalties are governed by section 7946.

**Sec. FF-8. 22 MRSA §1822-A** is enacted to read:

**§1822-A. Notice to nursing facility applicants**

If an applicant to a nursing facility has not received a preadmission assessment in accordance with section 3174-I, the nursing facility shall provide to the applicant and any relative or friend assisting the applicant a notice prepared by the department regarding the availability of preadmission assessment. The notice must indicate that preadmission assessment is available, that all applicants are urged to have a preadmission assessment, that prospective Medicaid recipients are required to have a preadmission assessment and that, if the applicant depletes the applicant's resources and applies for Medicaid in the future, the applicant may need to leave the nursing facility if an assessment conducted at that time finds that the applicant is not medically eligible for nursing facility services.

**Sec. FF-9. 22 MRSA §3173-E** is enacted to read:

**§3173-E. Treatment of joint bank accounts in Medicaid eligibility determinations**

When determining eligibility for Medicaid, the department shall establish ownership of joint bank accounts in accordance with Title 18-A, section 6-103, subsection (a). If the department determines that funds were withdrawn from a joint account without the consent of the applicant and the applicant owned the funds, the person to whom the funds were transferred is a liable 3rd party and the department shall pursue recovery of the funds in accordance with section 14. The department shall adopt rules to implement this section.

**Sec. FF-10. 22 MRSA §3174-I, sub-§1,** as enacted by PL 1989, c. 498, is amended to read:

**1. Needs assessment.** ~~The Department of Human Services may~~ In order to determine the most cost-effective and clinically appropriate level of long-term care services, the department or its designee shall assess the medical and social needs of each applicant to a nursing home facility who is reasonably expected to become financially eligible for Medicaid benefits within 180 days of admission to the nursing home facility. If the department chooses a designee to carry out assessments under this section, it shall ensure that the designee does not have a pecuniary interest in the outcome of the assessment.

A. The assessment ~~shall~~ must be completed prior to admission or, if necessary for reasons of the person's health or safety, as soon after admission as possible.

B. The department shall determine whether the services provided by the facility are medically and socially necessary and appropriate for the applicant and, if not, what other services, such as home and community-based services, would ~~be more appropriately address the applicant's medical needs~~ clinically appropriate and cost effective.

C. The department shall inform both the applicant and the administrator of the nursing home facility of the department's determination of the services needed by the applicant and shall provide information and assistance to the applicant in accordance with subsection 1-A.

D. Until such time as the applicant becomes financially eligible to receive Medicaid benefits, the department's determination ~~shall be~~ is advisory only. If the advisory determination is that the applicant is not medically eligible for Medicaid reimbursement for nursing facility services, the applicant must be advised that the applicant may be required to leave the nursing facility when the applicant no longer has the resources to pay for the services and an appropriate placement has been identified.

E. The department shall perform a reassessment of the individual's medical needs when the individual becomes financially eligible for Medicaid benefits.

(1) If the individual, at both the admission assessment and any reassessment within 180 days of admission, is determined not to be medically eligible for the services provided by the nursing home facility, and is determined not to be medically eligible at the time of the determination of financial eligibility, the nursing home ~~shall be~~ facility is responsible for providing services at no cost to the individual until such time as a placement at the appropriate level of care becomes avail-

able. After a placement becomes available at an appropriate level of care, the nursing home facility may resume billing the individual for the cost of services.

(2) If the individual is initially assessed as needing the nursing home's facility's services, but reassessed as not needing them at the time the individual is found financially eligible, then Medicaid shall reimburse the nursing home facility for services it provides to the individual in accordance with the Maine Medical Assistance Manual, chapter II, section 50.

F. Prior to performing assessments under this section, the department shall develop and disseminate to all nursing homes facilities and the public the specific standards the department will use to determine the medical eligibility of an applicant for admission to the nursing home facility. A copy of the standards ~~shall~~ must be provided to each person for whom an assessment is conducted.

G. A determination of medical eligibility under this section is final agency action for purposes of the Maine Administrative Procedure Act, Title 5, chapter 375.

**Sec. FF-11. 22 MRSA §3174-I, sub-§§1-A and 1-B** are enacted to read:

**1-A. Information and assistance.** If the assessment performed pursuant to subsection 1 finds nursing facility care clinically appropriate, the department shall determine whether the applicant also could live appropriately and cost-effectively at home or in some other community-based setting if home-based or community-based services were available to the applicant. If the department determines that a home or other community-based setting is clinically appropriate and cost-effective, the department shall:

A. Advise the applicant that a home or other community-based setting is appropriate;

B. Provide a proposed care plan and inform the applicant regarding the degree to which the services in the care plan are available at home or in some other community-based setting and explain the relative cost to the applicant of choosing community-based care rather than nursing facility care; and

C. Offer a care plan and case management services to the applicant on a sliding scale basis if the applicant chooses a home-based or community-based alternative to nursing facility care.

The department may provide the services described in this subsection directly or through private agencies.

**1-B. Notification by hospitals.** Whenever a hospital determines that a patient will require long-term care services upon discharge from the hospital, the hospital shall notify the department prior to discharge that long-term care services are indicated and that a preadmission assessment may be required under this section.

**Sec. FF-12. 22 MRSA §3174-I, sub-§2,** as enacted by PL 1989, c. 498, is amended to read:

**2. Assessment for mental illness or retardation.** ~~The Department of Human Services~~ department shall assess every applicant to a nursing ~~home~~ facility to screen for mental retardation and mental illness in accordance with the Federal Omnibus Budget Reconciliation Act of 1987, Public Law 100-203, Section 4211. Such assessments are intended to increase the probability that any individual who is mentally retarded or mentally ill will receive active treatment for that individual's mental condition.

**Sec. FF-13. Phasing in preadmission assessment.** By October 1, 1993, the Department of Human Services shall implement a nursing facility preadmission assessment program in at least one rural and one urban region of the State. The program shall provide assessments for nursing facility applicants who are reasonably expected to become financially eligible for Medicaid benefits within 180 days of admission to a nursing facility. When nursing facility services are found clinically appropriate, the department shall determine whether an applicant also could live appropriately and cost-effectively at home or in some other community-based setting if home-based or community-based services were available to the applicant. If the department determines that a home or other community-based setting is clinically appropriate and cost-effective, the department shall:

1. Advise the applicant that a home or other community-based setting is appropriate;
2. Provide a proposed care plan and inform the applicant regarding the degree to which the services in the care plan are available at home or in some other community-based setting and explain the relative cost to the applicant of choosing community-based care rather than nursing facility care; and
3. Offer a care plan and case management services to the applicant on a sliding scale basis if the applicant chooses a home-based or community-based alternative to nursing facility care.

The department may provide the services described in this section directly or through its designee. If the department chooses a designee to carry out assessments under this section, it shall ensure that the designee does

not have a pecuniary interest in the outcome of the assessment.

In designing and phasing in the preadmission assessment program under this section, the department shall collaborate with interested parties including but not limited to consumers, nursing facility operators, hospital operators and home and community-based care providers.

By July 1, 1994, the Department of Human Services shall implement this program statewide. By February 1, 1994, the department shall submit a progress report to the Joint Standing Committee on Human Resources regarding the program. The report must include, but is not limited to, the number of applicants diverted from nursing facilities and the resulting cost savings; the relative merits of providing services directly by the department, through a request-for-proposal system or through negotiated agreements with existing services providers; the experience regarding case management along with the department's recommendations as to whether case management should be provided by the department, by contract agencies, by agencies that provide no other services or by some combination of those; the number of people who opt for family-based care and the degree to which family members serve as caretakers; and the degree to which preadmission assessments affect the decisions of applicants with private resources.

**Sec. FF-14. Development of community-based opportunities.** Notwithstanding the Maine Revised Statutes, Title 22, section 307, subsection 6-A, the Department of Human Services may approve a certificate of need application without express authorization of the Legislature if the project seeks to transfer nursing facility beds currently located at a state-operated mental health institute to a community-based provider for the purpose of creating new community-based opportunities for people with mental illness.

**Sec. FF-15. Medical admission criteria.** By October 1, 1993, the Department of Human Services shall amend the medical criteria for admission to a nursing facility. The criteria must:

1. Target nursing facility admissions to applicants who can not be served in less restrictive settings; and
2. Result in applicants being referred to services that are cost-effective and clinically appropriate.

**Sec. FF-16. Development of assisted living options.** By October 1, 1993, the Department of Human Services shall prepare a plan for the development of assisted living facilities for Medicaid recipients and other people with low income. By October 1, 1993, the department shall submit for federal approval an amendment to the home and community-based waiver program for the elderly that includes assisted living as a service category under that waiver program. By January 1, 1994,

the department shall submit to the Joint Standing Committee on Human Resources the plan prepared under this section and a progress report regarding federal approval of the proposed amendment to the waiver program.

**Sec. FF-17. Respite care.** The Department of Human Services shall collect data regarding the degree to which respite care is used by people receiving long-term care services and shall assess the degree to which more respite care services are needed. If the department finds that more respite care services should be developed, it shall consider options for development, including but not limited to the delivery of respite care in nursing facilities. The department shall submit its findings and recommendations to the Joint Standing Committee on Human Resources by January 1, 1994.

**Sec. FF-18. Reduction of beds.** The Department of Human Services shall examine options for reducing permanently the number of licensed nursing facility beds in the State. Options must be evaluated for cost-effectiveness, the level of disruption likely to be experienced by consumers and providers and consistency with the State's overall long-term care plans. In considering options, the department shall consult with consumers, providers and other interested parties. By January 1, 1994, the department shall submit its findings and recommendations to the Joint Standing Committee on Human Resources and the Joint Standing Committee on Appropriations and Financial Affairs. The report must include the number of beds the department recommends removing permanently from the long-term care system, the mechanisms for removing them, the criteria for removing them and a schedule for implementation of the plan that includes an assessment of the level of home and community-based services that would need to be developed in the same time frame.

**Sec. FF-19. Effective date.** Sections 10 and 11 of this Part take effect July 1, 1994.

## PART GG

**Sec. GG-1. Adjustments to allocation.** Notwithstanding any provisions of the Maine Revised Statutes, allocations made in this Act of Federal Block Grant funds, the Public Utilities Commission Regulatory Fund, the Public Utilities Commission Reimbursement Fund, the Intergovernmental Telecommunications Fund, the Ground Water Oil Clean-up Fund, the Maine Coastal and Inland Surface Oil Clean-up Fund, the Maine Hazardous Waste Fund and the Radioactive Waste Evaluation Fund may be increased or adjusted by the State Budget Officer with the approval of the Governor to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature and those reclassifications or range changes that have been approved by the Department of Administrative and Financial Services and submitted for legislative review prior to the effective date of this Act.

**Sec. GG-2. Allocation of the Public Utilities Commission Regulatory Fund.** Income of the Public Utilities Commission Regulatory Fund for the next 2 fiscal years, from July 1, 1993 to June 30, 1994 and from July 1, 1994 to June 30, 1995, must be segregated, apportioned and disbursed as designated in this Act.

**Sec. GG-3. Additional funds.** Any additional block grant funds that become available due to the implementation of the block grants and the possible overlapping of other grants may be carried forward for future allocation by the Legislature or may be used to offset any possible reductions in the block grants.

**Sec. GG-4. Encumbered balances at year end.** At the end of each fiscal year, all encumbered balances of Federal Block Grant funds may not be carried more than once, except that encumbered balances in the Community Development Block Grant may be carried twice and encumbered balances of grant awards for capital construction projects may carry until the completion of the project, provided that the construction was started prior to the end of the year for which the allocation was made.

**Sec. GG-5. Exclusion.** Exclusive of any other provisions of this Act, up to \$750,000 of the allocation to the Intergovernmental Telecommunications Fund may be expended in each fiscal year of the biennium for Capital Expenditures, not including capital items obtained through lease-purchase agreements or other applicable laws. It is the intent of the Legislature that capital items purchased through the Intergovernmental Telecommunications Fund may not be given, transferred, sold or otherwise conveyed to any other department, agency or account unless the transaction has received specific prior legislative authorization through the budgetary process.

**Sec. GG-6. Legislative intent.** It is the intent of the Legislature that all departments and agencies be assessed telecommunication charges on the basis of uniform billing procedures and in direct proportion to the services received by those departments and agencies. However, during the 1994-95 biennium, a department or agency may not be required to use resources in excess of levels that have historically been found to be necessary and available to it in order to maintain the current level of service to satisfy those telecommunication charges.

## PART HH

**Sec. HH-1. Sanford boarding home beds.** The Department of Human Services is authorized to establish a total of 16 boarding home beds in Sanford for fiscal years 1993-94 and 1994-95 to the extent funds are available in the state supplement to the federal supplemental security income program.

**Sec. HH-2. Report.** The Department of Human Services shall submit to the Joint Standing Committee on Appropriations and Financial Affairs a progress report regarding the development of the boarding home

beds authorized in section 1 of this Part no later than March 1, 1994.

**PART II**

**Sec. II-1. 5 MRSA §1513, sub-§§1-C to 1-E** are enacted to read:

**1-C. Transfer from Rainy Day Fund; capital construction, improvements and repairs.** Notwithstanding subsection 2 and section 1585, an amount not to exceed \$2,154,370 in fiscal year 1993-94 and \$2,770,000 in fiscal year 1994-95 may be transferred from the available balance in the Rainy Day Fund to the "Public Improvements - Planning - Construction - Administration" program in the Department of Administrative and Financial Services to be made available by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for statewide capital construction, improvements and repairs.

**1-D. Transfer from Rainy Day Fund; self-insured retention losses.** Notwithstanding subsection 2 and section 1585, an amount not to exceed \$2,623,287 in fiscal year 1993-94 may be transferred from the available balance in the Rainy Day Fund to the "Risk Management - Claims" program in the Department of Administrative and Financial Services to be made available by financial order upon recommendation of the State Budget Officer and approval of the Governor to reimburse the reserve fund for self-insured retention losses for transfers pursuant to Public Law 1993, chapter 6, as adjusted by Public Law 1993, chapter 241.

**1-E. Transfer from Rainy Day Fund; local disaster relief.** Notwithstanding subsection 2 and section 1585, an amount not to exceed \$600,000 in fiscal year 1993-94 may be transferred from the available balance in the Rainy Day Fund to the "Administration - Maine Emergency Management Agency" program in the Department of Defense and Veterans' Services to be made available by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the reimbursement of the State's matching share of local disaster relief.

**PART JJ**

**Sec. JJ-1. PL 1993, c. 6, Pt. T, §1, sub-§1** is amended to read:

1. The department may defer until no later than July 15, 1993 1994 any hospital payment due pursuant to compliance and settlement orders issued by the Maine Health Care Finance Commission between February 1, 1993 and June 1, 1993 and any payments due pursuant to revisions or adjustments to 8th-payment-year revenue limit obligations issued by the Maine Health Care Finance Commission.

**Sec. JJ-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Medical Care - Payments to Providers</b>		
All Other	\$1,500,000	\$2,900,000
Provides for the appropriation of funds to pay hospital payment adjustments that were issued between February 1, 1993 and June 1, 1993 and were deferred in accordance with Public Law 1993, chapter 6, Part T and in section 1 of this Part.		

**Sec. JJ-3. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Medical Care - Payments to Providers</b>		
All Other	\$2,439,076	\$4,715,546
Provides for the allocation of funds to pay hospital payment adjustments that were issued between February 1, 1993 and June 1, 1993 and were deferred in accordance with Public Law 1993, chapter 6, Part T and in section 1 of this Part.		

**PART KK**

**Sec. KK-1. 36 MRSA §2723-A, sub-§5-A,** as amended by PL 1991, c. 591, Pt. LL, §3, is further amended to read:

**5-A. Computing tax.** This amount must be multiplied by 50% in 1992 and, 1993, 45% in 1994, 40% in 1995, 35% in 1996, 30% in 1997 and 25% in 1998 1994 and 1995, 45% in 1996, 40% in 1997, 35% in 1998, 30% in 1999 and 25% in 2000 and the sum must then be divided by the total number of adjusted acres of commercial forest land, rounded to the nearest 1/10 of a cent and multiplied by the number of adjusted acres of commercial forest land owned by each taxpayer to determine the amount of tax for which each owner of commercial forest land is liable.



## PART LL

**Sec. LL-1. 5 MRSA §939-A** is enacted to read:

**§939-A. Executive Department**

**1. Major policy-influencing positions.** The following positions are major policy-influencing positions within the Executive Department. Notwithstanding any other provision of law, this position and its successor positions are subject to this chapter.

A. Director, Office of Substance Abuse.

**Sec. LL-2. 5 MRSA §12004-G, sub-§13-C** is enacted to read:

<u>13-C.</u>	<u>Substance</u>	<u>Expenses</u>	<u>5 MRSA</u>
<u>Executive/</u>	<u>Abuse</u>	<u>Only</u>	<u>§20065</u>
<u>Drug</u>	<u>Services</u>		
<u>Prevention</u>	<u>Commission</u>		
<u>and Treatment</u>			

**Sec. LL-3. 5 MRSA §12004-I, sub-§39**, as amended by PL 1989, c. 934, Pt. A, §1, is repealed.

**Sec. LL-4. 5 MRSA §20003, sub-§3-A** is enacted to read:

**3-A. Commission.** “Commission” means the Substance Abuse Services Commission, as established by section 12004-G, subsection 13-C.

**Sec. LL-5. 5 MRSA §20003, sub-§5**, as enacted by PL 1989, c. 934, Pt. A, §3, is repealed.

**Sec. LL-6. 5 MRSA §20004-A** is enacted to read:

**§20004-A. Department and agencies responsible for cooperation in implementation**

All departments and agencies in State Government are required to cooperate with the office in its implementation and administration of this chapter.

**Sec. LL-7. 5 MRSA §20005, sub-§4**, as enacted by PL 1989, c. 934, Pt. A, §3, is amended to read:

**4. Coordination; organizational unit.** Ensure that alcohol and drug abuse assistance and service are delivered in an efficient and coordinated program and, with the advice oversight of the council commission, coordinate all programs and activities authorized by the federal Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970, Public Law 91-616 (1982), as amended, and by the Drug Abuse Office and Treatment Act of 1972, 21 United States Code, Section 1101 et seq. (1982), as amended; and other state or federal programs or laws related to drug abuse pre-

vention that are not the specific responsibility of another state agency under federal or state law;

**Sec. LL-8. 5 MRSA §20005, sub-§12-B**, as enacted by PL 1991, c. 601, §7, is amended to read:

**12-B. Motor vehicle operator programs.** Administer and oversee the operation of the State’s programs related to the abuse of alcohol by motor vehicle operators; **and**

**Sec. LL-9. 5 MRSA §20005, sub-§13**, as enacted by PL 1989, c. 934, Pt. A, §3, is amended to read:

**13. General authority.** Perform other acts or exercise any other powers necessary or convenient to carry out the purposes of this chapter;

**Sec. LL-10. 5 MRSA §20005, sub-§§14 to 20** are enacted to read:

**14. Interdepartmental cooperation.** Document to the Legislature’s satisfaction, active participation and cooperation between the office and the other departments with which it works through the commission;

**15. Public input.** Document an active, aggressive effort to obtain client and public input on its decision-making process through public hearings and other activities conducted by the commission;

**16. Substance abuse services plan.** Plan for not only those services funded directly by the office, but also those additional services determined by the commission to be critical and related;

**17. Program services assessment and implementation.** Analyze the existing services system, including the prevention services offered within the State’s public school systems, identify gaps, strengths and weaknesses in the current services, identify priorities for expanding or revising the existing services and develop a specific plan to accomplish the most critical changes that are needed;

**18. Comprehensive training strategy.** Establish a comprehensive training strategy designed to develop the capacity of front-line staff in direct human services positions, including appropriate state agency staff, to recognize, assess and refer chemically dependent clients for appropriate treatment;

**19. Fiscal and program accountability.** Enhance its current efforts to ensure fiscal and program accountability for the services it purchases and provides; and

**20. Review policies.** Review the full range of public policies and strategies existing in State Government to identify changes that would strengthen its response, identify policies that might discourage excessive

consumption of alcohol and other drugs and generate new funding for alcohol and other drug services.

**Sec. LL-11. 5 MRSA c. 521, sub-c. IV,** as amended, is repealed.

**Sec. LL-12. 5 MRSA c. 521, sub-c. IV-A** is enacted to read:

#### SUBCHAPTER IV-A

#### **SUBSTANCE ABUSE SERVICES COMMISSION**

##### **§20065. Membership**

**1. Members; appointment.** The Substance Abuse Services Commission, as established by section 12004-G, subsection 13-C, consists of 17 members.

**2. Qualifications.** To be qualified to serve, members must have education, training, experience, knowledge, expertise and interest in drug abuse prevention and training. Members must reflect experiential diversity and concern for drug abuse prevention and treatment in the State. Members must have an unselfish and dedicated personal interest demonstrated by active participation in drug abuse programs such as prevention, treatment, rehabilitation, training or research in drug abuse and alcohol abuse.

**3. Members; representation.** The commission consists of the following members:

A. One member of the Senate, appointed by the President of the Senate and one member of the House of Representatives, appointed by the Speaker of the House of Representatives;

B. One physician experienced in the treatment of substance abuse, appointed by the Governor;

C. One public school superintendent who has experience with school-based substance abuse prevention and education programs, appointed by the Governor;

D. One elementary school educator, appointed by the Governor;

E. One representative from nominations by the National Council on Alcoholism in Maine, Incorporated, appointed by the Governor;

F. One attorney who represents clients involved with the substance abuse system, appointed by the Governor;

G. One educator involved in postsecondary substance abuse education, appointed by the Governor;

H. One substance abuse prevention practitioner, one substance abuse education practitioner and one substance abuse treatment practitioner, appointed by the Governor;

I. One private sector employer familiar with substance abuse employee assistance programs, appointed by the Governor; and

J. Five members of the public, appointed by the Governor. In appointing these 5 members, the Governor shall select members from outstanding people in the following areas:

(1) Drug abuse prevention;

(2) Drug abuse treatment;

(3) Education;

(4) Employers; and

(5) Persons affected by or recovering from alcoholism, chronic intoxication, drug abuse or drug dependency, evidenced by a minimum of 3 years of sobriety or abstention from drug abuse.

**4. Term; vacancies.** Terms of appointment begin and expire on June 1st. A vacancy in the commission does not affect the commission's powers, but must be filled in the same manner as the original appointment.

A member appointed to fill a vacancy occurring before the expiration of the term for which the member's predecessor was appointed may be appointed only for the remainder of that term.

A. The terms of the 8 public members are staggered. Of the initial appointees, 3 are appointed for terms of 3 years, 3 for terms of 2 years and 2 for terms of one year. Thereafter, all appointments are for terms of 3 years, except that a member appointed to fill a vacancy in an unexpired term serves only for the remainder of that term. Members hold office until the appointment and confirmation of their successors. A public member may not be appointed for more than 2 consecutive, 3-year terms.

B. Members who are members of the Legislature and appointed by the President of the Senate or the Speaker of the House of Representatives serve at the pleasure of the appointing authority.

C. Members who are commissioners of departments serve for the duration of their tenure as commissioners. A member who serves as a designee of a commissioner serves at the pleasure of that commissioner.

**5. Reappointment; termination.** Members may be appointed for 2 consecutive terms only and may serve after the expiration of their terms until their successors have been appointed and qualified and have taken office. The appointing authority may terminate the appointment of a member for good and just cause and the appointing authority shall communicate the reason for the termination to the member terminated. The appointment of a member of the commission is terminated if a member is absent from 3 consecutive meetings without a good and just cause that is communicated to the chair of the commission.

**6. Officers.** The Governor shall designate one member to chair the commission. The commission may elect other officers from its members as it considers appropriate.

**7. Subcommittees.** The commission may appoint from its membership subcommittees relating to particular problem areas or other matters, provided that the commission functions as an integrated committee.

**8. Administrative and financial assistance.** The office shall provide the commission administrative or financial assistance that from time to time may be reasonably required to carry out its activities. Reasonable and proper expenses of the commission must be borne by the office from available state or federal funds.

#### **§20066. Meetings; compensation; quorum**

**1. Calling meetings.** The commission shall meet at the call of the chair or at the call of at least 1/4 of the members appointed and currently holding office.

**2. Frequency of meetings.** The commission shall meet at least 12 times a year and at least once a month.

**3. Minutes.** The commission shall keep minutes of all meetings, including a list of people in attendance. The commission shall immediately send copies of the minutes to the Governor and the leadership of the Legislature, who shall provide for their appropriate distribution and retention in a place of safekeeping.

**4. Compensation.** Members of the commission are entitled to compensation under chapter 379.

**5. Quorum; council action.** A majority of the commission members constitutes a quorum for the purpose of conducting the business and exercising all the powers of the commission. A vote of a majority of the members present is sufficient for all actions of the commission.

#### **§20067. Duties of the commission**

The commission, in cooperation with the office, has the following duties.

**1. Oversee office.** The commission shall oversee the office in the development and implementation of significant policy matters relating to substance abuse.

**2. Advise, consult and assist.** The commission shall advise, consult and assist the Governor, the executive and legislative branches of State Government and the Judicial Council with activities of State Government related to drug abuse prevention, including alcoholism and intoxication.

