

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTIETH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2002 to April 25, 2002**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 25, 2002**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

---

---

**J.S. McCarthy Company**  
**Augusta, Maine**  
**2002**

**CHAPTER 559**

**H.P. 1574 - L.D. 2080**

**An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2002 and June 30, 2003**

**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 prior to June 30, 2002; 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. Supplemental appropriations and allocations.** There are appropriated and allocated from various funds for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the following sums.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF 18**

**Financial and Personnel Services, Division of 0713**

Initiative: Provides for the deallocation of funds through the transfer of one Account Clerk II position to the Risk Management Division for the creation of a new position intended to inspect the over 700 state-owned boilers.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(\$5,079)	(\$38,522)

**Buildings and Grounds Operations 0080**

Initiative: Provides for the transfer of All Other funds to Personal Services to pay for the cost of emergency overtime throughout the year.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	65,000	0
All Other	(65,000)	0
<b>Total</b>	<b>0</b>	<b>0</b>

**Bureau of Human Resources 0038**

Initiative: Provides for the allocation of funds for a Human Resources Development Consultant position to coordinate the training and development activities for the 600 members of the Maine Management Service.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	8,405	53,742

**Workers' Compensation Management Fund Program 0802**

Initiative: Provides for the allocation of funds for a new Employee Benefit Technician position to assist with the processing, tracking and maintenance of Workers' Compensation and health benefit claims and case workload.

**Workers' Compensation Management Fund**

<b>Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	6,255	40,978

**Health Information Protection and Privacy Act 9937**

Initiative: Provides for the appropriation of funds to begin the process of complying with the federal Health Information Protection and Privacy Act.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	400,000	2,255,000

**Risk Management - Claims 0008**

Initiative: Provides for the allocation of funds through the transfer of one Account Clerk II position from the Division of Financial and Personnel Services for the creation of a new position intended to inspect the over 700 state-owned boilers.

<b>Risk Management Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	6,967	45,684

**Alcoholic Beverages - General Operations 0015**

Initiative: Eliminates headcount associated with the closure of 8 of the 14 liquor stores.

<b>Alcoholic Beverages Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-26,000)	(-26,000)
Positions - FTE Count	(-0.913)	(-0.913)

**Maine Residents Property Tax Program 0648**

Initiative: Provides for the deappropriation of funds based on a reprojected program funding requirements.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,064,950)	(985,263)

**Statewide Account 0016**

Initiative: Corrects a line category from All Other to Personal Services for a deappropriation made in Public Law 2001, chapter 358, Part B.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(376,246)	(376,246)
All Other	376,246	376,246
Total	0	0

**Alcoholic Beverages - General Operations 0015**

Initiative: Provides for additional allocation for freight related to the transportation of inventory to state-run liquor stores and agency stores. The additional allocation is required in order for the Bureau of Alcoholic Beverages and Lottery Operations to continue operations at its current level for the remainder of this year and to meet expected sales next year.

<b>Alcoholic Beverages Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	140,000	140,000

**ADMINISTRATIVE AND FINANCIAL SERVICES,  
DEPARTMENT OF 18  
DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(664,950)</b>	<b>1,269,737</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>3,326</b>	<b>15,220</b>
<b>RISK MANAGEMENT FUND</b>	<b>6,967</b>	<b>45,684</b>
<b>WORKERS' COMPENSATION MANAGEMENT FUND</b>	<b>6,255</b>	<b>40,978</b>
<b>ALCOHOLIC BEVERAGES FUND</b>	<b>140,000</b>	<b>140,000</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(508,402)</b>	<b>1,511,619</b>

**AGRICULTURE, FOOD AND RURAL RESOURCES,  
DEPARTMENT OF 01**

**Maine Milk Commission 0188**

Initiative: Provides funds for a butterfat content analyzer.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Capital Expenditures	0	90,000

**Division of Market and Production Development 0833**

Initiative: Transfers a 1/2 Policy Development Specialist position and one Planning and Research Associate II position from the office of the commissioner as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.500)
Personal Services	0	82,603
All Other	0	4,600
Total	0	87,203

**Division of Market and Production Development 0833**

Initiative: Transfers one Agricultural Development Agent position to the Division of Animal Health and Industry as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(56,342)
All Other	0	(5,660)

Total	0	(62,002)
-------	---	----------

**Division of Animal Health and Industry 0394**

Initiative: Transfers a 1/2 Clerk Typist II position from the office of the commissioner as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(0.500)
Personal Services	0	19,779

**Division of Animal Health and Industry 0394**

Initiative: Transfers one Clerk Typist II position to the office of the commissioner as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(30,968)

**Division of Animal Health and Industry 0394**

Initiative: Transfers one Agricultural Development Agent position from the Division of Market and Production Development as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	56,342
All Other	0	5,660

Total	0	62,002
-------	---	--------

**Division of Animal Health and Industry 0394**

Initiative: Transfers the Animal Welfare Fund from the Division of Animal Health and Industry into a separate program, to be under the administrative direction of the Office of Agricultural, Natural and Rural Resources, as part of a reorganization plan.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-5.000)
Positions - FTE Count	0	(-1.882)
Personal Services	0	(331,549)
All Other	0	(206,220)

Total	0	(537,769)
-------	---	-----------

**Animal Welfare Fund - 0949**

Initiative: Transfers the Animal Welfare Fund into a separate program to be under the administrative direction of the Office of Agricultural, Natural and Rural Resources, as part of a reorganization plan.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(5.000)
Positions - FTE Count	0	(1.882)
Personal Services	0	331,549
All Other	0	206,220

Total	0	537,769
-------	---	---------

**Office of the Commissioner 0401**

Initiative: Transfers a 1/2 Clerk Typist II position to the Division of Animal Health and Industry as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(-0,500)
Personal Services	0	(19,779)

**Office of the Commissioner 0401**

Initiative: Transfers one Clerk Typist II position from the Division of Animal Health and Industry as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(1,000)
Personal Services	0	30,968

**Office of the Commissioner 0401**

Initiative: Transfers a 1/2 Policy Development Specialist position and one Planning and Research Associate II position to the Division of Market and Production Development as part of a reorganization plan.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(-1,500)
Personal Services	0	(82,603)
All Other	0	(4,600)
<b>Total</b>	<b>0</b>	<b>(87,203)</b>

**Office of the Commissioner 0401**

Initiative: Transfers one Personnel Officer position from the ACE Service Center and reduces the department's payment to the service center.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(1,000)
Personal Services	0	68,318
All Other	0	(71,926)
<b>Total</b>	<b>0</b>	<b>(3,608)</b>

**Office of the Commissioner 0401**

Initiative: Provides for the continuation of a temporary limited-period Development Project Officer position for the Risk Management Education program funded by the United States Department of Agriculture. Position will end on July 31, 2002.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	16,332
All Other	0	4,988
<b>Total</b>	<b>0</b>	<b>21,320</b>

**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF 01**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>(3,608)</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>0</b>	<b>21,320</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>90,000</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>107,712</b>

**ATTORNEY GENERAL, DEPARTMENT OF THE 26**

**Administration - Attorney General 0310**

Initiative: Establishes one Assistant Attorney General position and related costs to handle legal matters related to the Department of Behavioral and Developmental Services.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	14,797	66,606
All Other	840	5,430
<b>Total</b>	<b>15,637</b>	<b>72,036</b>

**Administration - Attorney General 0310**

Initiative: Establishes one Assistant Attorney General position and related costs to handle legal matters related to state contracts.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	14,797	66,606
All Other	840	5,430
<b>Total</b>	<b>15,637</b>	<b>72,036</b>

**Human Services Division 0696**

Initiative: Transfers 2 Research Assistant positions handling child support and child protective matters in Aroostook County from the District Attorneys' Salaries program to the Human Services Division program to correctly account for the positions.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	66,976	69,829
All Other	52,087	53,831
<b>Total</b>	<b>119,063</b>	<b>123,660</b>

**Human Services Division 0696**

Initiative: Continues 2 Research Assistant limited-period positions until August 1, 2003 as part of a demonstration project to facilitate payment of child support from chronic nonpaying parents.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	24,400	110,301
All Other	1,644	6,470
<b>Total</b>	<b>26,044</b>	<b>116,771</b>

**District Attorneys' Salaries 0409**

Initiative: Transfers 2 Research Assistant positions handling child support and child protective matters in Aroostook County from the District Attorneys' Salaries program to the Human Services Division program to correctly account for the positions.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(66,976)	(69,829)
All Other	(52,087)	(53,831)
<b>Total</b>	<b>(119,063)</b>	<b>(123,660)</b>

**ATTORNEY GENERAL, DEPARTMENT OF THE 26 DEPARTMENT TOTALS**

<b>FEDERAL EXPENDITURES FUND</b>	<b>2001-02</b>	<b>2002-03</b>
	<b>0</b>	<b>0</b>

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>57,318</b>	<b>260,843</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>57,318</b>	<b>260,843</b>

**BAXTER STATE PARK AUTHORITY 94B**

**Baxter State Park 0253**

Initiative: Provides allocation for the reorganization of one 14-week Labor I position to a 26-week Maintenance Mechanic position to enhance park maintenance operations with increased safety and productivity.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - FTE Count	(0,231)	(0,231)
Personal Services	2,064	18,327
All Other	0	224
<hr/>		
Total	2,064	18,551

**BAXTER STATE PARK AUTHORITY 94B DEPARTMENT TOTALS**

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2,064</b>	<b>18,551</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>2,064</b>	<b>18,551</b>

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF 14**

**Regional Operations 0863**

Initiative: Transfers funds to the Mental Retardation Services - Community program in order to reflect expenditures in the appropriate account.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(24,000)

**Mental Health Services - Children 0136**

Initiative: Provides an increase in a community mental health services block grant.

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	35,209	35,209

**Mental Health Services - Community 0121**

Initiative: Provides an increase in a community mental health services block grant.

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	35,209	35,209

**Mental Retardation Services - Community 0122**

Initiative: Transfers funds from the Regional Operations program in order to reflect expenditures in the appropriate account.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	24,000

**Office of Substance Abuse 0679**

Initiative: Provides allocation for transitional housing for recovering individuals.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	99,171	0

**Office of Substance Abuse 0679**

Initiative: Reorganizes one Library Assistant position to a Librarian I position.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	1,704	7,630
All Other	(1,704)	(7,630)
<hr/>		
Total	0	0

**Mental Health Services - Child Medicaid 0731**

Initiative: Provides funds for projected increases in Medicaid-eligible services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	3,503,522	4,565,013

Initiative: Provides state matching funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	127,659

**Mental Health Services - Community 0121**

Initiative: Provides funds for supported living services to individuals at the Augusta Mental Health Institute who are long-stay patients and have chronic and persistent mental illness. These services will assist in compliance with the consent decree by affording these long-stay patients an opportunity to live in a less restrictive community-based setting.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	286,902

Initiative: Provides funds for the new Maine Data Infrastructure Development grant and establishes one Social Services Program Specialist II position and one part-time Planning and Research I position through September 29, 2004.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	16,182	85,305
All Other	0	14,695
<hr/>		
Total	16,182	100,000

**Mental Health Services - Community Medicaid 0732**

Initiative: Provides state matching funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	248,794

**Augusta Mental Health Institute 0105**

Initiative: Establishes 8 Contract Nurse positions in fiscal year 2001-02 and 12 Contract Nurse positions in fiscal year 2002-03 in order for the Augusta Mental Health Institute to reach required staffing ratios.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	107,195	697,971

**Augusta Mental Health Institute 0105**

Initiative: Provides funds for the reclassification of 4 Registered Nurse II positions to Registered Nurse IV positions. These positions will provide direct supervision of mental health workers and nursing staff in order to provide consistent clinical supervision.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	3,793	23,695

**Augusta Mental Health Institute 0105**

Initiative: Deallocates funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	(43,703)
All Other	0	(15,999)
Capital Expenditures	0	(188)
<b>Total</b>	<b>0</b>	<b>(59,890)</b>

**Augusta Mental Health Institute 0105**

Initiative: Provides funds to install a medical records system and establish one Planning and Research Associate I position as part of the compliance effort for the Augusta Mental Health Institute Consent Decree.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	9,691	37,914
All Other	160,675	117,011
<b>Total</b>	<b>170,366</b>	<b>154,925</b>

**Augusta Mental Health Institute 0105**

Initiative: Provides funds to establish 8 Licensed Practical Nurse positions to perform automated drug dispensing services.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(8,000)	(8,000)
Personal Services	34,097	157,522

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Establishes 8 Contract Nurse positions in fiscal year 2001-02 and 12 Contract Nurse positions in fiscal year 2002-03 in order for the Augusta Mental Health Institute to reach required staffing ratios.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	54,085	350,349

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Provides funds for the reclassification of 4 Registered Nurse II positions to Registered Nurse IV positions. These positions will provide direct supervision of mental health workers and nursing staff in order to provide consistent clinical supervision.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	1,914	11,894

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Provides state matching funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	43,703
All Other	0	15,999
Capital Expenditures	0	188
<b>Total</b>	<b>0</b>	<b>59,890</b>

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Provides funds to install a medical records system and establish one Planning and Research Associate I position as part of the compliance effort for the Augusta Mental Health Institute Consent Decree.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	4,890	18,776
All Other	81,065	58,989
<b>Total</b>	<b>85,955</b>	<b>77,765</b>

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Provides funds to establish 8 Licensed Practical Nurse positions to perform automated drug dispensing services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	17,208	74,497

**Augusta Mental Health Institute 0105**

Initiative: Provides patients discharged from the Augusta Mental Health Institute immediate access to essential outpatient and medication clinic services.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	101,985	147,244

**Disproportionate Share - Augusta Mental Health Institute 0733**

Initiative: Provides patients discharged from the Augusta Mental Health Institute immediate access to essential outpatient and medication clinic services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	51,519	73,909

**Augusta Mental Health Institute 0105**

Initiative: Provides funds for the purpose of providing additional services at the dental clinic.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	19,682

**Augusta Mental Health Institute - Disproportionate Share 0733**

Initiative: Provides state matching funds through a transfer from Mental Retardation Services - Community program for the purpose of providing additional services at the dental clinic.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	10,000

**Bangor Mental Health Institute 0120**

Initiative: Transfers funds from All Other to Personal Services to correct an allocation to the wrong line category in Public Law 2001, chapter 439.

Other Special Revenue Funds	2001-02	2002-03
Personal Services	0	1,017
All Other	0	(1,017)
Total	0	0

**Bangor Mental Health Institute 0120**

Initiative: Provides funds to implement corrections necessary to meet state licensing standards through renovations and improvements and to meet staffing requirements, by establishing 5 Nurse III positions, 5 Nurse IV positions, one Physician III position and eliminating one Laundry Supervisor II position.

Other Special Revenue Funds	2001-02	2002-03
Positions - Legislative Count	(10,000)	(10,000)
Personal Services	117,898	589,311
All Other	176,540	(61,261)
Total	294,438	528,050

**Bangor Mental Health Institute 0120**

Initiative: Deallocates funding due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

Other Special Revenue Funds	2001-02	2002-03
Personal Services	0	(49,980)
All Other	0	(9,592)
Capital Expenditures	0	(175)
Total	0	(59,747)

**Disproportionate Share - Bangor Mental Health Institute 0734**

Initiative: Provides funds to implement corrections necessary to meet state licensing standards through renovations and improvements and to meet staffing requirements, by establishing 5 Nurse III positions, 5 Nurse IV positions, one Physician III position and eliminating one Laundry Supervisor II position.

General Fund	2001-02	2002-03
Personal Services	59,499	297,457
All Other	89,904	(30,917)
Total	149,403	266,540

**Disproportionate Share - Bangor Mental Health Institute 0734**

Initiative: Provides state matching funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

General Fund	2001-02	2002-03
Personal Services	0	49,980
All Other	0	9,592
Capital Expenditures	0	175
Total	0	59,747

**Mental Retardation Services - Community 0122**

Initiative: Transfers funds from All Other to Personal Services to correct an appropriation to the wrong line category in Public Law 2001, chapter 439.

General Fund	2001-02	2002-03
Personal Services	0	238,705
All Other	0	(238,705)

Total	0	0
-------	---	---

**Mental Retardation Services - Community 0122**

Initiative: Deappropriates funds through a transfer to the Augusta Mental Health Institute - Disproportionate Share program for the purpose of providing additional services at the dental clinic.

General Fund	2001-02	2002-03
All Other	0	(10,000)

**Medicaid Services - Mental Retardation 0705**

Initiative: Provides state matching funds due to a change in the federal match rate for fiscal year 2002-03 from 66.58% to 66.22%.

General Fund	2001-02	2002-03
All Other	0	590,629

**Freeport Towne Square 0814**

Initiative: Transfers funds from All Other to Personal Services to correct an appropriation to the wrong line category in Public Law 2001, chapter 439.

General Fund	2001-02	2002-03
Personal Services	0	2,215
All Other	0	(2,215)
Total	0	0

**Office of Substance Abuse 0679**

Initiative: Provides funds for a 3-year grant to develop community-based drug abuse prevention strategies.

Federal Expenditures Fund	2001-02	2002-03
All Other	0	2,999,857

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

Initiative: Transfers state matching funds from the Department of Human Services to the Department of Behavioral and Developmental Services for Medicaid-eligible substance abuse services.

General Fund	2001-02	2002-03
All Other	0	1,449,290

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF 14 DEPARTMENT TOTALS**

	2001-02	2002-03
<b>GENERAL FUND</b>	<b>3,863,606</b>	<b>8,242,878</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>16,182</b>	<b>3,099,857</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>811,045</b>	<b>1,609,452</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>70,418</b>	<b>70,418</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>4,761,251</b>	<b>13,022,605</b>
-------------------------------------	------------------	-------------------

**CONSERVATION, DEPARTMENT OF 04**

**Division of Forest Protection 0232**



Initiative: Increases one seasonal Laborer I position by 8 weeks.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - FTE Count	(0.154)	(0.154)

**Land Management and Planning 0239**

Initiative: Reclassifies one Engineering Technician IV position to one Senior Technician position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	3,589	7,523
All Other	(3,589)	(7,523)
<b>Total</b>	<b>0</b>	<b>0</b>

**Natural Areas Program 0821**

Initiative: Transfers one Chief Planner position and one Senior Planner position from the federal account to the dedicated account.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(90,044)	(95,109)
All Other	(1,072)	(1,132)
<b>Total</b>	<b>(91,116)</b>	<b>(96,241)</b>

**Natural Areas Program 0821**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	90,044	95,109
All Other	1,072	1,132
<b>Total</b>	<b>91,116</b>	<b>96,241</b>

**Administrative Services - Conservation 0222**

Initiative: Transfers the federal DI-CAP funds into the dedicated DI-CAP fund to comply with audit findings and state accounting standards.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-0.500)	(-0.500)
Personal Services	(31,173)	(33,216)
All Other	(46,514)	(37,372)
<b>Total</b>	<b>(77,687)</b>	<b>(70,588)</b>

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.500)	(0.500)
Personal Services	31,173	33,216
All Other	46,514	37,372
<b>Total</b>	<b>77,687</b>	<b>70,588</b>

**Administrative Services - Conservation 0222**

Initiative: Transfers one Personnel Manager position from the ACE Service Center to the Department of Conservation.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	72,746
All Other	0	(76,587)
<b>Total</b>	<b>0</b>	<b>(3,841)</b>

**CONSERVATION, DEPARTMENT OF 04  
DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>(3,841)</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>(168,803)</b>	<b>(166,829)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>168,803</b>	<b>166,829</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>(3,841)</b>

**CORRECTIONS, DEPARTMENT OF 03**

**Administration - Corrections 0141**

Initiative: Provides for the correction to Public Law 1999, chapter 401, Part UUU, which provided for a one-time appropriation that should have been ongoing.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	125,000	125,000

**Administration - Corrections 0141**

Initiative: Creates a 1/2 Equal Employment Opportunity Coordinator position and one Clerk Typist II position with DI-CAP funding to provide essential support services for the entire department.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,500)	(1,500)
Personal Services	17,460	71,347
All Other	465	1,895
<b>Total</b>	<b>17,925</b>	<b>73,242</b>

**Administration - Corrections 0141**

Initiative: Provides funding for a management-initiated reclassification of a Financial Analyst position to an Assistant Director of Budget and Fiscal Operations position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	732	2,855
All Other	(732)	(2,855)
<b>Total</b>	<b>0</b>	<b>0</b>

**Administration - Corrections 0141**

Initiative: Provides funding for a management-initiated reclassification of one Correctional Plans Coordinator position to an Accreditation Manager position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	2,781	11,621
All Other	(2,781)	(11,621)
<b>Total</b>	<b>0</b>	<b>0</b>

**Administration - Corrections 0141**

Initiative: Provides for the elimination of a 1/2 Clerk Typist II position.

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-0.500)	(-0.500)

**Justice - Planning, Projects and Statistics 0502**

Initiative: Transfers funds to create a 1/2 Clerk Typist II position and personal services funding to comply with the match requirement from the federal Juvenile Justice Advisory Group formula grant.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,500)	(0,500)
Personal Services	8,432	33,082

**Correctional Program Improvement 0286**

Initiative: Provides funding for increased medical services to offenders.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	22,880

**Correctional Program Improvement 0286**

Initiative: Transfers financial control from the therapeutic community within the Maine Correctional Center to the central office.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	493,961

**Juvenile Community Corrections 0892**

Initiative: Provides for the return of one-time funding to the administration account.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(125,000)	(125,000)

**Juvenile Community Corrections 0892**

Initiative: Provides for the transfer to fully fund the federal requirements for matching services in the Juvenile Justice Advisory Group account.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(8,432)	(33,082)

**State Prison 0144**

Initiative: Provides for the ongoing obligations in the capital construction process. The Department of Corrections and the Department of Administrative and Financial Services shall report back to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Criminal Justice by October 1, 2002 on the continued need regarding the Department of Corrections' obligation to fund the cost associated with the wastewater facility owned by Thomaston. Both departments shall work with the Town of Thomaston towards determining a fair and equitable settlement.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	524,000

**Correctional Center 0162**

Initiative: Transfers financial control of the therapeutic community to the central office.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(493,961)

**Long Creek Youth Development Center 0163**

Initiative: Provides for the transfer of funds to the correctional program improvement account to fund one contracted 1/2 Dental Hygienist position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(22,880)

**CORRECTIONS, DEPARTMENT OF 03  
DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>524,000</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>17,925</b>	<b>73,242</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>0</b>	<b>0</b>

**DEPARTMENT TOTAL - ALL FUNDS**

	<b>17,925</b>	<b>597,242</b>
--	---------------	----------------

**DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF 15  
Administration - Defense, Veterans and Emergency Management 0109**

Initiative: Transfers one Staff Accountant position to the office of the commissioner from the Loring Rebuild Facility.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	56,905
All Other	0	5,260
<b>Total</b>	<b>0</b>	<b>62,165</b>

**Loring Rebuild Facility 0843**

Initiative: Transfers one Staff Accountant position to the commissioner's office.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(56,905)
All Other	0	(5,260)
<b>Total</b>	<b>0</b>	<b>(62,165)</b>

Initiative: Completes the transition to the Maine Military Authority as required by Public Law 2001, chapter 374.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-197.000)
Personal Services	0	(8,348,425)
All Other	0	(5,262,240)
Capital Expenditures	0	(650,000)
<b>Total</b>	<b>0</b>	<b>(14,260,665)</b>

**Military Training and Operations 0108**

Initiative: Provides for the establishment of one Account Clerk II position, one Environmental Specialist III position and one Building Custodian position to support federal program requirements. Includes an allotment to execute 100% of federally funded operations and maintenance and construction of state-owned facilities.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(3.000)	(3.000)
Personal Services	32,447	125,915
All Other	325,090	400,678
Capital Expenditures	700,000	770,000

Total	1,057,537	1,296,593
-------	-----------	-----------

**Military Training and Operations 0108**

Initiative: Provides for one Program Administrator position for the Armory Rental Program.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	12,551	49,218
All Other	149	586
Total	12,700	49,804

**Military Training and Operations 0108**

Initiative: Provides funds for management-initiated reclassification of one Boiler Engineer position to one Plant Engineer position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	866	4,671
All Other	(866)	(4,671)
Total	0	0

**Administration - Maine Emergency Management Agency 0214**

Initiative: Provides funds for one Planning and Research Assistant position filled by a transfer from another state agency at step 8.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	9,084	9,319

**Disaster Assistance 0841**

Initiative: Provides funds for the reimbursement of local disaster relief.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	269,829	0

**Emergency Response Operations 0918**

Initiative: Provides funds for the management-initiated reclassification of one Emergency Management Operations Officer position to one Deputy Director of the Maine Emergency Management Agency position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	692	4,248

**DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF 15**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>269,829</b>	<b>0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>1,057,537</b>	<b>(12,964,072)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>22,476</b>	<b>63,371</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>1,349,842</b>	<b>(12,900,701)</b>

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF 19**

**Administration - Economic and Community Development 0069**

Initiative: Deappropriates funds granted to the Maine Technology Institute, due to temporary reductions in new technology commercialization activity.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(500,000)	0

**Business Development 0585**

Initiative: Appropriates funds to reinstate Maine's Business Attraction Marketing program. Grants to be awarded competitively to economic development organizations, with a match requirement.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	500,000	0

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF 19 DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>0</b>

**EDUCATION, DEPARTMENT OF 05**

**Management Information Systems 0838**

Initiative: Provides for the deappropriation of funds for management and maintenance of Asynchronous Transfer Mode (ATM) Distance Learning sites due to delayed start-up dates of sites in the prior fiscal year, with corresponding savings in operational support needs in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(150,000)	150,000

**Support Systems 0837**

Initiative: Provides funding for establishing the Teacher Quality Enhancement federal grant program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	880,000

**Learning Systems 0839**

Initiative: Provides funding for the establishment of one Statistician III position and one Clerk IV position in the newly expanded IDEA/Personnel Preparation program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2.000)
Personal Services	0	109,456
All Other	0	391,800
Total	0	501,256

**Maine Learning Technology Endowment**

Initiative: Provides funding to implement the Maine Learning Technology Initiative to provide for contracted services, equipment, teacher training and professional development and library databases as part of this initiative.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	7,384,730

**EDUCATION, DEPARTMENT OF 05**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
GENERAL FUND	(150,000)	150,000
FEDERAL EXPENDITURES FUND	0	1,381,256
OTHER SPECIAL REVENUE FUNDS	0	7,384,730
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(150,000)</b>	<b>8,915,986</b>

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF 06**

**Land and Water Quality 0248**

Initiative: Allocates funds for the Stormwater Compensation Fund, which were set up in the incorrect funding source in the First Regular Session of the One Hundred and Twentieth Legislature.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	50,000	50,000

**Land and Water Quality 0248**

Initiative: Deallocates funds set up in the Stormwater Compensation Fund, which were set up in the incorrect funding source in the First Regular Session of the One Hundred and Twentieth Legislature.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(50,000)	(50,000)

**Remediation and Waste Management 0247**

Initiative: Allocates funds for the transfer of one Clerk Typist III position from the Performance Partnership Grant to the Groundwater Oil Clean-up Fund to align function with funding.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	33,761
All Other	0	629
<b>Total</b>	<b>0</b>	<b>34,390</b>

**Remediation and Waste Management 0247**

Initiative: Allocates funding for one Environmental Specialist III position in the Groundwater Oil Clean-up Fund for spill prevention for aboveground oil storage activities.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	64,921
All Other	0	1,209
<b>Total</b>	<b>0</b>	<b>66,130</b>

**Remediation and Waste Management 0247**

Initiative: Allocates funds for a limited-period Environmental Specialist IV position in the Groundwater Oil Clean-up Fund until June 7, 2003 to supply timely enforcement actions in District Court.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	11,199	76,505
All Other	209	1,425

Total	11,408	77,930
-------	--------	--------

**Remediation and Waste Management 0247**

Initiative: Transfers one Environmental Specialist II position, one Geology Technician II position, one Planning and Research Assistant position and associated All Other to the LUST Trust Grant account from the LUST Trust Supplemental account for consolidation.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-3.000)
Personal Services	0	(137,054)
All Other	0	(68,229)
<b>Total</b>	<b>0</b>	<b>(205,283)</b>

**Remediation and Waste Management 0247**

Initiative: Transfers one Environmental Specialist II position, one Geology Technician II position and one Planning and Research Assistant position and associated All Other to the LUST Trust Grant account from the LUST Trust Supplemental account for consolidation.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(3.000)
Personal Services	0	137,054
All Other	0	68,229
<b>Total</b>	<b>0</b>	<b>205,283</b>

**Remediation and Waste Management 0247**

Initiative: Provides for the reorganization of an Environmental Technician position to a Programmer Analyst position to meet the demand for access programming and provide standards for access use.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	36,804
All Other	0	686
<b>Total</b>	<b>0</b>	<b>37,490</b>

**Performance Partnership Grant 0851**

Initiative: Deallocates funds for the transfer of one Oil and Hazardous Material Specialist II position from the Performance Partnership Grant to the Maine Environmental Protection Fund to align function with funding.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(58,224)
All Other	0	(1,084)
<b>Total</b>	<b>0</b>	<b>(59,308)</b>

**Performance Partnership Grant 0851**

Initiative: Deallocates funds for the transfer of one Clerk Typist III position from the Performance Partnership Grant to the Groundwater Oil Clean-up Fund to align function with funding.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(33,761)
All Other	0	(629)

Total	0	(34,390)
-------	---	----------

**Performance Partnership Grant 0851**

Initiative: Deallocates funds for the transfer of one Environmental Specialist IV position from the Performance Partnership Grant to the Other Special Revenue account to align function with funding.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(65,979)
All Other	0	(1,228)
<b>Total</b>	<b>0</b>	<b>(67,207)</b>

**Maine Environmental Protection Fund 0421**

Initiative: Allocates funds for the transfer of one Oil and Hazardous Materials Specialist II position from the Performance Partnership Grant to the Maine Environmental Protection Fund to align function with funding.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	58,224
All Other	0	1,084
<b>Total</b>	<b>0</b>	<b>59,308</b>

**Maine Environmental Protection Fund 0421**

Initiative: Reorganizes a Conservation Aide position to a Clerk Typist II position to support land resource regulation efforts.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Positions - FTE Count	0	(-0.308)
Personal Services	0	25,307
All Other	0	471
<b>Total</b>	<b>0</b>	<b>25,778</b>

**Administration - Environmental Protection 0251**

Initiative: Allocates funds for the transfer of one Environmental Specialist IV position to the Performance Partnership Grant to align function with funding.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	65,979
All Other	0	1,228
<b>Total</b>	<b>0</b>	<b>67,207</b>

**Administration - Environmental Protection 0251**

Initiative: Transfers one Personnel Officer from the ACE Service Center to the dedicated overhead account.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	59,485
All Other	0	1,107
<b>Total</b>	<b>0</b>	<b>60,592</b>

**Administrative Service Center 0835**

Initiative: Transfers one Personnel Manager position and 2 Personnel Officers positions from the ACE Service Center to the Department of Agriculture, Food and Rural Resources, the Department of Environmental Protection and the Department of Conservation.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-3.000)
Personal Services	0	(200,549)
All Other	0	(10,590)
<b>Total</b>	<b>0</b>	<b>(211,139)</b>

**Performance Partnership Grant 0851**

Initiative: Allocates funds for a limited-period Environmental Specialist III position in the Performance Partnership Grant federal funds until June 30, 2003 to provide regulations of fin fish aquaculture facilities and ensure timely discharge permits.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	12,384	58,577
All Other	228	1,080
<b>Total</b>	<b>12,612</b>	<b>59,657</b>

**Maine Environmental Protection Fund 0421**

Initiative: Deallocates funds for the transfer of an Assistant Environmental Engineer position to dedicated overhead funds and its reorganization to a Systems Group Manager position to meet departmental systems demands.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(56,838)
All Other	0	(1,057)
<b>Total</b>	<b>0</b>	<b>(57,895)</b>

**Maine Environmental Protection Fund 0421**

Initiative: Deallocates funds from the transfer of an Environmental Specialist III position, Environmental Specialist II position and a Resource Administrator position to the Bureau of Air Quality General Fund. The Maine Environmental Protection Fund account will provide 40% of the funding for the Resource Administrator position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(3.000)
Personal Services	0	(139,472)

**Administration - Environmental Protection 0251**

Initiative: Allocates funds for the transfer of an Assistant Environmental Engineer position from dedicated overhead funds and its reorganization to a Systems Group Manager position to meet departmental systems demands.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	80,389
All Other	0	1,495
<b>Total</b>	<b>0</b>	<b>81,884</b>

**Administration - Environmental Protection 0251**

Initiative: Transfers the federal Department Indirect Cost Allocation Plan (DI-CAP), funds and positions into the dedicated DI-CAP account to comply with audit findings and state accounting standards.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-7.000)
Personal Services	0	(475,190)
All Other	0	(229,478)
Total	0	(704,668)

**Administration - Environmental Protection 0251**

Initiative: Transfers in the federal DI-CAP funds and positions to Other Special Revenue funds to comply with audit findings and state accounting standards.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(7.000)
Personal Services	0	475,190
All Other	0	229,478
Total	0	704,668

**Administration - Environmental Protection 0251**

Initiative: Provides for the transfer of one Clerk IV position from the Bureau of Air Quality. The position will be reorganized as an Information System Support Technician position. This also provides for the allocation necessary to support the position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	40,950

**Bureau of Air Quality 0250**

Initiative: Provides for the transfer of one Environmental Specialist II position and one Environmental Specialist III position to the General Fund from the Maine Environmental Protection account in Other Special Revenue funds to continue the current Bureau of Air Quality program levels.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2.000)
Personal Services	0	99,891

**Bureau of Air Quality 0250**

Initiative: Provides for the transfer out of one Clerk IV position to the Administration - Environmental Protection account and the transfer in of one Resource Administrator position from the Maine Environmental Protection Fund account with 40% funded by Other Special Revenue funds. This initiative also provides for the reorganization of a Clerk Typist III position to an Accountant I position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	3,057
All Other	0	(3,057)
Total	0	0

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF 06**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>99,891</b>

<b>FEDERAL EXPENDITURES FUND</b>	<b>(37,388)</b>	<b>(855,916)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>61,408</b>	<b>897,821</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>24,020</b>	<b>141,796</b>
-------------------------------------	---------------	----------------

**EXECUTIVE DEPARTMENT 07**

**State Planning Office 0082**

Initiative: Makes permanent a Senior Planner position, set up by Financial Order #05023. The incumbent in this position acts as the liaison between state, federal and regional agencies on habitat restoration projects and works on educational outreach on the need for habitat restoration. Funding is coordinated through the US Gulf of Maine Association and the Maine Coastal Program.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	9,515	57,082

<b>EXECUTIVE DEPARTMENT 07 DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>9,515</b>	<b>57,082</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>9,515</b>	<b>57,082</b>
-------------------------------------	--------------	---------------

**GOVERNOR BAXTER SCHOOL FOR THE DEAF 99L**

**Governor Baxter School for the Deaf 094L**

Initiative: Transfer from Personal Services to All Other to continue on the path directed by school approval.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(200,000)	0
All Other	200,000	0
Total	0	0

**Governor Baxter School for the Deaf 094L**

Initiative: Allocates funds made available through federal grants.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	60,452	0
Total	60,452	0

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	2,267	0
Total	2,267	0

<b>GOVERNOR BAXTER SCHOOL FOR THE DEAF 99L DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>60,452</b>	<b>0</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>2,267</b>	<b>0</b>

<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	<b>62,719</b>	<b>0</b>

**HUMAN SERVICES, DEPARTMENT OF 10**

**Office of Management and Budget 0142**

Initiative: Establishes 8 Systems Analyst positions and 4 Project Systems Analyst positions for the enhancement and maintenance of the Automated Client Eligibility System (ACES).

