

MAINE STATE LEGISLATURE

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Act

L.D. 617

DATE: 6/1/99

(Filing No. H-713)

APPROPRIATIONS AND FINANCIAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617, Bill, "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, 2000 and June 30, 2001"

Amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

Preamble. The Constitution of Maine, Article V, Part First, Section 8 provides that certain statutes enacted relating to confirmation procedures for gubernatorial nominees require a 2/3 vote of the members of each House present and voting.

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

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

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately after July 1, 1999; 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 from General Fund. There are appropriated from the General Fund for the fiscal years ending June 30, 2000 and June 30, 2001 to the departments listed the following sums.

	1999-00	2000-01
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
Bureau of Accounts and Control		
Positions - Legislative Count	(-3.000)	(-3.000)
Personal Services	(\$154,467)	(\$163,995)
Provides for the deappropriation of funds through the transfer of 2 Programmer Analyst positions and one Senior Programmer Analyst position to the Information Services program. This deappropriation is to be offset by an appropriation to the Bureau of Accounts and Control System Project program in order to pay the Bureau of Information Services for the support of the central administrative system.		
Bureau of Accounts and Control System Project		
All Other	154,467	163,995
Provides for the appropriation of funds to be used for the payment of data processing charges related to		

the support of the central administrative system. This appropriation will be offset by a deappropriation of funds in the Bureau of Accounts and Control account through the transfer of 3 positions to the Information Services program.

Buildings and Grounds Operations

All Other 670,000 693,375

Provides for the appropriation of funds for the maintenance of the East Campus.

**Capital Construction - Repairs
Improve - Renovate State Facilities**

All Other 1,038,662 1,779,852

Provides for the appropriation of funds for the costs of temporary relocations and moves associated with the reconstruction of the State House and the Tyson, Marquardt and State Office Buildings as well as the increased rent expenses at Edison Drive.

**Debt Service - Government
Facilities Authority**

All Other 7,271,250

Provides for the appropriation of funds to pay debt service incurred by the Government Facilities Authority for the renovation of various state buildings and the construction and renovation of corrections facilities. Notwithstanding

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 the Maine Revised Statutes,
 4 Title 5, section 1585, the
 6 State Budget Officer shall
 8 calculate the amounts that
 10 apply against each agency
 12 based on the space occupied
 14 and the rental cost of that
 16 space and shall transfer the
 18 calculated amounts by
 20 financial order. These
 transfers are to be
 considered adjustments to
 appropriations and
 allocations. The State
 Budget Officer is authorized
 to adjust allotments by
 financial order in accounts
 in other funds to meet the
 additional rent expenditures.

Elderly Householders' Tax Refund

22	All Other	(224,075)	(230,573)
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24 Provides for the
 26 deappropriation of funds to
 28 reflect the transfer of
 30 administrative expenses from
 this program to the Bureau of
 Revenue Services program.

Elderly Householders' Tax Refund

34	All Other	(4,530,357)	(4,250,901)
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36 Provides for the
 38 deappropriation of funds
 40 through a transfer to the
 Maine Residents Property Tax
 Program in order to merge the
 2 programs.

**Public Improvements -
 Planning/Construction - Admin**

46	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	50,594	51,035
48	All Other	13,980	14,387
50	TOTAL	<u>64,574</u>	<u>65,422</u>

R.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the
4 appropriation of funds from
the transfer of one
6 Engineering Technician IV
position and related All
8 Other from the Public
Improvements Safety and
Environmental Services
10 program, which is to be
eliminated.

12
14 **Public Improvements -
Planning/Construction - Admin**

16 All Other 250,000

18 Provides for the
20 appropriation of funds to
capitalize the Augusta
22 Riverfront Improvement
Authority and for the Augusta
Arsenal Project. These funds
24 will be transferred to the
authority.

26
28 **Public Improvements - Division
of Safety and Environmental Services**

30	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(50,594)	(51,035)
32	All Other	(13,980)	(14,387)
34	TOTAL	<hr/> (64,574)	<hr/> (65,422)

36 Provides for the
38 deappropriation of funds
through the transfer of one
40 Engineering Technician IV
position and related All
42 Other to the Public
Improvements Planning and
Construction Administration
44 account to implement the
elimination of the Public
46 Improvements - Division of
Safety and Environmental
48 Services program.

50 **Division of Purchases**

COMMITTEE AMENDMENT

A. & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	All Other	275,000	27,500
4	Provides for the		
6	appropriation of funds to		
8	develop request-for-proposal		
10	requirements and to purchase		
	a client/server purchasing		
	system with Internet		
	interfaces.		
12	Maine Residents Property Tax Program		
14	All Other	(99,589)	(102,477)
16	Provides for the		
18	deappropriation of funds to		
20	reflect the transfer of		
22	administrative expenses from		
	this program to the Bureau		
	of Revenue Services program.		
	Maine Residents Property Tax Program		
24	All Other	4,530,357	4,250,901
26	Provides for the		
28	appropriation of funds		
30	through a transfer from the		
32	Elderly Householders Tax		
	Refund program to merge the 2		
	programs.		
34	Bureau of Revenue Services		
36	All Other	323,664	333,050
38	Provides for the		
40	appropriation of funds for		
42	administrative expenses		
44	through a transfer from the		
	Maine Residents Property Tax		
	and Elderly Householders Tax		
	Refund programs.		
46	Bureau of Revenue Services		
48	Positions - Legislative Count	(-9,000)	(-9,000)
	Personal Services	(428,886)	(439,620)
50	All Other	428,886	439,620

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. 2

2 TOTAL 0 0

4 Provides for the

6 deappropriation of funds in

8 Personal Services through the

10 transfer of 9 positions to

12 the Information Services

14 program and for the

16 reappropriation of funds in

18 All Other in order to pay the

costs associated with data

processing services provided

by the Bureau of Information

Services. The positions are

on file in the Bureau of the

Budget.

18 **Bureau of Revenue Services**

20	Positions - Legislative Count	(35,000)	(35,000)
	Personal Services	440,153	921,190
22	All Other	(440,153)	(1,053,269)
24	TOTAL	0	(132,079)

26 Provides for the

28 appropriation of funds for 2

30 Data Entry Specialist

positions, 3 Clerk IV

positions, 8 Clerk III

positions, 12 Clerk II

positions, one Clerk Typist

III position and 9 Clerk

Typist II positions and

related All Other to

discontinue the outsourcing

of various administrative

functions. The bureau will

phase in the transition to

state-funded positions by

January 2000.

42 **Bureau of Revenue Services**

44	Positions - Legislative Count	(5,000)
46	Personal Services	171,196
48	All Other	147,650
	TOTAL	318,846

R.S.

2 Provides for the
 4 appropriation of funds for 4
 Tax Examiner positions, one
 6 Management Analyst I position
 and related All Other costs.
 8 The compliance unit positions
 will focus on nonfilers of
 individual income tax and IRS
 10 LP/EX audit program
 functions, resulting in an
 12 increase in General Fund
 revenue of \$3,000,000 in
 14 fiscal year 2000-01.

16 **Salary Plan**

18 Personal Services 6,401,734 12,252,268

20 Provides for the
 22 appropriation of funds for
 the Salary Plan.

24 **Buildings and Grounds Operations**

26 All Other (29,619) (31,616)

28 Provides for the
 30 deappropriation of funds to
 reflect the elimination of
 32 contractual services provided
 for Blaine House operations.

34 **Bureau of General Services -
 36 Capital Construction and
 Improvement Reserve Fund**

38 All Other 500,000

40 Provides funds for the
 42 programming study,
 feasibility planning and
 44 design work in fiscal year
 2000 for the new Forensic
 Unit. The Commissioner of
 46 Administrative and Financial
 Services and the Commissioner
 48 of Mental Health, Mental
 Retardation and Substance
 50 Abuse Services, working
 jointly, shall report to the

2 of 8.

2 Joint Standing Committee on
3 Appropriations and Financial
4 Affairs by January 14, 2000
5 concerning the results of
6 this study.

7 **Homestead Property Tax Exemption**
8 **Reimbursement**

10 All Other (1,100,000)

12 Provides for the
13 deappropriation of funds to
14 be replaced through the use
15 of balance forward from
16 fiscal year 1998-99.

18 **Homestead Property Tax Exemption -**
19 **Mandate Reimbursement**

20 All Other (60,000)

22 Provides for the
23 deappropriation of funds to
24 be replaced through the use
25 of balance forward from
26 fiscal year 1998-99.

28 **Maine Residents Property Tax**
29 **Program**

30 All Other (1,800,000)

32 Provides for the
33 deappropriation of funds to
34 be replaced through the use
35 of balance forward from
36 fiscal year 1998-99.

38 **Maine Residents Property Tax**
39 **Program**

40 All Other (2,250,000) (2,250,000)

42 Provides for the
43 deappropriation of funds no
44 longer required based on an
45 assessment of program needs.

46 **Personal Property Tax Reform**

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

A.S.

2	All Other	3,125,637	
4	Provides for the		
6	appropriation of funds to		
8	meet the ongoing costs of		
	claims in the program.		
	Tree Growth Tax Reimbursement		
10	All Other	(700,000)	
12	Provides for the		
14	deappropriation of funds to		
16	be replaced through the use		
18	of balance forward from		
	fiscal year 1998-99.		
20	DEPARTMENT OF ADMINISTRATIVE		
	AND FINANCIAL SERVICES		
22	TOTAL	<u>6,321,414</u>	<u>19,929,396</u>
24	AGRICULTURE, FOOD AND RURAL		
	RESOURCES, DEPARTMENT OF		
26	Division of Plant Industry		
28	All Other	2,236	2,223
30	Provides for the		
32	appropriation of funds for		
34	participation in the		
36	centralized Licensing Service		
38	Center to provide seamless		
	and automated licensing		
	services that are Internet		
	accessible.		
40	Office of Planning, Policy,		
	Legislation and Information Svcs		
42	All Other	1,350	1,350
44	Provides for the		
46	appropriation of funds for		
48	participation in the		
	centralized Licensing Service		
	Center to provide seamless		
	and automated licensing		

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services that are Internet accessible.

Division of Market and Production Development

All Other	250,000	250,000
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Provides for the appropriation of funds for increased effort in marketing for Maine agribusiness. The Commissioner of Agriculture, Food and Rural Resources shall submit reports on the effectiveness of these expenditures in improving agricultural marketing efforts to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and agriculture, conservation and forestry matters. The first report is due not later than January 14, 2000. The 2nd report is due not later than January 12, 2001.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES

TOTAL	253,586	253,573
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ARTS COMMISSION, MAINE

Arts - Administration Program

All Other	347,870	356,615
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Provides for the appropriation of funds through a transfer from the Arts - Sponsored program for the purpose of combining the 2 programs.

Arts - Sponsored Program

R. & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	All Other	(347,870)	(356,615)
4	Provides for the		
6	deappropriation of funds		
8	through a transfer to the		
	Arts - Administration program		
	for the purpose of combining		
	the 2 programs.		
10	MAINE ARTS COMMISSION		
12	TOTAL	<u>0</u>	<u>0</u>
14	ATTORNEY GENERAL, DEPARTMENT		
16	OF THE		
	Administration - Attorney General		
18	Positions - Legislative Count	(1,000)	(1,000)
20	Personal Services	50,660	52,343
22	All Other	4,665	4,702
	TOTAL	<u>55,325</u>	<u>57,045</u>
24	Provides for the		
26	appropriation of funds for		
28	one Assistant Attorney		
30	General position and related		
32	All Other costs required to		
34	represent the Department of		
36	Corrections. Funds will be		
	deappropriated from the		
	Department of Corrections		
	Northern Maine Juvenile		
	Facility with the elimination		
	of one Nurse II position to		
	support this request.		
38	Administration - Attorney General		
40	All Other	114,000	
42	Provides for the		
44	appropriation of funds for		
46	one-time technology costs		
48	associated with the purchase		
	of approximately 45 personal		
	computers to replace outdated		
	equipment.		
50	Human Services Division		

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.O.S.

2	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	75,990	104,686
4	All Other	9,585	6,980
6	TOTAL	<u>85,575</u>	<u>111,666</u>
8	Provides for the		
10	appropriation of funds to		
12	establish 2 Assistant		
14	Attorney General positions		
	and related costs to handle		
	child protective cases.		
16	DEPARTMENT OF THE ATTORNEY GENERAL		
	TOTAL	<u>254,900</u>	<u>168,711</u>
18	CONSERVATION, DEPARTMENT OF		
20	Geological Survey		
22	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(62,829)	(62,829)
24	All Other	62,829	62,829
26	TOTAL	<u>0</u>	<u>0</u>
28	Provides for the		
30	appropriation of funds		
32	through a line-category		
34	transfer to support a		
36	cooperative agreement with		
38	the University of Maine		
40	System to share the cost of		
42	one Marine Geologist		
	position, address grant		
	matching requirements and		
	support field work. One		
	Marine Geologist position in		
	this program is transferred		
	to the University of Maine		
	System.		
44	DEPARTMENT OF CONSERVATION		
46	TOTAL	<u>0</u>	<u>0</u>
48	CORRECTIONS, DEPARTMENT OF		
50	Administration - Corrections		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. & S.

2	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	78,644	109,880
	All Other	359,240	17,764
4			
	TOTAL	<u>437,884</u>	<u>127,644</u>

6
8 Provides for the appropriation of funds for one Agency Technology Officer position and one Information Systems Support Specialist II position, including the All Other costs to support these positions and to provide funds to develop an information system. The Agency Technology Officer position and the Information Systems Support Specialist II position start October 1, 1999.

22 **Administration - Corrections**

24	Positions - Legislative Count	(4.000)	(4.000)
26	Personal Services	131,712	184,103
	All Other	109,076	440,621
28			
	TOTAL	<u>240,788</u>	<u>624,724</u>

30
32 Provides for the appropriation of funds for one Systems Analyst position, one Data Control Specialist position, One User Support Trainer position, one User Support Technician position and related All Other expenses. Included in the All Other are funds to continue the contract for a departmentwide technology master plan.

44 **Correctional Center**

46	Positions - Legislative Count	(1.000)	(21.000)
48	Personal Services	29,489	659,681
	All Other	6,169	250,680
50			

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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2	TOTAL	35,658	910,361
4	Provides for the		
6	appropriation of funds for 14		
8	Correctional Officer I		
10	positions, one Unit Manager		
12	position, one Staff		
14	Development IV position, one		
16	Correctional Maintenance		
18	Mechanic position, one		
20	Account Clerk I position, one		
22	Case Manager position, one		
24	Assistant Classification		
26	Officer position and one		
28	Industrial Shop Supervisor		
	position. This request is		
	for the staffing and		
	operations of a new 100-bed		
	female dormitory at the Maine		
	Correctional Center. The		
	Staff Development position		
	will start October 1, 1999		
	while other positions will		
	start during fiscal year		
	2000-01. The schedule of		
	starting dates has been		
	provided to the Bureau of the		
	Budget.		
30	Correctional Center		
32	Positions - Legislative Count	(0.500)	(0.500)
34	Personal Services	21,559	29,738
36	Provides for the		
38	appropriation of funds to		
40	establish one part-time		
	Teacher position at the Maine		
	Correctional Center due to		
	reduced federal funding.		
42	Correctional Center		
44	Positions - Legislative Count		(1.000)
46	Personal Services		54,999
48	All Other		10,000
50	TOTAL		<hr/> 64,999
	Provides for the		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. & S.

2 appropriation of funds for
 3 one Vocational Trades
 4 Instructor position in fiscal
 5 year 2000-01 and to permit
 6 the continuation of the
 7 Computers for Schools program
 8 that was established with
 9 grant funds.

10 **Juvenile Community Corrections**

12	Positions - Legislative Count	(56.500)	(56.500)
	Personal Services	2,718,282	2,807,139
14	All Other	572,441	590,163
16	TOTAL	<u>3,290,723</u>	<u>3,397,302</u>

18 Provides for the
 19 appropriation of funds to
 20 permit the transfer of the
 21 Juvenile Community
 22 Corrections activities from
 23 the Probation and Parole
 24 program account. The adult
 25 and juvenile community
 26 corrections program
 27 activities have different
 28 operational requirements
 29 that makes it necessary for
 30 management to monitor them
 31 independently. The title
 32 Probation Officer will be
 33 replaced with that of
 34 Juvenile Community
 35 Corrections Officer for those
 36 officers working with
 37 juveniles.

38 **Juvenile Community Corrections**

40	Positions - Legislative Count		(17.000)
42	Personal Services		633,824
44	All Other	630,133	1,414,514
46	TOTAL	<u>630,133</u>	<u>2,048,338</u>

48 Provides for the
 49 appropriation of funds to
 50 establish 17 positions to
 implement the Department of

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2 Corrections' plan for
 3 Juvenile Community
 4 Corrections: One Resource
 5 Coordinator position, one
 6 Victim Services Liaison
 7 position, 13 Juvenile
 8 Caseworker positions and 2
 9 Clerk Typist II positions.
 10 Seven of the 13 Juvenile
 11 Caseworker positions take
 12 effect on January 1, 2001.

13 **Northern Maine Juvenile**
 14 **Detention Facility**

16	Positions - Legislative Count	(11.000)	(133.000)
	Personal Services	494,290	1,380,299
18	All Other	19,186	159,529
20	TOTAL	<u>513,476</u>	<u>1,539,828</u>

22 Provides for the
 23 appropriation of funds to
 24 establish the Northern Maine
 25 Juvenile Facility.
 26 Establishes 3 positions in
 27 fiscal year 1999-00.
 28 Provides funding to
 29 reclassify 11 positions
 30 effective October 1, 1999.
 31 Eight of the 11 positions
 32 being reclassified are
 33 currently at Charleston
 34 Correctional Facility, and
 35 these positions will be
 36 transferred to the Northern
 37 Maine Juvenile Facility
 38 effective October 1, 1999.
 39 Establishes 111 additional
 40 positions in fiscal year
 41 2000-01. Transfers 11
 42 additional positions from the
 43 Charleston Correctional
 44 Facility to the Northern
 45 Maine Juvenile Facility in
 46 fiscal year 2000-01.
 47 Positions are on file with
 48 the Bureau of the Budget.

50 **Northern Maine Juvenile**

R. of S.

Detention Facility

2			
	Positions - Legislative Count	(-1.000)	(-1.000)
4	Personal Services	(38,925)	(40,093)
	All Other	(16,400)	(16,952)
6			
	TOTAL	<u>(55,325)</u>	<u>(57,045)</u>

8
 10 Provides for the
 12 deappropriation of funds from
 14 the elimination of one Nurse
 16 II position and all other
 18 expenses in order to provide
 20 the necessary headcount and
 22 funding to establish one
 24 Assistant Attorney General
 26 position in the Department of
 28 the Attorney General. This
 30 position will provide legal
 32 counsel to the Department of
 34 Corrections.

Probation and Parole

24			
	All Other	219,693	243,365

26
 28 Provides for the
 30 appropriation of funds for
 32 the rental of space, cell
 34 phones and vehicle lease
 36 rentals for the adult
 38 probation program.

Probation and Parole

36	Positions - Legislative Count	(-56.500)	(-56.500)
	Personal Services	(2,718,282)	(2,807,139)
38	All Other	(572,441)	(590,163)
40			
	TOTAL	<u>(3,290,723)</u>	<u>(3,397,302)</u>

42
 44 Provides for the
 46 deappropriation of funds to
 48 permit the transfer of the
 50 Juvenile Community
 Corrections activities from
 the Probation and Parole
 program into a separate
 program account for Juvenile
 Community Corrections. The

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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differences between the adult probation and parole activities and the juvenile community corrections activities make it necessary to budget and manage these activities under separate program accounts. Position details are on file with the Bureau of the Budget.

Youth Center - Maine

14 Positions - Legislative Count (7.000) (-19.500)
 Personal Services 252,470 588,896

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Provides for the appropriation of funds for the establishment of the Southern Maine Juvenile Facility. Establishes 20.5 new positions as follows: effective October 1, 1999 - one Internal Investigator position, one Information System Support Specialist II position, one Juvenile Program Manager position, one Guidance Counselor position, one Special Education Director position, one Clerk Typist III position, one Training School Counselor Supervisor position, one Staff Development Specialist III position, one Psychologist II position; effective July 1, 2000 - 0.5 Chief Volunteer Services position, one Juvenile Program Manager position, one Clerk Typist III position, one Accountant III position, one Master Social Worker position; effective January 1, 2001 - one Building Control Specialist position, one Storekeeper I position, one Correctional Cook position, one Librarian II

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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2 position; and effective May
 1, 2001 - 3 Vocational Trades
 3 Instructor positions.
 4 Abolishes 40 positions as
 follows: effective October 1,
 6 1999 - one Assistant to the
 Superintendent position,
 8 Maine Youth Center; effective
 July 1, 2000 - one Account
 10 Clerk I position, one
 Accountant II position;
 12 effective January 1, 2001 -
 one Correctional Maintenance
 14 Mechanic position, one Baker
 II position; effective June
 16 15, 2001 - 8 Teacher
 positions, 5 Teacher Aide
 18 positions, one Food Service
 Worker position, one
 20 Institutional Clothing
 Supervisor position, one
 22 Correctional Caseworker
 position, 16 Training School
 24 Counselor I positions, one
 Clerk Typist II position, one
 26 Laborer II position and one
 Plumber II position.

Youth Center - Maine

30	Positions - FTE Count	(1.321)	(1.321)
32	Personal Services	17,150	17,150
34	All Other	(17,150)	(17,150)
36	TOTAL	0	0

38 Provides for the
 appropriation of funds to
 40 establish 12 intermittent
 Substitute Teacher positions
 (2,748 hours total). These
 42 services are currently
 provided through contractual
 44 services.

Youth Center - Maine

48 All Other (72,389)

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

11 of 18

2 Provides for the
 4 deappropriations of funds
 6 from contracted health
 8 services. These services
 will be paid for by one-time
 money in the Maine Youth
 Center - Other Special
 Revenue fund account.

10 **Charleston Correctional Facility**

12	Positions - Legislative Count	(-8.000)	(-19.000)
	Personal Services	(384,648)	(461,083)

14 Provides for the
 16 deappropriation of funds to
 18 transfer 8 positions
 effective October 1, 1999 and
 20 an additional 11 positions
 after March 2001 to the
 22 Northern Maine Juvenile
 Facility as part of the
 24 department's reorganization
 plan. Positions are on file
 with the Bureau of the Budget.

26 **Probation and Parole**

28	Positions - Legislative Count	(4.000)	(10.000)
30	Personal Services	105,542	454,772
	All Other	147,928	138,528
32	TOTAL	<u>253,470</u>	<u>593,300</u>

34 Provides for the
 36 appropriation of funds to
 38 establish 8 Probation Officer
 positions and 2 Clerk Typist
 40 II positions to begin
 implementing the adult
 42 community corrections master
 plan. Six of the 8 Probation
 44 Officer positions will take
 effect July 1, 2000.

46 **Youth Center - Maine**

48	Positions - Legislative Count	(1.000)	
	Personal Services	41,795	
50	All Other	93,221	92,143

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

H. 454

2	TOTAL	135,016	92,143
4	Provides for the		
6	appropriation of funds to		
8	establish one Psychologist II		
10	position and provides funds		
12	in All Other to contract for		
	psychiatric care, crisis		
	intervention training and		
	support, to enhance mental		
	health services for juvenile		
	offenders.		
14	DEPARTMENT OF CORRECTIONS		
16	TOTAL	<u>2,227,785</u>	<u>6,345,208</u>
18	DEFENSE, VETERANS AND EMERGENCY		
20	MANAGEMENT, DEPARTMENT OF		
22	Administration - Defense,		
24	Veterans and Emergency Management		
26	All Other	25,000	25,000
28	Provides for the		
30	appropriation of funds		
32	through a transfer of All		
34	Other grant funds for the		
36	Civil Air Patrol from the		
38	Department of Transportation,		
	Administration - Aeronautics		
	program, and increases the		
	support for the Civil Air		
	Patrol.		
40	Administration - Maine Emergency		
42	Management Agency		
44	Positions - Legislative Count	(-2,000)	(-2,000)
46	Personal Services	(35,311)	(37,362)
48	Provides for the		
50	deappropriation of funds		
	through the elimination of		
	the General Fund share of one		
	Staff Development Specialist		
	IV position and one Planning		
	and Research Assistant		
	position. Funding for these		
	positions is no longer		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.S.

2	required due to a reduction in federal funding.		
4	Veterans Services		
6	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	25,765	34,861
8			
10	Provides for the		
12	appropriation of funds to		
14	establish one Clerk Typist		
16	III position, which is		
	necessary to provide clerical		
	support to the bureau field		
	offices.		
18	DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT		
20	TOTAL	<u>15,454</u>	<u>22,499</u>
22	ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
24	Administration - Economic and Community Development		
26			
28	All Other	620,000	620,000
30	Provides for the		
32	appropriation of funds from a		
34	transfer of funding for the		
36	Manufacturing Extension		
	Partnership from the Maine		
	Science and Technology		
	Foundation.		
38	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
40	TOTAL	<u>620,000</u>	<u>620,000</u>
42	EDUCATION, DEPARTMENT OF		
44	Education In Unorganized Territory		
46			
48	Positions - FTE Count	(4.240)	(4.240)
	Personal Services	128,890	135,712
50	Provides for the		
	appropriation of funds for 6		

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seasonal part-time Teacher Aide positions (8,820 hours) to comply with student Individual Education Programs as required by Federal law. This request will be offset through the elimination of 2 Teacher positions and a deappropriation in the All Other line category to reflect the discontinuation of contracting for these services.

Education In Unorganized Territory

Positions - Legislative Count	(-2.000)	(-2.000)
Personal Services	(74,977)	(78,844)
All Other	(53,913)	(56,868)
TOTAL	(128,890)	(135,712)

Provides for the deappropriation of funds through the elimination of 2 Teacher positions and a reduction in the All Other line category for contractual services.

Education In Unorganized Territory

Positions - FTE Count	(2.363)	(2.363)
Personal Services	50,560	50,704

Provides for the appropriation of funds for 50 intermittent Substitute Teacher positions (2,314 hours), 10 intermittent Teacher Aide positions (300 hours), 30 intermittent Janitor/Bus Driver positions (1,800 hours) and 20 intermittent Cook positions (500 hours) to provide for essential substitute coverage on pupil days. This request will be offset through the elimination of 7 intermittent positions.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2 All Other 23,420,315
 4 Provides for a one-time
 6 appropriation of funds for
 8 school renovations for the
 10 purpose of capitalizing a
 12 revolving school renovations
 14 fund. These funds are to be
 16 paid to the Maine Municipal
 18 Bond Bank in accordance with
 the following schedule:
 \$10,000,000 on September 1,
 1999 and \$13,420,315 on
 January 1, 2000. Any balance
 remaining at the end of each
 fiscal year may not lapse but
 must be carried forward to be
 used for the same purpose.

20 **Governor Baxter School for**
 22 **the Deaf**

22	Positions - Legislative Count	(1.500)	(1.500)
24	Positions - FTE count	(4.947)	(4.947)
26	Personal Services	332,716	330,488
28	All Other	(332,716)	(330,488)
30	TOTAL	<u>0</u>	<u>0</u>

30 Provides for the
 32 appropriation of funds
 through a transfer from the
 All Other line category to
 34 establish 3 part-time Teacher
 positions, one seasonal
 36 Occupational Therapist
 position (1,720 hours), one
 38 seasonal Nurse II position
 (1,720 hours), 2 seasonal
 40 part-time Information System
 Support Specialist II
 42 positions (1,720 hours), one
 seasonal part-time Teacher
 44 position (419 hours), 2
 seasonal part-time Education
 46 Specialist II positions
 (1,720 hours), 3 seasonal
 48 part-time Teaching Assistant
 for the Deaf positions (1,290
 50 hours), 10 intermittent
 Substitute Teacher positions

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2 (840 hours), and 4
intermittent Residential
4 Advisor positions (860 hours)
to reflect the elimination of
6 contracts with individuals
currently providing these
8 services, and to provide for
essential substitute coverage
on pupil days.

10 **Preschool Handicapped**

12 All Other 1,874,393 3,065,757

14 Provides funds to meet
16 projected needs in the
program. If additional
18 federal funds are received by
this program in fiscal year
20 1999-00 or fiscal year
2000-01, to the extent
22 possible, the additional
federal funds must be used to
24 supplant, rather than
supplement, General Fund
26 appropriations. The
Commissioner of Education
28 shall submit annual reports
detailing program revenue and
30 expenditures by funding
source, and any General Fund
32 balances remaining as a
result of increased federal
34 funding, to the joint
standing committee of the
36 Legislature having
jurisdiction over
38 appropriations and financial
affairs and the joint
40 standing committee of the
Legislature having
42 jurisdiction over education
and cultural affairs no later
44 than January 14, 2000 and
January 12, 2001.

46 **DEPARTMENT OF EDUCATION**
48 **TOTAL** 25,620,380 3,208,974

50 **ENVIRONMENTAL PROTECTION,**
52 **DEPARTMENT OF**

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2	Administration - Environmental Protection		
4			
6	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	135,499	145,499
8	Provides for the		
10	appropriation of funds for		
12	the transfer of one		
14	Commissioner, Department of		
16	Environmental Protection		
18	position and one Senior		
20	Administrative Secretary		
	position from the		
	Administration -		
	Environmental Protection		
	program, Other Special		
	Revenue.		
22	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
24	TOTAL	<u>135,499</u>	<u>145,499</u>
26	GOVERNMENTAL ETHICS AND ELECTION PRACTICES, COMMISSION ON		
28	Commission on Governmental Ethics and Election Practices		
30			
32	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(39,910)	(40,371)
34	Provides for the		
36	deappropriation of funds		
38	through the transfer of one		
40	Lobbyist Registrar position		
	to the Other Special Revenue		
	account.		
42	Commission on Governmental Ethics and Election Practices		
44	Positions - Legislative Count	(1,000)	(1,000)
46	Personal Services	32,217	33,827
48	Provides for the		
50	appropriation of funds for		
52	the transfer of one Clerk		
	Typist III position from the		
	Other Special Revenue account.		

11. 2. 8.

2	COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES		
	TOTAL	<u>(7,693)</u>	<u>(6,544)</u>
4			
6	EXECUTIVE DEPARTMENT		
8	Blaine House		
10	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	29,619	31,616
12	Provides for the		
14	appropriation of funds for		
16	one part-time Governor's		
18	Special Assistant position to		
20	assist in Blaine House		
22	operations. This request is		
24	offset through a reduction in		
	contractual services in		
	Building and Grounds		
	Operations in the Department		
	of Administrative and		
	Financial Services.		
26	EXECUTIVE DEPARTMENT		
	TOTAL	<u>29,619</u>	<u>31,616</u>
28	HISTORIC PRESERVATION		
30	COMMISSION, MAINE		
32	State Restoration Grants Program		
34	All Other	(2,400)	(2,400)
36	Provides for the		
38	deappropriation of funds		
40	through a transfer to the		
42	Historic Preservation		
	Commission program for the		
	purpose of combining the 2		
	programs.		
44	Historic Preservation Commission		
46	All Other	2,400	2,400
48	Provides for the		
50	appropriation of funds		
52	through a transfer from the		
	State Restoration Grants		
	program for the purpose of		
	combining the 2 programs.		

2	MAINE HISTORIC PRESERVATION		
	COMMISSION		
4	TOTAL	0	0
6	HUMAN SERVICES, DEPARTMENT OF		
8	Office of Management and Budget		
10	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	36,184	37,708
12			
14	Provides for the		
	appropriation of funds for		
16	the transfer of a Fraud		
	Investigator position from		
18	the Bureau of Family		
	Independence.		
20	Office of Management and Budget		
22	All Other	29,820	29,820
24	Provides for the		
	appropriation of funds to		
26	cover the cost of the food		
	stamp adjustment due to the		
28	shift of common costs from		
	TANF to food stamps based on		
30	changes in charges to		
	programs from primary to		
32	benefiting.		
34	Bureau of Family Independence - Central		
36	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(36,184)	(37,708)
38			
40	Provides for the		
	deappropriation of funds to		
42	transfer a Fraud Investigator		
	position to the Office of		
44	Management and Budget.		
	Bureau of Family Independence - Central		
46	Personal Services	17,187	17,910
48			
50	Provides for the		
	appropriation of funds to		
52	increase the hours of a Fraud		
	Investigator position from 21		

R.S.

2	to 40 hours to accomplish more timely investigations.		
4	Bureau of Family Independence - Central		
6	All Other	613,716	613,716
8	Provides for the		
10	appropriation of funds for		
12	legal immigrants for food stamps.		
14	Bureau of Family Independence - Central		
16	All Other	148,390	148,390
18	Provides for the		
20	appropriation of funds to		
22	cover the cost of the food		
24	stamp adjustment due to the		
26	shift of common costs from TANF to food stamps based on changes in charges to programs from primary to benefiting.		
28	Congregate Housing		
30	All Other		900,000
32	Provides funds for up to 3		
34	new assisted living		
36	facilities in Maine to serve		
38	residents of low to moderate		
40	income. The Department of		
42	Human Services shall put		
44	these projects out to bid		
46	through a competitive request		
48	for proposal process.		
50	Bureau of Elder and Adult Services		
	All Other	(275,000)	(275,000)
	Provides for the		
	deappropriation of funds to		
	transfer home-based care		
	funds to the Long-term Care - Human Services program.		

A of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

Bureau of Elder and Adult Services

2	All Other	776,901	776,901
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4	Provides for the		
6	appropriation of funds		
8	through the transfer of		
10	homemaker and elderly PSSP		
	funds from the Bureau of		
	Child and Family Services.		