**3. Serve as advocate; review and evaluate; inform the public.** The commission shall serve as an advocate on alcoholism and drug abuse prevention, promoting and assisting activities designed to meet the problems of drug abuse and drug dependence at the national and state levels. With the support of the office, the commission shall review and evaluate on a continuing basis state and federal policies and programs relating to drug abuse and other activities conducted or assisted by state departments or agencies that affect persons who abuse or are dependent on drugs. In cooperation with the office, the commission shall keep the public informed by collecting and disseminating information, by conducting or commissioning studies and publishing the results of those studies, by issuing publications and reports and by providing public forums, including conferences and workshops.

**Sec. LL-13. 34-B MRSA §1214, sub-§3,** as repealed and replaced by PL 1993, c. 349, §68, is amended to read:

**3. Membership.** The council is composed of 4-5 members: the Commissioner of Corrections; the Commissioner of Education; the Commissioner of Human Services; and the Commissioner of Mental Health and Mental Retardation; and the Director of the Office of Substance Abuse.

**Sec. LL-14. Consolidation of substance abuse services programs.** All substance abuse services and programs currently in existence throughout State Government, including but not limited to programs implemented by the Department of Education, the Department of Corrections and the Department of Mental Health and Mental Retardation are consolidated within the Office of Substance Abuse in accordance with the plan required in section 15.

**Sec. LL-15. Development of consolidation plan.** The Office of Substance Abuse shall review the substance abuse programs existing in State Government and develop a proposal to implement the consolidation of these programs within the Office of Substance Abuse. The Office of Substance Abuse shall develop a consolidation plan that provides quality services in an efficient, cost-effective manner and that continues current educational efforts and provides an appropriate balance between prevention and treatment services. In developing this plan, the Office of Substance Abuse shall:

1. Identify unnecessary duplication of services;
2. Identify essential services that are not currently being provided;
3. Review the levels of funding and staffing in the substance abuse programs administered by other agencies; and
4. Propose the levels of funding and staffing that will be required under the consolidation plan.

**Sec. LL-16. Review of federal funding.** In developing the consolidation plan, the Office of Substance Abuse shall review the programs, agencies and departments that currently receive federal funds to purchase or provide substance abuse services and determine which programs and funding could be transferred to the Office of Substance Abuse as part of the consolidation plan. In reviewing federal funding, the Office of Substance Abuse shall examine whether restrictions on a transfer of funding exist and the legal and funding ramifications of such a transfer, and shall consider the option of providing services to those programs, agencies and departments through interdepartmental agreements or other mechanisms.

**Sec. LL-17. Report.** The Office of Substance Abuse shall submit its proposal, along with any necessary implementing legislation, to the Second Regular Session of the 116th Legislature no later than December 30, 1993. The plan must address specific organizational structures and changes in staff positions and funding.

**Sec. LL-18. Transition.** Employees of the former Division of Alcohol and Drug Educational Services within the Department of Education whose positions are transferred to the Office of Substance Abuse under this Act retain their positions within the Office of Substance Abuse and their employee rights, privileges and benefits, including sick leave and vacation. All personnel transferred to the Office of Substance Abuse retain all applicable seniority rights and privileges with regard to employment in the Department of Education subject to agreement by the parties in collective bargaining. The Bureau of Human Resources within the Department of Administrative and Financial Services shall assist with the orderly implementation of this section.

**Sec. LL-19. Policy continuity.** It is the responsibility of the Office of Substance Abuse to ensure the continuity of the programs and policies transferred to it from the Department of Education by this Act. In order to fulfill that responsibility, the Office of Substance Abuse shall:

1. Establish a separate division for substance abuse prevention and education to oversee the transferred programs and policies;

2. Enter into a memorandum of agreement with the Department of Education establishing a plan, not inconsistent with this Act, that specifies how continuity of services and policy initiatives will be maintained and identifies how program and staff resources will be shared;

3. Utilize the Interdepartmental Council, established in the Maine Revised Statutes, Title 34-B, section 1214, as a mechanism to identify ongoing policy and service issues or problems and to resolve interdepartmental disputes; and

4. Adopt policies to ensure that for fiscal year 1993-94 and for fiscal year 1994-95 the percentage of allocation of expenditures for prevention activities, education activities and treatment activities is maintained at the same level as in fiscal year 1992-93.

The Office of Substance Abuse shall report to the Joint Standing Committee on Human Resources by March 1, 1994 concerning the implementation of this section.

**Sec. LL-20. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EXECUTIVE DEPARTMENT</b>		
<b>Office of Substance Abuse</b>		
Positions	(11.0)	(11.0)
Personal Services	\$537,867	\$524,675
All Other	1,803,091	1,812,292
Capital Expenditures	2,580	2,580
<b>TOTAL</b>	<b>2,343,538</b>	<b>2,339,547</b>
Provides for the appropriation of funds through a transfer from the Department of Corrections, the Department of Education and the Department of Mental Health and Mental Retardation including one Clerk IV position, 2 Clerk Stenographer III positions, one Information System Support Technician position, one Director, Division of Drug Education position, one Educational Specialist I position, 4 Education Specialist II positions and one Librarian I position.		
<b>Office of Substance Abuse</b>		
All Other	(485,010)	(487,954)
Provides for the deappropriation of funds due to savings from the consolidation of funding		

within the Office of Substance Abuse.

<b>EXECUTIVE DEPARTMENT TOTAL</b>	\$1,858,528	\$1,851,593
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**CORRECTIONS, DEPARTMENT OF**

**Correctional Services**

All Other	(\$20,127)	(\$20,127)
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Provides for the transfer of funds to the Executive Department, Office of Substance Abuse.

<b>DEPARTMENT OF CORRECTIONS TOTAL</b>	(\$20,127)	(\$20,127)
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**MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**

**Substance Abuse Services - Mental Health and Mental Retardation**

All Other	(\$1,509,761)	(\$1,511,038)
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Provides for the transfer of funds to the Executive Department, Office of Substance Abuse.

**Substance Abuse Services - Mental Health and Mental Retardation**

Positions	(-1.0)	(-1.0)
Personal Services	(\$55,526)	(\$54,249)

Provides for the deappropriation of funds for one Comprehensive Health Planner II position.

<b>DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL</b>	(\$1,565,287)	(\$1,565,287)
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**EDUCATION, DEPARTMENT OF**

**Division of Instruction**

Positions	(-11.0)	(-11.0)
Personal Services	(\$537,867)	(\$524,675)
All Other	(273,203)	(281,127)
Capital Expenditures	(2,580)	(2,580)

Provides for the transfer of funds from the former Alcohol and Drug Educational Services program to the Executive Department, Office of Substance Abuse including one Clerk IV position, 2 Clerk Stenographer III

positions, one Information System Support Technician position, one Director, Division of Drug Education position, one Educational Specialist I position, 4 Education Specialist II positions and one Librarian I position and related funding.

**DEPARTMENT OF**

**EDUCATION**

<b>TOTAL</b>	(\$813,650)	(\$808,382)
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<b>TOTAL APPROPRIATIONS</b>	(\$540,536)	(\$542,203)
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**PART MM**

**Sec. MM-1. 23 MRSA §1963**, as enacted by PL 1981, c. 595, §3, is amended to read:

**§1963. Maine Turnpike Authority**

In order to carry out the purposes of this chapter, the Maine Turnpike Authority, created by Private and Special Law 1941, chapter 69, shall continue in existence with the powers and duties prescribed by this chapter until ~~such time as the Legislature shall provide~~ provides for its termination and all outstanding indebtedness of the authority ~~shall be~~ is repaid, or an amount sufficient to repay that indebtedness ~~shall be~~ is set aside in trust. The authority shall continue to operate and maintain the turnpike from a point at or near ~~York Kittery~~ Kittery in York County to a point at or near Augusta in Kennebec County, together with connecting tunnels, bridges, overpasses, underpasses, interchanges and toll facilities.

**Sec. MM-2. 23 MRSA §1964, sub-§5-A** is enacted to read:

**5-A. Intermodal transportation facility.**

“Intermodal transportation facility” means any facility, including but not limited to any rail or bus depot or station, taxi stand, loading platform, parking lot and any related building or appurtenance, located on or adjacent to the turnpike or in the immediate vicinity of any turnpike interchange, that is designed to serve the needs of users of 2 or more modes of transportation including the turnpike and that the authority determines necessary or convenient to meet the needs of users of the turnpike.

**Sec. MM-3. 23 MRSA §1964, sub-§9**, as enacted by PL 1981, c. 595, §3, is amended to read:

**9. Turnpike.** “Turnpike” means the roadway constructed between ~~York Kittery~~ Kittery in York County and Augusta in Kennebec County pursuant to Private and Special Law 1941, chapter 69, sections 1 to 20, as amended, together with any expansion or extension of that roadway that is authorized by law, and is deemed to include includes not only the roadway and all rights-of-way, bridges, tunnels, overpasses, underpasses and interchanges either ~~upon~~ on the roadway or connected to or

connecting ~~therewith~~ with the roadway as expanded or extended, but also all buildings, toll facilities and other equipment, median barriers, shoulders, embankments, property rights, easements, leases and franchises relating ~~thereto~~ to the roadway and such rights-of-way bridges, tunnels, overpasses, underpasses and interchanges and deemed determined necessary or convenient for the construction, reconstruction, operation or maintenance of the turnpike.

**Sec. MM-4. 23 MRSA §1965, sub-§1, ¶D**, as corrected by RR 1991, c. 2, §90, is amended to read:

D. Construct, maintain, reconstruct and operate a toll turnpike from a point at or near ~~York~~ Kittery in York County to a point at or near Augusta in Kennebec County, except that the traveled way may not be widened or expanded without the express approval of the Legislature.

A license, permit, or approval necessary for the widening or expansion of the turnpike may not be issued by any state agency unless that agency makes an affirmative finding that the widening or expansion is consistent with state transportation policy as well as rules implementing that policy;

**Sec. MM-5. 23 MRSA §1965, sub-§1, ¶R**, as amended by PL 1987, c. 457, §3, is repealed.

**Sec. MM-6. 23 MRSA §1967, sub-§1**, as amended by PL 1989, c. 145, is further amended to read:

**1. Property of the authority.** All property of the authority and all property held in the name of the State pursuant to the provisions of this chapter ~~shall be~~ is exempt from levy and sale by virtue of any execution, and ~~no~~ an execution or other judicial process ~~may be~~ is not a valid lien upon its property held pursuant to the provisions of this chapter; ~~provided that the~~. The authority ~~shall~~ may not lease, sell or otherwise convey, or allow to be used, any of its real or personal property or easements ~~therein~~ in that property, franchises, buildings or structures, with access to any part of the turnpike or its approaches, for commercial purposes, with the exception of such intermodal transportation facilities, kiosks at rest areas, gasoline filling stations, service and repair stations, state-operated liquor stores, state and tri-state lottery ticket agencies, automatic teller machines and restaurants as it ~~deems~~ determines necessary to service the needs of the traveling public while using the turnpike, except that the authority may permit the erection or installation of electric power, telegraph, telephone, water, sewer or pipeline facilities; and provided also that the leasehold interests in such intermodal transportation facilities, kiosks, gasoline filling stations, service and repair stations, state-operated liquor stores, state and tri-state lottery ticket agencies, automatic teller machines and restaurants ~~shall be~~ are subject to taxation as provided in section 1971.

**Sec. MM-7. 23 MRSA §1968, sub-§1**, as amended by IB 1991, c. 1, §7, is repealed and the following enacted in its place:

**1. General.** The authority is authorized to provide by resolution from time to time for the issuance of turnpike revenue bonds, including notes or other evidences of indebtedness or obligations defined to be bonds under this chapter, but not exceeding \$86,000,000 in the principal amount at any one time outstanding exclusive of refundings, for any purpose described in section 1969, subsection 1.

The bonds of the authority do not constitute a debt of the State or of any agency or political subdivision of the State and are payable solely from the operating revenues of the turnpike. Notwithstanding any provision of law, any bonds issued pursuant to this chapter are fully negotiable. If any of the members or officers of the authority whose signatures appear on the bonds or coupons, if any, cease to be members or officers before the delivery of the bonds, the signature is, nevertheless, valid and sufficient for all purposes as if the members or officers had remained in office until that delivery.

Whether or not the bonds are of such form and character as to be negotiable instruments under the Uniform Commercial Code, Title 11, Article 8, the bonds are hereby made negotiable instruments within the meaning of and for all the purposes of the Uniform Commercial Code, Title 11, Article 8, subject only to the provisions of the bonds for registration.

It is the intention of this chapter that any pledge made by the authority in respect of the bonds or notes is valid and binding from the time when the pledge is made; that the funds or property so pledged and thereafter received by the authority is immediately subject to the lien of that pledge without any physical delivery of those funds or property or further act; and that the lien of such a pledge is valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the authority irrespective of whether those parties have notice of that lien. Neither the resolution, trust indenture nor any other instrument by which a pledge is created need be recorded.

**Sec. MM-8. 23 MRSA §1969, sub-§1, ¶¶B and C**, as enacted by PL 1981, c. 595, §3, are amended to read:

B. To the repayment of grants or loans from the Federal Government ~~for its costs incurred in connection with the construction and reconstruction of the turnpike; that were used to construct or reconstruct the turnpike or portions of it or interconnecting access roads or portions of them~~ but only to the extent that that repayment is required in order for the authority to ~~continue to collect maintain or establish~~ maintain or establish tolls on the turnpike;

C. To the payment of the costs of constructing or reconstructing interchanges that are determined by the Department of Transportation and the authority to have a sufficient relationship to the public's use of the turnpike and the orderly regulation and flow of traffic on the turnpike in accordance with the requirements of section 1974, subsection 3;

**Sec. MM-9. 23 MRSA §1974, sub-§1, ¶F,** as amended by PL 1987, c. 457, §6, is further amended to read:

F. Repayment to the Federal Government for grants or loans ~~the proceeds of which~~ that were used in connection with the construction or reconstruction of any portion of the turnpike or of any interconnecting access roads, but only to the extent that the repayment is required in order for the authority to ~~continue to collect~~ maintain or establish tolls on the turnpike; and

**Sec. MM-10. Acquisition: bond financing.** The Department of Transportation acting by and on behalf of the State is authorized to convey to the Maine Turnpike Authority, and the Maine Turnpike Authority is authorized to acquire from the State, all or a portion of Interstate 95 in the towns of York and Kittery that formerly constituted a part of the turnpike for the sum of \$16,000,000 and on such other terms and provisions as the Commissioner of Transportation and the members of the Maine Turnpike Authority determine are reasonable or necessary to effectuate the acquisition. Payment may be made in 2 installments, the first on or before April 30, 1994 for \$15,000,000, and the 2nd on or before April 30, 1995 for \$1,000,000 and must be credited to an Other Special Revenue account established to carry out the purposes of section 12 of this Part. The authority need not take title or assume any liability for the operating expenses of the highway segment in question until the full purchase price has been paid in accordance with the schedule set forth in the preceding sentence. The Commissioner of Transportation and the members of the authority may, in their discretion, include as part of the property so acquired either or both the interchange and the visitor information center serving that portion of Interstate 95. In connection with the acquisition authorized in this section, the authority is authorized to issue bonds under the Maine Revised Statutes, Title 23, section 1968, subsection 1, and section 1969, subsection 1, the purpose of which is to pay costs of the reacquisition or to use revenues derived from turnpike operations to pay for those costs. The highway segment described in this section becomes a part of the turnpike only upon acquisition by the authority. Notwithstanding Title 23, section 1961, subsection 3, the authority is not required to institute closed barrier toll collection for the highway so acquired.

**Sec. MM-11. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1993-94 1994-95

**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local Schools**

All Other (\$15,000,000) (\$1,000,000)

Provides for the deappropriation of funds due to the availability of other funds.

**Sec. MM-12. Allocation.** The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

1993-94 1994-95

**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local Schools**

All Other \$15,000,000 \$1,000,000

Provides for the allocation of funds received from the sale of 4.7 miles of Interstate 95 to the Maine Turnpike Authority to provide grants to cities and towns for educational purposes. Disbursements from this account must be made in May 1994 and May 1995.

**PART NN**

**Sec. NN-1. Municipal Audit Bureau report.** The State Auditor shall present a report to the Joint Standing Committee on Appropriations and Financial Affairs no later than January 4, 1994 that provides recommendations to terminate the Municipal Bureau of the Department of Audit. The recommendations must include a specific schedule concerning the manner in which the bureau's duties and functions will be phased out or terminated.

**Sec. NN-2. Lease termination.** The Legislature finds that, due to the deappropriation of funds in Part B, section 1 to the Department of Audit, the existing lease agreement for office space is unaffordable and should be terminated. The Bureau of General Services is directed to find suitable office space for the Department of Audit within existing state-owned facilities.

**PART OO**

**Sec. OO-1. 36 MRSA §2521-A, 4th ¶,** as enacted by PL 1991, c. 591, Pt. PPP, §2 and affected by §5, is repealed.

**Sec. OO-2. 36 MRSA §2521-C**, as renumbered by RR 1991, c. 1, §53, is repealed.

**Sec. OO-3. PL 1991, c. 591, Pt. PPP, §4**, as amended by RR 1991, c. 1, §55, is repealed.

**PART PP**

**Sec. PP-1. 17 MRSA §332, sub-§4, ¶A**, as enacted by PL 1979, c. 736, §2, is amended to read:

A. An agricultural society ~~shall~~ may operate a game of chance ~~only~~ on the grounds of the agricultural society and ~~only~~ during the annual fair of the agricultural society.

**PART QQ**

**Sec. QQ-1. Unencumbered balances.** Notwithstanding any other provisions of law, any unencumbered planning assistance or implementation assistance grant balances available on June 30, 1993 must carry forward to carry out the granting purposes of the Maine Revised Statutes, Title 30-A, chapter 187, subchapter II, article 3-A.

**PART RR**

**Sec. RR-1. 5 MRSA §17001, sub-§4, ¶A**, as amended by PL 1991, c. 780, Pt. FF, §1, is further amended to read:

A. The average annual rate of earnable compensation of a member during the 3 years of creditable service as an employee in Maine, not necessarily consecutive, in which the member's annual rate of earnable compensation is highest. However, if a member is subject to a temporary layoff or other time off without pay as a result of a Governor's Executive Order, time off without pay or loss of pay pursuant to the agreements of February 15, 1991 ~~and~~, October 23, 1991 ~~and~~ June 11, 1993 between the Executive Department and the American Federation of State, County and Municipal Employees, Council 93, time off without pay pursuant to the agreement of June 11, 1993 between the Executive Department and the Maine State Employees Association, days off without pay as authorized by legislative action or days off without pay resulting from any executive order declaring or continuing a state of emergency relating to the lack of an enacted budget document for fiscal years ending June 30, 1992 and June 30, 1993, or, if a member is subject to days off without pay, not to exceed 10 days in each fiscal year ending June 30, 1992 and June 30, 1993, as a result of actions taken by local school administrative units to offset school subsidy reductions or, notwithstanding section 18202, as a result of actions of a participating local district to offset reductions in municipal revenue

sharing or a combination thereof, for the fiscal years ending June 30, 1992 and June 30, 1993, the 3-year average final compensation must be determined as if the member had not been temporarily laid off, reduced in pay or provided days off without pay; or

**Sec. RR-2. Costs to the General Fund.** There is appropriated in section 6 of this Part funding sufficient when combined with other available funds to cover the costs of the General Fund in the amount of \$5,685,000 for the fiscal year ending June 30, 1994, and in the amount of \$12,300,000 for the fiscal year ending June 30, 1995, to implement the economic terms of the collective bargaining agreements for state employees in fiscal years 1993-94 and 1994-95 with similar and equitable treatment provided for state employees included in bargaining units but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 979-A, subsection 6, paragraphs E and F and state employees excluded from bargaining units pursuant to Title 26, section 979-A, subsection 6, paragraphs B, C, D, I and J.

**Sec. RR-3. Special account funding.** Funding provided by this Part must be segregated into a special account to be made available as needed upon the recommendation of the State Budget Officer with the approval of the Governor. The funds include retirement costs. Positions supported from sources of funding other than the General Fund and Highway Fund must be funded whenever possible from those other sources.

**Sec. RR-4. Employees of the legislative branch.** The Legislative Council may approve salary and benefit increases for employees within the legislative branch, including constitutional officers and the State Auditor, not subject to collective bargaining.

**Sec. RR-5. Transfer from "Salary Plan."** The "Salary Plan" program in the Department of Administration and Financial Services may be made available as needed in allotment by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the implementation of collective bargaining agreements for state employees in fiscal years 1993-94 and 1994-95.

**Sec. RR-6. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Salary Plan</b>		
Personal Services	\$5,685,000	\$12,300,000



**Sec. RR-7. Carrying balance.** Any balance remaining on June 30, 1994 in the General Fund "Salary Plan" program in the Department of Administrative and Financial Services may not lapse but must be carried forward to June 30, 1995 to be used for the purposes specified in section 2 of this Part.

**Sec. RR-8. Authorization for reimbursement of costs associated with contract resolution.** The Department of Administrative and Financial Services may be reimbursed from the special accounts funded by this Act for the costs of contract resolution, administration and implementation and other costs required by the process of collective bargaining and by negotiation procedures.

#### PART SS

**Sec. SS-1. Authorization to establish project positions for the state police academy.** Notwithstanding any other provision of law, the State Budget Officer is authorized to establish necessary project positions in fiscal year 1993-94 within the Bureau of State Police to conduct a Maine State Police training academy.

#### PART TT

**Sec. TT-1. 22 MRSA §3760-C**, as amended by PL 1991 c. 591, Pt. SS, §1, is further amended to read:

**§3760-C. Households headed by minor parents**

~~Except for the period from July 1, 1991 to June 30, 1993, an~~ Any otherwise eligible minor parent is ~~not~~ required as a condition of eligibility for federal Aid to Families with Dependent Children to reside with a parent or other legal guardian.

#### PART UU

**Sec. UU-1. 5 MRSA §1543**, as repealed and replaced by PL 1979, c. 312, §3, is amended by adding after the first paragraph a new paragraph to read:

The State Controller and the Treasurer of State are authorized to issue rules, policies or procedures to limit the number of disbursements made for less than \$5.

#### PART VV

**Sec. VV-1. PL 1987, c. 840, §13** is amended to read:

**Sec. 13. Bonds authorized but not issued.** Any bonds authorized; but not issued, or for which bond anticipation notes have not been issued ~~within 5 years of ratification of this Act, shall by January 1, 1997 must~~ be deauthorized and may not be issued, ~~provided that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any re-~~

~~maining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.~~

**Sec. VV-2. Effective date.** Section 1 of this Part takes effect January 1, 1994.

#### PART WW

**Sec. WW-1. Pineland Center.** The Department of Mental Health and Mental Retardation may not reduce the number of certified beds at Pineland Center below 185 during fiscal year 1993-94 and 145 in fiscal year 1994-95.

**Sec. WW-2. Closure prohibited.** The Department of Mental Health and Mental Retardation may not close Pineland Center during fiscal years 1993-94 and 1994-95 without specific legislative approval.

#### PART XX

**Sec. XX-1 Liquor and Lottery Commission.** The State Liquor and Lottery Commission is created effective April 1, 1994. All duties and powers exercised by and programs administered by the existing State Liquor Commission and the State Lottery Commission are exercised and administered by the State Liquor and Lottery Commission, effective April 1, 1994.

**Sec. XX-2. Commissioners.** On April 1, 1994, all members of the existing State Liquor Commission and State Lottery Commission may continue to serve as members of the State Liquor and Lottery Commission until their terms expire or until the positions are otherwise vacated, at which time the membership of the State Liquor and Lottery Commission must consist of 5 members. The State Liquor and Lottery Commission shall elect from its members a chairperson. New members appointed to the State Liquor and Lottery Commission serve for 3-year terms. Possession of a liquor license or a lottery sales agent license or both does not disqualify a person for membership on the State Liquor and Lottery Commission. After April 1, 1994, no new members may be appointed to the State Liquor and Lottery Commission until the number of members serving falls below 5. No new member may be appointed to the State Liquor Commission or the State Lottery Commission after the effective date of this Part.

**Sec. XX-3. Transition.** The Commissioner of Administrative and Financial Services shall develop a detailed plan to accomplish the creation of the State Liquor and Lottery Commission. The plan must include all necessary statutory and unallocated language and appropriations, allocations and position adjustments to make the State Liquor and Lottery Commission effective April 1, 1994 for operational, budgetary, accounting and human resource purposes. The plan must be submitted no later than January 15, 1994 to the Second Regular Session of the 116th Legislature.

**PART YY**

**Sec. YY-1 22 MRSA §1708, sub-§3, ¶A-1** is enacted to read:

A-1. Include a specific increment to take into account the increased cost of any excise, gross receipts or similar tax that is first imposed by the State on or after January 1, 1993;

**Sec. YY-2 36 MRSA c. 370** is enacted to read:

**CHAPTER 370**

**GROSS RECEIPTS TAX**

**§2821. Tax assessment**

A tax is assessed upon all persons engaged in the business of selling prepared food in establishments that are licensed for on-premises consumption of liquor or in the business of nursing home operation in the State.