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(6.000)
Personal Services	0	405,952
All Other	0	30,000
Total	0	435,952

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	338,294
All Other	0	25,000
Total	0	363,294

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	67,659
All Other	0	5,000
Total	0	72,659

**Office of Management and Budget 0142**

Initiative: Establishes one Programmer Analyst position for a laboratory information management system.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	16,839	71,019
All Other	5,498	7,101
Total	22,337	78,120

**OMB Operations - Regional 0196**

Initiative: Establishes one Clerk Typist III position in support of the Division of Support, Enforcement and Recovery for the Ellsworth office.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	32,500
All Other	0	5,000
Total	0	37,500

**Community Services Center 0845**

Initiative: Establishes one Comprehensive Health Planner II position to administer the Domestic Violence and Assault program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	59,136
All Other	0	8,000
Total	0	67,136

**Community Services Center 0845**

Initiative: Provides funding for an upgrade of a Community Care Worker position to a Social Services Program Specialist I position for the Children's Residential Licensing program.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	3,900
All Other	0	8,000
Total	0	11,900

**Community Services Center 0845**

Initiative: Provides funding for an upgrade of a Human Services Aide II position to a Social Services Program Specialist I position for the Children's Residential Licensing program.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	11,575
All Other	0	8,000
Total	0	19,575

**Community Services Center 0845**

Initiative: Provides funding to increase a Social Services Program Specialist II position from 39 to 40 hours.

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	1,108	3,490

**Long-term Care - Human Services 0420**

Initiative: Transfers funds to Medicaid for Medicaid-eligible consumers.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(590,000)

**Disability Determination - Division of 0208**

Initiative: Establishes 2 Disability Claims Examiner positions to undertake new telephone interview procedures.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(2.000)	(2.000)
Personal Services	25,754	113,772
All Other	4,000	0
Total	29,754	113,772

**Health, Bureau of 0143**

Initiative: Provides funding for cooperative agreement with Council of State and Territorial Epidemiologists for epidemiology capacity for maternal and child health programs.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	67,476	67,476

**Health, Bureau of 0143**

Initiative: Provides funding for an upgrade of a Planning and Research Associate I position to a Planning and Research Associate II position in the Maine Cancer Registry.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	7,733	8,120

**Health, Bureau of 0143**

Initiative: Provides funding for the upgrade of a Public Health Educator II position to a Public Health Educator III position and a Clerk Typist II position to a Clerk Typist III position in the Maine Breast and Cervical Health Program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	11,764

**Health, Bureau of 0143**

Initiative: Provides funding for a nutrition grant with the United States Department of Agriculture to create dietary guidelines in schools.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	98,662	98,662

**Health, Bureau of 0143**

Initiative: Provides funds for the Maine Nutrition Network to improve nutritional status of Maine citizens.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	1,917,436	1,917,436

**Health, Bureau of 0143**

Initiative: Provides funding for the design and implementation of Internet-based nutrition education for the Women, Infants and Children program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	181,423	162,747

**Health, Bureau of 0143**

Initiative: Provides funding for the Women, Infants and Children program for the Electronic Banking Transaction/Electronic Systems Deliveries project.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	216,000	0

**Health, Bureau of 0143**

Initiative: Provides funds to build the capacity to gather, organize, analyze and make public health data.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	217,615

**Health, Bureau of 0143**

Initiative: Provides funds for an initiative to provide early detection and prevention of hepatitis C infection.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	508,676

**Health, Bureau of 0143**

Initiative: Provides funds for the enhancement of the Maine Cancer Registry.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	75,000

**Health, Bureau of 0143**

Initiative: Provides funding for the establishment of one limited-period Planning and Research Associate II position for a bladder cancer study. This position is established for the duration of the study to March 31, 2005.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	17,379	60,336
All Other	0	29,300
Total	17,379	89,636

**Health, Bureau of 0143**

Initiative: Provides funding to establish one Toxicologist/Epidemiologist position for Maine's Occupational Disease Surveillance Registry.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	16,940	71,136
All Other	2,000	3,500
Total	18,940	74,636

**Health, Bureau of 0143**

Initiative: Provides funds for laboratory supplies and contracts for analytical testing.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	550,000	0
Capital Expenditures	100,000	0
Total	650,000	0

**Health, Bureau of 0143**

Initiative: Allocates federal funds from the Centers for Disease Control and Prevention and the Health Resources and Services Administration for the establishment of 10 positions to upgrade Maine's preparedness for and response to bioterrorism, other outbreaks of infectious disease and other public health threats and emergencies in accordance with grant requirements. The position detail is on file with the Bureau of the Budget.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(10,000)	(10,000)
Personal Services	161,692	666,300
All Other	875,972	6,118,271
Capital Expenditures	125,000	635,000
Total	1,162,664	7,419,571

**Maternal and Child Health 0191**

Initiative: Provides funds for Maine's children with special needs to achieve the healthy people goal by 2010.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	300,000	300,000

**Bureau of Family Independence - Central 0100**

Initiative: Eliminates one Clerk Typist II position and one Family Independence Specialist position to establish Information Technology positions to support and maintain the Automated Client Eligibility System (ACES).

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	0	(-2,000)

**Bureau of Family Independence - Central 0100**

Initiative: Provides funds for the enhancement and maintenance of the Automated Client Eligibility System (ACES).



<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	687,352
Total	0	687,352
<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	760,011
Total	0	760,011
<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	45,591
Total	0	45,591

**Bureau of Family Independence - Central 0100**

Initiative: Establishes one Human Services Enforcement Agent position and one Human Services Aide III position in the Ellsworth Regional office.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2.000)
Personal Services	0	75,120
All Other	0	97,120
Total	0	172,240

**Bureau of Family Independence - Central 0100**

Initiative: Establishes one Support Enforcement District Supervisor position in the Ellsworth Regional office.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	54,910
All Other	0	48,560
Total	0	103,470

**Bureau of Medical Services 0129**

Initiative: Establishes one Comprehensive Health Planner I position for the Claims Management System's quality improvement and evaluation.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	11,474	46,622
All Other	6,234	7,389
Total	17,708	54,011

**Bureau of Medical Services 0129**

Initiative: Establishes one Records Technician II position for the Certified Nursing Assistant Registry.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	8,521	34,579
All Other	6,018	7,914
Total	14,539	42,493

**Medical Care - Payments to Providers 0147**

Initiative: Provides for the adjustment of the Federal Financial Percentage (FFP) rate change in federal fiscal year 2002-03.

Federal deallocation includes the Department of Behavioral and Developmental Services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	2,235,345
Total	0	2,235,345
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(3,300,200)
Total	0	(3,300,200)

**Medical Care - Payments to Providers 0147**

Initiative: Transfers home-based care funds to the Medicaid program and provides for the federal share matching funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	590,000
Total	0	590,000
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	1,175,410
Total	0	1,175,410

**Medical Care - Payments to Providers 0147**

Initiative: Transfers state matching funds for substance abuse services to the Department of Behavioral and Developmental Services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(1,449,290)

**Newborn Hearing Program 0926**

Initiative: Provides funding for increased newborn screenings and early intervention.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	28,660	28,660
Capital Expenditures	43,825	43,825
Total	72,485	72,485

**Elder and Adult Services, Bureau of 0140**

Initiative: Provides funds to increase the hours of a Social Services Program Specialist II position from 20 to 40 hours a week to meet the requirements of the Augusta Mental Health Institute Consent Decree.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(0.500)
Personal Services	0	34,315

**Elder and Adult Services, Bureau of 0140**

Initiative: Provides funds for 2 Human Services Caseworker positions necessary to comply with the Augusta Mental Health Institute Consent Decree and to adjust All Other funds to partially offset the cost of the positions.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2.000)
Personal Services	0	96,250
All Other	0	(11,284)

Total	0	84,966
-------	---	--------

**Medical Care - Payments to Providers 0147**

Initiative: Provides for the allocation of funds to cover the federal share of the increase in targeted case management for child welfare and adult protective case management services.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	7,212,124	4,188,114

**Nursing Facilities 0148**

Initiative: Provides for the adjustment of the Federal Financial Percentage (FFP) rate change in federal fiscal year 2002-03.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	562,245

Total	0	562,245
-------	---	---------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(809,604)

Total	0	(809,604)
-------	---	-----------

**Foster Care 0137**

Initiative: Provides for the adjustment of the Federal Financial Percentage (FFP) rate change in federal fiscal year 2002-03.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	83,129

Total	0	83,129
-------	---	--------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(83,129)

Total	0	(83,129)
-------	---	----------

**HUMAN SERVICES, DEPARTMENT OF 10  
DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>1,550,710</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>11,315,383</b>	<b>13,692,735</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>691,277</b>	<b>1,448,506</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>1,108</b>	<b>121,740</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>12,007,768</b>	<b>16,813,691</b>
-------------------------------------	-------------------	-------------------

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF 09**

**Endangered Nongame Operations 0536**

Initiative: Provides for the allocation of funds for 2 limited-period Biology Specialist positions to carry out lynx research. The study will be concluded in 2003 and the positions will be abolished.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	35,860	107,814

**Public Information and Education, Division of 0729**

Initiative: Provides for the transfer of headcount to properly reflect the headcount authorized in Public Law 2001, chapter 434.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - FTE Count	(1,534)	(1,534)

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - FTE Count	(-1,534)	(-1,534)

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF 09**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>35,860</b>	<b>107,814</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>0</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>35,860</b>	<b>107,814</b>
-------------------------------------	---------------	----------------

**JUDICIAL DEPARTMENT 40**

**Courts**

Initiative: Provides for the allocation of funds for the establishment of a 1/2 Evaluation position for child protection proceedings.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(0,500)
Personal Services	0	46,325
All Other	0	1,500

Total	0	47,825
-------	---	--------

**Courts**

Initiative: Provides for the allocation of funds to continue the limited period Court Appointed Special Advocate (CASA) staff attorney position. This position will end on June 14, 2003.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	57,990
All Other	0	2,500

Total	0	60,490
-------	---	--------

**JUDICIAL DEPARTMENT 40**

**DEPARTMENT TOTALS**

<b>FEDERAL EXPENDITURES FUND</b>	<b>0</b>	<b>47,825</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>60,490</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>108,315</b>
-------------------------------------	----------	----------------

**LABOR, DEPARTMENT OF 12**

**Employment Services Activity 0852**

Initiative: Provides for the redistribution of funds between Personal Services and All Other to more appropriately support Maine's 23 career centers.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
---------------------	----------------	----------------

Personal Services	0	(214,892)
All Other	0	214,892
Total	0	0

**Employment Services Activity 0852**

Initiative: Provides for the transfer of one Job Service Manager II position from the Employment Services Activity program to the Administration program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(71,531)

**Rehabilitation Services 0799**

Initiative: Provides funding for the continuation of 2 Rehabilitation Services Manager positions to September 7, 2002.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	18,766	30,870

**Safety Education and Training Programs 0161**

Initiative: Provides funding for the reclassification of one vacant Statistician III position (#01520-0696) to one Planning and Research Associate II position, as approved by the Bureau of Human Resources.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	2,617	2,693

**Administration - Labor 0030**

Initiative: Provides for the transfer of one Job Service Manager II position from the Employment Services Activity program to the Administration program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	71,531

**Rehabilitation Services 0799**

Initiative: Provides for the transfer of one Clerk Typist III position from the Employment Services program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	43,422

**Employment Services 0852**

Initiative: Provides for the transfer of one Clerk Typist III position to the Rehabilitation Services program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(43,422)

**Safety Education and Training Program 0161**

Initiative: Provides funding for the transfer of one vacant Clerk Typist III position from the federal regulatory program.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	0	34,868

**Regulation and Enforcement 0159**

Initiative: Provides for the deallocation of funds for the transfer of one vacant Clerk Typist III position to the Safety Education Training program.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	0	(34,868)

**LABOR, DEPARTMENT OF 12 DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>18,766</b>	<b>(3,998)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2,617</b>	<b>37,561</b>

**DEPARTMENT TOTAL - ALL FUNDS**

	<b>21,383</b>	<b>33,563</b>
--	---------------	---------------

**MARINE RESOURCES, DEPARTMENT OF 13**

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer out of one Marine Resource Specialist I position from the Federal Expenditures Fund to the Eel and Elver Management Fund to assist in conducting research in the fishery.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-1.000)	(-1.000)
Personal Services	(9,275)	(37,184)
All Other	(185)	(743)

Total	(9,460)	(37,927)
-------	---------	----------

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	9,275	37,184
All Other	185	743

Total	9,460	37,927
-------	-------	--------

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer in of one Marine Resource Scientist I position from the Eel and Elver Management Fund to the Federal Expenditures Fund.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	12,282	47,198
All Other	245	943

Total	12,527	48,141
-------	--------	--------

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-1.000)	(-1.000)
Personal Services	(12,282)	(47,198)
All Other	(245)	(943)

Total	(12,527)	(48,141)
-------	----------	----------

**Bureau of Resource Management 0027**

Initiative: Provides funding to continue one project Marine Resource Specialist II position to December 31, 2002.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	9,354	21,595

All Other	187	431
Total	9,541	22,026

**Bureau of Resource Management 0027**

Initiative: Provides for extending the end date of one limited-period Marine Resource Scientist I position to December 31, 2002.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	9,833	22,680
All Other	196	453
Total	10,029	23,133

**Bureau of Resource Management 0027**

Initiative: Funds a proposed position reclassification from a Marine Resource Technician position to a Marine Resource Specialist I position to better support research in various fisheries.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	678	2,720
All Other	14	55
Total	692	2,775

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer in of one Marine Resource Scientist II position from the Eel and Elver Management Fund to conduct federally funded research in marine fisheries.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	13,453	51,958
All Other	270	1,040
Total	13,723	52,998

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(13,453)	(51,958)
All Other	(270)	(1,040)
Total	(13,723)	(52,998)

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer out of one Marine Resource Scientist I position and one Marine Resource Scientist III position to appropriately align funding sources with assigned duties.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-2,000)
Personal Services	0	(121,410)

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer of a 1/2 Clerk Typist II position to appropriately align funding sources with assigned duties.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(0.500)
Personal Services	0	22,025

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer out of one Marine Resource Scientist III position and a 1/2 Clerk Typist II position to appropriately align funding sources with assigned duties.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1,500)
Personal Services	0	(96,378)

**Bureau of Resource Management 0027**

Initiative: Provides for the transfer in of one Marine Resource Scientist I position and one Marine Resource Scientist III position to appropriately align funding sources with assigned duties.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2,000)
Personal Services	0	121,410
All Other	0	2,428
Total	0	123,838

**Division of Community Resource Development 0043**

Initiative: Provides for the transfer out of one Director, Marketing position in order to appropriately align funding sources with assigned duties.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1,000)
Personal Services	0	(74,863)

**Division of Community Resource Development 0043**

Initiative: Provides for the transfer in of one Director, Marketing position to appropriately align funding sources with assigned duties.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1,000)
Personal Services	0	74,863
All Other	0	1,498
Total	0	76,361

**Division of Administrative Services 0258**

Initiative: Provides funding for the approved reclassification of one Secretary position to one Administrative Secretary position in the Division of Administrative Services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	2,448
All Other	0	(2,448)
Total	0	0

**Division of Administrative Services 0258**

Initiative: Provides for the transfer in of one Departmental Information Systems Manager position, one Personnel Officer position and a 1/2 Clerk Typist III position to appropriately align funding sources with assigned duties.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(2,500)
Personal Services	0	173,061

**Division of Administrative Services 0258**

Initiative: Provides for the transfer in of one Marine Resource Scientist III position to appropriately align funding sources with assigned duties.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(1,000)
Personal Services	0	74,353
All Other	0	1,487
<b>Total</b>	<b>0</b>	<b>75,840</b>

**Division of Administrative Services 0258**

Initiative: Provides for the transfer out of one Department Information Systems Manager position, one Personnel Officer position and a 1/2 Clerk Typist III position in order to appropriately align funding sources with assigned duties.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(-2,500)
Personal Services	0	(173,061)

**MARINE RESOURCES, DEPARTMENT OF 13  
DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>(1,187)</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>37,052</b>	<b>111,146</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>(16,790)</b>	<b>(56,612)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>20,262</b>	<b>53,347</b>
-------------------------------------	---------------	---------------

**PROFESSIONAL AND FINANCIAL REGULATION,  
DEPARTMENT OF 02**

**Banking - Bureau of 0093**

Initiative: Transfers a Consumer Credit Outreach Specialist position to the Office of Consumer Credit Regulation and transfers allotment from the Securities Division to the Office of Securities in accordance with Public Law 2001, chapter 182.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(-14,000)	(-14,000)
Personal Services	(62,750)	(834,802)
All Other		(173,409)
<b>Total</b>	<b>(62,750)</b>	<b>(1,008,211)</b>

**Office of Consumer Credit Regulation 0091**

Initiative: Transfers a Consumer Credit Outreach Specialist position from the Bureau of Banking to the Office of Consumer Credit Regulation. Also, reclassifies the Consumer Credit Outreach Specialist position to a Principal Consumer Credit Examiner position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	65,650	67,350

**Licensing and Enforcement 0352**

Initiative: Provides funding for one Boiler Inspector position, one Elevator Inspector position and one Clerk Typist III position for the elevator and boiler inspection programs to increase compliance with safety standards that relate to the maintenance of boilers and elevators and to strengthen the State's ability to

enforce current safety standards. Also provides funding for the reclassification of an Elevator Inspector position to a Senior Elevator Inspector position.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(3,000)	(3,000)
Personal Services	42,160	177,300
All Other	18,150	29,600
<b>Total</b>	<b>60,310</b>	<b>206,900</b>

**Engineers - Board of Registration For Professional 0369**

Initiative: Increases per diem line to pay for board members' attendance at hearings and special meetings, provides for discipline investigation and hearings, improves communications by a biennial newsletter to registrants and provides for the increased cost of examinations.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	2,000	2,000
All Other	15,262	18,309
<b>Total</b>	<b>17,262</b>	<b>20,309</b>

**Securities - Office of 0943**

Initiative: Provides an allocation of funds to the Office of Securities as a result of a transfer from the Bureau of Banking.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(13,000)	(13,000)
Personal Services	3,500	791,799
All Other	0	248,409
<b>Total</b>	<b>3,500</b>	<b>1,040,208</b>

**PROFESSIONAL AND FINANCIAL REGULATION,  
DEPARTMENT OF 02  
DEPARTMENT TOTALS**

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>83,972</b>	<b>326,556</b>
------------------------------------	---------------	----------------

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>83,972</b>	<b>326,556</b>
-------------------------------------	---------------	----------------

**PUBLIC SAFETY, DEPARTMENT OF 16**

**Drug Enforcement Agency 0388**

Initiative: Provides funds required to maintain the proper level of compensation to contracted agents in a manner equivalent to the State Police contract. General Fund funding is required to meet the 25% state match of federal funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	63,542
<b>Total</b>	<b>0</b>	<b>63,542</b>

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	156,480	127,082

<b>Total</b>	<b>156,480</b>	<b>127,082</b>
--------------	----------------	----------------

**Drug Enforcement Agency 0388**

Initiative: Provides funds for drug enforcement in Washington County.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	80,000

**State Police 0291**

Initiative: Allocates funds for State Police assistance for public safety details as authorized by the Chief of the State Police under the Maine Revised Statutes, Title 25, section 1502.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	766,991
All Other	0	14,333
<b>Total</b>	<b>0</b>	<b>781,324</b>

**State Police 0291**

Initiative: Allocates funds for the creation of 6 State Trooper positions necessary to implement a resident State Police officer program as authorized by Public Law 1999, chapter 119.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(6.000)
Personal Services	0	390,763
All Other	0	133,358
Capital Expenditures	0	156,000
<b>Total</b>	<b>0</b>	<b>680,121</b>

**State Police 0291**

Initiative: Appropriates funds to create 7 positions to include 2 Data Entry Specialist positions, 2 Identification Specialist I positions, 2 Identification Specialist II positions and one Identification Specialist III position in order to perform background checks for large companies. With this request the bureau will be able to perform 49,500 additional background checks, which will generate \$158,400 in General Fund revenue and \$237,600 in Highway Fund revenue.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(7.000)
Personal Services	0	81,066
All Other	0	73,033
<b>Total</b>	<b>0</b>	<b>154,099</b>

<b>Highway Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	121,599
All Other	0	109,548
<b>Total</b>	<b>0</b>	<b>231,147</b>

**Administration - Public Safety 0088**

Initiative: Allocates funds to administer the criminal justice grant programs transferred to Administrative Services by Public Law 2001, chapter 439.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	1,287,674

**Administration - Public Safety 0088**

Initiative: Provides for the allocation of funds to create an Accounting Technician position necessary to manage the State Police assistance programs as authorized by the Maine Revised Statutes, Title 25, section 1502, including resident trooper, turnpike and special details.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	11,607	49,331
All Other	1,269	5,122

<b>Total</b>	<b>12,876</b>	<b>54,453</b>
--------------	---------------	---------------

**Criminal Justice Academy 0290**

Initiative: Provides for the allocation of funds for the reimbursement of staff costs associated with maintaining law enforcement officer certifications for radar, accident reconstruction, Intoxilyzer operations, drug recognition and sobriety testing programs.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	25,000
All Other	0	6,505
<b>Total</b>	<b>0</b>	<b>31,505</b>

**PUBLIC SAFETY, DEPARTMENT OF 16**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>297,641</b>
<b>HIGHWAY FUND</b>	<b>0</b>	<b>231,147</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>156,480</b>	<b>1,446,261</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>12,876</b>	<b>1,515,898</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>169,356</b>	<b>3,490,947</b>

**SECRETARY OF STATE, DEPARTMENT OF THE 29**

**Bureau of Administrative Services and Corporations 0692**

Initiative: Provides for the appropriation of funds to cover costs of bond referenda in June 2002.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	121,392	0

**SECRETARY OF STATE, DEPARTMENT OF THE 29**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>121,392</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>121,392</b>	<b>0</b>

**TRANSPORTATION, DEPARTMENT OF 17**

**Augusta State Airport 0325**

Initiative: Provides an allocation of funds for the increase in cost of the lease with the City of Augusta at the Augusta State Airport.

<b>Augusta State Airport Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	20,000	20,000

**Administration - Aeronautics 0294**

Initiative: Provides for the appropriation of All Other funding to be transferred to the Augusta State Airport Fund for the in-

creased cost of the amended airport operating lease with the City of Augusta.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	20,000	20,000
<b>TRANSPORTATION, DEPARTMENT OF 17</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>20,000</b>	<b>20,000</b>
<b>AUGUSTA STATE AIRPORT FUND</b>	<b>20,000</b>	<b>20,000</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>40,000</b>	<b>40,000</b>

**TREASURER OF STATE, OFFICE OF 28**

**Administration - Treasury 0022**

Initiative: Establishes one Accounting Technician position previously created in Financial Order 5230 F2 to be funded through the Federal Cash Management Improvement Act (CMIA) to oversee the Cash Management Improvement Act functions and prepare the contract with and the yearly report to the Federal Government on behalf of all state agencies that use federal funds covered by this Act.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Position - Legislative Count	(1,000)	(1,000)
Personal Services	5,030	34,506
All Other	1,542	6,922
<b>Total</b>	<b>6,572</b>	<b>41,428</b>

**TREASURER OF STATE, OFFICE OF 28**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>6,572</b>	<b>41,428</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>6,572</b>	<b>41,428</b>

**UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE 78A**

**Education and General Activities, University of Maine System 0031**

Initiative: Increases allocation for the Maine Community Policing Institute (MCPI) program within the University of Maine System based on projected additional available funds from the Judicial Department.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	350,000

**UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE 78A**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>350,000</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>350,000</b>

<b>SECTION TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>3,459,877</b>	<b>12,146,221</b>
<b>HIGHWAY FUND</b>	<b>0</b>	<b>231,147</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>12,491,521</b>	<b>5,917,399</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>1,934,404</b>	<b>14,360,968</b>
<b>FEDERAL BLOCK GRANT FUND</b>	<b>73,793</b>	<b>192,158</b>
<b>RISK MANAGEMENT FUND</b>	<b>6,967</b>	<b>45,684</b>
<b>WORKERS' COMPENSATION MANAGEMENT FUND</b>	<b>6,255</b>	<b>40,978</b>
<b>AUGUSTA STATE AIRPORT FUND</b>	<b>20,000</b>	<b>20,000</b>
<b>ALCOHOLIC BEVERAGES FUND</b>	<b>140,000</b>	<b>140,000</b>

<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$18,132,817</b>	<b>\$33,094,555</b>
----------------------------------	---------------------	---------------------

**PART B**

**Sec. B-1. Supplemental appropriations and allocations.** There are appropriated and allocated from various funds for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the following sums.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF 18**

**Budget, Bureau of the 0055**

Initiative: Provides for the deappropriation of funds no longer required for the development and operation of the BFMS system.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(\$30,000)	(\$30,000)

**Buildings and Grounds Operations 0080**

Initiative: Provides for the deappropriation of funds related to fuel and utilities. The Burton M. Cross Building is providing heating and cooling efficiencies, making savings available.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(321,750)	(321,750)

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

Initiative: Provides for the one-time deappropriation of funds that would have been used for roof and weatherization repairs. These funds will be replaced with PVE funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(275,000)	0

Initiative: Provides for the allocation of PVE funds to replace General Fund money earmarked for weatherization and roofing projects.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	275,000	0

Initiative: Provides for the one-time deappropriation of funds resulting from a reexamination of project priorities and returning modest balances left over on completed projects that would normally be used for other emergency repairs.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(200,962)	(507,600)

**Departments and Agencies Statewide 0016**

Initiative: Provides for the deappropriation of funds from a 2% reduction in All Other expenditures from departments and agencies statewide.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(4,732,056)

**Salary Plan 0305**

Initiative: Provides for the deappropriation of funds from personal services savings achieved from departments and agencies statewide.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	0	(6,254,805)

**Alcoholic Beverages - General Operations 0015**

Initiative: Provides for the deallocation of funds related to savings from lease buyout negotiations. These savings will increase General Fund revenue by \$234,203 in fiscal year 2001-02.