Bureau of Elder and Adult Services

14	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	35,313	47,084

16	Provides for the		
18	appropriation of funds to		
20	establish one Comprehensive		
22	Health Planner I position to		
24	coordinate the adult		
26	protective services		
	centralized intake unit. One		
	Human Services Caseworker		
	position will be eliminated		
	to fund this position.		

Bureau of Elder and Adult Services

30	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(35,313)	(47,084)

32	Provides for the		
34	deappropriation of funds from		
36	the elimination of one Human		
38	Services Caseworker position		
40	to fund one Comprehensive		
	Health Planner position in		
	this program.		

Bureau of Family Independence - Regional

42	All Other	263,880	263,880
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44	Provides for the		
46	appropriation of funds to		
48	cover the cost of the food		
50	stamp adjustment due to the		
	shift of common costs from		
	TANF to food stamps based on		

COMMITTEE AMENDMENT

A et S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 changes in charges to
3 programs from primary to
4 benefiting.

6 **Bureau of Health**

8 All Other 218,215

10 Provides for the
11 appropriation of funds to pay
12 back the milk handling tax to
13 the United States Department
14 of Agriculture.

16 **Long-term Care - Human Services**

18 All Other 275,000 275,000

20 Provides for the
21 appropriation of funds
22 through a transfer of
23 home-based care funds in the
24 Bureau of Elder and Adult
Services program.

26 **Long-term Care - Human Services**

28 All Other 3,700,000 3,700,000

30 Provides for the
31 appropriation of funds for
32 home care services for
33 elderly and disabled adults
34 who are estimated to be on
35 waiting lists as of July 1,
36 1999.

38 **Nursing Facilities**

40 All Other 1,250,000

42 Provides funds for the state
43 share of a one-time
44 supplemental payment to
45 nursing facilities for the
46 purpose of addressing the
47 problem of recruitment and
48 retention of
49 nonadministrative staff.
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R. & S.

Nursing Facilities

2 All Other 2,600,000

4

6 Provides funds for the state
share of the cost of amending
the Nursing Facility
8 Principles of Reimbursement
to address the increased
10 operating costs of nursing
facilities.

Medical Care - Payments to Providers

14 All Other 1,600,000 1,600,000

16

18 Provides for the
appropriation of funds on a
one-time basis to assist
20 hospitals most severely
affected by recent Medicaid
22 payment reductions and by
adverse economic conditions
24 in their respective
communities. Subject to
26 review of the Joint Standing
Committee on Appropriations
28 and Financial Affairs, the
Department of Human Services
30 shall identify eligible
providers and the
32 apportionment of these
funds. The Department of
34 Human Services shall examine
strategies that would support
36 the long-term viability of
the affected hospitals. The
38 department shall hold public
hearings in the course of the
40 study as a means of gathering
public input. The department
42 shall report back its
findings and any
44 recommendations to the Joint
Standing Committee on
46 Appropriations and Financial
Affairs and the Joint
48 Standing Committee on Health
and Human Services by January
50 14, 2000.

R. & S. 2

**Office of Management and Budget
Operations - Regional**

4	All Other	156,910	156,910
6	Provides for the		
8	appropriation of funds to		
10	cover the costs of the food		
12	stamp adjustment due to the		
14	shift of common costs from		
	TANF to food stamps based on		
	changes in charges to		
	programs from primary to		
	benefiting.		

16 **Purchased Social Services**

18	All Other	(776,901)	(776,901)
20	Provides for the		
22	deappropriation of funds to		
24	transfer homemaker and		
26	elderly PSSP funds to the		
	Bureau of Elder and Adult		
	Services.		

26 **Purchased Social Services**

28	All Other	3,310,000	3,310,000
30	Provides for the		
32	appropriation of funds for		
34	the state share of the 2nd		
36	and 3rd year of a new		
38	initiative to reduce		
40	uninvestigated referrals.		
42	This request will result in		
44	\$900,000 of General Fund		
	revenue from Title IV-E		
	reimbursements in fiscal year		
	1999-00 and fiscal year		
	2000-01. (See Part L, section		
	3.)		

46 **Service Center - Auditing,
Contracting and Licensing**

48	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(98,708)	(100,793)
50	All Other	(3,000)	(3,000)

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2	TOTAL	(101,708)	(103,793)
4	Provides for the		
6	deappropriation of funds		
8	through the transfer of one		
10	Alcoholism Regional Planning		
12	Coordinator position and one		
14	Contract/Grant Specialist		
	position to the Office of		
	Substance Abuse in the		
	Department of Mental Health,		
	Mental Retardation and		
	Substance Abuse Services.		
16	Bureau of Child and Family		
18	Services - Regional		
	Positions - Legislative Count	(17,000)	(17,000)
20	Personal Services	302,676	419,710
22	All Other	(302,676)	(419,710)
24	TOTAL	0	0
26	Provides for the		
28	appropriation of funds to		
30	establish 17 Human Services		
32	Aide II positions resulting		
34	from the transfer of All		
	Other funds for contracted		
	case management services		
	deemed to have an		
	employer/employee		
	relationship.		
36	Bureau of Medical Services		
38	Positions - Legislative Count	(3,000)	(3,000)
40	Personal Services	74,984	102,478
42	All Other	56,000	55,000
	Capital Expenditures	4,500	
44	TOTAL	135,484	157,478
46	Provides for the		
48	appropriation of funds to		
50	establish one Social Services		
	Program Specialist I		
	position, one Clerk Typist II		
	position and one Management		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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2 Analyst II position and
contract for medical and
4 quality improvement contract
consultant services to
6 further develop Medicaid
managed care.

8 **Bureau of Medical Services**

10 All Other (26,250) (70,000)

12 Provides for the
14 deappropriation of funds
through a transfer to the
16 Department of Mental Health,
Mental Retardation and
18 Substance Abuse Services for
the purpose of providing
20 mental health screening and
assessment to children
22 entering Department of Human
Services custody in
24 accordance with the
Memorandum of Agreement
26 between the Department of
Mental Health, Mental
28 Retardation and Substance
Abuse Services and the
Department of Human Services.

30 **Medical Care - Payments to Providers**

32 All Other (160,479) (157,478)

34 Provides for the
36 deappropriation of funds
38 through a transfer to the
Bureau of Medical Services to
40 establish one Social Services
Program Specialist I
42 position, one Clerk Typist II
position and one Management
44 Analyst II position and
contract for medical and
46 quality improvement contract
consultant services to
48 further develop Medicaid
managed care.

50 **DEPARTMENT OF HUMAN SERVICES**

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

A. of S.

2	TOTAL	11,155,165	13,166,833
4	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
6	Fisheries and Hatcheries Operations		
8	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	13,548	14,225
10	All Other	(13,548)	(14,225)
12	TOTAL	<u>0</u>	<u>0</u>
14	Provides for the		
16	appropriation of funds for		
18	one Clerk Typist III position		
20	to provide clerical support		
	currently supported by		
	contract.		
22	Licensing Services - Inland Fisheries and Wildlife		
24	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	50,240	52,614
26	All Other	(50,240)	(52,614)
28	TOTAL	<u>0</u>	<u>0</u>
30	Provides for the		
32	appropriation of funds for 2		
34	Clerk-Typist II positions to		
36	process and edit hunting and		
	fishing licenses, which are		
	currently supported by		
	contract.		
38	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
40	TOTAL	<u>0</u>	<u>0</u>
42	JUDICIAL DEPARTMENT		
44	Courts - Supreme, Superior, District and Administrative		
46	Personal Services	36,346	54,002
48	Provides for the		
50	appropriation of funds for		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

A of 8.

the State's share of 4 Judge positions for the District Courts. These positions are established in the Federal Expenditures Fund account.

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Courts - Supreme, Superior, District and Administrative

10	Positions - Legislative Count	(20,000)	(20,000)
	Personal Services	301,582	458,640
12	All Other	6,624	8,832
14	TOTAL	<u>308,206</u>	<u>467,472</u>

16 Provides for the
18 appropriation of funds to
20 establish 20 Assistant Clerk
22 positions to support the 50
24 court houses throughout the
26 State. Twelve positions will
28 be funded 100% by the General
Fund and 8 positions will be
funded 1/3 by the General
Fund and 2/3 by the Federal
Expenditures Fund. The 8
positions will be devoted to
the Family Division Program.

30	JUDICIAL DEPARTMENT		
32	TOTAL	<u>344,552</u>	<u>521,474</u>

LABOR, DEPARTMENT OF

Labor Relations Board

36	Personal Services	1,000	
38	All Other	950	
40	TOTAL	<u>1,950</u>	

42 Provides for the
44 appropriation of funds to
conduct rulemaking hearings.

Labor Relations Board

48	All Other	5,255	675
50	Capital Expenditures	3,995	
		<u>9,250</u>	<u>675</u>

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2	TOTAL	9,250	675
4	Provides for the		
6	appropriation of funds for a		
	computerized stenographic		
	machine and software.		
8	Employment Services Activity		
10	Personal Services	86,930	88,156
12	Provides for the		
14	appropriation of funds		
16	associated with allocated		
18	cost for apprenticeship		
20	activities. Twenty percent		
22	of an Administrative		
24	Secretary position and an		
26	Employment and Training		
28	Specialist IV position, 33		
	1/3% of a Division Director		
	position and a full-time		
	equivalent Employment and		
	Training Specialist II		
	position are transferred from		
	the Federal Expenditures Fund		
	of this same program.		
30	Rehabilitation Services		
32	All Other	120,000	120,000
34	Provides for the		
36	appropriation of funds to		
	establish community centers		
	for the deaf.		
38	Rehabilitation Services		
40	All Other	40,000	40,000
42	Provides for the		
44	appropriation of funds to		
46	expand legal interpreting		
	services to the deaf		
	community.		
48	DEPARTMENT OF LABOR		
50	TOTAL	<u>258,130</u>	<u>248,831</u>

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2	LIBRARY, MAINE STATE		
4	Library Development Services		
6	Positions - Legislative Count	(17,000)	(17,000)
	Personal Services	647,535	663,240
8	All Other	215,540	254,445
	Capital Expenditures	15,000	16,000
10			
	TOTAL	<u>878,075</u>	<u>933,685</u>
12			
14	Provides for the		
	appropriation of funds		
16	through a transfer from the		
	Library Reader and		
18	Information Services program		
	for the purpose of combining		
20	programs.		
22	Library Reader and Information Services		
24	Positions - Legislative Count	(-17,000)	(-17,000)
	Personal Services	(647,535)	(663,240)
26	All Other	(215,540)	(254,445)
	Capital Expenditures	(15,000)	(16,000)
28			
	TOTAL	<u>(878,075)</u>	<u>(933,685)</u>
30			
32	Provides funds for the		
	deappropriation of funds		
34	through a transfer to the		
	Library Development Services		
36	program for the purpose of		
	combining programs.		
38	Library Reader and Information Services		
40			
	All Other	75,000	75,000
42			
44	Provides for the		
	appropriation of funds for		
46	the additional operating		
	costs associated with		
48	MaineCat and Info Net updates.		
50	MAINE STATE LIBRARY		
	TOTAL	<u>75,000</u>	<u>75,000</u>

R. & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

MARINE RESOURCES, DEPARTMENT OF

2

**Division of Community
Resource Development**

4

6

Capital Expenditures 5,000

8

10

12

14

Provides for the appropriation of funds to purchase a new global positioning system to assist in mapping for the watershed program.

Bureau Of Resource Management

16

Capital Expenditures 35,000

18

20

22

Provides for the appropriation of funds for laboratory equipment for pathology studies.

Bureau of Resource Management

24

26

Positions - Legislative Count (2,000) (2,000)
Personal Services 100,267 102,228

28

30

32

34

36

38

Provides for the appropriation of funds for the transfer of 2 Marine Resource Scientist I positions from the Bureau of Resource Management program, Federal Expenditures Fund, to improve research, monitoring and management of marine fisheries.

Bureau of Resource Management

40

42

Personal Services 4,112 4,112
All Other (4,112) (4,112)

44

TOTAL -0- -0-

46

48

Provides for the appropriation of funds to reorganize one Maintenance

H of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Mechanic position to a Boiler
3 Engineer position to more
4 appropriately address
5 maintenance requirements in
6 the Boothbay Harbor facility.

7 **Bureau of Marine Patrol**

8	Positions - Legislative Count	(4,000)	(4,000)
10	Personal Services	111,762	153,852
	All Other	47,060	30,800
12		<hr/>	<hr/>
14	TOTAL	158,822	184,652

15 Provides funds for 4 Marine
16 Patrol Officer positions and
17 related operating costs.

20	DEPARTMENT OF MARINE RESOURCES		
22	TOTAL	<hr/>	<hr/>
		299,089	286,880

23 **MAINE MARITIME ACADEMY**

24 **Maritime Academy - Operations**

26	All Other	209,819	218,891
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28 Provides for the
29 appropriation of funds to
30 fund the institution's base
31 budget in a manner consistent
32 with other public higher
33 education institutions.

36	MAINE MARITIME ACADEMY		
38	TOTAL	<hr/>	<hr/>
		209,819	218,891

40 **MENTAL HEALTH, MENTAL RETARDATION
AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF**

42 **Administration - Mental Health,
43 Mental Retardation and Substance
44 Abuse Services**

46	Positions - Legislative Count	(1,000)	(1,000)
48	Personal Services	69,003	69,270

49 Provides for the
50 appropriation of funds

R & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 through the transfer of one
3 Social Service Program
4 Manager position from the
5 Office of Substance Abuse in
6 order to reflect headcount in
7 the appropriate program.

8 **Disproportionate Share - Augusta**
9 **Mental Health Institute**

10 All Other 12,147 12,161

12 Provides for the
13 appropriation of funds
14 through a transfer from the
15 Mental Retardation Services -
16 Community program for
17 psychiatric services in the
18 outpatient clinic.

20 **Medicaid Services - Mental Retardation**

22 All Other 683,182 683,991

24 Provides for the
25 appropriation of funds
26 through the transfer of funds
27 from the Mental Retardation
28 Services - Community program
29 in order to reflect
30 expenditures in the correct
31 account.

34 **Mental Health Services - Children**

36 All Other (106,445) (109,531)

38 Provides for the
39 deappropriation of funds
40 through a transfer to the
41 Regional Administration
42 program in order to reflect
43 expenditures in the
44 appropriate program.

46 **Mental Health Services - Community**

48 All Other (194,136) (199,765)

50 Provides for the

R. C. S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 deappropriation of funds
3 through a transfer to the
4 Regional Administration
5 program in order to reflect
6 expenditures in the
7 appropriate program.

8 **Mental Health Services - Community**

10 All Other 3,427,669 3,427,669

12 Provides for the
13 appropriation of funds to
14 continue to honor commitments
15 made in response to the
16 Augusta Mental Health Consent
17 Decree by replacing money
18 previously funded by tax and
19 match.

20 **Mental Retardation Services - Community**

22 All Other (427,839) (438,920)

24 Provides for the
25 deappropriation of funds
26 through a transfer to the
27 Regional Administration
28 program in order to reflect
29 expenditures in the
30 appropriate program.

32 **Mental Retardation Services - Community**

34 All Other (12,147) (12,161)

36 Provides for the
37 deappropriation of funds
38 through a transfer to the
39 Disproportionate Share -
40 Augusta Mental Health
41 Institute program for
42 psychiatric services at the
43 outpatient clinic.

46 **Mental Retardation Services - Community**

48 All Other (683,182) (683,991)

50 Provides for the

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. & S.

2 deappropriation of funds
 3 through the transfer to the
 4 Medicaid Services - Mental
 5 Retardation program in order
 6 to reflect expenditures in
 7 the correct account.

8 **Regional Administration**

10 All Other 728,420 748,216

12 Provides for the
 13 appropriation of funds
 14 through a transfer from
 15 Mental Retardation Services -
 16 Community, Mental Health
 17 Services - Community and
 18 Mental Health Services -
 19 Children programs in order to
 20 reflect expenditures in the
 21 appropriate program.

22 **Office of Substance Abuse**

24	Positions - Legislative Count	(2,000)	(2,000)
26	Personal Services	98,708	100,793
28	All Other	3,000	3,000
30	TOTAL	<u>101,708</u>	<u>103,793</u>

32 Provides for the
 33 appropriation of funds
 34 through the transfer of one
 35 Alcoholism Regional Planning
 36 Coordinator position and one
 37 Contract and Grant Specialist
 38 position from the Department
 39 of Human Services, Auditing,
 40 Contracting and Licensing
 41 Service Center.

42 **Office of Substance Abuse**

44	Positions - Legislative Count	(-1,000)	(-1,000)
46	Personal Services	(69,003)	(69,270)

48 Provides for the
 49 deappropriation of funds
 50 through a transfer of one
 Social Service Program

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Manager position to the
Administration - Mental
4 Health, Mental Retardation
and Substance Abuse Services
6 program in order to reflect
headcount in the appropriate
8 program.

10 **Administration - Mental Health and
Mental Retardation**

12 All Other (36,388) (37,727)

14 Provides for the
16 deappropriation of funds due
to a reduction in contracted
18 services.

20 **Administration - Mental Health and
Mental Retardation**

22 Positions - Legislative Count (0.500) (0.500)
24 Personal Services 45,176 47,355

26 Provides for the
28 appropriation of funds
through the transfer of one
30 part-time Physician III
position from the Mental
32 Health Services - Community
program in order to reflect
34 headcount in the appropriate
program.

36 **Administration - Mental Health and
Mental Retardation**

38 Personal Services 281,001 142,589

40 Provides for the
42 appropriation of funds to
establish the following
44 limited-period positions for
the purpose of building a
46 comprehensive and integrated
database system: One Planning
48 and Research Association I
position, one Clerk Typist II
50 position, one Mental Health -
Mental Retardation Casework

R.G.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Supervisor position, 3
Intensive Case Manager
4 positions and one Mental
Health Program Coordinator
6 position. These positions
will end on December 31, 2000.

8 **Departmentwide**

10 Personal Services (281,001) (142,589)

12 Provides for the
14 deappropriation of funds
through a transfer to the
16 Administration - Mental
Health and Mental Retardation
18 program from various programs
in order to fund
20 limited-period positions
needed to build a
22 comprehensive and integrated
database system.

24 **Disproportionate Share - AMHI**

26	Personal Services	93,235	95,213
	All Other	41,964	43,232
28			
	TOTAL	<u>135,199</u>	<u>138,445</u>

30 Provides for the
32 appropriation of funds for
the state match of one
34 Physician III position, one
Nurse IV position and 2 part
36 time Medical Care Coordinator
positions for the dental
38 clinic in Regions I and II.

40 **Disproportionate Share - BMHI**

42 All Other 12,653 12,920

44 Provides for the
46 appropriation of funds for
the continuation of the
48 dental clinic in Region III.

50 **Freeport Towne Square**

R.C.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(84,786)	(85,182)
4	Provides for the		
6	deappropriation of funds due		
8	to the elimination of one		
10	Mental Retardation Trainer		
	position and one Manual		
	Training Coordinator position.		
	Mental Health Services - Child Medicaid		
12	All Other	2,000,000	2,000,000
14	Provides for the		
16	appropriation of state		
18	matching funds to develop		
20	system capacity to support		
	children and their families		
	in their communities.		
22	Mental Health Services - Children		
24	All Other	26,250	70,000
26	Provides for the		
28	appropriation of funds		
30	through a transfer from the		
32	Department of Human Services		
34	for the purpose of providing		
36	mental health screening and		
38	assessment to children		
40	entering the Department of		
42	Human Services custody in		
	accordance with the		
	Memorandum of Agreement		
	between the Department of		
	Mental Health, Mental		
	Retardation and Substance		
	Abuse Services and the		
	Department of Human Services.		
	Mental Health Services - Children		
44	Positions - Legislative Count	(6,000)	(6,000)
46	Personal Services	198,038	275,216
48	All Other	250,000	250,000
50	TOTAL	448,038	525,216

COMMITTEE AMENDMENT

Revis.

2 Provides for the
 3 appropriation of funds to
 4 establish one Mental Health -
 5 Mental Retardation Casework
 6 Supervisor position, one
 7 Psychiatric Social Worker II
 8 position and 4 Mental Health
 9 Program Coordinator positions
 10 to assess mental health needs
 11 of juveniles; to assist in
 12 development of mental health
 13 services; and to provide
 14 specialty evaluations and
 15 individual counseling as
 16 identified through the
 assessment process.

Mental Health Services - Children

20	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	92,702	93,046
22	All Other	1,500,000	1,500,000
24	TOTAL	<u>1,592,702</u>	<u>1,593,046</u>

26 Provides for the
 27 appropriation of funds to
 28 develop system capacity to
 29 support children and their
 30 families in their
 31 communities; and establishes
 32 one Mental Health - Mental
 33 Retardation Caseworker
 34 position, increases 2
 35 part-time Mental Health -
 36 Mental Retardation Caseworker
 37 positions to full-time and
 38 reclassifies one Mental
 39 Health - Mental Retardation
 40 Caseworker position to one
 41 Mental Health Program
 42 Coordinator position.

Mental Retardation Services - Community

46	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	65,927	91,932
48	All Other	(3,116)	(6,750)
50	TOTAL	<u>62,811</u>	<u>85,182</u>

A.C.S.

2 Provides for the
 4 appropriation of funds to
 establish 2 Staff Development
 6 Specialist IV positions to
 provide mandated training,
 8 under the Community Consent
 Decree, to staff, consumers,
 families and providers.

10
 12 **Mental Health Services - Community**

12	Positions - Legislative Count	(-0.500)	(-0.500)
14	Personal Services	(45,176)	(47,355)

16 Provides for the
 18 deappropriation of funds
 through a transfer of one
 20 part-time Physician III
 position to the
 22 Administration - Mental
 Health and Mental Retardation
 Program in order to reflect
 24 headcount in the appropriate
 program.

26
 28 **Mental Health Services - Community**

28	All Other	171,381	477,138
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30 Provides for the
 32 appropriation of funds to
 meet the projected unmet
 34 services and support needs of
 Augusta Mental Health
 36 Institute Consent Decree
 class members.

38
 40 **Mental Retardation Services - Community**

40	Positions - Legislative Count	(7.500)	(7.500)
42	Personal Services	217,039	300,139
44	All Other	1,588	
46	TOTAL	<u>218,627</u>	<u>300,139</u>

48 Provides for the
 appropriation of funds to
 establish 6 1/2 Mental Health
 50 - Mental Retardation

R of S.

2 Caseworker positions and one
 3 Mental Health - Mental
 4 Retardation Casework
 5 Supervisor position that are
 6 needed for increased
 7 residential and day
 8 habilitation services for
 9 individuals with mental
 10 retardation who are not class
 11 members. This request is
 12 part of the 2-year phase-in
 13 of these services. The
 14 request will generate
 15 \$218,627 in General Fund
 16 undedicated revenue in fiscal
 17 year 1999-00 and \$300,139 in
 18 fiscal year 2000-01.

Disproportionate Share - BMHI

20	Personal Services	(191,453)	(192,377)
22	All Other	(50,923)	(57,292)
24	TOTAL	<u>(242,376)</u>	<u>(249,669)</u>

26 Provides for the
 27 deappropriation of state
 28 matching funds in order to
 29 transfer savings from one
 30 unit closure to the regional
 31 office for mental health
 32 services in northern and
 33 eastern Maine.

Mental Health Services - Community

36	Positions - Legislative Count	(6,000)	(6,000)
38	Personal Services	170,270	236,135

40 Provides for the
 41 appropriation of funds to
 42 establish one Mental Health -
 43 Mental Retardation Casework
 44 Supervisor position, 4
 45 Intensive Case Manager
 46 positions and One Mental
 47 Health - Mental Retardation
 48 Caseworker position to
 49 provide mental health
 50 services in northern and

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 eastern Maine. This request
3 will generate \$54,857 in
4 General Fund revenue in
5 fiscal year 1999-00 and
6 \$76,520 in fiscal year
7 2000-01.

8 **Regional Administration**

10	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	92,987	94,548
12	All Other	24,000	24,000
14	TOTAL	<u>116,987</u>	<u>118,548</u>

16 Provides for the
17 appropriation of funds to
18 transfer 2 Management Analyst
19 II positions from Bangor
20 Mental Health Institute to
21 the regional offices in
22 northern and eastern Maine.
23 This request will generate
24 \$28,026 in General Fund
25 revenue in fiscal year
26 1999-00 and \$28,494 in fiscal
27 year 2000-01.

28 **DEPARTMENT OF MENTAL HEALTH,
29 MENTAL RETARDATION AND
30 SUBSTANCE ABUSE SERVICES**

32	TOTAL	<u>8,120,745</u>	<u>8,715,653</u>
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34 **MUSEUM, MAINE STATE**

36 **Administration - Museum**

38	Positions - Legislative Count	(1.500)	(1.500)
	Positions - FTE Count	(0.692)	(0.692)
40	Personal Services	52,253	72,981

42 Provides for the
43 appropriation of funds for
44 the establishment of 3
45 part-time Museum Technician I
46 positions and 3 seasonal
47 Museum Technician I positions
48 to educate and safeguard
49 visitors and to recruit and
50 train volunteers for the

COMMITTEE AMENDMENT

R. & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 purpose of enabling the
museum to remain open 7 days
per week.

4 **Administration - Museum**

6	Positions - Legislative Count	(10,500)	(10,500)
	Personal Services	495,032	507,039
8	All Other	128,650	128,700
10	TOTAL	<u>623,682</u>	<u>635,739</u>

12 Provides for the
14 appropriation of funds
through a transfer from the
16 Research and Collection -
Museum program and the
18 Exhibit Design and
Preparation program for the
purpose of combining programs.

20 **Exhibit Design and Preparation - Museum**

22	Positions - Legislative Count	(-2,500)	(-2,500)
24	Personal Services	(106,116)	(109,227)
	All Other	(88,250)	(88,300)
26	TOTAL	<u>(194,366)</u>	<u>(197,527)</u>

28 Provides for the
30 deappropriation of funds
32 through a transfer to the
Administration - Museum
34 program for the purpose of
combining programs.

36 **Research and Collection - Museum**

38	Positions - Legislative Count	(-8,000)	(-8,000)
	Personal Services	(388,916)	(397,812)
40	All Other	(40,400)	(40,400)
42	TOTAL	<u>(429,316)</u>	<u>(438,212)</u>

44 Provides for the
46 deappropriation of funds
through a transfer to the
Administration - Museum
48 program for the purpose of
combining programs.

2008

**Exhibit Design and Preparation -
Museum**

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48

All Other 9,505

Provides for the appropriation of funds for replacement of the filter system for the trout stream within the natural history exhibit.

MAINE STATE MUSEUM

TOTAL	61,758	72,981
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PUBLIC SAFETY, DEPARTMENT OF

Administration - Public Safety

Positions - Legislative Count	(-8.000)	(-8.000)
Personal Services	(331,828)	(340,877)
All Other	(61,211)	(61,376)

TOTAL	(393,039)	(402,253)
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Provides for the deappropriation of funds to permit the transfer of 7 positions from the liquor licensing function to the Bureau of Liquor Enforcement and eliminate one Public Safety Licensing Supervisor position. This request is necessary to align the department structure with authorizing statutes. Position detail is on file with the Bureau of the Budget.

Criminal Justice Academy

All Other 229,567

Provides for the appropriation of funds to reinstate the General Fund subsidy for operational and training costs associated

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 with the Basic Police School,
which was reduced by Public
4 Law 1997, chapter 643, Part
UU.

6 **Liquor Enforcement**

8	Positions - Legislative Count	(7.000)	(7.000)
	Personal Services	283,632	289,890
10	All Other	58,836	59,001
12	TOTAL	<u>342,468</u>	<u>348,891</u>

14 Provides for the
16 appropriation of funds to
18 permit the transfer of 7
positions and the liquor
licensing function from
Administration - Public
20 Safety to the Bureau of
Liquor Enforcement. This
22 request is necessary to align
the departmental functions
24 with the authorizing
statutes. Position detail is
26 on file with the Bureau of
the Budget.

28 **State Police**

30	Capital Expenditures	5,498	
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32 Provides for the
34 appropriation of funds for
the purchase of 3 all-terrain
36 vehicles necessary for
mountain top radio repair
38 maintenance and repair
functions.

40 **State Police**

42	Positions - Legislative Count	(2.000)	(2.000)
44	Personal Services	38,166	38,734
	All Other	57,834	57,266
46	TOTAL	<u>96,000</u>	<u>96,000</u>

48 Provides for the
50 appropriation of funds for

Revis

2 the General Fund share of the
 3 transfer of one Forensic
 4 Chemist I position and one
 5 Clerk Typist III position and
 6 related costs from the
 7 Federal Expenditures Fund
 8 account to continue the DNA
 9 functions of the Maine State
 10 Police crime lab due to a
 11 reduction in federal grant
 12 funds.

Maine Drug Enforcement Agency

14 All Other 533,282

16 Provides for the
 17 appropriation of funds to
 18 continue the normal operation
 19 of the Maine Drug Enforcement
 20 Agency due to the reduction
 21 of revenue from forfeitures
 22 and to provide an additional
 23 state match for federal
 24 Department of Justice grants.

State Police

28 Positions - Legislative Count (3.000) (3.000)
 30 Personal Services 57,469 59,420

32 Provides for the
 33 appropriation of funds for
 34 the General Fund share of one
 35 Forensic Chemist II position,
 36 one DNA Forensic Analyst
 37 position and one Forensic
 38 Specialist position to
 39 support the DNA functions of
 40 the Maine State Police Crime
 41 Lab.

State Police

44 Positions - Legislative Count (6.000) (6.000)
 46 Personal Services 75,638 103,437

48 Provides for the
 49 appropriation of funds for
 50 the General Fund share of one

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2 Identification Specialist III
 3 position, one Identification
 4 Specialist II position, 2
 5 Identification Specialist I
 6 positions, one Programmer
 7 Analyst position and one
 8 Management Analyst II
 9 position. These positions
 10 are required to service an
 11 increased demand for
 12 non-criminal justice
 13 background checks, to provide
 14 support necessary to maintain
 15 the Criminal History Records
 16 System, and to provide audit,
 17 training and validation
 18 services required by law.

State Police

20 Capital Expenditures (61,000) 61,000

22 Provides for the
 23 deappropriation of funds for
 24 the General Fund share of 7
 25 vehicles in fiscal year
 26 1999-00 in order to properly
 27 align the budget request for
 28 the purchase of these
 29 vehicles in fiscal year
 30 2000-01.

32 **DEPARTMENT OF PUBLIC SAFETY**
 34 **TOTAL** 885,883 266,495

36 **MAINE SCIENCE AND TECHNOLOGY**
 37 **FOUNDATION**

38 **Maine Science and Technology**
 40 **Foundation**

42 All Other (620,000) (620,000)

44 Provides for the
 45 deappropriation of funds for
 46 the transfer of funding for
 47 the Manufacturing Extension
 48 Partnership to the Department
 49 of Economic and Community
 50 Development.

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	MAINE SCIENCE AND TECHNOLOGY		
	FOUNDATION		
4	TOTAL	(620,000)	(620,000)
6	SECRETARY OF STATE, DEPARTMENT		
	OF THE		
8			
10	Bureau of Administrative		
	Services and Corporations		
12	Positions - Legislative Count	(12,500)	(12,500)
	Personal Services	629,411	649,558
14	All Other	603,259	541,301
16	TOTAL	1,232,670	1,190,859
18	Provides for the		
	appropriation of funds in		
20	order to combine several		
	programs for the purpose of		
22	creating administrative		
	efficiency.		
24			
26	Bureau of Administrative Services		
	and Corporations		
28	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	22,480	31,499
30	All Other	(22,480)	(31,499)
32	TOTAL	0	0
34	Provides for the		
	appropriation of funds for		
36	one Clerk Typist II position		
	for the elections division.		
38			
40	Elections And Commissions		
42	Positions - Legislative Count	(-8,000)	(-8,000)
	Personal Services	(344,094)	(351,896)
44	All Other	(597,377)	(535,249)
46	TOTAL	(941,471)	(887,145)
48	Provides for the		
	deappropriation of funds in		
50	order to combine several		
	programs for the purpose of		

COMMITTEE AMENDMENT

R.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 creating administrative
efficiency.

4 **Office of the Secretary of State**

6	Positions - Legislative Count	(-4,500)	(-4,500)
	Personal Services	(285,317)	(297,662)
8	All Other	(5,882)	(6,052)
10	TOTAL	<u>(291,199)</u>	<u>(303,714)</u>

12 Provides for the
14 deappropriation of funds in
order to combine several
16 programs for the purpose of
creating administrative
efficiency.

18 **DEPARTMENT OF THE SECRETARY
20 OF STATE
22 TOTAL**

<u>0</u>	<u>0</u>
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24 **ST. CROIX INTERNATIONAL WATERWAY
COMMISSION**

26 **St. Croix International Waterway
Commission**

28	All Other	15,000	15,000
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30 Provides for the
32 appropriation of funds to
maintain part-time staff to
34 meet the commission's
legislated mandate and the
36 matching fund commitments
with New Brunswick.

38 **ST. CROIX INTERNATIONAL WATERWAY
40 COMMISSION
42 TOTAL**

<u>15,000</u>	<u>15,000</u>
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44 **MAINE TECHNICAL COLLEGE SYSTEM -
BOARD OF TRUSTEES OF THE**

46 **Maine Technical College System -
Board of Trustees**

48	All Other	249,047	829,201
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COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the
3 appropriation of funds to
4 fully fund the system's base
5 budget request in order to
6 enhance the affordability of
7 higher education consistent
8 with the Community College
Partnership.