**§2822. Tax computation**

**1. Prepared food.** Every person in the business of selling prepared food in establishments that are licensed pursuant to Title 28-A, chapter 43 for on-premises consumption of liquor is subject to a tax of 7% of the gross receipts of the business from the sales of prepared food.

**2. Nursing home care.** Every person licensed by the State as a "nursing home" within the meaning of Title 22, section 1812-A is subject to a tax of 7% of the gross receipts of the business from the provision of nursing home patient care including all charges made by the business upon or with respect to patients receiving nursing home care.

**§2823. Administration**

Except as otherwise provided in this chapter, this chapter must be administered in the same manner as Part 3 is administered exclusive of Title 30-A, section 5681. The tax imposed under this chapter is in lieu of a tax under Part 3 that would otherwise apply to the sale of the items or services from which the gross receipts arise. Because the tax assessed by this chapter is upon the person selling the item or service rather than the consumer, Part 3 provisions that are in conflict do not apply. Gross receipts arising from activities excluded from tax under Part 3 are not subject to the tax imposed by this chapter. Exemptions provided in Part 3 that apply to a sale from which taxable gross receipts arise are exemptions for purposes of computing gross receipts except for exemptions pursuant to section 1760, subsection 6, paragraph B and subsection 18 relating to nursing home care. Gross receipts tax liabilities are enforced as trust fund liabilities.

**§2824. Construction**

If, for any reason, the tax assessed pursuant to this chapter is determined to be invalid, any tax imposed pursuant to Part 3 in lieu of which a tax under this chapter was imposed is effective as of the date of invalidity of this tax.

**§2825. Report**

Nursing home care businesses subject to the tax imposed by this chapter must provide annually, no later than January 30th, a statement to each person paying for nursing home care during the previous calendar year. The statement must show the total gross receipts tax arising from payments by the payor.

**Sec. YY-3. 36 MRSA §5219-I** is enacted to read:

**§5219-I. Nursing home care credit**

A resident individual or a resident trust acting on behalf of a resident individual is allowed a refundable credit that is equal to 80% of the gross receipts tax arising pursuant to chapter 370 from the payments made by the individual or trust for nursing home care in the preceding calendar year.

**Sec. YY-4. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Bureau of Taxation</b>		
Positions	(1.0)	(1.0)
Personal Services	\$29,000	\$30,000
All Other	210,000	75,000
Capital Expenditures	8,000	
Provides funds for one Tax Examiner position to assist with the management of the gross receipts tax.		
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL</b>	247,000	105,000
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Intermediate Care - Payment to Providers</b>		
All Other	5,355,799	5,680,143
Provides for the appropriation of funds in accordance with this Part.		

DEPARTMENT OF HUMAN SERVICES		
TOTAL	5,355,799	5,680,143
SECTION YY-4		
TOTAL APPROPRIATIONS	\$5,602,799	\$5,785,143

**Sec. YY-5. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

	1993-94	1994-95
HUMAN SERVICES, DEPARTMENT OF		
Intermediate Care - Payment to Providers		
All Other	\$8,708,799	\$9,251,885
Provides for the allocation of funds in accordance with this Part.		
SECTION YY-5		
TOTAL ALLOCATIONS	\$8,708,799	\$9,251,885

**Sec. YY-6. Application.** Section 2 of this Part applies to receipts arising on or after July 1, 1993. Section 3 of this Part applies to tax years beginning on or after January 1, 1993.

**PART ZZ**

**Sec. ZZ-1. 28-A MRSA §2, sub-§6,** as amended by PL 1991, c. 780, Pt. Y, §122, is further amended to read:

**6. Bureau.** "Bureau" means the Bureau of Liquor Enforcement within the Department of Public Safety and includes the functions of liquor licensing and taxation formerly under the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services.

**Sec. ZZ-2. 28-A MRSA §2, sub-§9-A,** as amended by PL 1991, c. 780, Pt. Y, §123, is further amended to read:

**9-A. Commissioner.** "Commissioner" means the Commissioner of ~~Administrative and Financial Services~~ Public Safety.

**Sec. ZZ-3. 28-A MRSA §2, sub-§10-A,** as amended by PL 1991, c. 780, Pt. Y, §123, is further amended to read:

**10-A. Director.** "Director" means the Director of the Bureau of ~~Alcoholic Beverages and Lottery Operations~~ Liquor Enforcement.

**Sec. ZZ-4. 28-A MRSA §2, sub-§15, ¶R,** as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

R. "Class A restaurant" means a reputable place operated by responsible persons of good reputation ~~which that~~ is regularly used for the purpose of providing full course meals for the public on the premises, ~~which that~~ is equipped with a separate and complete kitchen, and ~~which that~~ maintains adequate dining room equipment and capacity for preparing and serving full course meals upon the premises. A Class A restaurant/lounge is not a Class A restaurant.

(1) A full course meal consists of a diversified selection of food ~~which that~~ ordinarily cannot be consumed without the use of tableware and ~~which that~~ cannot be conveniently consumed while standing or walking.

**Sec. ZZ-5. 28-A MRSA §2, sub-§15, ¶R-1** enacted to read:

R-1. "Class A restaurant/lounge" means a reputable place operated by responsible persons of good reputation that is regularly used for the purpose of providing full course meals for the public on the premises, that is equipped with a separate and complete kitchen, and that maintains adequate dining room equipment and capacity for preparing and serving full course meals upon the premises but that:

(1) After 9 p.m., serves liquor and does not serve full course meals; or

(2) Maintains a room or rooms, separate from the main restaurant space, in which full course meals are not regularly served and where liquor is sold at tables, booths and counters.

For purposes of this paragraph, the term "full course meals" means meals consisting of a diversified selection of food that ordinarily can not be consumed without the use of tableware and that can not be conveniently consumed while standing or walking.

**Sec. ZZ-6. 28-A MRSA §1001, sub-§2,** as amended by PL 1991, c. 591, Pt. L, §§1 and 2, is further amended to read:

- 2. Fees.** The license fees for a Class I license are:
- A. Full-time (one year).....\$ 900;
  - B. Part-time (6 months).....\$ 450; and
  - ~~D. Extension (2 months) for part-time licenses only.....\$ 140.~~

**Sec. ZZ-7. 28-A MRSA §1002, sub-§2,** as amended by PL 1989, c. 526, §§9, 10 and 28, is further amended to read:

**2. Fees.** The fees for a Class I-A license are as follows:

- A. Full-time (one year).....\$1,100;
- ~~B. Part-time (6 months).....\$ 550; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 180.~~

**Sec. ZZ-8. 28-A MRSA §1003, sub-§2,** as amended by PL 1989, c. 526, §§11, 12 and 28, is further amended to read:

**2. Fees.** The fees for a Class II license are as follows:

- A. Full-time (one year).....\$ 550;
- ~~B. Part-time (6 months).....\$ 275; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 90.~~

**Sec. ZZ-9. 28-A MRSA §1004, sub-§2,** as amended by PL 1989, c. 526, §§13, 14 and 28, is further amended to read:

**2. Fees.** The fees for a Class III license are as follows:

- A. Full-time (one year).....\$ 220;
- ~~B. Part-time (6 months).....\$ 110; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 40.~~

**Sec. ZZ-10. 28-A MRSA §1005, sub-§2,** as amended by PL 1987, c. 526, §§15, 16 and 28, is further amended to read:

**2. Fees.** The fees for a Class IV license are as follows:

- A. Full-time (one year).....\$ 220;
- ~~B. Part-time (6 months).....\$ 110; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 40.~~

**Sec. ZZ-11. 28-A MRSA §1006, sub-§2,** as amended by PL 1989, c. 526, §§ 18 and 28, is further amended to read:

**2. Fees.** The fees for a Class V license are as follows:

- A. Full-time (one year).....\$ 495;
- ~~B. Part-time (6 months).....\$ 250; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 90.~~

**Sec. ZZ-12. 28-A MRSA §1007, sub-§2,** as amended by PL 1991, c. 591, Pt. L, §§3 and 4, is further amended to read:

**2. Fees.** The fees for a Class VI license are as follows:

- A. Full-time (one year).....\$ 200;
- ~~B. Part-time (6 months).....\$ 100; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 30.~~

**Sec. ZZ-13. 28-A MRSA §1008, sub-§2,** as amended by PL 1991, c. 591, Pt. L, §5, is further amended to read:

**2. Fees.** The fees for a Class VI-A license are as follows:

- A. Full-time (one year).....\$ 200;
- ~~B. Part-time (6 months).....\$ 100; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 30.~~

**Sec. ZZ-14. 28-A MRSA §1009, sub-§2,** as amended by PL 1991, c. 591, Pt. L, §6, is further amended to read:

**2. Fees.** The fees for a Class VII license are as follows:

- A. Full-time (one year).....\$ 200;
- ~~B. Part-time (6 months).....\$ 100; and~~
- ~~D. Extension (2 months) for part-time licenses only.....\$ 30.~~

**Sec. ZZ-15. 28-A MRSA §1010, sub-§2,** as amended by PL 1991, c. 591, Pt. L, §7, is further amended to read:

**2. Fees.** The fees for a Class VII-A license are as follows:

- A. Full-time (one year).....\$ 200;
- B. Part-time (6 months).....\$ 100; and
- ~~D. Extension (2 months) for part-time licenses only.....\$ 30.~~

Sec. ZZ-16. 28-A MRSA §1011, sub-§2, as amended by PL 1989, c. 526, §§24 and 28, is further amended to read:

2. Fees. The fees for a Class X license are as follows:

- A. Full-time (one year) ~~and part-time (6 months)~~ ..... \$2,200.

Sec. ZZ-17. 28-A MRSA §1011-A is enacted to read:

**§1011-A. Class XI licenses**

1. Types of liquor that may be sold. A Class XI licensee may sell spirits, wine and malt to be consumed on the premises where sold.

2. Fees. The fee for a Class XI license is \$1,500 (one year).

3. Eligible premises. The following premises are eligible for a Class XI license:

- A. Class A restaurant/lounge.

Sec. ZZ-18. 28-A MRSA §1063, as amended by PL 1987, c. 342, §88, is further amended to read:

**§1063. Class A restaurants**

1. Issuance of license. The ~~commission bureau~~ may issue licenses under this section for the sale of spirits, wine and malt liquor to be consumed on the premises to restaurants, as defined in section 2, subsection 15, paragraph R and to Class A restaurant/lounges, as defined in section 2, subsection 15, paragraph R-1.

2. Income from sale of food requirement. At least a minimum amount of the gross annual income must be from the sale of food for each Class A restaurant or Class A restaurant/lounge. The income from sale of food requirement is based on the population of the municipality in which the Class A restaurant or Class A restaurant/lounge is located. For purposes of this section, "year-round" means operated for more than 6 months in a year.

A. In municipalities having a population of more than 50,000 persons:

- (1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum

gross annual income of \$50,000 per year from the sale of food to the public on their premises; and

(2) Part-time Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of:

(a) ~~Thirty thousand dollars from the sale of food to the public on their premises as a requirement for a part-time license not in excess of 6 consecutive months~~ if the Class A restaurant or Class A restaurant/lounge operates for more than 3 months but no more than 6 months in a year; and

(b) ~~Twenty thousand dollars from the sale of food to the public on their premises as a requirement for a part-time license not in excess of 3 consecutive months~~ if the Class A restaurant or Class A restaurant/lounge operates for no more than 3 months in any year;

B. In municipalities having a population of more than 30,000 but not more than 50,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$40,000 per year from the sale of food to the public on their premises; and

(2) Part-time Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of:

(a) ~~Twenty-five thousand dollars from the sale of food to the public on their premises as a requirement for a part-time license not in excess of 6 consecutive months~~ if the Class A restaurant or Class A restaurant/lounge operates for more than 3 months and no more than 6 months in a year; and

(b) ~~Twenty thousand dollars from the sale of food to the public on their premises as a requirement for a part-time license not in excess of 3 consecutive months~~ if the Class A restaurant or Class A restaurant/lounge operates for no more than 3 months in a year;

C. In municipalities having a population of more than 20,000, but not more than 30,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$30,000 per year from

the sale of food to the public on their premises; and

(2) Part-time Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$20,000 from the sale of food to the public on their premises as a requirement for a part-time license, not in excess of 6 consecutive months if the Class A restaurant or Class A restaurant/lounge operates for more than 3 months and no more than 6 months in a year; and

D. In municipalities having a population of not more than 20,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$20,000 per year in sale of food to the public on their premises; and

(2) Part-time Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$15,000 from the sale of food to the public on their premises as a requirement for a part-time license, not in excess of 6 consecutive months if the Class A restaurant or Class A restaurant/lounge operates for no more than 6 months in a year.

**3. Bureau determines applicant would probably qualify.** The commission bureau may issue the license if it determines that the applicant would probably qualify.

**4. Licensee for renewal must show proof of meeting income requirement.** The commission bureau may not renew any license for the sale of liquor under this subsection unless the licensee furnishes the commission bureau with proof that the previous year's business conformed to the income requirement of this subsection.

**5. Class A restaurant/lounges; minors.** Minors are not permitted to remain on the premises of Class A restaurant/lounges after 9:00 p.m. except when:

A. The minor is accompanied by a parent, legal guardian or custodian as defined in Title 22, section 4002; or

B. The licensee does not permit consumption of liquor on the premises for a specific period of time or event.

**Sec. ZZ-19. 28-A MRSA §1075**, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

### §1075. Auxiliary licenses at ski areas

**1. Licenses.** The commission bureau may issue one auxiliary license under this section for additional premises to any Class A restaurant or Class A restaurant/lounge licensee located at a ski area or any hotel licensee located at a ski area if the following requirements are met:

A. The additional premises are located at the same ski area where the Class A restaurant, Class A restaurant/lounge or hotel is licensed;

B. Food is for sale at the additional premises, although not necessarily prepared there;

C. The additional premises are properly equipped, including tables and chairs; and

D. The Department of Human Services licenses the additional premises.

**Sec. ZZ-20. 28-A MRSA §1076**, as amended by PL 1987, c. 360, is further amended to read:

### §1076. Qualified catering services

**1. Issuance of licenses.** Notwithstanding any other provision of law, the commission bureau may issue licenses under this section for the sale of spirits, wine and malt liquor to be consumed on the premises to qualified catering services as defined in section 2, subsection 15, paragraph P.

A. "Premises," as used in this section, means the premises where the qualified catering service is selling and serving liquor, either its principal place of business or the premises where the event being catered is held.

**2. Compliance with local option decisions.** The commission bureau may license only those qualified catering services whose principal place of business is located in municipalities which that have previously voted affirmatively on questions pertaining to on-premise sales provided in chapter 5.

A. Every event catered by the qualified catering service must also be located in a municipality which that has previously voted affirmatively on questions pertaining to on-premise sales provided in chapter 5.

**3. Income from sale of food requirement.** At least a minimum amount of gross annual income must be from the sale of food for each qualified catering service. The income from sale of food requirement shall be is based on the population of the municipality in which the quali-

fied catering service is located. For purposes of this section, "year-round" means operated for more than 6 months in a year.

A. In municipalities having a population of over 50,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$50,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of:

(a) Thirty thousand dollars from the sale of food to the public ~~as a requirement for a part-time license not in excess of 6 consecutive months if the catering service operates for more than 3 months but no more than 6 months in a year;~~ and

(b) Twenty thousand dollars from the sale of food to the public ~~as a requirement for a part-time license not in excess of 3 consecutive months if the catering service operates for no more than 3 months in a year.~~

B. In municipalities having a population of 30,001 to 50,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$40,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of:

(a) Twenty-five thousand dollars from the sale of food to the public ~~as a requirement for a part-time license not in excess of 6 consecutive months if the catering service operates for more than 3 months but no more than 6 months in a year;~~ and

(b) Twenty thousand dollars from the sale of food to the public ~~as a requirement for a part-time license not in excess of 3 consecutive months if the catering service operates for no more than 3 months in a year.~~

C. In municipalities having a population of 20,001 to 30,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$30,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of \$20,000 from the sale of food to the public ~~as a requirement for a part-time license not in excess of 6 consecutive months if the catering service operates for more than 3 months but no more than 6 months in a year.~~

D. In municipalities having a population of 7,501 to 20,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$15,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of \$10,000 from the sale of food to the public ~~as a requirement for a part-time license not in excess of 6 consecutive months if the catering service operates for no more than 6 months in a year.~~

E. In municipalities having a population of 7,500 persons or less:

(1) Year-round qualified catering services must have a minimum gross income of \$5,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of \$2,500 from the sale of food to the public ~~as a requirement for a part-time license not in excess of 6 consecutive months if the catering service operates for no more than 6 months in a year.~~

**4. Bureau determines applicant would probably qualify.** The ~~commission~~ bureau may issue the license if it determines that the applicant for a new license would probably qualify.

**5. Licensee for renewal must show proof of meeting income requirement.** The ~~commission~~ bureau may not renew any license for the sale of liquor under this section unless the licensee furnishes the ~~commission~~ bureau with proof that the previous year's business conformed to the income requirements of this section.

**6. Income from vending machines not included.** The income from the sale of food placed in vending ma-

chines must not be included in the minimum dollar requirements of this section.

**7. Provision of liquor at places other than principal place of business.** Licensed qualified catering services which that would like to provide the service of liquor at locations other than their principal places of business shall file an application with the commission bureau at least 24 hours in advance of any function or event at which liquor is to be sold or served. Application must be made on a form provided by the commission bureau and must contain the following:

- A. Date, time and approximate duration;
- B. Location;
- C. Name and address of the person or persons, firm or corporation making arrangements;
- D. Approval by the municipal officers or a municipal official designated by the municipal officers of the municipality in which the catered function or event is to be held, which, notwithstanding the provisions of section 653, may be granted without public notice; and
- E. Any other information the commission bureau considers necessary.

**8. Ruling on application.** The commission bureau shall approve or deny the application to provide service of liquor at a location other than the principal place of business, and shall immediately notify the applicant of its decision.

**9. No additional fee.** The commission bureau may not charge a fee for provision of the service of liquor at locations other than the principal place of business in addition to the license fee paid by the qualified catering service.

**Sec. ZZ-21. Transfer of functions of liquor licensing and taxation.** The liquor licensing and taxation functions of the Bureau of Alcoholic Beverages and Lottery Operations in the Department of Administrative and Financial Services are transferred to and merged with the Bureau of Liquor Enforcement in the Department of Public Safety on the effective date of this Part.

**Sec. ZZ-22. Statutory provisions not impaired.** All references in the Maine Revised Statutes, Title 28-A to the functions performed by the Division of Liquor Licensing and the taxation division in the Bureau of Alcoholic Beverages and Lottery Operations in the Department of Administrative and Financial Services are deemed to refer to functions of the Bureau of Liquor Enforcement in the Department of Public Safety. To the extent necessary for the Bureau of Liquor Enforcement to perform the duties of the transferred functions,

references in Title 28-A to the "commission" or the State Liquor Commission are deemed to refer to the Bureau of Liquor Enforcement. It is the express intent of the Legislature that all provisions of Title 28-A remain fully enforceable and, in order to effectuate this intent, the Commissioner of Public Safety or officials designated by the commissioner may enforce any provision of Title 28-A.

**Sec. ZZ-23. Bureau of Liquor Enforcement; transition.** All duties and responsibilities of the Commissioner of Administrative and Financial Services, with respect to liquor licensing and taxation functions in the Bureau of Alcoholic Beverages and Lottery Operations, become the duties and responsibilities of the Commissioner of Public Safety on the effective date of this Part. The Commissioner of Administrative and Financial Services and the Commissioner of Public Safety shall submit to the Legislature by September 1, 1993 specific language detailing all transferred functions and responsibilities including a revised budget for fiscal years 1993-94 and 1994-95, commencing July 1, 1993. The report must include recommended statutory changes.

In addition, the following provisions apply to the transfer of liquor licensing and taxation functions from the Department of Administrative and Financial Services to the Department of Public Safety.

1. Notwithstanding the provisions of the Maine Revised Statutes, Title 5, all accrued expenditures, assets, liabilities, balances of appropriations, allocations, transfers, revenues or other available funds in an account or subdivision of an account of the Bureau of Alcoholic Beverages and Lottery Operations relating to liquor licensing and taxation functions must be transferred to the proper accounts by the State Controller upon the request of the State Budget Officer and with the approval of the Governor.

2. All agreements, leases, contracts or licenses issued under the Maine Revised Statutes, Title 28-A relating to the liquor licensing and taxation functions of the Bureau of Alcoholic Beverages and Lottery Operations prior to the effective date of this Part continue to be valid under the terms of issuance until expiration or until rescinded, amended or revoked. All liquor license appeals after July 1, 1993 must be heard by the Hearing Officer of the Bureau of Liquor Enforcement. The Hearing Officer of the Bureau of Liquor Enforcement must be appointed by the Commissioner of Public Safety.

3. All rules adopted under the Maine Revised Statutes, Title 28-A relating to liquor licensing and taxation functions of the Bureau of Alcoholic Beverages and Lottery Operations prior to the effective date of this Part must be administered by the Department of Public Safety and continue in effect until rescinded or amended by the Department of Public Safety or overturned by a court of law.



4. Employees of the Bureau of Alcoholic Beverages and Lottery Operations who are transferred to the Department of Public Safety pursuant to this Part are subject to the provisions of this subsection.

A. The employees retain their accrued fringe benefits, including vacation and sick leave, health and life insurance and retirement benefits.

B. The employees who are members of collective bargaining units on the effective date of this Part remain as members in their respective bargaining units and retain all rights, privileges and benefits provided by their collective bargaining agreements with respect to state service while employed with the Department of Administrative and Financial Services.

C. The employees who are members of collective bargaining units may remain as members of the Maine State Retirement System.

D. The Bureau of Human Resources shall assist the Department of Administrative and Financial Services and the Department of Public Safety with the orderly implementation of these provisions.

**Sec. ZZ-24. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>Bureau of Liquor Enforcement</b>		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	\$509,894	\$516,837
All Other	40,000	40,000
Capital Expenditures	79,800	

Provides for the appropriation of funds from the transfer of the licensing functions of the Bureau of Alcoholic Beverages and Lottery Operations to include one Director of Licensing position, one Clerk III position, one Clerk Typist II position, one Clerk Typist III position, one Account Clerk I position, one Account Clerk II position, one Liquor Tax Auditor position, 3 Liquor Tax Licensing positions, one Auto Mechanic II position, one Liquor Enforcement Officer I position, 2 Liquor Enforcement Officer II positions, general operating costs and capital for 6 vehicles.

**DEPARTMENT OF PUBLIC**

<b>SAFETY</b>		
<b>TOTAL</b>	629,694	556,837
<b>SECTION ZZ-24</b>		
<b>TOTAL APPROPRIATIONS</b>	\$629,694	\$556,837

**Sec. ZZ-25. Allocation.** In order to provide for the necessary expenses of operation and administration of the Bureau of Alcoholic Beverages and Lottery Operations and the State Liquor Commission, the following amounts are allocated from the revenues derived from operations of the State Alcoholic Beverages Fund for the fiscal years ending June 30, 1994 and June 30, 1995 to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Alcoholic Beverages - General Operation</b>		
Positions - Legislative Count	(-10.0)	(-10.0)
Personal Services	(\$406,223)	(\$404,902)
All Other	(30,000)	(30,000)
<b>TOTAL</b>	(436,223)	(434,902)

Provides for the deallocation of funds from the elimination of the following positions due to the transfer of licensing functions to the Bureau of Liquor Enforcement within the Department of Public Safety: one Clerk III position, one Clerk Typist II position, one Clerk Typist III position, one Liquor Tax Auditor position, 3 Retail Store Supervisor positions, one Account Clerk I position, one Account Clerk II position and one Director of Licensing position. This request will result in additional General Fund revenue of \$436,223 in fiscal year 1993-94 and \$434,902 in fiscal year 1994-95.

<b>Alcoholic Beverages- General Operation</b>		
Personal Services	8,709	7,635
Provides for the allocation of funds from the restoration of one Deputy Director position and the elimination of one Director, Retail Store Operations position.		
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b>		
<b>TOTAL</b>	(427,514)	(427,267)

## SECTION ZZ-25

TOTAL ALLOCATIONS

(\$427,514)

(\$427,267)

## PART AAA

**Sec. AAA-1. 22 MRSA §4301, sub-§7**, as amended by PL 1991, c. 622, Pt. M, §21, is further amended to read:

**7. Income.** "Income" means any form of income in cash or in kind received by the household, including net remuneration for services performed, cash received on either secured or unsecured credit, any payments received as an annuity, retirement or disability benefits, veterans' pensions, workers' compensation, unemployment benefits, benefits under any state or federal categorical assistance program, supplemental security income, social security and any other payments from governmental sources, unless specifically prohibited by any law or regulation, court ordered support payments, income from pension or trust funds and household income from any other source, including relatives or unrelated household members.

The following items are not available within the meaning of this subsection and subsection 10:

- A. Real or personal income-producing property, tools of trade, governmental entitlement specifically treated as exempt assets by state or federal law;
- B. Actual work-related expenses, whether itemized or by standard deduction, such as taxes, retirement fund contributions, union dues, transportation costs to and from work, special equipment costs and child care expenses; or
- C. Earned income of children below the age of 18 years who are full-time students and who are not working full time.