<b>Alcoholic Beverages Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(234,203)	0

**Revenue Services, Bureau of 0002**

Initiative: Provides for the appropriation of Personal Services funds to pay the costs of overtime related to revenue collections in the Compliance Division. The additional overtime will increase General Fund revenue by \$1,921,724 in fiscal year 2001-02 and \$3,843,451 in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	104,000	250,000

**Debt Service - Governmental Facilities Authority**

Initiative: Deappropriates funds from additional savings resulting from state office building renovation costs being less than anticipated.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(500,000)	0

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF 18 DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>2001-02</b>	<b>2002-03</b>
(1,223,712)	(11,596,211)	
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>275,000</b>	<b>0</b>
<b>ALCOHOLIC BEVERAGES FUND</b>	<b>(234,203)</b>	<b>0</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(1,182,915)</b>	<b>(11,596,211)</b>

**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF 01**

**Harness Racing Commission 0320**

Initiative: Provides for a one-time reduction from the postponement of reimbursing the Health and Environmental Testing Laboratory for the purchase of updated drug-testing equipment.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(86,024)	0

**AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF 01 DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(86,024)</b>	<b>0</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(86,024)</b>	<b>0</b>

**ARTS COMMISSION, MAINE 94W**

**Arts - Administration 0178**

Initiative: Provides for a deappropriation of funds to limit growth in this program. Savings will be realized from a reduction in grants to Discovery Research, Partners in Art and the New Century Community Program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(36,112)	(45,204)

**ARTS COMMISSION, MAINE 94W DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(36,112)</b>	<b>(45,204)</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(36,112)</b>	<b>(45,204)</b>

**ATTORNEY GENERAL, DEPARTMENT OF THE**

**Administration - Attorney General**

Initiative: Deappropriates funds from one-time savings accrued from the delayed hiring of one position until January 1, 2003.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(16,914)	(24,432)

**District Attorneys Salaries**

Initiative: Deappropriates funds from one-time salary savings.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(18,527)	(26,761)

**ATTORNEY GENERAL, DEPARTMENT OF THE DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(35,441)</b>	<b>(51,193)</b>
<hr/>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(35,441)</b>	<b>(51,193)</b>

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF 14**

**Departmentwide 0019**

Initiative: Eliminates 3 positions by consolidating administrative functions.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-3.000)



Personal Services	0	(150,000)
All Other	0	(9,000)
Total	0	(159,000)

**Bangor Mental Health Institute 0120**

Initiative: Deallocates funding due to savings from reduced fuel costs.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(51,564)	0

**Disproportionate Share - Bangor Mental Health Institute 0734**

Initiative: Deappropriates funding due to savings from reduced fuel costs.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(26,017)	0

**Regional Operations 0863**

Initiative: Reduces funding due to savings in overhead costs from the delay of hiring Mental Health Mental Retardation Caseworkers.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(78,333)	0

**Office of Management and Budget 0164**

Initiative: Deappropriates funds for information systems expenditures due to federal reimbursement from the Medicaid program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(154,333)

**Mental Health Service - Community 0121**

Initiative: Allocates fund for information systems expenditures.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	154,333

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF 14**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
GENERAL FUND	(104,350)	(313,333)
OTHER SPECIAL REVENUE FUNDS	(51,564)	0
FEDERAL EXPENDITURES FUND	0	154,333
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(155,914)</b>	<b>(159,000)</b>

**CONSERVATION, DEPARTMENT OF 04**

**Division of Forest Protection 0232**

Initiative: Provides for the deappropriation of \$119,000 of capital in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Capital Expenditures	(119,000)	0

Initiative: Provides for the deappropriation of \$97,000 in Personal Services in fiscal year 2002-03 from closing the Old Town

maintenance shop and abolishing one Auto Mechanic Supervisor position and one limited period Auto Mechanic I position.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0,000)	(-1,000)
Personal Services	0	(97,000)

Initiative: Provides for the deappropriation of \$90,000 in Personal Services from salary savings.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(90,000)	0

**Parks General Operations 0221**

Initiative: Provides for the deappropriation of \$100,000 in salary savings in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(100,000)	0

**Land Use Regulation Commission 0236**

Initiative: Provides for the deappropriation of \$22,000 in capital in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Capital Expenditures	(22,000)	0

**Land Use Regulation Commission 0236**

Initiative: Provides for the deappropriation of \$20,000 in Personal Services from salary savings.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(20,000)	0

**Administrative Services - Conservation 0222**

Initiative: Provides for the deappropriation of \$60,000 from All Other. These funds will come from the rents line, and the expense will be paid for by dedicated di-cap funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(60,000)	(60,000)

**CONSERVATION, DEPARTMENT OF 04**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
GENERAL FUND	(411,000)	(157,000)
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(411,000)</b>	<b>(157,000)</b>

**DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF 15**

**Military Training and Operations 0108**

Initiative: Provides for the deappropriation of funds through the elimination of custodial services at armories.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(39,243)	(113,227)

**Administration - Maine Emergency Management Agency 0214**

Initiative: Provides for the deappropriation of funds through the reduction of general operating expenses.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(10,174)	(29,355)

**DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF 15**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(49,417)</b>	<b>(142,582)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(49,417)</b>	<b>(142,582)</b>

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF 19**

**Administration - Economic and Community Development 0069**

Initiative: Deappropriates funds granted to the Maine Technology Institute, due to temporary reductions in new technology commercialization activity.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(500,000)	0

**Administration - Economic and Community Development 0069**

Initiative: Deappropriates funds for general operations.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(34,841)	(40,804)

**Forum Francophone 0882**

Initiative: Deappropriates all funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(75,000)

**Business Development 0585**

Initiative: Deappropriates marketing and general operating funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(50,318)	(50,318)

**Community Development Block Grant Program 0587**

Initiative: Deappropriates general operating funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,517)	(3,554)

**Office of Tourism 0577**

Initiative: Deappropriates marketing and general operating funds.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(118,705)	(118,705)

**Maine Biomedical Research Fund**

Initiative: Provides ongoing funds for the Maine Biomedical Research Fund to support biomedical research in Maine.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	3,000,000

**ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF 19**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(707,381)</b>	<b>2,711,619</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(707,381)</b>	<b>2,711,619</b>

**EDUCATION, DEPARTMENT OF 05**

**Education in Unorganized Territory 0220**

Initiative: Deappropriates funds due to a projected decrease in elementary and secondary tuition costs.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(800,000)

**Preschool Handicapped 0449**

Initiative: Deappropriates funds by limiting program operations to within available resources.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(500,000)	(1,500,000)

**EDUCATION, DEPARTMENT OF 05**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(500,000)</b>	<b>(2,300,000)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(500,000)</b>	<b>(2,300,000)</b>

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF 06**

**Land and Water Quality 0248**

Initiative: Deappropriates funds for the required 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(85,728)	0

**Remediation and Waste Management 0247**

Initiative: Deappropriates funds for the required 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(32,403)	0

**Air Quality 0250**

Initiative: Deappropriates funds for the required 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(35,000)	0

**Administration - Environ Protection 0251**

Initiative: Deappropriates funds for the required 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(76,869)	0

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF 06**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(230,000)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(230,000)</b>	<b>0</b>

**ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL 94E**

**Governmental Ethics and Election Practices, Commission on 0414**

Initiative: Provides for deappropriation of funds due to hiring 2 new employees at lower than budgeted steps as well as recognizing some savings in printing and mailing costs associated

with the implementation of the new Electronic Filing System for candidates, lobbyists and political action committees.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(7,044)	(6,000)
All Other	0	(1,724)
Total	(7,044)	(7,724)

**ETHICS AND ELECTION PRACTICES,  
COMMISSION ON GOVERNMENTAL 94E  
DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(7,044)</b>	<b>(7,724)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(7,044)</b>	<b>(7,724)</b>

**EXECUTIVE DEPARTMENT 07**

**Blaine House 0072**

Initiative: Provides for the one-time deappropriation of Personal Services and All Other to meet necessary budget reductions. The savings will be achieved through salary savings and a reduction in discretionary spending.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(13,890)	(13,890)
All Other	(3,000)	(3,000)
Total	(16,890)	(16,890)

**Administration - Executive - Governor's Office 0165**

Initiative: Provides for the one-time deappropriation of Personal Services and All Other to meet necessary budget reductions. The savings will be achieved through salary savings. All Other reductions will be met by reducing travel and dues to professional associations.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(54,289)	(54,289)
All Other	(20,000)	(20,000)
Total	(74,289)	(74,289)

**Ombudsman Program 0103**

Initiative: Provides for the reduction in All Other in fiscal year 2001-02 due to a delay in the implementation of the program. The reduction in All Other in fiscal year 2002-03 is the result of cost-containment measures.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(106,000)	(6,310)

**Planning Office 0082**

Initiative: Provides for a reduction in grant funds for one year only in the Land Use Team to meet budget reduction targets.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(75,000)	0

**EXECUTIVE DEPARTMENT 07**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(272,179)</b>	<b>(97,489)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(272,179)</b>	<b>(97,489)</b>
---	------------------	-----------------

**FINANCE AUTHORITY OF MAINE 94F**

**Student Financial Assistance Programs 0653**

Initiative: Provides for the deappropriation of funds to limit program growth.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(250,000)	0

**FINANCE AUTHORITY OF MAINE 94F**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(250,000)</b>	<b>0</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(250,000)</b>	<b>0</b>
---	------------------	----------

**HISTORIC PRESERVATION COMMISSION,  
MAINE 94P**

**Historic Preservation Commission 0036**

Initiative: Provides for a deappropriation of funds to limit growth in this program. Savings will be realized from a reduction in grants to the New Century Community Program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(13,857)	(16,869)

**HISTORIC PRESERVATION COMMISSION,  
MAINE 94P**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(13,857)</b>	<b>(16,869)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(13,857)</b>	<b>(16,869)</b>
---	-----------------	-----------------

**HUMAN SERVICES, DEPARTMENT OF 10**

**OMB Operations - Regional 0196**

Initiative: Reduction in regional office project delays (DROMBO).

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(200,000)	0

**Purchased Social Services 0228**

Initiative: Provides for 4% administrative reduction in Purchased Social Services agencies.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(400,000)

**Purchased Social Services 0228**

Initiative: Reduction from contract balances carryover.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(359,859)

**Elder and Adult Services, Bureau of 0140**

Initiative: Reduction due to homemaker surplus based on shortage of personal care attendants.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(238,463)	0

**Elder and Adult Services, Bureau of 0140**

Initiative: Reduction based on contract balances carryover in the Bureau of Elder and Adult Services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(120,357)

**Long-term Care - Human Services 0420**

Initiative: Reduction from contract balances carryover.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(746,805)	(746,805)

**Long-term Care - Human Services 0420**

Initiative: Reduction due to Home-based Care qualification for Medicaid match.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(1,200,000)

**Congregate Housing 0211**

Initiative: Reduction due to congregate housing surplus based on late start-up of assisted living facilities.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(96,774)	0

**Health, Bureau of 0143**

Initiative: Reduction based on contract balances carryover in the Bureau of Health.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(119,784)

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

Initiative: Reduction in General Assistance due to a surplus.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(250,000)	0

**Bureau of Medical Services 0129**

Initiative: Rescheduling of Claims Management System payment to fiscal year 2003-04 based on project schedule.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(821,000)

Total	0	(821,000)
-------	---	-----------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(821,000)

Total	0	(821,000)
-------	---	-----------

**Medical Care - Payments to Providers 0147**

Initiative: Reduction due to enhanced estate recovery and asset transfer recoupment from Medicaid clients.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(500,000)

**Medical Care - Payments to Providers 0147**

Initiative: Reduction due to noneligibility cuts.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,997,750)	(758,250)

Total	(1,997,750)	(758,250)
-------	-------------	-----------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,958,570)	(1,492,418)

Total	(3,958,570)	(1,492,418)
-------	-------------	-------------

**Medical Care - Payments to Providers 0147**

Initiative: Reduction due to prior authorization increase.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(1,675,000)

Total	0	(1,675,000)
-------	---	-------------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(3,296,802)

Total	0	(3,296,802)
-------	---	-------------

**Medical Care - Payments to Providers 0147**

Initiative: Reduction due to Medical Assistance Payments reprojected.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(6,400,000)	(13,900,000)

Total	(6,400,000)	(13,900,000)
-------	-------------	--------------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(12,681,664)	(25,587,120)

Total	(12,681,664)	(25,587,120)
-------	--------------	--------------

**Nursing Facilities 0148**

Initiative: Reduction due to Nursing Facilities reprojected.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,400,000)	(3,200,000)

Total	(2,400,000)	(3,200,000)
-------	-------------	-------------

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,755,624)	(6,298,368)

Total	(4,755,624)	(6,298,368)
-------	-------------	-------------

**Health, Bureau of 0143**

Initiative: Reduction in the Bureau of Health to correct an over-appropriation in Public Law 2001, chapter 450.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(400,000)	0

**Medical Care - Payments to Providers 0147**

Initiative: Provides for the deallocation of the federal matching share of the estate recovery and asset transfer.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(492,560)

<b>HUMAN SERVICES, DEPARTMENT OF 10</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
GENERAL FUND	(12,729,792)	(23,801,055)
FEDERAL EXPENDITURES FUND	(21,395,858)	(37,988,268)
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(34,125,650)</b>	<b>(61,789,323)</b>

**HUMANITIES COUNCIL, MAINE 95H**

**Humanities Council 0942**

Initiative: Provides for a deappropriation of funds to limit growth in this program. Savings will be realized through a reduction of pass-through grants or direct program services.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,964)	(4,659)

**HUMANITIES COUNCIL, MAINE 95H**

<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(2,964)</b>	<b>(4,659)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(2,964)</b>	<b>(4,659)</b>

**INNOVATION, CENTERS FOR 95I**

**Centers for Innovation 0911**

Initiative: Provides for deappropriation of funds to limit growth in this program. The reduction will be managed by fewer pass-through grants and reducing educational publications.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(12,320)	(18,234)

**INNOVATION, CENTERS FOR 95I**

<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(12,320)</b>	<b>(18,234)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(12,320)</b>	<b>(18,234)</b>

**JUDICIAL DEPARTMENT 40**

**Courts**

Initiative: Provides for the deappropriation of funds to meet reduced budget requirements. These reductions will be achieved by limiting overtime, delayed hiring and delayed purchase of needed equipment.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(125,000)	(250,000)
All Other	(150,000)	0
Capital Expenditures	(70,000)	(200,000)
Total	(345,000)	(450,000)

**JUDICIAL DEPARTMENT 40**

<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(345,000)</b>	<b>(450,000)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(345,000)</b>	<b>(450,000)</b>

**LABOR, DEPARTMENT OF 12**

**Governor's Training Initiative Program 0842**

Initiative: Provides for the deappropriation of this program's portion of the department's 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(27,160)	0
All Other	(890,912)	0
Total	(918,072)	0

**Employment Services Activity 0852**

Initiative: Provides for the deappropriation of this program's portion of the department's 4% reduction.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(100,000)	0

**Rehabilitation Services 0799**

Initiative: Provides for the deappropriation of salary savings realized by maintaining one Rehabilitation Counselor position vacant in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(40,000)	0

**Administration - Bureau of Labor Standards 0158**

Initiative: Provides for the deappropriation of salary savings realized by maintaining one Clerk Typist III position vacant in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(30,000)	0

**LABOR, DEPARTMENT OF 12**

<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(1,088,072)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(1,088,072)</b>	<b>0</b>

**LAW AND LEGISLATIVE REFERENCE LIBRARY 31**

**Law and Legislative Reference Library**

Initiative: Deappropriates funds from reducing funding for out-of-state travel and operational expenses of the library and from the available unencumbered balance forward in the All Other line category and Capital Expenditures in fiscal year 2001-02.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(22,801)	(11,426)
Capital Expenditures	(19,357)	0
Total	(42,158)	(11,426)

**LAW AND LEGISLATIVE REFERENCE LIBRARY 31**

<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(42,158)</b>	<b>11,426</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(42,158)</b>	<b>11,426</b>

**LEGISLATURE 30**

**Legislature**

Initiative: Deappropriates funds from reducing funding for general operating expenses, out-of-state travel, computer-related costs and expected savings from lower telephone costs and, in fiscal year 2001-02 only, from available funding for Capital Expenditures.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Person Services	(39,842)	0
All Other	(25,000)	(140,000)
Capital Expenditures	(8,000)	0
<b>Total</b>	(72,842)	(140,000)

**Study Commissions - Funding**

Initiative: Deappropriates funds from expected savings in the costs to conduct various studies.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(10,000)	0

**Reserve Fund for State House Preservation and Maintenance**

Initiative: Deappropriates funds from reducing funding for this program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(75,000)	(50,000)

**State House and Capital Park Commission**

Initiative: Deappropriates funds from reducing funding for the commission.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(25,000)	(25,000)

**LEGISLATURE 30**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>2001-02</b>	<b>2002-03</b>
	<b>(182,842)</b>	<b>(215,000)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(182,842)</b>	<b>(215,000)</b>

**LIBRARY, MAINE STATE 94Q**

**Maine State Library 0217**

Initiative: Provides for deappropriation of funding to limit growth in this program. Savings will be realized from holding one Librarian III position vacant for a portion of fiscal year 2001-02 and from delaying the purchase of studio digital and video equipment.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(45,000)	0
All Other	(49,918)	0
Capital Expenditures	(49,000)	0
<b>Total</b>	(143,918)	0

**LIBRARY, MAINE STATE 94Q**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>2001-02</b>	<b>2002-03</b>
	<b>(143,918)</b>	<b>0</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(143,918)</b>	<b>0</b>
-------------------------------------	------------------	----------

**MARINE RESOURCES, DEPARTMENT OF 13**

**Bureau of Resource Management 0027**

Initiative: Provides for the deappropriation of funds from the Bureau of Resource Management for lobster studies.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(89,418)	0

**Marine Patrol - Bureau of 0029**

Initiative: Provides for the deappropriation of funds from the Bureau of Marine Patrol no longer needed in the personal services line due to vacancies.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(40,000)	0

**Governor's Marine Studies Fellowship Program 0901**

Initiative: Provides for the deappropriation of funds from the Marine Studies Fellowship Program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(24,961)	(50,000)

**MARINE RESOURCES, DEPARTMENT OF 13**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(154,379)</b>	<b>(50,000)</b>
---------------------	------------------	-----------------

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(154,379)</b>	<b>(50,000)</b>
-------------------------------------	------------------	-----------------

**MUSEUM, MAINE STATE 94M**

**Maine State Museum 0180**

Initiative: Provides for deappropriation of funding to reduce growth in this program. Savings will be realized from reduced general operating expenditures and grants for the New Century Community Program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(57,536)	(17,743)

**MUSEUM, MAINE STATE 94M**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(57,536)</b>	<b>(17,743)</b>
---------------------	-----------------	-----------------

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(57,536)</b>	<b>(17,743)</b>
-------------------------------------	-----------------	-----------------

**PROPERTY TAX REVIEW, STATE BOARD OF 94K**

**Property Tax Review - State Board of 0357**

Initiative: Provides for deappropriation of funds to reflect reduced legal costs associated with this program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,503)	(5,670)

**PROPERTY TAX REVIEW, STATE BOARD OF 94K**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>(4,503)</b>	<b>(5,670)</b>
---------------------	----------------	----------------

<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(4,503)	(5,670)

**PUBLIC SAFETY, DEPARTMENT OF 16**

**State Police 0291**

Initiative: Provides for deappropriation of funds from continued vacancies, savings due to lower gasoline prices and the transfer of expenses for special detail reimbursement.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(821,805)	(461,750)
All Other	(78,463)	(177,000)
<b>Total</b>	<b>(900,268)</b>	<b>(638,750)</b>

**Administration - Public Safety 0088**

Initiative: Provides for the deappropriation of funds for the vacant Coordinator and part-time Clerk Typist III positions for the Violence Against Women initiative.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(73,530)	(98,000)
All Other	(26,470)	(27,000)
<b>Total</b>	<b>(100,000)</b>	<b>(125,000)</b>

**Criminal Justice Academy 0290**

Initiative: Provides for the deappropriation of funds through the transfer of costs to the Special Revenue account, made possible by revenues from the 2% surcharge.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(33,626)	(33,626)

**PUBLIC SAFETY, DEPARTMENT OF 16**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(1,033,894)</b>	<b>(797,376)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(1,033,894)</b>	<b>(797,376)</b>

**SECRETARY OF STATE, DEPARTMENT OF 29**

**Administration Archives 0050**

Initiative: Provides for the deappropriation of Capital Funds no longer required for fiscal year 2001-02. These capital funds are no longer needed in fiscal year 2001-02, as the replacement cost of a planetary microfilm camera was less than originally anticipated.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Capital Expenditures	(9,597)	0

**Bureau of Administrative Services and Corporations 0692**

Initiative: Provides for the deappropriation of All Other and Capital Funds no longer required for fiscal year 2001-02. All Other funds represent the remaining funds in allotment reserves from the first quarter. Capital funds were identified to replace a 5-year-old server. As there have been no significant problems with the performance of this server, the purchase of a replacement will be delayed until next fiscal year.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
---------------------	----------------	----------------

All Other	(3,602)	0
Capital Expenditures	(25,130)	0
<b>Total</b>	<b>(28,732)</b>	<b>0</b>

**SECRETARY OF STATE, DEPARTMENT OF 29**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(38,329)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(38,329)</b>	<b>0</b>

**SCIENCE AND TECHNOLOGY FOUNDATION, MAINE 94X**

**Maine Science and Technology Foundation 0596**

Initiative: Provides for a deappropriation of funds to limit growth in this program. Savings will be realized from reduced rental space in Augusta, printed materials, hardware and software upgrades, travel, internships and professional development.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(76,646)	(93,547)

**SCIENCE AND TECHNOLOGY FOUNDATION, MAINE 94X**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(76,646)</b>	<b>(93,547)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(76,646)</b>	<b>(93,547)</b>
-------------------------------------	-----------------	-----------------

**TRANSPORTATION, DEPARTMENT OF 17**

**Administration - Ports and Marine Transportation 0298**

Initiative: Provides for the deappropriation of All Other funding in the Waterways-Administration account in order to reduce the Department of Transportation General Fund Budget by 4%.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(158,916)	(220,191)

**TRANSPORTATION, DEPARTMENT OF 17**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(158,916)</b>	<b>(220,191)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(158,916)</b>	<b>(220,191)</b>
-------------------------------------	------------------	------------------

**TREASURER OF STATE, OFFICE OF 28**

**Administration - Treasury 0022**

Initiative: Deappropriates funding due to short-term vacancies, other salary savings, reduced publication costs and reduced programming costs as well as reduction in other general operating expenditures.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(36,278)	0
All Other	(12,700)	(10,000)
<b>Total</b>	<b>(48,978)</b>	<b>(10,000)</b>

**TREASURER OF STATE, OFFICE OF 28**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
--------------------------	----------------	----------------

<b>GENERAL FUND</b>	<b>(48,978)</b>	<b>(10,000)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(48,978)</b>	<b>(10,000)</b>

**UNIVERSITY OF MAINE SYSTEM BOARD OF TRUSTEES**

**Education and General Activities - UMS**

Initiative: Provides for a one-time deappropriation of funds from the fiscal year 2002-03 increase in the Maine Economic Improvement Fund for applied research and development at the University of Maine System.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(1,000,000)

**UNIVERSITY OF MAINE SYSTEM BOARD OF TRUSTEES DEPARTMENT TOTAL**

<b>GENERAL FUND</b>	<b>2001-02</b>	<b>2002-03</b>
	<b>0</b>	<b>(1,000,000)</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>(1,000,000)</b>
-------------------------------------	----------	--------------------

**SECTION TOTALS 2001-02 2002-03**

<b>GENERAL FUND</b>	<b>(20,046,764)</b>	<b>(38,710,887)</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>(21,395,858)</b>	<b>(37,833,935)</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>223,436</b>	<b>0</b>
<b>ALCOHOLIC BEVERAGES FUND</b>	<b>(234,203)</b>	<b>0</b>

<b>SECTION TOTAL - ALL FUNDS</b>	<b>(41,453,389)</b>	<b>(76,544,822)</b>
----------------------------------	---------------------	---------------------

**Sec. B-2. Appropriations.** The following appropriations are adjusted to recognize personal services savings achieved from various departments and agencies statewide.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Salary Plan**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(6,254,805)	0

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

**Division of Quality Assurance and Regulation**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(35,679)	0

**HUMAN SERVICES, DEPARTMENT OF**

**Bureau of Elder and Adult Services**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(9,568)	0

**Bureau of Child and Family Services - Regional**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
---------------------	----------------	----------------

Personal Services	(186,474)	0
-------------------	-----------	---

**HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS 2001-02 2002-03**

<b>GENERAL FUND</b>	<b>(196,042)</b>	<b>0</b>
---------------------	------------------	----------

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(196,042)</b>	<b>0</b>
-------------------------------------	------------------	----------

**MAINE STATE MUSEUM**

**Maine State Museum**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Personal Services	(93,203)	0

<b>SECTION TOTALS GENERAL FUND</b>	<b>(6,579,729)</b>	<b>0</b>
------------------------------------	--------------------	----------

<b>SECTION TOTAL - ALL FUNDS</b>	<b>(6,579,729)</b>	<b>0</b>
----------------------------------	--------------------	----------

**Sec. B-3. Appropriations and allocations.**

The following appropriations and allocations are adjusted to recognize a 2% reduction in All Other expenditures from various departments and agencies statewide.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Capital Construction/Repairs/Renovations**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(564,270)	0

**Accounts and Controls - System Project**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(300,000)	0

**Debt Service - Governmental Facilities Authority**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,935,957)	0

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS 2001-02 2002-03**

<b>GENERAL FUND</b>	<b>(2,800,227)</b>	<b>0</b>
---------------------	--------------------	----------

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(2,800,227)</b>	<b>0</b>
-------------------------------------	--------------------	----------

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

**Harness Racing Commission**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(9,249)	0

**Division of Quality Assurance and Regulation**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,499)	0

**Division of Animal Health and Industry**

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
---------------------	----------------	----------------



All Other	(935)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
			All Other	(7,152)	0
<b>Office of the Commissioner</b>			<b>Chief Medical Examiner - Office of</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,020)	0	All Other	(3,917)	0
<b>Food Assistance Program</b>			<b>Human Services Division</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(296)	0	All Other	(850)	0
<b>Office of Agricultural, Natural and Rural Resources</b>			<b>ATTORNEY GENERAL, DEPARTMENT OF THE</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,877)	0	<b>GENERAL FUND</b>	<b>(14,897)</b>	<b>0</b>
<b>Division of Plant Industry</b>			<b>DEPARTMENT TOTAL -</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>ALL FUNDS</b>	<b>(14,897)</b>	<b>0</b>
All Other	(492)	0	<b>AUDIT, DEPARTMENT OF</b>		
<b>Division of Market and Production Development</b>			<b>Audit</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,811)	0	All Other	(1,499)	0
<b>AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF</b>			<b>AUDIT, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(26,179)</b>	<b>0</b>	<b>GENERAL FUND</b>	<b>(1,499)</b>	<b>0</b>
<b>DEPARTMENT TOTAL -</b>			<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	<b>(26,179)</b>	<b>0</b>	<b>ALL FUNDS</b>	<b>(1,499)</b>	<b>0</b>
<b>ARTS COMMISSION, MAINE</b>			<b>BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF</b>		
<b>Arts - Administration</b>			<b>Mental Health Services - Community</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(8,364)	0	All Other	(117,641)	0
<b>ARTS COMMISSION, MAINE</b>			<b>Mental Retardation Services - Community</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(8,364)</b>	<b>0</b>	All Other	(51,607)	0
<b>DEPARTMENT TOTAL -</b>			<b>Mental Health Services - Children</b>		
<b>ALL FUNDS</b>	<b>(8,364)</b>	<b>0</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>ATLANTIC SALMON COMMISSION</b>			All Other	(30,370)	0
<b>Atlantic Salmon Commission</b>			<b>Office of Management and Budget</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(7,035)	0	All Other	(15,340)	0
<b>ATLANTIC SALMON COMMISSION</b>			<b>Office of Advocacy</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(7,035)</b>	<b>0</b>	All Other	(990)	0
<b>DEPARTMENT TOTAL -</b>			<b>Regional - Operations</b>		
<b>ALL FUNDS</b>	<b>(7,035)</b>	<b>0</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>ATTORNEY GENERAL, DEPARTMENT OF THE</b>			All Other	(34,890)	0
<b>Civil Rights</b>			<b>Disproportionate Share - AMHI</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,978)	0	All Other	(11,304)	0
<b>Administration - Attorney General</b>					

<b>Disproportionate Share - BMHI</b>			All Other	(1,461)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Division of Forest Policy and Management</b>		
All Other	(8,720)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Freeport Towne Square</b>			All Other	(11,449)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Forest Fire Control - Municipal Assistance Grants</b>		
All Other	(680)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Elizabeth Levinson Center</b>			All Other	(3,000)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Natural Areas Program</b>		
All Other	(2,236)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Aroostook Residential Center</b>			All Other	(448)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Forest Practices</b>		
All Other	(1,170)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Office of Substance Abuse</b>			All Other	(3,360)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>CONSERVATION, DEPARTMENT OF</b>		
All Other	(7,835)	0	<b>DEPARTMENT TOTALS</b>		
<b>Driver Education and Evaluation Program</b>			<b>GENERAL FUND</b>	<b>(48,216)</b>	<b>0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>DEPARTMENT TOTAL -</b>		
All Other	(1,786)	0	<b>ALL FUNDS</b>		
<b>BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF</b>			<b>(48,216)</b>	<b>0</b>	
<b>DEPARTMENT TOTALS</b>			<b>2001-02</b>	<b>2002-03</b>	
<b>GENERAL FUND</b>			<b>(284,569)</b>	<b>0</b>	
<b>DEPARTMENT TOTAL - ALL FUNDS</b>			<b>(284,569)</b>	<b>0</b>	
<b>CONSERVATION, DEPARTMENT OF</b>			<b>CORRECTIONS, DEPARTMENT OF</b>		
<b>Parks - General Operations</b>			<b>Office of Victims Services</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(9,673)	0	All Other	(378)	0
<b>Administrative Services - Conservation</b>			<b>State Parole Board</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,498)	0	All Other	(55)	0
<b>Administration - Forestry</b>			<b>Adult Community Corrections</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(5,000)	0	All Other	(19,425)	0
<b>Division of Forest Protection</b>			<b>Administration Corrections</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(7,000)	0	All Other	(35,172)	0
<b>Forest Health and Monitoring</b>			<b>Juvenile Justice Advisory Group</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(926)	0	All Other	(126)	0
<b>Maine Land Use Regulation Commission</b>			<b>Office of Advocacy</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,401)	0	All Other	(446)	0
<b>Maine Geological Survey</b>			<b>Juvenile Community Corrections</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
			All Other	(39,399)	0
			<b>Maine State Prison</b>		
			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
			All Other	(26,427)	0
			<b>Maine Correctional Center</b>		
			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>

All Other	(15,270)	0
<b>Central Maine Pre-Release Center</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(989)	0
<b>Downeast Correctional Center</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,393)	0
<b>Charleston Correctional Facility</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,276)	0
<b>Mountain View Youth Development Center</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(17,391)	0
<b>Long Creek Youth Development Center</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(17,445)	0
<b>CORRECTIONS, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(179,192)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(179,192)</b>	<b>0</b>
<b>DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF</b>		
<b>Military Training and Operations</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(19,674)	0
<b>DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(19,674)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(19,674)</b>	<b>0</b>
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>		
<b>Administration</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,294)	0
<b>Office of Tourism</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(25,546)	0
<b>Business Development</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,842)	0
<b>Maine Biomedical Research Fund</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(83,000)	0

<b>Maine Small Business Commission</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(348)	0
<b>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(116,030)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(116,030)</b>	<b>0</b>
<b>EDUCATION, STATE BOARD OF</b>		
<b>State Board of Education</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(3,984)	0
<b>EDUCATION, STATE BOARD OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(3,984)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(3,984)</b>	<b>0</b>
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Adult Education</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(686)	0
<b>Preschool Handicapped</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(195,377)	0
<b>Jobs for Maine's Graduates</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,680)	0
<b>Leadership</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(353)	0
<b>Support Systems</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,352)	0
<b>Management Information Systems</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(25,107)	0
<b>Learning Systems</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(4,468)	0
<b>Regional Services</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,561)	0
<b>EDUCATION, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>

<b>GENERAL FUND</b>	<b>(233,584)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(233,584)</b>	<b>0</b>
<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</b>		
<b>Remediation and Waste Management</b>		
General Fund	2001-02	2002-03
All Other	(784)	0
<b>Land and Water Quality Control</b>		
General Fund	2001-02	2002-03
All Other	(14,526)	0
<b>Air Quality Control</b>		
General Fund	2001-02	2002-03
All Other	(2,211)	0
<b>Administration - Environmental Protection</b>		
General Fund	2001-02	2002-03
All Other	(1,303)	0
<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(18,824)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(18,824)</b>	<b>0</b>
<b>ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL</b>		
<b>Commission on Governmental Ethics and Election Practices</b>		
General Fund	2001-02	2002-03
All Other	(342)	0
<b>ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(342)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(342)</b>	<b>0</b>
<b>EXECUTIVE DEPARTMENT</b>		
<b>Blaine House</b>		
General Fund	2001-02	2002-03
All Other	(457)	0
<b>Administration - Executive - Governor's Office</b>		
General Fund	2001-02	2002-03
All Other	(5,074)	0
<b>Planning Office - Smart Growth Initiative</b>		
General Fund	2001-02	2002-03
All Other	(7,753)	0
<b>State Planning Office</b>		
General Fund	2001-02	2002-03