10 **BOARD OF TRUSTEES OF THE MAINE**
11 **TECHNICAL COLLEGE SYSTEM**

12 **TOTAL** 249,047 829,201

14 **TRANSPORTATION, DEPARTMENT OF**

16 **Administration - Aeronautics**

18 All Other (5,000) (5,000)

20 Provides for the
21 deappropriation of funds
22 through a transfer of All
23 Other grant funds for the
24 Civil Air Patrol to the
25 Department of Defense,
26 Veterans and Emergency
27 Management, Administration
28 program.

30 **Highway and Bridge Improvement**

32 Personal Services 150,000 150,000

34 Provides for the
35 appropriation of funds for
36 engineering services
37 performed by department staff
38 for projects financed through
39 General Fund Obligation Bond
40 funds.

42 **Transportation Services**

44 All Other 100,000 100,000

46 Provides for the
47 appropriation of funds for
48 the 10% state match for
additional Federal Transit

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.S.

2	Administration funding provided with TEA-21.		
4	DEPARTMENT OF TRANSPORTATION		
6	TOTAL	<u>245,000</u>	<u>245,000</u>
8	UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE		
10	Education and General Activities - University of Maine System		
12	All Other	732,262	2,976,492
14	Provides for the		
16	appropriation of funds to		
18	fully fund the system's base		
20	budget request in order to		
22	enhance affordability of		
	higher education consistent		
	with the Community College		
	Partnership.		
24	BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM		
26	TOTAL	<u>732,262</u>	<u>2,976,492</u>
28	SECTION		
30	TOTAL APPROPRIATIONS	<u>57,502,394</u>	<u>57,737,663</u>
32	Sec. A-2. Allocation. The following funds are allocated from		
34	the Federal Expenditures Fund for the fiscal years ending June		
	30, 2000 and June 30, 2001 to carry out the purposes of this Part.		
36		1999-00	2000-01
38	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
40	Food Assistance Program		
42	All Other	60,000	60,000
44	Provides for the allocation		
46	of funds to allow the		
48	expenditure of a federal food		
	assistance grant award.		

COMMITTEE AMENDMENT

A.S.

Board of Pesticides Control

2			
4	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(61,672)	(62,397)
	All Other	(523)	(529)
6		<hr/>	<hr/>
8	TOTAL	(62,195)	(62,926)

10 Provides for the deallocation
 12 of funds through the transfer
 14 of one Environmental
 Specialist IV position to the
 Pesticides Control program,
 Other Special Revenue.

Board of Pesticides Control

18	Capital Expenditures	10,000	
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20 Provides for the allocation
 22 of funds to purchase a
 24 special printer to directly
 print applicator and dealer
 licenses from the new License
 26 2000 System.

Board of Pesticides Control

28	Personal Services	4,560	4,826
30	All Other	39	41
32		<hr/>	<hr/>
	TOTAL	4,599	4,867

34 Provides for the allocation
 36 of funds for the
 reorganization of one
 38 Planning and Research
 Associate I position to an
 40 Environmental Specialist III
 position to more
 42 appropriately address
 compliance activities,
 44 implement groundwater plans
 and promote integrated pest
 46 management and education for
 the general public.

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

50	TOTAL	<hr/>	<hr/>
		12,404	1,941

R & S.

2	ATLANTIC SALMON AUTHORITY		
4	Atlantic Salmon Authority		
6	Positions - Legislative Count	(1.000)	(1.000)
6	Personal Services	55,255	55,912
8	Provides for the allocation		
10	of funds for the transfer of		
12	one Biologist II position		
12	from this same program, Other		
12	Special Revenue.		
14	ATLANTIC SALMON AUTHORITY		
14	TOTAL	<u>55,255</u>	<u>55,912</u>
16	ATTORNEY GENERAL, DEPARTMENT OF THE		
18	Administration - Attorney		
20	General		
22	Positions - Legislative Count	(-1.000)	(-1.000)
24	Provides for the elimination		
26	of headcount through the		
26	transfer of one Assistant		
28	Attorney General position		
28	from the Federal Expenditures		
30	Fund to the same program in		
30	the Other Special Revenue		
32	fund.		
34	DEPARTMENT OF THE ATTORNEY GENERAL		
34	TOTAL	<u>0</u>	<u>0</u>
36	CONSERVATION, DEPARTMENT OF		
38	Administration - Forestry		
40	Positions - Legislative Count	(1.000)	(1.000)
42	Personal Services	48,777	51,024
44	Provides for the allocation		
44	of funds through the transfer		
46	of one Chief Planner position		
46	from the Administrative		
48	Services - Conservation		
48	program, Federal Expenditures		
50	Fund to coordinate the ice		
50	storm forest recovery program		

208

2 and existing cooperative
forestry programs.

4 **Administrative Services - Conservation**

6	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(48,777)	(51,024)

8
10 Provides for the deallocation
of funds through the transfer
12 of one Chief Planner position
to the Administration -
14 Forestry program Federal
Expenditures Fund, to
16 coordinate the ice storm
recovery program and other
18 existing cooperative forestry
programs.

20 **Administrative Services - Conservation**

22	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(38,553)	(40,064)

24
26 Provides for the deallocation
of funds through the transfer
28 of one GIS Coordinator
position to the Division of
30 Forest Policy and Management
program, Federal Expenditures
32 Fund in accordance with the
mission, terms and conditions
34 of the grants and state and
federal cooperative program
agreements.

36
38 **Division of Forest Policy
and Management**

40	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	38,553	40,064

42
44 Provides for the allocation
of funds from the transfer of
46 one GIS Coordinator position
from the Administrative
48 Services - Conservation
program, Federal Expenditures
50 Fund in accordance with the
mission, terms and conditions

R.G.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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of the grants and state and federal cooperative program agreements.

DEPARTMENT OF CONSERVATION

TOTAL

0	0
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CORRECTIONS, DEPARTMENT OF

Correctional Center

Positions - Legislative Count
Personal Services

(-0.500)	(-0.500)
(28,745)	(29,738)

Provides for the deallocation of funds by reducing one Teacher position to a part-time position due to an anticipated reduction in federal funds.

Probation and Parole

Positions - Legislative Count
Personal Services
All Other

(2.000)	(2.000)
88,440	92,229
28,673	20,597

TOTAL

117,113	112,826
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Provides for the allocation of funds to establish 2 Probation Officer positions and related All Other expenses to support a domestic violence unit in Cumberland County from the Arrest Policy Grant.

DEPARTMENT OF CORRECTIONS

TOTAL

88,368	83,088
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DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Loring Rebuild Facility

Positions - Legislative Count

(-2.000)	(-2.000)
----------	----------

Provides for the elimination of 2 Auto Mechanic I

2028

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 positions. The headcount will
be used to establish 2
4 Military Firefighter
positions in the Military
Training and Operations
6 program.

8 **Military Training and Operations**

10	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	90,769	93,194

12 Provides for the allocation
14 of funds for the
establishment of 2 Military
16 Firefighter positions to meet
federal standards.

18 **Military Training and Operations**

20	Positions - Legislative Count	(1.000)	(1.000)
22	Personal Services	37,983	39,931

24 Provides for the allocation
of funds to establish one
26 Environmental Specialist II
position for the Air National
28 Guard Bangor International
Airport complex.

30 **DEPARTMENT OF DEFENSE, VETERANS
32 AND EMERGENCY MANAGEMENT
34 TOTAL**

128,752	133,125
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36 **EDUCATION, DEPARTMENT OF
38 Learning Systems**

40	Positions - Legislative Count	(3.000)	(3.000)
	Personal Services	134,267	141,228
42	All Other	5,113	5,378
	TOTAL	139,380	146,606

44 Provides for the allocation
46 of funds for one Education
Specialist III position, one
48 Education Specialist II
position and one Secretary
50 position to establish a

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

1 of 8

2 statewide infrastructure for
school health programs.

4 **Learning Systems**

6	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(54,708)	(56,139)
8	All Other	(2,083)	(2,138)
10	TOTAL	<u>(56,791)</u>	<u>(58,277)</u>

12 Provides for the deallocation
of funds through the transfer
14 of one Education Specialist
II position to the
16 IDEA/School Age program.

18 **Learning Systems**

20	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(60,317)	(60,826)
22	All Other	(2,297)	(2,316)
24	TOTAL	<u>(62,614)</u>	<u>(63,142)</u>

26 Provides for the deallocation
of funds through the transfer
28 one Education Specialist III
position to the IDEA/School
30 Age program.

32 **Learning Systems**

34	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	54,708	56,139
36	All Other	2,083	2,138
38	TOTAL	<u>56,791</u>	<u>58,277</u>

40 Provides for the allocation
of funds to transfer one
42 Education Specialist II
position from the
44 IDEA/Personnel Preparation
account.

46 **Learning Systems**

48	Positions - Legislative Count	(1,000)	(1,000)
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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2018

2	Personal Services	60,317	60,826
	All Other	2,297	2,316
4	TOTAL	<u>62,614</u>	<u>63,142</u>
6	Provides for the allocation		
	of funds to transfer one		
8	Education Specialist III		
	position from the Assistance		
10	account to the Individuals		
	with Disabilities account.		
12			
	Learning Systems		
14	Personal Services	(12,042)	(12,230)
16	Provides for the deallocation		
	of funds through the transfer		
18	of 10% of one Director of		
	Division of Special Services		
20	position and 5% of one		
	Education Specialist III		
22	position to the IDEA/School		
	Age program.		
24			
26	Learning Systems		
28	Personal Services	12,042	12,230
30	Provides for the allocation		
	of funds to transfer 10% of		
32	one Director of Division of		
	Special Services position and		
34	5% of one Education		
	Specialist III position from		
36	the Assistance account to the		
	Individuals with Disabilities		
38	account.		
40	Learning Systems		
42	Personal Services	2,348	2,355
44	Provides for the allocation		
	of funds for the		
46	reorganization of one Clerk		
	Stenographer II position to		
48	one Clerk Typist III position.		
50	Learning Systems		

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	34,318	36,134
	All Other	1,306	1,376
4		<hr/>	<hr/>
6	TOTAL	35,624	37,510

8 Provides for the allocation
of funds through the transfer
of 40% of one Education
10 Specialist I position from
Adult Education and 40% of
12 the same position from
Perkins Vocational and
14 Applied Technology.

16 Learning Systems

18	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(17,159)	(18,067)
20	All Other	(653)	(688)
22		<hr/>	<hr/>
	TOTAL	(17,812)	(18,755)

24 Provides for the deallocation
of funds through the transfer
of 40% of one Education
26 Specialist I position to the
IDEA/School Age program.

30 Learning Systems

32	Personal Services	(17,159)	(18,067)
	All Other	(653)	(688)
34		<hr/>	<hr/>
36	TOTAL	(17,812)	(18,755)

38 Provides for the deallocation
of funds through the transfer
of 40% of one Education
40 Specialist I position to the
IDEA/School Age program.

44	DEPARTMENT OF EDUCATION		
	TOTAL	<hr/>	<hr/>
		141,728	148,961

46 ENVIRONMENTAL PROTECTION,
48 DEPARTMENT OF

50 Land and Water Quality

COMMITTEE AMENDMENT

2008

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	54,174	54,174
4	All Other	118,989	122,411
6	TOTAL	<u>173,163</u>	<u>176,585</u>

8 Provides for the allocation
of funds through the transfer
of one Biologist I position
10 and related costs from the
Water Quality program,
12 Federal Expenditures Fund.

14 **Performance Partnership Grant**

16	Positions - FTE Count	(0.885)	(0.885)
	Personal Services	25,412	27,664
18	All Other	485	528
20	TOTAL	<u>25,897</u>	<u>28,192</u>

22 Provides for the allocation
of funds through the transfer
24 of 3 Conservation Aide
positions and related costs
26 from the Water Quality
program, Federal Expenditures
28 Fund.

30 **Water Quality**

32	Positions - Legislative Count	(-1.000)	(-1.000)
	Positions - FTE Count	(-0.885)	(-0.885)
34	Personal Services	(79,586)	(81,838)
	All Other	(119,474)	(122,939)
36	TOTAL	<u>(199,060)</u>	<u>(204,777)</u>

38 Provides for the deallocation
of funds from the transfer of
40 one Biologist I position and
42 related costs to the Land and
Water Quality program,
44 Federal Expenditures Fund and
3 Conservation Aide positions
46 and related costs to the
Performance Partnership Grant
48 program, Federal Expenditures
Fund.

50

COMMITTEE AMENDMENT

10 of 8

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
4	TOTAL	0	0
6	HUMAN SERVICES, DEPARTMENT OF		
8	Office of Management and Budget		
10	All Other	(29,820)	(29,820)
12	Provides for the deallocation		
14	of funds due to the loss of		
16	the federal share of food		
	stamp common costs.		
18	Bureau of Child and Family Services - Central		
20	All Other	2,265,817	2,327,823
22	Provides for the allocation		
24	of funds for the cost of		
26	operation of the Maine		
	Automated Child Welfare		
	Information System (MACWIS).		
28	Bureau of Family Independence - Central		
30	Positions - Legislative Count	(16,000)	(16,000)
32	Personal Services	372,000	491,000
	All Other	48,000	48,000
34	TOTAL	420,000	539,000
36	Provides for the allocation		
38	of federal matching funds to		
40	establish 16 Human Service		
	Aide III positions to fully		
	implement welfare reform.		
42	Bureau of Family Independence - Central		
44	All Other	(148,390)	(148,390)
46	Provides for the deallocation		
48	of funds due to the loss of		
	the federal		

COMMITTEE AMENDMENT

R.C.S.

2	share of food stamp common costs.		
4	Bureau of Family Independence - Regional		
6	All Other	(263,880)	(263,880)
8			
10	Provides for the deallocation of funds due to the loss of the federal share of food stamp common costs.		
12			
14	Foster Care		
16	All Other	1,000,000	1,000,000
18			
20	Provides for the allocation of funds for the federal match on transportation and child-care costs associated with Title IV-E foster care revenue maximization.		
22			
24			
26	Bureau of Health		
28	Positions - Legislative Count	(1.000)	(1.000)
30	Personal Services	30,139	37,425
32	All Other	5,500	3,500
34			
36	TOTAL	<u>35,639</u>	<u>40,925</u>
38			
40	Provides for the allocation of funds for one Planning and Research Assistant position for the Department of Education and the Department of Human Services Infrastructure Grant.		
42			
44	Bureau of Health		
46	Positions - Legislative Count	(5.000)	(5.000)
48	Personal Services	182,059	194,803
	All Other	40,000	17,500
	TOTAL	<u>222,059</u>	<u>212,303</u>

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2 Provides for the allocation
 of funds for one Health
 4 Program Manager position, one
 Health Educator III position,
 6 2 Medical Care Coordinator
 positions and one Clerk
 8 Typist II position in the
 Federal Project Grants
 account to support the Early,
 10 Periodic Screening and
 Detection
 12 Training/Immunization program.

14 **Bureau of Health**

16	Positions - Legislative Count	(-5,000)	(-5,000)
	Personal Services	(204,863)	(215,100)
18	All Other	(60,000)	(65,000)
20	TOTAL	<u>(264,863)</u>	<u>(280,100)</u>

22 Provides for the deallocation
 of funds from the transfer of
 24 one Paralegal Assistant
 position, one Geologist
 26 position, one Environmental
 Specialist II position, one
 28 Engineering Technician IV
 position and one Clerk
 30 Typist III position from the
 Federal Project Grants
 32 account to the Public
 Drinking Water Fund, Other
 34 Special Revenue.

36 **Bureau of Health**

38	Capital Expenditures	48,000	49,000
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40 Provides for the allocation
 of funds to purchase
 42 additional hardware and
 software to support the
 44 immunization registry
 (IMMPACT).

R of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Bureau of Medical Services		
4	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	25,524	26,563
6	All Other	6,200	2,120
8	TOTAL	<u>31,724</u>	<u>28,683</u>

10 Provides for the allocation
 12 of funds to establish one
 14 Clerk Typist III position for
 16 support of the complaint
 18 intake unit and paralegal
 20 assistant services within the
 22 Division of Licensing and
 Certification. A
 Comprehensive Health Planner
 II position in the Bureau of
 Medical Services will be
 eliminated to provide the
 headcount for this position.

24	Bureau of Medical Services		
26	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	38,105	39,819
28	All Other	9,700	10,030
30	TOTAL	<u>47,805</u>	<u>49,849</u>

32 Provides for the allocation
 34 of funds to establish one
 36 Nursing Education Consultant
 38 position for professional
 40 behavioral consultation
 42 services and behavioral
 crisis intervention for Maine
 long-term care facilities,
 including assisted living,
 within the Division of
 Licensing and Certification.

44	Bureau of Medical Services		
46	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	26,874	27,956
48	All Other	12,250	11,182

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.O.S.

2	TOTAL	39,124	39,138
4	Provides for the allocation		
6	of funds to establish one		
8	Auditor II position in the		
10	Division of Survey and		
12	Utilization Review to conduct		
	on-site audits for health		
	care providers for		
	identifying fraud and abuse		
	in the Maine Medicaid program.		
14	Nursing Facilities		
16	All Other	2,455,350	5,096,862
18	Provides for the allocation		
20	of federal matching funds to		
22	match General Fund		
	appropriations in Part A,		
	section 1.		
24	Medical Care - Payments to Providers		
26	All Other	3,142,848	3,136,529
28	Provides funds to match		
30	General Fund appropriations		
	in Part A, section 1.		
32	Office of Management and Budget		
	Operations - Regional		
34	All Other	(156,910)	(156,910)
36	Provides for the deallocation		
38	of funds due to the loss of		
40	the federal share of food		
	stamp common costs.		
42	Foster Care		
44	Positions - Legislative Count	(10,000)	(10,000)
	Personal Services	237,393	246,888
46	All Other	(237,393)	(246,888)
48	TOTAL	<u>0</u>	<u>0</u>

R.C.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
of funds to establish 10
4 Human Services Aide II
positions resulting from the
transfer of All Other funds
6 for contracted case
management services deemed to
8 have an employer/employee
relationship.

Bureau of Family Independence

12 All Other 3,710,000

14 Provides for the allocation
16 of funds for the Automated
Client Eligibility System
18 (ACES). Most of these funds
were originally allocated in
20 fiscal year 1997-98
(\$929,555) and in fiscal year
22 1998-99 (\$1,333,970) and will
be available for
24 reallocation. The remaining
balance requested is an
26 additional allocation of
\$1,446,475.

Bureau of Health

30 All Other 100,000 100,000

32 Provides for the allocation
34 of funds for the development
and implementation of a birth
36 defects monitoring program.

Bureau of Medical Services

40 All Other (33,750) (90,000)

42 Provides for the deallocation
of funds through a transfer
44 to the Department of Mental
Health, Mental Retardation
46 and Substance Abuse Services
for the purpose of providing
48 mental health screening and

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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2 assessment to children
 3 entering Department of Human
 4 Services custody in
 5 accordance with the
 6 Memorandum of Agreement
 7 between the Department of
 8 Mental Health, Mental
 9 Retardation and Substance
 10 Abuse Services and the
 11 Department of Human Services.

12 **Bureau of Medical Services**

14	Positions - Legislative Count	(3,500)	(3,500)
	Personal Services	134,036	137,387
16	All Other	56,000	55,000
	Capital Expenditures	4,500	
18		<hr/>	<hr/>
	TOTAL	194,536	192,387

20 Provides for the allocation
 21 of federal matching funds to
 22 establish 2 Public Health
 23 Nurse positions, one
 24 part-time Quality Assurance
 25 Program Manager position and
 26 one Management Analyst I
 27 position and contract for
 28 medical and quality
 29 improvement contract
 30 consultant services to
 31 further develop Medicaid
 32 managed care.

34	DEPARTMENT OF HUMAN SERVICES		
36	TOTAL	<hr/>	<hr/>
		12,815,289	11,843,399

38 **INLAND FISHERIES AND WILDLIFE,**
 39 **DEPARTMENT OF**

40 **Enforcement Operations - Inland**
 41 **Fisheries and Wildlife**

44	Personal Services	6,262	6,580
46	All Other	(6,262)	(6,580)
48		<hr/>	<hr/>
	TOTAL	0	0

50 Provides for the allocation
 of funds through a

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 line-category transfer for
 3 this program's share of one
 4 Clerk-Typist II position
 5 established in the Support
 6 Landowners program to provide
 7 clerical support to the
 8 Support Landowners,
 9 Whitewater Rafting Fund and
 10 Hunter Safety programs
 11 currently provided by
 12 contract.

Fisheries and Hatcheries Operations

14	Personal Services	13,548	14,225
16	All Other	(13,548)	(14,225)
18	TOTAL	<u>0</u>	<u>0</u>

20 Provides for the allocation
 21 of funds through a
 22 line-category transfer for
 23 the federal share of one
 24 Clerk Typist III position
 25 established in the Fisheries
 26 and Hatcheries Operations
 27 program, General Fund to
 28 provide clerical support
 29 currently provided by
 30 contract.

**DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE**

34	TOTAL	<u>0</u>	<u>0</u>
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JUDICIAL DEPARTMENT

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

40	Positions- Legislative Count	(4,000)	(4,0000)
42	Personal Services	351,653	486,026
44	All Other	10,000	10,000
46	TOTAL	<u>361,653</u>	<u>496,026</u>

48 Provides for the allocation
 49 of funds for the Federal
 50 Expenditures Fund share of 4
 Judge positions established

COMMITTEE AMENDMENT

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for the District Courts and provides for the related costs of these positions.

Courts - Supreme, Superior, District and Administrative

Personal Services	112,781	164,513
All Other	3,168	3,168
TOTAL	<u>115,949</u>	<u>167,681</u>

Provides for the allocation of funds for the Federal Expenditures Fund share of 8 Assistant Clerk positions for the Family Division Program and related costs. The 8 positions will be funded 1/3 by the General Fund and 2/3 by the Federal Expenditures Fund.

JUDICIAL DEPARTMENT

TOTAL	<u>477,602</u>	<u>663,707</u>
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LABOR, DEPARTMENT OF

Administration - Labor

Positions - Legislative Count	(2,000)	(2,000)
Personal Services	73,130	74,157

Provides for the allocation of funds through the transfer of one Publications Coordinator position and one Publications Designer position from the Employment Security Services program, Federal Expenditures Fund.

Administration - Labor

Capital Expenditures	115,500	74,500
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Provides for the allocation of funds for equipment and building improvement needs of the department.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

Administration - Labor

R of S

2			
	Positions - Legislative Count	(2,000)	(2,000)
4	Personal Services	105,338	106,838

6 Provides for the allocation
of funds for the transfer of
8 one Computer Programmer
position and one Programmer
10 Analyst position from the
Administration - Workers'
12 Compensation Board program,
Other Special Revenue.

Administration - Bureau of Labor Standards

16	Capital Expenditures	9,500	17,500
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18 Provides for the allocation
20 of funds for equipment and
building improvement needs.

**Division for the Blind and
Visually Impaired**

26	Capital Expenditures	38,500	31,500
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28 Provides for the allocation
of funds for equipment and
30 building improvement needs.

Employment Services Activity

34	Capital Expenditures	607,000	213,000
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36 Provides for the allocation
of funds for equipment and
38 building improvement needs.

Employment Security Services

42	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(73,130)	(74,157)

44 Provides for the deallocation
46 of funds through the transfer
of one Publications
Coordinator position and one
48 Publications Designer

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2	position to the		
4	Administration - Labor		
	program, Federal Expenditures		
	Fund.		
6	Employment Security Services		
8	Capital Expenditures	601,500	645,000
10	Provides for the allocation		
12	of funds for equipment and		
	building improvement needs.		
14	Employment Security Services		
16	Positions - Legislative Count	(-5.000)	(-5.000)
18	Personal Services	(165,130)	(173,570)
20	Provides for the deallocation		
22	of funds through the		
	elimination of 5 Claims		
	Specialist positions.		
24	Regulation and Enforcement		
26	Positions - Legislative Count	(-1.000)	(-1.000)
28	Personal Services	(33,608)	(34,299)
30	Provides for the deallocation		
32	of funds through the transfer		
34	of one Data Entry Specialist		
	position to the Safety		
	Education and Training		
	program, Other Special		
	Revenue.		
36	Regulation and Enforcement		
38	Capital Expenditures	23,050	23,050
40	Provides for the allocation		
42	of funds for equipment and		
44	building improvement needs.		
46	Rehabilitation Services		
48	Positions - Legislative Count	(2.000)	(2.000)
	Personal Services	84,623	89,513
	All Other	11,790	5,790
50	Capital Expenditures	7,000	

R of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	TOTAL	103,413	95,303
4	Provides for the allocation		
6	of funds for 2 Rehabilitation		
	Counselor II positions due to		
	increased caseloads.		
8	Rehabilitation Services		
10	Capital Expenditures	127,000	113,000
12	Provides for the allocation		
14	of funds for equipment and		
	building improvement needs.		
16	Rehabilitation Services		
18	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	55,303	58,270
20	All Other	4,095	1,095
	Capital Expenditures	3,500	
22			
	TOTAL	<u>62,898</u>	<u>59,365</u>
24			
26	Provides for the allocation		
28	of funds for one Director,		
	Division of Deafness position		
30	and related costs to		
	coordinate and advocate for		
32	deafness services and to		
	reestablish the registry of		
	interpreters for the deaf.		
34	Rehabilitation Services		
36	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	31,575	33,174
38	All Other	4,095	1,095
	Capital Expenditures	3,500	
40			
	TOTAL	<u>39,170</u>	<u>34,269</u>
42			
44	Provides for the allocation		
46	of funds for one Assistant to		
	the Director, Division of		
48	Deafness position and related		
	costs to assist in advocating		
50	for and the development of		
	deafness services.		

COMMITTEE AMENDMENT

R 68.

Employment Services Activity

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Personal Services (86,930) (88,156)

Provides for the deallocation of funds through the allocation of costs associated with apprenticeship activities. Twenty percent of an Administrative Secretary position and an Employment and Training Specialist IV position, 33 1/3% of a Division Director position and one full-time equivalent Employment and Training Specialist II position are allocated to the General Fund of this same program.

DEPARTMENT OF LABOR
TOTAL 1,547,201 1,117,300

**MARINE RESOURCES,
DEPARTMENT OF**

Bureau of Resource Management

Positions - Legislative Count (-2,000) (-2,000)
Personal Services (100,267) (102,228)

Provides for the deallocation of funds through the transfer of 2 Marine Resource Scientist I positions to the Bureau of Resource Management program, General Fund, to provide research, monitoring and management of marine fisheries.

DEPARTMENT OF MARINE RESOURCES
TOTAL (100,267) (102,228)

**MENTAL HEALTH, MENTAL RETARDATION AND
SUBSTANCE ABUSE SERVICES, DEPARTMENT OF**

Mental Health Services - Community

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R 238

2	All Other	307,778	
4	Provides for the allocation		
6	of funds to continue a		
8	statewide study of the		
10	effectiveness of 3 approaches		
12	to providing housing and		
	support services to persons		
	with severe and persistent		
	mental illness.		
12	Office of Substance Abuse		
14	All Other	42,822	44,908
16	Provides for the allocation		
18	of funds to manage data		
20	collection and analyses for a		
	federally funded research		
	project.		
22	Mental Health Services - Children		
24	All Other	33,750	90,000
26	Provides for the allocation		
28	of funds through a transfer		
30	from the Department of Human		
32	Services for the purpose of		
34	providing mental health		
36	screening and assessment to		
38	children entering Department		
40	of Human Services custody in		
	accordance with the		
	Memorandum of Agreement		
	between the Department of		
	Mental Health, Mental		
	Retardation and Substance		
	Abuse Services and the		
	Department of Human Services.		
42	DEPARTMENT OF MENTAL HEALTH, MENTAL		
44	RETARDATION AND SUBSTANCE ABUSE		
46	SERVICES		
	TOTAL	<u>384,350</u>	<u>134,908</u>
46	PUBLIC SAFETY, DEPARTMENT OF		
48	Highway Safety - Department		
50	of Public Safety		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R 28

4	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	45,484	46,062
	All Other	4,522	4,534
6	TOTAL	<hr/> 50,006	<hr/> 50,596
8	Provides for the allocation		
10	of funds for one Field		
12	Examiner II position		
14	necessary to provide support		
16	in reviewing grant		
	applications, requests for		
	proposal development and		
	grant administration.		
	State Police		
18	Personal Services	56,224	
20	All Other	644	
22	TOTAL	<hr/> 56,868	
24	Provides for the allocation		
26	of funds for the continuation		
28	of 7 limited-period Clerk II		
30	positions for the remainder		
32	of the federal fiscal period,		
	necessary to complete		
	criminal history record		
	validations.		
	State Police		
34	Positions - Legislative Count	(-1.000)	(-1.000)
36	Provides for the elimination		
38	of one Senior Programmer		
40	Analyst position.		
	State Police		
42	Positions - Legislative Count	(-2.000)	(-2.000)
44	Personal Services	(95,346)	(96,844)
46	Provides for the deallocation		
48	of funds through the transfer		
50	of one Forensic Chemist I		
	position and one Clerk Typist		
	III position to the General		

COMMITTEE AMENDMENT

R. & S.

2 Fund and Highway Fund State
 3 Police accounts to continue
 4 the DNA functions of the
 5 Maine State Police crime lab
 6 due to a reduction in federal
 grant funds.

8 **DEPARTMENT OF PUBLIC SAFETY**
 9 **TOTAL** 11,528 (46,248)

10 **TRANSPORTATION, DEPARTMENT OF**

12 **Transportation Services**

14 All Other 1,000,000 1,000,000

16 Provides for the allocation
 17 of funds for additional
 18 federal funds within the
 19 Federal Transit
 20 Administration program for
 21 operating grants.

24 **DEPARTMENT OF TRANSPORTATION**
 25 **TOTAL** 1,000,000 1,000,000

28 **SECTION**
 29 **TOTAL ALLOCATIONS** 16,562,210 15,033,865

30 **Sec. A-3. Allocation.** The following funds are allocated from
 31 Other Special Revenue funds for the fiscal years ending June 30,
 32 2000 and June 30, 2001 to carry out the purposes of this Part.

34 **1999-00** **2000-01**

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

38 **Accident-Sickness-Health Insurance**

39 Personal Services 18,493

41 Provides for the allocation
 42 of funds to continue one
 43 project Employee Benefits
 44 Technician position as
 45 established by Financial
 46 Order 2638 F9 through
 47 December 1, 1999.

R d S.

2	Bureau of Accounts and Control		
4	All Other	10,000	10,000
6	Provides for the allocation		
8	of funds for the Bureau of		
10	Accounts and Control Audit		
12	Recovery account to incur		
14	expenditures for contractual		
16	services, and related		
18	administrative expenses, to		
20	seek recovery of excess		
22	outlays by state government		
24	with the net proceeds of		
26	these recovered costs		
28	returned to the fund of		
30	origin.		
32	Bureau of Accounts and Control - Systems Project		
34	All Other	5,000	5,000
36	Provides for the allocation		
38	of funds for the costs of		
40	training sponsored by the		
42	Bureau of Accounts and		
44	Control.		
46	Division of Financial and Personnel Services - Division of		
48	Personal Services	43,798	46,029
50	Provides for the allocation		
	of funds for the continuation		
	of a limited period		
	Management Analyst II		
	position as established by		
	Financial Order 2419 F9 to		
	provide financial management		
	of the State Office Building		
	renovation, and other capital		
	projects, through fiscal		
	years 1999-00 and 2000-01, or		
	until the bulk of the		
	resources have been expended.		
	Lewiston Office Complex - Bureau		

R. G. S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

of Public Improvements

2			
	Positions - Legislative Count	(-1,000)	(-1,000)
4	Personal Services	(30,423)	(31,912)
	All Other	(138,914)	(142,963)
6	Capital Expenditures	(445,000)	(450,000)
8	TOTAL	(614,337)	(624,875)

10 Provides for the deallocation
 12 of funds through the
 14 elimination of one Building
 Custodian position and the
 transfer of All Other funds
 resulting from the
 16 elimination of the Lewiston
 Office Complex account to be
 18 absorbed into the Lease
 Operations Fund.

20 **Public Improvements**
 22 **- Planning/Construction - Admin**

24	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	94,139	97,434
26	All Other	5,000	5,125
28	TOTAL	99,139	102,559

30 Provides for the allocation
 of funds for one Architect
 32 position and one Air Quality
 Technician position and
 34 related All Other to support
 school renovation and
 36 construction.

38 **Bureau of Revenue Services**

40	All Other	35,000	35,000
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42 Provides for the allocation
 of funds for the
 44 establishment of the Revenue
 Services Taxpayer Education
 46 account from the balance of
 the conference account
 48 currently used for this
 purpose.

50

COMMITTEE AMENDMENT

R & S.

Bureau of Revenue Services

2			
	Positions - Legislative Count	(24,000)	(24,000)
4	Personal Services	742,139	775,915
	All Other	24,000	24,000
6			
	TOTAL	<u>766,139</u>	<u>799,915</u>

8
10 Provides for the allocation
12 of funds for 3 Senior Tax
14 Examiner positions, 16 Tax
16 Examiner positions, 2 Clerk
18 Typist III positions, 3 Clerk
20 Typist II positions, and
related All Other costs for
the purpose of ending the
outsourcing strategy for desk
audits in sales and income
tax.

**Financial and Personnel Services -
Division of**

24	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	52,957	55,113
26	All Other	3,500	3,570
28			
	TOTAL	<u>56,457</u>	<u>58,683</u>

30 Provides for the allocation
32 of funds to reflect the
34 transfer of one Clerk Typist
36 II position from the Bureau
of Information Services.
This position will be
reorganized to support the
fiscal and personnel
functions of the Department.