In determining need, the period of time used as a basis for the calculation is ~~a~~ the 30-day period commencing on the date of the application. This prospective calculation does not disqualify an applicant who has exhausted income to purchase basic necessities if that income does not exceed the income standards established by the municipality. Notwithstanding this prospective calculation, if ~~an~~ any applicant or recipient receives a lump sum payment ~~after an initial application prior to applying for assistance~~, that payment must be prorated over future months. The period of proration is determined by disregarding any portion of the lump sum payment that the applicant or recipient has spent to purchase basic necessities, including but not limited to: all basic necessities provided by general assistance; reasonable payment of funeral or burial expenses for a family member; reasonable travel costs related to the illness or death of a family member; repair or replacement of essentials lost due to fire, flood or other natural disaster; repair or purchase

of a motor vehicle essential for employment, education, training or other day-to-day living necessities; and payment of bills earmarked for the purpose for which the lump sum is paid. All income received by the household between the receipt of the lump sum payment and the application for assistance is added to the remainder of the lump sum. The period of proration is then determined by dividing the remainder of the lump sum payment by the ~~maximum monthly amount of assistance that the household may receive~~ aggregate maximum level of assistance designated under section 4305. That dividend represents the period of proration determined by the administrator to commence on the date of receipt of the lump sum payment. The prorated sum for each month must be considered available to the household for 12 months from the date of application or during the period of proration, whichever is less; ~~except that an applicant may not be considered ineligible to receive emergency assistance under section 4308, subsection 2, or under section 4310 during the period of proration. The lump sum provisions of this subsection apply only to applicants or recipients who have received prior notice of the provisions.~~

**Sec. AAA-2. 22 MRSA §4305, sub-§3-A**, as enacted by PL 1985, c. 489, §§3 and 14, is amended to read:

**3-A. Maximum levels of assistance.** Municipalities may establish maximum levels of assistance by ordinance. The maximum levels of assistance ~~shall~~ must set reasonable and adequate standards sufficient to maintain health and decency. ~~Each ordinance shall be a~~ maximum level of assistance established by municipal ordinance is subject to a review, ~~as provided in section 4323, of the maximum levels of assistance by the department, upon complaint, to ensure compliance with this chapter.~~

**Sec. AAA-3. 22 MRSA §4305, sub-§3-B**, as amended by PL 1991, c. 780, Pt. II, §1, is further amended to read:

**3-B. Temporary maximum levels.** Notwithstanding subsection 3-A, municipalities shall establish an aggregate maximum level of assistance that is 110% of the applicable existing housing fair market rents as established by the United States Department of Housing and Urban Development pursuant to 24 Code of Federal Regulations, Section 888.115, applying the zero-bedroom level for one person, the one-bedroom level for 2 persons, the 2-bedroom level for 3 persons, the 3-bedroom level for 4 persons and the 4-bedroom level for 5 persons. For each additional person, the aggregate maximum level increases by \$75. For the purposes of this subsection, municipalities with populations greater than 10,000 are deemed Standard Metropolitan Statistical Areas in those counties for which there are 2 fair market rent values and the aggregate maximum level of assistance for all Standard Metropolitan Statistical Areas is

the average of the fair market rental values for the Standard Metropolitan Statistical Areas and areas that are not Standard Metropolitan Statistical Areas for each county in which there are 2 fair market rental values.

**Sec. AAA-4. 22 MRSA §4305, sub-§4,** as amended by PL 1985, c. 489, §§4 and 14, is further amended to read:

**4. Ordinance filed.** Each municipality shall present a copy of the ordinance establishing eligibility standards, maximum levels of assistance, administration and appeal procedures to the Department of Human Services. The ordinance filed ~~shall~~ must include all forms and notices, including the application form, notice of decision and appeal rights. Any amendment or modification of the municipal ordinance ~~shall~~ must be submitted to the department ~~for comment and filing.~~

**Sec. AAA-5. 22 MRSA §4305, sub-§5,** as enacted by PL 1991, c. 9. Pt. U, §4, is repealed.

**Sec. AAA-6. 22 MRSA §4308,** as amended by PL 1991, c. 591, Pt. OOO, §1, is further amended to read:

#### **§4308. Applications**

In order to receive assistance from any municipality, the applicant or a duly authorized representative must ~~make file a~~ written application to ~~with the overseer, except as provided in section 4304, subsection 3, and except that in an emergency the application may be made verbally and assistance shall be granted temporarily. Further assistance shall be granted upon completion of a written application and determination of eligibility.~~

**1. Initial and subsequent applications.** ~~Any Except as provided in section 4316-A, subsection 1-A, a person who makes an application for assistance, who has not applied for assistance in that or any other municipality during the previous 12 months, must have that person's eligibility determined solely on the basis of need. In determining an applicant's eligibility on an initial application, a municipality may not require performance of workfare except as provided in section 4316-A. All subsequent applications within 12 months in that municipality must be considered in accordance with this chapter and the municipal ordinance. In addition, when a person applies for assistance in any municipality, that person may not be considered an initial applicant in any other municipality for a period of 6 months from the date of the initial application. Any application filed within 12 months in the municipality where the initial application was filed, or within 6 months in any other municipality, must be considered a subsequent application and considered in accordance with this chapter and the municipal ordinance. All applications for general assistance that are not initial applications are repeat applications. The eligibility of repeat applicants must be determined on the basis of need and all other conditions of eligibility established by this chapter and municipal ordinance.~~

**2. Emergencies.** ~~Any A person who does not have sufficient resources to provide one or more basic necessities in an emergency shall be is eligible for emergency general assistance, although he would be otherwise ineligible even when that applicant has been found ineligible for nonemergency general assistance, except as provided in this subsection.~~

A. A person who is currently disqualified from general assistance for a violation of section 4315, 4316-A or 4317 is ineligible for emergency assistance under this subsection.

B. Municipalities may by standards adopted in municipal ordinances restrict the disbursement of emergency assistance to alleviate emergency situations to the extent that those situations could not have been averted by the applicant's use of income and resources for basic necessities. The person requesting assistance shall provide evidence of income and resources for the applicable time period.

**Sec. AAA-7. 22 MRSA §4311, sub-§1,** as enacted by PL 1983, c. 577, §1, is amended to read:

**1. Departmental reimbursement.** When a municipality incurs net general assistance costs in any fiscal year in excess of .0003 of that municipality's ~~1984 most~~ recent state valuation relative to the state fiscal year for which reimbursement is being issued, as determined by the State Tax Assessor in the statement filed ~~by him~~ as provided in Title 36, section 381, the Department of Human Services shall reimburse the municipality for 90% of the amount in excess of these expenditures when the department finds that the municipality has been in compliance with all requirements of this chapter. If a municipality elects to determine need without consideration of funds distributed from any municipally-controlled trust fund ~~which that~~ must otherwise be considered for purposes of this chapter, the department shall reimburse the municipality for ~~66 2/3%~~ 66 2/3% of the amount in excess of such expenditures when the department finds that the municipality has otherwise been in compliance with all requirements of this chapter.

**Sec. AAA-8. 22 MRSA §4313, sub-§2,** as amended by PL 1985, c. 245, is further amended to read:

**2. Burial or cremation.** In the event of the death of an eligible person, the funeral director shall notify the overseer prior to burial or cremation or by the end of the next business day following the funeral director's receipt of the body, whichever is earlier. Notwithstanding section 4305, subsection 3, paragraph C, a decision on any application for assistance with burial expenses need not be rendered until the overseer has verified that no relative or other resource is available to pay for the direct burial or cremation costs, but ~~in no case shall the~~

decision ~~must~~ be rendered ~~more than~~ within 10 days after receiving an application. The father, mother, grandfather, grandmother, children ~~or~~ , grandchildren ~~or~~ siblings, by consanguinity, living within or owning real or tangible property within the State, ~~shall be~~ are responsible for the burial or cremation costs of the eligible person in proportion to their respective abilities. When no legally liable relative possesses a financial capacity to pay either in lump sum or on an installment basis for the direct costs of a burial or cremation, the contribution of a municipality under this subsection is limited to a reasonable calculation of the funeral director's direct costs, less any and all contributions from any other source.

**Sec. AAA-9. 22 MRSA §4315**, as amended by PL 1991, c. 622, Pt. M, §24, is further amended to read:

**§4315. False representation**

Whoever knowingly and willfully makes any false representation of a material fact to the overseer of any municipality or to the department or its agents for the purpose of causing that or any other person to be granted assistance by the municipality or by the State ~~may be~~ is ineligible for assistance for a period of ~~90~~ 120 days and is guilty of a Class E crime.

~~No~~ A person ~~may be denied~~ disqualified from receiving general assistance ~~solely~~ for making a false representation ~~prior to being afforded the opportunity for an appeal. If a person's application has been approved, there shall be no revocation of general assistance during the period of entitlement, until that person has been~~ must be provided notice and an opportunity for an appeal as provided in sections 4321 and 4322.

If the fair hearing officer finds that a recipient made a false representation to the overseer in violation of this section, that recipient is required to reimburse the municipality for any assistance rendered for which that recipient was ineligible and is ineligible from receiving further assistance for a period of ~~90~~ 120 days.

Any recipient whose assistance is terminated or denied under this section ~~shall have~~ has the right to appeal that decision pursuant to the Maine Rules of Civil Procedure, Rule 80-B.

No recipient who has been granted assistance, in accordance with this chapter, may have that assistance terminated prior to the decision of the fair hearing officer. In the event of any termination of assistance to any recipient, the dependents of that person may still apply for and, if eligible, receive assistance.

**Sec. AAA-10. 22 MRSA §4316-A**, as amended by PL 1991, c. 622, Pt. M, §§25 and 26, is further amended to read:

**§4316-A. Work requirement**

**1. Ineligibility for assistance.** An applicant is ineligible for assistance for ~~90~~ 120 days in all municipalities in the State when any municipality establishes that the applicant, without just cause:

- A. Refuses to search for employment when that search is reasonable and appropriate;
- B. Refuses to register for work;
- C. Refuses to accept a suitable job offer under this section;
- D. Refuses to participate in a training ~~or~~ , educational or rehabilitation program that would assist the applicant in securing employment;
- ~~E. Quits work after an initial application for assistance;~~
- F. Refuses to perform or willfully fails to perform a job assigned under subsection 2; or
- G. Willfully performs a job assigned under subsection 2 below the average standards of that job; or .
- H. ~~Has been discharged from employment due to misconduct as defined in Title 26, section 1043, subsection 23.~~

~~A person may not be required to work under this subsection if that person is physically or mentally incapable of performing the work assigned.~~

If a municipality finds that an applicant has violated a work-related rule without just cause, under this subsection or subsection 1-A, it is the responsibility of that applicant to establish the presence of just cause.

**1-A. Period of ineligibility.** An applicant, whether an initial or repeat applicant, who quits work or is discharged from employment due to misconduct as defined in Title 26, section 1043, subsection 23, is ineligible to receive assistance for 120 days after the applicant's separation from employment.

**2. Municipal work program.** A municipality may require that an otherwise eligible person who is capable of working be required to perform work for the municipality or work for a nonprofit organization, if that organization has agreed to participate as an employer in the municipal work program, as a condition of receiving general assistance. The municipality may also require recipients, as a part of the municipal work program, to partici-

pate in a training or , educational or rehabilitative program ~~which that~~ would assist ~~him~~ the recipient in securing employment. The municipal work program is subject to the following requirements.

A. ~~No~~ A person may not, as a condition of general assistance eligibility, be required to do any amount of work that exceeds the value of the net general assistance that the person would otherwise receive under municipal general assistance standards. Any person performing work under this subsection ~~shall~~ must be provided with net general assistance, the value of which is computed at a rate of at least the State's minimum wage.

B. ~~No~~ A person may not be required to work under this subsection for a nonprofit organization if that work would violate a basic religious belief of that person.

C. ~~In no case may an~~ An eligible person performing work under this subsection may not replace regular municipal employees or regular employees of a participating nonprofit organization.

D. ~~In no case may an~~ An eligible person in need of emergency assistance may not be required to perform work under this subsection prior to receiving general assistance. An applicant who is not in need of emergency assistance may be required to satisfactorily fulfill a workfare requirement prior to receiving the nonemergency assistance conditionally granted to that applicant.

E. Expenses related to work performed under this subsection by an eligible person ~~shall~~ must be considered in determining the amount of net general assistance to be provided to the person.

F. General assistance provided by a municipality for work performed by an eligible person under this subsection ~~shall~~ must be:

(1) Included in the reimbursable net general assistance costs; and

(2) Itemized separately in reports to the Department of Human Services under section 4311.

G. A person may not be required to work under this subsection if that person is physically or mentally incapable of performing the work assigned.

**3. Limitations of work requirement.** In no case may any work requirement or training or educational program under this section interfere with a person's:

A. Existing employment;

B. Ability to pursue a bona fide job offer;

C. Ability to attend an interview for possible employment;

D. ~~Participation~~ Classroom participation in a primary or secondary educational program intended to lead to a high school diploma; or

E. ~~Participation~~ Classroom or on-site participation in a training program that is either approved or determined, or both, by the Department of Labor to be reasonably expected to assist the individual in securing employment. This paragraph does not include participation in a degree granting program, except when that program is a training program operated under the control of the Department of Human Services or the Department of Labor.

**4. Eligibility regained.** A person who has been disqualified by any municipality for not complying with any work requirement of this section may regain eligibility during the ~~90-day~~ 120-day period by becoming employed or otherwise complying with the work requirements of this section. An applicant who is disqualified due to failure to comply with the municipal work program may be given only one opportunity to regain eligibility during the ~~90-day~~ 120-day disqualification period, except that if an applicant who regains eligibility is again disqualified for failing to comply with the municipal work program within the initial period of disqualification, the applicant is ineligible for assistance for 120 days and does not have the opportunity to requalify during the 120-day period.

**5. Just cause defined.** Just cause for failure to meet work requirements or the use of potential resources ~~shall~~ must be found when there is reasonable and verifiable evidence of:

A. Physical or mental illness or disability;

B. Below-minimum wages;

C. Sexual harassment;

D. Physical or mental inability to perform required job tasks;

E. Inability to work required hours or to meet piece work standards;

F. Lack of transportation to and from work or training;

G. Inability to arrange for necessary child care or care of an ill or disabled family member;

H. Any reason found to be good cause by the Department of Labor; and

I. Any other evidence ~~which that~~ is reasonable and appropriate.

The overseer ~~shall~~ may not require medical verification of medical conditions ~~which that~~ are apparent or ~~which~~ are of such short duration that a reasonable person would not ordinarily seek medical attention. In any case in which the overseer requires medical verification and the applicant has no means of obtaining such verification, the overseer shall grant assistance for the purpose of obtaining that verification.

**Sec. AAA-11. 22 MRSA §4317**, as enacted by PL 1983, c. 577, §1, is amended to read:

**§4317. Use of potential resources**

~~Any An~~ applicant or recipient must make a good faith effort to secure any potential resource ~~which that~~ may be available, including, but not limited to, any state or federal assistance program, employment benefits, governmental or private pension programs, available trust funds, support from legally liable relatives, child-support payments and jointly held resources where the applicant or recipient share may be available to the individual. Assistance ~~shall may~~ not be withheld pending receipt of such resource as long as application has been made or good faith effort is being made to secure the resource.

~~Any An~~ individual applying for or receiving assistance due to a disability must make a good faith effort to make use of any medical and rehabilitative resources that may be recommended by a physician ~~which, psychologist or other professional retraining or rehabilitation specialist that~~ are available without financial burden and ~~which~~ would not constitute further physical risk to the individual.

~~Any An~~ applicant who refuses to utilize potential resources without just cause, after receiving a written 7-day notice, ~~shall be is~~ disqualified from receiving assistance until ~~he the applicant~~ has made a good faith effort to secure the resource.

~~Any An~~ applicant who forfeits receipt of or causes reduction in benefits from another public assistance program because of fraud, misrepresentation or a knowing or intentional violation of program rules ~~committed by the applicant within the 60 days prior to his application for assistance; or a refusal to comply with program rules without just cause~~ is not eligible to receive general assistance to replace the forfeited assistance for ~~a period of 60 days from the date of application for general assistance; except as provided for initial applications the duration of the forfeiture.~~

**Sec. AAA-12. 22 MRSA §4319**, as amended by PL 1991, c. 622, Pt. M, §28, is further amended to read:

**§4319. Liability of relatives for support**

**1. Relatives liable.** A parent ~~or grandparent of a child under 25 years of age and a spouse living in or owning property in the State shall support persons for whom they are legally responsible their children or husband or wife in proportion to their respective ability.~~ Liability for burial expenses is governed by section 4313.

**2. Rental payments to relatives.** A municipality or the State may decide not to make payments for rental assistance on behalf of an otherwise eligible individual when the rental payments would be made to a parent, grandparent, child, grandchild, sibling, parent's sibling or any of their children, unless the municipality finds that the rental arrangement has existed for 3 months prior to the application for assistance and is necessary to provide the relative with basic necessities.

**3. Recovery of assistance provided.** A municipality or the State, after providing general assistance to a dependent of a legally responsible parent or ~~grandparent to a person's spouse who is financially capable of providing support,~~ may then seek reimbursement or relief for that support by initiating a complaint to the Superior Court or District Court, including by small claims action, located in the division or county where the legally responsible parent or ~~grandparent spouse~~ resides. The court may cause the legally responsible parent or ~~grandparent spouse~~ to be summoned and upon hearing or default may assess and apportion a reasonable sum upon those who are found to be of sufficient ability for the support of the eligible person and shall issue a writ of execution. The assessment ~~shall may~~ not be made to pay any expense for relief provided more than 6 12 months before the complaint was filed. Any action brought under this section ~~shall be is~~ governed by the Maine Rules of Civil Procedure. The court may, from time to time, make any further order on complaint of ~~a an interested party interested~~ and, after notice is given, alter the assessment or apportionment.

**Sec. AAA-13. 22 MRSA §4322**, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

**§4322. Right to a fair hearing**

~~Any A~~ person aggrieved by a decision, act, failure to act or delay in action concerning ~~his that~~ person's application for general assistance under this chapter ~~shall have has~~ the right to an appeal. If a person's application has been approved, ~~there shall be no revocation of general assistance may not be revoked~~ during the period of entitlement until that person has been provided notice and an opportunity for hearing as provided in this section. Within 5 working days of receiving a written ~~decision or notice of denial, reduction or termination of assistance,~~ in accordance with the provisions of section 4321,

or within 10 working days after any other act or failure to act by the municipality with regard to an application for assistance, the person may request an appeal. A hearing ~~shall~~ must be held by the fair hearing authority within 5 working days following the receipt of a written request by the applicant for an appeal. The hearing may be conducted by the municipal officers, a board of appeals; created under Title 30-A, section 2691, or one or more persons appointed by the municipal officers to act as a fair hearing authority. ~~In no event may an~~ An appeal may not be held before a person or body responsible for the decision, act, failure to act or delay in action relating to the applicant.

The person requesting the appeal ~~shall~~ and the municipal administrator responsible for the decision being appealed must be afforded the right to confront and cross-examine any witnesses ~~against him presented at the hearing, present witnesses in his own~~ their behalf and be represented by counsel or other ~~spokesman, and~~ spokeperson. A claimant must be advised of these rights in writing. The decision of such an appeal ~~shall~~ must be based solely on evidence adduced at the hearing. The Maine Rules of Evidence do not apply to information presented to the fair hearing authority. The standard of evidence is the standard set in Title 5, section 9057, subsection 2. The person requesting the appeal ~~shall~~ must, within 5 working days after the appeal, be furnished with a written decision detailing the reasons for that decision. When any decision by a fair hearing authority or court authorizing assistance is made, that assistance ~~shall~~ must be provided within 24 hours. Review of any action or failure to act under this chapter ~~shall~~ must be conducted pursuant to the Maine Rules of Civil Procedure, Rule 80-B. The municipality shall make a record of the fair hearing. The municipality's obligation ~~shall be~~ is limited to ~~keep~~ keeping a taped record of the proceedings. ~~Costs~~ The applicant shall pay costs for preparing any transcripts which are required to pursue an appeal of a fair hearing authority's decision ~~shall be paid for by the applicant.~~

**Sec. AAA-13. 22 MRSA §4323, first ¶,** as enacted by PL 1983, c. 577, §1, is amended to read:

The Department of Human Services shall ~~be responsible, in accordance with this section, share responsibility with municipalities for the proper administration of general assistance. The department shall assist municipalities in complying with this chapter. The department shall annually review and comment on each municipal ordinance and any amendment filed with respect to its adequacy and compliance with this chapter and make any recommendations it deems appropriate to the municipality.~~

### PART BBB

**Sec. BBB-1. 12 MRSA §610** is enacted to read:

### §610. Maine State Parks Fund

The Maine State Parks Fund is established within the bureau. The fund receives money from the Maine Environmental Trust Fund in accordance with section 7759, subsection 3. The bureau shall use this money for major and minor capital improvements, maintenance, repairs and operations at existing state parks and historic sites.

The fund is nonlapsing. All funds of the Maine State Parks Fund are subject to allocation by the Legislature. The Department of Conservation may use funds of the Maine State Parks Fund to buy out contracts on state land.

**Sec. BBB-2. 12 MRSA §7757, sub-§1,** as amended by PL 1993, c. 168, §1, is further amended to read:

**1. Establishment.** There is established the Maine Endangered and Nongame Wildlife Fund. ~~† The fund~~ receives money deposited by the Treasurer of State pursuant to section 7759 and Title 36, section 5284, revenues generated in accordance with this section and any money contributed voluntarily to the fund. All money deposited in the fund; and the earnings thereon, must on that money remain in the fund to be used for the management of nongame wildlife and for necessary administrative and personnel costs associated therewith, with the management of nongame wildlife and may not be deposited in the General Fund or any other fund, except as specifically provided by statute law.

**Sec. BBB-3. 12 MRSA §7759** is enacted to read:

### §7759. Maine Environmental Trust Fund

**1. Fund established.** The Maine Environmental Trust Fund, referred to in this section as the "fund," is established as a nonlapsing fund administered by the commissioner for the purposes of improving state parks and historic sites by supporting the Maine State Parks Fund and managing nongame wildlife by supporting the Maine Endangered and Nongame Wildlife Fund. Money deposited with the Treasurer of State to the credit of the fund may be invested as provided by law. Income from these investments must be credited to the fund.

**2. Fund sources.** The fund receives money deposited by the Treasurer of State pursuant to Title 29, section 252-J and any other gift, grant or other source of revenue deposited for that use.

**3. Distribution from fund.** After the Treasurer of State has reimbursed the Secretary of State for costs of producing and issuing environmental registration plates in accordance with Title 29, section 252-J, the Treasurer of State shall annually distribute the balance in the fund as follows:

A. Sixty percent of the balance must be deposited in the Maine State Parks Fund established in section 610; and

B. Forty percent of the balance must be deposited in the Maine Endangered and Nongame Wildlife Fund established in section 7757.

This subsection is repealed March 31, 1996.

4. Budget. The commissioner shall submit a budget for each biennium pursuant to Title 5, sections 1663 and 1666.

**Sec. BBB-4. 29 MRSA §252-J** is enacted to read:

**§252-J Environmental registration plates**

The Secretary of State shall issue Maine Environmental Trust Fund registration plates beginning April 1, 1994 in accordance with this section. Environmental registration plates are not required for registration of a motor vehicle but are to allow citizens to participate voluntarily in the Maine Environmental Trust Fund program. A citizen may apply for environmental registration plates and contribute to the Maine Environmental Trust Fund as provided in this section.

**1. Issuance of environmental registration plates.** The Secretary of State, upon receiving an application and evidence of payment of the excise tax required by Title 36, the registration fee required by this Title and the contribution to the Maine Environmental Trust Fund provided for in subsection 4, shall issue a registration certificate and a set of environmental registration plates to be used in lieu of regular registration plates. The Secretary of State may issue environmental registration plates to a vehicle in any registration class if the designated registration plate for that class does not preclude its use in conjunction with the environmental registration plate design.

**2. Plate design; optional environmental vanity plates.** The Secretary of State, the Commissioner of Conservation, the Commissioner of Environmental Protection and the Commissioner of Inland Fisheries and Wildlife in consultation with the joint standing committee of the Legislature having jurisdiction over transportation matters shall determine the plate design.

The design must accommodate the use of numbers and letters as provided in section 192. Upon request and as provided by section 192, the Secretary of State shall issue environmental plates that are also vanity plates. Environmental vanity plates are issued in accordance with this section and section 192. The annual service fee of \$15 for vanity plates is credited to the Highway Fund.

**3. Temporary facsimile plate.** The Secretary of State may issue a facsimile plate for temporary use up to

a 60-day period until the permanent plate is received. The facsimile plate must be attached to the rear plate bracket.

**4. Contribution to the Maine Environmental Trust Fund.** In addition to the regular motor vehicle registration fee prescribed by law for the particular class of vehicle registered, the annual contribution for environmental registration plates is \$20 which must be deposited with the Treasurer of State and credited to the Maine Environmental Trust Fund established in section 7759.

**5. Reimbursement for production and issuance costs.** The Treasurer of State shall transfer annually from the Maine Environmental Trust Fund to the Secretary of State \$10 for each set of environmental registration plates issued or renewed. This transfer is to reimburse the Secretary of State for costs associated with production and issuance of the plates.