All Other	(17,276)	0
<b>Ombudsman Program</b>		
General Fund	2001-02	2002-03
All Other	(2,120)	0
<b>EXECUTIVE DEPARTMENT DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(32,680)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(32,680)</b>	<b>0</b>
<b>FINANCE AUTHORITY OF MAINE</b>		
<b>Business Development</b>		
General Fund	2001-02	2002-03
All Other	(149)	0
<b>Natural Resources and Marketing</b>		
General Fund	2001-02	2002-03
All Other	(807)	0
<b>Student Financial Assistance Programs</b>		
General Fund	2001-02	2002-03
All Other	(52,546)	0
<b>FINANCE AUTHORITY OF MAINE DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(53,502)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(53,502)</b>	<b>0</b>
<b>GOVERNOR BAXTER SCHOOL FOR THE DEAF</b>		
<b>Governor Baxter School for the Deaf</b>		
General Fund	2001-02	2002-03
All Other	(8,092)	0
<b>GOVERNOR BAXTER SCHOOL FOR THE DEAF DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(8,092)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(8,092)</b>	<b>0</b>
<b>HISTORIC PRESERVATION COMMISSION, MAINE</b>		
<b>Historic Preservation Commission</b>		
General Fund	2001-02	2002-03
All Other	(2,573)	0
<b>HISTORIC PRESERVATION COMMISSION, MAINE DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>(2,573)</b>	<b>0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(2,573)</b>	<b>0</b>
<b>HUMANITIES COUNCIL, MAINE</b>		
<b>Maine Humanities Council</b>		

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Office of Management and Budget</b>		
All Other	(1,512)	0	<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>HUMANITIES COUNCIL, MAINE</b>			All Other	(44,772)	0
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>OMB Operations - Regional</b>		
<b>GENERAL FUND</b>	<b>(1,512)</b>	<b>0</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>DEPARTMENT TOTAL -</b>			All Other	(30,598)	0
<b>ALL FUNDS</b>	<b>(1,512)</b>	<b>0</b>	<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>HUMAN RIGHTS COMMISSION, MAINE</b>			All Other	(25,261)	0
<b>Human Rights Commission - Regulation</b>			<b>Congregate Housing</b>		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(701)	0	All Other	(14,516)	0
<b>HUMAN RIGHTS COMMISSION, MAINE</b>			<b>Purchased Social Services</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(701)</b>	<b>0</b>	All Other	(158,272)	0
<b>DEPARTMENT TOTAL -</b>			<b>Bureau of Child and Family Services -</b>		
<b>ALL FUNDS</b>	<b>(701)</b>	<b>0</b>	<b>Central</b>		
<b>HUMAN SERVICES, DEPARTMENT OF</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Bureau of Family Independence - Central</b>			All Other	(10,812)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Long-term Care - Human Services</b>		
All Other	(81,097)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Affordable Health Care Fund</b>			All Other	(3,599)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Bureau of Child and Family Services -</b>		
All Other	(1,000)	0	<b>Regional</b>		
<b>Aid to Charitable Institutions</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(22,772)	0
All Other	(780)	0	<b>Bureau of Family Independence - Regional</b>		
<b>Bureau of Medical Services</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(7,024)	0
All Other	(81,995)	0	<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(3,480)	0
All Other	(372,459)	0	<b>Head Start</b>		
<b>Foster Care</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(35,524)	0
All Other	(11,370)	0	<b>Community Service Center</b>		
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(60,679)	0	All Other	(1,578)	0
<b>Bureau of Elder and Adult Services</b>			<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(1,998)	0
All Other	(34,827)	0	<b>Maine RX Program</b>		
<b>Bureau of Health</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(360)	0
All Other	(53,299)	0	<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Additional Support for Persons in</b>			<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Retraining and Employment</b>			<b>GENERAL FUND</b>	<b>(551,794)</b>	<b>0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>FEDERAL EXPENDITURES</b>		
All Other	(2,371)	0	<b>FUND</b>	<b>(508,649)</b>	<b>0</b>

			All Other	(895)	0
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(1,060,443)</b>	<b>0</b>	<b>Regulation and Enforcement</b>		
<b>INDIAN TRIBAL-STATE COMMISSION, MAINE</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>Maine Indian Tribal-State Commission</b>			All Other	(1,030)	0
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Rehabilitation Services</b>		
All Other	(300)	0	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>INDIAN TRIBAL-STATE COMMISSION, MAINE</b>			All Other	(37,147)	0
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>Governor's Training Initiative Program</b>		
<b>GENERAL FUND</b>	<b>(300)</b>	<b>0</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(300)</b>	<b>0</b>	All Other	(57,973)	0
<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</b>			<b>Employment Services Activity</b>		
<b>Enforcement Operations - Inland Fisheries and Wildlife</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(11,241)	0
All Other	(1,674)	0	<b>Welfare to Work</b>		
<b>Departmentwide - Inland Fisheries and Wildlife</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(650)	0
All Other	(42,500)	0	<b>Maine Labor Relations Board</b>		
<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(511)	0
<b>GENERAL FUND</b>	<b>(44,174)</b>	<b>0</b>	<b>LABOR, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(44,174)</b>	<b>0</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>JUDICIAL DEPARTMENT</b>			<b>GENERAL FUND</b>	<b>(131,496)</b>	<b>0</b>
<b>Courts - Supreme, Superior and District</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(131,496)</b>	<b>0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>LAW AND LEGISLATIVE REFERENCE LIBRARY</b>		
All Other	(150,217)	0	<b>Law and Legislative Reference Library</b>		
<b>JUDICIAL DEPARTMENT DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>(150,217)</b>	<b>0</b>	All Other	(5,883)	0
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(150,217)</b>	<b>0</b>	<b>LAW AND LEGISLATIVE REFERENCE LIBRARY DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>LABOR, DEPARTMENT OF</b>			<b>GENERAL FUND</b>	<b>(5,883)</b>	<b>0</b>
<b>Administration - Labor</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(5,883)</b>	<b>0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>LEGISLATURE</b>		
All Other	(427)	0	<b>Commission on Interstate Cooperation</b>		
<b>Division for the Blind and Visually Impaired</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(8,882)	0
All Other	(21,622)	0	<b>Legislature</b>		
<b>Administration - Bureau of Labor Standards</b>			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(49,540)	0
			<b>Commission on Uniform State Laws</b>		
			<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
			All Other	(6,036)	0
			<b>LEGISLATURE DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>

<b>GENERAL FUND</b>	<b>(64,458)</b>	<b>0</b>		
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(64,458)</b>	<b>0</b>	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(12,826) 0</b>
<b>LIBRARY, MAINE STATE</b>			<b>PORT AUTHORITY, MAINE</b>	
<b>Statewide Library Information System</b>			<b>Maine Port Authority</b>	
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>General Fund</b>	<b>2001-02 2002-03</b>
All Other	(4,000)	0	All Other	(500) 0
<b>Administration - Library</b>			<b>PORT AUTHORITY, MAINE</b>	
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02 2002-03</b>
All Other	(5,548)	0	<b>GENERAL FUND</b>	<b>(500) 0</b>
<b>Maine State Library</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(500) 0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF</b>	
All Other	(8,642)	0	<b>Licensing and Enforcement</b>	
<b>LIBRARY, MAINE STATE</b>			<b>General Fund</b>	<b>2001-02 2002-03</b>
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(365) 0
<b>GENERAL FUND</b>	<b>(18,190)</b>	<b>0</b>	<b>PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF</b>	
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(18,190)</b>	<b>0</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02 2002-03</b>
<b>MARINE RESOURCES, DEPARTMENT OF</b>			<b>GENERAL FUND</b>	<b>(365) 0</b>
<b>Governor's Marine Studies Fellowship Program</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(365) 0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>PROPERTY TAX REVIEW, STATE BOARD OF</b>	
All Other	(25,039)	0	<b>State Board of Property Tax Review</b>	
<b>MARINE RESOURCES, DEPARTMENT OF</b>			<b>General Fund</b>	<b>2001-02 2002-03</b>
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(1,083) 0
<b>GENERAL FUND</b>	<b>(25,039)</b>	<b>0</b>	<b>PROPERTY TAX REVIEW, STATE BOARD OF</b>	
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(25,039)</b>	<b>0</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02 2002-03</b>
<b>MARITIME ACADEMY, MAINE</b>			<b>GENERAL FUND</b>	<b>(1,083) 0</b>
<b>Maritime Academy - Operations</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(1,083) 0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>PUBLIC BROADCASTING CORPORATION, MAINE</b>	
All Other	(58,879)	0	<b>Maine Public Broadcasting Corporation</b>	
<b>MARITIME ACADEMY, MAINE</b>			<b>General Fund</b>	<b>2001-02 2002-03</b>
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(723) 0
<b>GENERAL FUND</b>	<b>(58,879)</b>	<b>0</b>	<b>PUBLIC BROADCASTING CORPORATION, MAINE</b>	
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(58,879)</b>	<b>0</b>	<b>DEPARTMENT TOTALS</b>	<b>2001-02 2002-03</b>
<b>STATE MUSEUM, MAINE</b>			<b>GENERAL FUND</b>	<b>(723) 0</b>
<b>Maine State Museum</b>			<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>(723) 0</b>
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>	<b>PUBLIC SAFETY, DEPARTMENT OF</b>	
All Other	(12,826)	0	<b>State Police</b>	
<b>STATE MUSEUM, MAINE</b>			<b>General Fund</b>	<b>2001-02 2002-03</b>
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>	All Other	(53,537) 0
<b>GENERAL FUND</b>	<b>(12,826)</b>	<b>0</b>		

<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(53,537)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(53,537)	0

<b>SACO RIVER CORRIDOR COMMISSION</b>		
Saco River Corridor Commission		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(500)	0

<b>SACO RIVER CORRIDOR COMMISSION</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(500)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(500)	0

<b>SCIENCE AND TECHNOLOGY FOUNDATION, MAINE</b>		
Maine Science and Technology Foundation		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(28,901)	0

<b>SCIENCE AND TECHNOLOGY FOUNDATION, MAINE</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(28,901)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(28,901)	0

<b>SECRETARY OF STATE, DEPARTMENT OF THE</b>		
Bureau of Administrative Services and Corporations		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(12,654)	0
Administration - Archives		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(2,614)	0

<b>SECRETARY OF STATE, DEPARTMENT OF THE</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(15,268)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(15,268)	0

<b>TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE</b>		
Health Care Training Fund		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,600)	0
Maine Technical College System - Board of Trustees		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(606,493)	0

**TECHNICAL COLLEGE SYSTEM,  
BOARD OF TRUSTEES OF THE MAINE**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(608,093)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(608,093)	0

<b>TRANSPORTATION, DEPARTMENT OF</b>		
Administration - Ports and Marine Transportation		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(55,931)	0

<b>TRANSPORTATION, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(55,931)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(55,931)	0

<b>TREASURER OF STATE, OFFICE OF THE</b>		
Debt Service - Treasury		
<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(400,000)	0

<b>TREASURER OF STATE, OFFICE OF THE</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	(400,000)	0
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	(400,000)	0

<b>SECTION TOTALS</b>		
<b>GENERAL FUND</b>	(6,089,833)	0
<b>FEDERAL EXPENDITURES</b>		
<b>FUND</b>	(508,649)	0
<b>SECTION TOTAL -</b>		
<b>ALL FUNDS</b>	(\$6,598,482)	\$0

**PART C**

**Sec. C-1. Appropriations.** There are appropriated from the General Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	<b>2001-02</b>	<b>2002-03</b>
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
Buildings and Grounds Operations		
Personal Services	\$9,134	\$6,103
All Other	(9,134)	(6,103)
<b>TOTAL</b>	<b>0</b>	<b>0</b>



<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b>			Capital Expenditures	(4,808)	(4,951)
<b>TOTAL</b>	<u>0</u>	<u>0</u>	<b>TOTAL</b>	<u>0</u>	<u>0</u>
<b>AGRICULTURE, FOOD AND RURAL RESOURCES,</b>			<b>DEPARTMENT OF CONSERVATION</b>		
<b>DEPARTMENT OF</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
<b>Division of Animal Health and Industry</b>			<b>CORRECTIONS, DEPARTMENT OF</b>		
Personal Services	27,644	11,334	<b>Administration - Corrections</b>		
<b>Harness Racing Commission</b>			Personal Services	0	2,372
All Other	(27,644)	(11,334)	All Other	0	(2,372)
<b>DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES</b>	<u>0</u>	<u>0</u>	<b>TOTAL</b>	<u>0</u>	<u>0</u>
<b>BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF</b>			<b>Long Creek Youth Development Center</b>		
<b>Aroostook Residential Center</b>			Personal Services	0	5,140
Personal Services	3,874	4,389	All Other	0	(5,140)
<b>Driver Education and Evaluation Program - Substance Abuse</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
Personal Services	4,368	1,997	<b>Office of Victim Services</b>		
All Other	(4,368)	(1,997)	Personal Services	0	4,869
<b>TOTAL</b>	<u>0</u>	<u>0</u>	All Other	0	(4,869)
<b>Mental Health Services - Community</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
Personal Services	8,165	5,143	<b>State Prison</b>		
All Other	(8,165)	(5,143)	Personal Services	0	16,902
<b>TOTAL</b>	<u>0</u>	<u>0</u>	All Other	0	(16,902)
<b>Office of Management and Budget</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
All Other	(3,874)	(4,389)	<b>DEPARTMENT OF CORRECTIONS</b>		
<b>Office of Substance Abuse</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
Personal Services	8,362	5,054	<b>DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF</b>		
All Other	(8,362)	(5,054)	<b>Military Training and Operations</b>		
<b>TOTAL</b>	<u>0</u>	<u>0</u>	Personal Services	4,840	7,300
<b>DEPARTMENT OF BEHAVIORAL AND DEVELOPMENTAL SERVICES</b>			All Other	(4,840)	(7,300)
<b>TOTAL</b>	<u>0</u>	<u>0</u>	<b>TOTAL</b>	<u>0</u>	<u>0</u>
<b>CONSERVATION, DEPARTMENT OF</b>			<b>DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT</b>		
<b>Parks - General Operations</b>			<b>TOTAL</b>	<u>0</u>	<u>0</u>
Personal Services	4,808	4,951	<b>EXECUTIVE DEPARTMENT</b>		
			<b>Planning Office</b>		
			Personal Services	6,599	11,284
			All Other	(6,599)	(11,284)
			<b>TOTAL</b>	<u>0</u>	<u>0</u>

<b>EXECUTIVE DEPARTMENT TOTAL</b>	0	0
<b>MAINE HISTORIC PRESERVATION COMMISSION</b>		
<b>Historic Preservation Commission</b>		
Personal Services	18,446	17,200
All Other	(18,446)	(17,200)
<b>TOTAL</b>	0	0
<b>MAINE HISTORIC PRESERVATION COMMISSION TOTAL</b>	0	0
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Bureau of Medical Services</b>		
Personal Services	2,200	1,100
All Other	(2,200)	(1,100)
<b>TOTAL</b>	0	0
<b>OMB Operations - Regional</b>		
Personal Services	16,475	12,025
All Other	(16,475)	(12,025)
<b>TOTAL</b>	0	0
<b>DEPARTMENT OF HUMAN SERVICES TOTAL</b>	0	0
<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</b>		
<b>Fisheries and Hatcheries Operations</b>		
Personal Services	0	5,882
All Other	0	(5,882)
<b>TOTAL</b>	0	0
<b>Resource Management Services, Inland Fisheries and Wildlife</b>		
Personal Services	0	2,985
All Other	0	(2,985)
<b>TOTAL</b>	0	0
<b>DEPARTMENT OF INLAND FISHERIES AND WILDLIFE TOTAL</b>	0	0
<b>MAINE STATE LIBRARY</b>		
<b>Administration - Library</b>		
Personal Services	3,487	5,726

<b>Maine State Library</b>		
All Other	(3,487)	(5,726)
<b>MAINE STATE LIBRARY TOTAL</b>	0	0
<b>MARINE RESOURCES, DEPARTMENT OF</b>		
<b>Division of Community Resource Development</b>		
Personal Services	6,500	3,500
All Other	(6,500)	(3,500)
<b>TOTAL</b>	0	0
<b>DEPARTMENT OF MARINE RESOURCES TOTAL</b>	0	0
<b>MAINE STATE MUSEUM</b>		
<b>Maine State Museum</b>		
Personal Services	4,499	3,870
All Other	(4,499)	(3,870)
<b>TOTAL</b>	0	0
<b>MAINE STATE MUSEUM TOTAL</b>	0	0
<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>State Police</b>		
Personal Services	1,556	1,720
All Other	(1,556)	(1,720)
<b>TOTAL</b>	0	0
<b>DEPARTMENT OF PUBLIC SAFETY TOTAL</b>	0	0
<b>SECTION TOTAL APPROPRIATIONS</b>	0	0

**Sec. C-2. Allocations; Federal Expenditures Fund.** The following funds are allocated from the Federal Expenditures Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	2001-02	2002-03
<b>EDUCATION, DEPARTMENT OF</b>		
<b>Learning Systems</b>		
Personal Services	2,110	2,646
<b>Preschool Handicapped</b>		
Personal Services	722	936

<b>DEPARTMENT OF EDUCATION</b>		
<b>TOTAL</b>	2,832	3,582
<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</b>		
<b>Administration - Environmental Protection</b>		
Personal Services	2,429	4,236
<b>Performance Partnership Grant</b>		
Personal Services	23,225	20,617
<b>Remediation and Waste Management</b>		
Personal Services	3,488	2,020
<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>		
<b>TOTAL</b>	29,142	26,873
<b>EXECUTIVE DEPARTMENT</b>		
<b>Planning Office</b>		
Personal Services	8,522	11,344
<b>EXECUTIVE DEPARTMENT</b>		
<b>TOTAL</b>	8,522	11,344
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Bureau of Medical Services</b>		
Personal Services	13,650	9,400
<b>Health - Bureau of</b>		
Personal Services	22,550	17,950
<b>Office of Management and Budget</b>		
Personal Services	5,000	8,000
<b>OMB Operations - Regional</b>		
Personal Services	25,750	19,400
<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	66,950	54,750
<b>LABOR, DEPARTMENT OF</b>		
<b>Administration - Labor</b>		
Personal Services	13,693	9,070
<b>DEPARTMENT OF LABOR</b>		
<b>TOTAL</b>	13,693	9,070
<b>MARINE RESOURCES, DEPARTMENT OF</b>		
<b>Division of Administrative Services</b>		

Personal Services	1,400	1,500
<b>DEPARTMENT OF MARINE RESOURCES</b>		
<b>TOTAL</b>	1,400	1,500
<b>SECTION</b>		
<b>TOTAL ALLOCATIONS</b>	122,539	107,119

**Sec. C-3. Allocations; Other Special Revenue.** The following funds are allocated from Other Special Revenue funds for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	2001-02	2002-03
<b>CONSERVATION, DEPARTMENT OF</b>		
<b>Boating Facilities Fund</b>		
Personal Services	5,934	6,257
<b>DEPARTMENT OF CONSERVATION</b>		
<b>TOTAL</b>	5,934	6,257
<b>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</b>		
<b>Administration - Environmental Protection</b>		
Personal Services	11,179	8,055
<b>Maine Environmental Protection Fund</b>		
Personal Services	6,781	6,395
<b>Remediation and Waste Management</b>		
Personal Services	27,665	25,289
<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>		
<b>TOTAL</b>	45,625	39,739
<b>LABOR, DEPARTMENT OF</b>		
<b>Safety Education and Training Programs</b>		
Personal Services	4,900	5,540
<b>DEPARTMENT OF LABOR</b>		
<b>TOTAL</b>	4,900	5,540
<b>MAINE HEALTH DATA ORGANIZATION</b>		
<b>Maine Health Data Organization</b>		
Personal Services	4,549	3,441
All Other	(4,549)	(3,441)

<b>MAINE HEALTH DATA ORGANIZATION</b>		
<b>TOTAL</b>	0	0
<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</b>		
<b>Public Information and Education - Division of</b>		
Personal Services	3,947	6,529
<b>DEPARTMENT OF INLAND FISHERIES AND WILDLIFE</b>		
<b>TOTAL</b>	3,947	6,529
<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>Administration - Public Safety</b>		
Personal Services	2,500	5,825
<b>Licensing and Enforcement - Public Safety</b>		
Personal Services	33,950	28,675
<b>State Police</b>		
Personal Services	7,725	3,925
<b>Traffic Safety - Commercial Vehicle Enforcement</b>		
Personal Services	416,675	248,200
<b>Turnpike Enforcement</b>		
Personal Services	323,050	269,925
<b>DEPARTMENT OF PUBLIC SAFETY</b>		
<b>TOTAL</b>	783,900	556,550
<b>SECTION TOTAL ALLOCATIONS</b>	844,306	614,615

**Sec. C-4. Allocations; Federal Block Grant Fund.** The following funds are allocated from the Federal Block Grant Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	2001-02	2002-03
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Maternal and Child Health</b>		
Personal Services	200	3,800
<b>DEPARTMENT OF HUMAN SERVICES</b>		
<b>TOTAL</b>	200	3,800

<b>SECTION TOTAL ALLOCATIONS</b>	200	3,800
----------------------------------	-----	-------

**Sec. C-5. Allocations; Workers' Compensation Management Fund.** The following funds are allocated from the Workers' Compensation Management Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	2001-02	2002-03
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Workers' Compensation Management Fund Program</b>		
Personal Services	1,844	1,243
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b>		
<b>TOTAL</b>	1,844	1,243
<b>SECTION TOTAL ALLOCATIONS</b>	1,844	1,243

**Sec. C-6. Allocations; Accident, Sickness and Health Insurance Fund.** The following funds are allocated from the Accident, Sickness and Health Insurance Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	2001-02	2002-03
<b>ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF</b>		
<b>Accident - Sickness - Health Insurance</b>		
Personal Services	1,175	1,612
<b>DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES</b>		
<b>TOTAL</b>	1,175	1,612
<b>SECTION TOTAL ALLOCATIONS</b>	\$1,175	\$1,612

**PART D**

**Sec. D-1. 20-A MRSA §15602, sub-§16** is enacted to read:

**16. Cushion.** The following cushion is established for fiscal year 2002-03.

A. A school administrative unit will be eligible for a cushion if it meets the following criteria:

(1) The school administrative unit's fiscal year 2001-02 mills raised for education as calculated by the department is equal to or greater than 9.00 mills;

(2) The school administrative unit's per pupil fiscal capacity for operating costs in fiscal year 2002-03 as defined by section 15652, subsection 6 is equal to or less than \$758,428; and

(3) The school administrative unit's state share of subsidy for fiscal year 2002-03 for operating costs and program costs excluding the state share of bus purchases plus minimum subsidy is less than the state share of subsidy for fiscal year 2001-02 for operating costs and program costs excluding the state share of bus purchases plus minimum subsidy and the 2001-02 cushion provision.

A school administrative unit that is eligible for a cushion based on the criteria set forth in paragraph A must receive a cushion equal to the amount that a school administrative unit's state share of subsidy for fiscal year 2002-03 for operating costs and program costs excluding the state share of bus purchases plus minimum subsidy is less than the state share of subsidy for fiscal year 2001-02 for operating costs and program costs excluding the state share of bus purchases plus minimum subsidy and the 2001-02 cushion provisions. The amount may be prorated so that the statewide sum of all cushion amounts does not exceed \$4,000,000.

**Sec. D-2. 20-A MRSA §15613, sub-§18** is enacted to read:

**18. Learning results implementation.** The commissioner may expend and disburse funds limited to the amount appropriated by the Legislature to carry out the purposes of Public Law 1995, chapter 649, sections 5 and 8.

**Sec. D-3. 20-A MRSA §15653, sub-§4,** as amended by PL 2001, c. 358, Pt. U, §3, is further amended to read:

**4. Statewide local share.** For fiscal year ~~2001-02~~ 2002-03, the statewide local share amount of the operating costs allocation is based on the sum of the amounts determined by multiplying for each unit ~~7.57~~ 7.29 mills times the unit's property fiscal capacity. In subsequent years the mill rate is 7.57 mills, except that the Legislature shall determine if an increase is needed to achieve the targeted per pupil guarantee under this section.

**Sec. D-4. Basic elementary and secondary per pupil operating rates.** The basic elementary per pupil operating rate for fiscal year 2002-03 is \$4,936 and the basic secondary per pupil operating rate for fiscal year 2002-03 is \$5,557. The foundation per pupil operating rate for fiscal year 2002-03 is \$5,133.

**Sec. D-5. Per pupil guarantee and statewide factor.** The per pupil guarantee for fiscal year 2002-03 is \$4,816. The statewide factor for fiscal year 2002-03 is 0.61345.

**Sec. D-6. Foundation allocation.** The foundation allocation of state and local funds for fiscal year 2002-03 for the purposes listed in this section is as follows:

	<b>2002-03 TOTAL</b>
<b>Operating</b>	
Per pupil guarantee pursuant to the Maine Revised Statutes, Title 20-A section 15653, subsection 1	\$1,023,601,068
<b>Program Costs</b>	
Early Childhood	962,033
Special Education (Local)	175,080,166
Special Education (Tuition and Board)	15,339,002
Vocational Education	31,337,763
Transportation Operating	73,718,467
Bus Purchases	5,000,000
<b>Program Cost Total</b>	<u>301,437,431</u>
Less Percentage Reduction pursuant to the Maine Revised Statutes, Title 20-A section 15603, subsection 26-A, paragraph F	(9,012,979)
<b>Adjusted Program Cost Total</b>	<u>292,424,452</u>
<b>Foundation Total - Combined Adjusted Operating and Program Cost</b>	<u>\$1,316,025,520</u>

**Sec. D-7. Foundation subsidy indexes.** This section establishes mill rates pursuant to the Maine Revised Statutes, Title 20-A, chapter 606 as follows: operating cost millage, 9.24 mills; program millage limit, 1.46 mills.

**Sec. D-8. Foundation reduction percentages.** This section establishes reduction percentages as follows: program cost reduction percentage, 2.99%; transportation operating reduction percentage, 2.99%.

**Sec. D-9. Foundation appropriation.** The foundation appropriation provided for General Purpose Aid for Local Schools for the fiscal year beginning July 1, 2002 and ending June 30, 2003 is calculated as follows:

	2002-03 TOTAL	2002-03 STATE
<b>Foundation Total – Combined Adjusted Operating and Program Cost</b>	\$1,316,025,520	\$615,279,560
Minimum State Subsidy	2,129,245	2,129,245
<b>ADJUSTED FOUNDATION ALLOCATION TOTAL</b>	\$1,318,154,765	\$617,408,805

**Sec. D-10. Debt service allocation.** The debt service allocation of state and local funds for fiscal year 2002-03 for the purposes listed in this section is as follows:

	2002-03 TOTAL
<b>Debt Service Costs</b>	
Principal and Interest	\$77,828,298
Approved Leases and Lease-purchases of Space	7,596,410
Insured Value Factor	2,812,974
<b>Debt Service Cost Total</b>	88,237,682
Less Percentage Reduction of Insured Value Factor pursuant to the Maine Revised Statutes, Title 20-A, section 15603, subsection 26-A, paragraph F	(84,108)
<b>Adjusted Debt Service Cost Total</b>	\$88,153,574

**Sec. D-11. Debt service subsidy indexes.** This section establishes mill rates pursuant to the Maine Revised Statutes, Title 20-A, chapter 606 as follows: operating cost millage, 9.24 mills; debt service millage limit, 0.49 mills.

**Sec. D-12. Debt service reduction percentages.** This section establishes reduction percentages as follows: insured value factor reduction percentage, 2.99%.

**Sec. D-13. Debt service appropriation.** The debt service appropriation provided for General

Purpose Aid for Local Schools for the fiscal year beginning July 1, 2002 and ending June 30, 2003 is calculated as follows:

	2002-03 TOTAL	2002-03 STATE
<b>ADJUSTED DEBT SERVICE ALLOCATION TOTAL</b>	\$88,153,574	\$63,767,101
<b>COMBINED ADJUSTED FOUNDATION AND ADJUSTED DEBT SERVICE ALLOCATIONS TOTAL</b>	\$1,406,308,339	\$681,175,906

**Sec. D-14. Adjustments and miscellaneous costs allocation.** The adjustments and miscellaneous costs allocation of state funds for fiscal year 2002-03 for the purposes listed in this section is as follows:

	2002-03 TOTAL
<b>Adjustments and Miscellaneous Costs</b>	
Cost of Geographic Isolation Adjustments	\$485,000
Cost of Quality Incentive Adjustments	0
Audit Adjustments	0
Cost of Reimbursement for Private School Services	201,000
Special Education Tuition and Board for State Wards and Other Pupils Placed Directly by the State	11,533,087
State Agency Clients	26,303,190
English as a 2nd Language	2,073,600
Out-of-district Placements	3,677,568
Long-term Drug Treatment Centers	68,590
Contract for Cost-of-education and Income Data	0
Learning Results Implementation	1,300,000
Fiscal Year 2003 Cushion	4,000,000
<b>Total Adjustments and Miscellaneous Costs</b>	\$49,642,035

**Sec. D-15. Adjustments and miscellaneous costs appropriation.** The adjustments and miscellaneous costs appropriation provided for General Purpose Aid for Local Schools for the fiscal year beginning July 1, 2002 and ending June 30, 2003 is calculated as follows:

	2002-03 TOTAL	2002-03 STATE
ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$49,642,035	\$49,642,035
FOUNDATION, DEBT SERVICE AND ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$1,455,950,374	\$730,817,941

**Sec. D-16. Limit of State's obligation.** If the State's continued obligation for any individual program contained in sections 6, 9, 10, 13, 14 and 15 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 6, 9, 10, 13, 14 and 15 of this Part may not lapse but must be carried forward for the same purpose.

**Sec. D-17. Appropriations.** Sections 1 to 16 of this Part may not be construed to require the State to provide payments that exceed the appropriation of funds for General Purpose Aid for Local Schools for the fiscal year beginning July 1, 2002 and ending June 30, 2003.

**Sec. D-18. Component funding.** In accordance with the Maine Revised Statutes, Title 20-A, section 15607, subsection 3, component funding within General Purpose Aid for Local Schools for the fiscal year 2002-03 is as follows:

	2002-03
Foundation	\$617,408,805
Debt Service	63,767,101
Adjustments	49,642,035
<b>TOTAL</b>	<b>\$730,817,941</b>

**Sec. D-19. Education in Unorganized Territory account; lapsed balances.** Notwithstanding any other provision of law, \$1,000,000 of unencumbered balance forward in fiscal year 2001-02 in the Education in Unorganized Territory, General Fund account in the Department of Education lapses to the General Fund in fiscal year 2001-02.

**Sec. D-20. Transfer of funds.** Notwithstanding the Maine Revised Statutes, Title 20-A, Part

9, the Commissioner of Administrative and Financial Services shall transfer \$5,000,000 from the Maine Learning Technology Endowment to the unappropriated surplus of the General Fund no later than June 30, 2003.

**Sec. D-21. Lease purchase authorization.** Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services on behalf of the Department of Education may enter into financing arrangements in fiscal years 2001-02 and 2002-03 for the acquisition of laptop computer systems to support the operations of the Maine Learning Technology Program. The financing agreements may not exceed 4-1/2 years in duration and \$22,323,279.08 in principal costs. The interest rate may not exceed 4.5% and the total interest costs may not exceed \$2,546,720.92. The annual principal and interest costs must be paid from the appropriate line category allocations in the Department of Education.

**Sec. D-22. Appropriations and allocations.** The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local Schools**

Initiative: Provides additional funds to be distributed through the GPA formula.

