

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
SECOND REGULAR SESSION

HOUSE AMENDMENT "C" to H.P. 1699, L.D. 2379, Bill, "An Act Making Supplemental Appropriations for Fiscal Year 1991-92"

Amend the bill in Part B in section B-1 under the caption "HUMAN SERVICES, DEPARTMENT OF" in that part relating to "Aid to Families with Dependent Children" in the 2nd line (page 12, line 34 in L.D.) by striking out the following: "2,434,710" and inserting in its place the following: '2,734,710'

Further amend the bill in Part B in section B-1 under the caption "HUMAN SERVICES, DEPARTMENT OF" in the 2nd part relating to "Intermediate Care - Payments to Providers" in the 3rd line (page 13, line 23 in L.D.) by striking out the following: "276,707" and inserting in its place the following: '576,707'

Further amend the bill in Part B in section B-1 under the caption "HUMAN SERVICES, DEPARTMENT OF" in that part relating to "Medical Care - Payments to Providers" in the 2nd line (page 13, line 32 in L.D.) by striking out the following: "4,094,000" and inserting in its place the following: '4,394,000'

Further amend the bill in Part B in section B-1 under the caption "HUMAN SERVICES, DEPARTMENT OF" in the last line (page 13, line 39 in L.D.) by striking out the following: "11,361,375" and inserting in its place the following: '12,261,375'

Further amend the bill in Part B in section B-1 in the last line (page 19, line 35 in L.D.) by striking out the following: "\$22,446,921" and inserting in its place the following: '\$23,346,921'

Further amend the bill in Part B in section B-2 under the caption "HUMAN SERVICES, DEPARTMENT OF" in that part relating to "Aid to Families with Dependent Children" in the 2nd line (page 28, line 16 in L.D.) by striking out the following: "3,965,684" and inserting in its place the following: '4,454,328'

2 Further amend the bill in Part B in section B-2 under the  
caption "HUMAN SERVICES, DEPARTMENT OF" in that part relating to  
4 "Medical Care - Payments to Providers" in the 2nd line (page 32,  
line 30 in L.D.) by striking out the following: "6,668,355" and  
6 inserting in its place the following: '7,285,532'

8 Further amend the bill in Part B in section B-2 under the  
caption "HUMAN SERVICES, DEPARTMENT OF" in the last line (page  
10 34, line 19 in L.D.) by striking out the following: "14,900,299"  
and inserting in its place the following: '16,006,120'

12 Further amend the bill in Part B in section B-2 in the last  
14 line (page 36, line 34 in L.D.) by striking out the following:  
"\$28,057,582" and inserting in its place the following:  
16 '\$29,163,403'

18 Further amend the bill by striking out all of Part P and  
inserting in its place the following:

20

**PART P**

22

24 **Sec. P-1. PL 1991, c. 622, Pt. A, §1, under the caption "FINANCE,  
DEPARTMENT OF," in that part relating to "State Contingency Account -  
Finance" is repealed.**

26

28 **Sec. P-2. PL 1991, c. 622, Pt. A, §5, that part captioned "FINANCE,  
DEPARTMENT OF," is repealed.**

30

32 **Sec. P-3. Acceptance of health insurance premium dividends and  
surplus funds.** Notwithstanding the Maine Revised Statutes, Title  
5, sections 285 to 286 or any other provision of law, the State  
34 Controller is authorized to accept \$865,608 of health insurance  
premium dividends and surplus funds currently on deposit with  
Blue Cross and Blue Shield of Maine. These dividends and surplus  
36 funds include the General Fund and ancillary portions of the 1991  
premium dividend and the adverse selection surcharge. This money  
38 must be deposited to the General Fund as undedicated revenue by  
June 30, 1992.

40

42 **Sec. P-4. Acceptance of health insurance premium dividends and  
surplus funds for Highway Fund.** Notwithstanding the Maine Revised  
Statutes, Title 5, sections 285 to 286 or any other provision of  
44 law, the State Controller is authorized to accept \$178,000 of  
health insurance premium dividends currently on deposit with Blue  
46 Cross and Blue Shield of Maine. These dividends and surplus  
funds include savings from 1991 premium dividend and adverse  
48 selection surcharges. This money must be deposited to the  
Highway Fund by June 30, 1992.

