

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST SPECIAL SESSION - 1989

Legislative Document

No. 1798

S.P. 680

In Senate, August 21, 1989

Received by the Secretary of the Senate on August 17, 1989. Referred to the Committee on Appropriations and Financial Affairs and 1,400 ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator PEARSON of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Make Supplemental Appropriations and Allocations for 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, 1990, and June 30, 1991.

(EMERGENCY)



2 effort for which positions
were authorized in Public Law
1987, chapter 844.

4 **Agricultural Production**

6 All Other \$120,000

8 Restores funds deappropriated
10 in Public Law 1989, chapter
12 501, Part N, to provide a
14 match for a soil conservation
and irrigation project in
16 Aroostook County with the
United States Army Corps of
Engineers.

18 **Administration - Agriculture**

20 Positions (1) (1)
22 Personal Services \$42,895 \$45,100

24 Appropriates funds to restore
the Director of Planning and
Information position.

26 **DEPARTMENT OF AGRICULTURE,
28 FOOD AND RURAL RESOURCES
TOTAL**

\$318,895 \$201,100

30 **DEFENSE AND VETERANS' SERVICES,
32 DEPARTMENT OF**

34 **Administration - Maine Emergency
Management Agency**

36 All Other \$340,000

38 Provides funds for 25% state
40 share of disaster assistance
for the Maine 1989 flood.

42 **DEPARTMENT OF DEFENSE AND VETERANS'
44 SERVICES
TOTAL**

\$340,000

46 **ECONOMIC AND COMMUNITY DEVELOPMENT,
48 DEPARTMENT OF**

50 **Business Development**

52 All Other (\$156,000) (\$156,000)

2 Provides for the transfer of
 4 funds to the Department of
 6 Agriculture, Food and Rural
 8 Resources, Marketing Services
 10 Program, to support the
 quality assurance effort for
 which positions were
 authorized in Public law
 1987, chapter 844.

12 **DEPARTMENT OF ECONOMIC AND COMMUNITY
 DEVELOPMENT**

14 **TOTAL** (\$156,000) (\$156,000)

16 **ENVIRONMENTAL PROTECTION,
 DEPARTMENT OF**

18 **Administration - Environmental
 20 Protection**

22 All Other \$2,500

24 Provides funds for 1/2 the
 26 cost of a structural analysis
 of the Ray Building.

28 **Administration - Environmental
 Protection**

30 All Other \$80,000 \$83,650

32 Provides funds to cover
 34 unanticipated cost of
 36 environmental enforcement and
 litigation for which
 38 penalties and fines accrue to
 the General Fund.

40 **Administration - Environmental
 Protection**

42 Positions (1) (1)
 44 Personal Services \$32,060 \$33,517

46 Provides funds for the
 48 transfer of a Public
 Relations Representative from
 the Maine Environmental
 50 Protection Fund to match an
 allocation of funds in Part B
 52 of this Act.

Solid Waste Management

2	Positions	(1)	(1)
4	Personal Services	\$44,309	\$46,173
6	Provides funds for the		
8	transfer of a Civil Engineer		
10	II from the Maine		
12	Environmental Protection Fund		
	to match a deallocation of		
	funds in Public Law 1989,		
	chapter 501.		

14 Administration - Environmental Protection

16	Positions	(-1)	(-1)
18	Personal Services	(\$19,670)	(\$20,537)
20	Deappropriates funds to		
22	reflect the transfer of a		
24	Clerk Typist II to the Maine		
26	Environmental Protection Fund		
	as authorized in Public Law		
	1989, chapter 501.		

Air Quality Control

28	Positions	(-3)	(-3)
30	Personal Services	(\$110,783)	(\$117,267)
32	Deappropriates funds to		
34	reflect the transfer of 2		
36	Assistant Engineers and an		
38	Environmental Specialist II		
40	to the Maine Environmental		
	Protection Fund as authorized		
	in Public Law 1989, chapter		
	501.		