**Sec. BBB-5. Report.** The Secretary of State shall submit a report to the joint standing committee of the Legislature having jurisdiction over transportation matters by January 15, 1996 on the issuance of environmental registration plates during the period April 1, 1994 to December 31, 1995. The report must include the number of applications received for environmental plates, the number of plates issued, the number of environmental vanity plates issued, the production and administrative costs of the program and an accounting of revenues generated for the Highway Fund and the Maine Environmental Trust Fund. The report may include recommendations to the committee on ways to improve the program's operation, to maximize revenues from the program and any steps needed to ensure that all reasonable production and administration costs incurred by the Division of Motor Vehicles are reimbursed.

**Sec. BBB-6. Legislative review of distribution of funds.** The joint standing committee of the Legislature having jurisdiction over transportation matters shall review the distribution formula established in the Maine Revised Statutes, Title 12, section 7759, subsection 3 to determine whether the percentages distributed after reimbursement to the Secretary of State should be amended, repealed or continued by law. The committee shall submit its report, including any necessary legislation, to the Second Regular Session of the 117th Legislature by November 1, 1995.

**Sec. BBB-7. Allocation.** The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

	1993-94	1994-95
<b>SECRETARY OF STATE, DEPARTMENT OF THE</b>		
<b>Administration - Motor Vehicles</b>		
Positions	(1.0)	(1.0)
Personal Services	\$17,691	\$24,582



All Other	294,797	59,753
Capital Expenditures	22,500	

Provides funds for a Clerk Typist II position and general operating expenses to manufacture and issue the Maine Environmental Trust Fund license plate.

Provides for the deappropriation of funds used for operating costs of the state park system. These amounts are offset by a corresponding allocation from the newly established Maine Environmental Trust Fund.

**DEPARTMENT OF THE SECRETARY OF STATE  
TOTAL**

\$334,988	\$84,335
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**SECTION BBB-9**

<b>TOTAL APPROPRIATION</b>	(\$300,000)	(\$360,000)
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**PART CCC**

**Sec. BBB-8. Allocation.** The following funds are allocated from the Maine Environmental Trust Fund to carry out the purposes of this Act.

**Sec. CCC-1. 2 MRSA §6, sub-§3,** as amended by PL 1991, c. 780, Pt. Y, §3, is further amended to read:

	1993-94	1994-95
<b>CONSERVATION, DEPARTMENT OF</b>		
<b>Maine State Parks Program</b>		
All Other	\$300,000	\$360,000
Provides funds for operations, maintenance and repairs at existing state parks and historic sites.		

**3. Range 89.** The salaries of the following state officials and employees are within salary range 89:

- Director, Bureau of General Services;
- Director, Bureau of Alcoholic Beverages and Lottery Operations;
- State Budget Officer;
- State Controller;
- Director of the Bureau of Forestry;
- Chief of the State Police;
- Director, State Planning Office;
- Director, Energy Resources Office;
- Public Advocate;
- Commissioner of Defense and Veterans' Services;
- Director of Human Resources;
- ~~Director, Bureau of Mental Retardation;~~
- Director, Bureau of Children with Special Needs; and
- ~~Director, Bureau of Mental Health; and~~
- Director, Bureau of Information Services.

**DEPARTMENT OF CONSERVATION  
TOTAL**

\$300,000	\$360,000
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**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Maine Endangered and Nongame Wildlife Program**

Positions	(1)	(1)
Personal Services	\$11,046	\$44,967
All Other	188,954	195,033

Provides funds for one Biologist I position and general operating expenses associated with the management of endangered and nongame wildlife.

**Sec. CCC-2. 5 MRSA §946, sub-§1, ¶¶B and E,** as enacted by PL 1983, c. 729, §4, are repealed.

**DEPARTMENT OF INLAND FISHERIES AND WILDLIFE  
TOTAL**

\$200,000	\$240,000
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**Sec. BBB-9. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>CONSERVATION, DEPARTMENT OF</b>		
<b>Parks - General Operations</b>		
All Other	(\$300,000)	(\$360,000)

**Sec. CCC-3. 15 MRSA §104-A, sub-§1, ¶A,** as amended by PL 1985, c. 796, §4, is further amended to read:

- A. Release from the institution, provided that:

(1) The order for release may include conditions deemed appropriate by the court, including, but not limited to, out-patient treatment and supervision by the Department of Mental Health and Mental Retardation, ~~Bureau~~ Division of Mental Health; and

(2) The order for release ~~shall include~~ includes the condition that the person ~~shall~~ must be returned to the institution forthwith upon the order of the commissioner whenever the person fails to comply with other conditions of release ordered by the court; or

**Sec. CCC-4. 18-A MRSA §5-601, sub-§(b)**, as enacted by PL 1979, c. 540, §1, is amended to read:

(b) The Bureau Division of Mental Retardation shall act as the public guardian or conservator for mentally retarded persons; and the Department of Human Services shall act as the public guardian or conservator for other incapacitated persons in need of protective services.

**Sec. CCC-5. 18-A MRSA §5-606, sub-§(a)**, as enacted by PL 1979, c. 540, §1, is amended to read:

(a) When the Bureau Division of Mental Retardation is appointed public guardian or conservator of a mentally retarded person, the authority of the public guardian or conservator ~~shall~~ must be exercised by the Director Commissioner of the Bureau Department of Mental Health and Mental Retardation, ~~whose office is established by Title 34, section 2612~~; and by any persons duly delegated by ~~him~~ the commissioner to exercise such authority.

**Sec. CCC-6. 18-A MRSA §5-613**, as repealed and replaced by PL 1985, c. 817, is amended to read:

**§5-613. Incapacitated persons; guardian ad litem costs**

(1) Whenever the following occur, the costs of the guardian ad litem, or any other special costs, may be paid by the Bureau Division of Mental Retardation, within the limits of the ~~bureau's~~ division's budget, if the person involved is mentally retarded and may, in all other cases, be paid by the Department of Human Services, within the limits of the department's budget:

(a) An allegedly incapacitated person is in need of protective services and:

(1) A guardian ad litem is appointed under the provisions of this Code; or

(2) A court incurs special costs in a proceeding concerning such a person; and

(b) Appointment of a public guardian or conservator is sought or the allegedly incapacitated person, within 3 months prior to the filing of the petition:

(1) Is or has been a client of the Bureau Division of Mental Retardation;

(2) Is or has been a client of the Department of Human Services; or

(3) Has received services from a worker from the Bureau Division of Mental Retardation or the Department of Human Services.

(2) Exception. The Bureau Division of Mental Retardation or the Department of Human Services ~~may~~ is not be liable for the costs set out in subsection 4; (1) if the ~~bureau division~~ division or the department can demonstrate that the allegedly incapacitated person has assets against which the costs may be assessed or that another more appropriate funding source is available and subject to the court's jurisdiction.

**Sec. CCC-7. 20-A MRSA §1, sub-§34-A, ¶B**, as amended by PL 1989, c. 502, Pt. B, §17, is further amended to read:

B. Placed, with the recommendation of a Bureau Division of Mental Retardation case manager or an employee of the Bureau of Children with Special Needs, Department of Mental Health and Mental Retardation, with a person who is not the child's parent, legal guardian or relative;

**Sec. CCC-8. 22 MRSA §8152, sub-§4-A, ¶B**, as enacted by PL 1987, c. 816, Pt. GG, §1, is amended to read:

B. Waiver homes, as approved by the Bureau Division of Mental Retardation.

**Sec. CCC-9. 34-B MRSA §1001, sub-§2**, as enacted by PL 1983, c. 459, §7, is amended to read:

**2. Client.** "Client" means a person receiving services from the department, from the Bureau Division of Mental Health, from the Bureau Division of Mental Retardation, from any state institution or from any agency licensed or funded to provide services falling under the jurisdiction of the department.

**Sec. CCC-10. 34-B MRSA §1204, sub-§2, ¶B**, as enacted by PL 1983, c. 459, §7, is amended to read:

B. The commissioner may appoint and set the salaries for an associate commissioner for programs and an associate commissioner for administration to assist in carrying out the responsibilities of the department.

(1) Each appointment ~~shall~~ must be for an indeterminate term and until a successor is appointed and qualified or during the pleasure of the commissioner.

(2) To be eligible for appointment as associate commissioner for programs, a person ~~shall~~ must have training and experience in the planning and administration of human services.

(3) To be eligible for appointment as associate commissioner for administration, a person ~~shall~~ must have training and experience in general management.

(4) The Associate Commissioner for Programs has the primary responsibility for coordinating the programs of the Division of Mental Retardation and has supervisory authority over the Superintendent of the Pineland Center and the Aroostook Residential Center.

**Sec. CCC-11. 34-B MRSA §1204, sub-§2, ¶C,** as amended by PL 1991, c. 567, §1, is further amended to read:

C. The commissioner shall appoint the following officials to serve at the commissioner's pleasure:

- (1) Associate Commissioners;
- ~~(2) Director, Bureau of Mental Health;~~
- (3) Superintendent, Augusta Mental Health Institute;
- (4) Superintendent, Bangor Mental Health Institute;
- ~~(5) Director, Bureau of Mental Retardation;~~
- (6) Superintendent, Pineland Center;
- (7) Director, Bureau of Children with Special Needs;
- (8) Director, Mental Retardation Facility;
- (9) Director, Elizabeth Levinson Center;
- (10) Assistant to the Commissioner for Public Information;
- (11) Assistant to the Commissioner; and
- (12) Director, Bath Children's Home.

**Sec. CCC-12. 34-B MRSA §1208, sub-§5, ¶B,** as enacted by PL 1989, c. 167, §2, is amended to read:

B. A summary of the most recent year's allocations of all funds by bureau, division or office, service area, region and, if available, county;

**Sec. CCC-13. 34-B MRSA §1210, sub-§5,** as amended by PL 1989, c. 73, §2, is further amended to read:

**5. Duties.** The committee shall act in an advisory capacity to the commissioner ~~and to the Director of the Bureau of Mental Retardation~~ in assessing present programs, planning future programs and developing means to meet the needs of the persons with mental retardation in Maine.

**Sec. CCC-14. 34-B MRSA §1401, sub-§1, ¶B,** as enacted by PL 1983, c. 459, §7, is repealed and the following enacted in its place:

B. The Chief Administrative Officer of the Bangor Mental Health Institute reports directly to the Chief Administrative Officer of the Augusta Mental Health Institute, who in turn reports directly to the commissioner. The Chief Administrative Officers of Pineland Center and the Aroostook Residential Center report directly to the Associate Commissioner for Programs.

**Sec. CCC-15. 34-B MRSA §3001,** as enacted by PL 1983, c. 459, §7, is amended to read:

#### **§3001. Establishment**

There is established; within the Department of Mental Health and Mental Retardation; the ~~Bureau~~ Division of Mental Health, which is responsible for the direction of the mental health programs in the state institutions and for the promotion and guidance of mental health programs within the ~~several~~ communities of the State.

**Sec. CCC-16. 34-B MRSA §3002,** as amended by PL 1987, c. 887, §6, is repealed.

**Sec. CCC-17. 34-B MRSA §3003, sub-§1,** as enacted by PL 1983, c. 459, §7, is amended to read:

**1. Promulgation.** The ~~director~~ commissioner shall ~~promulgate~~ adopt rules, subject to the Maine Administrative Procedure Act, Title 5, chapter 375, for the enhancement and protection of the rights of clients receiving services from the department, from any hospital pursuant to subchapter IV or from any program or facility administered or licensed by the department under section ~~3606~~ 1203-A.

**Sec. CCC-18. 34-B MRSA §3004, sub-§2**, as enacted by PL 1983, c. 580, §6, is amended to read:

**2. Establishment.** There is created within the ~~Bureau~~ Division of Mental Health ~~at the~~ Office of Community Support Systems to:

A. Promote and support the development and implementation of comprehensive community support systems to ensure community integration and the maintenance of a decent quality of life for persons with chronic mental illness in each of the mental health service areas in the State; and

B. Strengthen the capacity of families, natural networks, self-help groups and other community resources in order to improve the support for persons with chronic mental illness.

**Sec. CCC-19. 34-B MRSA §3005**, as repealed and replaced by PL 1987, c. 331, is amended to read:

**§3005. Services to persons who are deaf or hearing-impaired**

**1. Accommodations and services.** The ~~Bureau~~ Division of Mental Health shall provide accommodations and services for deaf or ~~hearing-impaired~~ hearing-impaired persons providing access to mental health programs funded or licensed by the bureau. These accommodations ~~shall~~ must include, but are not limited to, the following:

A. Appropriate mental health assessments for deaf clients;

B. Provision of interpreter services for treatment;

C. Education and training for mental health staff providing treatment to deaf persons;

D. Placement of telecommunication devices for the deaf in comprehensive community mental health facilities;

E. Support and training for families with deaf members who experience a mental health problem; and

F. Establishment of a therapeutic residence program for persons who are deaf and in need of residential mental health treatment. The therapeutic residence program ~~shall~~ must be operated in conjunction with existing rehabilitation, education, mental health treatment and housing resources. The therapeutic residence program ~~shall~~ must be staffed by individuals trained in mental health treatment and proficient in deaf communication.

**2. Report.** The ~~Bureau~~ Division of Mental Health shall prepare a biennial report ~~which~~ that describes ac-

commodations and services available and identifies additional service needs and a plan to address these needs. The ~~Bureau Director~~ commissioner shall include representatives from deaf communities, families and public and private service agencies in the preparation of the report. The report ~~shall~~ must be submitted to the joint standing committee of the Legislature having jurisdiction over human resources matters by January 15th of every even-numbered year.

**Sec. CCC-20. 34-B MRSA §3007**, as amended by PL 1989, c. 700, Pt. A, §164, is further amended to read:

**§3007. Teenage Suicide Prevention Program**

The ~~bureau~~ division shall, in cooperation with the Department of Education, the Department of Human Services and the "local action councils" funded in Public Law 1987, chapter 349, Part A under the heading "Human Services, Department of," develop a teenage suicide prevention strategy and a model suicide prevention program to be presented in the secondary schools of the State. Development of such a program ~~shall~~ must include preparation of relevant educational materials ~~which~~ shall that must be distributed in the schools.

**Sec. CCC-21. 34-B MRSA §3202, sub-§3**, as amended by PL 1989, c. 501, Pt. BB, §4, is further amended to read:

**3. Appointment.** The commissioner shall, ~~with the advice of the Advisory Committee on Mental Health,~~ appoint the superintendent of each state mental health institute. The Governor shall establish the salary of each superintendent.

A. The commissioner ~~and the advisory committee~~ shall give due consideration to the appointee's qualifications and experience in administration and to the appointee's qualifications and experience in health matters.

B. The appointments are at the pleasure of the commissioner.

**Sec. CCC-22. 34-B MRSA §3202, sub-§4**, as enacted by PL 1983, c. 459, §7, is repealed and the following enacted in its place:

**4. Duties.** The superintendents of the state mental health institutes have the following duties.

A. The Superintendent of the Bangor Mental Health Institute has general superintendence of the Bangor Mental Health Institute and its grounds under the direction of the Superintendent of the Augusta Mental Health Institute, and shall receive all persons legally sent to the Bangor Mental Health Institute who are in need of special care and treatment, if accommodations permit.

B. The Superintendent of the Augusta Mental Health Institute has general superintendence of the Augusta Mental Health Institute and its grounds and of the Division of Mental Health under the direction of the commissioner and shall receive all persons legally sent to the Augusta Mental Health Institute who are in need of special care and treatment, if accommodations permit.

**Sec. CCC-23. 34-B MRSA §5001, sub-§1**, as enacted by PL 1983, c. 459, §7, is repealed.

**Sec. CCC-24. 34-B MRSA §5001, sub-§1-A** is enacted to read:

**1-A. Division.** "Division" means the Division of Mental Retardation.

**Sec. CCC-25. 34-B MRSA §5001, sub-§§5 and 7**, as enacted by PL 1983, c. 459, §7, are amended to read:

**5. Region.** "Region" means any of the regions established by the bureau division.

**7. Ward.** "Ward" means a person for whom the bureau division has been duly appointed guardian under Title 18-A, Article article V, Part 6.

**Sec. CCC-26. 34-B MRSA §5003, sub-§2**, as amended by PL 1985, c. 712, §§2 and 3, is further amended to read:

**2. Responsibilities of the department.** To facilitate the development of a system which that meets the needs of mentally retarded persons, the commissioner, through the bureau division, shall:

A. Provide a mechanism for the identification, evaluation, treatment and reassessment of and the provision of services to mentally retarded persons, including an habilitation program for every client served by the bureau division;

B. Divert mentally retarded persons from institutional care, whenever professional diagnosis and evaluation, the personal preference of the client or his the client's legal guardian, and the availability of appropriate services indicate that these persons should be placed in community environments and programs;

C. Provide programs, so far as resources permit, for the proper habilitation and treatment of mentally retarded persons, which shall that include, but need are not be limited to, comprehensive medical care, education, recreation, physical therapy, training, social services and habilitation and rehabilitation services suited to the needs of the individual regardless of age, degree of retardation, handicapping condition or ability to pay;

D. Work toward effectuating the normalization principle through the establishment of community services for the mentally retarded person as a viable and practical alternative to institutional care at each stage of individual life development, but, if care in an institutional facility becomes necessary, it should be in the least restrictive setting, consistent with the proper care of the mentally retarded person;

E. Eliminate its own duplicative and unnecessary administrative procedures and practices in the system of care for mentally retarded persons, encourage other departments to do the same; and clearly define areas of responsibility in order to utilize present resources economically;

F. Strive toward having a sufficient number of personnel who are qualified and experienced to provide treatment which that is beneficial to the mentally retarded clients;

G. Encourage other departments to provide to mentally retarded persons those services which that are required by law, and in particular:

(1) The commissioner shall work actively to ensure that mentally retarded clients, as provided for in Title 20-A, chapter 303, shall receive educational and training services beginning at age 5 years of age regardless of the degree of retardation; or accompanying disabilities or handicaps;

(2) The commissioner shall advise the Department of Mental Health and Mental Retardation about standards and policies pertaining to administration, staff, quality of care, quality of treatment, health and safety of clients, rights of clients, community relations and licensing procedures and other areas which that affect mentally retarded persons residing in facilities licensed by the Department of Human Services; and

(3) The commissioner shall inform the joint standing committee of the Legislature having jurisdiction over human resources mat-ters about areas where increased cooperation by other departments is necessary in order to improve the delivery of services to mentally retarded persons; and

H. Report annually to the joint standing committee of the Legislature having jurisdiction over human resources matters on the activities of the Consumer Advisory Board established by the Pineland Consent Decree to oversee compliance with the terms of that decree. The commissioner or his the commissioner's designee shall appear in person be-

fore the committee and shall provide the committee with the most recent annual audit of decree standards and the corrective action plans required by the audit. The members of the Consumer Advisory Board may attend the commissioner's presentation and provide an independent report of its activities to the committee.

**Sec. CCC-27. 34-B MRSA §5003, sub-§3**, as amended by PL 1989, c. 628, §§1 and 2, is further amended to read:

**3. Plan.** The commissioner, through the bureau division, shall prepare a plan, subject to the following provisions.

A. The plan must indicate the most effective and efficient manner in which to implement services and programs for persons with mental retardation, while safeguarding and respecting the legal and human rights of these persons.

B. The plan must be prepared once every 2 years and ~~shall~~ must be submitted to the joint standing committee of the Legislature having jurisdiction over health and human services matters by no later than January 15th of every odd-numbered year.

C. The committee shall study the plan and make recommendations to the Legislature with respect to funding improvements in programs and services to persons with mental retardation.

D. The plan must describe the system of mental retardation services in each of the mental retardation service regions and statewide.

E. The plan must include both existing service resources and deficiencies in the system of services.

F. The plan must include an assessment of the roles and responsibilities of mental retardation agencies, human service agencies, health agencies and involved state departments and suggest ways in which these departments and agencies can better cooperate to improve the service systems.

G. The plan must be made public within the State in such a manner as to facilitate public involvement.

H. The commissioner must ensure that the development of the plan includes the participation of community mental retardation service providers, consumer and family groups and other interested persons or groups in annual statewide hearings, as well as informal meetings and work sessions.

I. The commissioner must consider community service needs, relate these identified needs to bi-

ennial budget requests and incorporate necessary service initiatives into a comprehensive planning document.

**Sec. CCC-28. 34-B MRSA §5201, first ¶**, as enacted by PL 1983, c. 459, §7, is amended to read:

There is established, within the Department of Mental Health and Mental Retardation; the Bureau Division of Mental Retardation, which is responsible for:

**Sec. CCC-29. 34-B MRSA §5202**, as enacted by PL 1983, c. 459, §7, is repealed.

**Sec. CCC-30. 34-B MRSA §5203**, as amended by PL 1985, c. 761, Pt. G, §7, is further amended to read:

### **§5203. Protective and supportive services**

**1. Division authority.** The bureau division may provide protective or supportive services in response to complaints concerning, and requests for assistance from or on behalf of, all incapacitated persons, under the following conditions.

A. Except for seeking the appointment of a guardian, protective or supportive services may be initiated only:

(1) With the acquiescence of the incapacitated person; and

(2) After consultation, insofar as possible, with the family or the guardian of the incapacitated person.

B. The role of the ~~bureau~~ division ~~must~~ be primarily that of supervision and coordination.

**2. Payment for services.** Payment for services under this section is governed as follows.

A. The bureau division may pay for protective and supportive services to incapacitated persons from its own resources, by mobilizing available community resources or by purchase of services from voluntary or state agencies.

B. To the extent that assets are available to incapacitated persons or wards, the cost of services ~~shall~~ must be borne by the estate of persons receiving the services.

C. The department, through the ~~bureau~~ division and its other agents, may receive as payee any benefits from social security, veterans' administration, railroad retirement or any other like benefits paid on behalf of any incapacitated person, and shall apply those benefits toward the care and treatment of the incapacitated person.

D. The department, through the bureau division and its other agents, may operate an adaptive equipment program. Reimbursement for materials utilized in the manufacture of this equipment may be received and ~~shall must~~ be retained for use within the adaptive equipment program.

**3. Rules. Promulgation Adoption,** amendment and appeal of rules under this section are governed as follows.

A. The bureau division shall ~~promulgate adopt~~, and may amend or repeal, rules governing the administration of this section, in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375.

B. The bureau division shall hold a public hearing before ~~promulgating adopting~~, amending or repealing the rules, and shall give notice of the public hearing in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375.

**Sec. CCC-31. 34-B MRSA §5204,** as enacted by PL 1983, c. 581, §56, is amended to read:

**§5204. Services for juveniles committed to the Maine Youth Center**

**1. Division authority.** The bureau division may provide consultation services to any mentally retarded juvenile committed to the Maine Youth Center if those services are requested by the Commissioner of ~~the Department of~~ Corrections. Consultation services may include participation by appropriate bureau professionals on the Clinical Services Committee of the Maine Youth Center in order to assist in the design of individual treatment plans to provide habilitation, education and skill training to mentally retarded juveniles in residence at the Maine Youth Center.

**2. Support services.** Whenever a program has been designed for a mentally retarded juvenile by the Clinical Services Committee and the Clinical Services Committee has included participation by the bureau division professionals, the bureau division shall provide, insofar as possible, support services to implement that program.

**3. Case management.** The bureau division may provide case management services to mentally retarded juveniles who are released from the Maine Youth Center.

**Sec. CCC-32. 34-B MRSA §5205,** as enacted by PL 1989, c. 117, is amended to read:

**§5205. Payment of burial expenses for state wards**

The department shall pay burial expenses for deceased persons who die while wards of the bureau divi-

sion as defined in section 5001, subsection 7, and who have no known survivors. The department may first apply to the cost of burial any funds that are available as part of a mortuary trust or any other funds of the ward remaining at the time of the ward's death ~~which that~~ are available for this purpose.

**Sec. CCC-33. 34-B MRSA §5402, sub-§4, ¶C,** as enacted by PL 1983, c. 459, §7, is amended to read:

C. Have direct supervision, management and control of the grounds, buildings, property, officers and employees of Pineland Center, subject to the approval of the ~~commissioner~~ Associate Commissioner for Programs.

**Sec. CCC-34. 34-B MRSA §5403, sub-§3, ¶C,** as enacted by PL 1983, c. 459, §7, is amended to read:

C. Have direct supervision, management and control of the grounds, buildings, property, officers and employees of the Aroostook Residential Center, subject to the approval of the ~~commissioner~~ Associate Commissioner for Programs.

**Sec. CCC-35. 34-B MRSA §5432, sub-§3,** as enacted by PL 1983, c. 459, §7, is amended to read:

**3. Rules.** ~~Through the Director of the Bureau of Mental Retardation, promulgate Adopt~~ rules, according to the Maine Administrative Procedure Act, Title 5, chapter 375, relating to the administration of the services authorized by this ~~Article~~ article.

**Sec. CCC-36. 34-B MRSA §5435, sub-§2,** as enacted by PL 1983, c. 459, §7, is amended to read:

**2. Division grants.** The Bureau Division of Mental Retardation may make grants to nonprofit corporations for amounts ~~which that~~ are reasonable, relative to the quantity and quality of services to be provided by the grantee.