50

52 **Sec. P-5. Increase in state employee health insurance contribution  
rate.** In the event that savings to the General Fund

2 and Highway Fund can not be achieved by May 31, 1992 via the  
collective bargaining process as outlined in sections 7 and 8 of  
4 this Part, the Commissioner of Administrative and Financial  
Services is authorized to implement, no later than June 1, 1992  
6 and notwithstanding any provision of law, an increase in the  
employee contribution rate for the remainder of fiscal year  
8 1991-92 in an amount sufficient to achieve the savings specified  
in sections 7 and 8 of this Part. The commissioner shall report  
10 any actions the commissioner is required to take under this  
section to the Joint Standing Committee on Appropriations and  
Financial Affairs no later than June 3, 1992.

12  
**Sec. P-6. Calculation and transfer.** Notwithstanding the Maine  
14 Revised Statutes, Title 5, section 1585, the State Budget Officer  
shall calculate the amount of savings in sections 7 and 8 of this  
16 Part that applies against each General Fund and Highway Fund  
account for all departments and agencies. The State Budget  
18 Officer shall cause the calculated amount to be transferred from  
each account no later than June 30, 1992.

20  
**Sec. P-7. Appropriation.** The following funds are appropriated  
22 from the General Fund to carry out the purposes of this Part.

24 1991-92

26 **FINANCE, DEPARTMENT OF**

28 **Departments and Agencies - Statewide**

30 Personal Services (\$700,000)

32 Provides for the deappropriation of funds  
34 resulting from savings generated by  
collectively bargained state employee health  
36 insurance for fiscal year 1991-92. The  
collective bargaining process must be  
38- conducted pursuant to the Maine Revised  
Statutes, Title 26, chapters 9-B and 14. If  
40 this collective bargaining process has not  
been successfully concluded from all  
42 parties' perspective by May 31, 1992, then  
the provisions of section 5 of this Part  
take effect.

44  
**Sec. P-8. Allocation.** The following funds are allocated from  
46 the Highway Fund to carry out the purposes of this Part.

48 1991-92

50 **FINANCE, DEPARTMENT OF**

**Departments and Agencies - Statewide**

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Personal Services (\$175,000)

Provides for the deappropriation of funds resulting from savings generated by collectively bargained state employee health insurance for fiscal year 1991-92. The collective bargaining process must be conducted pursuant to the Maine Revised Statutes, Title 26, chapters 9-B and 14. If this collective bargaining process has not been successfully concluded from all parties' perspective by May 31, 1992, then the provisions of section 5 of this Part take effect.'

Further amend the bill by inserting at the end before the emergency clause the following:

**PART R**

**Sec. R-1. Merit increases in fiscal year 1992-93.** Notwithstanding the Maine Revised Statutes, Title 26, section 979-D and any other provisions of law, any merit increase, regardless of funding source, scheduled to be awarded between July 1, 1992 and June 30, 1993 to any person employed by the State, including probationary employees, employees of the Legislature, Judicial Department and independent agencies and employees of the University of Maine System, the Maine Technical College System and Maine Maritime Academy, may not be awarded, authorized or implemented. Any savings realized by the University of Maine System, the Maine Technical College System and Maine Maritime Academy must be used to offset any proposed or implemented tuition increases.

**Sec. R-2. Merit increases in fiscal year 1993-94 and beyond.** Nothing in section 1 of this Part may be construed as prohibiting the parties involved in the collective bargaining process established in the Maine Revised Statutes, Title 26, chapters 9-B and 14 or any other provision of law from discussing the approval and funding of merit increases for fiscal year 1993-94 and beyond.'