Land Quality Control

42	Positions	(-9)	(-9)
44	Personal Services	(\$230,483)	(\$240,527)
46	Deappropriates funds to		
48	reflect the transfer of 4		
50	Environmental Specialist II		
52	positions, one Environmental		
	Specialist III, 3 Clerk		
	Typist II positions and one		
	Clerk Typist I to the Maine		

2 Environmental Protection Fund
as authorized in Public Law
1989, chapter 501.

4 **Water Quality Control**

6 Positions (-4) (-4)
8 Personal Services (\$118,411) (\$121,996)

10 Deappropriates funds to
12 reflect the transfer of 2
Environmental Specialist II
14 positions, one Clerk Typist
II and one Biologist I to the
16 Maine Environmental Protec-
tion Fund as authorized in
Public Law 1989, chapter 501.

18 **Solid Waste Management**

20 Positions (-3) (-3)
22 Personal Services (\$85,999) (\$89,584)

24 Deappropriates funds to
26 reflect the transfer of 2
Environmental Specialist III
28 positions and one Clerk
Typist II to the Maine
30 Environmental Protection Fund
as authorized in Public Law
1989, chapter 501.

32 **DEPARTMENT OF ENVIRONMENTAL
34 PROTECTION
TOTAL**

\$26,086 \$21,414

36 **EXECUTIVE DEPARTMENT**

38 **Administration - Executive -
40 Governor's Office**

42 Positions (1) (1)
44 Personal Services \$45,500 \$45,500
All Other (45,500) (45,500)

46 Provides for the transfer of
48 funds from All Other to
Personal Services and
50 establishes one position for
the State of Maine Office in
Washington, D.C.

2	EXECUTIVE DEPARTMENT		
	TOTAL	<u>\$ 0</u>	<u>\$ 0</u>
4	FINANCE, DEPARTMENT OF		
6	Administrative Services -		
	Finance		
8	Personal Services	\$2,935	\$4,888
10			
12	Provides funds for the		
14	proposed reclassification of		
	a Personnel Officer, Range 24		
	to Personnel Manager, Range		
	27.		
16			
	Administrative Services - Finance		
18	Personal Services	\$2,935	\$4,888
20			
22	Provides funds for the		
24	reorganization and reclassif-		
	ication of a Chief		
	Accountant, Range 24 to		
	Director of Finance, Range 27.		
26			
	Bureau of the Budget		
28	Personal Services	\$13,760	\$14,331
30			
32	Provides funds for		
34	implementation of range		
	changes through the		
	reorganization of duties.		
36	DEPARTMENT OF FINANCE		
	TOTAL	<u>\$19,630</u>	<u>\$24,107</u>
38			
	PUBLIC SAFETY, DEPARTMENT OF		
40	Administration - Public Safety		
42	Personal Services	\$50,000	
44			
46	Provides funds to cover the		
48	cost of presidential security		
	details which are expected to		
	be reimbursed by the Federal		
	Government.		
50			
52	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	<u>\$50,000</u>	

2 **PART B**
3 **TOTAL**

\$59,272

\$58,522

4
5
6 **PART C**

7 **Appropriation.** The following Funds are appropriated from
8 the General Fund for the fiscal year ending June 30, 1990, to
9 carry out the purposes of this Act.

10
11 **1989-90**

12 **FINANCE, DEPARTMENT OF**

13 **Rainy Day Fund Program**

14
15 Unallocated

\$2,000,000

16
17 Provides for the transfer of \$2,000,000 of
18 General Fund surplus at the year ended June
19 30, 1989 to the Rainy Day Fund.

20
21 **DEPARTMENT OF FINANCE**

22 **TOTAL**

\$2,000,000

23 **PART C**
24 **TOTAL**

\$2,000,000

25
26
27 **PART D**

28 **Appropriation.** The following funds are appropriated from
29 the General Fund for the fiscal years ending June 30, 1990, and
30 June 30, 1991, to carry out the purposes of this Act.