A. The bureau division may request a display of effort on the part of the grantee that appropriate local governmental and other funding sources have been sought to assist in the financing of the services for which the bureau division is making the grant.

B. The bureau division shall give consideration to the ability of the municipality or governmental unit to support the mental retardation services, as reflected by the ~~state's~~ State's evaluation of the component communities.

C. In making grants to unincorporated associations or nonstock corporations, the bureau division shall take into account all income and resources.

**Sec. CCC-37. 34-B MRSA §5437, first ¶,** as amended by PL 1989, c. 502, Pt. A, §122, is further amended to read:

The ~~bureau~~ division shall establish a contingency fund for use by ~~community-based~~ community-based intermediate care facilities for the mentally retarded and bureau clients residing in licensed boarding and foster homes or intermediate care facilities or participating in appropriate day treatment programs. This fund ~~shall~~ must be used in accordance with the following provisions.

**Sec. CCC-38. 34-B MRSA §5437, sub-§§1 and 2,** as enacted by PL 1985, c. 486, §2, are amended to read:

**1. Approval of disbursements.** Disbursements must be approved by the ~~bureau director~~ commissioner or the commissioner's designee.

**2. List of approved usages.** The ~~director commis-~~ sioner or the commissioner's designee and representatives of community-based facilities ~~will~~ shall develop a list of approved usages of contingency funds.

**Sec. CCC-39. 34-B MRSA §5466, sub-§2,** as amended by PL 1983, c. 580, §16, is further amended to read:

**2. List.** The commissioner shall develop a list of advocates for each region of the ~~Bureau~~ Division of Mental Retardation.

**Sec. CCC-40. 34-B MRSA §5467, sub-§1,** as amended by PL 1983, c. 580, §17, is further amended to read:

**1. Application.** An application for mental retardation services, on a form provided by the commissioner, ~~shall~~ must be initiated at or referred to a regional office of the ~~Bureau~~ Division of Mental Retardation or the Infant Development Center.

**Sec. CCC-41. 34-B MRSA §5473, sub-§1, ¶B,** as enacted by PL 1983, c. 459, §7, is amended to read:

B. Respite care may be provided, upon application to the regional office of the ~~bureau~~ division by the client, guardian or parent, for not more than 21 days at a time and not more than 60 days during any 12-month period.

**Sec. CCC-42. 34-B MRSA §5608, sub-§2,** as amended by PL 1993, c. 326, §12, is further amended to read:

**2. Duties.** The government of the persons receiving services shall work closely with the ~~bureau~~ division and the Office of Advocacy to promote the interests and welfare of all residents in the facility.

**Sec. CCC-43. 34-B MRSA §5609,** as amended by PL 1993, c. 326, §13, is further amended to read:

**§5609. Habilitation and vocational rehabilitation services**

**1. Habilitation services.** The Department of Mental Health and Mental Retardation, through the ~~Bureau~~ Division of Mental Retardation, and the Department of Human Services, through the Bureau of Rehabilitation, shall provide, to the extent of the resources available, for those habilitation and vocational rehabilitation services, defined in Title 22, section 3054, subsection 8, and any other service, including, but not limited to, supported employment including work in rehabilitation facilities and work centers, as defined in Title 5, chapter 155, subchapter II; job coaching; transportation, recreational and leisure services; and respite or day programs designed in consultation with an interdisciplinary team in order to make available to persons receiving services those services that are otherwise not obtainable, in the following order of priority:

A. Those persons receiving services who are living at home or in unsubsidized foster care who are between ~~the ages of~~ 20 and 26 years of age and are not receiving any day program; and

B. All other persons receiving services who are between ~~the ages of~~ 20 and 26 years of age and are not receiving an appropriate day program.

All persons receiving services who are served under this program prior to their 26th birthday must be allowed to continue to receive services through the voucher system established by subsection 2.

For purposes of this section, an interdisciplinary team includes the person receiving services and a member of the person's family or the guardian of the person receiving services.

**2. Payment for service.** The ~~Bureau~~ Division of Mental Retardation shall establish a voucher system to allow the interdisciplinary team to incorporate only those services determined critical and otherwise unavailable into a program, including work, habilitation and other services designated in subsection 1, when appropriate. The ~~bureau~~ division shall establish a limit on the amount of transitional services available to persons receiving services eligible for services under this section.

**3. Rules.** The ~~Bureau~~ Division of Mental Retardation shall adopt rules in accordance with the Maine Administrative Procedure Act to establish a transitional program under subsections 1 and 2.

**Sec. CCC-44. 34-B MRSA §§6001 and 6003,** as enacted by PL 1983, c. 824, Pt. U, are amended to read:



**§6001. Legislative intent**

It is the intent of the Legislature that social and habilitative services directed at persons who have been diagnosed as being autistic or having other pervasive developmental disorders; be developed and planned for, to the extent that resources permit, by the Department of Mental Health and Mental Retardation; through the ~~Bureau~~ Division of Mental Retardation.

**§6003. Rules**

The ~~Bureau~~ Division of Mental Retardation shall ~~promulgate~~ adopt rules governing the definition of autism and other pervasive developmental disorders; in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375.

**Sec. CCC-45. 34-B MRSA §6004, first ¶,** as enacted by PL 1983, c. 824, Pt. U, is amended to read:

The commissioner, through the Bureau Division of Mental Retardation, shall submit a report on efforts to plan for and develop social and habilitative services for persons who have autism and other pervasive developmental disorders to the Governor and the joint standing committee of the Legislature having jurisdiction over health and institutional services matters. This report ~~shall~~ must be submitted no later than January 15th of every odd-numbered year and ~~shall~~ must be submitted in conjunction with the plan required by section 5003, subsection 3.

**PART DDD**

**Sec. DDD-1. Allocation.** The following funds are allocated from Federal Block Grant Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EXECUTIVE DEPARTMENT</b>		
<b>Office of Substance Abuse</b>		
All Other	\$675,837	\$893,172
Provides for the allocation of funds to reflect anticipated funding.		
<b>EXECUTIVE DEPARTMENT TOTAL</b>	675,837	893,172
<b>MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF</b>		
<b>Mental Health Services - Children</b>		
All Other	(188,922)	(502,845)

Provides for the deallocation of funds to reflect anticipated funding.

**Mental Health Services - Community**

All Other	(579,316)	(579,316)
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Provides for the deallocation of funds to reflect anticipated funding.

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL**

(768,238)	(1,082,161)
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**SECTION DDD-1 TOTAL ALLOCATIONS**

(\$92,401)	(\$188,989)
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**PART EEE**

**Sec. EEE-1. Change to certain state employee pay dates in fiscal year 1994-95.** Notwithstanding the Maine Revised Statutes, Title 5, section 10 or any other provision of law, the State Controller is authorized to modify the final pay dates for state employees in Cycle A and Cycle B for the final payrolls in fiscal years 1993-94 and 1994-95. The State Controller is authorized to change the June 22, 1994 and June 29, 1994 pay dates so that state employees are paid for those pay dates on July 1, 1994. The State Controller is authorized to change the June 21, 1995 and June 28, 1995 pay dates so that state employees are paid for those pay dates on July 5, 1995.

**Sec. EEE-2. Calculation and transfer.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall calculate the amount in sections 3 and 4 of this Part that applies against each General Fund and Highway Fund account for all departments and agencies based on the total General Fund appropriations and Highway Fund allocations to those accounts. The State Budget Officer shall cause the calculated amount to be transferred from each account.

**Sec. EEE-3. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Departments and Agencies - Statewide</b>		
Personal Services	(\$9,300,000)	(\$380,000)
Provides for the deappropriation of funds associated with a modification of Cycle A and Cycle B payrolls in fiscal years 1993-94 and 1994-95 in accordance with section 1 of this Part.		

**Sec. EEE-4. Allocation.** The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Departments and Agencies - Statewide</b>		
Personal Services	(\$3,600,000)	(\$190,000)
Provides for the deallocation of funds associated with a modification of Cycle A and Cycle B payrolls in fiscal years 1993-94 and 1994-95 in accordance with section 1 of this Part.		

**PART FFF**

**Sec. FFF-1. 5 MRSA §12004-I, sub-§35-A,** as enacted by PL 1989, c. 588, Pt. A, §2, is repealed.

**Sec. FFF-2. 5 MRSA §12004-I, sub-§37-B** is enacted to read:

<b>37-B.</b> <u>Human Services</u>	<u>Advisory Board to Privatize the Maine Health Program</u>	<u>Not Authorized</u>	<u>22 MRSA §3189-A</u>
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**Sec. FFF-3. 22 MRSA §396-G, sub-§5,** as amended by PL 1991, c. 622, Pt. M, §6 and affected by §7, is repealed.

**Sec. FFF-4. 22 MRSA §396-G, sub-§6** is enacted to read:

**6. Differentials; Maine Health Program.** The commission shall provide that the differential determined pursuant to this section for the Maine Health Program for charges incurred by the program is equal to 60%.

**Sec. FFF-5. 22 MRSA §3189, sub-§1,** as enacted by PL 1989, c. 588, Pt. A, §43, is amended to read:

**1. Program created; intent.** The Maine Health Program is created to expand access of Maine citizens to basic health care services. The Maine Health Program is intended to meet, to the extent of available funds, the health care needs of uninsured Maine residents with the highest priority being those needs of residents who are financially needy and under the age of 18. After April 1, 1994, the Maine Health Program is a privately administered and funded program that may be governed by state law but there is no right or claim of entitlement to health

care benefits under state law created by operation of the program.

**Sec. FFF-6. 22 MRSA §3189, sub-§3, ¶E-1** is enacted to read:

E-1. Notwithstanding paragraph E, on and after July 1, 1993 enrollment in the program may not exceed 4,000 people at any one time.

**Sec. FFF-7. 22 MRSA §3189, sub-§4, ¶A,** as amended by PL 1991, c. 622, Pt. L, §9, is repealed.

**Sec. FFF-8. 22 MRSA §3189, sub-§4, ¶¶B, C, F, G and H,** as enacted by PL 1989, c. 588, Pt. A, §43, are repealed.

**Sec. FFF-9. 22 MRSA §3189, sub-§§8-B and 8-C** are enacted to read:

**8-B. Application.** In applying the provisions of section 3189-A, the Advisory Board to Privatize the Maine Health Program shall carry out the functions of the advisory committee provided in this section and the private contractor selected by the Advisory Board to Privatize the Maine Health Program under section 3189-A shall carry out the functions of the department under this section. Any reference to appropriations in this section are deemed to mean available funds.

**8-C. Legislative intent.** It is the intent of the Legislature that the appropriation for the Maine Health Program end on April 1, 1994.

**Sec. FFF-10. 22 MRSA §3189, sub-§9,** as enacted by PL 1989, c. 588, Pt. A, §43, is repealed.

**Sec. FFF-11. 22 MRSA §3189, sub-§10,** as enacted by PL 1989, c. 875, Pt. E, §39, is repealed.

**Sec. FFF-12. 22 MRSA §3189, sub-§11,** as enacted by PL 1989, c. 588, Pt. A, §43, is repealed.

**Sec. FFF-13. 22 MRSA §3189, sub-§12,** as enacted by PL 1989, c. 588, Pt. A, §43, is repealed.

**Sec. FFF-14. 22 MRSA §3189-A** is enacted to read:

**§3189-A. Advisory Board to Privatize the Maine Health Program**

There is created the Advisory Board to Privatize the Maine Health Program, referred to in this section as the "advisory board," as established in Title 5, section 12004-I, subsection 37-B.

**1. Membership.** The advisory board consists of the following 5 members: the Governor, the President of the Senate, the Speaker of the House of Representa-

tives, the Commissioner of Human Services and the Commissioner of Professional and Financial Regulation, or their designees. The board shall undertake its duties by August 1, 1993.

**2. Powers and duties.** The advisory board has the following powers and duties.

A. The primary duty of the advisory board is to seek private or other alternative funding to fulfill the State's share of the cost of the Maine Health Program. The advisory board shall establish a successor to the Maine Health Program that has the authority to provide health benefits to current recipients under the Maine Health Program, if nonstate funding is secured.

B. The advisory board shall seek grants or donations from philanthropic individuals and organizations, the Federal Government and any other entity that is not a health care provider, as defined in Title 5, section 19201. Any funding source must satisfy the requirements of Title XIX of the Social Security Act and the Federal Demonstration Grant Program administered by the Health Care Financing Administration.

C. The advisory board shall solicit proposals from private entities to administer the Maine Health Program after March 31, 1994. The advisory board shall plan for the transition of program management from the Department of Human Services to a private contractor between August 1, 1993 and March 31, 1994. The advisory board has full authority to effect the transition to the private entity, which shall commence administration of the Maine Health Program on April 1, 1994.

D. After notice and hearing, the advisory board shall establish guidelines for the administration of the Maine Health Program by the private contractor.

E. The advisory board shall draft any legislation it determines necessary to govern the Maine Health Program as it will operate after April 1, 1994 and present it for consideration by the Legislature as soon as practical after August 1, 1993.

**3. Staff.** The Department of Human Services, the Department of Professional and Financial Regulation, the State Planning Office and the Legislative Council shall supply staff and other assistance to the advisory board.

**Sec. FFF-15. 22 MRSA §3191**, as amended by PL 1989, c. 875, Pt. E, §41, is repealed.

**Sec. FFF-16. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Maine Health Program</b>		
All Other	(\$200,000)	(\$2,300,000)

Provides for the deappropriation of funds due to the privatization of the adult portion of the Maine Health Program effective April 1, 1994 as an offset to an appropriation in Part B, section 1.

**Sec. FFF-17. Retroactivity.** Section 13 of this Part applies retroactively to June 30, 1993.

**PART GGG**

**Sec. GGG-1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Salary Plan</b>		
All Other	(\$290,000)	(\$410,000)

Provides for the deappropriation of funds from the 70% retirement incentive option enacted in Public Law 1993, chapter 159 and the continuation until December 31, 1994 of the 80% retirement incentive option as enacted by the Maine Revised Statutes, Title 5, section 17858.

<b>Salary Plan</b>		
All Other	(700,000)	

Provides for the deappropriation of funds from savings due to anticipated retirements in fiscal year 1993-94. The Director of the Bureau of Human Resources shall establish procedures for monitoring state employee retirements during fiscal year 1993-94 and report periodically to the State Budget Officer. The State Budget Officer in conjunction with the Director of the Bureau of Human Resources shall establish procedures for monitoring and controlling

positions from which state employee retirements occur during fiscal year 1993-94 in order to achieve the estimated savings in this section.

**Maine Residents Property Tax Program**

All Other 149,113 351,515

Provides additional funds required by the changes in eligibility standards.

**Building and Grounds Operation**

Positions - Legislative Count (4.0) (4.0)  
Personal Services 117,696 113,743

Provides for the appropriation of funds to restore one Custodial Worker III position and 3 Custodial Worker II positions previously eliminated in Part B.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL**

(723,191) 55,258

**ATTORNEY GENERAL, DEPARTMENT OF THE**

**Departmentwide - Attorney General**

All Other 500,000 500,000

Provides funds to offset deappropriations made in Part B, section 1 by restoring funding for child protective services, child support and the Consumer Division.

**DEPARTMENT OF THE ATTORNEY GENERAL TOTAL**

500,000 500,000

**CONSERVATION, DEPARTMENT OF**

**Geological Survey**

All Other 113,000 113,000

Provides funds to offset deappropriations made in Part B, section 1 by restoring funding for the stream gauging system.

**Parks - General Operations**

Positions - Other Count (9.0) (9.5)  
Personal Services 234,396 238,261  
All Other 16,700 17,700

TOTAL 251,096 255,961

Provides funds to offset deappropriations made in Part B, section 1. The following positions are restored for fiscal years 1993-94 and 1994-95: 5 Seasonal Assistant Park Ranger positions; 6 seasonal Lifeguard positions; 3 seasonal Park Ranger positions; 8 seasonal Park Receptionist positions; 5 seasonal Laborer I positions; one seasonal Park Manager I position; and one seasonal Laborer II position. One seasonal Park Manager I position and one seasonal Park Receptionist position are restored for fiscal year 1994-95. A campground or recreational area operated by the Bureau of Parks and Recreation may not be closed for fiscal years 1993-94 and 1994-95.

**DEPARTMENT OF CONSERVATION TOTAL**

364,096 368,961

**CORRECTIONS, DEPARTMENT OF**

**Bangor Pre-release Center**

Positions - Legislative Count (14.0) (14.0)  
Personal Services 488,543 580,403  
All Other 58,726 70,584

TOTAL 547,269 650,987

Provides for the appropriation of funds to offset a deappropriation in Part B, section 1.

**Correctional Services**

All Other 189,000 189,000

Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1 for Day One, Portland West and the Camden Community School.

**Youth Center - Maine**

Positions - Legislative Count (6.0) (5.0)  
Personal Services 241,280 242,408

Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1 including one Unit Director position, 3 Training School Counselor II positions and one Training School Counselor I position in fiscal years 1993-94 and 1994-95 and one Training

School Counselor I position  
in fiscal year 1993-94 only.

**Food - Maine Youth Center**

All Other	26,338	22,385
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Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1.

**DEPARTMENT OF CORRECTIONS  
TOTAL**

1,003,887	1,104,780
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**DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF**

**Administration - MEMA**

All Other	(600,000)
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Provides for the deappropriation of funds to offset an appropriation in Part B, section 1.

**DEPARTMENT OF DEFENSE AND VETERANS' SERVICES  
TOTAL**

(600,000)
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**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF**

**Office of Business Development**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	57,000	91,434
All Other	20,500	58,566
Capital Expenditures	22,500	

TOTAL	100,000	150,000
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Provides for the appropriation of funds for one Development Program Manager position, one Clerk Typist III position and general operating expenses required to establish a centralized licensing program for retail businesses.

**International Commerce**

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	96,781	96,899
All Other	153,219	153,101

TOTAL	250,000	250,000
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Provides funds to restore reductions included in Part B, reestablish 2 Development Project Officer positions and provide additional funding for this program.

**DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT  
TOTAL**

350,000	400,000
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**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local Schools**

All Other	5,400,000
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Provides for the appropriation of funds to reflect additional funding for state wards, state agency clients and out-of-district placements for fiscal year 1993-94.

**General Purpose Aid for Local Schools**

All Other	(732,928)
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Provides for the deappropriation of funds from a debt service payment budgeted for the Brunswick High School project that is no longer required.

**General Purpose Aid for Local Schools**

All Other	(232,000)	(232,000)
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Provides for the deappropriation of funds no longer required as a result of the deorganization of the Town of Greenfield.

**Educational Restructuring and Improvement**

All Other	1,350,000	1,120,000
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Provides for the appropriation of funds for innovative grants to be allocated to schools for educational restructuring initiatives and technology enhancement.

**School-to-Work Transition**

All Other	650,000	800,000
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Provides for the appropriation of funds to contract with the Jobs for Maine's Graduates for school-to-work transition for at-risk students.

**Jobs for Maine's Graduates**

All Other	70,440	72,611
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Provides funds to reflect the transfer of the Jobs for Maine's Graduates program from the Department of Labor.

**DEPARTMENT OF  
EDUCATION  
TOTAL**

6,505,512      1,760,611

Provides for the deappropriation of funds due to changes in the Principles of Reimbursement.

**EXECUTIVE DEPARTMENT**

**Administration - Executive - Governor's Office**

All Other      96,000      128,000

Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1 to support dues to the National Governor's Association and the New England Governor's Association.

**Blaine House**

Positions - Legislative Count      (1.0)  
Personal Services      34,046      34,103  
All Other      2,383      4,325  
  
TOTAL      36,429      38,428

Provides for the appropriation of funds to offset a deappropriation in Part B, section 1.

**Blaine House Renovations and Repairs Fund**

Capital Expenditures      40,000

Provides for the appropriation of funds to support repair and renovation costs. Any unexpended balance may not lapse, but must be carried forward to be used for the same purposes until June 30, 1995.

**EXECUTIVE DEPARTMENT  
TOTAL**

172,429      166,428

**HUMAN SERVICES,  
DEPARTMENT OF**

**Elder and Adult Services - Bureau of**

All Other      (46,081)      (46,081)

Provides for the deappropriation of funds for the balance of senior volunteer programs due to the establishment of a separate program, Retired Senior Volunteer Program.

**Intermediate Care - Payments to Providers**

All Other      (4,000,000)

**Medical Care - Payments to Providers**

All Other      (500,000)      (500,000)

Provides for the deappropriation of funds through implementation of changes to the reimbursement methodology for durable medical equipment and medical supplies to establish maximum allowances for selected equipment and supplies.

**Medical Care - Payments to Providers**

All Other      (7,000,000)      (8,000,000)

Provides for the deappropriation of funds due to reductions in Disproportionate Share Hospital payments.

**Aid to Families with Dependent Children**

All Other      437,892

Provides for the appropriation of funds to adjust a deappropriation in Part B, section 1 to reflect a revised implementation date of August 1, 1993.

**Aid to Families with Dependent Children**

All Other      4,923,402      5,316,439

Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1 to fund a Special Housing Needs payment of \$75 per month in fiscal year 1993-94 and \$50 per month in fiscal year 1994-95 and funds to retain Gap payments and not adopt a ratably reduced benefit system.

**Low-cost Drugs to Maine's Elderly**

All Other      (200,000)      (200,000)

Provides for the deappropriation of funds due to savings, in addition to those identified in Part B, section 1 from requiring a 20% copayment on all drugs.

**General Assistance**

All Other 3,900,000 3,900,000

Provides for the appropriation of funds to partially offset a deappropriation in Part B, section 1.

**Administration - Human Services**

Personal Services 595,818 582,742

Provides for the appropriation of funds to offset a deappropriation in Part B, section 1.

**Administration - Income Maintenance**

Personal Services 127,666 195,648

Provides for the appropriation of funds to offset a deappropriation in Part B, section 1.

**Administration - Social Services**

Personal Services 353,539 336,560

Provides for the appropriation of funds to offset a deappropriation in Part B, section 1.

**DEPARTMENT OF HUMAN SERVICES TOTAL**

2,592,236 (2,414,692)

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Enforcement Operations - Inland Fisheries and Wildlife**

Positions - Legislative Count (6.0) (6.0)  
 Personal Services 114,000 228,000  
 All Other 34,176 40,500  
 Capital Expenditures 80,796

TOTAL 228,972 268,500

Provides for the appropriation of funds for 6 additional Game Warden positions and associated operating expenses for fiscal years 1993-94 and 1994-95. For fiscal year 1993-94 the positions are established as of January 1, 1994 only if the Bureau of the Budget determines that expending funds for this purpose will allow the State to maintain compliance with the Constitution of Maine, Article IX, Section 22.

**DEPARTMENT OF INLAND FISHERIES AND WILDLIFE TOTAL**

228,972 268,500

**JUDICIAL DEPARTMENT**

**Departmentwide - Judicial**

All Other (1,000,000) (1,000,000)

Provides for the additional deappropriation of funds. The Judicial Department shall present a proposal to the Bureau of the Budget and the Joint Standing Committee on Appropriations and Financial Affairs by September 1, 1993 that identifies the projected savings by program. The State Budget Officer shall present legislation to the Second Regular Session of the 116th Legislature that outlines the recommended savings and necessary statutory changes.

**JUDICIAL DEPARTMENT TOTAL**

(1,000,000) (1,000,000)

**LABOR, DEPARTMENT OF**

**Jobs for Maine's Graduates**

All Other (70,440) (72,611)

Provides for the deappropriation of funds to reflect the transfer of the Jobs for Maine's Graduates program to the Department of Education.

**DEPARTMENT OF LABOR TOTAL**

(70,440) (72,611)

**MAINE STATE LIBRARY**

**Reader and Information Services - Library**

All Other 45,000 45,000

Provides for the appropriation of funds for the purchase of books.

**MAINE STATE LIBRARY TOTAL**

45,000 45,000

**RETIRED SENIOR VOLUNTEER PROGRAM**

**Retired Senior Volunteer Program**

All Other 76,081 76,081

Provides for the transfer of \$46,081 in each fiscal year

from the Bureau of Elder and Adult Services program in the Department of Human Services and also provides \$30,000 to partially offset a \$56,000 deappropriation in each fiscal year made in Part B, section 1.

1993-94 1994-95

**RETIRED SENIOR VOLUNTEER PROGRAM TOTAL** 76,081 76,081

**MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**

**Mental Health Services - Community**  
All Other 400,000 400,000

Provides funds for community-based mental health services.

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL** 400,000 400,000

**MAINE TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE**

**Maine Technical College System - Board of Trustees**  
All Other 750,000 750,000

Provides funds to implement the worker retraining program. The program will provide education and job training at the Maine Technical College System to unemployed workers.

**MAINE TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE**

**Maine Technical College System - Board of Trustees**  
All Other 750,000 900,000

Provides funds to implement the Maine Youth Apprenticeship Program enacted by Public Law 1993, chapter 392.

**BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM TOTAL** 1,500,000 1,650,000

**SECTION GGG-1 TOTAL APPROPRIATIONS** \$11,344,582 \$3,308,316

**ATLANTIC SEA RUN SALMON COMMISSION**

**Atlantic Sea Run Salmon Commission**

Positions - Other Count (5.0) (5.0)  
Personal Services 198,717 198,024  
All Other 92,175 95,231  
Capital Expenditures 3,250

Provides for the allocation of funds due to establishing the Atlantic Sea Run Salmon Commission as a separate entity for budgeting purposes.