	2001-02	2002-03
<b>General Fund</b>		
All Other	\$0	\$10,000,000

Initiative: Provides for the appropriation of funds to meet the increased costs of state wards/state agency clients.

	2001-02	2002-03
<b>General Fund</b>		
All Other	\$6,699,734	\$2,459,350

**EDUCATION, DEPARTMENT OF**

	2001-02	2002-03
<b>DEPARTMENT TOTALS</b>		
<b>GENERAL FUND</b>	<b>\$6,699,734</b>	<b>\$12,459,350</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$6,699,734</b>	<b>\$12,459,350</b>
-------------------------------------	--------------------	---------------------

**PART E**

**Sec. E-1. 5 MRSA §1513, sub-§1-U** is enacted to read:

**1-U. Transfer from Maine Rainy Day Fund.** Notwithstanding subsection 2 and section 1585, an amount not to exceed \$10,438,186 must be transferred by the State Controller from the available balance in the Maine Rainy Day Fund to the unappropriated surplus of the General Fund no later than June 30, 2002 and an amount not to exceed \$86,600,000 must be transferred by the State Controller from the

available balance in the Maine Rainy Day Fund to the unappropriated surplus of the General Fund no later than June 30, 2003.

**Sec. E-2. PL 2001, c. 434, Pt. C, §3, last ¶** is amended to read:

The Department of Environmental Protection and the Department of Inland Fisheries and Wildlife shall reimburse the Maine Rainy Day Fund in full no later than ~~June 30, 2002~~ January 15, 2003 for all funds transferred under this section.

**Sec. E-3. Transfer of funds.** Notwithstanding any other provision of law, on June 30, 2003 the State Controller shall transfer \$4,000,000 from the Maine Clean Election Fund in the Commission on Governmental Ethics and Election Practices to the Maine Rainy Day Fund.

### PART F

**Sec. F-1. 5 MRSA §154** is enacted to read:

#### **§154. Services to nonstate agencies**

Notwithstanding any other provision of law, the State Controller may establish an account within Other Special Revenue funds for the Treasurer of State to recover the cost of providing administrative services to the Maine Military Authority.

**Sec. F-2. 5 MRSA §1550-A** is enacted to read:

#### **§1550-A. Services to nonstate agencies**

Notwithstanding any other provision of law, the Department of Administrative and Financial Services, Bureau of Accounts and Control may establish an account within Other Special Revenue funds to recover the cost of providing accounting, payroll and other services provided by the bureau to the Maine Military Authority established in Title 37-B, section 391.

**Sec. F-3. PL 2001, c. 467, Pt. A, §2** is repealed.

### PART G

**Sec. G-1. 30-A MRSA §5681, sub-§5, ¶¶A and B**, as enacted by PL 2001, c. 439, Pt. OO, §1, are amended to read:

A. For months beginning before ~~January 1, 2003~~ May 1, 2003, 5.1%; and

B. For months beginning on or after ~~January 1, 2003~~ May 1, 2003, 5.2%.

### PART H

**Sec. H-1. 36 MRSA §457, sub-§2**, as amended by PL 1999, c. 731, Pt. W, §1, is further amended to read:

**2. Tax imposed.** A state tax is imposed on telecommunications personal property at the rate of 27 mills times the just value of the property for assessments made before December 31, ~~2002~~ 2003. Just value and ownership of the property must be determined as of the April 1st preceding the assessment. For assessments made after December 31, ~~2002~~ 2003, the rate of tax is:

- A. For assessments made in ~~2003~~ 2004, 26 mills;
- B. For assessments made in ~~2004~~ 2005, 25 mills;
- C. For assessments made in ~~2005~~ 2006, 24 mills;
- D. For assessments made in ~~2006~~ 2007, 23 mills;
- E. For assessments made in ~~2007~~ 2008, 22 mills;
- F. For assessments made in ~~2008~~ 2009, 21 mills; and
- G. For assessments made in ~~2009~~ 2010 and subsequent years, 20 mills.

### PART I

**Sec. I-1. 36 MRSA §4641, sub-§§1-A and 2-A** are enacted to read:

**1-A. Controlling interest.** "Controlling interest" means the following.

A. In the case of a corporation, "controlling interest" means either 50% or more of the total combined voting power of all classes of stock of the corporation entitled to vote or 50% or more of the capital, profits or beneficial interest in the voting stock of the corporation.

B. In the case of a partnership, association, trust or other entity, "controlling interest" means 50% or more of the capital, profits or beneficial interest in the partnership, association, trust or other entity.

C. For purposes of the tax imposed by section 4641-A, subsection 2, all acquisitions of persons acting in concert are aggregated for purposes of determining whether a transfer or acquisition of a controlling interest has taken place. The State Tax Assessor shall adopt standards by rule to determine when persons are acting in concert. Rules adopted pursuant to this paragraph are



routine technical rules as defined in Title 5, chapter 375, subchapter II-A. In adopting a rule for this purpose, the assessor shall consider the following:

(1) Persons must be treated as acting in concert when they have a relationship with each other such that one person influences or controls the actions of another through common ownership; and

(2) When persons are not commonly owned or controlled, they must be treated as acting in concert only when the unity with which the purchasers have negotiated and will consummate the transfer of ownership interests supports a finding that they are acting as a single entity. If the acquisitions are completely independent, with each purchaser buying without regard to the identity of the other purchasers, the acquisitions must be considered separate acquisitions.

**2-A. Real property.** "Real property" means land or anything affixed to land. "Real property" includes, but is not limited to, improvements such as buildings, mobile homes other than stock-in-trade, lines of electric light and power companies and pipelines and other things constructed or situated on land when the owner of the improvements is not the landowner.

**Sec. I-2. 36 MRSA §4641, sub-§3,** as amended by PL 1999, c. 478, §3, is further amended to read:

**3. Value.** "Value" means the amount of the actual consideration ~~therefor~~ for real property, except that in the case of a gift, or a contract or deed with nominal consideration or without stated consideration, or in the case of the transfer of a controlling interest in an entity with a fee interest in real property when the consideration for the real property cannot be determined, "value" is to be based on the estimated price a property will bring in the open market and under prevailing market conditions in a sale between a willing seller and a willing buyer, both conversant with the property and with prevailing general price levels.

"Value" does not include the amount of consideration attributable to vacation exchange rights, vacation services or club memberships or the costs associated with those rights, services or memberships. Upon request of a municipal assessor or the State Tax Assessor, a developer of a time-share estate, as defined in Title 33, section 591, subsection 7, or an association of time-share estate owners shall provide

an itemized schedule of fees included in the sales price of a time-share estate.

**Sec. I-3. 36 MRSA §4641-A,** as repealed and replaced by PL 1993, c. 398, §2, is repealed and the following enacted in its place:

**§4641-A. Rate of tax; liability for tax**

**1. Deeds.** A tax is imposed on each deed by which any real property in this State is transferred.

A. The rate of the tax is \$2.20 for each \$500 or fractional part of \$500 of the value of the property transferred.

B. The tax is imposed 1/2 on the grantor and 1/2 on the grantee.

**2. Transfer of direct or indirect controlling interest in entity with interest in real property.** A tax is imposed on the transfer or acquisition within any 12-month period of a direct or indirect controlling interest in any entity with a fee interest in real property in this State.

A. The rate of the tax is \$2.20 for each \$500 or fractional part of \$500 of the value of the real property owned by the entity and located in this State.

B. The tax is imposed 1/2 on the transferor and 1/2 on the transferee, but if the transfer or acquisition is not reported to the register of deeds in the county or counties in which the property is located and the tax is not paid within 30 days of the completion of the transfer or acquisition, the transferor and the transferee are jointly and severally liable for the full amount.

C. If a controlling interest is acquired by a series of transfers, each transferor is liable for its proportional share of tax based on the value of the property on the date of the sale.

**Sec. I-4. 36 MRSA §4641-B,** as amended by PL 2001, c. 439, Pt. XXX, §2, is repealed and the following enacted in its place:

**§4641-B. Collection**

**1. Transfer of real property by deed.** The State Tax Assessor shall provide for the collection of the tax on the transfer of real property by deed by each register of deeds and for that purpose may provide for the installation of a meter machine in each registry office. When any deed is offered for recordation, the register of deeds shall ascertain and compute the amount of tax due on the deed and shall collect that amount. The amount of tax must be computed on the value of the property as set forth in the declaration of value prescribed by section 4641-D. Payment of tax

must be evidenced by affixing such indicia of payment as prescribed by the assessor to the declaration of value provided for in section 4641-D.

**2. Transfer or acquisition of controlling interest in entity with fee interest in real property.** A person transferring or acquiring a controlling interest in an entity with a fee interest in real property for which a deed is not given shall report the transfer or acquisition to the register of deeds in the county or counties in which the real property is located within 30 days of the transfer or acquisition on a return in the form of an affidavit furnished by the State Tax Assessor. The return must be signed by both the transferor and the transferee and accompanied by payment of the tax due. When the real property is located in more than one county, the tax must be divided among the counties in the same proportion in which the real property is distributed among the counties. Disputes between 2 or more counties as to the proper amount of tax due to them as a result of a particular transaction must be decided by the State Tax Assessor upon the written petition of an official authorized to act on behalf of any such county.

**3. Disposition of funds.** Each register of deeds shall, on or before the 10th day of each month, pay over to the State Tax Assessor 90% of the tax collected pursuant to this section during the previous month. The remaining 10% must be retained for the county by the register of deeds and accounted for to the county treasurer as reimbursement for services rendered by the county in collecting the tax. If the tax collected is not paid over by the 10th day of the month, the State Tax Assessor may impose interest pursuant to section 186.

**4. Distribution of State's share of proceeds.** The State Tax Assessor shall pay all net receipts received pursuant to this section to the Treasurer of State, and shall at the same time provide the Treasurer of State with documentation showing the amount of revenues derived from the tax imposed by section 4641-A, subsection 1 and the amount of revenues derived from the tax imposed by section 4641-A, subsection 2. The Treasurer of State shall credit 1/2 of the revenues derived from the tax imposed by section 4641-A, subsection 1 to the General Fund and shall monthly pay the remaining 1/2 of such revenues to the Maine State Housing Authority, which shall deposit the funds in the Housing Opportunities for Maine Fund created in Title 30-A, section 4853. The Treasurer of State shall credit to the General Fund all of the revenues derived from the tax imposed by section 4641-A, subsection 2.

**5. Dispute regarding amount.** In the event of a dispute as to the correct amount of tax, the individual seeking to record the deed may request that the State

Tax Assessor determine the correct amount of tax to be paid in order for the deed to be recorded.

**Sec. I-5. 36 MRSA §4641-C, first ¶,** as amended by PL 1993, c. 398, §4, is further amended to read:

The following deeds are exempt from the tax imposed by this chapter:

**Sec. I-6. 36 MRSA §4641-C, sub-§18,** as amended by PL 1999, c. 638, §46, is further amended to read:

**18. Limited liability company deeds.** Deeds to a limited liability company from a corporation, a general or limited partnership or another limited liability company, when the grantor or grantee owns an interest in the limited liability company in the same proportion as the grantor's or grantee's interest in or ownership of the real estate being conveyed; ~~and~~

**Sec. I-7. 36 MRSA §4641-C, sub-§19,** as enacted by PL 1999, c. 638, §47, is amended to read:

**19. Change in identity or form of ownership.** Any transfer of real property, whether accomplished by deed, conversion, merger, consolidation or otherwise, if it consists of a mere change in identity or form of ownership of an entity. This exemption is limited to those transfers ~~where~~ when no change in beneficial ownership is made and may include transfers involving corporations, partnerships, limited liability companies, trusts, estates, associations and other entities; ~~and~~

**Sec. I-8. 36 MRSA §4641-C, sub-§20** is enacted to read:

**20. Controlling interests.** Transfers of controlling interests in an entity with a fee interest in real property if the transfer of the real property would qualify for exemption if accomplished by deed of the real property between the parties to the transfer of the controlling interest.

**Sec. I-9. 36 MRSA §4641-D, first ¶,** as amended by PL 1993, c. 398, §5, is further amended to read:

~~Any deed, except~~ Except as otherwise provided in this section, ~~must~~ any deed, when offered for recording, and any report of a transfer of a controlling interest must be accompanied by a statement or declaration prepared in duplicate and signed, subject to the penalties of perjury, by the parties to the transaction or their authorized representatives, declaring the value of the property transferred and indicating the taxpayer identification numbers of the grantor and grantee. The statement or declaration with regard to a transfer by deed must include evidence of

compliance with section 5250-A and reference to the appropriate tax map and parcel number unless no tax map exists that includes that property, in which event the declaration must indicate that no appropriate tax map exists. The exceptions to the foregoing are the following:

**Sec. I-10. 36 MRSA §4641-D, 3rd ¶**, as amended by P&SL 1975, c. 78, §21, is further amended to read:

The declaration ~~shall~~ must be in a form prescribed by the State Tax Assessor, who shall provide an adequate supply of such forms to each register of deeds in the State. The State Tax Assessor shall prescribe a form for the declaration of value with regard to transfers of controlling interests subject to tax under this chapter.

**Sec. I-11. 36 MRSA §4641-E, 2nd ¶**, as amended by PL 1993, c. 398, §6, is further amended to read:

Within 3 years of the recording of a deed subject to the tax imposed by this chapter or a transfer of a controlling interest in an entity subject to taxation under this chapter, the State Tax Assessor may examine any books, papers, records or memoranda of the grantor or grantee bearing upon the amount of tax payable, and may enforce that right of examination by subpoena. If the assessor determines that there is a deficiency of taxes due under this chapter, such deficiency must be assessed, together with interest and penalties, with notice to the persons liable, but no such assessment may be made more than 3 years after the date of recording or transfer.

**Sec. I-12. 36 MRSA §4641-J**, as repealed and replaced by PL 1977, c. 696, §293, is further amended to read:

**§4641-J. Recording without tax**

Any register of deeds who, upon recording any deed or receiving a report of a transfer of a controlling interest upon which a tax is imposed by this chapter, fails to collect that tax or to obtain the declaration of value required by this chapter and does so with the intent of defeating the purposes of this chapter commits a civil violation for which a forfeiture not to exceed \$200 may be adjudged.

**Sec. I-13. 36 MRSA §4641-K**, as amended by PL 1993, c. 398, §7, is further amended to read:

**§4641-K. Falsifying declaration of value**

Any person who knowingly falsifies the declaration of value prescribed by section 4641-D or refuses to permit the State Tax Assessor, or any of the State Tax Assessor's agents or representatives to inspect

property in question or any relevant books, papers, records or memoranda within 3 years after recording or transfer of a controlling interest subject to tax under this chapter, or knowingly alters, cancels or obliterates any part thereof, or knowingly makes any false entry therein is guilty of a Class E crime.

**Sec. I-14. 36 MRSA §4641-L**, as enacted by PL 1975, c. 572, §1, is amended to read:

**§4641-L. No effect on recordation**

Failure to comply with the requirements of this chapter ~~shall in no way~~ does not affect the validity of any recorded instrument or the validity of any recordation or transfer of a controlling interest.

**Sec. I-15. Application.** That section of this Part that enacts the Maine Revised Statutes, Title 36, section 4641-A, subsection 2, and other sections of this Part affecting Title 36, chapter 711-A to the extent that they deal with the tax imposed on the transfer or acquisition of a controlling interest in any entity with a fee interest in real property in this State, apply to transactions occurring on or after June 1, 2002, except that transactions made pursuant to contracts executed before March 1, 2002 are not subject to such tax.

**PART J**

**Sec. J-1. 36 MRSA §5122, sub-§1, ¶H**, as amended by PL 1997, c. 746, §1 and affected by §24, is further amended to read:

H. The absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 1989, but before January 1, 1993, that arises from an ~~S Corporation~~ corporation with total assets for the year of at least \$1,000,000 and the absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 2002 that, pursuant to the United States Internal Revenue Code, Section 172, ~~is~~ are being carried back for federal income tax purposes to the taxable year by the taxpayer;

**Sec. J-2. 36 MRSA §5122, sub-§2, ¶H**, as amended by PL 1997, c. 732, §5 and c. 746, §4 and affected by §24, is further amended to read:

H. For each taxable year subsequent to the year of the loss, an amount equal to the absolute value of the net operating loss arising from tax years beginning on or after January 1, 1989, but before January 1, 1993, and the absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 2002, for which federal adjusted gross income was increased in accordance with subsection 1, paragraph H and that pursuant to the Code, Section

172 was carried back for federal income tax purposes, but only to the extent that:

- (1) Maine taxable income is not reduced below zero;
- (2) The taxable year is within the allowable federal period for carry-over; and
- (3) The amount has not been previously used as a modification pursuant to this subsection;

**Sec. J-3. 36 MRSA §5200-A, sub-§1, ¶H,** as amended by PL 1997, c. 557, Pt. B, §7 and affected by Pt. G, §1, is further amended to read:

H. The absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 1989 but before January 1, 1993 and the absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 2002 that, pursuant to the United States Internal Revenue Code, Section 172, is ~~are~~ being carried back for federal income tax purposes to the taxable year by the taxpayer;

**Sec. J-4. 36 MRSA §5200-A, sub-§2, ¶H,** as amended by PL 1999, c. 521, Pt. B, §3 and affected by §11, is further amended to read:

H. For each taxable year subsequent to the year of the loss, an amount equal to the absolute value of the net operating loss arising from tax years beginning on or after January 1, 1989 but before January 1, 1993 and the absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 2002 that, pursuant to the Code, Section 172, was carried back for federal income tax purposes, but only to the extent that:

- (1) Maine taxable income is not reduced below zero;
- (2) The taxable year is within the allowable federal period for carry-over; and
- (3) The amount has not been previously used as a modification pursuant to this subsection;

#### PART K

**Sec. K-1. PL 1999, c. 401, Pt. E, §5,** as amended by PL 2001, c. 439, Pt. E, §1, is further amended to read:

**Sec. E-5. Position authorization.** Notwithstanding any other provision of law, the Department of Administrative and Financial Services, Bureau of the Budget is authorized to establish ~~2~~ 3 limited-period

Senior Budget Analyst positions and one Clerk Typist III position for backup and support for existing positions assigned full time to the design and implementation of the new Budget Management System. These positions must be funded from the Budget Management System project budget provided for in Public Law 1999, chapter 4 and salary savings in the Bureau of the Budget General Fund account and must end on June 30, ~~2002~~ 2003.

#### PART L

**Sec. L-1. PL 2001, c. 439, Pt. N, §1** is amended to read:

**Sec. N-1. Maine Governmental Facilities Authority.** Pursuant to the Maine Revised Statutes, Title 4, section 1606, subsections 1 and 2, the Maine Governmental Facilities Authority is authorized to issue securities in its own name in an amount up to ~~\$5,500,000~~ \$1,000,000 on or after February 28, 2002 and an amount up to \$4,500,000 on or after February 28, 2003 for the purpose of paying the cost of courthouse projects or parts of projects in Rockland and other locations designated by the Maine Governmental Facilities Authority.

**Sec. L-2. Carrying balance.** Notwithstanding any other provision of law, an amount not to exceed \$55,000 of unencumbered balance remaining on June 30, 2002 in the General Fund Courts - Supreme, Superior and District program within the Judicial Department for debt service relating to the Rockland Courthouse may not lapse but must be carried forward to June 30, 2003 to be used for the same purpose.

#### PART M

**Sec. M-1. Transfer of funds.** Notwithstanding any other provision of law, on or before June 30, 2002, the State Controller shall transfer \$500,000 from the unallocated surplus of the Highway Fund to the unappropriated surplus of the General Fund in order to restore funds transferred from the General Fund to the Highway Fund on or before June 30, 2001 pursuant to Public Law 2001, chapter 1, Part C, section 3.

#### PART N

**Sec. N-1. 20-A MRSA §13451, sub-§3,** as amended by PL 2001, c. 439, Pt. PP, §2, is further amended to read:

**3. Payment by State.** The State shall pay ~~30%~~ a percentage of the retired teacher members' share of this insurance; according to the following schedule: Beginning July 1, 2002, the State shall pay 35% of the retired teacher members' share of this insurance.

- A. Thirty percent until July 1, 2002;
- B. Thirty-five percent from July 1, 2002 to March 31, 2003; and
- C. Forty percent after March 31, 2003.

**Sec. N-2. Appropriations and allocations.**

The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF**

**Retired Teachers' Health Insurance**

Initiative: Provides funds for the cost of increasing the State's contribution for health insurance for retired teachers from 35% to 40% beginning April 1, 2003.

General Fund	2001-02	2002-03
All Other	\$0	\$384,146

**PART O**

**Sec. O-1. General Fund Salary Plan.**

Notwithstanding the Maine Revised Statutes, Title 5, section 1676, or any other provision of law, the General Fund Salary Plan may be used in fiscal years 2001-02 and 2002-03 to fund authorized Personal Services costs in General Fund accounts and to receive Personal Services savings in General Fund accounts by financial order upon the recommendation of the State Budget Officer and approval of the Governor in order to ensure savings identified in Part B, sections 1 and 2 of this Act are achieved.

**Sec. O-2. General Fund Salary Plan and Highway Fund Salary Plan.** Notwithstanding the Maine Revised Statutes, Title 5, sections 1676 and 1676-A, or any other provision of law, the General Fund Salary Plan and Highway Fund Salary Plan may be used in fiscal years 2001-02 and 2002-03 to fund range changes and reclassifications for State Police Trooper, State Police Detective, State Police Sergeant, State Police Lieutenant, Emergency Communications Specialist, Lieutenant Legal Counsel and Lieutenant Internal Affairs in the Department of Public Safety.

**Sec. O-3. Transfer of Personal Services appropriation balances.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, available balances of General Fund appropriations for Personal Services in fiscal years 2001-02 and 2002-03 may be transferred by financial order between programs and departments within the General Fund upon recommendation of the State Budget Officer and approval of the Governor.

**Sec. O-4. Statewide 2% All Other reduction in fiscal year 2002-03.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the amounts in Part B, section 1 of this Act

that apply against each General Fund account in fiscal year 2002-03 for all departments and agencies equal to 2% of discretionary spending on an annual basis and Grants to Public and Private Organizations budgeted in the first, 2nd, 3rd and 4th quarters of fiscal year 2002-03 and shall transfer the calculated amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2002-03. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than January 15, 2003. The following programs are exempt from these calculations: General Purpose Aid to Local Schools; University of Maine System; Debt Service - University of Maine; Maine Maritime Academy; Maine Technical College System; and Retirement Allowance Fund.

**PART P**

**Sec. P-1. State Cost Allocation Program.**

Notwithstanding Public Law 2001, chapter 358, Part A, section 15, or any other provision of law, the Commissioner of Administrative and Financial Services, or the commissioner's designee, may adjust the State Cost Allocation Program in fiscal years 2001-02 and 2002-03 and credit those adjustments to the General Fund as undedicated revenue.

**Sec. P-2. Transfer of funds.** Notwithstanding any other provision of law, on or before June 30, 2002 the State Controller shall transfer \$600,000 from the Information Services Internal Service Fund account in the Department of Administrative and Financial Services to the General Fund as undedicated revenue.

**PART Q**

**Sec. Q-1. Public Improvements - Capital Construction/Repair/Improvements - Admin program; lapsed balances.** Notwithstanding any other provision of law, \$1,200,000 of available balances in the Public Improvements - Capital Construction/Repair/Improvements - Admin program in the Department of Administrative and Financial Services lapses to the General Fund in fiscal year 2001-02 from the \$3,800,000 provided in Public Law 2001, chapter 358, Part X, section 2 for demolition and site remediation of the Maine State Prison in Thomaston.

**Sec. Q-2. Bureau of General Services - Capital Construction and Improvement Reserve Fund - MCJA account; lapsed balances.** Notwithstanding any other provision of law, \$250,000 in the Bureau of General Services - Capital Construction and Improvement Reserve Fund -

MCJA General Fund account in the Department of Administrative and Financial Services lapses to the General Fund in fiscal year 2001-02.

### PART R

**Sec. R-1. Attorney General - Contingent account; lapsed balances.** Notwithstanding any other provision of law, \$80,000 of unencumbered balance forward in fiscal year 2001-02 in the Attorney General - Contingent General Fund account established to litigate the New Hampshire border dispute in the Department of the Attorney General lapses to the General Fund in fiscal year 2001-02.

### PART S

**Sec. S-1. Departmentwide account; Department of Behavioral and Developmental Services.** Notwithstanding any other provision of law, the State Budget Officer shall calculate the position count and amounts in Part B, section 1 of this Act that apply against each General Fund account in the Department of Behavioral and Developmental Services in fiscal year 2002-03 and shall transfer the calculated position count and amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to position count and appropriations in fiscal year 2002-03. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs with a report of the transferred position count and amounts no later than January 15, 2003.

**Sec. S-2. Position authorizations.** Notwithstanding any other provision of law, the Department of Behavioral and Developmental Services is authorized to extend to December 31, 2002 one project Paralegal Assistant position in the Mental Health Services - Children account necessary for the team addressing children's services lawsuits, one limited-period Mental Health and Mental Retardation Caseworker position in the Mental Retardation Services - Community account to participate in a guardianship pilot project as outlined by the Court Master in the Community Consent Decree resulting from Consumer Advisory Board v. Dube and one limited-period Clerk Typist II position in the Office of Management and Budget account to support a number of critical activities during the rollout of a new enterprise information system. These positions must be funded from salary savings in the Personal Services appropriations in the General Fund programs of the Department of Behavioral and Developmental Services and must end by December 31, 2002.

### PART T

**Sec. T-1. Parks and land fees.** Notwithstanding any other provision of law, the Commissioner of Conservation is authorized to increase parks and land fees by financial order upon recommendation of the State Budget Officer and approval of the Governor.

### PART U

**Sec. U-1. PL 2001, c. 439, Pt. EE, §2, sub-§1** is amended to read:

#### 1. ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Office of Tourism \$2,193,844

New Initiative: Provides funds to increase tourism promotion in fiscal year years 2001-02 and 2002-03. ~~These funds may not be expended in fiscal year 2001-02 but~~ An amount not to exceed \$500,000 may be expended in fiscal year 2001-02. Any balance remaining on June 30, 2002 must be carried forward until June 30, 2003.

**Sec. U-2. Lapsed balances.** Notwithstanding any other provision of law, \$6,000 from the Applied Technology Development Center System - Carrying Account in the Department of Economic and Community Development lapses to the General Fund in fiscal year 2001-02.

### PART V

**Sec. V-1. 5 MRSA §1511**, as amended by PL 1995, c. 464, §3, is further amended to read:

#### **§1511. Reserve for General Fund operating capital**

The State Controller may, at the close of each fiscal year, transfer from the Unappropriated Surplus of the General Fund to the Reserve for General Fund Operating Capital such amounts as may be available from time to time up to an amount of \$1,000,000 a year until a maximum of \$50,000,000 is achieved. The State Controller is further authorized, at the close of each fiscal year, to transfer from the Unappropriated Surplus of the General Fund to the Loan Insurance Reserve amounts as may be available from time to time, up to an amount of \$1,000,000 per year. The balance of this reserve must be paid to the Finance Authority of Maine if such payment does not cause the balance in the reserve fund maintained by the authority, when added to amounts held in the Finance Authority of Maine Mortgage Insurance Fund that are not committed or encumbered for another purpose, to exceed ~~\$20,000,000~~ \$35,000,000. Any balance in the Loan Insurance Reserve is appropriated for this purpose.

**Sec. V-2. Transfer of funds.** Notwithstanding the Maine Revised Statutes, Title 38, section 568-B, subsection 2, paragraph E, \$200,000 must be transferred from the Underground Oil Storage Replacement Fund account in the Finance Authority of Maine to the General Fund as undedicated revenue no later than June 30, 2002.

## PART W

**Sec. W-1. Land for Maine's Future Fund account; lapsed balances.** Notwithstanding any other provision of law, \$325,000 of unencumbered balance forward in fiscal year 2001-02 in the Land for Maine's Future Fund, General Fund account in the Executive Department lapses to the General Fund in fiscal year 2001-02.

## PART X

**Sec. X-1. 18-A MRSA §3-801, sub-§(a),** as enacted by PL 1989, c. 661, §2, is amended to read:

(a) ~~Unless notice has already been given under this section, a~~ A personal representative upon application for appointment shall pay a fee to the court to permit the register to publish a notice to creditors once a week for 2 successive weeks in a newspaper of general circulation in the county announcing the appointment and the personal representative's address and notifying creditors of the estate to present their claims within 4 months after the date of the first publication of the notice or be forever barred.

**Sec. X-2. 18-A MRSA §3-803, sub-§(c), ¶(2),** as amended by PL 1989, c. 661, §5, is further amended to read:

(2) To the limits of the insurance protection only, any proceeding to establish liability of the decedent or the personal representative for which the decedent or the personal representative is protected by liability insurance; ~~or~~

**Sec. X-3. 18-A MRSA §3-803, sub-§(c), ¶(3),** as enacted by PL 1989, c. 661, §5, is amended to read:

(3) Collection of compensation for services rendered and reimbursement for expenses advanced by the personal representative or by the attorney or accountant for the personal representative of the estate; or

**Sec. X-4. 18-A MRSA §3-803, sub-§(c), ¶(4)** is enacted to read:

(4) The State from filing and enforcing a claim for Medicaid reimbursement under Title 22, section 14. Notwithstanding subsection (a), paragraph (2), if this claim is filed within 4 months of

published or actual notice of creditors, the claim is considered timely filed.

**Sec. X-5. 22 MRSA §3174-A,** as enacted by PL 1983, c. 749, §1, is amended to read:

**§3174-A. Medical coverage program for certain boarding home residents**

The department shall administer a program of medical coverage for persons residing in cost reimbursement boarding homes who, but for their income, would be eligible for supplemental security income benefits on account of blindness, disability or age, and who do not have sufficient income to meet the per resident payment rate for boarding home care, including an amount for personal needs of at least \$30 a month. Notwithstanding supplemental security income eligibility regulations, the department may impose a penalty for certain transfers of assets. Rules adopted pursuant to this section are routine technical rules as defined by Title 5, chapter 375, subchapter II-A.

**Sec. X-6. Medical Care - Payments to Providers account; lapsed balances.** Notwithstanding any other provision of law, \$5,705,170 of unencumbered balance forward in fiscal year 2001-02 in the Medical Care - Payments to Providers, General Fund account in the Department of Human Services lapses to the General Fund in fiscal year 2001-02.

**Sec. X-7. Nursing facilities account; lapsed balances.** Notwithstanding any other provision of law, \$3,042,223 of unencumbered balance forward in fiscal year 2001-02 in the Nursing Facilities, General Fund account in the Department of Human Services lapses to the General Fund in fiscal year 2001-02.

**Sec. X-8. TANF account; lapsed balances.** Notwithstanding any other provision of law, \$874,000 of unencumbered balance forward in fiscal year 2001-02 in the Temporary Assistance for Needy Families, General Fund account in the Department of Human Services lapses to the General Fund in fiscal year 2001-02.

**Sec. X-9. Carrying balance; Medical Care - Payments to Providers.** Notwithstanding any other provision of law, the Department of Human Services shall reimburse the State's 2 freestanding, nonprofit psychiatric hospitals for services provided to indigent patients when these expenses can not be reimbursed by the Medicaid or Medicaid Disproportionate Share programs in fiscal years 1999-00, 2000-01, 2001-02 and 2002-03 from the carrying balance on June 30, 2001 in the Medical Care - Payments to Providers General Fund account in the Department of Human Services in an amount not to exceed \$5,583,019.

**Sec. X-10. Pursuit of federal funding for disproportionate share shortfall for institutes for mental disease.** The Commissioner of Human Services and the Commissioner of Behavioral and Developmental Services shall work with the State's 2 freestanding, nonprofit psychiatric hospitals to advocate for the elimination of the current federal cap on disproportionate share funds that are available for institutes for mental disease, or for other federal reforms, that would ensure adequate federal funding for the population served by these hospitals. The commissioners shall report their progress to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs no later than February 15, 2003.