**DEPARTMENT OF ADMINISTRATIVE
AND FINANCIAL SERVICES**

42	TOTAL	<u>419,689</u>	<u>432,311</u>
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**AGRICULTURE, FOOD AND RURAL
RESOURCES, DEPARTMENT OF**

Office of the Commissioner

48	All Other	14,000	14,000
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50

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R 48

2 Provides for the allocation
 of funds from rental income
 4 for maintenance and repairs
 of the Cony Road facility and
 6 for professional development
 utilizing interest from funds
 bequeathed to the department.

8
 10 **Office of Agricultural,
 Natural and Rural Resources**

12 All Other 100,000 100,000

14 Provides for the allocation
 of funds for utilizing grants
 16 from nonfederal sources in
 conjunction with the nutrient
 18 management program.

20 **Board of Pesticides Control**

22	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	61,672	62,397
24	All Other	523	529
26	TOTAL	<u>62,195</u>	<u>62,926</u>

28 Provides for the allocation
 of funds through the transfer
 30 of one Environmental
 Specialist IV position from
 32 the Pesticides Control -
 Board program, Federal
 34 Expenditures Fund.

36 **Board of Pesticides Control**

38	Personal Services	4,800	4,033
	All Other	41	34
40	TOTAL	<u>4,841</u>	<u>4,067</u>

42 Provides for the allocation
 44 of funds for a Clerk Typist
 III position that was filled
 46 at a step higher than
 budgeted.

48 **Board of Pesticides Control**

50

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.S.R. 2

All Other	13,877	13,796
Provides for the allocation of funds for participation in the centralized Licensing Service Center.		

Division of Plant Industry

All Other	1,275	1,267
Provides for the allocation of funds for participation in the centralized Licensing Service Center to provide seamless, automated licensing services to the public that are Internet accessible.		

Division of Market and Production Development

All Other	150,000	150,000
Provides for the allocation of funds to utilize interest earnings on the Agricultural Marketing Loan Fund to award grants in accordance with the statutory authority.		

Rural Rehabilitation

All Other	25,000	25,000
Provides for the allocation of funds to the Rural Rehabilitation Operating Fund to be used for the administrative expenses associated with the Rural Rehabilitation Trust Fund.		

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

371,188	371,056
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ATLANTIC SALMON AUTHORITY

Atlantic Salmon Authority

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R 2 of 8

2	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(55,255)	(55,912)
4			
6	Provides for the deallocation		
	of funds through the transfer		
8	of one Biologist II position		
	to the Federal Expenditures		
10	Fund of this same program.		
	ATLANTIC SALMON AUTHORITY		
12	TOTAL	<u>(55,255)</u>	<u>(55,912)</u>
14	ATTORNEY GENERAL, DEPARTMENT OF THE		
16	Administration - Attorney General		
18	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	50,660	52,343
20	All Other	7,628	4,702
22	TOTAL	<u>58,288</u>	<u>57,045</u>
24	Provides for the allocation		
	of funds to establish one		
26	Assistant Attorney General		
	position and related costs to		
28	represent the Department of		
	Administrative and Financial		
30	Services specifically for		
	legal work relating to state		
32	contracts and leases.		
34	Administration - Attorney General		
36	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	50,660	52,343
38	All Other	7,628	4,702
40	TOTAL	<u>58,288</u>	<u>57,045</u>
42	Provides for the allocation		
	of funds to establish one		
44	Assistant Attorney General		
	position and related costs to		
46	represent the Department of		
	Public Safety.		
48	Administration - Attorney General		
50			

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	50,660	52,343
	All Other	7,628	4,702
4			
	TOTAL	<u>58,288</u>	<u>57,045</u>
6			
8	Provides for the allocation		
	of funds to establish one		
10	Assistant Attorney General		
	position and related costs to		
12	handle employment		
	discrimination cases.		
14	Administration - Attorney General		
16	Personal Services	50,660	52,343
	All Other	7,628	4,702
18			
	TOTAL	<u>58,288</u>	<u>57,045</u>
20			
22	Provides for the allocation		
	of funds to establish one		
24	limited-period Assistant		
	Attorney General position and		
26	related costs to handle		
	workers' compensation cases.		
28	The position will have an end		
	date of June 8, 2001.		
30	Human Services Division		
32	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	29,834	30,577
34	All Other	5,480	2,533
36			
	TOTAL	<u>35,314</u>	<u>33,110</u>
38			
40	Provides for the allocation		
	of funds to establish one		
42	Legal Secretary position and		
	related costs to provide		
44	support for child protective		
	cases.		
46	DEPARTMENT OF THE ATTORNEY GENERAL		
	TOTAL	<u>268,466</u>	<u>261,290</u>
48	BAXTER STATE PARK AUTHORITY		
50	Baxter State Park Authority		

COMMITTEE AMENDMENT

RCS

2	Positions - FTE Count	(0.635)	(0.635)
	Personal Services	19,054	19,204
4			
6	Provides for the allocation		
	of funds to increase by 240		
	hours each per year 4		
8	seasonal Gate Keeper		
	positions, to increase by 240		
10	hours per year one seasonal		
	Park Ranger position and to		
12	increase by 60 hours per year		
	each 2 Campground Attendant		
14	positions.		
16	BAXTER STATE PARK AUTHORITY		
	TOTAL	<u>19,054</u>	<u>19,204</u>
18			
20	CONSERVATION, DEPARTMENT OF		
	Forest Recreation Resource Fund		
22			
	Positions - FTE Count	(0.154)	(0.154)
24	Personal Services	3,164	3,180
	All Other	63	64
26			
	TOTAL	<u>3,227</u>	<u>3,244</u>
28			
30	Provides for the allocation		
	of funds to extend one		
32	Assistant Park Ranger		
	position from 320 FTE hours		
34	to 640 FTE hours to monitor		
	and maintain a picnic and		
36	viewing site and whitewater		
	rafting site.		
38	Insect And Disease Management		
40	Personal Services	8,212	
42			
44	Provides for the allocation		
	of funds to extend one		
46	half-time project Entomology		
	Technician position to carry		
48	out a grant received from the		
	Outdoor Heritage Fund. The		
50	position is authorized in		
	Public Law 1997, chapter 643,		
	Part A, section 4 and needs		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R.C.S.

2 to be extended through
December 1999.

4 **Land Management and Planning**

6	Personal Services	8,857	8,893
	All Other	193	194
8		<hr/>	<hr/>
	TOTAL	9,050	9,087

10 Provides for the allocation
12 of funds to increase one
14 Clerk Typist III position
to address clerical needs.

16 **Land Management and Planning**

18	Positions - Legislative Count	(1,000)	(1,000)
20	Personal Services	40,286	41,763
	All Other	806	835
22		<hr/>	<hr/>
	TOTAL	41,092	42,598

24 Provides for the allocation
26 of funds to establish one
28 Land Acquisition Specialist
30 position to administer
property record management
and land acquisition related
activities.

32 **Land Management and Planning**

34	Positions - FTE Count	(0.308)	(0.308)
36	Personal Services	15,044	15,174

38 Provides for the allocation
40 of funds to extend two Park
Ranger positions from 18 to
42 26 weeks (an increase of 640
FTE hours) and for overtime
44 costs during the heavy use
park season.

46 **Maine State Parks Development Fund**

48	All Other	25,500	25,500
	Capital Expenditures	75,000	75,000
50		<hr/>	<hr/>

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 of 8

2	TOTAL	100,500	100,500
4	Provides for the allocation		
6	of funds related to the		
8	Maine State Parks and		
	Recreational Facilities		
	Development Fund.		
10	Off-road Recreational Vehicles Program		
12	Positions - FTE Count	(0.224)	(0.224)
14	Personal Services	7,500	7,760
16	All Other	(7,500)	(7,760)
18	TOTAL	<u>0</u>	<u>0</u>
20	Provides for the allocation		
22	of funds through a line		
24	category transfer to		
26	establish one 465-FTE-hour		
28	Clerk Typist II position to		
30	provide clerical support to		
32	this program.		
34	DEPARTMENT OF CONSERVATION		
36	TOTAL	<u>177,125</u>	<u>170,603</u>
38	CORRECTIONS, DEPARTMENT OF		
40	Vocational Training and		
42	Industries Program		
44	Positions - Legislative Count		(-1.000)
46	Personal Services		(54,999)
48	Provides for the deallocation		
50	of funds through the		
	elimination of one Vocational		
	Trades Instructor position.		
52	Corrections - Administration		
54	Positions - Legislative Count	(1.000)	(1.000)
56	Personal Services	52,498	55,059
58	All Other	6,215	1,947
60	TOTAL	<u>58,713</u>	<u>57,006</u>
62	Provides for the allocation		
64	of funds to establish one		

COMMITTEE AMENDMENT

R & S.

2	Director of Correctional Industries position to coordinate industries statewide for the department.		
4			
6	Youth Center - Maine		
8	All Other	72,389	
10	Provides for the allocation of funds to contract for health services.		
12			
14	DEPARTMENT OF CORRECTIONS		
16	TOTAL	<u>131,102</u>	<u>2,007</u>
18	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
20	Administrative Service Center		
22	Personal Services	75,734	83,697
24	All Other	690	762
26	TOTAL	<u>76,424</u>	<u>84,459</u>
28	Provides for the allocation of funds for one intermittent Management Analyst II position, one intermittent Accountant III position and 2 intermittent Account Clerk II positions to process and report U.S. Forestry Service grant funds for the Ice Storm Recovery Project. These positions will end no later than the end of fiscal year 2000-01.		
30			
32			
34			
36			
38			
40			
42	Remediation And Waste Management		
44	Positions - Legislative Count	(1,000)	(1,000)
46	Positions - FTE Count	(-0.308)	(-0.308)
48	Personal Services	17,981	18,954
50	All Other	(17,981)	(18,954)
	TOTAL	<u>0</u>	<u>0</u>
	Provides for the allocation		

COMMITTEE AMENDMENT

R 2 of 8

2 of funds through a line
 3 category transfer to increase
 4 one Conservation Aide
 5 position from 640 FTE hours
 6 to full time to improve oil
 7 spill tracking and
 8 reimbursement.

Remediation And Waste Management

10 Capital Expenditures 40,000 7,000

12 Provides for the allocation
 13 of funds for field equipment,
 14 building improvements and
 15 office equipment related to
 16 the Uncontrolled Sites Fund.

Remediation And Waste Management

20 Capital Expenditures 49,600 174,000

22 Provides for the allocation
 23 of funds for field and office
 24 equipment to carry out the
 25 requirements of the
 26 Groundwater Oil Clean-up Fund.

Remediation And Waste Management

30 Capital Expenditures 26,000 60,300

32 Provides for the allocation
 33 of funds for field and office
 34 equipment to carry out
 35 hazardous waste management
 36 requirements.

Remediation And Waste Management

40 Capital Expenditures 410,000 261,000

42 Provides for the allocation
 43 of funds for office
 44 equipment, building
 45 improvements and field
 46 equipment to carry out the
 47 requirements of the Surface
 48 Oil Clean-up Fund.

50

Remediation And Waste Management

2			
	Personal Services	151,771	153,261
4	All Other	2,899	2,927
6	TOTAL	<u>154,670</u>	<u>156,188</u>

R & S.

8 Provides for the allocation
 10 of funds for one Programmer
 12 Analyst position and 2 GIS
 14 Coordinator positions and
 16 related costs to provide more
 18 effective licensing and
 remediation actions. These
 positions terminate at the
 end of state fiscal year
 2000-01.

Administration - Environmental Protection

22	Positions - Legislative Count	(-2,000)	(-2,000)
24	Personal Services	(135,499)	(145,499)

26 Provides for the deallocation
 of funds through the transfer
 of one Commissioner,
 28 Environmental Protection
 position and one Senior
 30 Administrative Secretary
 position to the
 32 Administration -
 Environmental Protection
 34 program, General Fund.

Land and Water Quality

38	Positions - Legislative Count	(-1,000)	(-1,000)
40	Personal Services	(39,400)	(40,600)

42 Provides for the deallocation
 of funds through the transfer
 of one Environmental
 44 Specialist II position to the
 Maine Environmental
 46 Protection Fund program,
 Other Special Revenue to be
 48 reorganized as 3 Conservation
 Aide positions.

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2	Maine Environmental Protection Fund		
4	Positions - FTE Count	(1.000)	(1.000)
	Personal Services	39,400	40,600
6	All Other	800	800
8	TOTAL	<u>40,200</u>	<u>41,400</u>
10	Provides for the allocation of funds through the transfer of one Environmental Specialist II position from the Land and Water Quality program, Other Special Revenue to be reorganized as 3 seasonal Conservation Aide positions (2,080 FTE hours).		
20	Bureau of Remediation and Waste Management		
22	All Other	468,210	
24	Provides for the allocation of funds relating to recoveries of spill-related clean-up costs associated with leaking underground storage tanks, to be used for the same purpose pursuant to federal requirements.		
34	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
36	TOTAL	<u>1,090,205</u>	<u>598,248</u>
38	GOVERNMENTAL ETHICS AND ELECTION PRACTICES, COMMISSION ON		
40	Commission on Governmental Ethics and Election Practices		
44	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(32,217)	(33,827)
46	Provides for the deallocation of funds through the transfer of one Clerk Typist III position to the General Fund account.		
50			

R & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Commission on Governmental Ethics and Election Practices		
4			
6	Positions - Legislative Count	(1,000)	(1,000)
6	Personal Services	39,910	40,371
8	Provides for the allocation		
10	of funds for the transfer of		
12	one Lobbyist Registrar		
12	position from the General		
12	Fund account.		
14	Commission on Governmental Ethics and Election Practices		
16			
18	Positions - Legislative Count	(1,000)	(1,000)
18	Personal Services	45,164	47,609
20	Provides for the allocation		
22	of funds for the		
24	establishment of one Auditor		
24	II position to implement the		
26	statutory mandate to provide		
26	an alternative campaign		
28	financing option for year		
28	2000 elections.		
30	Commission on Governmental Ethics and Election Practices		
32	Positions - Legislative Count	(1,000)	(1,000)
34	Personal Services	36,701	38,616
34	All Other	4,031	
36	TOTAL	<u>40,732</u>	<u>38,616</u>
38	Provides for the allocation		
40	of funds for one Accountant		
42	II position to implement the		
44	statutory mandate to provide		
44	an alternative campaign		
44	financing option for year		
44	2000 elections.		
46	COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES		
48	TOTAL	<u>93,589</u>	<u>92,769</u>
50	HISTORIC PRESERVATION COMMISSION, MAINE		

COMMITTEE AMENDMENT

Red

Historic Preservation Commission

4	Positions - FTE Count	(7.000)	(7.000)
	Personal Services	212,522	222,868
6	All Other	(212,522)	(222,868)
8	TOTAL	<u>0</u>	<u>0</u>

10 Provides for the allocation
 12 of funds for 12 seasonal
 14 Museum Technician I positions
 (12,480 hours) and 2 seasonal
 16 Museum Technician III
 18 positions (2080 hours)
 20 established as limited period
 positions on financial order
 22 002381F, to assess the
 archaeological impact of all
 federally funded Department
 of Transportation projects.

**MAINE HISTORIC PRESERVATION
 COMMISSION
 TOTAL**

<u>0</u>	<u>0</u>
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**HUMAN SERVICES, DEPARTMENT OF
 Office of Management and Budget**

30	Positions - Legislative Count	(0.500)	(0.500)
32	Personal Services	15,568	15,293

34 Provides for the allocation
 36 of funds from the transfer of
 one part-time Clerk Typist II
 38 position from the Bureau of
 Medical Services.

**Bureau of Child and Family
 Services - Central**

42	All Other	1,658,864	1,709,499
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44 Provides for the allocation
 46 of funds for the state share
 of costs for the MACWIS

2 3 4

2 system including software
 3 maintenance and system
 4 enhancements and operational
 expense.

6 **Bureau of Family
 Independence - Central**

8	Positions - Legislative Count	(8,000)	(8,000)
10	Personal Services	186,000	253,000
	All Other	24,000	24,000
12		<hr/>	<hr/>
14	TOTAL	210,000	277,000

16 Provides for the allocation
 17 of funds to establish 8
 18 Enforcement Agent positions
 to fully implement federal
 20 welfare reform.

22 **Drinking Water Enforcement**

22	Positions - Legislative Count	(5,000)	(5,000)
24	Personal Services	204,863	215,100
	All Other	60,000	65,000
26		<hr/>	<hr/>
28	TOTAL	264,863	280,100

30 Provides for the allocation
 of funds due to the transfer
 32 of one Paralegal Assistant
 position, one Geologist
 34 position, one Environmental
 Specialist II position, one
 36 Engineering Technician IV
 position and one Clerk Typist
 38 III position from the
 Federal Project Grants
 40 account to the Public
 Drinking Water Fund.

42 **Foster Care**

44	All Other	190,000	190,000
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46 Provides for the allocation
 of federal matching funds for
 48 the 2nd and 3rd years of a
 new initiative to reduce
 50 uninvestigated referrals.

A of S. 2

Bureau of Health			
4	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(62,747)	(67,470)
6	All Other	(10,000)	(10,000)
8	TOTAL	<u>(72,747)</u>	<u>(77,470)</u>
10	Provides for the deallocation		
	of funds to transfer one		
12	Health Program Manager		
	position from the Special		
14	Revenue Health account to the		
	Plumbing Control Program		
16	account.		
18	Bureau of Health		
20	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	47,612	49,768
22	All Other	6,000	3,000
24	TOTAL	<u>53,612</u>	<u>52,768</u>
26	Provides for the allocation		
	of funds to establish one		
28	Toxicologist position in the		
	Special Revenue Health		
30	account to meet demands for		
	more risk assessments, site		
32	evaluations and setting of		
	maximum exposure guidelines.		
34	Bureau Of Medical Services		
36			
	Positions - Legislative Count	(-1.000)	(-1.000)
38	Personal Services	(56,834)	(58,537)
40	Provides for the deallocation		
	of funds due to the		
42	elimination of a		
	Comprehensive Health Planner		
44	II position.		
46	Bureau Of Medical Services		
48	Positions - Legislative Count	(-0.500)	(-0.500)
	Personal Services	(15,568)	(15,293)
50			

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R of S.

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Provides for the deallocation of funds due to the transfer of one part-time Clerk Typist II position to the Office of Management and Budget.

Control Over Plumbing

Positions - Legislative Count	(1,000)	(1,000)
Personal Services	62,747	67,470
All Other	10,000	10,000
TOTAL	<u>72,747</u>	<u>77,470</u>

Provides for the allocation of funds from the transfer of one Health Program Manager position from the Special Revenue Health account.

Temporary Assistance for Needy Families

All Other	1,916,583	6,111,000
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Provides for the allocation of funds from increased child support collections due to complete implementation of federal welfare reform that mandates the establishment and enforcement of medical and child support obligations.

Bureau of Family Independence

All Other	3,000,000
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Provides for the allocation of funds for the Automated Client Eligibility System (ACES). These funds were originally allocated in fiscal year 1997-98 (\$1,000,000) and in fiscal year 1998-99 (\$2,000,000) and will be available for reallocation.

Purchased Social Services

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. 454

2	Personal Services	62,513	
	All Other	200	
4			
	TOTAL	<u>62,713</u>	
6			
8	Provides for the allocation		
	of funds to support the		
10	AmeriCorps Promise Fellows		
	grant from the Corporation		
12	for National and Community		
	Service.		
14	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>7,299,801</u>	<u>8,561,830</u>
16			
18	INLAND FISHERIES AND WILDLIFE,		
	DEPARTMENT OF		
20	Office of the Commissioner - Inland		
	Fisheries and Wildlife		
22			
	All Other	10,000	10,000
24			
26	Provides for the allocation		
	of funds for activities to		
28	promote fisheries and		
	wildlife resources and		
30	hunting and fishing in Maine.		
32	Administrative Services - Inland		
	Fisheries and Wildlife		
34	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	14,189	14,885
36	All Other	(14,189)	(14,885)
38	TOTAL	<u>0</u>	<u>0</u>
40			
42	Provides for the allocation		
	of funds for an Accountant I		
44	position to administer grants		
	and contracts under the Maine		
46	Outdoor Heritage Fund program		
	and provide accounting		
48	services to the department.		
	Costs are shared with the		
50	Maine Outdoor Heritage Fund		
	program.		

A.G.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

Endangered Nongame Operations

2			
	Positions - Legislative Count	(1,000)	(1,000)
4	Personal Services	37,919	39,722
6	Provides for the allocation		
	of funds to establish one		
8	Biologist I position to		
	inventory rare and endangered		
10	wildlife in each of the		
	State's 17 ecoregions.		

Endangered Nongame Operations

14			
	Positions - Legislative Count	(1,000)	(1,000)
16	Personal Services	37,919	39,722
18	Provides for the allocation		
	of funds to establish one		
20	Biologist I position to		
	assist in managing databases		
22	and in the development and		
	standardization of other		
24	wildlife databases.		

Endangered Nongame Operations

26			
	Positions - Legislative Count	(1,000)	(1,000)
28	Personal Services	37,919	39,722
30	All Other	(37,919)	(39,722)
32	TOTAL	<u>0</u>	<u>0</u>

34 Provides for the allocation
 36 of funds through a line
 category transfer to
 38 establish one Biologist I
 position to continue
 reviewing and updating
 40 population surveys of native
 bird populations currently
 42 provided by contract.

Maine Outdoor Heritage Fund

44			
46	Personal Services	14,189	14,885
	All Other	(14,189)	(14,885)
48	TOTAL	<u>0</u>	<u>0</u>

50

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2 Provides for the allocation
of funds through a line
4 category transfer for this
program's share of one
6 Accountant I position
established in the
8 Administrative Services -
Inland Fisheries and Wildlife
10 program, to administer grants
and contracts under the
12 Outdoor Heritage Program and
provide accounting services
to the department currently
14 provided by contract.

16 **Support Landowners Program**

18	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	12,528	13,160
20	All Other	(12,528)	(13,160)
22	TOTAL	0	0

24 Provides for the allocation
of funds through a line
26 category transfer for this
program's share of one Clerk
28 Typist II position to provide
clerical support to the
30 Support Landowners,
Whitewater Rafting Fund and
32 Hunter Safety programs
currently provided by
34 contract.

36 **Whitewater Rafting - Inland
Fisheries and Wildlife**

38	Personal Services	6,263	6,580
40	All Other	(6,263)	(6,580)
42	TOTAL	0	0

44 Provides for the allocation
of funds through a line
46 category transfer for this
program's share of one Clerk
48 Typist II position
established in the Support
50 Landowners program to provide

12 of 22

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 clerical support to the
Support Landowners,
4 Whitewater Rafting Fund and
Hunter Safety programs
6 currently provided by
contract.

8 DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE

10 TOTAL 85,838 89,444

12 JUDICIAL DEPARTMENT

14 Courts - Supreme, Superior, District
and Administrative

16 Personal Services 2,208 4,524

18 Provides for the allocation
20 of funds for position
22 reclassifications determined
24 through a compensation study
that was negotiated through
the collective bargaining
26 process consistent with other
comparable classification
adjustments.

28 Courts - Supreme, Superior, District
30 and Administrative

32 Personal Services 919 922

34 Provides for the allocation
of funds for position
36 reclassifications determined
through a compensation study
38 that was negotiated through
the collective bargaining
40 process consistent with other
comparable classification
42 adjustments.

44 Courts - Supreme, Superior, District
and Administrative

46 Personal Services 1,400 4,023

48 Provides for the allocation
50 of funds for position

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 reclassifications determined
3 through a compensation study
4 that was negotiated through
5 the collective bargaining
6 process consistent with other
7 comparable classification
8 adjustments.

10 **Courts - Supreme, Superior,
11 District and Administrative**

12	Personal Services	50,587	52,405
13	All Other	2,500	2,500
14		<hr/>	<hr/>
15	TOTAL	53,087	54,905

16 Provides for the allocation
17 of funds to continue one
18 limited-period Attorney
19 position established by
20 financial order in fiscal
21 year 1998-99, to serve in the
22 Court Appointed Special
23 Advocate (CASA) program and
24 to provide funds for related
25 All Other expenses. This
26 position will end on June 15,
27 2001.

30	JUDICIAL DEPARTMENT		
31	TOTAL	<hr/>	<hr/>
32		57,614	64,374

34 **LABOR, DEPARTMENT OF
35 Administration**

36	Capital Expenditures	19,000	17,250
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38 Provides for the allocation
39 of funds for equipment and
40 building improvement needs.

42 **Division for the Blind and
43 Visually Impaired**

44	Capital Expenditures	30,400	30,400
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46 Provides for the allocation
47 of funds for equipment needs.

50

2	Employment Security Services		
4	Capital Expenditures	13,000	16,500
6	Provides for the allocation of funds for equipment and building improvement needs.		
8	Safety Education and Training Programs		
10	Positions - Legislative Count	(1,000)	(1,000)
12	Personal Services	33,608	34,299
14	Provides for the allocation of funds to transfer one Data Entry Specialist position from the Regulation and Enforcement program, Federal Expenditures Fund.		
20	Safety Education and Training Programs		
22	Capital Expenditures	51,550	48,350
24	Provides for the allocation of funds for equipment and building improvement needs.		
28	DEPARTMENT OF LABOR		
30	TOTAL	<u>147,558</u>	<u>146,799</u>
32	MARINE RESOURCES, DEPARTMENT OF		
34	Division of Administrative Services		
36	All Other	50,850	50,850
38	Provides for the allocation of funds to receive and expend privately or publicly awarded resources.		
42	Bureau Of Resource Management		
44	Positions - Legislative Count	(1,000)	(1,000)
46	Positions - FTE Count	(-0.500)	(-0.500)
48	Personal Services	23,405	24,691
48	All Other	391	409
50	TOTAL	<u>23,796</u>	<u>25,100</u>

R. G. S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
of funds to reorganize one
4 Marine Resource Scientist I
position from half to full
6 time to improve management of
the sea urchin fishery data.

8 **Bureau of Resource Management**

10	Positions - FTE Count	(-0.500)	(-0.500)
12	Personal Services	(23,405)	(24,691)
14	All Other	(391)	(409)
16	TOTAL	<u>(23,796)</u>	<u>(25,100)</u>

18 Provides for the deallocation
of funds from the elimination
of one 1040-FTE-hour Marine
20 Resource Scientist I position.

22 **Bureau of Resource Management**

24	Personal Services	1,860	1,598
26	All Other	31	27
28	TOTAL	<u>1,891</u>	<u>1,625</u>

30 Provides for the allocation
of funds to reorganize one
Marine Resource Technician
32 position to a Marine Resource
Specialist I position to meet
34 increased levels of
responsibility.

36 **Division of Administrative
38 Services**

40	Positions - Legislative Count	(1.000)	(1.000)
42	Personal Services	49,900	51,875
44	All Other	2,900	
46	TOTAL	<u>52,800</u>	<u>51,875</u>

48 Provides for the allocation
of funds to establish one
Senior Planner position to
review license applications
50 and documentation pursuant to

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2 Public Law 1997, chapter 693
 3 that establishes eligibility
 4 requirements in a marine
 5 fishery. This position is
 6 funded with revenue from the
 7 Lobster Management - Admin
 8 account, Eel and Elver
 9 Management Fund and the Sea
 10 Urchin Research Fund.

11 **Marine Patrol - Bureau of**

12	Positions - Legislative Count	(-0.500)	(-0.500)
13	Personal Services	(11,106)	(11,661)
14	All Other	(222)	(222)
15		<hr/>	<hr/>
16	TOTAL	(11,328)	(11,883)

17 Provides for the deallocation
 18 of funds to reduce one Clerk
 19 Typist II position from full
 20 time to part time to more
 21 appropriately align work
 22 assignments and
 23 responsibilities.

24 **Marine Patrol - Bureau of**

25	Positions - Legislative Count	(0.500)	(0.500)
26	Personal Services	11,106	11,661
27	All Other	222	222
28		<hr/>	<hr/>
29	TOTAL	11,328	11,883

30 Provides for the allocation
 31 of funds to establish
 32 1/2-time Clerk Typist II
 33 position to more
 34 appropriately align work
 35 assignments and
 36 responsibilities.

37 **DEPARTMENT OF MARINE RESOURCES**

38	TOTAL	<hr/>	<hr/>
39		105,541	104,350

40 **MENTAL HEALTH, MENTAL RETARDATION**
 41 **AND SUBSTANCE ABUSE,**
 42 **DEPARTMENT OF**

43 **Augusta Mental Health Institute**

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. C. S.

2	All Other	23,855	23,840
4	Provides for the allocation of funds for psychiatric services in the outpatient clinic.		
8	Augusta Mental Health Institute		
10	Positions - Legislative Count	(3.000)	(3.000)
12	Personal Services	183,237	186,902
14	All Other	82,473	84,865
16	TOTAL	<u>265,710</u>	<u>271,767</u>
18	Provides for the allocation of funds to continue one Physician III position, one Nurse IV position and 2 part-time Medical Care Coordinator positions for the dental clinic in Regions I and II.		
24	Bangor Mental Health Institute		
26	All Other	24,866	25,364
30	Provides for the allocation of funds for the continuation of the dental clinic in Region III.		
34	Disproportionate Share - Bangor Mental Health Institute		
36	Positions - Legislative Count	(-1.000)	(-1.000)
40	Provides for the elimination of one Habilitation Aide position.		
44	Bangor Mental Health Institute		
46	Positions - Legislative Count	(-13.500)	(-13.500)
48	Personal Services	(376,827)	(377,797)
50	All Other	(100,227)	(112,511)
	TOTAL	<u>(477,054)</u>	<u>(490,308)</u>

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R of S.

2 Provides for the deallocation
of funds in order to transfer
4 savings to the regional
system by transferring 2
6 Management Analyst II
positions to Regional
Administration and
8 eliminating one Director of
Administrative Services
10 position, one Food Services
Worker position, one
12 Librarian I position, one
Teacher Aide Institution
14 position, one Assistant Team
Leader position, 3 Mental
16 Health Worker I positions,
one Institutional Custodial
18 Worker position, one
Occupational Therapy
20 Assistant position, one
part-time Custodial Worker II
22 position and one Painter
position.

24
26 **DEPARTMENT OF MENTAL HEALTH, MENTAL
RETARDATION and SUBSTANCE ABUSE
TOTAL**

(162,623)	(169,337)
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28
30 **PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF**

32 **Bureau of Banking**

34 Positions - Legislative Count	(2,000)	(2,000)
36 Personal Services	82,508	86,742
All Other	10,580	10,607
38 TOTAL	93,088	97,349

40 Provides for the allocation
of funds for salary, benefits
42 and support costs of 2 Senior
Securities Specialist
44 positions.

46 **Board of Registration for
Professional Engineers**

48 Positions - FTE Count	(0.219)	(0.219)
50 Personal Services	3,876	4,007

12 of 8

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
4 of funds for the increase in
6 the number of part-time hours
by 456 hours for a Clerk
Typist I position.

8 **DEPARTMENT OF PROFESSIONAL AND
10 FINANCIAL REGULATION**

TOTAL 96,964 101,356

12 **PUBLIC SAFETY, DEPARTMENT OF**

14 **Administration**

16 Positions - Legislative Count (-29,000) (-29,000)
17 Personal Services (1,245,007) (1,280,243)
18 All Other (411,187) (437,488)

20 **TOTAL** (1,656,194) (1,717,731)

22 Provides for the deallocation
24 of funds to permit the
transfer of the licensing and
26 inspection functions to the
Licensing and Enforcement -
27 Beano and Games and to the
28 State Fire Marshal's Office
program in order to align
30 departmental structure to
authorizing statutes.

32 **Administration**

34 Positions - Legislative Count (-1,000) (-1,000)

36 Provides for the elimination
38 of one Public Safety
Inspector I position.

40 **Emergency Services Communication Bureau**

42 Positions - Legislative Count (2,000) (2,000)
43 Personal Services 127,847 129,130
44 All Other 5,219 5,235

46 **TOTAL** 133,066 134,365

48 Provides for the allocation
50 of funds for the continuation

COMMITTEE AMENDMENT

R. G. S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 of 2 limited period
3 positions, one Staff
4 Development Coordinator and
5 one Director, Special
6 Projects. These positions
7 were established by Financial
8 Orders 2383 F9 and 2384 F9.

Office of Fire Marshal

10	Positions - Legislative Count	(16.000)	(16.000)
12	Personal Services	641,096	660,353
14	All Other	229,154	243,480
16	TOTAL	<u>870,250</u>	<u>903,833</u>

18 Provides for the allocation
19 of funds to permit the
20 transfer of licensing and
21 inspection functions to the
22 State Fire Marshal's Office
23 that is necessary to align
24 departmental structure to
authorizing statutes.

Licensing And Enforcement

28	Positions - Legislative Count	(13.000)	(13.000)
30	Personal Services	603,911	619,890
32	All Other	234,697	246,672
34	TOTAL	<u>838,608</u>	<u>866,562</u>

36 Provides for the allocation
37 of funds to permit the
38 transfer in of the licensing
39 functions to Licensing and
40 Enforcement - Beano and Games
41 that is necessary to align
42 departmental structure to
authorizing statutes.

Office of Fire Marshal

44	Positions - Legislative Count	(1.000)	(1.000)
46	Personal Services	36,220	38,032
48	All Other	2,573	2,573
50	TOTAL	<u>38,793</u>	<u>40,605</u>

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2 Provides for the allocation
 3 of funds to establish one
 4 Public Safety Inspector I
 5 position necessary to reduce
 6 inspection backlogs.

8 **DEPARTMENT OF PUBLIC SAFETY**

	224,523	227,634
--	---------	---------

10 **SECRETARY OF STATE,
 11 DEPARTMENT OF THE**

12 **Administration - Archives**

14 Personal Services 5,685

16 Provides for the
 17 appropriation of funds to
 18 continue one project Clerk
 19 Typist II position as
 20 established by Financial
 21 Order 2642 F9 through
 22 September, 1999.