**ATLANTIC SEA RUN SALMON COMMISSION TOTAL** 294,142 293,255

**HUMAN SERVICES, DEPARTMENT OF**

**Aid to Families with Dependent Children**

All Other 712,034

Provides for the allocation of funds to adjust a deallocation in Part B, section 3 to reflect a revised implementation date of August 1, 1993.

**Intermediate Care - Payments to Providers**

All Other (6,504,202)

Provides for the deallocation of funds due to changes in the Principles of Reimbursement.

**Medical Care - Payments to Providers**

All Other (11,382,353) (13,008,403)

Provides for the deallocation of funds due to reductions in Disproportionate Share Hospital payments.

**Medical Care - Payments to Providers**

All Other (813,025) (813,025)

Provides for the deallocation of funds through the implementation of changes to the reimbursement methodology for durable medical equipment and medical supplies to establish maximum allowances for selected equipment and supplies.

**Sec. GGG-2. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.



**Aid to Families with Dependent Children**

All Other	8,005,700	8,644,798
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Provides for the allocation of funds to partially offset a deallocation in Part B to fund a Special Housing Needs payment of \$75 per month in fiscal year 1993-94 and \$50 per month in fiscal year 1994-95 and funds to retain Gap payments and not adopt a ratably reduced benefit system.

**General Assistance**

All Other	732,000	732,000
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Provides for the allocation of funds to offset a deallocation in Part B, section 3.

**Administration - Human Services**

Personal Services	595,818	582,742
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Provides for the allocation of funds to offset a deallocation in Part B, section 3.

**Administration - Income Maintenance**

Personal Services	127,666	195,648
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Provides for the allocation of funds to offset a deallocation in Part B, section 3.

**DEPARTMENT OF HUMAN SERVICES  
TOTAL**

(2,022,160)	(10,170,442)
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**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Atlantic Sea Run Salmon Commission**

Positions - Other Count	(-5.0)	(-5.0)
Personal Services	(198,717)	(198,024)
All Other	(92,175)	(95,231)
Capital Expenditures	(3,250)	

Provides for the deallocation of funds due to establishing the Atlantic Sea Run Salmon Commission as a separate entity for budgetary purposes.

**DEPARTMENT OF INLAND FISHERIES AND WILDLIFE  
TOTAL**

(294,142)	(293,255)
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**SECTION GGG-2**

**TOTAL ALLOCATIONS**

(\$2,022,160)	(\$10,170,442)
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**Sec. GGG-3. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

	1993-94	1994-95
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**ATLANTIC SEA RUN SALMON COMMISSION**

**Atlantic Sea Run Salmon Commission**

Positions - Other Count	(1.0)	(1.0)
Personal Services	30,494	29,538
All Other	5,092	5,124

Provides for the allocation of funds due to establishing the Atlantic Sea Run Salmon Commission as a separate entity for budgeting purposes.

**ATLANTIC SEA RUN SALMON COMMISSION  
TOTAL**

35,586	34,662
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**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Atlantic Sea Run Salmon Commission**

Positions - Legislative Count	(-1.0)	(-1.0)
Personal Services	(30,494)	(29,538)
All Other	(5,092)	(5,124)

Provides for the deallocation of funds due to establishing the Atlantic Sea Run Salmon Commission as a separate entity for budgeting purposes.

**DEPARTMENT OF INLAND FISHERIES AND WILDLIFE  
TOTAL**

(35,586)	(34,662)
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**SECTION GGG-3**

**TOTAL ALLOCATIONS**

\$-0-	\$-0-
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**PART HHH**

**Sec. HHH-1. Transfer of funds.** Notwithstanding any other provision of law, \$575,968 must be transferred from interest that has accrued to the Contribution Fund, as described in the Maine Revised Statutes, Title 5, section 19005, to the General Fund as undedicated revenue by June 30, 1994.

**PART III**

**Sec. III-1. Cost containment measures.** Notwithstanding any other provisions of law, the Department of Human Services shall develop and implement cost containment measures that limit the rate of growth of Medicaid optional services to 6% per annum. The department is authorized to implement without further

legislative action eligibility reductions, benefit reductions, service limits, cost sharing and changes in reimbursement rules and methods in order to achieve the necessary savings in both optional Medicaid services and non-Medicaid services funded by the Payments to Medical Care account. If the implementation of the cost containment measures does not achieve the savings required in this Part, the department is authorized without further legislative action to reduce lower priority optional Medicaid and non-Medicaid services to meet the funding reductions required by this Part. The department is also authorized to pursue a waiver or waivers from the federal Health Care Financing Administration necessary to achieve the savings in sections 2 and 3 of this Part.

The department shall provide to the Joint Standing Committee on Appropriations and Financial Affairs a report on the cost containment measures implemented no later than January 5, 1994.

**Sec. III-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		

**Medical Care - Payments to Providers**

All Other	(\$3,000,000)	(\$8,000,000)
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Provides for the deappropriation of funds by limiting the growth of optional Medicaid services as authorized by section 1 of this Part.

**Sec. III-3. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		

**Medical Care - Payments to Providers**

All Other	(\$4,878,151)	(\$13,008,403)
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Provides for the deallocation of funds by limiting the growth of optional Medicaid services as authorized by section 1 of this Part.

**PART JJJ**

**Sec. JJJ-1. Calculation and transfer.** The State Budget Officer shall calculate the amount in section 2 of this Part that applies against each General Fund account for all departments and agencies based on the proportionate share of employer-paid health accounts. Not-

withstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall distribute the calculated amount resulting from section 2 of this Part between each affected account as appropriation adjustments and provide to the Joint Standing Committee on Appropriations and Financial Affairs a report no later than September 30, 1993 on the appropriation adjustments.

**Sec. JJJ-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		

**Departments and Agencies -  
Statewide**

Personal Services	(\$2,100,000)	(\$2,000,000)
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Provides for the deappropriation of funds to reflect the projected savings from rebidding the state employees' health insurance plan.

**PART KKK**

**Sec. KKK-1. 20-A MRSA §15605, sub-§1,** as amended by PL 1985, c. 797, §58, is further amended to read:

**1. Annual certification.** Prior to December 15th of each year, the commissioner, with the approval of the state board, shall certify to the Governor and the Bureau of the Budget the funding levels ~~which that~~ the commissioner recommends for sections 15604 and 15612. Commencing with the certification in December of 1994 and each December thereafter, the commissioner's recommended funded level may not exceed 105% of the funding level in effect for the fiscal year then in progress. The certification for the fiscal year ending on June 30, 1994 must be consistent with the level of funding provided in the fiscal year 1994-95 biennial budget.

**PART LLL**

**Sec. LLL-1. 36 MRSA §1811, first ¶,** as amended by PL 1991, c. 591, Pt. XX, §2 and affected by §7, is repealed.

**Sec. LLL-2. 36 MRSA §1812, sub-§1, ¶A,** as repealed and replaced by PL 1991, c. 591, Pt. XX, §4 and affected by §7, is repealed.

**Sec. LLL-3. PL 1991, c. 591, Pt. XX, §7,** 2nd sentence is repealed.

**Sec. LLL-4. PL 1991, c. 591, Pt. XX, §8,** is repealed.

**Sec. LLL-5. Effective date.** This Part takes effect July 1, 1993.

### PART MMM

**Sec. MMM-1. 10 MRSA §§929-A and 929-B** are enacted to read:

#### §929-A. Maine Economic Growth Council

**1. The Maine Economic Growth Council; establishment.** The Maine Economic Growth Council, referred to in this section and section 929-B as "the council," is established to develop, maintain and evaluate a long-term economic plan for the State.

**2. Membership.** The council consists of 19 members. The Governor, President of the Senate and Speaker of the House of Representatives shall jointly appoint the following 18 members, 2 of whom shall serve as cochairs of the council:

A. Fourteen members having a broad range of expertise in areas including but not limited to: labor, environment, business, and education; and

B. Four members of the Legislature with a demonstrated interest in economic development.

The Commissioner of Economic and Community Development is a member of the council.

**3. Appointments.** The terms of the initially appointed members must be staggered: Six of the initial appointees serve for one year, 6 serve for 2 years and 5 serve for 3 years. The 2 members chosen as cochairs of the council serve for a 3-year term. An appointee may not serve more than 3 years, except those persons appointed initially for terms of one and 2 years. The initial members must be appointed by August 1, 1993.

**4. Quorum.** Ten members of the council constitute a quorum.

**5. Compensation.** Members of the council are not entitled to compensation for their services, except for those members of the Legislature appointed to the council who receive the legislative per diem.

#### §929-B. Powers and duties

**1. Develop a long-term plan for the State's economy.** The council shall:

A. Develop and recommend a long-range plan, goals, benchmarks and alternative strategies for a sustainable state economy;

B. Monitor progress in accomplishing the plan's vision, goals and benchmarks; and

C. Recommend changes in the plan to reflect the dynamics of the international, national and state economy.

**2. Process.** The council shall use the following guidelines when developing the plan described in subsection 1.

A. The process must be long-term and continuous with a 5-to-7-year planning horizon. It must include clear authority for monitoring and evaluating on a regular basis.

B. The process must have a strategic focus and measurable outcomes, with clear goal-setting and performance indicators.

C. The council may appoint working groups and advisory committees as necessary, representing key concerned parties to accomplish the goals outlined in this section.

D. The process must be statewide in scope, using available technology to ensure that all areas of the State have accessibility to the work of the council.

E. Preparation and maintenance of the plan must be through a public and private partnership approach that is objective and nonpartisan.

**3. Contents.** The plan developed by the council must consist of:

A. A plan for the State's economy based on economic opportunity for all citizens and a shared commitment to sustainable development that recognizes that new forms of cooperation among government, business and society are required to achieve the goals;

B. Benchmarks for accomplishing the plan that are specific, quantifiable performance indicators against which each of the goals that have been set forth to accomplish the vision can be measured;

C. Alternative strategies to accomplish the benchmarks based upon the best practices in Maine, other states and other countries;

D. A strategy for the overall economy, broadly defined and not limited to what is traditionally termed "economic development." The plan must include consideration of education and training, re-deployment of state resources, investments in science and technology and infrastructure; and

E. Identification of:

(1) The types of industries and jobs with significant growth potential in the State;

- (2) The State's evolving industrial base;
- (3) The dynamic national and international markets;
- (4) Existing efforts to convert military economies to civilian economies; and
- (5) Other relevant studies and evaluations in the private and public sector dealing with the long-term economic growth of the State.

**4. Fiscal agent.** The Economic Development and Business Assistance Coordinating Council established in Title 5, section 13001, shall serve as the council's fiscal agent providing regular financial reports to the council on funds received and expended and an annual audit. The council shall seek funds and accept gifts, if necessary, to support the council's objectives.

**5. Staff support.** The council shall contract with the Maine Development Foundation for staff support to fulfill the requirements for carrying out the purposes of this section.

**6. Report.** The council shall report to the joint standing committee of the Legislature having jurisdiction over housing and economic development matters. The council shall recommend its plan to the committee biennially at the beginning of each new Legislature, except that the first plan must be presented by January 1, 1994. The recommended plan must be used by the Economic Development and Business Assistance Coordinating Council as a guide to deliver economic development services.

**Sec. MMM-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>		
<b>Maine Economic Growth Council</b>		
All Other	\$200,000	\$200,000
Provides for the appropriation of funds to support the activities of the Maine Economic Growth Council. Up to \$100,000 must be for contractual services pursuant to the Maine Revised Statutes, Title 10, section 929-B, subsection 5.		

**PART NNN**

**Sec. NNN-1. 5 MRSA §13062-A** is enacted to read:

**§13062-A. Economic Conversion Division**

**1. Economic Conversion Division; establishment.** The Economic Conversion Division, referred to in this section as the "division," is established within the Office of Business Development to implement the recommendations of the Task Force on Defense Realignment and the Economy.

**2. Administration.** The Economic Conversion Division is located in the Department of Economic and Community Development with staff provided at the discretion of the commissioner. The division may seek and accept funds from outside sources for carrying out the purposes of this section.

**3. Responsibilities.** The Economic Conversion Division, in conjunction with the Office of Business Development and the Task Force on Defense Realignment and the Economy, shall perform the following functions:

- A. Serve as a clearinghouse for any firm, community or worker concerning economic conversion or defense dislocation assistance;
- B. Coordinate all interagency state economic conversion and diversification resources, activities and programs;
- C. Provide necessary support and coordination of established and future regional conversion task force efforts in the State;
- D. Pursue federal economic conversion assistance programs; and
- E. Assist the Task Force on Defense Realignment and the Economy in monitoring shifts in federal defense spending trends and related impacts on the State's major defense-dependent firms and military installations, in serving as a liaison and legislative advocate to the Governor, Legislature and congressional delegation on conversion activities and related matters, and in developing a public awareness program on the State's defense dependency, conversion efforts and related assistance programs.

**4. Annual report.** The Economic Conversion Division and the Task Force on Defense Realignment and the Economy shall jointly prepare and submit an annual report to the Governor and the Legislature and shall present a report of their activities to the joint standing committee of the Legislature having jurisdiction over economic development matters no later than April 1, 1994.

**5. Sunset.** Authorization for the Economic Conversion Division expires on July 1, 1995. The Office of Business Development shall provide its recommendations to the Governor and the joint standing committee of the

Legislature having jurisdiction over economic development matters concerning the need for extending authorization of the division.

**Sec. NNN-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>		
<b>Economic Conversion Division</b>		
Positions - Legislative Count	(1.0)	(1.0)
Personal Services	\$38,620	\$40,500
All Other	61,380	59,500
<p>Provides for the appropriation of funds for a Development Project Officer position and related general operating expenses required to support the Economic Conversion Division.</p>		
<b>DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT</b>		
<b>TOTAL</b>	<b>\$100,000</b>	<b>\$100,000</b>

**PART 000**

**Sec. 000-1. 35-A MRSA §7101**, as enacted by PL 1987, c. 141, Pt. A, §6, is repealed and the following enacted in its place:

**§7101. Telecommunications policy**

**1. Universal service.** The Legislature declares and finds that the 50-year effort to bring affordable, universally available telephone service to the public has served the State well; universal telephone service has contributed to the State's economic, social and political integration and development; the public benefits from universal telephone service because each telephone subscriber receives a more valuable service when virtually anyone else in the State can be called; and a significant rate increase may threaten universal service by forcing some Maine people to discontinue their telephone service. It is the policy of the State that telephone service must continue to be universally available, especially to the poor, at affordable rates.

**2. Economic development.** The Legislature further declares and finds that a modern state-of-the-art telecommunications network is essential for the economic health and vitality of the State and for improvement in the quality of life for all Maine citizens. Therefore, it is the goal of the State that all Maine's businesses and citizens should have affordable access to an integrated telecommunication infrastructure capable of providing voice,

data and image-based services. The State shall consider policies that:

- A. Encourage economic development;
- B. Employ methods of regulation that encourage the development and deployment of new technologies; and
- C. Encourage acceptable service applications that support economic development initiatives or otherwise improve the well-being of Maine citizens.

**3. Report.** The commission shall provide the Legislature with a report on the status of the telecommunications industry in Maine no later than December 31, 1994. The report must include the following:

- A. The extent to which the dual communications policy goals of universal service and economic development are being achieved;
- B. The actions taken by the commission to further these goals, including the status of any alternative approaches to regulation; and
- C. Recommendations for legislation.

**PART PPP**

**Sec. PPP-1. 5 MRSA §3307-E, sub-§§2 and 3**, as enacted by PL 1991, c. 854, Pt. B, §1, are amended to read:

**2. Terms; compensation.** Public and legislative members serve 2-year terms and may be reappointed. Legislative members are entitled to receive per diem compensation; all members are entitled to reimbursement for expenses incurred in carrying out their duties. The compensation and reimbursement costs of the task force must be paid by the ~~State Planning Office~~ Department of Economic and Community Development, Economic Conversion Division.

**3. Administration.** The director Commissioner of Economic and Community Development is the chair of the task force. The office Economic Conversion Division shall provide staff support to the task force. State agencies shall provide technical assistance to the task force as needed.

**Sec. PPP-2. 5 MRSA §13001, sub-§§1, 2, 4 and 5**, as enacted by PL 1991, c. 854, Pt. D, §1, are amended to read:

**1. Membership.** The council consists of ~~13~~ 17 members as follows:

- A. The Commissioner of Economic and Community Development;

- B. The Commissioner of Labor;
- C. The Chief Executive Officer of the Maine Development Foundation;
- D. The Chief Executive Officer of the Finance Authority of Maine;
- E. The Executive Director of the Maine Science and Technology Commission;
- F. The President of the Maine World Trade Association;
- G. A member representing the University of Maine, appointed by the Chancellor of the University of Maine System;
- H. A member representing the University of Southern Maine, appointed by the Chancellor of the University of Maine System;
- I. The President of the Maine Technical College System;
- J. The Director of the United States Small Business Administration Small Business Development Subcenter Program at the University of Southern Maine;
- K. The Executive Director of the Maine State Housing Authority;
- L. The Director of the State Planning Office; ~~and~~
- M. The Executive Director of the Maine State Retirement System;
- N. The Commissioner of Education;
- O. The Commissioner of Environmental Protection;
- P. The Commissioner of Transportation; and
- Q. A member representing the Maine Association of Regional Councils, appointed by the President of the Maine Association of Regional Councils.

**2. Quorum; voting.** ~~Seven~~ Nine members of the council constitute a quorum, which is necessary for voting on issues before the council. A majority vote of those voting is necessary for official action of the council.

**4. Staff.** The council shall provide for its staffing. The council may raise and expend funds from the private sector or from federal resources to support council staffing and other expenses.

**5. Chair.** The council shall biennially elect a chair, except that the Commissioner of Economic and Community Development shall chair the council for the ~~first~~ term ending January 1, ~~1994~~ 1996.

**Sec. PPP-3. 5 MRSA §13002, sub-§1, ¶A,** as enacted by PL 1991, c. 854, Pt. D, §1, is amended to read:

A. Economic development regions are subject to the following.

(1) No later than February 1, ~~1993~~ 1994, the council shall provide to the joint standing committee of the Legislature having jurisdiction over economic development matters a preliminary report that inventories existing economic development regions and resources, analyzes the effectiveness of those regions in carrying out their mission and proposes a system of economic development regions to provide comprehensive economic development and business assistance services throughout the State.

(2) Following presentation of the report required by subparagraph (1), but no later than June 1, 1994, the council shall adopt by rule a system of economic development regions for the State that identifies each region and a proposed system of delivering economic development and business assistance services within each region.

(3) As part of the regional system adopted under subparagraph (2), the council shall provide a procedure by which a person, firm, organization or municipality adversely affected by the establishment of a delivery system of economic development and business assistance services may appeal to the council for a change in the delivery system to meet the needs of the affected entity or person.

(4) In adopting a system of economic development regions for the State, the council shall establish regions that best meet the needs of municipalities and the private sector with respect to developing a regional strategy and a regional delivery system of economic development and business assistance services. In identifying the regions, the council shall consider existing regional designations used by other state and federal agencies.

(5) In establishing regions, the council shall provide for the efficient and convenient delivery of economic development and business assistance services to all users within each region. Services provided within a re-

gion and economic development and business assistance services provided by state and federal agencies must be coordinated to provide users with the most efficient services possible. Services may be provided across regional lines as the council determines appropriate.

(6) The council members shall develop an annual work program to identify interagency coordination efforts and shall meet quarterly on this issue.

**Sec. PPP-4. 5 MRSA §13002, sub-§8,** as enacted by PL 1991, c. 854, Pt. D, §1, is amended to read:

**8. Report.** At a minimum, the council shall provide the Governor and the Legislature with a biennial report by December 1st beginning in 1995 that describes the economic activity in each region, the extent to which the goals and objectives of each regional strategy are being met; and the successes and the failures of policies and programs and includes an evaluation of the interagency coordination efforts of the members of the council and any other information determined important by the council.

**PART QQQ**

**Sec. QQQ-1. 5 MRSA §1507, first ¶,** as amended by PL 1987, c. 816, Pt. N, §1, is further amended to read:

The Governor may allocate from the State Contingent Account amounts not to exceed in total the sum of ~~\$1,350,000~~ \$2,350,000. The Governor may allocate from such account amounts not to exceed in total the sum of \$300,000 in any fiscal year in accordance with the purposes specified in subsections 1, 2, 3, 4 and 4-A and, an amount not to exceed \$1,000,000 in accordance with the purposes specified in subsection 5-A and an amount not to exceed \$1,000,000 in accordance with the purposes specified in subsection 5-B.

**Sec. QQQ-2. 5 MRSA §1507, sub-§5-B** is enacted to read:

**5-B. Training fund for job retention.** The Governor may allocate funds from the account in amounts not to exceed in total the sum of \$1,000,000 to provide funds to assist with the training needs of stable businesses that utilize new technologies and work processes to remain competitive and would otherwise be reducing their workforce. Allocations for this purpose may be made from this fund by the Governor only upon written request of the Commissioner of Labor and the Commissioner of Economic and Community Development and after consultation with the State Budget Officer. The commissioners' request to the Governor must be formulated subsequent to their consultation with officials and training providers of the business.

**Sec. QQQ-3. 5 MRSA §1507, sub-§7,** as amended by PL 1985, c. 737, Pt. B, §6, is further amended to read:

**7. Procedure.** All allocations from the State Contingent Account shall must be supported by a statement of facts setting forth the necessity for the allocation. A copy of each order for an allocation, together with the statement of facts, shall must be provided to the Office of Fiscal and Program Review, the joint standing committee having jurisdiction over economic development matters, to the President of the Senate and to the Speaker of the House of Representatives when the allocation is made.

**Sec. QQQ-4. 5 MRSA §1507, 2nd ¶** from the end, as amended by PL 1987, c. 816, Pt. N, §3, is further amended to read:

At the close of each fiscal year, there shall must be transferred from the General Fund such amount as may be available from time to time until the maximum of ~~\$1,350,000~~ shall be \$2,350,000 is achieved.

**Sec. QQQ-5. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EXECUTIVE DEPARTMENT</b>		
<b>State Contingent Account</b>		
All Other	\$1,000,000	\$1,000,000
Provides funds to assure that sufficient funds are available within the State Contingent Account for the training fund for job retention established in the Maine Revised Statutes, Title 5, section 1507, subsection 5-B.		

**PART RRR**

**Sec. RRR-1. 5 MRSA §13063-A** is enacted to read:

**§13063-A. Maine Education and Training Export Partnership**

**1. Establishment.** The Maine Education and Training Export Partnership, referred to in this section as the "partnership," is established to engage in charitable, educational and scientific activities and, in furtherance of those activities, to stimulate the development, dissemination and widespread application of education, training and technical assistance suitable and adaptable to the social, cultural and economic conditions of developing countries.

The partnership is a state-chartered, nonprofit organization. The partnership shall carry out its purposes in support of and in coordination with the private entities operated for profit, private nonprofit organizations and institutions and public and private educational institutions that constitute the international education, training and technical assistance industry in the State.

**2. Purpose.** The partnership shall assist its member organizations and encourage participation from all interested companies, organizations and institutions to:

A. Promote the development and dissemination of education, training and technical assistance programs appropriate for foreign countries; and

B. Identify market opportunities and potential contracts in foreign countries that match the technologies and expertise available in the State and coordinate and submit appropriate proposal responses.

**3. Board of directors.** The Board of Directors of the Maine Education and Training Export Partnership consists of up to 15 members appointed by the Governor, subject to review by the joint standing committee having jurisdiction over economic development matters and confirmation by the Legislature. A majority of the directors must be from the private sector, which includes all organizations outside State Government and Federal Government. The directors must be appointed from the member organizations or must be involved in a related business field or possess experience or familiarity with education, training, technical assistance or international commerce. The board shall elect a chair from its membership.

The board of directors shall:

A. Establish membership criteria and a dues structure;

B. Establish a fee structure associated with participation in partnership contracts;

C. Establish dues, fees and limited services available to nonmembers; and

D. Develop the work plan and implementation schedule for the partnership's activities.

**4. Adoption of bylaws.** The partnership shall adopt bylaws consistent with this section for the governance of its affairs. The partnership shall do all things necessary or convenient to carry out the lawful purposes of the partnership under this section.

**5. General powers.** The partnership may:

A. Sue or be sued in its own name;

B. Apply for and receive funds from any private source or governmental entity, whether by way of grant, donation, loan or any other manner;

C. Assist public and private entities in developing proposals and charge such fees for this service as it determines appropriate; and

D. Make contracts, including contracts for services, and incur liabilities for any of the purposes authorized in those contracts.

**6. Dissolution of the partnership.** The partnership may not be dissolved unless the Legislature provides for its dissolution. Upon dissolution of the partnership, the directors, after paying or making provision for the payment of all liabilities of the partnership, shall cause all of the remaining assets to be transferred to the State.

**7. Annual report; audit.** The partnership shall provide an annual report and an independent audit of its financial status and activities to the Governor, the joint standing committee of the Legislature having jurisdiction over economic development matters and the members of the partnership. The partnership is subject to any further audit and review determined necessary by the Governor or the Legislative Council at the expense of the State.