## PART Y

**Sec. Y-1. Carrying Balances - Inland Fisheries and Wildlife program.** On or before June 30, 2002, the State Controller shall transfer \$380,264 from the unappropriated surplus of the General Fund to the General Fund Carrying Balances - Inland Fisheries and Wildlife program. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 and Title 12, section 7017, subsection 2, or any other provision of law, these funds may be allotted by financial order in fiscal year 2002-03 to the Department of Inland Fisheries and Wildlife, General Fund accounts as a transfer from the Carrying Balances - Inland Fisheries and Wildlife program upon recommendation of the State Budget Officer and approval of the Governor.

## PART Z

**Sec. Z-1. 24-A MRSA §604, sub-§2,** as amended by PL 1997, c. 457, §22, is further amended to read:

2. The Treasurer of State shall credit the following funds to the Insurance Regulatory Fund:

- A. The balance, if any, remaining on January 1, 1970 of funds allocated to the bureau pursuant to Title 24, section 372;
- B. Fees, licenses and other charges collected and remitted by the superintendent under section 601 (fee schedule), or as increased pursuant to section 428 (retaliatory provision);
- D. Amounts assessed by the superintendent under Title 24, section 2332;
- E. Amounts assessed by the superintendent under section 237;
- F. Amounts assessed by the superintendent under Title 39-A, section 409; and

G. Such other amounts as may be expressly required by law to be so credited.

~~Interest earned on assessments credited to the fund shall be credited to the fund.~~

**Sec. Z-2. Retroactivity.** That section of this Part that amends the Maine Revised Statutes, Title 24-A, section 604, subsection 2 applies retroactively to July 1, 1995.

**Sec. Z-3. Transfer of funds.** Notwithstanding any other provision of law, the State Controller shall transfer \$2,657,138 from the Department of Professional and Financial Regulation, Bureau of Insurance, Other Special Revenue Fund account to the General Fund in fiscal year 2001-02, representing interest earned on that account from July 1, 1995 to June 30, 2001.

## PART AA

**Sec. AA-1. 5 MRSA §1661,** as amended by PL 1987, c. 402, Pt. A, §39, is further amended by adding at the end a new paragraph to read:

The words "Fund for a Healthy Maine," whenever used in this chapter, mean the Other Special Revenue account within the Department of Administrative and Financial Services established pursuant to Title 22, section 1511.

**Sec. AA-2. 5 MRSA §1664, 2nd ¶,** as amended by PL 1997, c. 655, §1, is further amended to read:

Part 1 must consist of a budget message by the Governor-elect or the Governor that outlines the 4-year financial policy of the State Government for the ensuing biennium and the following biennium, describing in connection therewith the important features of the financial plan. It must embrace a general budget summary setting forth the aggregate figures of the budget in such a manner as to show the balanced outlines relations between the total proposed expenditures and the total anticipated revenues together with the other means of financing the budget for each fiscal year of the ensuing biennium, contrasted with the corresponding figures for the last completed fiscal year and the fiscal year in progress. The following biennium financial plan must include the forecasted Highway Fund and General Fund appropriation requirements and projected revenues and other available resources shown in a budget fund flow statement and a comparative statement that presents income source for revenue projections and appropriation estimates by major program categories. The biennium financial plan must include a summary and details of programs funded through the Fund for a Healthy Maine, presenting the allocation requirements and projected revenues and other available resources



shown in a budget fund flow statement and a comparative statement that presents income source for revenue projections and allocation estimates by program categories. This forecast must assume the continuation of current laws and include reasonable and predictable estimates of growth in revenues and expenditures based on national and local trends and program operations. Revenue accruing to the General Fund, the Fund for a Healthy Maine and the Highway Fund revenue must be forecasted for the following biennium by income sources as provided in chapter 151-B. Expenditure forecasts for the General Fund, programs funded through the Fund for a Healthy Maine and the Highway Fund must be forecasted on the basis of current law and assumed inflation variables related to program operations. It must specifically describe the estimated loss in revenue during the last completed fiscal year and the fiscal year in progress, and the anticipated loss in revenue for each fiscal year of the ensuing biennium, caused by tax expenditures provided in Maine statutes; the term "tax expenditures" means those state tax revenue losses attributable to provisions of Maine tax laws that allow a special exclusion, exemption or deduction or provide a special credit, a preferential rate of tax or a deferral of tax liability. The general budget summary must be supported by explanatory schedules or statements, classifying the expenditures contained therein by organization units, objects and funds, and the income by organization units, sources and funds.

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

**3-A. Unencumbered balances.** Any unencumbered balance remaining at the end of any fiscal year lapses back to the Fund for a Healthy Maine, the account within the Department of Administrative and Financial Services established pursuant to this section, and may not be made available for expenditure without specific legislative approval.

**Sec. AA-4. Fiscal year 2000-01 unencumbered balances.** The following unencumbered balances in the following programs within the Department of Human Services at the end of fiscal year 2000-01 representing allocations from the Fund for a Healthy Maine as defined in the Maine Revised Statutes, Title 22, section 1511 lapse back to the Fund for a Healthy Maine:

A. From the Medical Care - Payments to Providers program that was designated for Medicaid expansions, \$1,500,000;

B. From the Medical Care - Payments to Providers program that was designated for tobacco prevention programs, \$1,800,000;

C. From the Purchased Social Services program that was designated for child care initiatives, \$656,136; and

D. From the Human Leukocyte program, \$136,145.

**Sec. AA-5. Application.** Section 3 of this Part applies to unencumbered balances that result from allocations from the Fund for a Healthy Maine at the close of each fiscal year beginning with fiscal year 2001-02.

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

**ATTORNEY GENERAL, DEPARTMENT OF THE**

**Administration - Attorney General**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	\$0	(\$51,740)
All Other	0	(100)
Total	\$0	(\$51,840)

**FHM - Attorney General**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	\$0	\$51,740
All Other	0	100
Total	\$0	\$51,840

**ATTORNEY GENERAL, DEPARTMENT OF THE DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$51,840</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>(51,840)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

**Office of Substance Abuse**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(5,570,005)

**FHM - Substance Abuse**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	5,570,005

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

	<b>2001-02</b>	<b>2002-03</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$5,570,005</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>(5,570,005)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**EDUCATION, DEPARTMENT OF**

**Learning Systems**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	\$0	(\$74,176)
All Other	0	(13,474)
Total	\$0	(\$87,650)

**FHM - School Nurse Consultant**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	\$0	\$74,176
All Other	0	13,474
Total	\$0	\$87,650

**EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$87,650</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>(87,650)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**FINANCE AUTHORITY OF MAINE**

**Health Education Centers**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$100,000)

**FHM - Health Education Centers**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$100,000

**Dental Education Loans**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$183,882)

**FHM - Dental Education**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$183,882

**Quality Child Care Education Scholarship Fund**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$145,356)

**FHM - Quality Child Care**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$145,356

**FINANCE AUTHORITY OF MAINE DEPARTMENT TOTALS**

	<b>2001-02</b>	<b>2002-03</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$0</b>	<b>\$429,238</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>(429,238)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**HUMAN SERVICES, DEPARTMENT OF**

**Bureau of Health**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-5.000)
Personal Services	\$0	(\$257,790)
All Other	0	(17,664,999)
Total	\$0	(\$17,922,789)

**FHM - Bureau of Health**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(5.000)
Personal Services	\$0	\$257,790
All Other	0	17,664,999
Total	\$0	\$17,922,789

**Bureau of Family Independence - Central**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	\$0	(\$29,487)
All Other	0	(100)
Total	\$0	(\$29,587)

**FHM - BFI - Central**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	\$0	\$29,487
All Other	0	100
Total	\$0	\$29,587

**Bureau of Medical Services**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1.000)
Personal Services	\$0	(\$50,000)
All Other	0	(404,993)
Total	\$0	(\$454,993)

**FHM - Bureau of Medical Services**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1.000)
Personal Services	\$0	\$50,000
All Other	0	404,993
Total	\$0	\$454,993

**Community Family Planning**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$400,000)

**FHM - Family Planning**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$400,000

**Community Service Center**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-10.000)
Personal Services	\$0	(\$465,262)

All Other	0	(41,910)
Total	\$0	(\$507,172)

**FHM - Service Center**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(10,000)
Personal Services	\$0	\$465,262
All Other	0	41,910
Total	\$0	\$507,172

**Donated Dental Services**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$36,250)

**FHM - Donated Dental**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$36,250

**Head Start**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$1,350,000)

**FHM - Head Start**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$1,350,000

**Medical Care - Payments to Providers**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$17,108,855)

**FHM - Medical Care**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$17,108,855

**Purchased Social Services**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$3,885,689)

**FHM - Purchased Social Services**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$3,885,689

**HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS**

<b>FUND FOR A HEALTHY MAINE</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$41,695,335</b>
	<b>0</b>	<b>(41,695,335)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**JUDICIAL DEPARTMENT**

**Courts - Supreme, Superior and District**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-1,000)
Personal Services	\$0	(\$74,689)
All Other	0	(2,500)

Total	\$0	(\$77,189)
-------	-----	------------

**FHM - Judicial Department**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(1,000)
Personal Services	\$0	\$74,689
All Other	0	2,500
Total	\$0	\$77,189

**JUDICIAL DEPARTMENT DEPARTMENT TOTALS**

<b>FUND FOR A HEALTHY MAINE</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$77,189</b>
	<b>0</b>	<b>(77,189)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**PUBLIC SAFETY, DEPARTMENT OF**

**Fire Marshal - Office of the**

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(-3,500)
Personal Services	\$0	(\$188,189)
All Other	0	(19,000)
Total	\$0	(\$207,189)

**FHM - Fire Marshal**

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(3,500)
Personal Services	\$0	\$188,189
All Other	0	19,000
Total	\$0	\$207,189

**PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS**

<b>FUND FOR A HEALTHY MAINE</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$207,189</b>
	<b>0</b>	<b>(207,189)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

**SECTION TOTALS**

<b>FUND FOR A HEALTHY MAINE</b>	<b>2001-02</b>	<b>2002-03</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$48,118,446</b>
	<b>\$0</b>	<b>(\$48,118,446)</b>
<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

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

**HUMAN SERVICES, DEPARTMENT OF**

**FHM - Bureau of Health**

Initiative: Provides additional funding to tobacco prevention and smoking cessation.

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$1,800,000

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

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

**Office of Substance Abuse 0679**

Initiative: Deallocates Fund for a Healthy Maine funds due to delayed implementation of outpatient Medicaid regulations and the delay of expanded treatment services.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(\$1,400,000)	\$0

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

**DEPARTMENT TOTALS**

<b>OTHER SPECIAL REVENUE FUNDS</b>	(1,400,000)	0
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	(1,400,000)	0

**HUMAN SERVICES, DEPARTMENT OF**

**FHM - Human Leukocyte**

Initiative: Provides additional funding for the Human Leukocyte program. Any amounts unencumbered at the end of fiscal year 2002-03 may not lapse but must be carried forward to be used for the same purpose.

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	136,145

**FHM - Purchased Social Services**

Initiative: Deallocation of funds due to a one-time transfer of child care from the Fund for a Healthy Maine to a block grant allocation of the TANF Reserve.

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(900,000)

**Child Care Services 0563**

Initiative: Provides funds for a one-time transfer of child care from the Fund for a Healthy Maine to an allocation of the TANF Reserve.

<b>Federal Block Grant Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	900,000

**Health, Bureau of 0143**

Initiative: Deallocation of funds in the Bureau of Health, Fund for a Healthy Maine home visitation program due to savings from contract carry-over for home visitation services.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(1,000,000)	0

**Medical Services, Bureau of 0129**

Initiative: Provides for the transfer of Other Special Revenue funds and Federal Expenditures Fund funds for Medicaid-targeted case management services for oral health care funded by the Fund for a Healthy Maine from the Bureau of Medical Services to the Medical Care - Payments to Providers account.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(350,000)	0

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(693,686)	0

**FHM - Bureau of Medical Services**

Initiative: Provides for the transfer of Fund for a Healthy Maine funds and Federal Expenditures Fund funds for Medicaid-targeted case management services for oral health care from the FHM - Bureau of Medical Services account to the FHM - Medical Care account.

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(350,000)

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(693,686)

**Medical Care - Payments to Providers (0147)**

Initiative: Provides for the transfer of Other Special Revenue funds and Federal Expenditures Fund funds for Medicaid-targeted case management services for oral health care funded by the Fund for a Healthy Maine from the Bureau of Medical Services to the Medical Care - Payments to Providers account.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	350,000	0

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	693,686	0

**FHM - Medical Care**

Initiative: Provides for the transfer of Fund for a Healthy Maine funds and Federal Expenditures Fund funds for Medicaid-targeted case management services for oral health care from the FHM - Bureau of Medical Services account to the FHM - Medical Care account.

<b>Fund for a Healthy Maine</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	350,000

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	693,686

**Medical Care - Payments to Providers (0147)**

Initiative: Deallocation of funds due to Medical Assistance Payment rejections in Fund for a Healthy Maine-funded Medicaid program expansions.

<b>Other Special Revenue Funds</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(400,000)	0

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	(792,784)	0

**FHM - Medical Care**

Initiative: Deallocation of funds due to Medical Assistance Payment rejections in Fund for a Healthy Maine-funded Medicaid program expansions.

Fund for a Healthy Maine	2001-02	2002-03
All Other	0	(400,000)
Federal Expenditures Fund	2001-02	2002-03
All Other	0	(792,784)
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>FEDERAL EXPENDITURES</b>		
<b>FUND</b>	<b>(792,784)</b>	<b>(792,784)</b>
<b>FUND FOR A HEALTHY</b>		
<b>MAINE</b>	<b>(1,400,000)</b>	<b>(1,163,855)</b>
<b>FEDERAL BLOCK GRANT</b>		
<b>FUND</b>	<b>0</b>	<b>900,000</b>
<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	<b>(2,192,784)</b>	<b>(1,056,639)</b>
<b>SECTION TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>FEDERAL EXPENDITURES</b>		
<b>FUND</b>	<b>(792,784)</b>	<b>(792,784)</b>
<b>FUND FOR A HEALTHY</b>		
<b>MAINE</b>	<b>(2,800,000)</b>	<b>(1,163,855)</b>
<b>FEDERAL BLOCK GRANT</b>		
<b>FUND</b>	<b>0</b>	<b>900,000</b>
<b>SECTION TOTAL -</b>		
<b>ALL FUNDS</b>	<b>(\$3,592,784)</b>	<b>(\$1,056,639)</b>

**Sec. AA-9. Transfer of funds.** Notwithstanding any other provision of law, the State Controller shall transfer \$3,200,000 in fiscal year 2002-2003 from the Fund for a Healthy Maine to the unappropriated surplus of the General Fund no later than June 30, 2003.

**PART BB**

**Sec. BB-1. 22 MRSA §§5107-C to 5107-F,** as enacted by PL 1997, c. 734, §2, are repealed.

**Sec. BB-2. 22 MRSA §5107-G,** as enacted by PL 1999, c. 401, Pt. SSS, §1, is repealed.

**Sec. BB-3. 22 MRSA §5107-H,** as enacted by PL 1999, c. 615, §1 and affected by §2, is repealed.

**Sec. BB-4. 26 MRSA §1412-G** is enacted to read:

**§1412-G. Program of consumer-directed personal care assistance services**

The Bureau of Rehabilitation Services, referred to in this section as the "bureau," is the lead agency for administering a program of consumer-directed personal care assistance services, referred to in this section as the "program." The bureau shall administer state-funded and Medicaid-funded, consumer-directed personal care assistance services for adults with disabilities and shall ensure that services are delivered in the most comprehensive manner possible.

**1. Eligibility.** An adult with long-term care needs is eligible for personal care assistance services under the program if the bureau or its designee determines that the adult:

A. Has a severe disability;

B. Needs personal care assistance services or an attendant at night or both to prevent or remove the adult from inappropriate placement in an institutional setting; and

C. Has no or insufficient personal income or other support from public services, family members or neighbors.

**2. Consumer cost sharing.** Consumer cost sharing is subject to the requirements of this subsection.

A. Within the state-funded program, a sliding scale for consumer cost sharing must be established for services provided under the program. The sliding scale must be based on the net income of the adult who receives subsidies under the program and may take assets into consideration. The expenses associated with each adult's disabilities must be factored into the calculation of net income for the adult.

B. Within the Medicaid physical disability waiver and Medicaid programs, the cost sharing required must be stated in rules adopted by the Department of Human Services.

**3. Evaluation teams.** The commissioner shall designate evaluation teams in the State to assist the department with evaluations of adults with long-term care needs who apply for personal care assistance services under the program.

A. Each evaluation team must include at least one registered nurse or registered occupational therapist and the adult with long-term care needs.

B. For each adult with long-term care needs evaluated by an evaluation team, the team shall assist the bureau to:

(1) Determine the eligibility of the adult for personal care assistance services;

(2) Determine the capability of the adult, at the time of evaluation or after skills training provided pursuant to paragraph C, to hire and direct a personal care assistant;

(3) Reevaluate the adult periodically to determine the adult's continuing need for the services; and

(4) Consult when possible with the adult's attending physician.

C. The commissioner may authorize an evaluation team to arrange for skills training for an adult with long-term care needs who applies for services under the program. Skills training may be provided in the following areas by the following individuals:

(1) Personal health management skills to maximize personal well-being in relation to the adult's disability, provided by a registered nurse or other qualified person experienced in the rehabilitation of the severely disabled, including all aspects of prevention, maintenance and treatment techniques;

(2) Personal care assistant management skills, provided by a registered nurse or other qualified person experienced in the rehabilitation of the severely disabled, including training in recruiting, hiring and managing a personal care assistant, scheduling and potential problems; and

(3) Functional skills required to maximize the adult's abilities in activities of daily living, provided by a registered occupational therapist or other qualified person experienced in the rehabilitation of the severely disabled.

4. Reimbursement of spouses. Within the state-funded program, the department shall reimburse providers who are spouses of adults who are eligible for services under the program. Within the Medicaid physical disability waiver and Medicaid programs, the Department of Human Services shall provide for the reimbursement of certain family members employed as personal care assistants to the extent permitted by federal regulation.

5. Review of reimbursement rates. By January 1, 2005 and every 2 years thereafter, the commissioner shall review the rates of reimbursement under the program. As part of the review, the following provisions apply.

A. The commissioner shall:

(1) Ensure the input of consumers of those services. The commissioner may seek input through one or more public hearings or by other means determined reasonable by the commissioner; and

(2) Seek advice and input from the Long-term Care Steering Committee established in Title 22, section 5107-B to determine

whether the rates of reimbursement are sufficient for consumers to recruit, hire and retain personal care assistants.

B. If the commissioner determines that an increase in one or more of the reimbursement rates is necessary after the review required in this subsection, the commissioner shall:

(1) As to non-Medicaid rates, adopt rules to accomplish the required rate increase; and

(2) As to Medicaid rates, forward a recommendation for the required rate increase to the Department of Human Services, Bureau of Medical Services for consideration by the Bureau of Medical Services.

6. Rulemaking. The following provisions apply to rules necessary to implement the program under this section.

A. The bureau shall adopt rules to implement this section, except for rules that pertain to the federal Medicaid program under the United States Social Security Act, Title XIX or its successors.

B. The Department of Human Services, Bureau of Medical Services shall adopt rules regarding the federal Medicaid program.

C. In adopting rules regarding the program, the bureau and the Department of Human Services, Bureau of Medical Services shall strive to maximize the participation of persons with disabilities and to coordinate rules between the 2 departments.

D. Rules adopted pursuant to this section are routine technical rules as defined by Title 5, chapter 375, subchapter II-A, except that rules regarding consumer cost sharing under subsection 2 are major substantive rules as defined by that subchapter.

**Sec. BB-5. Transition.** During the transition of the consumer-directed personal care assistance services program from the Department of Human Services, Bureau of Medical Services to the Department of Labor, Bureau of Rehabilitation Services, all rules and procedures pertaining to the program that were in effect on April 1, 2002 remain in effect until rules regarding the program are adopted by the Bureau of Rehabilitation Services.

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

**HUMAN SERVICES, DEPARTMENT OF**

**Long-term Care - Human Services 0420**

Initiative: Transfers the Long-term Care program for the handicapped to the Department of Labor.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$3,033,592)

**Medical Care - Payments to Providers 0147**

Initiative: Transfers the state share of Medicaid for consumer-directed attendant services and the physical disability waiver to the Department of Labor.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(4,061,501)

**HUMAN SERVICES, DEPARTMENT OF**

<b>DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>(7,095,093)</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>(7,095,093)</b>

**LABOR, DEPARTMENT OF**

**Rehabilitation Services 0799**

Initiative: Provides for the transfer of funds from the Department of Human Services to the Department of Labor for the home-based care program for adults with physical disabilities and additional funds for a contractual occupational therapist position to oversee the home-based care program and Medicaid Seed and Waiver program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	3,042,592

**Rehabilitation Services - Medicaid**

Initiative: Provides for the transfer of funds from the Department of Human Services for the state share of Medicaid for consumer-directed attendant services and the physical disability waiver.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	4,061,501

**Administration - Labor 0030**

Initiative: Provides for the allocation of funds for one Management Analyst I position to provide fiscal support for the programs being transferred from the Department of Human Services and for increasing support for other existing programs.

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	7,620	47,110
All Other	2,500	0
Total	10,120	47,110

<b>LABOR, DEPARTMENT OF DEPARTMENT TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>7,104,093</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>10,120</b>	<b>47,110</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>10,120</b>	<b>7,151,203</b>
<b>SECTION TOTALS</b>	<b>2001-02</b>	<b>2002-03</b>
<b>GENERAL FUND</b>	<b>0</b>	<b>9,000</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>10,120</b>	<b>47,110</b>
<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$10,120</b>	<b>\$56,110</b>

**PART CC**

**Sec. CC-1. 22 MRSA §4004, sub-§2**, as amended by PL 1991, c. 824, Pt. A, §45, is further amended to read:

**2. Duties.** The department shall act to protect abused and neglected children and children in circumstances ~~which~~ that present a substantial risk of abuse and neglect, to prevent further abuse and neglect, to enhance the welfare of these children and their families and to preserve family life wherever possible. The department shall:

- A. Receive reports of abuse and neglect;
- B. Promptly investigate all abuse and neglect cases coming to its attention or in the case of out-of-home abuse and neglect investigations, the department shall act in accordance with subchapter XI-A;
- C. Determine the degree of harm or threatened harm to each child in each case; ~~and~~
- ~~D. Take appropriate action to further the purposes of this chapter.~~
- E. If, after investigation, the department does not file a petition under section 4032 but does open a case to provide services to the family to alleviate child abuse and neglect in the home, assign a caseworker, who shall:

(1) Provide information about rehabilitation and other services that may be available to assist the family; and

(2) Develop with the family a written child and family plan.

The child and family plan must identify the problems in the family and the services needed to address those problems; must describe responsibilities for completing the services, including, but not limited to, payment for services, transportation and child care services and responsibilities for seeking out and participating in services; and must state the names, addresses and telephone numbers of any relatives or family

friends known to the department or parent to be available as resources to the family.

The child and family plan must be reviewed every 6 months, or sooner if requested by the family or the department; and

F. File a petition under section 4032 if, after investigation, the department determines that a child is in immediate risk of serious harm or in jeopardy as defined in this chapter.

**Sec. CC-2. 22 MRSA §4038, sub-§3-A** is enacted to read:

**3-A. Prehearing conference.** The court may convene a prehearing conference to clarify the disputed issues and review the possibility of settlement.

**Sec. CC-3. 22 MRSA §4038, sub-§7-A, ¶B,** as enacted by PL 1997, c. 715, Pt. B, §10, is amended to read:

B. The permanency plan for the child must contain determinations on the following issues.

(1) The permanency plan must determine whether and when, if applicable, the child will be:

(a) Returned to the parent. Before the court may enter an order returning the custody of the child to a parent, the parent must show that the parent has carried out the responsibilities set forth in section 4041, subsection 4 1-A, paragraph B; that to the court's satisfaction the parent has rectified and resolved the problems that caused the removal of the child from home and any subsequent problems that would interfere with the parent's ability to care for and protect the child from jeopardy; and that the parent can protect the child from jeopardy;

(b) Placed for adoption, in which case the department shall file a petition for termination of parental rights;

(c) Referred for legal guardianship; or

(d) Placed in another planned permanent living arrangement when the department has documented to the court a compelling reason for determining that it would not be in the best interests of the child to be returned home, be referred for termination of parental rights or be placed for adoption, be

placed with a fit and willing relative, or be placed with a legal guardian.

(2) In the case of a child placed in foster care outside the state in which the parents of the child live, the permanency plan must determine whether the out-of-state placement continues to be appropriate and in the best interests of the child.

(3) In the case of a child who is 16 years of age or older, the permanency plan must determine the services needed to assist the child to make the transition from foster care to independent living.

**Sec. CC-4. 22 MRSA §4041, sub-§1,** as amended by PL 1997, c. 715, Pt. B, §11, is repealed.

**Sec. CC-5. 22 MRSA §4041, sub-§1-A** is enacted to read:

**1-A. Rehabilitation and reunification.** A child is considered to have entered foster care on the date of the first judicial finding that the child has been subjected to child abuse or neglect or on the 60th day after the child is removed from the home, whichever occurs first. When a child is considered to have entered foster care, the responsibility for reunification and rehabilitation of the family must be shared as follows.

A. The department shall:

(1) Develop a rehabilitation and reunification plan as provided in this subparagraph.

(a) In developing the rehabilitation and reunification plan, the department shall make good faith efforts to seek the participation of the parent. Information that must be included in developing the plan includes the problems that present a risk of harm to the child, the services needed to address those problems, provisions to ensure the safety of the child while the parent engages in services, a means to measure the extent to which progress has been made, and visitation that protects the child's physical and emotional well-being. With this information, the department shall prepare a written rehabilitation and reunification plan.

(b) The department shall circulate the plan to the parties at least 10 days before a scheduled court hearing and shall present the plan to the court for filing at that hearing.



(c) The rehabilitation and reunification plan must include the following:

(i) The reasons for the removal of the child from home;

(ii) The changes that are necessary to eliminate jeopardy to the child while in the care of a parent;

(iii) Rehabilitation services that will be provided and must be completed satisfactorily prior to the child's returning home;

(iv) Services that must be provided or made available to assist the parent in rehabilitating and reunifying with the child, as appropriate to the child and family, including, but not limited to, reasonable transportation for the parent for visits and services, child care, housing assistance, assistance with transportation to and from required services and other services that support reunification;

(v) A schedule of and conditions for visits between the child and the parent designed to provide the parent and child time together in settings that provide as positive a parent-child interaction as can practicably be achieved while ensuring the emotional and physical well-being of the child when visits are not detrimental to the child's best interests;

(vi) Any use of kinship support, including, but not limited to, placement, supervision of visitation, in-home support or respite care;

(vii) A reasonable time schedule for proposed reunification, reasonably calculated to meet the child's needs; and

(viii) A statement of the financial responsibilities of the parent and the department during the reunification process;

(2) Provide the parent with prompt written notice of the following, unless

that notice would be detrimental to the best interests of the child:

(a) The child's residence and, when practicable, at least 7 days' advance written notice of a planned change of residence; and

(b) Any serious injuries, major medical care received or hospitalization of the child;

(3) Make good faith efforts to cooperate with the parent in the pursuit of the plan;

(4) Periodically review with the parent the progress of the plan and make any appropriate changes in that plan. If the parties disagree about the proposed changes in the plan, any party may seek an informal conference with all other parties in an effort to resolve the disagreement, prior to initiating court action. If the parties are unable to agree after an informal conference, the parties may have access to the court's case management system. This subparagraph may not be construed to limit the court's authority to manage and control any cases within the court;

(5) Petition for judicial review and return of custody of the child to the parent at the earliest appropriate time; and

(6) Petition for termination of parental rights at the earliest possible time that it is determined that family reunification efforts will be discontinued pursuant to subsection 2 and that termination is in the best interests of the child.

B. The responsibilities of the parent include, as appropriate to the child and family, that the parent:

(1) Rectify and resolve problems that prevent the return of the child to the home;

(2) Cooperate with the department in the development of the plan, as described in paragraph A;

(3) Take part in a reasonable rehabilitation and reunification plan. Use of rehabilitation and other services by a parent may not be used to constitute an admission by the parent;

(4) Maintain meaningful contact with the child pursuant to the plan. When a parent has moved from the area where the child has been placed, the parent shall make arrangements to visit the child at or near the child's placement. If a significant practical barrier to parental contact with the child arises, any party aware of the barrier shall notify the other parties and all parties shall make efforts to overcome the barrier to contact;

(5) Seek and utilize appropriate services to assist in rehabilitating and reunifying with the child;

(6) Pay reasonable sums toward the support of the child within the limits of the parent's ability to pay;

(7) Maintain contact with the department, including prompt written notification to the department of any change of address; and

(8) Make good faith efforts to cooperate with the department in developing and pursuing the plan.

C. Unless excused for good cause shown, at any hearing held under section 4034, subsection 4 or within 10 days of the filing of the petition if a hearing under section 4034, subsection 4 is not held, the department shall present to the court for review a preliminary rehabilitation and reunification plan, a plan to avoid removal of the child from home or decision not to commence reunification.

(1) A preliminary plan must be developed with the custodial parent and the department caseworker if the parent is willing to engage in the development of the plan.

(2) The preliminary plan must include the following: a statement of the problems causing risk to the child identified by the department and by the parent; preliminary identification by the parent and by the department of services needed; a description of the visitation plan or explanation of why visits are not scheduled; the names, addresses and telephone numbers of any relatives or family friends known to the department and parent to be available as resources for rehabilitation and reunification; and the department's preliminary assessment of any kinship placements.

(3) Prior to review by the court, the department shall provide a copy of the preliminary plan to counsel for the parents, or

to the parents if they do not have counsel, and to the guardian ad litem.

(4) The court may review the preliminary plan in a hearing that does not allow testimonial evidence with all parties and counsel present or may hold a summary hearing at which the court may limit testimony to the testimony of the caseworker, parent, guardian ad litem, person to whom trial placement was given, foster parents, pre-adoptive parents or relatives providing care and may admit evidence, including reports and records, that would otherwise be inadmissible as hearsay evidence.

(5) The preliminary plan remains in effect until the court enters a jeopardy order under section 4035. A party may file an amended plan at any time before the jeopardy order is entered with the written agreement of all parties.

D. The department may make reasonable efforts to place a child for adoption or with a legal guardian concurrently with reunification efforts if potential adoptive parents have expressed a willingness to support the rehabilitation and reunification plan.

**Sec. CC-6. Goals and performance measures; quality indicator reports.** The Department of Human Services shall adopt goals and performance measures and shall provide quality indicator reports to reflect the additional efforts made possible through appropriations and allocations in this Part.

**1. Goals and performance measures.** The Department of Human Services shall adopt goals and performance measures for child welfare services that measure the following: compliance with safety and well-being reviews; compliance with Bureau of Child and Family Services licensing and relicensing functions; the number of children in custody; the number of children in custody placed with relatives; the number of 2nd-level reviews of substantiation decisions; the increase in the number of families offered needed substance abuse services; and the decrease in the number of families unable to access needed substance abuse services for systemic reasons.

In consideration of the appropriations and allocations of this Part, the department shall make good faith efforts to decrease the number of children in custody on October 1, 2003 by 5% from the number in custody on October 1, 2002; and increase the number of children placed with relatives on October 1, 2003 by 25% from the number placed with relatives on October 1, 2002. Future budget projections must

reflect decreases in foster care expenditures that result from the decreased numbers of children in foster care.