31
32 **1989-90**

1990-91

33 **FINANCE, DEPARTMENT OF**

34
35 **State Contingency Account -**
36 **Finance**

37
38 Personal Services

(\$585,478)

(\$1,244,585)

39 Deappropriates funds provided
40 in Public Law 1989, chapter
41 501, to meet the economic
42 items included in the
43 collective bargaining
44 agreements between the Board
45 of Trustees of the Maine
46 Vocational-Technical
47 Institute System and the

2 Maine Teachers Association
3 for the faculty and
4 administrative staff
5 bargaining units.

6 DEPARTMENT OF FINANCE
7 TOTAL (\$585,478) (\$1,244,585)

8
9
10 BOARD OF TRUSTEES OF THE MAINE
11 VOCATIONAL-TECHNICAL INSTITUTE
12 SYSTEM

13
14 Maine Vocational-Technical Institute
15 System - Board of Trustees

16 All Other \$585,478 \$1,244,585

17 Provides funds for the
18 implementation of the
19 economic items included in
20 the collective bargaining
21 agreements between the Board
22 of Trustees of the Maine
23 Vocational-Technical
24 Institute System and the
25 Maine Teachers Association
26 for the faculty and adminis-
27 trative staff bargaining
28 units.

29
30
31 BOARD OF TRUSTEES OF THE MAINE
32 VOCATIONAL-TECHNICAL INSTITUTE
33 SYSTEM
34 TOTAL \$585,478 \$1,244,585

35
36 PART D
37 TOTAL \$ 0 \$ 0

38
39
40 PART E

41
42 Sec. 1. 20-A MRSA §6004, sub-§2, ¶C, as enacted by PL 1989, c.
43 534, Pt. E, §2, is repealed.

44
45 Sec. 2. 20-A MRSA §15612, sub-§12, as enacted by PL 1989, c.
46 534, Pt. E, §3, is amended to read:

47
48 12. Low-income student adjustment; legislative intent. A
49 In fiscal year 1989-90, a municipality that is a member of a
50 school administrative unit that receives less than the statewide
51 average subsidy of 56.65% of its allocation for operating costs
52 from the State in fiscal year 1989-90 shall be eligible for a
low-income student adjustment. In fiscal year 1990-91 and in

2 succeeding fiscal years, a municipality that is a member of a
3 school administrative unit in which the state share percentage
4 for the unit's allocation for operating costs is less than the
5 state share percentage of the statewide allocation for operating
6 costs shall be eligible for a low-income student adjustment. For
7 the purposes of this subsection, the member of a municipal school
8 unit is the single municipality for which that municipal school
9 unit operates. Funds received by the unit municipality shall be
10 used to reduce property tax collections required by the unit
11 municipality during its current fiscal year or during the
12 following fiscal year to meet its local share of education
13 costs. The amount of each municipality's adjustment will be a
14 portion of the calculated amount specified in paragraphs A
15 through C for each school administrative unit of which the
16 municipality is a member. If the municipality is a member of a
17 municipal school unit, the municipality's adjustment is 100% of
18 the calculated amount for that municipal school unit. If the
19 municipality is a member of a school administrative district or a
20 community school district, the municipality's adjustment is that
21 percentage of the district's calculated amount that is used in
22 the district's cost sharing agreement to determine that
23 municipality's annual assessment for the district's budget.
24 State funds provided for this adjustment shall be limited to the
25 amount appropriated by the Legislature for this purpose. The
26 amount due to each municipality shall be provided as a single
27 payment. For the fiscal year during which the municipality
28 appropriates these adjustment funds, the legislative body of the
29 municipality will identify the amount, source and purpose of this
30 adjustment.

31
32 A. A The calculated amount for a school administrative unit
33 that receives between 0% and 24.99% state subsidy share
34 percentage for operating costs shall receive an adjustment
35 be equal to \$100 times the student pupil count as adjusted
36 by section 6004, subsection 2, specified in paragraph C D.

37
38 B. A The calculated amount for a school administrative unit
39 that receives between 25% and 44.99% state subsidy share
40 percentage for operating costs shall receive an adjustment
41 be equal to \$50 times the student pupil count as adjusted by
42 section 6004, subsection 2, specified in paragraph C D.

43
44 C. A The calculated amount for a school administrative unit
45 that receives between 45% and 56.65% state subsidy share
46 percentage for operating costs in fiscal year 1989-90, and
47 the calculated amount for a school administrative unit that
48 receives between 45% and state share percentage of the
49 statewide total allocation for operating costs for that
50 year's state subsidy shall receive an adjustment equal to
51 \$25 times the student pupil count as adjusted by section
52 6004, subsection 2, specified in paragraph C D.