24 **DEPARTMENT OF THE SECRETARY
 25 OF STATE**

	5,685	0
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28 **WORKERS' COMPENSATION BOARD**

30 **Administration**

Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(93,864)	(98,750)
All Other	93,864	98,750

	0	0
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38 Provides for the allocation
 39 of funds through the transfer
 40 of one Computer Programmer
 41 position and one Programmer
 42 Analyst position to the
 43 Department of Labor and for
 44 the costs associated with
 45 contracting for these
 46 programming services.

48 **Administration - Workers'
 49 Compensation Board**

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Personal Services	148,432	152,529
	All Other	58,910	197,217
4			
	TOTAL	<u>207,342</u>	<u>349,746</u>

6
8 Provides for the allocation
of funds for 3 positions in
the Worker Advocate program.
10 These positions are currently
authorized and will be funded
12 through the use of cash
reserves.

14
16 **Administration - Workers'
Compensation Board**

18	Unallocated		(384,570)
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20 Provides for the deallocation
of funds as a result of
22 efficiencies and streamlining
identified by the Workers'
24 Compensation Board for the
purpose of complying with
26 assessment limitations in the
Maine Revised Statutes, Title
28 39-A, section 154, subsection
6. The Workers' Compensation
30 Board is authorized to
transfer, by financial order,
32 these savings between the
Personal Services and All
34 Other line categories within
the Administration - Workers'
36 Compensation Board program.

38 **Administration - Workers'
Compensation Board**

40	Personal Services	34,720	34,824
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42 Provides for the allocation
of funds for the range change
44 of 3 Deputy Directors from
range 82 to range 85.

48	WORKERS' COMPENSATION BOARD		
50	TOTAL	<u>242,062</u>	<u>0</u>

COMMITTEE AMENDMENT

R. 258

SECTION		
2	TOTAL ALLOCATIONS	10,618,126
		11,018,026
4	Sec. A-4. Allocation. The following funds are allocated from	
6	the Federal Block Grant Fund for the fiscal years ending June 30,	
	2000 and June 30, 2001 to carry out the purposes of this Part.	
8		1999-00
		2000-01
10	CORRECTIONS, DEPARTMENT OF	
12	Corrections - Administration	
14	Positions - Legislative Count	(3,000)
	Personal Services	124,541
16	All Other	1,759,459
		(3,000)
		131,778
		1,752,222
18	Provides for the allocation	
20	of funds to continue funding	
22	of 3 positions established in	
	fiscal year 1998-99 and	
24	related All Other funds	
	including funding for	
26	technology and programming,	
	which will be used to develop	
	programs in juvenile justice.	
28	DEPARTMENT OF CORRECTIONS	
30	TOTAL	1,884,000
		1,884,000
32	HUMAN SERVICES, DEPARTMENT OF	
34	Central Bureau of Child and	
	Family Services	
36	Positions - Legislative Count	(-1,000)
	Personal Services	(50,767)
38	All Other	(1,249)
		(-1,000)
		(51,275)
		(1,262)
40	TOTAL	(52,016)
		(52,537)
42	Provides for the deallocation	
44	of funds due to the transfer	
46	of one Management Analyst II	
	position to the Social	
48	Services Block Grant	
	Purchased Services account.	

R 48

Child Care Services

2			
	Positions - Legislative Count	(-4,000)	(-4,000)
4	Personal Services	(163,049)	(171,863)
	All Other	(5,485)	(5,746)
6			
	TOTAL	<u>(168,534)</u>	<u>(177,609)</u>

8
10 Provides for the deallocation
of funds from the transfer of
12 2 Community Careworker
positions, one Planning and
14 Research Associate I position
and one Social Services
16 Program Specialist II
position to the Auditing,
18 Contracting and Licensing
Service Center Block Grant
account.

Dental Disease Prevention

22			
	Positions - Legislative Count	(-1,000)	(-1,000)
24	Personal Services	(22,830)	(24,428)

26 Provides for the deallocation
of funds through the transfer
28 of a Clerk Typist II position
from the Oral Health Program
30 to support Bureau of Health
administrative activities.

Bureau of Health

34			
	Positions - Legislative Count	(1,000)	(1,000)
36	Personal Services	22,830	24,428

38 Provides for the allocation
of funds for the transfer of
40 one Clerk Typist II position
from the Oral Health Program
42 to support Bureau of Health
administrative activities.

Purchased Social Services

46			
	Positions - Legislative Count	(1,000)	(1,000)
48	Personal Services	50,767	51,275
	All Other	1,249	1,262
50			
	TOTAL	<u>52,016</u>	<u>52,537</u>

11 of 12

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
 of funds from the transfer of
 4 one Management Analyst II
 position from the Bureau of
 6 Child and Family Services
 Block Grant account.

8
 10 **Auditing, Contracting and Licensing
 Service Center**

12	Positions - Legislative Count	(4.000)	(4.000)
	Personal Services	163,049	171,863
14	All Other	5,485	5,746
16	TOTAL	<u>168,534</u>	<u>177,609</u>

18 Provides for the allocation
 of funds from the transfer of
 20 2 Community Careworker
 positions, one Planning and
 22 Research Associate I position
 and one Social Services
 24 Program Specialist II
 position from the Child Care
 26 Development Fund Block Grant
 account.

28
 30 **Auditing, Contracting and Licensing
 Service Center**

32	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(54,380)	(54,380)
34	All Other	(1,500)	(1,500)
36	TOTAL	<u>(55,880)</u>	<u>(55,880)</u>

38 Provides for the deallocation
 of funds through the transfer
 40 of one Drug/Alcohol Research
 Analyst position to the
 42 Office of Substance Abuse in
 the Department of Mental
 44 Health, Mental Retardation
 and Substance Abuse Services.

46
 48 **Additional Support for Persons in
 Retraining and Employment**

50	Positions - Legislative Count	(6.000)	(6.000)
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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

12 of 8

2	Personal Services	175,776	181,050
	All Other	(196,776)	(181,050)
4	Capital Expenditures	21,000	
6	TOTAL	<u>0</u>	<u>0</u>

8 Provides for the allocation
of funds to establish 6 Human
10 Services Aide III positions
12 resulting from the transfer
14 of All Other funds for
16 contracted case management
services that have an
employer/employee
relationship.

18 **Additional Support for Persons in
Retraining and Employment**

20	All Other		2,972,558
----	-----------	--	-----------

22 Provides for the allocation
of funds from the balance
24 brought forward from fiscal
year 1997-98 for ASPIRE-TANF
26 to cover the expansion of
transitional child care for
28 working TANF families who
voluntarily withdraw from the
30 TANF benefit program, and the
increased cost of support
32 services and child care
34 services due to policy
changes.

36 **Bureau of Family Independence**

38	All Other	5,734,180	
----	-----------	-----------	--

40 Provides for the allocation
of funds for the Automated
42 Client Eligibility System
(ACES). These funds were
44 originally allocated in
fiscal year 1997-98
46 (\$4,850,000) and in fiscal
year 1998-99 (\$884,180) and
48 will be available for
50 reallocation.

2000

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

**Bureau of Family Independence -
Regional**

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All Other

1,344,636

Provides for the allocation of funds from the balance brought forward from fiscal year 1997-98 to be used for data processing and computer costs in the regional offices related to the Automated Client Eligibility System (ACES).

Temporary Assistance for Needy Families

All Other

2,887,708

Provides for the allocation of funds from the balance brought forward from fiscal year 1997-98 in the TANF Block Grant benefits into fiscal year 1999-00 to provide for cost-of-living benefit adjustments and similar treatment of earned income statewide.

Temporary Assistance for Needy Families

All Other

1,443,854

Provides for the allocation of funds into the TANF Block Grant account in fiscal year 2000-01 from the balance brought forward from fiscal year 1997-98 in the ASPIRE Block Grant account to provide for cost-of-living benefit adjustments and similar treatment of earned income statewide.

DEPARTMENT OF HUMAN SERVICES

TOTAL

9,910,644

4,360,532

R. 2/8

2	MENTAL HEALTH, MENTAL RETARDATION		
4	AND SUBSTANCE ABUSE SERVICES,		
	DEPARTMENT OF		
6	Office of Substance Abuse		
8	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	54,380	54,380
10	All Other	1,500	1,500
12	TOTAL	<u>55,880</u>	<u>55,880</u>
14	Provides for the allocation		
16	of funds through the transfer		
18	of one Drug/Alcohol Research		
20	Analyst position from the		
22	Department of Human Services,		
	Audit, Contracting and		
	Licensing Service Center.		
24	Office of Substance Abuse		
26	All Other	877,311	877,311
28	Provides for the allocation		
30	of funds as a result of an		
32	increase in the Substance		
	Abuse Prevention and		
	Treatment block grant for the		
	purpose of providing		
	substance abuse services.		
34	DEPARTMENT OF MENTAL HEALTH, MENTAL		
36	RETARDATION AND SUBSTANCE ABUSE		
	SERVICES		
38	TOTAL	<u>933,191</u>	<u>933,191</u>
40	SECTION		
	TOTAL ALLOCATIONS	<u>12,727,835</u>	<u>7,177,723</u>
42	Sec. A-5. Allocation. The following funds are allocated from		
44	the Office of Information Services Fund for the fiscal years		
46	ending June 30, 2000 and June 30, 2001 to carry out the purposes		
	of this Part.		
48		1999-00	2000-01
50	ADMINISTRATIVE AND FINANCIAL		
	SERVICES, DEPARTMENT OF		

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Information Services

Positions - Legislative Count	(3.000)	(3.000)
Personal Services	154,467	163,995

Provides for the allocation of funds to reflect the transfer of 2 Programmer Analyst positions and one Senior Programmer Analyst position from the Bureau of Accounts and Control.

Information Services

Personal Services	231,630	188,593
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Provides for the allocation of funds for the continuation of 2 limited-period GIS Coordinator positions and 6 limited-period Cartographer position as established by Financial Order 2418 F9 to aid in the establishment of the enhanced 911 system. Three of the Cartographer positions will be terminated December 31, 1999. The remainder of the positions will end June 30, 2001.

Information Services

Positions - Legislative Count	(9.000)	(9.000)
Personal Services	428,886	439,620

Provides for the allocation of funds through the transfer of one Tax Examiner position, one Accountant I position, 3 Information Systems Support Technician positions, 2 Information System Support Specialist II positions, one Information System Support Manager position and one Information System Support Specialist position from the

R & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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Bureau of Revenue Services
program.

Information Services

Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(23,700)	(24,794)

Provides for the deallocation of funds to reflect the transfer of one Clerk Typist II position no longer required for operations in the Bureau of Information Services to the Division of Financial and Personnel Services.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
TOTAL

791,283	767,414
---------	---------

SECTION
TOTAL ALLOCATIONS

791,283	767,414
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Sec. A-6. Allocation. The following funds are allocated from the Risk Management Fund for the fiscal years ending June 30, 2000 and June 30, 2001 to carry out the purposes of this Part.

1999-00	2000-01
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ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Claims Risk Management

Personal Services	14,585	15,344
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Provides for the allocation of funds for the establishment of one Claims Manager position and the elimination of one Clerk Typist II position.

Administration - Risk Management

All Other	58,288	57,045
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COMMITTEE AMENDMENT

R. G. S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
4 of funds to pay for the costs
6 associated with an Assistant
8 Attorney General to handle
10 employment discrimination
12 cases.

8
10 **DEPARTMENT OF ADMINISTRATIVE
AND FINANCIAL SERVICES**
12 **TOTAL**

72,873 72,389

12
14 **SECTION**
TOTAL ALLOCATIONS

72,873 72,389

16 **Sec. A-7. Allocation.** The following funds are allocated from
18 the Workers' Compensation Management Fund for the fiscal years
20 ending June 30, 2000 and June 30, 2001 to carry out the purposes
22 of this Part.

20 **1999-00** **2000-01**

22
24 **ADMINISTRATIVE AND FINANCIAL**
SERVICES, DEPARTMENT OF
26 **Workers' Compensation Management**
Fund Program

28 Personal Services 18,493

30
32 Provides for the allocation
34 of funds to continue one
36 project Employee Benefits
38 Technician position
established by Financial
Order 2637 F9 to December 1,
1999.

40 **Administration - Workers' Compensation**

42 All Other 58,288 57,045

44 Provides for the allocation
46 of funds to pay for the costs
48 associated with a
50 Limited-period Assistant
Attorney General position to
handle workers' compensation
cases.

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
	TOTAL	76,781	57,045
4			
	SECTION		
6	TOTAL ALLOCATIONS	76,781	57,045

8 **Sec. A-8. Allocation.** The following funds are allocated from
 10 the Real Property Lease Internal Service Fund for the fiscal
 years ending June 30, 2000 and June 30, 2001 to carry out the
 purposes of this Part.

12		1999-00	2000-01
14			

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

18 **Buildings and Grounds Operations**

20	All Other	583,914	592,693
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22 Provides for the allocation
 24 of funds for the operation of
 the Lewiston Office Complex
 26 that is to be eliminated as a
 separate operation account
 and absorbed into the Lease
 28 Operations Fund.

30	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
32	TOTAL	583,914	592,693
34			
	SECTION		
36	TOTAL ALLOCATIONS	583,914	592,693

38 **Sec. A-9. Allocation.** The following funds are allocated from
 the Island Ferry Services Fund for the fiscal years ending June
 30, 2000 and June 30, 2001 to carry out the purposes of this Part.

40		1999-00	2000-01
42			

44 **TRANSPORTATION, DEPARTMENT OF**

Island Ferry Service

46	All Other	50,000	50,000
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48

R. 018.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides for the allocation
of funds to provide for the
4 cost of barging highway
materials to the islands
6 serviced by the Maine State
Ferry Service.

8 **Island Ferry Service**

10	Positions - Legislative Count	(1.000)	(1.000)
	Positions - FTE Count	(1.750)	(1.750)
12	Personal Services	65,523	66,498
	All Other	938	953
14		<hr/>	<hr/>
	TOTAL	66,461	67,451

16
18 Provides for the allocation
of funds for one Ferry
Service Terminal Agent
20 position, one part-time Ferry
Service Terminal Agent
22 position, 1,040 hours, and 2
seasonal Ferry Service
24 Terminal Agent positions,
2,600 hours, to provide
26 additional staffing at the
terminals in Rockland and
28 Islesboro.

30	DEPARTMENT OF TRANSPORTATION		
	TOTAL	<hr/>	<hr/>
		116,461	117,451
32			
	SECTION		
34	TOTAL ALLOCATIONS	<hr/>	<hr/>
		116,461	117,451

36 **Sec. A-10. Allocation.** The following funds are allocated from
the Highway Fund for the fiscal years ending June 30, 2000 and
38 June 30, 2001 to carry out the purposes of this Part.

40		1999-00	2000-01
42	PUBLIC SAFETY,		
	DEPARTMENT OF		
44			
	State Police		
46			
	Personal Services	86,203	89,132

48
50 Provides for the allocation
of funds for the Highway Fund

COMMITTEE AMENDMENT

R of S.

2 share of one Forensic Chemist
 3 II position, one DNA Forensic
 4 Analyst position and one
 5 Forensic Specialist position
 6 to support the DNA function
 7 of the Maine State Police
 8 Crime Laboratory.

10 **State Police**

11 Capital Expenditures (92,400) 92,400

12 Provides for the deallocation
 13 of funds for the Highway Fund
 14 share of 7 vehicles in fiscal
 15 year 1999-00 in order to
 16 properly align budget request
 17 for the purchase of these
 18 vehicles in fiscal year
 19 2000-01.

22 **State Police**

23 Personal Services 113,456 155,155

24 Provides for the allocation
 25 of funds for the Highway Fund
 26 share of one Identification
 27 Specialist III position, one
 28 Identification Specialist II
 29 position, 2 Identification
 30 Specialist I positions, one
 31 Programmer Analyst position
 32 and one Management Analyst II
 33 position. These positions
 34 are required to service an
 35 increased demand for
 36 noncriminal justice
 37 background checks, to provide
 38 support necessary to maintain
 39 the criminal history records
 40 system, and to provide audit,
 41 training and validation
 42 services required by law.

46 **DEPARTMENT OF PUBLIC
 47 SAFETY**

48 **TOTAL** 107,259 336,687

50 **SECTION**

51 **TOTAL ALLOCATIONS** 107,259 336,687

52

RdS.
2

PART B

4 **Sec. B-1. Appropriations.** There are appropriated from the
 6 General Fund for the fiscal years ending June 30, 2000 and June
 8 30, 2001 to the departments listed the sums identified in the
 following in order to provide funding for approved
 reclassifications and range changes.

	1999-00	2000-01
12 ADMINISTRATIVE AND FINANCIAL		
14 SERVICES, DEPARTMENT OF		
16 Bureau of the Budget		
18 Personal Services	\$2,620	\$2,627
20 Buildings and Grounds Operations		
22 Personal Services	6,796	9,372
24 Public Improvements - Division		
of Safety and Environmental Services		
26 Personal Services	7,626	9,758
28 DEPARTMENT OF ADMINISTRATIVE		
30 AND FINANCIAL SERVICES		
TOTAL	17,042	21,757
32 AGRICULTURE, FOOD AND RURAL		
34 RESOURCES, DEPARTMENT OF		
36 Division of Animal Health		
38 and Industry		
Personal Services	9,672	9,702
40 DEPARTMENT OF AGRICULTURE,		
42 FOOD AND RURAL RESOURCES		
TOTAL	9,672	9,702
44		
46 ATLANTIC SALMON AUTHORITY		
48 Atlantic Salmon Authority		
50 Personal Services	2,313	2,313

R of S

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	ATLANTIC SALMON AUTHORITY		
	TOTAL	<u>2,313</u>	<u>2,313</u>
4			
6	CONSERVATION, DEPARTMENT OF		
8	Administrative Services -		
	Conservation		
10	Personal Services	4,661	5,717
12			
	Parks - General Operations		
14	Personal Services	4,462	5,879
16			
	DEPARTMENT OF CONSERVATION		
18	TOTAL	<u>9,123</u>	<u>11,596</u>
20			
	CORRECTIONS, DEPARTMENT OF		
22			
	Administration - Corrections		
24	Personal Services	32,110	39,471
26			
	Correctional Center		
28	Personal Services	5,121	5,134
30			
	DEPARTMENT OF CORRECTIONS		
32	TOTAL	<u>37,231</u>	<u>44,605</u>
34			
	ECONOMIC AND COMMUNITY		
36	DEVELOPMENT, DEPARTMENT OF		
38	Administration - Economic and		
	Community Development		
40	Personal Services	4,629	4,639
42			
	Business Development		
44	Personal Services	1,037	1,040
46			
	Maine State Film Commission		
48	Personal Services	7,740	7,763
50			

COMMITTEE AMENDMENT

12. 2. 8.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Office of Tourism		
	Personal Services	6,379	6,379
4			
6	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
	TOTAL	<u>19,785</u>	<u>19,821</u>
8			
10	EDUCATION, DEPARTMENT OF		
12	Leadership		
14	Personal Services	824	811
16	Management Information Systems		
18	Personal Services	3,712	3,723
20	Support Systems		
22	Personal Services	1,919	1,925
24	DEPARTMENT OF EDUCATION		
26	TOTAL	<u>6,455</u>	<u>6,459</u>
28	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
30	Air Quality		
32	Personal Services	549	593
34	Land And Water Quality		
36	Personal Services	13,636	14,391
38	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
40	TOTAL	<u>14,185</u>	<u>14,984</u>
42			
44	EXECUTIVE DEPARTMENT		
46	Planning Office		
48	Personal Services	1,489	1,494
50	EXECUTIVE DEPARTMENT	<u> </u>	<u> </u>

COMMITTEE AMENDMENT

R. 68

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	TOTAL	1,489	1,494
4	HUMAN SERVICES, DEPARTMENT OF		
6	Office of Management and Budget		
8	Personal Services	6,610	6,610
10	Bureau of Child and Family Services - Central		
12	Personal Services	5,620	5,620
14	Bureau of Family Independence - Central		
16	Personal Services	7,025	9,160
18	Bureau of Health		
20	Personal Services	31,890	31,890
22	Service Center - Auditing, Contracting and Licensing		
24	Personal Services	2,925	2,925
26	DEPARTMENT OF HUMAN SERVICES		
28	TOTAL	<u>54,070</u>	<u>56,205</u>
30			
32	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
34	Administrative Services - Inland Fisheries and Wildlife		
36	Personal Services	3,344	5,658
38	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
40	TOTAL	<u>3,344</u>	<u>5,658</u>
42			
44	MARINE RESOURCES, DEPARTMENT OF		
46	Division of Administrative Services		
48			
50			

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. 058.

2	Personal Services	11,026	11,159
4	Bureau of Marine Patrol		
6	Personal Services	6,345	6,389
8	DEPARTMENT OF MARINE RESOURCES		
	TOTAL	<u>17,371</u>	<u>17,548</u>
10			
12	MENTAL HEALTH, MENTAL RETARDATION		
14	AND SUBSTANCE ABUSE SERVICES,		
16	DEPARTMENT OF		
18	Administration - Mental Health		
20	and Mental Retardation		
22	Personal Services	3,764	5,111
24	Aroostook Residential Center		
26	Personal Services	7,477	9,533
28	Elizabeth Levinson Center		
30	Personal Services	1,990	1,996
32	Mental Health Services - Children		
34	Personal Services	5,773	7,731
36	Office of Substance Abuse		
38	Personal Services	27,643	32,203
40			
42	DEPARTMENT OF MENTAL HEALTH, MENTAL		
44	RETARDATION AND SUBSTANCE ABUSE		
46	SERVICES		
48	TOTAL	<u>46,647</u>	<u>56,574</u>
50			
	PUBLIC SAFETY, DEPARTMENT OF		
	Administration - Public Safety		
	Personal Services	4,475	4,475
	Criminal Justice Academy		
	Personal Services	1,165	1,165

COMMITTEE AMENDMENT

R of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	DEPARTMENT OF PUBLIC SAFETY		
4	TOTAL	5,640	5,640
6	SECTION		
8	TOTAL APPROPRIATIONS	244,367	274,356
10	Sec. B-2. Allocations. There are allocated from the Federal Expenditures Fund for the fiscal years ending June 30, 2000 and June 30, 2001 to the departments listed the sums identified in the following in order to provide funding for approved reclassifications and range changes.		
14		1999-00	2000-01
16	CONSERVATION, DEPARTMENT OF		
18	Division of Forest Policy and		
20	Management		
22	Personal Services	4,028	6,235
24	All Other	(4,028)	(6,235)
26	TOTAL	0	0
28	DEPARTMENT OF CONSERVATION		
30	TOTAL	0	0
32	DEFENSE, VETERANS AND EMERGENCY		
34	MANAGEMENT, DEPARTMENT OF		
36	Military Training and Operations		
38	Personal Services	2,237	2,237
40	DEPARTMENT OF DEFENSE, VETERANS		
42	AND EMERGENCY MANAGEMENT		
44	TOTAL	2,237	2,237
46	ENVIRONMENTAL PROTECTION,		
48	DEPARTMENT OF		
50	Remediation and Waste Management		
	Personal Services	4,405	4,838
	Remediation and Waste Management		

COMMITTEE AMENDMENT

R.C.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Personal Services	5,319	6,998
4	Remediation and Waste Management		
6	Personal Services	3,013	4,254
8	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
10	TOTAL	<u>12,737</u>	<u>16,090</u>
12			
14	HUMAN SERVICES, DEPARTMENT OF		
16	Office of Management and Budget		
18	Personal Services	7,450	7,450
20	Bureau of Family Independence - Central		
22	Personal Services	5,270	5,270
24	Bureau of Health		
26	Personal Services	9,715	9,715
28	Bureau of Medical Services		
30	Personal Services	27,301	29,505
32	Office of Management and Budget Operations - Regional		
34	Personal Services	7,635	8,700
36			
38	DEPARTMENT OF HUMAN SERVICES TOTAL	<u>57,371</u>	<u>60,640</u>
40			
42	PUBLIC SAFETY, DEPARTMENT OF		
44	Highway Safety - Department of Public Safety		
46	Personal Services	2,890	2,890
48	State Police		
50	Personal Services	2,005	2,005

COMMITTEE AMENDMENT

R of S.

2	DEPARTMENT OF PUBLIC SAFETY		
4	TOTAL	4,895	4,895
6	SECTION		
8	TOTAL ALLOCATIONS	77,240	83,862
10	Sec. B-3. Allocations. There are allocated from the Other		
12	Special Revenue funds for the fiscal years ending June 30, 2000		
14	and June 30, 2001 to the departments listed the sums identified		
16	in the following in order to provide funding for approved		
18	reclassifications and range changes.		
20		1999-00	2000-01
22	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
24	Division of Financial and Personnel Services		
26	Personal Services	3,723	5,734
28	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
30	TOTAL	3,723	5,734
32	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
34	Division of Animal Health and Industry		
36	Personal Services	3,224	3,234
38	All Other	(3,224)	(3,234)
40	TOTAL	0	0
42	DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES		
44	TOTAL	0	0
46	BAXTER STATE PARK AUTHORITY		
48	Baxter State Park Authority		
50	Personal Services	2,750	4,366

R. G. B.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	BAXTER STATE PARK AUTHORITY		
	TOTAL	2,750	4,366
4			
6	CONSERVATION, DEPARTMENT OF		
8	Administrative Services -		
	Conservation		
10	Personal Services	1,528	2,575
12			
	Boating Facilities Fund		
14	Personal Services	5,341	5,931
16	All Other	(5,341)	(5,931)
18	TOTAL	0	0
20	DEPARTMENT OF CONSERVATION		
	TOTAL	1,528	2,575
22			
24	CORRECTIONS, DEPARTMENT OF		
26	Charleston Correctional Facility		
28	Personal Services	2,322	2,338
	All Other	(2,322)	(2,338)
30	TOTAL	0	0
32			
	DEPARTMENT OF CORRECTIONS		
34	TOTAL	0	0
36			
38	ENVIRONMENTAL PROTECTION,		
	DEPARTMENT OF		
40	Maine Environmental Protection		
	Fund		
42	Personal Services	14,744	17,118
44			
	Remediation and Waste Management		
46	Personal Services	3,059	3,124
48			
50	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

R. of S.

2	TOTAL	17,803	20,242
4	EXECUTIVE DEPARTMENT		
6	Planning Office		
8	Personal Services	2,423	2,431
10	EXECUTIVE DEPARTMENT		
12	TOTAL	<u>2,423</u>	<u>2,431</u>
14	HUMAN SERVICES, DEPARTMENT OF		
16	Plumbing - Control Over		
18	Personal Services	3,280	3,280
20	DEPARTMENT OF HUMAN SERVICES		
22	TOTAL	<u>3,280</u>	<u>3,280</u>
24	MARINE RESOURCES, DEPARTMENT OF		
26	Division of Administrative Services		
28	Personal Services	6,985	7,006
30	Bureau of Resource Management		
32	Personal Services	4,914	6,756
34	DEPARTMENT OF MARINE RESOURCES		
36	TOTAL	<u>11,899</u>	<u>13,762</u>
38	PROFESSIONAL AND FINANCIAL		
40	REGULATION, DEPARTMENT OF		
42	Administrative Services -		
44	Professional and Financial		
46	Regulation		
48	Personal Services	9,279	9,279
50	DEPARTMENT OF PROFESSIONAL AND		
	FINANCIAL REGULATION		
	TOTAL	<u>9,279</u>	<u>9,279</u>

R.C.S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	PUBLIC SAFETY, DEPARTMENT OF		
4	Criminal Justice Academy		
6	Personal Services	1,935	1,935
8	Emergency Services Communication Bureau		
10	Personal Services	1,957	1,957
12	Office of Fire Marshal		
14	Personal Services	26,824	26,824
16			
18	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	<u>30,716</u>	<u>30,716</u>
20			
22	SECTION		
	TOTAL ALLOCATIONS	<u>83,401</u>	<u>92,385</u>

24 **Sec. B-4. Allocations.** There are allocated from the Federal
 26 Block Grant Fund for the fiscal years ending June 30, 2000 and
 28 June 30, 2001 to the departments listed the sums identified in
 the following in order to provide funding for approved
 reclassifications and range changes.

30		1999-00	2000-01
----	--	----------------	----------------

32	HUMAN SERVICES, DEPARTMENT OF		
34	Bureau of Health		
36	Personal Services	3,055	3,055
	All Other	(3,055)	(3,055)
38			
	TOTAL	<u>0</u>	<u>0</u>
40			
42	Hypertension Control		
	Personal Services	1,555	1,835
44	All Other	(1,555)	(1,835)
46			
	TOTAL	<u>0</u>	<u>0</u>
48	Maternal and Child Health		
50	Personal Services	5,725	5,725

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	All Other	(5,725)	(5,725)
4	TOTAL	<u>0</u>	<u>0</u>
6	Risk Reduction		
8	Personal Services	2,115	2,115
10	All Other	(2,115)	(2,115)
12	TOTAL	<u>0</u>	<u>0</u>
14	DEPARTMENT OF HUMAN SERVICES		
16	TOTAL	<u>0</u>	<u>0</u>
18	SECTION		
	TOTAL ALLOCATIONS	<u>0</u>	<u>0</u>

20 **Sec. B-5. Allocations.** There are allocated from the Central
 22 Motor Pool fund for the fiscal years ending June 30, 2000 and
 24 June 30, 2001 to the departments listed the sums identified in
 the following in order to provide funding for approved
 reclassifications and range changes.

		1999-00	2000-01
26	ADMINISTRATIVE AND FINANCIAL		
28	SERVICES, DEPARTMENT OF		
30	Central Motor Pool		
32	Personal Services	724	726
34	DEPARTMENT OF ADMINISTRATIVE		
36	AND FINANCIAL SERVICES		
38	TOTAL	<u>724</u>	<u>726</u>
40	SECTION		
42	TOTAL ALLOCATIONS	<u>\$724</u>	<u>\$726</u>

PART C

44 **Sec. C-1. Appropriation.** There are appropriated from the
 46 General Fund for the fiscal years ending June 30, 2000 and June
 48 30, 2001, to the departments listed, the sums identified in the
 following in order to provide funding for approved
 reclassifications and range changes.

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

	1999-00	2000-01
2		
4	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
6	Buildings and Grounds Operations	
8	All Other (\$14,422)	(\$19,130)
10	Provides funds for approved reclassifications in this	
12	program and the Public Improvements - Division of	
14	Safety and Environmental Services program.	
16	Revenue Services - Bureau Of	
18	All Other (2,620)	(2,627)
20	Provides funds for an approved reclassification and	
22	a range change in the Bureau of the Budget program.	
24		
26	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
28	TOTAL (17,042)	TOTAL (21,757)
30		
32	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF	
34	Division Of Animal Health And Industry	
36	All Other (9,672)	(9,702)
38	Provides funds for approved range changes.	
40		
42	DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES	
44	TOTAL (9,672)	TOTAL (9,702)
46	ATLANTIC SALMON AUTHORITY	
48	Atlantic Salmon Authority	
50	All Other (2,313)	(2,313)

COMMITTEE AMENDMENT

A. of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	Provides funds for an approved reclassification.		
4			
6	ATLANTIC SALMON AUTHORITY		
6	TOTAL	<u>(2,313)</u>	<u>(2,313)</u>
8	CONSERVATION, DEPARTMENT OF		
10	Administrative Services -		
12	Conservation		
14	All Other	(4,661)	(5,717)
16	Provides funds for approved reclassifications.		
18	Parks - General Operations		
20	All Other	(462)	(1,879)
22	Capital Expenditures	(4,000)	(4,000)
24	TOTAL	<u>(4,462)</u>	<u>(5,879)</u>
26	Provides funds for approved reclassifications.		
28	DEPARTMENT OF CONSERVATION		
30	TOTAL	<u>(9,123)</u>	<u>(11,596)</u>
32	CORRECTIONS, DEPARTMENT OF		
34	Correctional Program		
36	Improvement		
38	All Other	(32,110)	(39,471)
40	Provides funds for approved reclassifications in the Administration - Corrections program.		
42	Correctional Center		
44	All Other	(5,121)	(5,134)
46	Provides funds for an approved reclassification.		
50	DEPARTMENT OF CORRECTIONS	<u></u>	<u></u>

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	TOTAL	(37,231)	(44,605)
4	ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
6	Administration - Economic and		
8	Community Development		
10	All Other	(4,629)	(4,639)
12	Provides funds for an approved reclassification.		
14	Business Development		
16	All Other	(1,037)	(1,040)
18	Provides funds for an approved reclassification.		
20			
22	Office Of Tourism		
24	All Other	(14,119)	(14,142)
26	Provides funds for an approved reclassification in this program and range changes in the Maine State Film Commission program.		
28			
30			
32	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
34	TOTAL	<u>(19,785)</u>	<u>(19,821)</u>
36	EDUCATION, DEPARTMENT OF		
38	Leadership		
40	All Other	(824)	(811)
42	Provides funds for an approved reclassification.		
44			
46	Management Information Systems		
48	All Other	(3,712)	(3,723)

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

A of B.

2	Provides funds for an approved reclassification.		
4	Support Systems		
6	All Other	(1,919)	(1,925)
8	Provides funds for an approved reclassification.		
10			
12	DEPARTMENT OF EDUCATION		
	TOTAL	<u>(6,455)</u>	<u>(6,459)</u>
14			
16	ENVIRONMENTAL PROTECTION,		
	DEPARTMENT OF		
18	Air Quality		
20	All Other	(549)	(593)
22	Provides funds for an approved reclassification.		
24			
26	Land And Water Quality		
28	All Other	(13,636)	(14,391)
30	Provides funds for approved reclassifications.		
32	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		
34	TOTAL	<u>(14,185)</u>	<u>(14,984)</u>
36			
38	EXECUTIVE DEPARTMENT		
40	Planning Office		
42	All Other	(1,489)	(1,494)
44	Provides funds for an approved reclassification.		
46	EXECUTIVE DEPARTMENT		
	TOTAL	<u>(1,489)</u>	<u>(1,494)</u>
48			
50	HUMAN SERVICES,		

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

DEPARTMENT OF

Office Of Management
And Budget

All Other (6,610) (6,610)
Provides funds for an
approved reclassification.