By January 1, 2003, July 1, 2003 and January 1, 2004, the department shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the progress of the department in meeting the goals and performance measures under this provision and the change since October 1, 2002 in the number of children in custody and the number placed with relatives.

**2. Quality indicator reports.** The department shall provide semiannual quality indicator reports that measure compliance with the federal Indian Child Welfare Act, 25 United States Code, Chapter 21; compliance with federal and state law child welfare time frames; the frequency of kinship placements; contact with family members; placement in foster and other residential care; involvement in case plan development and review of family members and interested professionals; the frequency of reviews of decisions of substantiation of abuse and neglect; waiver applications under the federal Adoption and Safe Families Act of 1997, Public Law 105-89; terminations of parental rights in which no services are accessed by the parents; placement of children in homes outside their school districts; average caseload size; compliance with standards for home visiting in foster homes; frequency of families accessing services; numbers of children entering and leaving state custody; expenditures on substance abuse services; and frequency of clients being unable to access needed substance abuse and domestic violence prevention services.

**Sec. CC-7. Automatic hiring suspension.**

The following provisions regarding an automatic suspension of hiring apply to the 28 Caseworker positions for which appropriations and allocations are made in this Part.

**1. Periodic reporting on caseworker caseload sizes.** The Department of Human Services shall report twice per year on average caseload sizes for caseworkers. The department shall provide a comparison of those figures to the benchmark established by the Bureau of Child and Family Services in April 2002. When the disparity between staff need and available staff narrows and sustains itself at 4%, the position count for caseworker positions must be recorded and hiring for more positions than that number must be automatically suspended. From that time forward, only vacant caseworker positions up to the recorded number may be filled. If average caseworker caseload sizes increase so that the disparity between staff need and available staff increases and is anticipated to remain above 4%, the department may hire up to the number of persons necessary to achieve the benchmark figure from April 2002 but may not exceed the

total number of positions authorized by the Legislature in any fiscal year.

**2. Reporting when an automatic hiring suspension is in effect.** If an automatic suspension of hiring is in effect under this section, the department shall report every 6 months on the suspension and on caseworker caseload sizes to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters.

**Sec. CC-8. Supplemental appropriations and allocations.** The following appropriations and allocations are made.

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

**Office of Substance Abuse 0679**

Initiative: Effective October 1, 2002, provides funds to support a collaborative project between the Office of Substance Abuse and the Maine State Housing Authority to provide safe and sober homes for families where substance abuse threatens family dissolution and for families working towards reunification.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$166,667

**BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF**

**DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>166,667</b>
---------------------	----------	----------------

<b>DEPARTMENT TOTAL -</b>		
<b>ALL FUNDS</b>	<b>0</b>	<b>166,667</b>

**HUMAN SERVICES, DEPARTMENT OF 10**

**Bureau of Child and Family Services - Regional 0452**

Initiative: Effective October 1, 2002, provides funds for the establishment of 28 Human Services Caseworker positions and 5 Human Services Caseworker Supervisor positions and All Other to ensure the safety and provision of quality services in order to maintain children in their homes or move children to permanency by returning them to their homes, adoption or other permanency plan. This request is expected to increase General Fund undedicated revenue by \$50,911 in fiscal year 2002-03 due to an increase in targeted case management revenue.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(33.000)
Personal Services	0	1,175,200
All Other	0	266,196
Total	0	1,441,396

**Bureau of Child and Family Services - Regional 0452**

Initiative: Effective October 1, 2002, provides funds for the establishment of 5 Human Services Case Aide III positions and All Other to support Human Services Caseworker functions.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
Positions - Legislative Count	(0.000)	(5.000)

Personal Services	0	122,156
All Other	0	25,498
Total	0	147,654

**Bureau of Child and Family Services - Central 0307**

Initiative: Effective October 1, 2002, provides funds for the establishment of one Social Services Program Specialist II position, 1/2 Hearings Examiner position, 1/2 Legal Secretary position and one Clerk-typist III position and All Other to fulfill the State's obligation to afford an increased level of due process to individuals who have been found to have committed child abuse or neglect and have appealed that decision.

General Fund	2001-02	2002-03
Positions - Legislative Count	(0.000)	(3,000)
Personal Services	0	102,170
All Other	0	25,296
Total	0	127,466

**Foster Care 0137**

Initiative: Effective October 1, 2002, provides for the allocation of funds earned in Title IV-E Foster Care to cover the transfer of expanded child welfare costs.

Other Special Revenue Funds	2001-02	2002-03
All Other	0	685,000

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds for the establishment of 4 Social Services Manager I positions and All Other to provide oversight to ensure consistency relating to practice and policy.

General Fund	2001-02	2002-03
Positions - Legislative Count	(0.000)	(4,000)
Personal Services	0	188,191
All Other	0	32,266
Total	0	220,457

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds for the establishment of one Community Care Worker position and All Other to ensure timely licensure of foster homes.

General Fund	2001-02	2002-03
Positions - Legislative Count	(0.000)	(1,000)
Personal Services	0	31,213
All Other	0	8,067
Total	0	39,280

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds for the contracting of paralegal services for carrying out all of the preparatory tasks related to the department's discovery agreement so as to fulfill the expectations of the Committee to Review the Child Protective System.

General Fund	2001-02	2002-03
All Other	0	304,016

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds to support family visitation services statewide.

General Fund	2001-02	2002-03
All Other	0	213,333

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds to develop kinship projects in 2 areas of the State to provide home studies and family group conferencing.

General Fund	2001-02	2002-03
All Other	0	166,667

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds to expand the capability of the Community Intervention Program to provide services to families at low to moderate risk of Child Protection Services intervention and family dissolution.

General Fund	2001-02	2002-03
All Other	0	416,667

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides funds for the establishment of 2 pilot family support programs to prevent children in targeted cases from entering Department of Human Services custody.

General Fund	2001-02	2002-03
All Other	0	645,833

**Child Welfare Services 0139**

Initiative: Effective October 1, 2002, provides for the deappropriation of funds due to the transfer of expanded child welfare costs to the Title IV-E dedicated revenue account funded by the increase in earned revenue.

General Fund	2001-02	2002-03
All Other	0	(685,000)

**Youth in Need of Services 0923**

Initiative: Effective October 1, 2002, provides funds to continue the pilot program for homeless youth conducted in Portland, Lewiston and Bangor at \$125,000 each.

General Fund	2001-02	2002-03
All Other	0	315,000

**Office of Management and Budget - Regional Operations 0196**

Initiative: Effective October 1, 2002, provides funds to establish 3 Financial Resource Specialist positions to determine Title IV-E foster care eligibility and perform other essential tasks to support increased casework to include All Other for space costs for the new positions.

General Fund	2001-02	2002-03
Positions - Legislative Count	(0.000)	(1,000)
Personal Services	0	27,768
All Other	0	33,526
Total	0	61,294

Federal Expenditures Fund	2001-02	2002-03
Positions - Legislative Count	(0.000)	(2,000)

Personal Services	0	55,536
All Other	0	67,052
Total	0	122,588

**Medical Care - Payment to Providers 0147**

Initiative: Provides for the deappropriation of state funds and allocation of federal funds in the Medicaid program due to savings from categories of services for children being charged 100% to the State when federal match is available.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(575,000)
Total	0	(575,000)

<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	575,000
Total	0	575,000

**HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>2,839,063</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>0</b>	<b>697,588</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>685,000</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>0</b>	<b>4,221,651</b>
-------------------------------------	----------	------------------

**SECTION TOTALS**

<b>GENERAL FUND</b>	<b>0</b>	<b>3,005,730</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>0</b>	<b>697,588</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>0</b>	<b>685,000</b>

<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$4,388,318</b>
-------------------------------------	------------	--------------------

**PART DD**

**Sec. DD-1. Adult remedial education services.** The Department of Education, in consultation with the Department of Labor, Division of Deafness, shall establish 5 demonstration sites to provide adult remedial education services for former students of the Governor Baxter School for the Deaf and the Maine School for the Deaf. The demonstration sites must be located in Portland, Lewiston, Augusta, Bangor and Caribou. The services must include classes that include, but may not be limited to, basic instruction in literacy, computer skills, math and independent living skills. The Division of Deafness shall assist the Department of Education in identifying people in need of the adult remedial education services.

**Sec. DD-2. Grant program.** The Department of Education shall establish a grant program for the purpose of implementing these services. The department shall consider the cost of providing

services at each of the demonstration sites in determining grant amounts.

**Sec. DD-3. Report.** The Department of Education shall submit a preliminary report that includes a progress report on the success of the grant program under section 2 of this Part to the joint standing committee of the Legislature having jurisdiction over education matters by January 15, 2003. The department shall submit a final report, which must include the number of students served, the level of satisfaction with services provided and the feasibility of continuing these services, to the committee by December 15, 2003.

**Sec. DD-4. Appropriations and allocations.** The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF**

**Adult Education**

Initiative: Provides funds for 5 demonstration sites to provide adult remedial education services for former students of the Governor Baxter School for the Deaf and the Maine School for the Deaf using instructors who are fluent in American sign language with preference given to people who are deaf.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$10,000

**PART EE**

**Sec. EE-1. 5 MRSA §948, sub-§1, ¶F,** as amended by PL 1987, c. 355, is further amended to read:

F. ~~Assistant to the~~ Deputy Commissioner;

**Sec. EE-2. 25 MRSA §2804-H,** as enacted by PL 1999, c. 114, §1, is amended to read:

**§2804-H. Continuing certification**

If the commissioner or ~~assistant to the~~ deputy commissioner is a law enforcement officer who is certified under sections 2804-B and 2804-C, the officer's certification does not lapse during the period the officer serves as commissioner or ~~as assistant to the~~ deputy commissioner.

**PART FF**

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

**HUMAN SERVICES, DEPARTMENT OF 10**

**Medical Care - Payments to Providers 0147**

Initiative: Reduction to reflect slower start-up and phase-in of Medicaid coverage to noncategorical eligible adults funded in Public Law 2001, chapter 450 than was originally anticipated.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	(\$600,000)
Total	0	(600,000)
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	(1,180,994)
Total	\$0	(\$1,180,994)

**PART GG**

**Sec. GG-1. 36 MRSA §111, sub-§1-A**, as amended by PL 2001, c. 441, §1 and affected by §2, is further amended to read:

**1-A. Code.** "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of ~~December 31, 2000~~ March 15, 2002.

**Sec. GG-2. 36 MRSA §112, sub-§12** is enacted to read:

**12. State Tax Assessor to calculate conformity factor.** On September 2, 2002, the State Tax Assessor shall calculate the conformity factor for tax years beginning in 2002 that will produce a net General Fund revenue reduction in fiscal year 2002-03 equal to the amount transferred from the Tax Conformity Reserve. The State Tax Assessor shall use the conformity factor to administer the income tax modification provided by section 5122, subsection 1, paragraph N and section 5200-A, subsection 1, paragraph N unless those sections have been repealed.

**Sec. GG-3. 36 MRSA §4062, sub-§1-A** is enacted to read:

**1-A. Federal credit.** "Federal credit" means the maximum credit for state death taxes determined under the Code, Section 2011.

**Sec. GG-4. 36 MRSA §4063**, as amended by PL 1999, c. 414, §34, is further amended to read:

**§4063. Tax on estate of resident**

**1. Amount.** A tax is imposed upon the transfer of the estate of every person who dies prior to January 1, 2002 or after December 31, 2002 and who, at the time of death, was a resident of this State. The amount of this tax is equal to the amount by which the ~~maximum federal credit for state death taxes determined under the Code, Section 2011, in this chapter sometimes referred to as the "credit,"~~ exceeds the lesser of:

A. The aggregate amount of all constitutionally valid estate, inheritance, legacy and succession taxes actually paid to the several states of the United States, other than this State, in respect of any property owned by that decedent or subject to those taxes as a part of or in connection with the decedent's estate; ~~or~~ and

B. An amount equal to such proportion of ~~such allowable~~ the federal credit as the value of properties taxable by other states bears to the value of the entire federal gross estate wherever situated.

**2. Values.** All values ~~shall be~~ under subsection 1 are as finally determined for federal estate tax purposes.

**Sec. GG-5. 36 MRSA §4063-A** is enacted to read:

**§4063-A. Tax on estate of resident**

**1. Amount.** A tax is imposed upon the transfer of the estate of a person who dies during the calendar year 2002 and who, at the time of death, was a resident of this State. The amount of this tax is equal to the lesser of:

A. The federal estate tax calculated prior to the application of the federal credit; and

B. The amount by which the federal credit divided by .75 exceeds the lesser of:

(1) The aggregate amount of all constitutionally valid estate, inheritance, legacy and succession taxes actually paid to the several states of the United States, other than this State, in respect of any property owned by that decedent or subject to those taxes as a part of or in connection with the decedent's estate; and

(2) An amount equal to such proportion of the federal credit as the value of properties taxable by other states bears to the value of the entire federal gross estate wherever situated.

**2. Values.** All values under subsection 1 are as finally determined for federal estate tax purposes.

**Sec. GG-6. 36 MRSA §4064**, as amended by PL 1999, c. 521, Pt. A, §10, is further amended to read:

**§4064. Tax on estate of nonresident**

A tax is imposed upon the transfer of real property and tangible personal property situated in this State and held by an individual who dies prior to January 1, 2002 or after December 31, 2002 and who

at the time of death was not a resident of this State. When real or tangible personal property has been transferred into a trust, the tax imposed by this section applies as if the trust did not exist and the property was personally owned by the decedent. Maine property is subject to the tax imposed by this section to the extent that such property is included in the decedent's gross estate as finally determined for federal estate tax purposes. The amount of this tax is a sum equal to that proportion of the federal credit for state death taxes provided by the Code, Section 2011 that the value of Maine real and tangible personal property taxed in this State that qualifies for the credit bears to the value of the decedent's total federal gross estate. All values are as finally determined for federal estate tax purposes. The share of the federal estate death tax credit used to determine the amount of the a nonresident individual's estate tax under this section is computed without regard to whether the specific real or tangible personal property located in the State is marital deduction property.

Proceeds from the sale of property are taxable under this section if ~~such~~ those proceeds are included in the total federal gross estate and the sale was made in contemplation of death. A sale of property made within 6 months prior to the death of the grantor is deemed to be in contemplation of death within the meaning of this section.

**Sec. GG-7. 36 MRSA §4064-A** is enacted to read:

**§4064-A. Tax on estate of nonresident**

**1. Amount.** A tax is imposed upon the transfer of real property and tangible personal property situated in this State and held by an individual who dies during the calendar year 2002 and who at the time of death was not a resident of this State. When real or tangible personal property has been transferred into a trust, the tax imposed by this section applies as if the trust did not exist and the property was personally owned by the decedent. Maine property is subject to the tax imposed by this section to the extent that such property is included in the decedent's gross estate as finally determined for federal estate tax purposes. The amount of this tax is equal to the lesser of:

A. That proportion of the federal estate tax calculated prior to the application of the federal credit that the value of Maine real and tangible personal property taxed in this State that qualifies for the credit bears to the value of the decedent's total federal gross estate; and

B. That proportion of the federal credit divided by .75 that the value of Maine real and tangible personal property taxed in this State that qualifies

for the credit bears to the value of the decedent's total federal gross estate.

All values are as finally determined for federal estate tax purposes. The share of the federal credit used to determine the amount of a nonresident individual's estate tax under this section is computed without regard to whether the specific real or tangible personal property located in the State is marital deduction property.

**2. Proceeds from sale of property.** Proceeds from the sale of property are taxable under this section if those proceeds are included in the total federal gross estate and the sale was made in contemplation of death. A sale of property made within 6 months prior to the death of the grantor is deemed to be in contemplation of death within the meaning of this section.

**Sec. GG-8. 36 MRSA §5122, sub-§1, ¶J,** as amended by PL 1999, c. 731, Pt. X, §1 and affected by §§4 and 5, is further amended to read:

J. The amount claimed as a business expense that is included in the investment credit for the high-technology investment tax credit; ~~and~~

**Sec. GG-9. 36 MRSA §5122, sub-§1, ¶K,** as amended by PL 1999, c. 731, Pt. X, §2 and affected by §§4 and 5, is further amended to read:

K. For income tax years beginning on or after January 1, 1997, all items of loss, deduction and other expense of a financial institution subject to the tax imposed by section 5206, to the extent that those items are passed through to the taxpayer for federal income tax purposes, including, if the financial institution is an S corporation, the taxpayer's pro rata share and, if the financial institution is a partnership or limited liability company, the taxpayer's distributive share. An addition may not be made under this paragraph for any losses recognized on the disposition by a taxpayer of an ownership interest in a financial institution;

**Sec. GG-10. 36 MRSA §5122, sub-§1, ¶¶M and N** are enacted to read:

M. The absolute value of the amount of any net operating loss arising from a tax year beginning or ending in 2001 that the taxpayer, pursuant to Section 102 of the federal Job Creation and Worker Assistance Act of 2002, Public Law 107-147, carries back more than 2 years to the taxable year for federal income tax purposes; and

N. For any taxable year beginning in 2002, an amount equal to the net increase in depreciation attributable to a 30% bonus depreciation deduction claimed by the taxpayer pursuant to Section

101 of the federal Job Creation and Worker Assistance Act of 2002, Public Law 107-147 with respect to property placed in service during the taxable year, multiplied by the factor obtained by subtracting from the number 1.0 the conformity factor calculated by the State Tax Assessor under section 112, subsection 12.

**Sec. GG-11. 36 MRSA §5122, sub-§2, ¶J**, as amended by PL 1999, c. 521, Pt. C, §4 and affected by §9, is further amended to read:

J. ~~Any~~ To the extent included in federal adjusted gross income, any amount constituting a qualified withdrawal from an account established pursuant to Title 20-A, chapter 417-E and used for paying higher education expenses;

**Sec. GG-12. 36 MRSA §5122, sub-§2, ¶¶P and Q** are enacted to read:

P. An amount equal to the absolute value of any net operating loss arising in a tax year beginning or ending in 2001 for which federal adjusted gross income was increased in accordance with subsection 1, paragraph M and that, pursuant to Section 102 of the federal Job Creation and Worker Assistance Act of 2002, Public Law 107-147, was carried back more than 2 years to the taxable year for federal income tax purposes, but only to the extent that:

(1) Maine taxable income is not reduced below zero;

(2) The taxable year is either within 2 years prior to the year in which the loss arose or within the allowable federal period for carry-over of net operating losses; and

(3) The amount has not been previously used as a modification pursuant to this subsection;

Q. For tax years beginning in 2003, 2004 or 2005, an amount equal to 1/3 of any amount added back to federal adjusted gross income by the taxpayer for the 2002 tax year pursuant to subsection 1, paragraph N, except with respect to 3-year property, in which case this paragraph does not apply to 2005 tax years and the amount to be subtracted pursuant to this paragraph in the 2004 tax year is an amount equal to 2/3 of the amount added back pursuant to subsection 1, paragraph N.

**Sec. GG-13. 36 MRSA §5200-A, sub-§1, ¶K**, as amended by PL 1997, c. 746, §8 and affected by §24, is further amended to read:

K. The amount claimed as a business expense that is included in the investment credit for the high-technology investment tax credit; ~~and~~

**Sec. GG-14. 36 MRSA §5200-A, sub-§1, ¶L**, as enacted by PL 1997, c. 746, §9 and affected by §24, is amended to read:

L. For income tax years beginning on or after January 1, 1997, all items of loss, deduction and other expense of a financial institution subject to the tax imposed by section 5206, to the extent that those items are passed through to the taxpayer for federal income tax purposes, including, if the financial institution is an S corporation, the taxpayer's pro rata share and, if the financial institution is a partnership or limited liability company, the taxpayer's distributive share. An addition may not be made under this paragraph for any losses recognized on the disposition by a taxpayer of an ownership interest in a financial institution;

**Sec. GG-15. 36 MRSA §5200-A, sub-§1, ¶¶M and N** are enacted to read:

M. The absolute value of the amount of any net operating loss arising from a tax year beginning or ending in 2001 that the taxpayer, pursuant to Section 102 of the federal Job Creation and Worker Assistance Act of 2002, Public Law 107-147, carries back more than 2 years to the taxable year for federal income tax purposes; and

N. For any taxable year beginning in 2002, an amount equal to the net increase in depreciation attributable to a 30% bonus depreciation deduction claimed by the taxpayer pursuant to Section 101 of the federal Job Creation Worker Assistance Act of 2002, Public Law 107-147 with respect to property placed in service during the taxable year, multiplied by the factor obtained by subtracting from the number 1.0 the conformity factor calculated by the State Tax Assessor under section 112, subsection 12.

**Sec. GG-16. 36 MRSA §5200-A, sub-§2, ¶J**, as amended by PL 1999, c. 708, §40, is further amended to read:

J. An amount equal to an income tax refund to the taxpayer by this State or another state of the United States that is included in that taxpayer's federal taxable income for the taxable year under the Code, but only to the extent that:

(1) Maine net income is not reduced below zero; and

(2) The amount to be refunded from this State or another state of the United States



has not been previously used as a modification pursuant to this subsection.

If this modification amount results in Maine net income that is less than zero for the taxable year, the negative modification amount may be carried back or forward in the same manner as a net operating loss deduction carry-back or carry-forward to a taxable year that is within the allowable federal period for a carry-back or carry-forward, subject to the above limitations; and

**¶K.** **Sec. GG-17. 36 MRSA §5200-A, sub-§2,** as amended by PL 1999, c. 708, §41, is further amended to read:

K. Interest or dividends on obligations or securities of this State and its political subdivisions and authorities to the extent included in federal taxable income;

**¶L and M** are enacted to read:

L. An amount equal to the absolute value of any net operating loss arising from a tax year beginning or ending in 2001 for which federal taxable income was increased under subsection 1, paragraph M and that, pursuant to Section 102 of the federal Job Creation and Work Assistance Act of 2002, Public Law 107-147, was carried back more than 2 years to the taxable year for federal income tax purposes, but only to the extent that:

- (1) Maine taxable income is not reduced below zero;
- (2) The taxable year is either within 2 years prior to the year in which the loss arose or within the allowable federal period for carry-over of net operating losses; and
- (3) The amount has not been previously used as a modification pursuant to this subsection; and

M. For tax years beginning in 2003, 2004 or 2005, any amount equal to 1/3 of any amount added back to federal taxable income by the taxpayer for the 2002 tax year pursuant to subsection 1, paragraph N, except with respect to 3-year property, in which case this paragraph does not apply to 2005 tax years and the amount to be subtracted pursuant to this paragraph in the 2004 tax year is an amount equal to 2/3 of the amount added back pursuant to subsection 1, paragraph N.

**¶A.** **Sec. GG-19. 36 MRSA §5203-A, sub-§1,** as amended by PL 1997, c. 746, §13 and affected

by §24, is repealed and the following enacted in its place:

A. "Adjusted federal tentative minimum tax" means federal tentative minimum tax adjusted by that portion of the taxpayer's federal tentative minimum tax that is attributable to:

- (1) Income that the states are prohibited under federal law from subjecting to income tax;
- (2) Income, loss or deductions that the State excludes from or adds back to federal adjusted gross income or federal taxable income; or
- (3) Items of tax preference and adjustment as specified in the Code, Sections 56 and 57 attributable to income, loss or deductions that the State excludes from or adds back to federal adjusted gross income or federal taxable income.

**Sec. GG-20. PL 2001, c. 358, Pt. G, §3** is repealed.

**Sec. GG-21. Tax Conformity Reserve.**

The Tax Conformity Reserve is established as an account in the General Fund to be used to reserve funds against revenue reductions in fiscal year 2002-03 that may result from the State taking action to conform the State's tax laws to the United States Internal Revenue Code for tax years beginning on or after January 1, 2002 and before January 1, 2003. At the close of fiscal year 2001-02, the State Controller shall transfer from the uncommitted balance of the Maine Rainy Day Fund an amount up to \$15,253,568 to the Tax Conformity Reserve. The State Controller shall certify to the State Tax Assessor the amount transferred to the Tax Conformity Reserve at the close of fiscal year 2001-02 and then transfer the balance to the General Fund.

**Sec. GG-22. General Fund Medicaid adjustments and transfer of funds in fiscal years 2001-02 and 2002-03.**

Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, the State Budget Officer shall calculate the amount in fiscal years 2001-02 and 2002-03 that applies against each General Fund Medicaid program in the Department of Behavioral and Developmental Services, the Department of Human Services and the Department of Labor as a result of any federal change in the federal financial participation rate for Medicaid and shall transfer the calculated amounts by financial order to the Maine Rainy Day Fund upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal years 2001-02 and 2002-03. The State Budget Officer shall provide the joint

standing committee of the Legislature having jurisdiction over appropriations and financial affairs, the State Tax Assessor and the State Controller a report of the transferred amounts. The State Controller, upon receipt of the report from the State Budget Officer, shall immediately transfer the calculated amounts to the Maine Rainy Day Fund.

**Sec. GG-23. State Controller; post-closing.** The State Controller is authorized to keep open the official system of general accounts of State Government for fiscal year 2001-02 in order to make post-closing entries and adjustments to carry out the provisions of this Part until September 30, 2002.

**Sec. GG-24. Transfer of funds.** Notwithstanding any other provision of law, on June 30, 2002 the State Controller shall transfer \$12,557,435 from the Revenue Reserve established by Public Law 2001, chapter 439, Part EE to the General Fund.

**Sec. GG-25. Transfers from unappropriated surplus at close of fiscal year 2001-02.** Notwithstanding any other provision of law, at the close of fiscal year 2001-02 the State Controller shall transfer from the unappropriated surplus of the General Fund after all required deductions of appropriations and budgeted financial commitments the following amounts in order of priority below:

1. Transfers to the State Contingent Account pursuant to the Maine Revised Statutes, Title 5, section 1507;

2. Transfers to the Maine Rainy Day Fund pursuant to Title 5, section 1513 and the Retirement Allowance Fund pursuant to Title 5, section 1517.

A. The transfers will be shared based on the available balance in the unappropriated surplus, with 75% designated for transfer to the Maine Rainy Day Fund and 25% designated to the Retirement Allowance Fund pursuant to Title 5, section 1517. The amounts transferred to the Maine Rainy Day Fund pursuant to this paragraph may not exceed \$5,100,000 and the amounts transferred to the Retirement Allowance Fund pursuant to Title 5, section 1517 may not exceed \$2,300,000. If the amount transferred to the Maine Rainy Day Fund pursuant to this paragraph reaches \$5,100,000 before the amount transferred to the Retirement Allowance Fund pursuant to this paragraph reaches \$2,300,000, then 100% of the amounts transferred pursuant to this paragraph must be transferred to the Retirement Allowance Fund until the cap of \$2,300,000 is reached; and

3. Transfers to the Reserve for General Fund Operating Capital pursuant to Title 5, section 1511, except that, at the close of fiscal year 2001-02, no

transfers are authorized to the Loan Insurance Reserve pursuant to that section for fiscal year 2001-02 only.

After the transfers in subsections 1 to 3 have been made, any remaining balance after all required deductions of appropriations and budgeted financial commitments must be transferred to the Maine Rainy Day Fund pursuant to Title 5, section 1513.

**Sec. GG-26. Application date.** Except as otherwise provided by this section, this Part applies to tax years beginning on or after January 1, 2001. Those sections of this Part that enact the Maine Revised Statutes, Title 36, section 5122, subsection 1, paragraph M; section 5122, subsection 2, paragraph P; section 5200-A, subsection 1, paragraph M; and section 5200-A, subsection 2, paragraph L apply to tax years beginning or ending in 2001 and to carry-back and carry-forward tax years affected by those sections. That section of this Part that repeals and replaces Title 36, section 5203-A, subsection 1, paragraph A applies to tax years beginning on or after January 1, 2002, and to prior tax years affected by Title 36, section 5122, subsection 1, paragraph M; section 5122, subsection 2, paragraph P; section 5200-A, subsection 1, paragraph M; and section 5200-A, subsection 2, paragraph L, to the extent that those provisions of law affect section 5203-A, subsection 1, paragraph A.

## PART HH

**Sec. HH-1. HIV Medicaid waiver.** The Department of Human Services shall administer a program to provide limited Medicaid coverage to persons who test positive for the human immunodeficiency virus, or "HIV," and who meet the income eligibility requirements. The program must operate within the limitation of appropriated resources and must provide Medicaid benefits as specified in the waiver approval. The program must begin by providing coverage for persons of up to 250% of the nonfarm income federal poverty level and may increase the income limit up to 300% of the nonfarm income federal poverty level based on participation rates and program operating costs. The income eligibility limit must be decreased as to new applicants for enrollment in the program if program expenditures indicate that such a decrease is necessary to operate within appropriated resources. The program must include the payment of premiums by enrollees, depending on income level, and must require payment of a \$10 copayment per medication per month. The enrollment card issued to enrollees for the program may not identify the health care diagnosis of the enrollee or the waiver program under which the enrollee is enrolled in Medicaid. The department shall adopt rules to implement the HIV Medicaid waiver program. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

**Sec. HH-2. Effective date.** The HIV Medicaid waiver program authorized in this Part may not begin prior to July 1, 2002.

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

**HUMAN SERVICES, DEPARTMENT OF**

**Medical Care - Payments to Providers**

Initiative: Provides funds to support the HIV Medicaid waiver program.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$1,000,000
Total	0	1,000,000
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	1,968,240
Total	\$0	\$1,968,240

**PART II**

**Sec. II-1. Fund for a Healthy Maine oral health initiatives.** Notwithstanding any other provision of law, \$240,000 of the Fund for a Healthy Maine fiscal year 2001-02 allocation for oral health initiatives within the Department of Human Services must be used to provide one-time grants to community oral health programs to further the objectives of the Maine Revised Statutes, Title 22, chapter 416-A.

**Sec. II-2. Fund for a Healthy Maine oral health initiatives.** Notwithstanding any other provision of law, beginning in fiscal year 2002-03, \$600,000 of the Fund for a Healthy Maine allocation for oral health initiatives within the Department of Human Services must be used to further the objectives of the Maine Revised Statutes, Title 22, chapter 416-A. To assist in this effort, the Department of Human Services shall seek to maximize federal reimbursement for oral health services.

**Sec. II-3. Dental reimbursement rates.** Beginning July 1, 2002, the Department of Human Services shall increase dental reimbursement rates under the Medicaid program consistent with the funding provided in this Part. The rate increase may be incentive-based and must be provided in a manner that will increase access to and utilization of dental services.

**Sec. II-4. Appropriations and allocations.** The following appropriations and allocations are made.

**HUMAN SERVICES, DEPARTMENT OF**

**Medical Care - Payments to Providers**

Initiative: Provides funds to support the Medicaid dental reimbursement rate increase.

<b>General Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	\$0	\$1,000,000
Total	0	1,000,000
<b>Federal Expenditures Fund</b>	<b>2001-02</b>	<b>2002-03</b>
All Other	0	1,968,240
Total	\$0	\$1,968,240

**PART JJ**

**Sec. JJ-1. 26 MRSA §1026, sub-§1-A,** as enacted by PL 1999, c. 16, Pt. F, §1, is repealed and the following enacted in its place:

**1-A. Additional bargaining; technical college employees.** Cost items in any collective bargaining agreement of technical college employees must be submitted for inclusion in the Governor's next operating budget within 10 days after the date on which the agreement is ratified by the parties. If the Legislature rejects any of the cost items submitted to it, all cost items submitted must be returned to the parties for further bargaining. "Cost items" includes salaries, pensions and insurance.

Cost items related to a collective bargaining agreement reached under this chapter and submitted to the Legislature for its approval under this subsection may not be submitted in the same legislation that contains cost items for employees exempted from the definition of "technical college employee" under section 1022, subsection 11, except that cost items for those employees exempted under section 1022, subsection 11, paragraph D need not be excluded.