2 D. The pupil count used for each unit's calculation is the
3 sum of:

4 (1) The average of the April 1st and October 1st
5 counts in the most recent calendar year of all resident
6 elementary and secondary pupils of the unit; and

7 (2) Twenty percent of the most recent count of
8 students in the unit who are eligible to receive a free
9 or reduced price meal under the federal school lunch
10 program.

11
12 **Sec. 3. Appropriation.** The following funds are appropriated
13 from the General Fund for the fiscal year ending June 30, 1990,
14 to carry out the purposes of this Part.

15
16 1989-90

17 **FINANCE, DEPARTMENT OF**

18
19 **Property Tax Relief Reserve Fund**

20
21 Unallocated \$57,425

22
23 Provides funds to meet the distribution
24 requirements of Public Law 1989, chapter 534
25 and the changes included in this Part.

26
27 **Sec. 4. Allocation.** The following funds are allocated from the
28 Property Tax Relief Reserve Fund for the fiscal year ending June
29 30, 1990, to carry out the purposes of this Part.

30
31 1989-90

32
33 **EDUCATIONAL AND CULTURAL SERVICES,**
34 **DEPARTMENT OF**

35
36 **Block Grants to Municipalities**

37
38 All Other \$57,425

39
40 Provides funds to meet the distribution
41 requirements of Public Law 1989, chapter 534
42 and the changes included in this Part.

43
44 **PART F**

45
46 **Sec. 1. 5 MRSA §12004-I, sub-§49-A is enacted to read:**

47
48 49-A. Human Maine Hospice Not Authorized 22 MRSA
49 Services: Hospices Council §8611

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Sec. 2. 22 MRSA, c. 1680 is enacted to read:

CHAPTER 1680

MAINE HOSPICE COUNCIL

§8611. Maine Hospice Council established

The Maine Hospice Council is established to coordinate a statewide hospice program of training, education and advocacy as a body politic and a public instrumentality of the State. For the purposes of this chapter, "council" means the Maine Hospice Council.

§8612. Rule-making authority

The council has the authority to adopt rules as necessary in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to carry out its responsibilities.

§8613. Membership

Membership in the council shall be recognized on the date the member registers with the council. Council membership shall be limited to 2 types: organizational and individual. Any organization existing in this State that is actively interested in any phase of hospice shall be eligible for membership. Each organizational member shall be entitled to designate a voting representative member who shall be the principal contact between the member organization and the council, and who shall be empowered to represent the member organization at meetings of the council. Any individual interested in hospice shall be eligible for membership in the council. No individual voting at council meetings on behalf of a member organization may be entitled to vote as an individual or on behalf of another member organization.

§8614. Meetings

The council shall meet at least once a year. Special meetings shall be held as deemed necessary by the council. At meetings of the council, each member present shall be entitled to one vote. The minutes of all proceedings of the council shall be a public record available and on file in the office of the council. Members of the council shall be compensated according to the provisions of Title 5, chapter 379.

§8615. Council budget; financing; executive director

The council shall prepare and adopt a biennial budget for presentation to the Governor and the Legislature as a request for appropriations sufficient to carry out its responsibilities. The council may accept contributions of any type from any source to

2 assist it in carrying out its responsibilities and to make
3 arrangements regarding the administration of these funds as may
4 be required as a condition precedent to the receipt of these
5 funds by the Federal Government or any other source.

6 The council may employ an executive director who shall be
7 the principal administrative and executive employee of the
8 council. The executive director may hire staff as necessary to
9 carry out the responsibilities for the coordination of all
10 affairs of the council including, but not limited to, the
11 training and education of volunteers, health care professionals
12 and the general public. The executive director is also
13 responsible for advocacy on behalf of community hospices
14 throughout the State. The executive director may obtain office
15 space, goods and services as required to carry out these
16 responsibilities.