In addition to financial information on the partnership, the annual report must include, but is not limited to, the following:

A. A list of members and other organizations who have participated in partnership activities;

B. A summary of coalitions formed to develop proposals;

C. A status of applications and proposals in progress; and

D. A summary of the activities of the partnership for the year and proposed work plan for the upcoming year.

**Sec. RRR-2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>		
<b>Office of Business Development</b>		
All Other	\$100,000	\$100,000



Provides for the appropriation of funds to support the activities of the Maine Education and Training Export Partnership.

## PART SSS

**Sec. SSS-1. Committee to Study the Retirement System.** The Committee to Study the Retirement System, referred to in this section as "the committee," is established and consists of 4 members who must be impartial and without any direct financial interests in the Maine State Retirement System appointed as follows: Two members appointed by the Governor, one member appointed by the President of the Senate and one member to be appointed by the Speaker of the House of Representatives. Each appointing authority has power to veto the commission members chosen by the others. A member of the committee may not be a legislator, a member of the Maine State Retirement System, a person eligible to be a member of the Maine State Retirement System or a member or employee of an organization representing persons eligible to be members of the Maine State Retirement System.

Each member appointed must have previous experience with a public or private pension system or have a current working knowledge of institutional investment practices or standard pension administration and management practices.

All appointments must be made no later than 30 days following the effective date of this Act. The Executive Director of the Legislative Council must be notified by all appointing authorities once selections have been finalized.

The first meeting of the committee must be convened by the Executive Director of the Legislative Council within 14 days after the appointment of the committee. At the first meeting, the committee shall elect a chair from among its members.

**1. Expenses.** All members of the committee are entitled to receive per diem reimbursement in the amount of the legislative per diem and must be reimbursed for expenses upon approval of the chair and application to the Executive Director of the Legislative Council.

**2. Duties and responsibilities.** The committee shall review all aspects of the Maine State Retirement System to ensure its present and future fiscal soundness, including, but not limited to:

A. The underlying causes of the unfunded liability including underfunding, benefit modifications and experience losses and methods of reducing the number of years of amortization of the unfunded liability;

B. The equity of the current benefit structure, in comparison to other pension systems offered in Maine and other states, including a comparison of benefits available to different classes of employees and the effectiveness of the current benefit structure in meeting the statutory goals of recruiting and retaining qualified employees and assisting members to make provision for their retirement years and a comparison of the benefit structure to comparable public and private sector retirement plans;

C. The affordability of the current benefit structure and the State's ability to meet its short-term and long-term benefit obligations. Review must address the system's current funding schedule and actuarial assumptions;

D. The Legislature's obligations and rights concerning benefit modifications in view of the decision of the Maine Supreme Judicial Court in Spiller v. State, Decision No. 6551, Law Docket No. KEN-93-191; and

E. Other aspects of the laws, operations and procedures of the system that relate to its benefit structure, financial stability and fiscal soundness that the committee considers necessary to carry out the review required in this subsection.

In comparing the Maine State Retirement System with other public and private pension systems, the committee shall make recommendations relating to the need for the Maine State Retirement System to make appropriate changes if advisable.

**3. Staff.** The committee may contract for those professionals it requires to assist it. The committee shall contract with an independent actuary to review the system. In addition, the committee may request staff assistance from the Legislative Council. On request of the committee, assistance must be provided by the Maine State Retirement System, the Department of the Attorney General, the State Planning Office and any other agency of the executive department.

**4. Report.** The committee shall report its findings and recommendations, including any necessary implementing legislation, to the Governor and to the Joint Standing Committee on Aging, Retirement and Veterans by January 15, 1994.

**5. Savings priority.** Any savings realized as a result of the study required by this section must be appropriated first to restore cost-of-living adjustments in retirement benefits for persons with less than 10 years creditable service on July 1, 1993 who have not reached normal retirement age, as defined in the Maine Revised Statutes, Title 5, section 17001.

**Sec. SSS-2. Calculation and transfer.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer is authorized to calculate the amount in sections 5 to 7 of this Part that applies against each Federal Expenditure Fund, Other Special Revenue or internal service fund account for all departments and agencies based on the personal services allocations to those accounts. The State Budget Officer shall cause the calculated amount to be transferred from each account.

**Sec. SSS-3. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1993-94

**LEGISLATURE**

**Committee to Study the Retirement System**

Personal Services	\$2,800
All Other	57,200

Provides funds to the Committee to Study the Retirement System for the per diem and expenses of committee members, for consultant services and for miscellaneous committee expenses.

**LEGISLATURE TOTAL** \$60,000

**Sec. SSS-4. Allocation.** The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

1993-94

**LEGISLATURE**

**Committee to Study the Retirement System**

All Other	\$21,250
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Provides for the allocation of funds to support operating costs of the Committee to Study the Retirement System.

**Sec. SSS-5. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

1993-94

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Departments and Agencies - Statewide**

Personal Services	(\$19,650)
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Provides for the deallocation of funds to support the operating costs of the Committee to Study the Retirement System in accordance with section 2 of this Part.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL**

(19,650)

**LEGISLATURE**

**Committee to Study the Retirement System**

All Other	19,650
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Provides for the allocation of funds to support operating costs of the Committee to Study the Retirement System.

**LEGISLATURE TOTAL**

19,650

**SECTION 5 TOTAL ALLOCATION**

\$-0-

**Sec. SSS-6. Allocation.** The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

1993-94

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Departments and Agencies - Statewide**

Personal Services	(\$18,700)
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Provides for the deallocation of funds to support the operating costs of the Committee to Study the Retirement System in accordance with section 2 of this Part.

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL**

(18,700)

LEGISLATURE

PART TTT

Committee to Study the Retirement System

All Other 18,700

Provides for the allocation of funds to support operating costs of the Committee to Study the Retirement System.

LEGISLATURE TOTAL 18,700

SECTION 6 TOTAL ALLOCATION \$-0-

Sec. SSS-7. Allocation. The following funds are allocated from various internal services funds to carry out the purposes of this Part.

1993-94

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$5,400)

Provides for the deallocation of funds to support the operating costs of the Committee to Study the Retirement System in accordance with section 2 of this Part.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL (5,400)

LEGISLATURE

Committee to Study the Retirement System

All Other 5,400

Provides for the allocation of funds to support operating costs of the Committee to Study the Retirement System.

LEGISLATURE TOTAL 5,400

SECTION 7 TOTAL ALLOCATION \$-0-

Sec. TTT-1. Maine Court Facilities Authority; securities. Pursuant to the Maine Revised Statutes, Title 4, section 1606, subsection 1, the Maine Court Facilities Authority is authorized to issue securities in its own name in an amount up to \$7,000,000 for the purpose of paying the cost of courthouse projects or parts of projects in Biddeford, Skowhegan and other locations designated by the Maine Court Facilities Authority.

Sec. TTT-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1994-95

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative

All Other \$500,000

Provides funds for debt service costs related to courthouse projects or parts of projects in Biddeford, Skowhegan and other locations designated by the Maine Court Facilities Authority.

PART UUU

Sec. UUU-1. 22 MRSA §391, sub-§1, as enacted by PL 1983, c. 579, §10, is amended to read:

1. Assessments. Every hospital subject to regulation under this chapter shall be subject to an assessment of not more than .15% of its gross patient service revenues. Notwithstanding any other provision of law, the commission shall reduce the assessment to hospitals by \$159,077 in fiscal year 1993-94 and by \$276,106 in fiscal year 1994-95. For the period of October 1, 1983, to June 30, 1984, each hospital shall pay an assessment equal to 75% of the total annual dues and fees for which it was liable to a voluntary budget review organization during its most recent fiscal year which ended prior to July 1, 1983. Each hospital shall pay this assessment in 3 equal installments, with payments due on or before November 1, 1983, January 1, 1984, and April 1, 1984. Thereafter, the commission shall determine the assessments annually prior to July 1st and shall assess each hospital for its pro rata share. Each hospital shall pay the assessment charged to it on a quarterly basis, with payments due on or before July 1st, October 1st, January 1st and April 1st of each year.

Sec. UUU-2. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

	1993-94	1994-95
<b>MAINE HEALTH CARE FINANCE COMMISSION</b>		
<b>Health Care Finance Commission</b>		
Positions - Other Count	(-5.0)	(-5.0)
Personal Services	(\$159,077)	(\$276,106)

Provides for the deallocation of 3 positions to be determined by the commission no later than August 1, 1993 and the deallocation of an additional 2 positions by January 1, 1994.

**PART VVV**

**Sec. VVV-1. Transfer to General Fund.** Pursuant to the Maine Revised Statutes, Title 12, section 685-E, the State Controller shall transfer \$286,000 from the Unorganized Territory Education and Services Fund to General Fund undedicated revenue for 10% of the General Fund appropriations to the Maine Land Use Regulation Commission in fiscal year 1991-92 and fiscal year 1992-93.

**PART WWW**

**Sec. WWW-1. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

	1993-94
<b>LEGISLATURE</b>	
<b>Task Force to Study the Safe Mobility of Maine's Aging Population</b>	
All Other	\$50,000
Provides for the allocation of funds received from outside sources for a contractual arrangement to staff the Task Force to Study the Safe Mobility of Maine's Aging Population established by Public Law 1993, chapter 297.	

<b>Task Force on Learning Results</b>	
All Other	10,000
Provides for the allocation of funds received from outside sources for the purpose of carrying out the responsibilities	

of the Task Force on Learning Results established by Public Law 1993, chapter 290.

**Maine State 175th Anniversary  
Commemoration Commission**

All Other	10,000
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Provides for the allocation of funds received from outside sources for the purpose of carrying out the responsibilities of the Maine State 175th Anniversary Commemoration Commission established by Resolve 1993, chapter 26.

**Interim Advisory Committee on  
Alternative Dispute Resolution  
in the Public Sector**

All Other	10,000
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Provides for the allocation of funds received from outside sources for the purpose of carrying out the responsibilities of the Interim Advisory Committee on Alternative Dispute Resolution in the Public Sector established by Public Law 1993, chapter 401.

**Maine Committee for Global  
Education**

All Other	10,000
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Provides for the allocation of funds received from outside sources for the purpose of carrying out the responsibilities of the Maine Committee for Global Education established by Resolve 1991, chapter 34.

**LEGISLATURE  
TOTAL**

90,000

**SECTION WWW-1  
TOTAL ALLOCATIONS**

\$90,000

**PART XXX**

**Sec. XXX-1. PL 1993, c. 159, §2** is amended to read:

**Sec. 2. Application.** Notwithstanding the Maine Revised Statutes, Title 5, section 17858, a state employee who reached normal retirement age ~~after June 30, 1992~~

and on or before the effective date of this Act is eligible to elect the retirement incentive option under Title 5, section 17858 within 3 months of the effective date of this Act.

### PART YYY

**Sec. YYY-1. State valuation review.** The State Tax Assessor is authorized to review the certified state valuations used for the property tax year beginning April 1, 1992 of the Town of Charlotte and report any findings and recommendations to the Joint Standing Committee on Taxation no later than August 1, 1993.

### PART ZZZ

**Sec. ZZZ-1. 20-A MRSA §15905, sub-§5** is enacted to read:

5. Approval criteria. In approving school construction projects, the state board shall ensure that school administrative units have made efficient use of existing school facilities within the unit and have explored and when feasible developed agreements for sharing facilities with neighboring school administrative units.

**Sec. ZZZ-2. School construction report.** The Department of Education shall submit to the Joint Standing Committee on Education, on or before January 1, 1994, a report on school construction that must include an analysis of the following:

1. Construction costs;
2. Service fees, including state and local permitting fees;
3. Movable equipment costs; and
4. Site development costs, including costs for land acquisition.

The report must also include proposals, including any necessary legislation, for reducing the cost of school construction in this State.

### PART AAAA

**Sec. AAAA-1. Adjustment of salary schedule for fiscal year 1993-94.** Effective at the beginning of the pay week commencing closest to July 1, 1993, the salary schedule for the employees of the Judicial Department in the Administrative Services Bargaining Unit, the Supervisory Bargaining Unit and the Professional Bargaining Unit must be adjusted by 2% consistent with the terms of the collective bargaining agreements.

**Sec. AAAA-2. Adjustment of salary schedule for fiscal year 1994-95.** Effective at the beginning of the pay week commencing closest to July 1, 1994, the

salary schedule for the employees of the Judicial Department in the Administrative Services Bargaining Unit, the Supervisory Bargaining Unit and the Professional Bargaining Unit must be adjusted by 2% consistent with the terms of the collective bargaining agreements. Effective at the beginning of the pay week closest to February 21, 1995, this salary schedule must be adjusted by 3%.

**Sec. AAAA-3. Other employees; similar and equitable treatment.** Employees of the Judicial Department in classifications included in the Administrative Services Bargaining Unit, the Supervisory Bargaining Unit and the Professional Bargaining Unit, but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, F, and G, must be given similar and equitable treatment on a pro rata basis to that given employees covered by collective bargaining agreements.

### PART BBBB

**Sec. BBBB-1. Definition of excepted employees.** For the purpose of this Part, "excepted employees" means those employees within the Judicial Department who are in positions excluded from bargaining units pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, D and E, other than those referred to in Part AAAA, section 3 of this Act.

**Sec. BBBB-2. Adjustment of salary schedule for fiscal year 1993-94.** Effective at the beginning of the pay week commencing closest to July 1, 1993, the salary schedule for excepted employees must be adjusted by 6.8%.

**Sec. BBBB-3. Adjustment of salary schedule for fiscal year 1994-95.** Effective at the beginning of the pay week commencing closest to July 1, 1994, the salary schedule for excepted employees must be adjusted by 3.9%. Effective at the beginning of the pay week commencing closest to February 21, 1995, this salary schedule must be adjusted by 1.3%.

**Sec. BBBB-4. Carrying clause.** For the fiscal years ending June 30, 1993 and June 30, 1994, any balances remaining in the Personal Services line category within the general accounts of the Judicial Department must be carried forward for the purpose of implementing this Part and Part AAAA of this Act.

### PART CCCC

**Sec. CCCC-1. PL 1991, c. 870, §4** is amended to read:

**Sec. 4. Furlough days for federally allocated positions in the Department of Labor.** For the purposes of carrying out the activities of this Act and other activities with the Department of Labor and subject to the approval of the parties signatory to any applicable

collective bargaining agreement, federally allocated positions within the Department of Labor, except for those federally allocated positions within the Department of Labor described in the Maine Revised Statutes, Title 2, section 6 and Title 5, section 943, may not be subject to discretionary furlough days and shutdown days.

**Sec. CCCC-2. Furlough days for classroom teachers funded in the "Education in the Unorganized Territory" program.** For the purposes of carrying out the activities of this Act and other activities within the Department of Education classroom teachers funded in the "Education in the Unorganized Territory" program may not be subject to discretionary furlough days and shutdown days.

#### PART DDDD

**Sec. DDDD-1. 20-A MRSA §15612, sub-§5,** ~~¶~~D is enacted to read:

D. For fiscal year 1992-93, if the State does not meet the wealth neutrality test requirement of Public Law 81-874, subsection 5(d)(2) and if a state school subsidy of a school administrative unit is reduced in fiscal year 1992-93 as a result of Public Law 81-874 receipts, the Legislature unconditionally commits to restoring to that school administrative unit all of the state subsidy withheld due to receipt of Public Law 81-874, Section 3(c)(1) funds if those funds must be subsequently returned to the Federal Government.

#### PART EEEE

**Sec. EEEE-1. 10 MRSA §963-A, sub-§53** is enacted to read:

**53. Student pursuing higher education.** "Student pursuing higher education" means an eligible student receiving higher education financial assistance from the authority pursuant to Title 20-A, chapter 421, 423, 424 or 428.

**Sec. EEEE-2. 10 MRSA §1032, sub-§§2, 3 and 6,** as amended by PL 1989, c. 552, §15, are further amended to read:

**2. Application.** Money in any capital reserve fund created pursuant to subsection 1, except as provided in this section, ~~shall~~ must be used solely with respect to mortgage loans, repayment of which is secured by any such fund, for the payment of principal, accrued interest and costs and expenses chargeable to the mortgage loan, with respect to interest rate swap agreements benefiting eligible enterprises, and with respect to amounts borrowed by the authority to be used for direct loans from the authority to eligible businesses or students pursuing higher education when direct loans have been authorized by law. Money in any capital reserve fund may be used to pay all amounts due and payable, whether by

acceleration or otherwise, under the contractual agreements pertaining to such mortgage loans, interest rate swap agreements and loans to the authority, including fees, commissions, indemnities, expenses and other amounts due. Money in excess of the reserve requirement established pursuant to subsection 4 may be transferred to other funds and accounts of the authority.

**3. Security for mortgage loans.** With respect to any mortgage loans ~~which~~ that may be insured under this subchapter, interest rate swap agreements benefiting eligible enterprises and loans to the authority to be used for direct loans to eligible enterprises or students pursuing higher education, the authority may provide that such mortgage loans, interest rate swap agreements or loans to the authority ~~shall~~ must be secured by one or more capital reserve funds established pursuant to subsection 1 instead of or in addition to mortgage insurance provided under other sections of this subchapter. Limitations and requirements applicable to mortgage insurance under sections 1026-A to 1028 ~~shall be~~ are applicable to mortgage loans, but not interest rate swap agreements or loans to the authority, to which one or more capital reserve funds apply as if the mortgage loans were backed by mortgage insurance. Capital reserve funds may secure interest rate swap agreements pertaining to eligible enterprises ~~which~~ that demonstrate the ability to honor the swap agreement as determined by the authority and ~~which~~ that do not have as a principal element space for retail sales or professional office space, as defined by the authority. Any commitment with respect to a mortgage loan executed and delivered pursuant to this section ~~shall be~~ is conclusive evidence of the eligibility of the mortgage loan for insurance and the validity of any such commitment or contract ~~shall be~~ is incontestable in the hands of a mortgage lender, swap counterparty or lender to the authority except for fraud or misrepresentation on the part of the mortgage lender, swap counterparty or lender to the authority. Mortgages secured by capital reserve funds under this section are made legal investments for all insurance companies, trust companies, banks, investment companies, savings banks, savings and loan associations, executors, trustees and other fiduciaries, public and private pension or retirement funds and other persons.

**6. Obligations outstanding.** The authority ~~shall~~ may not have at any one time outstanding obligations to which this section is stated in any agreement of the authority to apply in principal amount exceeding \$75,000,000, less the amount of revenue obligation securities to which section 1053 is stated in the trust agreement or other document to apply. Amounts of revenue ~~obligations~~ obligation securities ~~which~~ that are not taken into account pursuant to section 1053, subsection 6, ~~shall~~ may not be taken into account for purposes of determining the amount ~~which~~ that may be outstanding under this section. Notwithstanding the foregoing, the authority may additionally have outstanding at any one time up to \$3,500,000 of obligations relating to direct loans to students pursuing higher education.

**Sec. EEEE-3. 20-A MRSA §12105, sub-§4** is enacted to read:

**4. Borrowing permitted.** The authority may borrow funds pursuant to chapter 417-B for application to the fund established in subsection 1.

**Sec. EEEE-4. 20-A MRSA §12509**, as repealed and replaced by PL 1989, c. 698, §42 and affected by §76, is amended to read:

**§12509. Nonlapsing revolving fund**

The Blaine House Scholars Fund is created under the jurisdiction of the authority as a nonlapsing, interest-earning, revolving fund to carry out the purposes of this chapter. Any unexpended balance in the fund carries over for continued use under this chapter. The authority may receive, invest and expend, on behalf of the fund, money from gifts, grants, bequests, loans, including loans obtained pursuant to chapter 417-B, and donations, in addition to money appropriated or allocated by the State. Loan repayments under this section or other repayments to the authority must be invested by the authority, as provided by law, with the earned income to be added to the fund. Money received by the authority on behalf of the fund, except interest income, must be used for the designated purpose; interest income may be used for the designated purpose or to pay student financial assistance administrative costs incurred by the authority as determined appropriate by the authority.

**Sec. EEEE-5. Borrowing authorized.** The Finance Authority of Maine may borrow up to \$1,750,000 in fiscal year 1993-94 and \$1,750,000 in fiscal year 1994-95 to carry out the purposes of the Maine Revised Statutes, Title 20-A, chapters 424 and 428. All funds borrowed pursuant to this authorization, including interest on those funds, must be repaid by appropriation.

**Sec. EEEE-6. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>FINANCE AUTHORITY OF MAINE</b>		
<b>Student Financial Assistance Programs</b>		
All Other	(\$1,394,000)	(\$978,000)
Provides for the deappropriation of funds from the Blaine House Scholars and Financial Assistance Program established in the Maine Revised Statutes, Title 20-A, section 12502 to be replaced with equal funding from private sources to permit the		

same biennial funding level for lending purposes.

**PART FFFF**

**Sec. FFFF-1. 2 MRSA §1-A, sub-§2, ¶D** is enacted to read:

D. A Governor shall contribute 7.65% of earnable compensation to the Governor's Retirement Fund. A former Governor may withdraw these contributions. If a former Governor withdraws contributions, the former Governor is not eligible for a retirement allowance under this section. A former Governor who has withdrawn contributions may repay withdrawn contributions pursuant to rules adopted by the Board of Trustees of the Maine State Retirement System in order to become eligible for a retirement allowance under this section.

**PART GGGG**

**Sec. GGGG-1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Teachers' Retirement</b>		
All Other	(\$10,300,000)	\$10,360,000
Provides for the delay of the June 1994 payment for teachers' retirement to the Maine State Retirement System until July 1994, including additional funding for any potential interest income that may have been lost by the system as a result of this delay.		

**PART HHHH**

**Sec. HHHH-1. 7 MRSA §975-A** is enacted to read:

**§975-A. Interest on Potato Marketing Improvement Fund balance**

All or any portion of the interest earned or accruing on the cash balance of the Potato Marketing Improvement Fund may be used for grants to partially or fully fund research projects to study and assess technical problems experienced with new and retrofitted storage facilities and to develop means of dealing with such problems, or to examine, monitor and develop new technologies for the storage and handling of potatoes.

**PART III**

**Sec. III-1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>CONSERVATION, DEPARTMENT OF</b>		
<b>Parks - General Operations</b>		
Personal Services	\$15,000	\$15,000
All Other	33,904	29,039
Provides funds to restore one seasonal Park Ranger position and to offset other deappropriations made in Part B, section 1.		
<b>DEPARTMENT OF CONSERVATION</b>		
<b>TOTAL</b>	\$48,904	\$44,039

**PART JJJ**

**Sec. JJJ-1. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1993-94	1994-95
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Elder and Adult Services - Bureau of</b>		
All Other	\$76,081	\$76,081
Provides for the appropriation of funds to reflect a transfer from the Retired Senior Volunteer Program and to offset a deappropriation in Part GGG, section 1.		
<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	76,081	76,081

**RETIRED SENIOR VOLUNTEER PROGRAM**

<b>Retired Senior Volunteer Program</b>		
All Other	(76,081)	(76,081)
Provides for the deappropriation of funds due to a transfer to the Department of Human Services, Bureau of Elder and Adult Services and to offset an appropriation in Part GGG, section 1.		

<b>RETIRED SENIOR VOLUNTEER PROGRAM</b>	(76,081)	(76,081)
<b>TOTAL</b>		
<b>SECTION JJJJ-1</b>	\$-0-	\$-0-
<b>TOTAL</b>		

**PART KKKK**

**Sec. KKKK-1. 36 MRSA §1811**, as amended by PL 1991, c. 591, Pt. XX, §§1 and 2 and affected by §§7 and 8, is further amended by adding 3 new paragraphs at the end to read:

On or before May 15th of each year, the State Budget Officer shall present a final estimate of General Fund revenues for the current fiscal year, taking into consideration an estimate of the Revenue Forecasting Committee. If estimated General Fund revenues for the current fiscal year exceed those of the prior fiscal year by 8% or more, on a base-to-base comparison excluding one-time revenue gains and losses, revenue in an amount equivalent to that generated by 0.5% of the tax on the sale of personal property and taxable services taxed at a rate of 6% on the effective date of this paragraph must be transferred by the State Controller to the Maine Rainy Day Fund as described in this section.

Each month following a fiscal year during which General Fund revenues exceed those of the previous fiscal year by 8% or more, on a base-to-base comparison excluding one-time revenue gains and losses, the State Controller shall transfer an amount equivalent to that generated over the preceding month by 0.5% of the tax on the sale of personal property and taxable services taxed at a rate of 6% on the effective date of this paragraph to the Maine Rainy Day Fund until such time as the tax imposed by this chapter is reduced.

If General Fund revenues for any fiscal year, as determined by the State Controller at the close of the fiscal year following the end of that fiscal year, exceed those of the previous fiscal year by 8% or more, on a base-to-base comparison excluding one-time revenue gains and losses, the tax on the sale of those tangible personal property and taxable services taxed at a rate of 6% on the effective date of this paragraph shall fall by 0.5% on the subsequent October 1st, unless the Legislature takes action to prevent the reduction.

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

Effective June 30, 1993, unless otherwise indicated.

**CHAPTER 411**

**H.P. 546 - L.D. 742**

**An Act Imposing Term Limits on Legislative Leadership Positions**