**PART KK**

**Sec. KK-1. 25 MRSA §2801-B, sub-§1,** as amended by PL 2001, c. 472, §§1 and 2, is further amended to read:

**1. Exemption.** The training standards and requirements of this chapter do not apply to ~~the persons~~ a person defined by this chapter as ~~a law enforcement officers officer~~ who are is:

A. ~~Employees~~ An employee of the Department of Corrections with a duty to perform probation functions or to perform intensive supervision functions;

B. ~~Agents~~ An agent or ~~representatives~~ a representative of the Department of Conservation, Bureau of Parks and Lands, whose law enforcement powers are limited to those specified in Title 12, section 1821;

C. ~~Agents~~ An agent or representatives a representative of the Department of Conservation, Bureau of Forestry; whose law enforcement powers are limited to those specified by Title 12, section 8901, subsection 3;

E. ~~Harbor masters~~ A harbor master;

F. ~~Municipal wardens~~ A municipal shellfish conservation warden; ~~or~~

G. ~~Security officers~~ A security officer appointed by the Commissioner of Public Safety ~~and whose duties and powers have been expanded pursuant to section 2908. This paragraph is repealed December 31, 2002.~~

H. The State Fire Marshal; or

I. The Chief of the Bureau of Liquor Enforcement within the Department of Public Safety.

This exemption does not include training requirements set out in this chapter that are specific to the positions identified in this subsection.

**Sec. KK-2. 25 MRSA §2803-A, sub-§8-A** is enacted to read:

**8-A. Training of security officers of the Bureau of Capitol Security.** To establish certification standards and a training program for security officers appointed by the Commissioner of Public Safety pursuant to section 2908. This program must include:

A. The 100-hour preservice law enforcement training under section 2804-B;

B. An additional 120-hour field training program developed and approved by the board that is specific to the duties of a security officer; and

C. In-service law enforcement training that is specifically approved by the board as prescribed in section 2804-E.

Security officers are exempt from section 2804-C;

**Sec. KK-3. 25 MRSA §2804-J** is enacted to read:

**§2804-J. Law enforcement training for security officers of the Bureau of Capitol Security**

The following provisions govern the training and certification of security officers appointed pursuant to section 2908.

**1. Security officers hired or appointed before March 1, 2002.** A security officer hired or appointed before March 1, 2002 must successfully complete,

before July 1, 2003, the requirements established in section 2803-A, subsection 8-A in order to have the power to make arrests or to carry a firearm.

**2. Security officers hired or appointed on or after March 1, 2002.** A security officer hired or appointed on or after March 1, 2002 must have successfully completed, at the time the person is hired or within the first 12 months of employment, the requirements established in section 2803-A, subsection 8-A in order to have the power to make arrests or to carry a firearm.

**Sec. KK-4. 25 MRSA §2902**, as amended by PL 1999, c. 668, §115, is further amended to read:

### **§2902. Organization**

The Commissioner of Public Safety shall organize the Department of Public Safety into the Maine Criminal Justice Academy and the following bureaus:

**1. Bureau of State Police.** The Bureau of State Police, which ~~shall be~~ is under the direction of the Chief of the State Police;

**2. Office of State Fire Marshal.** The Office of State Fire Marshal, which ~~shall be~~ is under the direction of the State Fire Marshal;

**3. Bureau of Liquor Enforcement.** The Bureau of Liquor Enforcement, which ~~shall be~~ is under the direction of the Director of Liquor Enforcement;

**6-A. Maine Drug Enforcement Agency.** The Maine Drug Enforcement Agency, which is under the direction of the Director of the Maine Drug Enforcement Agency; ~~and~~

**7. Bureau of Highway Safety.** The Bureau of Highway Safety, which ~~shall be~~ is under the direction of the Director of the Bureau of Highway Safety. The bureau is responsible for the State's highway safety program. The bureau is authorized to develop and implement a process for obtaining information about highway safety programs administered by other state and local agencies and to provide and facilitate the provision of financial and technical assistance to other state agencies and political subdivisions for the purpose of developing and carrying out highway safety programs; and

**8. Bureau of Capitol Security.** The Bureau of Capitol Security, which is under the direction of the Director of the Bureau of Capitol Security. Security officers of this bureau are those appointed by the Commissioner of Public Safety pursuant to section 2908.

Unless specified otherwise by law, department personnel ~~shall be~~ are appointed subject to the Civil

Service Law. Persons holding major policy-influencing positions under Title 5, section 948, ~~shall be~~ are appointed by and serve at the pleasure of the ~~commissioner~~ Commissioner of Public Safety, except as otherwise provided by law.

**Sec. KK-5. 25 MRSA §2904**, as amended by PL 2001, c. 472, §3, is further amended to read:

**§2904. Security at capitol area and other state-controlled locations**

**1. Commissioner of Public Safety.** Except as provided in subsection 2, the Commissioner of Public Safety is authorized and empowered to ~~promulgate~~ adopt rules, including a schedule of parking violation fees, subject to the approval of the Governor, governing the security regarding use and occupancy of all parks, grounds, buildings and appurtenances maintained by the State at the capitol area or other ~~state controlled~~ state-controlled locations in Augusta. These rules ~~shall~~ become effective upon deposit of a copy with the Secretary of State, who shall forward a copy attested under the Great Seal of the State to the District Court for Southern Kennebec. Prior to adoption of new or amended rules, the commissioner shall provide notice of rulemaking to the Legislative Council.

**2. Officials of governmental units.** The officials of the governmental units listed in paragraphs A to E are authorized and empowered to adopt rules governing the access, use and occupancy of buildings or parts of buildings and of other public property that are under their respective supervisions. Rules adopted by the Legislative Council may include provisions governing security at legislative offices. Prior to adopting any such rule, the official shall consult with the Commissioner of Public Safety; the commissioner must be given an opportunity to review the rule and to comment upon its content and enforcement. These rules become effective upon deposit of a copy with the Secretary of State, who shall forward a copy attested under the Great Seal of the State to the District Court for Southern Kennebec. These rules are suspended to the extent necessary at any time when the Commissioner of Public Safety determines that an emergency exists within the facilities to which they apply, except that the commissioner may not suspend the rules governing the legislative offices without the consent of the Legislative Council. The Commissioner of Public Safety shall enforce rules adopted pursuant to this subsection, consistent with available resources and funding.

The governmental officials authorized and empowered by this subsection are:

A. The Legislative Council, for all legislative offices, including the Law and Legislative Refer-

ence Library, as established by Title 3, section 162;

~~B. The State Law Librarian, for the Law Library;~~

C. The State Librarian, for the State Library;

D. The Director of the State Museum, for the State Museum; and

E. The State Archivist, for the State Archives.

**Sec. KK-6. Written agreement.** The Department of Public Safety, Bureau of Capitol Security shall develop a written agreement with the Department of Public Safety, Bureau of State Police, Special Services Unit providing for a protocol for greater coordination of resources, services and communication as they relate to security in the State House complex.

**PART LL**

**Sec. LL-1. Telecommunications Education Access Fund; protection.** Notwithstanding any other provision of law, the Public Utilities Commission shall ensure that, over the 4-year period beginning August 1, 2002, at least \$2,000,000 from the telecommunications education access fund, in addition to funds collected pursuant to the Maine Revised Statutes, Title 35-A, section 7104-B during the period June 1, 2002 through May 31, 2006, are available for purposes other than to support the learning technology plan established pursuant to Public Law 2001, chapter 358, Part II and the digital library at the University of Maine established pursuant to Public Law 2001, chapter 522. Nothing in this section precludes the commission from expending up to \$2,250,000 prior to August 1, 2002 from the Telecommunications Education Access Fund to support the learning technology plan if the provisions of this Part are otherwise satisfied.

**PART MM**

**Sec. MM-1. 5 MRSA §15311** is enacted to read:

**§15311. Funding for research and development**

For fiscal years 2003-04 and 2004-05 only, the Governor shall submit a funding level recommendation for operational costs of applied research and development. The recommendation must be transmitted to the Legislature within the time schedules set forth in section 1666. If the Governor submits legislation setting forth appropriations for operational costs of applied research and development that differ from the equivalent of not less than 2% of total actual General Fund revenue of the previous fiscal year, the

Governor shall simultaneously submit a report to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and research and development matters explaining why the Governor's budget legislation differs from the equivalent of not less than 2% of total actual General Fund revenue of the previous fiscal year.

#### PART NN

**Sec. NN-1. Biotechnology Center of Maine.** The Thomas M. Teague Biotechnology Center of Maine, located in Fairfield, Maine is officially designated as the Biotechnology Center of Maine.

#### PART OO

**Sec. OO-1. 21-A MRSA §1124, sub-§3,** as enacted by IB 1995, c. 1, §17, is amended to read:

**3. Determination of fund amount.** By September 1st preceding each election year, the commission shall publish an estimate of revenue in the fund available for distribution to certified candidates during the upcoming year's elections and an estimate of the likely demand for clean elections funding during that election. The commission may submit legislation to request additional funding.

#### PART PP

**Sec. PP-1. 37-B MRSA §264, sub-§1,** as amended by PL 1999, c. 185, §6, is further amended to read:

**1. Sale of property; proceeds.** The Adjutant General shall designate an officer to inspect military property, real and personal, and may condemn any inspected property that the Adjutant General determines to be unfit for use by the military. Property condemned under this subsection may be sold by the Adjutant General. Real property condemned under this subsection may not be sold for less than its appraised value as determined by a person licensed as a real estate appraiser under Title 32, chapter 124.

All proceeds from the sale of condemned property must be paid into the State Treasury and credited to the Capital Repair Account of the Military Bureau established under section 154. For fiscal year 2002-03 only, proceeds up to \$300,000 from the sale of condemned property must be paid into the State Treasury and credited to the National Guard Education Assistance Pilot Program established under Resolve 1999, chapter 121. Funds not used for National Guard Education Assistance Pilot Program purposes must be paid into the Capital Repair Account of the Military Bureau.

**Sec. PP-2. Resolve 1999, c. 121, §3** is amended to read:

**Sec. 3. Funding cap. Resolved:** That grants may not be made after ~~June 30, 2001~~ June 30, 2003 or after the funds allocated in this resolve are exhausted, whichever is later; and be it further

#### PART QQ

**Sec. QQ-1. 20-A MRSA §13451, sub-§2-A,** as amended by PL 1997, c. 652, §3 and affected by §4, is further amended to read:

**2-A. Access to group plan; retired teachers who serve as Legislators or are employed by the Legislature.** Any retired teacher eligible for group accident and sickness or health insurance under subsection 2, or terminated teacher who does not retire but who elects group accident and sickness or health insurance under subsection 2-B, who becomes a member of the Legislature or who becomes employed by the Legislature must be permitted to reenroll in the teachers' group plan within 90 days of the date the retired teacher ceases to be a Legislator or terminates employment with the Legislature. The retired or terminated teacher seeking to reenroll must show that continuous insurance coverage was maintained from at least one year immediately prior to retirement from the school district to within 90 days of the date of reenrollment.

#### PART RR

**Sec. RR-1. 5 MRSA §17709, sub-§3** is enacted to read:

**3. After August 31, 1984.** Beginning September 1, 2002, a law enforcement officer in the Department of Inland Fisheries and Wildlife who was first employed in that capacity after August 31, 1984 shall contribute to the retirement system or have pick-up contributions made by the employer at a rate of 7.5% of earnable compensation until the law enforcement officer has completed 25 years of creditable service and at a rate of 6.5% thereafter.

**Sec. RR-2. 5 MRSA §17710, sub-§1-B** is enacted to read:

**1-B. After August 31, 1984.** Beginning September 1, 2002, a law enforcement officer in the Department of Marine Resources who was first employed in that capacity after August 31, 1984 shall contribute to the retirement system or have pick-up contributions made by the employer at a rate of 7.5% of earnable compensation until the law enforcement officer has completed 25 years of creditable service and at a rate of 6.5% thereafter.

**Sec. RR-3. 5 MRSA §17851, sub-§§5-B and 5-C** are enacted to read:

**5-B. Inland fisheries and wildlife officers after August 31, 1984.** Beginning September 1, 2002 and subject to subsection 5-C, a law enforcement officer in the Department of Inland Fisheries and Wildlife who was first employed in that capacity after August 31, 1984 or who, if employed in that capacity before August 31, 1984, ceased to be employed in that capacity on or before that date and who subsequently became reemployed in that capacity after that date qualifies for a service retirement benefit after completing at least 25 years of creditable service in that capacity.

**5-C. Inland fisheries and wildlife officers; contingent qualification for benefits.** Notwithstanding subsection 5-A and section 17851-A, subsection 1, paragraph B, the qualification for a service retirement benefit for a law enforcement officer in the Department of Inland Fisheries and Wildlife who was first employed after August 31, 1984 is governed by the provisions of subsection 5-B for all service earned in a covered capacity upon certification by the Executive Director of the Maine State Retirement System to the Governor and the Commissioner of Inland Fisheries and Wildlife that all liabilities associated with that service have been paid in full by the State to the system.

**Sec. RR-4. 5 MRSA §17851, sub-§§6-B and 6-C** are enacted to read:

**6-B. Marine resources officers after August 31, 1984.** Beginning September 1, 2002 and subject to subsection 6-C, a law enforcement officer in the Department of Marine Resources who was first employed in that capacity after August 31, 1984 or who, if employed in that capacity before August 31, 1984, ceased to be employed in that capacity on or before that date and who subsequently became reemployed in that capacity after that date qualifies for a service retirement benefit after completing at least 25 years of creditable service in that capacity.

**6-C. Marine resources officers; contingent qualification for benefits.** Notwithstanding subsection 6-A and section 17851-A, subsection 1, paragraph A, the qualification for a service retirement benefit for a law enforcement officer in the Department of Marine Resources who was first employed after August 31, 1984 is governed by the provisions of subsection 6-B for all service earned in a covered capacity upon certification by the Executive Director of the Maine State Retirement System to the Governor and the Commissioner of Marine Resources that all liabilities associated with that service have been paid in full by the State to the system.

**Sec. RR-5. 5 MRSA §17851-A, sub-§1, ¶¶A and B,** as enacted by PL 1997, c. 769, §11, are amended to read:

A. ~~Law~~ Until September 1, 2002, law enforcement officers in the employment of the Department of Marine Resources on July 1, 1998, or hired thereafter;

B. ~~Law~~ Until September 1, 2002, law enforcement officers in the employment of the Department of Inland Fisheries and Wildlife on July 1, 1998, or hired thereafter;

**Sec. RR-6. 5 MRSA §17851-A, sub-§2,** as amended by PL 2001, c. 409, §3, is further amended to read:

**2. Qualification for benefits.** A member employed in any one or a combination of the capacities specified in subsection 1 after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K, and any employee identified in subsection 1, paragraph L, qualifies for a service retirement benefit if that member either:

A. Is at least 55 years of age and has completed at least 10 years of creditable service under the 1998 Special Plan in any one or a combination of the capacities; or

B. Has completed at least 25 years of creditable service in any one or a combination of the capacities specified in subsection 1, whether or not the creditable service included in determining that the 25-year requirement has been met was earned under the 1998 Special Plan or prior to its establishment.

**Sec. RR-7. 5 MRSA §17851-A, sub-§3, ¶A,** as amended by PL 2001, c. 409, §4, is further amended to read:

A. For the purpose of meeting the qualification requirement of subsection 2, paragraph A:

(1) Service credit purchased by repayment of an earlier refund of accumulated contributions following termination of service is included only to the extent that time to which the refund relates was served after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H and after December 31, 1999 for employees identified in subsection

1, paragraphs I to K, in any one or a combination of the capacities specified in subsection 1. Service credit may be purchased for service by an employee identified in subsection 1, paragraph L regardless of when performed; and

(2) Service credit purchased other than as provided under subparagraph (1), including but not limited to service credit for military service, is not included.

**Sec. RR-8. 5 MRSA §17851-A, sub-§4, ¶¶A and B**, as repealed and replaced by PL 2001, c. 409, §5, are amended to read:

A. If all of the member's creditable service in any one or a combination of the capacities specified in subsection 1 was earned after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; and after December 31, 2001 for employees identified in subsection 1, paragraph L; if service credit was purchased by repayment of an earlier refund of accumulated contributions for service in any one or a combination of the capacities specified in subsection 1 after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; and after December 31, 2001 for employees identified in subsection 1, paragraph L; or if service credit was purchased by other than the repayment of an earlier refund and eligibility to make the purchase of the service credit, including, but not limited to, service credit for military service, was achieved after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; and after December 31, 2001 for employees identified in subsection 1, paragraph L, the benefit must be computed as provided in section 17852, subsection 1, paragraph A.

(1) If the member had 10 years of creditable service on July 1, 1993, the benefit under subsection 2, paragraph B must be reduced as provided in section 17852, subsection 3, paragraphs A and B.

(2) If the member had fewer than 10 years of creditable service on July 1, 1993, the benefit under subsection 2, paragraph B must be reduced by 6% for each year that the member's age precedes 55 years of age.

B. Except as provided in paragraphs D and E, if some part of the member's creditable service in any one or a combination of the capacities specified in subsection 1 was earned before July 1, 1998 for employees identified in subsection 1, paragraphs A to H, before January 1, 2000 for employees identified in subsection 1, paragraphs I to K and before January 1, 2002 for employees identified in subsection 1, paragraph L and some part of the member's creditable service in any one or a combination of the capacities specified in subsection 1 was earned after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K and after December 31, 2001 for employees identified in subsection 1, paragraph L then the member's service retirement benefit must be computed in segments and the amount of the member's service retirement benefit is the sum of the segments. The segments must be computed as follows:

(1) The segment or, if the member served in more than one of the capacities specified in subsection 1 and the benefits related to the capacities are not interchangeable under section 17856, segments that reflect creditable service earned before July 1, 1998 for employees identified in subsection 1, paragraphs A to H, before January 1, 2000 for employees identified in subsection 1, paragraphs I to K and before January 1, 2002 for employees identified in subsection 1, paragraph L or purchased by repayment of an earlier refund of accumulated contributions for service before July 1, 1998, for employees identified in subsection 1, paragraphs A to H, before January 1, 2000 for employees identified in subsection 1, paragraphs I to K and before January 1, 2002 for employees identified in subsection 1, paragraph L in a capacity or capacities specified in subsection 1 or purchased by other than the repayment of a refund and eligibility to make the purchase of the service credit, including, but not limited to, service credit for military service, was achieved before July 1, 1998 for employees identified in subsection 1, paragraphs A to H, before January 1, 2000 for employees identified in subsection 1, paragraphs I to K



and before January 1, 2002 for employees identified in subsection 1, paragraph L must be computed under section 17852, subsection 1, paragraph A. If the member is qualified under subsection 2, paragraph B and:

(a) Had 10 years of creditable service on July 1, 1993, the amount of the segment or segments must be reduced as provided in section 17852, subsection 3, paragraphs A and B; or

(b) Had fewer than 10 years of creditable service on July 1, 1993, the amount of the segment or segments must be reduced as provided in section 17852, subsection 3-A; and

(2) The segment that reflects creditable service earned after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K and after December 31, 2001 for employees identified in subsection 1, paragraph L or purchased by repayment of an earlier refund of accumulated contributions for service after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K and after December 31, 2001 for employees identified in subsection 1, paragraph L in any one or a combination of the capacities specified in subsection 1, or purchased by other than the repayment of a refund and eligibility to make the purchase of the service credit, including, but not limited to, service credit for military service, was achieved after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K and after December 31, 2001 for employees identified in subsection 1, paragraph L must be computed under section 17852, subsection 1, paragraph A. If the member is qualified under subsection 2, paragraph B and:

(a) Had 10 years of creditable service on July 1, 1993, the segment amount

must be reduced in the manner provided in section 17852, subsection 3, paragraphs A and B for each year that the member's age precedes 55 years of age; or

(b) Had fewer than 10 years of creditable service on July 1, 1993, the segment amount must be reduced by 6% for each year that the member's age precedes 55 years of age.

**Sec. RR-9. 5 MRSA §17851-A, sub-§5**, as amended by PL 2001, c. 409, §6, is further amended to read:

**5. Contributions.** Notwithstanding any other provision of subchapter III, after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B, after June 30, 1998 for employees identified in subsection 1, paragraphs C to H, after December 31, 1999 for employees identified in subsection 1, paragraphs I to K and after December 31, 2001 for employees identified in subsection 1, paragraph L, a member in the capacities specified in subsection 1 must contribute to the retirement system or have pick-up contributions made at the rate of 8.65% of earnable compensation until the member has completed 25 years of creditable service as provided in this section and at the rate of 7.65% thereafter.

**Sec. RR-10. 5 MRSA §17852, sub-§§5-C and 5-D** are enacted to read:

**5-C. Inland fisheries and wildlife officers; benefit computation after September 1, 2002.** On and after September 1, 2002, the retirement benefit of a law enforcement officer in the Department of Inland Fisheries and Wildlife who is qualified under section 17851, subsection 5-B is calculated as follows:

A. The portion of the retirement benefit that is based on service earned in the covered capacity prior to September 1, 2002 is computed in accordance with section 17851-A, subsection 4; and

B. The portion of the retirement benefit that is based on service earned in the covered capacity on and after September 1, 2002 is computed in accordance with subsection 1.

**5-D. Inland fisheries and wildlife officers; contingent benefit computation.** Notwithstanding subsection 5-C, paragraph A, the retirement benefit of a law enforcement officer in the Department of Inland Fisheries and Wildlife who is qualified under section 17851, subsection 5-C is computed in accordance with subsection 5-C, paragraph B for all service in the covered capacity.

**Sec. RR-11. 5 MRS §17852, sub-§6-B**, as repealed by PL 2001, c. 439, Pt. GGGG, §15, is reenacted to read:

**6-B. Marine resources officers exercising option; retirement before 55 years of age.** Except as provided in section 17851-A, for a person exercising the option provided in section 17851, subsection 6-A, who makes the payments required in subsection 6-A and who retires before reaching 55 years of age, the retirement benefit is determined as follows.

A. For members with 10 years of creditable service on July 1, 1993, 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 55 years of age 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 are used.

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, Part F, section 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.

B. For members who do not have 10 years of creditable service on July 1, 1993, the retirement benefit is determined in accordance with subsection 1, except that the benefit is reduced by 6% for each year that the person's age precedes 55 years of age.

**Sec. RR-12. 5 MRS §17852, sub-§§6-C and 6-D** are enacted to read:

**6-C. Marine resources officers; benefit computation after September 1, 2002.** On and after September 1, 2002, the retirement benefit of a law enforcement officer in the Department of Marine Resources who is qualified under section 17851, subsection 6-B, is calculated as follows:

A. The portion of the retirement benefit that is based on service earned in the covered capacity prior to September 1, 2002 is computed in accordance with section 17851-A, subsection 4; and

B. The portion of the retirement benefit that is based on service earned in the covered capacity on and after September 1, 2002 is computed in accordance with subsection 1.

**6-D. Marine resources officers; contingent benefit computation.** Notwithstanding subsection 6-C, paragraph A, the retirement benefit of a law enforcement officer in the Department of Marine Resources who is qualified under section 17851, subsection 6-C is computed in accordance with subsection 6-C, paragraph B for all service in the covered capacity.

**Sec. RR-13. PL 2001, c. 439, Pt. GGGG** is repealed.

**Sec. RR-14. Transfer of funds in Service Benefit Reserve Account.** As of the effective date of this Part, funds in the Service Benefit Reserve Account are appropriated to the Maine State Retirement System and must be transferred not later than August 1, 2002 to the system, to be held as assets of the system. These assets must be held apart from other assets attributable to the state employee and teacher retirement plan of the system and must be held for the sole purpose of funding the liabilities arising from the benefit changes made in this Part. These assets must be accounted for by the system in the manner it determines to reflect the requirements of this Part. The funds transferred under this section, together with any other funds subsequently provided to the system for the same purpose, and together with any investment earnings attributed to any of these funds, comprise the Wardens Benefit Reserve Account on the system's books.

**Sec. RR-15. Funding of benefit changes that are effective prospectively after the effective date of this chapter and payment of the related normal cost increase in the current biennium.** With respect to an employee's service after September 1, 2002 in a position to which this Part applies, the increase in employer normal cost contributions resulting from the increased normal cost rate that is necessary to support the changed benefits as they are earned must be estimated by the Maine State Retirement System based on the total payroll for the positions to which this Part applies as of the pay date closest to August 1, 2002. The amount of the increased normal cost contributions must be paid from the funds transferred under section 14 of this Part. The system shall pay these increased contributions not later than September 1, 2002 as a single lump sum,

reducing the funds held in the Wardens Benefit Reserve Account by the amount required to fully pay the estimated amount of the increased contributions for the remainder of the current biennium and transferring that amount on the books of the system to the general assets of the state employee and teacher retirement plan. After the last payroll of the current biennium is paid, the system shall reconcile the estimated with the required actual amount of the increased contributions, adjusting the reduction of the Wardens Benefit Reserve Account accordingly. Effective July 1, 2003, the normal cost rate for the positions to which this Part applies must be adjusted to the normal cost rate determined by the system and its actuary to thereafter support the changed benefits as they are earned, to be paid to the system in the normal course of payment of retirement contributions.

**Sec. RR-16. Funding of the liability for the increased values of service rendered between August 31, 1984 and September 1, 2002.** No retirement service credit related to the increased value of service rendered between August 31, 1984 and September 1, 2002 in positions to which this Part applies is due to or may be given to any employee until the full actuarial cost of the total liability for the increased value of all of that service for all employees to whom this Part applies has been paid. The amount required to pay the full actuarial cost must be accumulated by the Maine State Retirement System through funds provided to it for that purpose. Funds so provided must be held by the system in the Wardens Benefit Reserve Account until the full actuarial cost is accumulated in that account. Funds to be held in the Wardens Benefit Reserve Account to pay this cost consist of the funds transferred under section 14 in this Part, funds provided thereafter for the same purpose and any investment earnings on the funds, reduced by amounts required to pay the increased normal cost contributions in the current biennium as provided in section 15 of this Part and by any investment losses. Funds in the Wardens Benefit Reserve Account must be invested by the system with the general assets of the state employee and teacher retirement plan and those funds' share of investment earnings and losses must be attributed to the Wardens Benefit Reserve Account.

The full actuarial cost of the liability for the increased value of service rendered between August 31, 1984 and September 1, 2002 in positions to which this Part applies is the amount of the liability for the increased value, as calculated by the Maine State Retirement System's actuary, increased by the interest cost that arises because the full cost of the now-increased value of the service already rendered was not paid to the system at the time the service was rendered. Interest costs continue to accrue until the full actuarial cost of the increased value has been accumulated in the Wardens Benefit Reserve Account

and is thereafter transferred on the books of the system from the Wardens Benefit Reserve Account to the general assets of the state employee and teacher retirement plan. If an actuarially significant change in the amount of the liability for the increased value, as determined by the system and its actuary, occurs before the full actuarial cost has been accumulated, the full actuarial cost must be increased or decreased accordingly.

**Sec. RR-17. Credit for service rendered between August 31, 1984 and September 1, 2002; contingency.** No retirement service credit related to the increased value of service rendered between August 31, 1984 and September 1, 2002 in positions to which this Part applies is due to or may be given to any employee until the Executive Director of the Maine State Retirement System certifies to the Governor, the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources that the amount of the full actuarial cost has been accumulated in the Wardens Benefit Reserve Account and has been transferred on the books of the Maine State Retirement System to the general assets of the state employee and teacher retirement plan, thereby funding the full actuarial costs of the liability for the increased value of that service.

**Sec. RR-18. Previous election to self-fund an early retirement option; refund; timing.** After the contingency set out in section 17 of this Part is satisfied by the required certification, the Maine State Retirement System must refund the additional amount paid above the normal employee contribution rate plus interest on that amount from the date of payment to a member who is then employed in a position to which this Part applies and who elected to exercise the option of retirement at 55 years of age or after 55 years of age and before 60 years of age under the Maine Revised Statutes, Title 5, section 17852, subsection 5-A, as enacted by Public Law 1995, chapter 466, Part A, section 3, or Title 5, section 17852, subsection 6-A, as enacted by Public Law 1995, chapter 466, Part B, section 4, or elected to exercise the option of retirement before 55 years of age under Title 5, section 17852, subsection 5-B, as enacted by Public Law 1995, chapter 624, section 6, or Title 5, section 17852, subsection 6-B, as enacted by Public Law 1995, chapter 624, section 8, by paying the full actuarial cost of either of those options through an increased employee contribution to the Maine State Retirement System. Until the contingency is satisfied, there may not be a change in the member's current participation under the option.

**Sec. RR-19. Deposit to Wardens Benefit Reserve.** Amounts transferred to the Maine State Retirement System pursuant to the Maine Revised Statutes, Title 5, section 1517 must be deposited into the Wardens Benefit Reserve Account until the

Executive Director of the Maine State Retirement System certifies to the Governor, the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources that the amount of the full actuarial cost of the increased value of that service has been accumulated in the Wardens Benefit Reserve Account.

**PART SS**

**Sec. SS-1. Home-based care program.** To the extent that budgeted resources permit and to the extent that there is no waiting list in the home-based care program, the Department of Human Services shall provide a limited-respite benefit for persons eligible for the Medicaid Private Duty Nursing and Personal Care Services program.

**Sec. SS-2. Rules.** The Department of Human Services shall amend the rules for the Medicaid Private Duty Nursing and Personal Care Services program to create an additional level of care to accommodate consumers whose care needs exceed the current per person monthly expenditure cap.

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

Effective March 25, 2002.

---



---

**CHAPTER 560**

**H.P. 1576 - L.D. 2082**

**An Act to Amend the Subdivision Review Criteria for Traffic**

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

**Sec. 1. 30-A MRSA §4404, sub-§5,** as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

**5. Traffic.** The proposed subdivision will not cause unreasonable highway or public road congestion or unsafe conditions with respect to the use of the highways or public roads existing or proposed and, if the proposed subdivision requires driveways or entrances onto a state or state aid highway located outside the urban compact area of an urban compact municipality as defined by Title 23, section 754, the Department of Transportation has provided documentation indicating that the driveways or entrances conform to Title 23, section 704 and any rules adopted under that section;

See title page for effective date.

---



---

**CHAPTER 561**

**S.P. 657 - L.D. 1849**

**An Act Regarding the Deferment of Loan Repayments for Remediation of Waste Oil Sites**

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

**Sec. 1. 10 MRSA §1023-M, sub-§2,** as amended by PL 2001, c. 356, §7, is further amended to read:

**2. Eligibility to participate in loan program.**

The authority may use money in the fund to carry out any power of the authority under this section or under section 1026-S, including, but not limited to, the pledge or transfer and deposit of money in the fund as security for and the application of money in the fund in payment of principal, interest and other amounts due on insured loans. Money in the fund may be used for direct loans or deferred loans for all or part of the costs of the Plymouth waste oil site remediation study, past cost settlement and time-critical removal action costs when the authority determines that:

A-1. The applicant has been identified by the United States Environmental Protection Agency as a potentially responsible party with respect to the waste oil disposal site and the applicant is alleged by the United States Environmental Protection Agency to have generated waste oil from an address or location within the State;

B. The applicant has signed the Administrative Order by Consent pursuant to United States Environmental Protection Agency Docket No. CERCLA 1-2000-0004;

B-1. The applicant has signed the West Site/Hows Corner RI/FS Group Agreement;

B-2. The applicant has entered into a consent decree with the United States and the State regarding past cost settlement at the Plymouth waste oil disposal site and the applicant is a participant in that consent decree or the applicant has entered into an inability-to-pay settlement with the United States Environmental Protection Agency;

C. The applicant is not a state or federal agency; and

D. There is a reasonable likelihood that the applicant will be able to repay the loan.

Money in the fund may not be used for attorney's fees associated with costs of the Plymouth waste oil site