18 PART G

20 **Sec. 1. 12 MRSA §685-B, sub-§2, ¶B,** as amended by PL 1987, c.
21 771, §1, is further amended to read:

22 B. The fee prescribed by the commission rules, ~~such fee to~~
23 ~~be the greater of \$10 or 1/10 of 1% of the total~~
24 ~~construction costs; and~~

26 **Sec. 2. Maine Land Use Regulation Commission; fee schedules.** The
27 Maine Land Use Regulation Commission shall report any revised fee
28 schedule to the Joint Standing Committee on Energy and Natural
29 Resources during the 2nd Regular Session of the 114th Legislature.

32 PART H

34 **38 MRSA §2201,** as enacted by PL 1989, c. 585, Pt. A, §7, is
35 amended to read:

36 **§2201. Maine Solid Waste Management Fund established**

38 The Maine Solid Waste Management Fund, referred to in this
39 section as the "fund," is established as a nonlapsing fund to
40 support programs administered by the Maine Waste Management
41 Agency and the Department of Environmental Protection. The fund
42 shall be segregated into 2 subsidiary accounts. The first
43 subsidiary account, which shall be called the operations ~~accout~~,
44 shall receive all fees established and received under article 1
45 ~~and shall be used solely for the development and operation of~~
46 ~~publicly-owned facilities owned or approved by the agency and for~~
47 ~~the repayment of any obligations of the agency incurred under~~
48 ~~article 3.~~ The 2nd subsidiary account, which shall be called the
49 ~~administrative account~~ administration, shall receive all fees
50 established under this article and under Title 36, chapter 719.

2 ~~All administrative expenses directly related to the agency's and~~
3 ~~the department's programs shall be charged to this account.~~

4 Money in the fund not currently needed to meet the
5 obligations of the agency shall be deposited with the Treasurer
6 of State to the credit of the fund and may be invested as
7 provided by law. Interest on these investments shall be credited
8 to the fund.

10 ~~Money in the administrative account~~ Funds related to
11 administration may only be expended in accordance with
12 allocations approved by the Legislature for administrative
13 expenses directly related to the agency's and the department's
14 programs. Funds related to operations may only be expended in
15 accordance with allocations approved by the Legislature and
16 solely for the development and operation of publicly owned
17 facilities owned or approved by the agency and for the repayment
18 of any obligations of the agency incurred under article 3. These
19 allocations shall be based on estimates of the actual costs
20 necessary for the agency and the department to administer their
21 programs, to provide financial assistance to regional
22 associations and to provide other financial assistance necessary
23 to accomplish the purposes of this chapter. Beginning in the
24 fiscal year ending on June 30, 1991 and thereafter, the fund
25 shall annually transfer to the General Fund an amount necessary
26 to reimburse the costs of the Bureau of Taxation incurred in the
27 administration of Title 36, section 5219-C and Title 36, chapter
28 719 and an amount equal to the General Fund revenues lost as the
29 result of Title 36, section 5219-C. Allowable expenditures
30 include "Personal Services," "All Other" and "Capital
31 Expenditures" associated with all agency activities other than
32 those included in the operations account.

34 PART I

36 **Sec. 1. Transfer to Treat Me Right Program.** Balances in the
37 Keep Maine Scenic dedicated revenue account as of the year ended
38 June 30, 1989, shall be transferred to a dedicated revenue
39 account established as the Treat Me Right Program in the
40 Department of Conservation for the one-time purpose of enhancing
41 access opportunities on private land.

42 **Sec. 2. Allocation.** The following funds are allocated from
43 Other Special Revenue funds for the fiscal year ending June 30,
44 1990, to carry out the purposes of this Part.

46 1989-90

48 CONSERVATION, DEPARTMENT OF

50 Treat Me Right Program

All Other

\$9,268

Allocates funds transferred from the Keep
Maine Scenic Program in accordance with this
Part.

PART J

Sec. 1. 36 MRSA §5111, sub-§4 is enacted to read:

4. Additional tax. Additionally, a tax is imposed for each taxable year beginning on or after January 1, 1989, on the Maine adjusted gross income of every nonresident individual. The amount of the tax shall equal the tax computed under this section and chapter 805, as if the nonresident were a resident, less applicable tax credits other than that provided by section 5217-A, and multiplied by the ratio of the individual's Maine adjusted gross income, as defined in section 5102, subsection 1-C, paragraph B, to the nonresident's entire federal adjusted gross income, as modified by section 5122.