Bureau Of Child And Family
Services - Central

All Other (5,620) (5,620)
Provides funds for an
approved reclassification.

Bureau Of Family
Independence - Central

All Other (7,025) (9,160)
Provides funds for approved
reclassifications.

Health - Bureau Of

All Other (31,890) (31,890)
Provides funds for approved
reclassifications and range
changes.

Service Center - Auditing,
Contracting And Licensing

All Other (2,925) (2,925)
Provides funds for an
approved reclassification.

DEPARTMENT OF HUMAN SERVICES
TOTAL

(54,070) (56,205)

INLAND FISHERIES AND
WILDLIFE, DEPARTMENT OF

Administrative Services - Inland

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2	Fisheries and Wildlife		
4	All Other	(3,344)	(5,658)
6	Provides funds for an approved reclassification.		
8	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
10	TOTAL	<u>(3,344)</u>	<u>(5,658)</u>
12			
14	MARINE RESOURCES, DEPARTMENT OF		
16	Division Of Administrative Services		
18	All Other	(11,026)	(11,159)
20	Provides funds for approved reclassifications and a range change.		
24	Marine Patrol - Bureau Of		
26	All Other	(6,345)	(6,389)
28	Provides funds for an approved range change.		
30			
32	DEPARTMENT OF MARINE RESOURCES		
34	TOTAL	<u>(17,371)</u>	<u>(17,548)</u>
36	MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE, DEPARTMENT OF		
38			
40	Administration - Mental Health and Mental Retardation		
42	All Other	(3,764)	(5,111)
44	Provides funds for an approved reclassification.		
46			
48	Mental Health Services - Children		
50	All Other	(7,763)	(9,727)

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2	Provides funds for approved reclassifications in this program and the Elizabeth Levinson Center program.		
4			
6			
8	Mental Retardation Services - Community		
10	All Other	(7,477)	(9,533)
12	Provides funds for an approved reclassification in the Aroostook Residential Center program.		
14			
16			
18	Office Of Substance Abuse		
20	All Other	(27,643)	(32,203)
22	Provides funds for approved reclassifications.		
24	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE		
26	TOTAL	<u>(46,647)</u>	<u>(56,574)</u>
28			
30	PUBLIC SAFETY, DEPARTMENT OF		
32			
34	Administration - Public Safety		
36	All Other	(4,475)	(4,475)
38	Provides funds for approved reclassifications and a range change.		
40			
42	Criminal Justice Academy		
44	All Other	(1,165)	(1,165)
46	Provides funds for an approved reclassification.		
48			
50	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	<u>(5,640)</u>	<u>(5,640)</u>

COMMITTEE AMENDMENT

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SECTION		
TOTAL APPROPRIATIONS	<u>(\$244,367)</u>	<u>(\$274,356)</u>

PART D

Sec. D-1. Allocation. In order to provide for the essential capital financing needs of state facilities for the biennium, the following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

	1999-00	2000-01
CORRECTIONS, DEPARTMENT OF		
Capital Construction/Repairs/Improvements - Corrections		
All Other	\$2,270,440	\$2,336,282

PART E

Sec. E-1. 5 MRSA §1509-A, as enacted by PL 1997, c. 643, Pt. U, §1, is amended to read:

§1509-A. Payment by credit card

State departments and agencies may implement, with the approval of the State Controller, procedures for accepting payment for goods and services, fines, forfeitures or any other fees by major credit cards or other electronic means. Unless otherwise provided for in law as of the effective date of this section, any administrative expenses or credit card fees incurred in connection with this method of receiving funds must be absorbed within the existing budget of the department or agency as authorized by the Legislature.

Sec. E-2. 5 MRSA §1590 is enacted to read:

§1590. Nonlapsing funds

1. Salary Plan. Any balance remaining in the Salary Plan program in the Department of Administrative and Financial Services at the end of any fiscal year must be carried forward for the next fiscal year.

2 2. Capital Construction, Repairs, Improvements. Any balance
3 remaining in the General Fund Capital, Construction, Repairs,
4 Improvements - Administrative program in the Department of
5 Administrative and Financial Services at the end of any fiscal
6 year must be carried forward for the next fiscal year.

7
8 **Sec. E-3. Department of Administrative and Financial Services;**
9 **lease-purchase authorization.** Pursuant to the Maine Revised
10 Statutes, Title 5, section 1587, the Department of Administrative
11 and Financial Services in cooperation with the Treasurer of State
12 may enter into financing arrangements in fiscal years 1999-00 and
13 2000-01 for the acquisition of motor vehicles for the Central
14 Motor Pool. The financing agreements may not exceed 4 years in
15 duration and \$4,600,000 in principal costs. The interest rate
16 may not exceed 6% and total interest costs may not exceed
17 \$690,000. The annual principal and interest costs must be paid
18 from the appropriate line category allocations in the Central
19 Motor Pool account.

20 **Sec. E-4. Proceeds from sale of property.** Notwithstanding any
21 provision of the law, any proceeds from the sale of property
22 currently located at the Maine Youth Center in South Portland,
23 must be deposited in the Capital Construction and Improvement
24 Reserve Fund - MYC account in the Department of Administrative
25 and Financial Services.

26
27 **Sec. E-5. Position authorization.** Notwithstanding any other
28 provision of law, the Department of Administrative and Financial
29 Services, Bureau of the Budget is authorized to establish one
30 limited-period Senior Budget Analyst position for backup for an
31 existing position assigned full time to the design and
32 implementation of the new Budget Management System and one
33 limited-period Management Analyst II position to provide project
34 management support to the Budget Management System project team.
35 These positions must be funded from the Budget Management System
36 project budget provided for in Public Law 1999, chapter 4 and
37 must end on August 31, 2000.

38
39 **Sec. E-6. Revenue reprojction.** Notwithstanding the Maine
40 Revised Statutes, Title 5, section 1513, subsection 1, the March
41 and May 1999 increases of revenue estimates for fiscal year
42 1998-99 during the First Regular Session of the 119th Legislature
43 do not require an increase in the transfer to the Maine Rainy Day
44 Fund.

45
46 **Sec. E-7. Revenue reprojction.** Notwithstanding the Maine
47 Revised Statutes, Title 5, section 1517, the March and May 1999
48 increases of revenue estimates for fiscal year 1998-99 during the
49 First Regular Session of the 119th Legislature do not require an
50 increase in the appropriation to the Retirement Allowance Fund.

R 282

4 **Sec. E-8. Carrying balance.** An amount not to exceed
6 \$1,100,000 of unencumbered balance remaining on June 30, 1999 in
8 the General Fund Homestead Property Tax Exemption Reimbursement
 program in the Department of Administrative and Financial
 Services may not lapse but must be carried forward to June 30,
 2000 to be used for the same purpose.

10 **Sec. E-9. Carrying balance.** An amount not to exceed \$60,000
12 of unencumbered balance remaining on June 30, 1999 in the General
14 Fund Homestead Property Tax Exemption - Mandate Reimbursement
 program in the Department of Administrative and Financial
 Services may not lapse but must be carried forward to June 30,
 2000 to be used for the same purpose.

16 **Sec. E-10. Carrying balance.** An amount not to exceed
18 \$1,800,000 of unencumbered balance remaining on June 30, 1999 in
20 the General Fund Maine Residents Property Tax Program in the
22 Department of Administrative and Financial Services may not lapse
 but must be carried forward to June 30, 2000 to be used for the
 same purpose.

24 **Sec. E-11. Carrying balance.** An amount not to exceed \$700,000
26 of unencumbered balance remaining on June 30, 1999 in the General
28 Fund Tree Growth Tax Reimbursement program in the Department of
 Administrative and Financial Services may not lapse but must be
 carried forward to June 30, 2000 to be used for the same purpose.

30 **Sec. E-12. Transfer of funds.** Notwithstanding the Maine
32 Revised Statutes, Title 5, section 1811 or any other provision of
34 law, \$11,128,776 that was transferred from the General Fund as a
 result of the statutory reduction of the sales and use tax in
 fiscal year 1998-99 must be transferred to the General Fund on or
 before June 30, 2000.

36

PART F

38

40 **Sec. F-1. Voluntary employee incentive programs.** Notwithstanding
42 the Maine Revised Statutes, Title 5, section 903, subsections 1
44 and 2, the Commissioner of Administrative and Financial Services
46 shall offer for use, prior to July 1, 2001, special voluntary
 employee incentive programs, including a 50% workweek option,
 flexible position staffing and time off without pay. Employee
 participation in a voluntary employee incentive program is
 subject to the approval of the employee's appointing authority.

2 **Sec. F-2. Continuation of health insurance.** Notwithstanding the
Maine Revised Statutes, Title 5, section 285, subsection 7 and
4 section 903, for state employees who apply prior to July 1, 2001
to participate in a voluntary employee incentive program, the
6 State shall continue to pay health and dental insurance benefits
based upon the scheduled workweek in effect prior to the
participation in the voluntary employee incentive program.

8
10 **Sec. F-3. Continuation of group life insurance.** Notwithstanding
the Maine Revised Statutes, Title 5, section 903 and section
12 18056, subsection 1, paragraph A and the rules of the Maine State
Retirement System, the life, accidental death and dismemberment,
14 supplemental and dependent insurance amounts for state employees
who apply prior to July 1, 2001 to participate in voluntary
employee incentive programs are based upon the scheduled hours of
16 the employees prior to the participation in the voluntary
employee incentive programs.

18
20 **Sec. F-4. General Fund savings.** Notwithstanding the Maine
Revised Statutes, Title 5, section 1585, General Fund savings as
22 a result of the voluntary employee incentive program may not be
used to fund other state programs but must be used to offset the
24 deappropriation pursuant to Public Law 1999, chapter 16, Part B.
The State Budget Officer shall submit a report to the First
26 Regular Session and the Second Regular Session of the 120th
Legislature.

28
30 **PART G**

32 **Sec. G-1. Maine Advocacy Services; rename program.** The
following program is renamed as follows: "Maine Advocacy
34 Services" is renamed "Disability Rights Center."

36 **PART H**

38 **Sec. H-1. 7 MRSA §2-B is enacted to read:**

40 **§2-B. Rural Rehabilitation Operating Fund**

42 The Rural Rehabilitation Operating Fund is established as a
44 nonlapsing fund in the Department of Agriculture, Food and Rural
46 Resources to be used for the administrative expenditures incurred
48 in the operation of the Rural Rehabilitation Trust Fund and the
issuance of scholarships and loans from that trust fund. The
Rural Rehabilitation Operating Fund must receive all interest
earned on the trust fund balance and any interest collected on
50 outstanding loans receivable. Unexpended balances in the Rural
Rehabilitation Operating Fund at the end of a fiscal year may not

11 of 8.

lapse, but are carried forward to the next fiscal year to be used for the same purpose.

Sec. H-2. 7 MRSA §2701, first ¶, as amended by PL 1997. c. 480, §1, is further amended to read:

All persons owning honeybees within the State shall annually notify the commissioner of the keeping of bees and the location of the bees and shall forward to the commissioner for deposit with the Treasurer of State an annual license fee not to exceed \$2 per colony for all bees kept on June 15th of each year. A license may be issued for a one-year, 2-year or 3-year period. Licenses for a period in excess of one year may be issued only with the agreement of or at the request of the applicant. The fee for a 2-year license is 2 times the annual fee. The fee for a 3-year license is 3 times the annual fee. Fees must be established by rule in accordance with the Maine Administrative Procedure Act. No license fee returned may be less than \$2 per beekeeper. License fees accrue as a dedicated revenue to the Division of Plant Industry to fund the cost of apiary inspection and licensing.

Sec. H-3. 7 MRSA §2754, as amended by PL 1997, c. 480, §2, is further amended to read:

§2754. Registration fees

A registration fee not to exceed \$2 per colony for all bees to be shipped or moved into the State must be forwarded to the commissioner for deposit with the Treasurer of State. Fees must be established by rule in accordance with the Maine Administrative Procedure Act. The fees accrue as dedicated revenue to the Division of Plant Industry to fund the cost of apiary inspection and licensing.

PART I

Sec. I-1. 12 MRSA §1863, sub-§3, as enacted by PL 1997, c. 678, §13, is repealed and the following enacted in its place:

3. Fund sources. Annual revenues, less operating expenses from the submerged and intertidal lands program and the abandoned watercraft program and conveyances of submerged and intertidal lands by the Legislature, must be deposited in the fund.

PART J

100

2 **Sec. J-1. 5 MRSA §1583-A**, as amended by PL 1999, c. 127, Pt. A, §5, is further amended to read:

4 **§1583-A. Creation of positions**

6 Notwithstanding any other provision of law, limited period, project or any other temporary positions may be established by
8 financial order so long as the end date for such positions does not exceed the statutory adjournment date for the next regular
10 session of the Legislature. Temporary positions established by financial order may not be continued past the statutory
12 adjournment date unless the Legislature specifically appropriates or allocates funds to continue those positions.

14 **Sec. J-2. Department of Corrections; rename program.** The following program is renamed as follows: "Probation & Parole" is renamed "Adult Community Corrections."

16 **Sec. J-3. Rename Maine Youth Center.** Notwithstanding any other provisions of law, on March 1, 2001, the title of the Maine Youth Center is changed to the Southern Maine Juvenile Facility.

18 **Sec. J-4. Maine Revised Statutes amended; revision clause.** Wherever in the Maine Revised Statutes the words "Maine Youth Center" appear or reference is made to that entity or those words, they are amended to read and mean "Southern Maine Juvenile Facility," or "facility" as appropriate and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

20 **Sec. J-5. Rename Northern Maine Regional Juvenile Detention Facility.** Notwithstanding any other provisions of law, on June 1, 2001, the title of Northern Maine Regional Juvenile Detention Facility is changed to the Northern Maine Juvenile Facility.

22 **Sec. J-6. Maine Revised Statutes amended; revision clause.** Wherever in the Maine Revised Statutes the words "Northern Maine Regional Detention Facility" appear or reference is made to that entity or those words, they are amended to read and mean "Northern Maine Juvenile Facility," or "facility" as appropriate and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

24 **Sec. J-7. Transfer of funds.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, for the 2000-2001 biennium, the Department of Corrections is authorized to transfer, by financial order, Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the payment of overtime expenses and authorized

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labor market adjustments for teachers at the Maine Youth Center in accordance with Title 5, section 7065.

Sec. J-8. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, for the 2000-2001 biennium, the Department of Education is authorized to transfer, by financial order, Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the payment of market salary adjustments for teachers at the Governor Baxter School for the Deaf in accordance with Title 5, section 7065. If available resources within the department are not sufficient to meet the costs of the market salary adjustments, the Governor, upon the recommendation of the State Budget Officer, is authorized to transfer funds from the appropriate salary plan to the department to providing funding to meet the costs.

PART K

Sec. K-1. 6 MRSA §301, as enacted by PL 1977, c. 678, §48, is amended to read:

§301. Civil Air Patrol

~~The commissioner shall allocate and supervise any funds made available by the Legislature to the Civil Air Patrol, which patrol shall expend such funds made available to it pursuant to Title 37-B, section 3, subsection 1, paragraph D, subparagraph (13) as in its best judgment would most effectively carry out its purpose and objectives.~~

Sec. K-2. 37-B MRSA §3, sub-§1, ¶D, as amended by PL 1995, c. 684, §1, is further amended by enacting a new subparagraph (13) to read:

(13) The Adjutant General shall allocate and supervise any funds made available by the Legislature to the Civil Air Patrol.

Sec. K-3. 37-B MRSA §156 is enacted to read:

§156. Loring Center of Excellence Operations and Maintenance Fund

The Loring Center of Excellence Operations and Maintenance Fund is established in the Military Bureau as a nonlapsing fund in order that the Commissioner of the Department of Defense, Veterans and Emergency Management may accept funds from the Department of Defense, Department of the Army, Department of the Air Force, Department of the Navy or the National Guard Bureau,

12 of 8

or any instrumentality thereof, as necessary to carry out the purpose of any cooperative agreement between the Military Bureau and the Department of Defense, Department of the Army, Department of the Air Force, Department of the Navy or the National Guard Bureau, or any instrumentality thereof. The Treasurer of the State shall credit all interest on fund balances to the Loring Center of Excellence Operations and Maintenance Fund.

PART L

Sec. L-1. 22 MRSA §6-C, as amended by PL 1995, c. 560, Pt. K, §82 and affected by §83 and enacted by PL 1995, c. 665, Pt. CC, §1 and affected by §2, is further amended to read:

§6-C. Community Services Center

1. Establishment. The ~~Audit,--Contracting--and--Licensing~~ Service Community Services Center, referred to in this section as the "service center," is established to provide auditing, licensing and contracting services to the department and the Department of Mental Health, Mental Retardation and Substance Abuse Services, referred to in this section as the "departments." Auditing, contracting and licensing services include, but are not limited to, program audits, performance-based contracting, federal grant management, licensing, complaint investigations and other functions as may be determined jointly by the commissioners of the departments, except that administrative hearing functions may not be transferred to the service center. The service center's purpose is to provide a single point of access for purchasing ~~social and coordinating administration of contracted community~~ social and coordinating administration of contracted community services and to coordinate licensing and auditing visits for social service providers in a cost-effective manner to the departments. The service center is under the joint authority and direction of the commissioners of the departments or their designees. The commissioners of the departments, by unanimous decision, shall employ a director of the service center, who is subject to the Civil Service Law.

2. Transfer of property. The commissioners of the departments shall approve the transfer of property and equipment as needed for the operation of the service center.

3. Contracting function. The ~~contracting-unit~~ Division of Contracted Community Services of the service center shall provide technical assistance to the bureaus of the department and to the Department of Mental Health, Mental Retardation and Substance Abuse Services in procuring, distributing and monitoring all

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2 state and federal funds. The bureaus of the department and the
3 Department of Mental Health, Mental Retardation and Substance
4 Abuse Services retain responsibility for policy direction and
5 decision-making authority regarding their funding and services.

6 ~~4. -- Repeal. -- This section is repealed June 30, 1999.~~

8 5. Licensing function. The Department of Mental Health,
9 Mental Retardation and Substance Abuse Services retains
10 responsibility for policy direction and decision-making authority
11 regarding licensing decisions concerning facilities providing
12 mental health, mental retardation or substance abuse services.

14 **Sec. L-2. PL 1995, c. 665, Pt. CC, §§2 to 6** are amended to read:

16 **Sec. CC-2. Effective date.** ~~Section 1 of this Part, which~~
17 ~~enacts the Maine Revised Statutes, Title 22, section 6-G, takes~~
18 ~~effect immediately for the purposes of initiating necessary~~
19 ~~implementation, including transfer of positions and hiring of~~
20 ~~personnel. The Audit, Contracting and Licensing Service~~
21 Community Services Center becomes operational for all other
22 purposes July 1, 1996.

24 **Sec. CC-3. Department of Human Services as fiscal agent.** The
25 Department of Human Services shall serve as fiscal agent of the
26 ~~Audit, Contracting and Licensing Service~~ Community Services
27 ~~Center for the Department of Human Services and the Department of~~
28 ~~Mental Health and Mental Retardation~~ Department of Mental Health,
29 Mental Retardation and Substance Abuse Services. The fiscal
30 agent shall perform such functions as processing payment vouchers
31 and contract payrolls and documents, handling personnel and
32 payroll matters, providing financial management service and
33 performing other related, required functions as agreed upon by
34 the 3 entities.

36 **Sec. CC-4. Transfer of positions.** Notwithstanding any other
37 provision of law, the ~~Department of Mental Health and Mental~~
38 ~~Retardation and the Office of Substance Abuse~~ are Department of
39 Mental Health, Mental Retardation and Substance Abuse Services is
40 authorized, by financial order, to transfer to the Department of
41 Human Services the positions recommended by the Productivity
42 Realization Task Force that are necessary for the proper
43 operation of the ~~Audit, Contracting and Licensing Service~~
44 Community Services Center. A listing of the positions is on file
45 in the Bureau of the Budget.

46 **Sec. CC-5. Report on service center operation.** The Commissioner
47 of Human Services and the Commissioner of Mental Health and
48 Mental Retardation and Substance Abuse Services shall

R. of S.

2 report to the joint standing committee of the Legislature having
3 jurisdiction over human resource matters ~~on January 1, 1997 and~~
4 ~~January 1, 1998~~ annually on the operation of the Audit,
5 ~~Contracting and Licensing Service~~ Community Services Center
6 established in this Part. The report must address adequacy of
7 staffing, improved service to the public and administrative
8 efficiency.

9
10 **Sec. CC-6. Extension of responsibility.** The transfer of
11 functions from the Department of Human Services and the
12 ~~Department of Mental Health and Mental Retardation~~ Department of
13 Mental Health, Mental Retardation and Substance Abuse Services to
14 the ~~Audit, Contracting and Licensing Service~~ Community Services
15 Center pursuant to this Part also extends the authority and
16 responsibility for those functions to the service center.

17
18 **Sec. L-3. Transfer of funds.** Notwithstanding any other
19 provision of law, the State Controller may transfer \$900,000 in
20 fiscal year 1999-00 and \$900,000 in fiscal year 2000-01 in the
21 Foster Care program, Federal Expenditures Fund account in the
22 Department of Human Services to General Fund undedicated revenue
23 no later than June 30, 2000 and June 30, 2001.

24
25 **PART M**

26
27 **Sec. M-1. 12 MRSA §7035, sub-§4,** as amended by PL 1997, c.
28 432, §4, is further amended to read:

29
30 **4. Search and rescue.** Whenever the commissioner receives
31 notification that any person has gone into the woodlands or onto
32 the inland waters of the State on a hunting, fishing or other
33 trip and has become lost, stranded or drowned, the commissioner
34 shall exercise the authority to take reasonable steps to ensure
35 the safe and timely recovery of that person; except in cases
36 involving downed or lost aircraft covered by Title 6, section 303.

37
38 **A.** The commissioner may summon any person in the State to
39 assist in those search and rescue attempts. Each person
40 summoned shall be paid at a rate set by the commissioner
41 with the approval of the Governor and shall be provided with
42 subsistence while engaged in these activities.

43
44 **C.** The commissioner may enter into written agreements with
45 other agencies or corporations, including commercial
46 recreational areas, allowing partial search and rescue
47 responsibility within specified areas.
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D. The commissioner may terminate a search and rescue operation by members of his department when, in his opinion, all reasonable efforts have been exhausted.

E. The commissioner may recover all costs directly related to a specific search and rescue operation:

(1) From the person for whom the search and rescue operation was conducted; or

(2) If a person knowingly provided false information that leads to a search and rescue operation, from the person who provided that false information.

Any person who has knowledge that another person is lost, stranded or drowned in the woodlands or inland waters of the State shall notify the Warden Service Division of the Department of Inland Fisheries and Wildlife.

Appropriations to the Department-wide Inland Fisheries and Wildlife program in the department for costs that are associated with search and rescue may not be considered amounts appropriated to the department under the Constitution of Maine, Article IX, Section 22. The liability of the General Fund for search and rescue costs is limited to the amount appropriated.

Sec. M-2. Transfer of funds. Notwithstanding any other provision of law, the State Controller may transfer \$10,000 from the General Fund "Carrying Balances - Inland Fisheries and Wildlife" program to the Promotional Account, Other Special Revenue fund in the "Office of the Commissioner - Inland Fisheries and Wildlife" program in fiscal year 1999-00.

PART N

Sec. N-1. Limited-period positions; Judicial Department. The Judicial Department is authorized to continue, through December 31, 2000, 2 Limited-period Co-trainer positions to provide technical and procedural training and support on the use of the newly created Maine Judicial Information System. These 2 positions were established by Financial Order 2722 F9 on December 10, 1998. The cost of these 2 positions can be absorbed by the department within existing resources.

PART O

Sec. O-1. Library Development Services; rename program. The following program in the Maine State Library is renamed as

A of 8

follows: "Library Development Services" is renamed "Maine State Library."

PART P

Sec. P-1. Department of Mental Health, Mental Retardation and Substance Abuse Services; rename programs. Programs in the Department of Mental Health, Mental Retardation and Substance Abuse Services are renamed as follows: "Regional Administration" to "Regional Operations" and "Administration - Mental Health and Mental Retardation" to "Office of Management and Budget."

Sec. P-2. Department of Mental Health, Mental Retardation and Substance Abuse Services; limited-period positions. Notwithstanding any other provision of law, the Department of Mental Health, Mental Retardation and Substance Abuse Services is authorized to establish in the Mental Health Services - Children program the following limited-period positions: one Psychologist II position, one Data Control Specialist position and 3 Nurse III positions in order to provide utilization review of the gatekeeping system for children's services. These positions must be funded using balances brought forward from fiscal year 1998-99 in the Mental Health Services - Children, Mental Health Services - Child Medicaid, Mental Health Services - Community, Mental Health Services - Community Medicaid, Mental Retardation Services - Community or Medicaid Services - Mental Retardation programs. These positions will end on June 16, 2001 unless extended through legislative approval. This request will generate \$88,538 in General Fund undedicated revenue in fiscal year 1999-00 and \$91,292 in fiscal year 2000-01.

Sec. P-3. Department of Mental Health, Mental Retardation and Substance Abuse Services; cost settlements. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the Department of Mental Health, Mental Retardation and Substance Abuse Services shall seek reimbursement of expenditures under Medicaid Title XIX for cost settlements due the department from private nonmedical institutions. Revenue from any such reimbursement must be deposited in Mental Health Services - Community or Mental Health Services - Children Other Special Revenue accounts for the purpose of community development. The allotment of available funds must be implemented by financial order contingent upon the recommendation of the State Budget Officer and approval of the Governor and upon review by the Joint Standing Committee on Appropriations and Financial Affairs. The financial order must include a plan outlining how these funds will be expended and what effect, if any, such expenditure would have on future appropriations. This financial order takes effect upon approval by the Governor. The

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2 authority granted in this section terminates on January 31, 2000
3 unless specifically extended by the Legislature. The Department
4 of Mental Health, Mental Retardation and Substance Abuse Services
5 shall submit a report to the Joint Standing Committee on
6 Appropriations and Financial Affairs and the Joint Standing
7 Committee on Health and Human Services by January 14, 2000 that
8 summarizes cost settlement payments that have occurred prior to
9 that date along with an estimate of payments projected through
10 June 30, 2000.

11 **Sec. P-4. Carrying balance.** Any balance remaining on June 30,
12 1999 in the Mental Health Services - Community, Mental
13 Retardation Services - Community and Mental Health Services -
14 Children accounts may not lapse but must be carried forward to
15 June 30, 2000 to be used for community development. The
16 Department of Mental Health, Mental Retardation and Substance
17 Abuse Services shall report to the Joint Standing Committee on
18 Appropriations and Financial Affairs and the Joint Standing
19 Committee on Health and Human Services by January 14, 2000
20 concerning the amounts carried forward from June 30, 1999 and how
21 those resources were used in fiscal year 1999-00.

22 **Sec. P-5. Appropriation and position transfer.** Notwithstanding
23 the Maine Revised Statutes, Title 5, section 1585 or any other
24 provision of law, the Commissioner of Mental Health, Mental
25 Retardation and Substance Abuse Services, as an interim strategy
26 to reduce the size of the Augusta Mental Health Institute and the
27 Bangor Mental Health Institute, is authorized by financial order
28 to transfer positions to the Mental Health Services - Community
29 program and to transfer available balances of appropriations and
30 allocations between line categories and accounts within Augusta
31 Mental Health Institute, Disproportionate Share - Augusta Mental
32 Health Institute; Bangor Mental Health Institute,
33 Disproportionate Share - Bangor Mental Health Institute; and
34 Mental Health Services - Community programs as the positions and
35 funds become available through the reduction in size of the
36 Augusta Mental Health Institute and the Bangor Mental Health
37 Institute. The net amount to be transferred from the Augusta
38 Mental Health Institute to the Mental Health Services - Community
39 program in fiscal years 1999-00 and 2000-01 may not be less than
40 \$300,000 per year to be used for the purpose of funding a safe
41 house for trauma victims in southern Maine. Positions and
42 funding from the Augusta Mental Health Institute budget must be
43 transferred as needed for reassignment to support services
44 consistent with the Augusta Mental Health Institute Consent
45 Decree Plan. Positions transferred by financial order during
46 fiscal year 1999-00 terminate on March 31, 2000 unless extended
47 through legislative approval. Positions transferred by financial
48 order during fiscal year 2000-01 terminate on May 31, 2001 unless
49 extended through legislative approval. The Department of Mental
50

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Health, Mental Retardation and Substance Abuse Services shall report to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Health and Human Services by January 14, 2000 summarizing the financial transactions taken to implement this section along with the department's assessment of the effectiveness of the safe house.

PART Q

Sec. Q-1. Administration - Museum. The following program in the Maine State Museum is renamed as follows: "Administration - Museum" is renamed "Maine State Museum."

PART R

Sec. R-1. 36 MRSA §6201, sub-§11-A, as amended by PL 1999, c. 16, Pt. D, §1, is further amended to read:

11-A. Rent constituting property taxes accrued for nonelderly household. "Rent constituting property taxes accrued for nonelderly household" means 15% ~~18%~~ of the gross rent actually paid in cash or its equivalent in any tax year by a claimant and the claimant's household solely for the right of occupancy of their Maine homestead in the tax year and which rent constitutes the basis, in the succeeding calendar year, of a claim for relief under this chapter by the claimant.

Sec. R-2. Application. This Part applies to applications under the Maine Residents Property Tax Program filed on or after August 1, 1999.

Sec. R-3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1999-00	2000-01
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
Maine Residents Property Tax Program		
All Other	\$1,600,000	\$1,600,000
Provides funds to increase the renter's benefit under		

R 4/8

the Maine Residents Property
Tax Program.

PARTS

Sec. S-1. 19-A MRSA §2402, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2 and amended by PL 1997, c. 530, Pt. A, §34, is further amended to read:

§2402. Dedicated funds

All collections, fees and incentive payments received by the department from child support collections must be dedicated to reduce the State's General Fund share of Temporary Assistance for Needy Families and to cover the costs of making such collections. The department may not expend more than ~~\$2,654,000~~ \$2,786,700 in any fiscal year of incentive payment revenue for the purpose of covering the costs of making child support collections.

Sec. S-2. 22 MRSA §3104-A, sub-§4, as enacted by PL 1997, c. 731, §1 and affected by §3, is repealed.

Sec. S-3. 22 MRSA §3762, sub-§3, ¶B, as enacted by PL 1997, c. 530, Pt. A, §16, is amended by amending subparagraph (7) to read:

(7) In determining benefit levels for TANF recipients living ~~in Kennebec, Knox, Lincoln, Penobscot, Piscataquis, Sagadahoc, Waldo and York counties~~ who have earnings from employment, the department shall disregard from monthly earnings the following:

(i) One hundred and ~~fifty~~ eight dollars;

(ii) Fifty percent of the remaining earnings that are less than the federal poverty level; and

(iii) All actual child care costs necessary for work, except that the department may limit the child care disregard to \$175 per month per child, or \$200 per month per child under 2 years of age or with special needs.

The monthly benefit is the lower of the maximum payment level or the difference between the countable earnings and the standard of need.

~~Assistance provided under this subparagraph may not be paid for with federal funds provided under the United~~

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~~States Social Security Act, Title IV-A, provided that the state funds used for this subparagraph may be counted, without penalty, towards the State's federal maintenance of effort requirement.~~

~~The department shall evaluate the impact of calculating the earned income disregard in accordance with this subparagraph and shall report its findings to the joint standing committee of the Legislature having jurisdiction over health and human services matters by February 15, 2000.~~

Sec. S-4. 22 MRSA §3769-B, as enacted by PL 1997, c. 643, Pt. VV, §1, is amended to read:

§3769-B. Assistance in meeting basic needs

Beginning July 1, 1998 and ending June 30, 1999, the department shall increase the maximum amount of TANF assistance by an amount equal to 5% of the maximum payments that were in effect on January 1, 1998 and shall increase the standard of need to maintain the same differential between the maximum payment and the standard of need that was in effect on January 1, 1998.

Beginning July 1, 1999, the department shall increase the maximum amount of TANF assistance by an amount equal to 5% of the maximum payments that were in effect on July 1, 1998 for assistance units with no earned income disregard and shall increase the standard of need to maintain the same differential between the maximum payment and the standard of need that was in effect on January 1, 1998.

~~1. Limitation. The assistance increase required by this section does not apply to assistance units with earned income disregarded pursuant to department rule or section 3762, subsection 3, paragraph B, subparagraph (7).~~

2. **Determination of eligibility.** In determining eligibility for TANF benefits for applicants after July 1, 1998, the department shall use the gross income pretest in effect on January 1, 1998.

~~3. Coordination with special housing allowance. The assistance increase required by this section does not decrease the special housing allowance payment under section 3762, subsection 3, paragraph B, subparagraph (6) to assistance units that have received the special housing allowance without interruption since June 1998.~~

PART T

Sec. T-1. 22 MRSA §3174-V is enacted to read:

§3174-V. Federally qualified health center reimbursements

Beginning in fiscal year 1999-00, the reimbursement requirements listed in subsections 1 and 2 apply to payments for certain federally qualified health centers as defined in 42 United States Code, Section 1395x, subsection(aa)(1993).