Further amend the bill by striking all of the fiscal note and inserting in its place the following:

**FISCAL NOTE**

1991-92	1992-93	TOTAL
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HOUSE AMENDMENT "C" to H.P. 1699, L.D. 2379

2	GENERAL FUND		
	APPROPRIATIONS		
4			
	PART A, SECTION A-1	(\$1,131,213)	(\$1,131,213)
6	PART B, SECTION B-1	\$23,346,921	\$23,346,921
	PART C	(\$103,938)	(\$103,938)
8	PART D	\$3,102,020	(\$4,687,776)
	PART E	(\$1,303,726)	(\$1,303,726)
10	PART F	(\$824,638)	(\$824,638)
	PART G, SECTION G-1	\$316,928	\$316,928
12	PART H, SECTION H-1	\$14,624	\$14,624
	PART P, SECTION P-1	\$3,215,000	\$3,215,000
14	PART P, SECTION P-7	(700,000)	(700,000)
16	GENERAL FUND, TOTAL	\$25,931,978	(\$4,687,776)
18	HIGHWAY FUND		
20	PART P, SECTION P-8	(\$175,000)	(\$175,000)
22	FEDERAL EXPENDITURE FUND		
24			
	PART A, SECTION A-2	(\$14,317)	(\$14,317)
26	PART B, SECTION B-2	\$29,163,403	\$29,163,403
	PART H, SECTION H-2	\$7,187	\$7,187
28			
30	FEDERAL EXPENDITURE FUND, TOTAL	\$29,156,273	\$29,156,273
32	OTHER SPECIAL REVENUE FUND		
34			
	PART A, SECTION A-3	(\$743,928)	(\$743,928)
36	PART B, SECTION B-3	\$2,701,367	\$2,701,367
	PART G, SECTION G-2	\$41,438,265	\$41,438,265
38	PART H, SECTION H-3	(\$45,586)	(\$45,586)
40	OTHER SPECIAL REVENUE FUND, TOTAL	\$43,350,118	\$43,350,118
42	FEDERAL BLOCK GRANT FUND		
44			
	PART A, SECTION A-4	(\$212,500)	(\$212,500)
46	PART B, SECTION B-4	\$1,439,646	\$1,439,646
48	PART H, SECTION H-4	-0-	-0-
50	FEDERAL BLOCK GRANT, TOTAL	\$1,227,146	\$1,227,146

**HOUSE AMENDMENT**

2	INFORMATION SERVICES		
	TRAINING FUND		
4			
	PART B, SECTION B-5	\$45,524	\$45,524
6		<hr/>	<hr/>
	INFORMATION SERVICES		
8	TRAINING FUND, TOTAL	\$45,524	\$45,524
10			
	GENERAL FUND UNDEDICATED REVENUE		
12			
	PART B		
14			
	SECTION B-1		
16	EDUCATION-UNORGANIZED		
	TERRITORY	\$274,256	\$274,256
18	BUREAU OF TAXATION	\$268,750	\$268,750
	HUMAN SERVICES	\$38,040	\$38,040
20	SECRETARY OF STATE	\$25,300	\$25,300
22			
	PART H		
24	SECTION H-1	\$14,624	\$14,624
26			
	PART N		
28	SECTION N-1	\$130,000	\$130,000
30			
	PART P		
32	SECTION P-2	\$865,608	\$865,608
34		<hr/>	<hr/>
	GENERAL FUND UNDEDICATED		
36	REVENUE, TOTAL	\$1,616,578	\$1,616,578
38			
	LAPSED BALANCES		
40			
	PART A		
42	SECTION A-1		
	ECONOMIC AND COMMUNITY		
44	DEVELOPMENT	\$56,658	\$56,658
46		<hr/>	<hr/>
	LAPSED BALANCES,		
48	TOTAL	\$56,658	\$56,658
50			
	STATEMENT OF FACT		
52			

HOUSE AMENDMENT "C" to H.P. 1699, L.D. 2379

2 This amendment increases certain appropriations and  
allocations to the Department of Human Services, the cost of  
4 which is offset by increased health insurance surplus funds  
(\$206,250) and (\$700,000) in savings from state employee health  
6 insurance appropriations in fiscal year 1991-92. The (\$700,000)  
in General Fund savings must be achieved through the collective  
8 bargaining process prior to May 31, 1992. If the collective  
bargaining process is not successful, then the Commissioner of  
10 Administrative and Financial Services is authorized to increase  
the state employees' health insurance contribution rates for the  
12 remainder of fiscal year 1991-92 in order to achieve the savings.

14 This amendment also freezes state employee merit increases  
for the period July 1, 1992 to June 30, 1993 only.

Filed by Rep. Foss of Yarmouth  
Reproduced and distributed under the direction of the Clerk of the  
House  
3/4/92 (Filing No. H-1044)

**HOUSE AMENDMENT**