Sec. 2. 36 MRSA §5111, last ¶, as repealed and replaced by PL 1989, c. 495, §1, is repealed.

Sec. 3. 36 MRSA §5121, as repealed and replaced by PL 1987, c. 819, §4, is repealed and the following enacted in its place:

§5121. Taxable income

The entire taxable income of a resident individual of this State shall be that individual's federal adjusted gross income as defined by federal law, as amended, less the deductions and personal exemptions provided in this chapter.

Sec. 4. 36 MRSA §5165, as amended by PL 1987, c. 504, §17, is further amended to read:

§5165. Credit for income tax of another state

A resident estate or trust shall be allowed the credit provided by section 5217 5217-A, except that the limitation shall be computed by reference to the taxable income of the estate or trust.

Sec. 5. 36 MRSA §5224-A, as amended by PL 1987, c. 504, §36, is further amended to read:

§5224-A. Return of part-year resident

If an individual changes his that individual's status as a resident individual or nonresident individual during his the taxable year, he the individual shall file a nonresident return

2 pursuant to section 5220, subsection 2. ~~His~~ That individual's
3 tax shall be computed, pursuant to section 5111, subsection 4, as
4 if he that individual were a nonresident individual, except that
5 the numerator of the apportionment ratio shall be comprised of
6 his the individual's Maine adjusted gross income, as defined in
7 section 5102, subsection 1-C, paragraph A, for the portion of the
8 taxable year during which he that individual was a resident
9 individual, plus his that individual's Maine adjusted gross
10 income as defined in section 5102, subsection 1-C, paragraph B,
11 for the portion of the taxable year during which he that
12 individual was a nonresident individual. The part-year resident
13 shall also be entitled to the credit provided by section 5217
14 5217-A, computed as if the individual's Maine adjusted gross
15 income for the entire year were comprised only of that portion
16 which is attributed to the portion of the year during which he
that individual was a resident individual.

18 **Sec. 6. 36 MRSA §5256, sub-§2**, as amended by PL 1989, c. 508,
19 §22, is further amended to read:

20
21 **2. Change of taxable year.** If a taxpayer's taxable year is
22 changed for federal income tax purposes, the taxable year for
23 purposes of the tax imposed by this Part shall be similarly
24 changed. The income tax for a period of less than 12 months
25 resulting from a change in accounting period is computed by first
26 determining the taxable income for the period. That taxable
27 income is then multiplied by 12 and divided by the number of
28 months in the period of less than 12 months. A tax is computed
29 on the resulting taxable income. The tax is then divided by 12
30 and multiplied by the number of months in the period of less than
31 12 months. The result is the tax liability before credits. For
32 individuals, ~~the standard deduction tax credit and the exemption~~
33 ~~credit amounts shall be reduced by dividing them by 12 and~~
34 ~~multiplying them by the number of months in the period of less~~
35 ~~than 12 months.~~ Itemized deductions for the period of less than
36 12 months shall be reduced as provided in section 5125,
37 subsection 3, paragraph A, subparagraph (3), except that the
38 amount established by the Code, Section 63(c) shall be divided by
39 12 and multiplied by the number of months in the period of less
40 than 12 months. Standard deduction and personal exemption
41 amounts shall be divided by 12 and multiplied by the number of
42 months in the period of less than 12 months.

44 **Sec. 7. PL 1989, c. 495, §9** is enacted to read:

46 **Sec. 9. Effective date.** Sections 1 through 4 of this Act shall
47 be effective for tax years beginning on or after January 1, 1989.
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PART K

Authorization of the lease with option to purchase or lease-purchase of highway maintenance equipment and motor vehicles. The Department of Transportation, Motor Transport Service, may, pursuant to Title 5, section 1587, enter into lease with option to purchase or lease-purchase financing arrangements for highway maintenance equipment and motor vehicles. The total outright purchase price for all highway maintenance equipment or motor vehicles acquired under this section may not exceed \$12,500,000. The department and its agencies shall finance the cost with funds designated as "All Other" within their regular budgets.