1. Services furnished by center. The department shall reimburse a federally qualified health center no less than 100% of reasonable costs for services furnished by the center if that center:

A. Is receiving a grant under Section 330 of the federal Public Health Services Act; or

B. Is receiving funding under contract with the recipient of a grant under Section 330 of the federal Public Health Services Act, is identified as a subrecipient in the Section 330 grantee's approved scope of work and meets the requirements to receive a grant under Section 330 of that Act.

2. Contracted services. When a federally qualified health center otherwise meeting the requirements of subsection 1 contracts with a managed care plan for the provision of Medicaid services, the department shall reimburse that center the difference between the payment received by the center from the managed care plan and 100% of the reasonable cost incurred in providing the services. Any such managed care contract must provide payments for the services of a center that are not less than the level and amount of payment that the managed care plan would make for services provided by an entity not defined as a federally qualified health center.

PART U

Sec. U-1. 22 MRSA c. 263, sub-c. III is enacted to read:

SUBCHAPTER III

TOBACCO MANUFACTURERS ACT

§1580-G. Findings and purpose.

A of 8

Page

2 Cigarette smoking presents serious public health concerns to
3 the State and to the citizens of the State. The Surgeon General
4 has determined that smoking causes lung cancer, heart disease and
5 other serious diseases, and that there are hundreds of thousands
6 of tobacco-related deaths in the United States each year. These
7 diseases most often do not appear until many years after the
8 person in question begins smoking.

9
10 Cigarette smoking also presents serious financial concerns
11 for the State. Under certain health-care programs, the State may
12 have a legal obligation to provide medical assistance to eligible
13 persons for health conditions associated with cigarette smoking,
14 and those persons may have a legal entitlement to receive such
15 medical assistance.

16 Under these programs, the State pays millions of dollars
17 each year to provide medical assistance for these persons for
18 health conditions associated with cigarette smoking.

19
20 It is the policy of the State that financial burdens imposed
21 on the State by cigarette smoking be borne by tobacco product
22 manufacturers rather than by the State to the extent that such
23 manufacturers either determine to enter into a settlement with
24 the State or are found culpable by the courts.

25
26 On November 23, 1998, leading United States tobacco product
27 manufacturers entered into a settlement agreement, entitled the
28 "Master Settlement Agreement," with the State. The Master
29 Settlement Agreement obligates these manufacturers, in return for
30 a release of past, present and certain future claims against them
31 as described therein, to pay substantial sums to the State (tied
32 in part to their volume of sales); to fund a national foundation
33 devoted to the interest of public health; and to make substantial
34 changes in their advertising and marketing practices and
35 corporate culture, with the intention of reducing underage
36 smoking.

37
38 It would be contrary to the policy of the State if tobacco
39 product manufacturers who determine not to enter into such a
40 settlement could use a resulting cost advantage to derive large,
41 short-term profits in the years before liability may arise
42 without ensuring that the State will have an eventual source of
43 recovery from them if they are proven to have acted culpably. It
44 is thus in the interest of the State to require that such
45 manufacturers establish a reserve fund to guarantee a source of
46 compensation and to prevent such manufacturers from deriving
47 large, short-term profits and then becoming judgment-proof before
48 liability may arise.

50 **§1580-H. Definitions.**

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2 1. "Adjusted for inflation" means increased in accordance
4 with the formula for inflation adjustment set forth in Exhibit C
 to the Master Settlement Agreement.

6 2. "Affiliate" means a person who directly or indirectly
8 owns or controls, is owned or controlled by, or is under common
10 ownership or control with, another person. Solely for purposes
12 of this definition, the terms "owns," "is owned" and "ownership"
14 mean ownership of an equity interest, or the equivalent thereof,
 of ten percent or more, and the term "person" means an
 individual, partnership, committee, association, corporation or
 any other organization or group of persons.

16 3. "Allocable share" means allocable share as that term is
 defined in the Master Settlement Agreement.

18 4. "Cigarette" means any product that contains nicotine, is
20 intended to be burned or heated under ordinary conditions of use,
 and consists of or contains

22 A. any roll of tobacco wrapped in paper or in any substance
24 not containing tobacco; or

26 B. tobacco, in any form, that is functional in the product,
28 which, because of its appearance, the type of tobacco used
 in the filler, or its packaging and labeling, is likely to
 be offered to, or purchased by, consumers as a cigarette; or

30 C. any roll of tobacco wrapped in any substance containing
32 tobacco which, because of its appearance, the type of
34 tobacco used in the filler, or its packaging and labeling,
36 is likely to be offered to, or purchased by, consumers as a
38 cigarette described in paragraph A of this definition. The
 term "cigarette" includes "roll-your-own" (i.e., any tobacco
 which, because of its appearance, type, packaging, or
 labeling is suitable for use and likely to be offered to, or
 purchased by, consumers as tobacco for making cigarettes).
40 For purposes of this definition of "cigarette," 0.09 ounces
 of "roll-your-own" tobacco shall constitute one individual
 "cigarette."

42 5. "Master Settlement Agreement" means the settlement
44 agreement (and related documents) entered into on November 23,
46 1998 by the State and the leading United States tobacco product
 manufacturers, docketed by the Superior Court on December 9,
48 1998, in State of Maine v. Philip Morris, et al., Kennebec County
 Superior Court, Docket No. CV-97-134.

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2 6. "Qualified escrow fund" means an escrow arrangement with
3 a federally or State chartered financial institution having no
4 affiliation with any tobacco product manufacturer and having
5 assets of at least \$1,000,000,000 where such arrangement requires
6 that such financial institution hold the escrowed funds'
7 principal for the benefit of releasing parties and prohibits the
8 tobacco product manufacturer placing the funds into escrow from
9 using, accessing or directing the use of the funds' principal
10 except as consistent with section 1580-I, subsection 2, paragraph
11 A of this Act.

12 7. "Released claims" means Released Claims as that term is
13 defined in the Master Settlement Agreement.

14 8. "Releasing parties" means releasing parties as that term
15 is defined in the Master Settlement Agreement.

16 9. "Tobacco Product Manufacturer" means an entity that
17 after the date of enactment of this Act directly (and not
18 exclusively through any affiliate):

19 A. manufactures cigarettes anywhere that such manufacturer
20 intends to be sold in the United States, including
21 cigarettes intended to be sold in the United States through
22 an importer (except where such importer is an original
23 participating manufacturer (as that term is defined in the
24 Master Settlement Agreement) that will be responsible for
25 the payments under the Master Settlement Agreement with
26 respect to such cigarettes as a result of the provisions of
27 subsection II(mm) of the Master Settlement Agreement and
28 that pays the taxes specified in subsection II(z) of the
29 Master Settlement Agreement, and provided that the
30 manufacturer of such cigarettes does not market or advertise
31 such cigarettes in the United States);

32 B. is the first purchaser anywhere for the resale in the
33 United States of cigarettes manufactured anywhere that the
34 manufacturer does not intend to be sold in the United
35 States; or

36 C. becomes a successor of an entity described in paragraph
37 A or B.

38 The term "tobacco product manufacturer" shall not include an
39 affiliate of a tobacco product manufacturer unless such affiliate
40 itself falls within any of paragraphs A to C above.

41 10. "Units sold" means the number of individual cigarettes
42 sold in the State by the applicable tobacco product manufacturer
43 (whether directly or through a distributor, retailer or similar
44 entity).

R.C.S.

2 intermediary of intermediaries) during the year in question, as
 3 measured by excise taxes collected by the State on packs bearing
 4 the excise tax stamp of the State or "roll-your-own" tobacco
 5 containers. The Department of Administrative and Financial
 6 Services, Bureau of Revenue Services, shall promulgate such rules
 7 as are necessary to obtain information from any tobacco product
 8 retailer, distributor or manufacturer, to ascertain the amount of
 9 state excise tax paid on tobacco products of each tobacco product
 10 manufacturer for each year. Rules established pursuant to this
 11 section are routine technical rules, as provided in Title 5,
 12 Chapter 375, subchapter II-A. Notwithstanding any other
 13 provision of law, the Bureau of Revenue Services may provide
 14 information obtained pursuant to this section as is necessary for
 15 a tobacco product manufacturer to compile its escrow payment
 16 hereunder. In addition, the Department of the Attorney General
 17 shall have the authority to subpoena the records of any tobacco
 18 product retailer, distributor, or manufacturer, to enforce this
 19 Act.

20 **§1580-I. Requirements.**

21 Any tobacco product manufacturer selling cigarettes to
 22 consumers within the State (whether directly or through a
 23 distributor, retailer or similar intermediary or intermediaries)
 24 after the date of enactment of this Act shall do one of the
 25 following:

26
 27 1. Become a participating manufacturer (as that term is
 28 defined in section II(jj) of the Master Settlement Agreement) and
 29 generally perform its financial obligations under the Master
 30 Settlement Agreement; or

31 2. place into a qualified escrow fund by April 15 of the
 32 year following the year in question the following amounts (as
 33 such amounts are adjusted for inflation) --

34 1999: \$.0094241 per unit sold after the date of enactment
 35 of this Act.

36 2000: \$.0104712 per unit sold.

37 For each of 2001 and 2002: \$.0136125 per unit sold.

38 For each of 2003 through 2006: \$.0167539 per unit sold.

39 For each of 2007 and each year thereafter: \$.0188482 per
 40 unit sold.

41 A. A tobacco product manufacturer that places funds into
 42 escrow pursuant to this subsection shall receive the
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R.S.

2 interest or other appreciation on such funds as earned.
3 Such funds themselves shall be released from escrow only
4 under the following circumstances --

6 (1) to pay a judgment or settlement on any released
7 claim brought against such tobacco product manufacturer
8 by the State or any releasing party located or residing
9 in the State. Funds shall be released from escrow
10 under this subparagraph

12 (a) in the order in which they were placed into
13 escrow and

14 (b) only to the extent and at the time necessary
15 to make payments required under such judgment or
16 settlement;

18 (2) to the extent that a tobacco product manufacturer
19 establishes that the amount it was required to place
20 into escrow in a particular year was greater than the
21 State's allocable share of the total payments that such
22 manufacturer would have been required to make in that
23 year under the Master Settlement Agreement (as
24 determined pursuant to section IX(i)(2) of the Master
25 Settlement Agreement, and before any of the adjustments
26 or offsets described in section IX(i)(3) of that
27 Agreement other than the Inflation Adjustment) had it
28 been a participating manufacturer, the excess shall be
29 released from escrow and revert back to such tobacco
30 product manufacturer; or

32 (3) to the extent not released from escrow under
33 subparagraph (1) or (2), funds shall be released from
34 escrow and revert back to such tobacco product
35 manufacturer twenty-five years after the date on which
36 they were placed into escrow.

38 B. Each tobacco product manufacturer that elects to place
39 funds into escrow pursuant to this subsection shall annually
40 certify to the Attorney General that it is in compliance
41 with this subsection. The Attorney General may bring a
42 civil action on behalf of the State against any tobacco
43 product manufacturer that fails to place into escrow the
44 funds required under this section. Any tobacco product
45 manufacturer that fails in any year to place into escrow the
46 funds required under this section shall --

48 (1) be required within 15 days to place such funds
49 into escrow as shall bring it into compliance with this
50 section. The court, upon a finding of a violation of

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this subsection, may impose a civil penalty in an amount not to exceed 5 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 100 percent of the original amount improperly withheld from escrow;

(2) in the case of a knowing violation, be required within 15 days to place such funds into escrow as shall bring it into compliance with this section. The court, upon a finding of a knowing violation of this subsection, may impose a civil penalty in an amount not to exceed 15 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 300 percent of the original amount improperly withheld from escrow;

(3) in the case of a second knowing violation, be prohibited from selling cigarettes to consumers within the State (whether directly or through a distributor, retailer or similar intermediary) for a period not to exceed 2 years.

Each failure to make an annual deposit required under this section shall constitute a separate violation. In addition to the amounts set forth above, the State's costs and attorney's fees shall be paid by the violator.

Sec. U-2. Legislative intent. The numbering and statutory unit designations of the Model Statute contained in the Master Settlement Agreement entered into by leading United States tobacco product manufacturers and the State on November 23, 1998 have been changed in this Part to conform to Maine statutory conventions. These changes are technical in nature and it is the intent of the Legislature that this Part be interpreted as substantively the same as corresponding portions of the Model Statute.

Sec. U-3. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

**ATTORNEY GENERAL,
DEPARTMENT OF THE
Administration - Attorney General**

Positions - Legislative Count (1,000)
Personal Services \$35,875

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

All Other 2,320

Provides funds from the Fund for a Healthy Maine for one Research Assistant position and related expenses to enforce escrow payments required by nonparticipating manufacturers.

DEPARTMENT OF THE ATTORNEY GENERAL TOTAL

\$38,195

PART V

Sec. V-1. 22 MRSA c. 260-A is enacted to read:

CHAPTER 260-A

SETTLEMENT FUNDS

§1511. Fund for a Healthy Maine established

1. Fund established. The Fund for a Healthy Maine, referred to in this chapter as the "fund," is established as an Other Special Revenue fund for the purposes specified in this chapter.

2. Sources of fund. The State Controller shall credit to the fund:

A. All money received by the State in settlement of or in relation to the lawsuit State of Maine v. Philip Morris, et al., Kennebec County Superior Court, Docket No. CV-97-134;

B. Money from any other source, whether public or private, designated for deposit into or credited to the fund; and

C. Interest earned or other investment income on balances in the fund.

3. Allocation: amounts. The following provisions govern the allocations of the fund.

A. For the first 5 years that the State receives money described in subsection 2, paragraph A, the Treasurer of State shall report to the Legislature the amount that represents 90% of the annual payment that is expected to be

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received pursuant to subsection 2, paragraph A and available for allocation for the purposes specified in subsection 6. The remainder of the annual payment is to be allocated to the Trust Fund for a Healthy Maine as established in section 1512 to earn income and provide resources to pay for the purposes specified in subsection 6 if the source of the fund described in subsection 2, paragraph A stops.

B. After the first 5 years that the State receives money pursuant to subsection 2, paragraph A, the Treasurer of State shall report to the Legislature the amount that is available for allocation for the purposes specified in subsection 6 equal to 90% of the sum of the amount expected to be available in the fund from all sources. The remaining funds must be held in a contingency reserve.

C. The amount being held as the contingency reserve may be used only for the purposes stated in subsection 6 and then only as determined under paragraph B of this subsection.

4. Restrictions. This section does not require the provision of services for the purposes specified in subsection 6. When allocations are made to direct services, services to lower income consumers must have priority over services to higher income consumers. Allocations from the fund must be used to supplement, not supplant, appropriations from the General Fund.

5. General Fund limitation. Notwithstanding any provision to the contrary in this section, any program, expansion of a program, expenditure or transfer authorized by the Legislature using the Fund for a Healthy Maine may not be transferred to the General Fund without specific legislative approval.

6. Health purposes. Allocations under subsection 3 are limited to the following health-related purposes:

A. Smoking prevention, cessation and control activities, including, but not limited to, reducing smoking among the children of the State;

B. Prenatal and young children's care including home visits and support for parents of children from birth to 6 years of age;

C. Child care for children up to 15 years of age, including after-school care;

D. Health care for children and adults, maximizing to the extent possible federal matching funds;

R. d. S. 2

E. Prescription drugs for adults who are elderly or disabled, maximizing to the extent possible federal matching funds;

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F. Dental and oral health care to low-income persons who lack adequate dental coverage;

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G. Substance abuse prevention and treatment; and

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H. Comprehensive school health programs, including school-based health centers.

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7. Investment; plan; report. Notwithstanding Title 5, section 135, the Treasurer of State shall invest and reinvest the money in the contingency reserve in accordance with the standards defined in Title 18-A, section 7-302.

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A. The Treasurer of State shall develop and implement a prudent and profitable investment plan for the contingency reserve under subsection 3. The plan must attempt to maximize return and minimize risk.

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B. The Treasurer of State shall report at least annually on or before the 2nd Friday in December to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over health and human services matters. The report must fulfill the requirements of subsection 3 and summarize the activity in any funds or accounts directly related to this section.

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§1512. Trust Fund for a Healthy Maine established

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1. Fund established. Notwithstanding the provisions of Title 5, section 135-A, the Trust Fund for a Healthy Maine, referred to in this section as the "fund," is established as a nonexpendable trust fund.

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2. Sources of fund. The State Controller shall credit to the fund;

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A. All allocations by the Legislature to the fund in accordance with section 1511, subsection 3, paragraph A; and

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B. Money from any other source, whether public or private, designated for deposit into or credited to the fund.

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3. Investment of funds. The money in the fund may be invested by the Treasurer of State with the assistance of one or more fiduciaries or registered investment advisors. The duties

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and expenses of the fiduciaries or registered investment advisors must be handled in a manner consistent with Title 5, section 17108, subsections 2 and 3. All earnings must be credited to the fund.

4. Nonlapsing fund. Any unexpended balance in the fund may not lapse, but must be carried forward for the benefit of the fund.

Sec. V-2. Report; legislation. The Treasurer of State shall submit by December 10, 1999 a report to the Joint Standing Committee on Appropriations and Financial Affairs. The committee may report out legislation based on the Treasurer of State's report to the Second Regular Session of the 119th Legislature.

Sec. V-3. PL 1999, c. 16, Pt. B, §1, under that part designated "DEPARTMENT OF HUMAN SERVICES," that part related to "Bureau of Health" is repealed.

Sec. V-4. Working capital advance. The State Controller is authorized to advance to the Bureau of Health Other Special Revenue Fund Account in the Department of Human Services \$3,500,000 from the General Fund unappropriated surplus on July 1, 1999 to be allotted by financial order upon the recommendation of the State Budget Officer and approval of the Governor for the purpose of continuing the tobacco prevention and control initiative, which must be returned to the General Fund from the Fund for a Healthy Maine no later than June 30, 2000.

PART W

Sec. W-1. 25 MRSA §1541, sub-§6, as enacted by PL 1987, c. 421, is amended to read:

6. Establishment of fees. The State Bureau of Identification may charge a fee to nongovernmental organizations and governmental organizations that are engaged in licensing for services provided pursuant to this chapter. A governmental organization that is engaged in licensing may charge an applicant for the cost of the State Bureau of Identification services. The commissioner shall establish a schedule of fees ~~which shall cover that covers~~ the cost of providing these services, ~~100% of which shall be credited to the General Fund.~~ Revenues generated from this fee must be credited to the General Fund and the Highway Fund in an amount consistent with currently budgeted allotments and allocations.

PART X

R. of S.

2 **Sec. X-1. 36 MRSA §1811, first ¶**, as amended by PL 1993, c.
701, §6 and affected by §10, is further amended to read:

4 A tax is imposed on the value of all tangible personal
6 property and taxable services sold at retail in this State. The
rate of tax is 7% on the value of liquor sold in licensed
8 establishments as defined in Title 28-A, section 2, subsection
10 15, in accordance with Title 28-A, chapter 43; 7% on the value of
rental of living quarters in any hotel, rooming house, tourist or
12 trailer camp; 10% on the value of rental for a period of less
than one year of an automobile; 7% on the value of prepared food
14 sold in establishments that are licensed for on-premises
consumption of liquor pursuant to Title 28-A, chapter 43; and ~~6%~~
16 5% on the value of all other tangible personal property and
taxable services. Value is measured by the sale price, except as
otherwise provided.

18 **Sec. X-2. 36 MRSA §1811, 3rd, 4th and 5th ¶¶**, as enacted by PL
1993, c. 410, Pt. KKKK, §1, are repealed.

20 **Sec. X-3. 36 MRSA §1811, last ¶**, as amended by PL 1995, c. 281,
22 §19, and affected by §42, is further amended to read:

24 Rental or lease of an automobile for one year or more must
26 be taxed at the time of the lease or rental transaction at ~~6%~~ 5%
of the following: the total monthly lease payment multiplied by
28 the number of payments in the lease or rental, the amount of
equity involved in any trade-in and the value of any cash down
30 payment. Collection and remittance of the tax is the
responsibility of the person that negotiates the lease
32 transaction with the lessee.

34 **Sec. X-4. 36 MRSA §1812, sub-§1, ¶A-1** is enacted to read:

36 A-1. If the tax rate is 5%:

<u>Amount of Sale Price</u>	<u>Amount of Tax</u>
\$0.01 to \$0.10, inclusive	0¢
.11 to .20, inclusive	1¢
.21 to .40, inclusive	2¢
.41 to .60, inclusive	3¢
.61 to .80, inclusive	4¢
.81 to 1.00, inclusive	5¢

46 **Sec. X-5. Effective dates.** Those sections of this Part that
48 amend the Maine Revised Statutes, Title 36, section 1811, first
and last paragraphs, take effect July 1, 2000. That section of
50 this Part that repeals Title 36, section 1811, 3rd, 4th and 5th
paragraphs takes effect retroactively to May 15,

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2 1999. In the event that any revenue has been transferred as of
4 the effective date of this Act into the Maine Rainy Day Fund
6 pursuant to Title 36, section 1811, 3rd and 4th paragraphs, that
revenue must be transferred on or before December 31, 1999 back
into the General Fund and the Local Government Fund as if the
transfers to the Maine Rainy Day Fund had never occurred.

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PART Y

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Sec. Y-1. Legislative intent. It is the intent of the
12 Legislature to increase the number of adoptions and to reduce the
waiting period for children in the State's custody. The
14 Department of Human Services is directed to hire no fewer than 10
new adoption caseworkers from federal funds received due to the
16 federal Adoption and Safe Families Act of 1997 - Adoption
Incentive Program. The positions established through this
18 program are contingent on meeting the program eligibility
requirement for these funds.

20

The Department of Human Services shall provide a report by
22 November 30th of each year to the joint standing committee of the
Legislature having jurisdiction over appropriations and financial
24 affairs and the joint standing committee of the Legislature
having jurisdiction over human resources matters clearly
26 informing the committees on the number of adoptions completed in
the most recently completed fiscal year and the adoption services
28 provided. The report must also include but is not limited to all
relevant information regarding the status of adoptions of
30 children in state custody. Attached to the report must be the
Annual Progress and Services Report, APSR, or the Child and
32 Family Services Plan, CFSP, on form SF-269 or successor reports
and forms, filed with the federal Division of Formula,
34 Entitlements and Block Grants, Administration for Children and
Families in Washington, D.C. or their successor reports.

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Sec. Y-2. Allocation. The following funds are allocated from
38 the Federal Expenditures Fund for fiscal years ending June 30,
2000 and June 30, 2001 to carry out the purposes of this Part.

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1999-00 2000-01

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HUMAN SERVICES, DEPARTMENT OF

44

**Bureau of Child and Family Services -
46 Regional**

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Positions - Legislative Count	(15.000)	(15.000)
Personal Services	\$524,655	\$546,167

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2 Provides for the allocation
3 of funds to establish 15
4 Human Services Adoption
5 Caseworker Positions to
6 expand the capacity of the
7 Department of Human Services
8 to complete more adoptions
9 and to reduce the time a
10 child waits to be placed with
11 an adoptive family.

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PART Z

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Sec. Z-1. 5 MRSA §1513, sub-§§1-M, 1-N and 1-O are enacted to read:

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1-M. Transfer from Maine Rainy Day Fund; disaster assistance. Notwithstanding subsection 2 and section 1585, an amount not to exceed \$300,000 in fiscal year 1999-00 may be transferred from the available balance in the Maine Rainy Day Fund to the Administration - Maine Emergency Management Agency program in the Department of Defense, Veterans and Emergency Management to be made available by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used as the State's matching share for disaster assistance associated with the storms, heavy rains and coastal flooding that occurred from October 8, 1998 to October 11, 1998 in York County and Cumberland County.

1-N. Transfer from Maine Rainy Day Fund; land acquisitions by Department of Conservation, Bureau of Parks and Lands. Notwithstanding subsection 2 and section 1585, an amount not to exceed \$5,260,000 in fiscal year 1999-00 may be transferred from the available balance in the Maine Rainy Day Fund to the Bureau of Parks and Lands within the Department of Conservation, upon the recommendation of the State Budget Officer and approval of the Governor, for the purchase of land owned by Plum Creek to be designated upon purchase and managed as public reserved lands. The purchase will generate \$500,000 in General Fund undedicated revenue in fiscal year 1999-00.

1-O. Transfer from Maine Rainy Day Fund; land acquisitions by Department of Conservation, Bureau of Parks and Lands. Notwithstanding subsection 2 and section 1585, an amount not to exceed \$1,600,000 in fiscal year 1999-00 may be transferred from the available balance in the Maine Rainy Day Fund to the Bureau of Parks and Lands within the Department of Conservation, upon

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the recommendation of the State Budget Officer and approval of the Governor, for the purchase of land at Scarborough Beach.

PART AA

Sec. AA-1. Legislative intent; Maine Drug Enforcement Agency. It is the intent of the Legislature to reduce the General Fund subsidy appropriated to the Maine Drug Enforcement Agency for operational costs in fiscal year 2000-01.

Sec. AA-2. Operational cost savings plan. The Director of the Maine Drug Enforcement Agency shall develop a plan to reduce the agency's reliance on the General Fund. The plan must include, but is not limited to, a review of alternative funding mechanisms for the agency. The Director of the Maine Drug Enforcement Agency shall present the plan and implementing legislation to the Joint Standing Committee on Criminal Justice and the Joint Standing Committee on Appropriations and Financial Affairs by January 14, 2000.

PART BB

Sec. BB-1. 5 MRSA §12004-G, sub-§20-A, as enacted by PL 1995, c. 406, §2, is amended to read:

20-A.	Atlantic	\$25/Day	12 MRSA
Inland	Salmon	Plus	\$999±
Fisheries and	Autherity	Expenses	<u>\$9902-A</u>
Wildlife	<u>Board</u>		

Sec. BB-2. 12 MRSA §6001, sub-§2, as enacted by PL 1977, c. 661, §5, is amended to read:

2. Atlantic salmon. "Atlantic salmon" means the anadromous ~~finfish,--commonly-called-Atlantic-sea-run-salmon~~ fish species Salmo salar that customarily migrates from inland waters to the ocean as part of its life cycle.

Sec. BB-3. 12 MRSA §6071, sub-§1, as amended by PL 1997, c. 153, §1, is further amended to read:

1. Live importing for introduction into coastal waters. Except for Atlantic salmon imported by the Atlantic Salmon Autherity Commission under Part 12, it is unlawful to import for introduction, possess for purposes of introduction or introduce into coastal waters a live marine organism without a permit issued by the commissioner pursuant to subsection 2.

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Sec. BB-4. 12 MRSA §7001, sub-§1-E is enacted to read:

1-E. Atlantic salmon. "Atlantic salmon" means the anadromous fish species Salmo salar that customarily migrates from inland waters to the ocean as part of its life cycle. This definition also applies to chapter 811.

Sec. BB-5. 12 MRSA §7001, sub-§20, as enacted by PL 1979, c. 420, §1, is amended to read:

20. Landlocked salmon. "Landlocked salmon" means the same as--salmon the subspecies Salmo salar Sebago that does not customarily migrate from inland waters to the ocean as part of its life cycle. The word "salmon" standing alone without other identification means "landlocked salmon."

Sec. BB-6. 12 MRSA §7675, as amended by PL 1995, c. 406, §11, is repealed.

Sec. BB-7. 12 MRSA Pt. 12, as amended, is further amended by repealing the Part headnote and enacting in its place the following:

PART 12

ATLANTIC SALMON COMMISSION

Sec. BB-8. 12 MRSA §9901, sub-§1, as enacted by PL 1995, c. 406, §12, is amended to read:

1. Commission established; purposes. The Atlantic Salmon Authority Commission, referred to in this Part as the "authority," "commission," is established to manage-the-Atlantic salmon-fishery protect, preserve, enhance, restore and manage the Atlantic salmon and its habitat; to secure a sustainable recreational fishery in the State; and to conduct and coordinate all projects involving research, planning, management, restoration or propagation of the Atlantic salmon.

Sec. BB-9. 12 MRSA §9901, sub-§2, as repealed and replaced by PL 1995, c. 535, §1, is repealed.

Sec. BB-10. 12 MRSA §9901, sub-§§3, 4, 5 and 6, as enacted by PL 1995, c. 406, §12, are repealed.

Sec. BB-11. 12 MRSA §9902, as amended by PL 1995, c. 667, Pt. A, §36, is amended to read:

§9902. Powers

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2 ~~The authority has the sole authority and responsibility to~~
3 ~~manage the Atlantic salmon fishery in the State, including the~~
4 ~~sole authority to introduce Atlantic salmon into Maine inland~~
5 ~~waters, other than commercial aquaculture facilities and~~
6 ~~associated activities. This sole authority does not take effect~~
7 ~~for the inland waters of the Sheepscot, Narraguagus, Pleasant,~~
8 ~~Machias, East Machias and Dennys rivers until July 1, 1997. The~~
9 ~~authority has the sole authority to limit or prohibit the taking~~
10 ~~of Atlantic salmon, issue licenses for the taking of Atlantic~~
11 ~~salmon and adopt rules establishing the time, place and manner of~~
12 ~~Atlantic salmon fishing in all waters of the State. In addition~~
13 ~~to these powers and duties, the authority may:~~

14 The commission has the responsibility of working with other
15 agencies in the executive branch of State Government and with the
16 Legislature, federal and international agencies and the private
17 sector in carrying out its mission. The commission has the sole
18 authority to introduce Atlantic salmon into the inland waters,
19 other than commercial aquaculture facilities. The commission has
20 the sole authority to limit or prohibit the taking of Atlantic
21 salmon, may issue licenses for the taking of Atlantic salmon and
22 may adopt rules establishing the time, place and manner of
23 Atlantic salmon fishing in all waters of the State. The
24 commission may also:

25 **1. Programs.** Conduct research, publish and disseminate
26 information and plan, report and implement programs necessary for
27 the purposes of managing Atlantic salmon fisheries and its
28 habitat;

29 **2. Contracts and agreements.** Subject to the applicable
30 provisions of Title 5, sections 1811 to 1824 and other
31 requirements of state law, enter into any contracts, agreements
32 or other arrangements with public agencies and with private
33 parties that the authority commission finds necessary to carry
34 out its purposes;

35 **3. Funding.** Subject to other applicable requirements of
36 state law, receive and expend funds from any source, public or
37 private, that the authority commission finds necessary to carry
38 out its purposes. Any funds received must be placed in a
39 nonlapsing, separate account established by the Treasurer of
40 State, to be expended by the authority commission for the
41 purposes stated in this section;

42 **4. Rules.** Adopt rules necessary to manage the Atlantic
43 salmon fishery and to promote the conservation and propagation of
44 the Atlantic salmon. Rules adopted by the authority commission
45 must be enforced by the Department of Marine Resources, the
46 Department of Inland Fisheries and Wildlife and other public

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2 officials authorized by law to enforce marine resource laws or
3 inland fisheries and wildlife laws. The Department of Marine
4 Resources and the Department of Inland Fisheries and Wildlife
5 retain exclusive jurisdiction over rules pertaining to species
6 other than Atlantic salmon that are designed to promote the
7 conservation and propagation of Atlantic salmon. The departments
8 shall consult with the Atlantic Salmon Authority Commission in
9 adopting such rules;

10 **5. Property.** Subject to other applicable requirements of
11 state law, acquire, install, construct, operate, manage, sell and
12 convey interests in real and personal property, including,
13 without limitation, lands, dams, buildings, facilities,
14 structures, flowage rights, mill privileges, easements and
15 rights-of-way, as the authority commission finds necessary to
16 carry out its purposes, provided that prior rights of
17 municipalities are not affected by the requirements; and

18 7. Staff. Subject to appropriation or allocation and in
19 accordance with the Civil Service Law, hire staff to carry out
20 the work of the commission. Hiring and management of the staff
21 is the responsibility of the executive director.

22 Notwithstanding this section, the Department of Marine
23 Resources has the sole responsibility to regulate Atlantic salmon
24 that are raised by means of aquaculture.

25 **Sec. BB-12. 12 MRSA §§9902-A, 9902-B, 9902-C and 9902-D** are
26 enacted to read:

27 **§9902-A. Members; appointment; composition; term; compensation**

28 The commission is governed by the Atlantic Salmon Board, as
29 established in Title 5, section 12004-G, subsection 20-A and
30 referred to in this chapter as the "board." The board consists
31 of 3 members: the Commissioner of Marine Resources, the
32 Commissioner of Inland Fisheries and Wildlife and an at-large
33 public member who must be well informed on the subject of
34 Atlantic salmon and its conservation. The Governor shall appoint
35 the at-large public member, subject to review by the joint
36 standing committee of the Legislature having jurisdiction over
37 fisheries and wildlife matters and to confirmation by the Senate.
38 The public member is appointed for a 3-year term and is entitled
39 to compensation as provided in Title 5, chapter 379. An
40 appointed member may not serve for more than 2 consecutive 3-year
41 terms. The appointed member serves until a successor is
42 appointed. A vacancy must be filled in the same manner as for an
43 original member for the unexpired portion of the term.

44 **§9902-B. Offices; meetings**

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2 The commission shall have its principal office in the
4 Augusta area but meetings may be held at any time or place within
6 the State. The commission shall select one member as chair. The
8 chair or a majority of the commission may call meetings. A
10 majority of the commission constitutes a quorum to transact
 business. The commission shall meet at least quarterly to
 receive reports from the executive director, to consider and act
 upon recommendations from the executive director and to conduct
 other business.

12 **§9902-C. Executive director; appointment; term; duties**

14 1. Appointment. The board shall appoint an executive
16 director who must be selected on the basis of administrative
18 ability and general knowledge of fisheries management. The
20 executive director shall serve at the pleasure of the board and
 may not hold any other office. The executive director shall
 devote full time to the duties of this position.