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PART L

Transfer to the Rainy Day Fund. After the State Controller officially closes the financial accounts of the State for the year ended June 30, 1989, an amount not to exceed \$2,500,000 shall be transferred to the Rainy Day Fund from the fund balance remaining in the General Fund after the deduction of all appropriations, financial commitments or other designated funds.

24

PART M

20-A MRSA §12501, sub-§1-A, as amended by PL 1989, c. 414, §21, is further amended to read:

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32

1-A. College students. "College students" means those students who were are high school graduates, residents of Maine ~~at the time they graduated from high school this State~~ and are attending an institution of higher education on a full-time basis at the time of application for program participation.

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Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1989, except that sections 3 and 6 of Part J shall be effective for tax years beginning on or after January 1, 1989, and sections 1, 2, 4 and 5 of Part J shall take effect on April 26, 1987.

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FISCAL NOTE

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APPROPRIATIONS AND ALLOCATIONS

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	1989-90	1990-91	TOTAL
GENERAL FUND			
APPROPRIATIONS			
PART A	\$828,611	\$90,621	\$919,232
PART C	2,000,000	-0-	2,000,000

2	PART D	-0-	-0-	-0-
	PART E, Section 3	57,425	-0-	57,425
4	TOTAL - GENERAL FUND	<u>\$2,886,036</u>	<u>\$90,621</u>	<u>\$2,976,657</u>
6				
8	OTHER SPECIAL REVENUE FUNDS ALLOCATIONS			
10	PART B	\$59,272	\$58,522	\$117,794
	PART I, Section 2	9,268	-0-	9,268
12				
14	TOTAL - OTHER SPECIAL REVENUE FUNDS	<u>\$68,540</u>	<u>\$58,522</u>	<u>\$127,062</u>
16				
18	PROPERTY TAX RELIEF RESERVE FUND ALLOCATIONS			
20	PART E, Section 4	\$57,425	-\$0-	\$57,425
22	TOTAL - PROPERTY TAX RELIEF RESERVE FUND	<u>\$57,425</u>	<u>-\$0-</u>	<u>\$57,425</u>

STATEMENT OF FACT

This bill proposes to accomplish the following:

Part A makes supplemental appropriations from the General Fund to accommodate funding requirements or corrections not included in Public Law 1989, chapter 501.

Part B makes supplemental allocations from the Other Special Revenue funds in order to correct position transfers to and from the General Fund in the Department of Environmental Protection.

Part C makes supplemental appropriations from the General Fund to partially replenish the Rainy Day Fund.

Part D makes supplemental appropriations from the General Fund to the Maine Vocational-Technical Institute System to fund collective bargaining agreements with the Maine Teachers Association for the faculty and administrative staff bargaining units by deappropriating State Contingency Account funds provided in Public Law 1989, chapter 501.

Part E clarifies the language contained in Public Law 1989, chapter 534, Part E, and allocates funds from the Property Tax Relief Reserve Fund.

2 Part F establishes the Maine Hospice Council as a unit of
State Government for appropriations purposes.

4 Part G proposes language to allow for changes in the Maine
Land Use Regulation Commission fees. Undedicated revenues to the
6 General Fund currently include \$50,000 each year in fiscal year
1989-90 and fiscal year 1990-91 based on a Maine Land Use
8 Regulation Commission fee adjustment.

10 Part H clarifies the language in Public Law 1989, chapter
585, in reference to the establishment of the Maine Solid Waste
12 Management Fund.

14 Part I provides for the transfer of balances in the Keep
Maine Scenic Program to a new Treat Me Right Program in the
16 Department of Conservation.

18 Part J provides for corrections to the Maine individual
income tax law.

20 Park K authorizes the lease-purchase of highway maintenance
22 equipment and motor vehicles by the Department of Transportation
in an amount not to exceed \$12,500,000.

24 Part L directs the State Controller to transfer an amount
26 not to exceed \$2,500,000 to the Rainy Day Fund from the fund
balance remaining in the General Fund for the year ended June 30,
28 1989, after the deduction of all appropriations, financial
commitments or other designated funds.

30 Part M clarifies and corrects the language contained in
32 Public Law 1989, chapter 414, relating to the Blaine House
Scholars Program.

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