22 2. Powers and duties. The executive director shall manage
24 the administrative and financial matters of the commission in
26 accordance with policies established by the board. The executive
 director shall execute the directives of the commission and has
 the following powers and duties:

28 A. To employ personnel and staff in accordance with state
 procedures;

30 B. To develop and implement programs authorized by the
 board;

32 C. To accept grants, donations of monetary value or land
34 necessary to achieve the goals of the commission;

36 D. With the advice and consent of the board, to adopt,
38 repeal and amend rules, including emergency rules, necessary
 for proper administration, implementation, enforcement and
 interpretation of the commission's authority;

40 E. To act as a legislative liaison for the commission;

42 F. To enter into cooperative agreements with the Department
44 of Marine Resources and the Department of Inland Fisheries
46 and Wildlife in resource policy matters and in field biology
 activities;

48 G. To enter into contractual agreements with other state
50 agencies and private business to achieve the goals of the
 commission;

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H. To work with other state, federal, international and private entities to ensure completion of the commission's goals; and

I. To oversee fish culture operations for Atlantic salmon that are not raised by means of aquaculture.

§9902-D. Atlantic salmon advisory panels; appointment; composition

The executive director, with the approval of the board, shall designate panels of advisors to meet periodically to assist in the development of plans and programs for the protection, preservation, enhancement, restoration and management of Atlantic salmon for each of the river basin complexes that represents the historic range of Atlantic salmon in the State.

The executive director must choose advisors from nongovernmental organizations with a demonstrated interest in the Atlantic salmon resource located in each of the river basin complexes described in this section: in the St. Croix River Drainage, at least one panel member must be from the Passamaquoddy Tribe; and in the Penobscot River drainage at least one panel member must be from the Penobscot Indian Nation. The executive director shall seek at least one panel member from the province of New Brunswick, Canada.

These river basin complexes represent the historic range of Atlantic salmon in the State and include the St. John River Drainage; the St. Croix River Drainage, the drainages of the Dennys, East Machias, Machias, Narraguagus and Pleasant rivers and other rivers that enter the Atlantic Ocean east of Schoodic Point in the Town of Winter Harbor; the drainages of the Union, Penobscot and Ducktrap rivers and other rivers that enter the Atlantic Ocean west of Schoodic Point and east of Marshall Point in the Town of St. George; the drainages of the Sheepscot, Kennebec and Androscoggin rivers and other rivers that enter the Atlantic Ocean west of Marshall Point and east of Small Point in the Town of Phippsburg; and the Saco River and other rivers that enter the Atlantic Ocean west of Small Point.

Sec. BB-13. 12 MRSA §9904, sub-§§1, 2, 6, 7, 8, 9 and 10, as enacted by PL 1995, c. 406, §12, are amended to read:

1. License required. Except as otherwise provided in this section, a person may not fish for, take, possess, ship or transport Atlantic salmon taken from any state waters without a current Atlantic salmon license issued by the authority commission.

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2. **License fees.** The ~~authority~~ commission shall issue Atlantic salmon licenses to fish for Atlantic salmon in inland and coastal waters of the State in accordance with the following provisions.

A. The fee for an Atlantic salmon license is \$15 for a resident.

B. The fee for an Atlantic salmon license for any nonresident is as follows:

(1) For a season license for a nonresident 16 years of age or older, \$30;

(2) For a 3-day license for a nonresident 16 years of age or older, \$15. This license may not be exchanged for a season license; and

(3) For a nonresident under 16 years of age, \$5.

C. Members of Maine's Indian tribes and Maine residents under 16 years of age are exempt from any fee.

6. **Atlantic salmon; possession, buying or selling.** A person may not possess, buy or sell Atlantic salmon unless each fish is clearly identified by one of the following methods:

A. Tagged with an Atlantic salmon tag provided by the ~~authority~~ commission if caught in Maine waters;

B. Tagged with a New Brunswick, Quebec, Nova Scotia, Prince Edward Island or Newfoundland-Labrador Atlantic salmon tag if imported from those Canadian provinces;

C. Identified by a sales receipt less than 24 hours old;

D. For wholesale and retail seafood dealers, identified by a bill of sale indicating numbers of fish purchased, dates of purchase and point of origin of all fish purchased; or

E. Tagged as provided in this Part.

7. **Exceptions.** This section does not apply to a person licensed to engage in the aquaculture of Atlantic salmon, ~~except that,--that--person--shall--report--to--the--authority--the--number, weight--and--locations--sold--to,--of--all--Atlantic--salmon--within--the authority's--jurisdiction. The--authority--shall--maintain--these records--as--confidential--documents.~~

8. **Agent's fee.** Any clerk or agent appointed by the
2 authority commission to issue an Atlantic salmon license shall
retain \$1 ~~\$2~~ for each license issued.

9. **Use of license fees.** All license fees must be used by
6 the authority commission for purposes of conservation and
management of the Atlantic salmon in this State.

10. **Duplicates.** The authority commission or its agents
shall issue a duplicate license to any person whose license was
12 accidentally lost or destroyed. The fee for a replacement
license is \$1, all of which is retained by the issuing agent.
Atlantic salmon tags bearing the license number of a lost or
14 destroyed license are invalid.

16 **Sec. BB-14. 12 MRSA §9905, sub-§5,** as enacted by PL 1995, c.
406, §12, is amended to read:

18
20 **5. Recreational fishing provision.** A person engaged in
recreational fishing who takes an Atlantic salmon shall affix to
each fish an identification tag designating the date, location
22 and name of the person who caught the fish. The person shall
notify the authority commission within 24 hours of that person's
24 first landfall providing all information the authority commission
may require.

26
28 **Sec. BB-15. 12 MRSA §9906, first ¶,** as enacted by PL 1995, c.
406, §12, is amended to read:

30 The authority commission may grant an exemption from the
provisions of section 6071, subsection 4, for Atlantic salmon,
32 live or eggs, imported for the purpose of enhancing the State's
Atlantic salmon fisheries.

34
36 **Sec. BB-16. 12 MRSA §9907, first ¶,** as enacted by PL 1995, c.
406, §12, is amended to read:

38 Unless otherwise provided by rule adopted by the authority
commission, a person may not:

40
42 **Sec. BB-17. 38 MRSA §480-B, sub-§10,** as repealed and replaced
by PL 1995, c. 625, Pt. A, §51, is amended to read:

44 **10. Significant wildlife habitat.** "Significant wildlife
46 habitat" means the following areas to the extent that they have
been mapped by the Department of Inland Fisheries and Wildlife or
are within any other protected natural resource: habitat, as
48 defined by the Department of Inland Fisheries and Wildlife, for
species appearing on the official state or federal lists of
50 endangered or threatened animal species; high and moderate value

deer wintering areas and travel corridors as defined by the Department of Inland Fisheries and Wildlife; high and moderate value waterfowl and wading bird habitats, including nesting and feeding areas as defined by the Department of Inland Fisheries and Wildlife; critical spawning and nursery areas for Atlantic sea-run salmon as defined by the Atlantic Salmon Authority Commission; shorebird nesting, feeding and staging areas and seabird nesting islands as defined by the Department of Inland Fisheries and Wildlife; and significant vernal pools as defined and identified by the Department of Inland Fisheries and Wildlife. For purposes of this subsection, "identified" means identified in a specific location by the Department of Inland Fisheries and Wildlife.

Sec. BB-18. 38 MRSA §480-U, sub-§2, ¶A, as amended by PL 1995, c. 406, §14, is further amended to read:

A. The application must contain written certification by a knowledgeable professional that the cranberry cultivation project will not be located in a wetland that has one or more of the following characteristics:

(1) Is a coastal wetland or is located within 250 feet of a coastal wetland;

(2) Is a great pond;

(3) Contains endangered or threatened plant species listed under Title 5, section 3315;

(4) Contains any type of palustrine natural community of which there are 20 or fewer occurrences in the State;

(5) Contains any of the following resources:

(a) Habitat for species appearing on the official state or federal lists of endangered or threatened species when there is evidence that the species is present;

(b) As defined by rule by the Commissioner of Inland Fisheries and Wildlife, whether or not the resource has been mapped, high-value and moderate-value deer wintering areas; deer travel corridors; high-value and moderate-value waterfowl or wading bird habitats, including nesting and feeding areas; shorebird nesting, feeding or staging areas; or seabird nesting islands; or

R.S.

- 2 (c) Critical spawning and nesting areas for
Atlantic sea-run salmon as defined by rule by the
4 Atlantic Salmon Authority Commission whether or
not mapped;
- 6 (6) Is located within 250 feet of the normal high
water line and within the same watershed of any lake or
8 pond classified as GPA under section 465-A;
- 10 (7) Is a bog dominated by ericaceous shrubs, sedges
and sphagnum moss and usually having a saturated water
12 regime, except that applications proposing reclamation
of previously mined peat bogs may be considered;
- 14 (8) Is land adjacent to the main stem of a major
river, as classified in section 467, that is inundated
16 with floodwater during a 100-year flood event and that
under normal circumstances supports a prevalence of
18 wetland vegetation, typically adapted for life in
20 saturated soils; or
- 22 (9) Contains at least 20,000 square feet of aquatic
vegetation, emergent marsh vegetation or open water,
24 except for man-made artificial ponds or impoundments,
during most of the growing season in most years; except
26 that cranberry cultivation is allowed more than 250
feet from the edge of the area of aquatic vegetation,
28 emergent marsh vegetation or open water.

30 A project to cultivate indigenous cranberries may be located
in wetlands described in subparagraphs (6) and (7) only if
32 the project location is a natural cranberry bog and
provisions of paragraph D are met. For purposes of this
34 paragraph, "natural cranberry bog" means an area with
indigenous large cranberries, *Vaccinium macrocarpon* Ait.,
36 comprising more than 50% of the cover in the herbaceous
layer; and "cover in the herbaceous layer" means all
38 herbaceous or woody vegetation less than 10 inches in height.

40 **Sec. BB-19. 38 MRSA §636, sub-§7, ¶B,** as amended by PL 1995,
c. 406, §15, is further amended to read:

42 B. Whether the project will result in significant benefit
44 or harm to fish and wildlife resources. In making its
determination, the department shall consider other existing
46 uses of the watershed and fisheries management plans adopted
by the Department of Inland Fisheries and Wildlife, the
48 Department of Marine Resources and the Atlantic Salmon
Authority Commission;

50

COMMITTEE AMENDMENT

Sec. BB-20. Transition provisions.

1. The Atlantic Salmon Commission is the successor in every way to the Atlantic Salmon Authority.

2. On the effective date of this Part, all position counts, appropriations and allocations to the former Atlantic Salmon Authority are transferred to the Atlantic Salmon Commission and become position counts, appropriations and allocations of the Atlantic Salmon Commission. On and after the effective date of this Part, the Department of Inland Fisheries and Wildlife shall continue to provide the Atlantic Salmon Commission with the same level of administrative support that the department provided to the former Atlantic Salmon Authority.

3. Not later than December 31, 1999, the chair of the Atlantic Salmon Board shall submit a report to the Joint Standing Committee on Inland Fisheries and Wildlife. The report must include the commission's plan for managing the Atlantic salmon fishery in the State and any statutory recommendations pertaining to staffing or budget matters that the board determines necessary to implement that plan. The Joint Standing Committee on Inland Fisheries and Wildlife may report out legislation to the Second Regular Session of the 119th Legislature to implement the statutory recommendations of the board.

4. On December 31, 1999, administrative responsibility for the Atlantic salmon conservation plan is transferred from the State Planning Office to the Atlantic Salmon Commission. At the time of the change, all position counts, appropriations and allocations for the Atlantic salmon conservation plan within the State Planning Office are transferred to the Atlantic Salmon Commission.

Sec. BB-21. Maine Revised Statutes amended; revision clause.

Wherever in the Maine Revised Statutes the words "Atlantic Salmon Authority" appear or reference is made to that entity or those words, they are amended to read and mean "Atlantic Salmon Commission," or "commission" as appropriate, and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

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

1999-00 2000-01

ATLANTIC SALMON COMMISSION

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Atlantic Salmon Commission

Positions - Legislative Count	(1.000)	(2.000)
Personal Services	\$38,206	\$78,699
All Other	28,500	41,500
TOTAL	<u>66,706</u>	<u>120,199</u>

Provides for the appropriation of funds for one Biologist I position for fiscal year 1999-00 and 2 Biologist I positions for fiscal year 2000-01 to work on the seven major rivers with Atlantic salmon populations not covered by the Atlantic salmon conservation plan, including the coordination of volunteer efforts on these rivers.

Atlantic Salmon Commission

Positions - Legislative Count	(2.000)	(2.000)
Personal Services	81,212	84,992
All Other	31,500	26,000
TOTAL	<u>112,712</u>	<u>110,992</u>

Provides for the appropriation of funds for one Executive Director position and one Clerk Typist II position to provide policy and oversight for the Atlantic Salmon Commission and restoration program on a statewide basis. Appropriation also includes funding for an office, including rent, utilities, furniture, office supplies and expenses relating to the publication, printing, and distribution of documents and reports.

Atlantic Salmon Commission

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	All Other	13,500	13,500
4	Provides for the		
6	appropriation of funds for		
8	the annual installation and		
10	removal of fish counting		
12	weirs in Washington County		
14	Atlantic salmon rivers and		
16	additional liability		
18	insurance for landowners.		
20	Atlantic Salmon Commission		
22	All Other	78,000	
24	Provides a one-time		
26	appropriation to allow for an		
28	addition to the proposed		
30	Inland Fisheries and Wildlife		
32	office building in Jonesboro		
34	for office space for the		
36	Atlantic Salmon Commission.		
38	Atlantic Salmon Commission		
40	All Other	28,750	
42	Provides a one-time		
44	appropriation in order to		
46	obtain federal matching funds		
48	in the approximate amount of		
50	\$90,000 to make repairs to a		
	dam on the Cathance Stream, a		
	major tributary of the Dennys		
	River, as part of the		
	Atlantic salmon restoration		
	project.		
	Atlantic Salmon Commission		
	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	67,986	68,200
	All Other	144,000	144,000
	TOTAL	<u>211,986</u>	<u>212,200</u>
	Provides for the		
	appropriation of funds for		
	one Policy Development		

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Specialist position and related All Other funds for the implementation of the Atlantic salmon conservation plan.

ATLANTIC SALMON COMMISSION		
TOTAL APPROPRIATIONS	<u>\$511,654</u>	<u>\$456,891</u>

PART CC

Sec. CC-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 \$600,000 for the purpose of paying the cost of courthouse renovations at York District Court.

Sec. CC-2. Debt service costs; 2000-2001 biennium. It is the intent of the Legislature that the Judicial Department absorb in the 2000-2001 biennium the debt service costs for the project authorized in section 1 of this Part within its existing resources.

PART DD

Sec. DD-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00

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

**Educational and General Activities -
University of Maine System**

All Other \$1,200,000

Provides funds for the construction costs related to the Northern Maine Health Initiative at the University of Maine at Fort Kent.

R of 8

PART EE

2

Sec. EE-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

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1999-00

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

10

**Debt Service - University of
Maine System**

12

14

All Other \$3,500,000

16

Provides funds for the construction or reconstruction of the Edmund S. Muskie School of Public Service.

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PART FF

22

Sec. FF-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

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1999-00 2000-01

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LEGISLATURE

Legislature

32

Positions - Legislative Count	(2,000)	(2,000)
Personal Services	\$76,717	\$107,374
All Other	65,800	131,600

34

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TOTAL	\$142,517	\$238,974
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Provides funds for the salary and fringe benefits costs needed to establish one Senior Computer Programmer/Analyst position and one Legislative Analyst position effective October 1, 1999. All Other funds are provided for the partial restoration of the statutory length of the legislative

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 session by one week for the
3 Second Regular Session of the
4 119th Legislature and by 2
5 weeks for the First Regular
6 Session of the 120th
7 Legislature.

8 **Legislative Branchwide**

10 All Other \$1,424,000

12 Provides funds for costs
13 related to the Legislature's
14 computer migration project.
15 To the extent possible, the
16 migration to a client-server
17 network must be undertaken in
18 a manner that maintains the
19 Legislature's current
20 electronic access to
21 executive branch systems.

22 **Interstate Cooperation -**
23 **Commission on**

26 All Other \$5,000 \$5,000

28 Provides additional funding
29 for the commission.

30 **LEGISLATURE**
31 **TOTAL**

\$1,571,517 \$243,974

34 **SECTION**
35 **TOTAL**

\$1,571,517 \$243,974

38 **PART GG**

40 **Sec. GG-1. 20-A MRSA §15602, sub-§13** is enacted to read:

42 13. Hold harmless provision in fiscal year 1999-00. The
43 following hold harmless provision is established for fiscal year
44 1999-00. The state share of subsidy for fiscal year 1999-00 for
45 operating costs, program costs, excluding the state share of bus
46 purchases, and minimum subsidy may not be less than the greater
47 of:

48 A. The state share of subsidy for fiscal year 1999-00 for
50 operating costs, program costs, excluding the state share of

1 of 2

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 bus purchases, and minimum subsidy calculated on the basis
3 of an appropriation of \$599,920,215 to general purpose aid
4 for local schools as enacted in the Part I budget as of
5 March 15, 1999; or

6 B. The state share of subsidy for fiscal year 1998-99 for
7 operating costs, program costs, excluding the state share of
8 bus purchases, minimum subsidy and the 1998-99 hardship
9 cushion actually distributed in fiscal year 1998-99 based on
10 an appropriation of \$591,532,327 to general purpose aid for
11 local schools.

12 **Sec. GG-2. 20-A MRSA §15603, sub-§26-A, ¶F,** as amended by PL
13 1995, c. 665, Pt. J, §2, is further amended to read:

14
15 F. If for any fiscal year, the total amount appropriated
16 for the State's share of the total allocation is less than
17 the amount specified in the certified funding level for that
18 year, then all subsidizable costs except as noted in
19 subparagraphs (1) and (2) are reduced by a percentage of the
20 original cost amounts. The reduction percentage is the
21 smallest percentage that results in a state share of the
22 total allocation that does not exceed the amount
23 appropriated for this purpose, except that the reduction
24 percentage that would ordinarily be used for operating and
25 program costs must be reduced for the purpose of computing
26 state subsidy for transportation operating costs as defined
27 in subsection 29. The Until fiscal year 2000-01, the
28 reduction percentage ordinarily used for transportation
29 operating costs must be reduced by the amount necessary to
30 provide additional state subsidy equal to \$4,500,000 for
31 this category of costs. The statewide adjustment factor
32 under section 15654, subsection 1, paragraph B must be
33 adjusted by an amount sufficient to provide this additional
34 funding for program costs. Beginning in fiscal year
35 1999-00, the reduction percentage must be phased out over 4
36 years. In fiscal year 1999-00, the reduction percentage for
37 program costs other than transportation operating costs must
38 be 15.88%. It is the intent of the Legislature that the
39 reduction percentage for all program costs and the insured
40 value factor be lowered to 9.97% in fiscal year 2000-01, to
41 4.98% in fiscal year 2001-02 and to 0% in fiscal year
42 2002-03. Beginning in fiscal year 2000-01, if the
43 appropriation and any increase in the mill rate determined
44 by the Legislature to be needed under section 15653 are not
45 sufficient to achieve both the targeted reduction percentage
46 and the targeted per pupil guarantee, as defined in section
47 15653, then the per pupil guarantee must advance toward the
48 targeted per pupil guarantee in the same proportion as the
49 reduction percentage, as defined in this section, is lowered
50

2 toward the targeted reduction percentage. The following
subsidizable costs may not be reduced:

4 (1) Principal and interest on approved school
construction costs; and

6 (2) Approved lease costs.

8 **Sec. GG-3. 20-A MRS §15607**, as amended by PL 1997, c. 326,
10 §4, is repealed and the following enacted in its place:

12 **§15607. Actions by the Legislature**

14 The Legislature shall annually, prior to March 15th, enact
legislation to:

16 1. Foundation per pupil operating rate. Establish the
18 foundation per pupil operating rate and the elementary and
secondary foundation per pupil operating rates;

20 2. Subsidy indices. Establish an operating cost millage, a
22 program millage limit and a debt service millage limit; and

24 3. Appropriation for the state share of adjustments, debt
service and foundation: single account. Appropriate the
26 necessary funds for the State's share for general purpose aid for
local schools for the following components:

28 A. Adjustments described in section 15602, subsection 13;
30 section 15612; and section 15613, except section 15613,
32 subsection 13, including an appropriation for special
education pupils placed directly by the State for:

34 (1) Tuition and board for pupils placed directly by the
State in accordance with rules adopted or amended by
36 the commissioner; and

38 (2) Special educational tuition and other tuition for
residents of state-operated institutions attending
40 programs in school administrative units or private
schools in accordance with rules adopted or amended by
42 the commissioner;

44 B. Debt service subsidies described in section 15611. If
the appropriation for debt service differs from the amount
46 determined in accordance with section 15611, subsection 2,
then the debt service millage limit specified in section
48 15611, subsection 1 may be adjusted up or down as necessary;
and

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C. Foundation subsidies described in section 15610 and section 15613, subsection 13 and in chapter 606-A.

Funds for appropriations under this section must be placed into a single account.

Sec. GG-4. 20-A MRSA §15607-A is enacted to read:

§15607-A. Actions by the department

Within the annual appropriations, the department shall follow the procedures described in this section.

1. State's obligation. If the State's continued obligation for any program provided by one of the appropriated amounts in section 15607, subsection 3 exceeds the appropriated amount, any unexpended balance from another of those appropriated amounts may be applied by the commissioner toward the obligation for that program.

2. Cash flow. For the purpose of cash flow, the commissioner may pay the full state and local share of the payment amounts due on bond issues for school construction, and the required amount to offset the local share of the bond issues may be transferred to the debt service portion of the account from operating and program subsidies. This provision does not apply in those situations in which a school administrative unit has less subsidy than the total principal and interest payment on bonds.

Sec. GG-5. 20-A MRSA §15652, sub-§4, as amended by PL 1997, c. 643, Pt. D, §3, is repealed.

Sec. GG-6. 20-A MRSA §15653, sub-§§1 and 2, as enacted by PL 1995, c. 368, Pt. Z, §1 and affected by §2, are amended to read:

1. Per pupil guarantee. The Legislature shall annually establish a per pupil guarantee. For fiscal year 1999-00, the per pupil guarantee is \$4,020. In the subsequent 3 fiscal years, it is the intent of the Legislature to achieve the per pupil guarantee targets established in this subsection.

A. For fiscal year 2000-01 the per pupil guarantee target is \$4,307.

B. For fiscal year 2001-02 the per pupil guarantee target is \$4,687.

2 C. For fiscal year 2002-03 the per pupil guarantee target
3 is \$5,204.

4 The intent of the Legislature is to achieve a per pupil guarantee
5 that matches projected spending in fiscal year 2002-03.
6 Beginning in fiscal year 2000-01, if the appropriation and any
7 increase in the mill rate determined by the Legislature to be
8 needed under this section are not sufficient to achieve both the
9 targeted reduction percentage in section 15603, subsection 26-A,
10 paragraph F and the targeted per pupil guarantee, then the per
11 pupil guarantee must advance toward the targeted per pupil
12 guarantee in the same proportion as the reduction percentage is
13 lowered toward the targeted reduction percentage.

14
15 **2. Contribution to per pupil guarantee.** The Legislature
16 and each school administrative unit are jointly responsible for
17 contributing to the per pupil guarantee. For each school
18 administrative unit, the per pupil guarantee is the sum of the
19 school administrative unit local contribution to the per pupil
20 guarantee and the school administrative unit state contribution
21 to the per pupil guarantee. It is the intent of the Legislature
22 to achieve the targeted per pupil guarantee through a combination
23 of the Legislature's additional contribution and, if needed, an
24 increase in the mill rate used to determine the statewide local
25 share.

26
27 **Sec. GG-7. 20-A MRSA §15653, sub-§4,** as enacted by PL 1995,
28 c. 368, Pt. Z, §1 and affected by §2, is repealed and the
29 following enacted in its place:

30
31 **4. Statewide local share.** For fiscal year 1999-00, the
32 statewide local share amount of the operating costs allocation is
33 based on the sum of the amounts determined by multiplying for
34 each unit 6.67 mills times the unit's property fiscal capacity.
35 In subsequent years the mill rate is 6.67 mills, except that the
36 Legislature shall determine if an increase is needed to achieve
37 the targeted per pupil guarantee under this section.

38
39 **Sec. GG-8. 20-A MRSA §15656,** as enacted by PL 1995, c. 368,
40 Pt. Z, §1 and affected by §2, is repealed and the following
41 enacted in its place:

42 **§15656. Pupil counts**

43
44 **1. Pupil count used for operating costs.** The pupil count
45 used for operating costs in this chapter is the greater of the
46 average of the 2 census counts for the most recent calendar year
47 and the average of the 4 census counts for the 2 most recent
48 calendar years.

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A of B.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 A. The 2 census counts in each calendar year must be for
April 1st and October 1st.

4 B. As an exception, only the 2 census counts in the most
recent calendar year may be used for:

6 (1) Kindergarten to grade 8 students for units that
send all their kindergarten to grade 8 students as
tuition students to schools elsewhere in the State;

8 (2) Grade 9 to grade 12 students for units that send
all their grade 9 to grade 12 students as tuition
students to schools elsewhere in the State; and

10 (3) Kindergarten to grade 12 students for units that
send all their kindergarten to grade 12 students as
tuition students to schools elsewhere in the State.

12 **Sec. GG-9. 20-A MRS §15657, sub-§2, as amended by PL 1997,**
c. 643, Pt. D, §5, is further amended to read:

14 **2. Local median household income.** The most--recent local
median household income is divided by the statewide average
median household income. ~~That--amount--is--divided--by--the~~
~~normalised-regional-cost-adjustment-as-defined-in-section-15652,~~
~~subsection-4.~~ The final result is multiplied by an income weight
of 0.15. The department shall use local median household income
data, ~~updated-annually-from-the-Federal-Decennial-Census~~ as
estimated at the fiscal year 1997-98 level until final Federal
Decennial Census figures are established for the year 2000. The
fiscal year 1997-98 estimated census figures must be adjusted so
that no municipality's census figure exceeds twice the state
average percentage increase from fiscal year 1996-97 to fiscal
year 1997-98.

16 **Sec. GG-10. PL 1999, c. 16, Pt. C is repealed.**

18 **Sec. GG-11. Essential programs and services; data collection for**
school funding. The State Board of Education's Essential Programs
and Services Committee has recommended that a new approach to
school funding should establish and measure the resources
utilized in prototypical high-performing elementary, middle and
secondary schools in Maine. This approach to identifying needed
programs and services and their costs may be referred to as the
"essential programs and services model" and consists of the
resources needed to fund all necessary programs and services,
including instructional and support staffing needs and other
material needs. The determination of these resource levels must
reflect, where available, data that is representative of Maine
schools. The essential programs and services model must

COMMITTEE AMENDMENT

11 of 8

2 be used to determine the amount of financial resources that must
4 be available to each school unit and serves as the foundation for
6 calculating both state and local contributions to public
8 education for kindergarten through grade 12. Beginning July 1,
10 1999, the State Board of Education shall work with the Department
12 of Education to determine the data that will be needed to
14 calculate annual funding of school units in accordance with the
16 cost-based essential programs and services model developed by the
18 state board and described in its January, 1999 report to the
119th Legislature. The department shall implement changes in its
current computer systems for data collection and data use that
comply with these determinations. The state board shall provide
interim reports on its work to the joint standing committee of
the Legislature having jurisdiction over education and cultural
affairs by January 14, 2000 and by January 15, 2001. A final
report must be provided by July 2, 2001. Necessary data
collection changes must be completed so that appropriate funding
data can be reported to the department after July 1, 2003.

20 **Sec. GG-12. Essential programs and services; data collection for**
22 **school-level reporting.** Beginning July 1, 1999, the State Board of
24 Education shall work with the Department of Education to
26 determine school-level data that is required to monitor the
28 implementation in each school of the essential programs and
30 services model. The department shall modify its current data
32 collection and data use systems to collect and report this
34 school-level data. The state board shall provide interim reports
on its work to the joint standing committee of the Legislature
having jurisdiction over education and cultural affairs by
January 14, 2000 and by January 15, 2001. A final report must be
provided by July 2, 2001. Necessary data collection changes must
be completed so that appropriate school-level data can be
reported to the department after July 1, 2003.

36 **Sec. GG-13. Research.** The State Board of Education shall
38 research local school policies and expenditures on school
40 transportation, special education, vocational education,
42 efficiency of school operations and school performance. The
44 research must include pupil characteristics and school unit
46 characteristics and how these factors relate to school unit
48 policies and levels of expenditure. The state board, in
conjunction with the Education Research Institute, shall study
practices in other states regarding the amounts and types of
state and local revenues used to fund public education, the use
of a regional "cost of education" adjustment and how the various
states calculate and use an income measure in the school funding
formula. The state board shall develop recommendations on how
its findings may be used to improve Maine's system of school
funding. The state board shall provide to the joint standing

COMMITTEE AMENDMENT

R.C.S.

2 committee of the Legislature having jurisdiction over education
and cultural affairs:

4 **1. Transportation.** A final report by July 3, 2000 on
transportation, including bus purchases and transportation
6 operating costs;

8 **2. Special education.** An interim report by July 3, 2000
and a final report by July 2, 2001 on the extent of consistency
10 in the identification of special education needs statewide and
the efficient delivery of special education services;

12 **3. Best practices.** An interim report by July 3, 2000 and a
14 final report by July 2, 2001 on best practices relating to
efficiency of school operations and high-level school performance;

16 **4. Vocational education.** A final report by July 3, 2000 on
18 vocational education, including a preliminary analysis of program
delivery, program costs and access to vocational education
20 opportunities across the State and a plan for more in-depth
research;

22 **5. Revenue to fund public education.** A final report by
24 July 3, 2000 on practices in other states regarding the types and
amounts of revenue used by local education organizations and by
26 state governments to fund public education;

28 **6. Use of regional "cost of education."** A final report by
January 3, 2000 on practices in other states regarding the use of
30 a regional "cost of education" adjustment; and

32 **7. School funding formula.** A final report by January 3,
2000 on practices in other states regarding how to calculate and
34 use an income measure in the school funding formula.

36 **Sec. GG-14. Basic elementary and secondary per pupil operating
rates.** The basic elementary per pupil operating rate for the
38 fiscal year 1999-00 is \$3,201 and the basic secondary per pupil
operating rate for fiscal year 1999-00 is \$3,845. The foundation
40 per pupil operating rate for the 1999-00 fiscal year is \$3,393.

42 **Sec. GG-15. Per pupil guarantee and statewide factor.** The per
pupil guarantee for fiscal year 1999-00 is \$4,020. The statewide
44 factor for fiscal year 1999-00 is 0.56410.

46 **Sec. GG-16. Foundation allocation.** The foundation allocation
of state and local funds for fiscal year 1999-00 for the purposes
48 listed in this section is as follows.

50 **1999-00**

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TOTAL

Operating

Per pupil guarantee pursuant to the
Maine Revised Statutes, Title 20-A,
section 15653 \$865,501,980

A. Program Costs

Early Childhood	515,490
Special Education (Local)	140,726,794
Special Education (Tuition and Board)	13,077,864
Vocational Education	26,031,013
Transportation Operating	61,477,789
Bus Purchases	5,000,000

B. Program Cost Total

246,828,950

Less percentage reduction pursuant to
the Maine Revised Statutes, Title 20-A,
section 15603, subsection 26-A,
paragraph F (38,274,270)

Adjusted Program Cost Total

208,554,680

**Foundation Total - Combined Adjusted
Operating and Program Cost**

\$1,074,056,660

Sec. GG-17. Foundation subsidy indexes. This section
establishes mill rates as follows: operating cost millage, 5.11
mills; program millage limit, 1.21 mills.

Sec. GG-18. Foundation reduction percentages. This section
establishes reduction percentages as follows: program cost
reduction percentage - 15.88%; transportation operating reduction
percentage - 14.38%.

Sec. GG-19. Foundation appropriation. The foundation
appropriation provided for General Purpose Aid for Local Schools
for the fiscal year beginning July 1, 1999 and ending June 30,
2000 is calculated as follows.

	1999-00	1999-00
	TOTAL	STATE

COMMITTEE AMENDMENT

2 of 8

2	Foundation Total - Combined	
4	Adjusted Operating and Program Cost	\$1,074,056,660 \$527,396,309
6		
8	Less \$4,500,000 shifted from operating to program costs for transportation operating	(4,500,000)
10		
12	Plus \$4,500,000 shifted from operating to program costs for transportation operating to lower the reduction percentage	4,500,000
14		
16	Plus \$6,050,433 targeted to program costs to lower the reduction percentage	6,050,433
18		
20	Minimum state subsidy	997,000
22	ADJUSTED FOUNDATION ALLOCATION TOTAL	\$534,443,742
24		
26	Sec. GG-20. Debt service appropriation. The debt service appropriation of state funds for fiscal year 1999-00 for the purposes listed in this section is as follows.	
28		
30		1999-00 TOTAL
32	Debt Service Costs	
34	Principal and Interest	\$68,103,054
36	Approved Leases	6,200,435
38	Insured Value Factor	2,308,676
40	C. Debt Service Cost Total	76,612,165
42		
44	Less Percentage Reduction of Insured Value Factor pursuant to the Maine Revised Statutes, Title 20-A, section 15603, subsection 26-A, paragraph F	(518,067)
46		
48	Adjusted Debt Service Cost Total	\$76,094,098

A. G. S.

2 **Sec. GG-21. Debt service subsidy indexes.** This section
 3 establishes mill rates as follows: operating cost millage, 5.11
 4 mills; debt service millage limit, 0.50 mills.

6 **Sec. GG-22. Debt service reduction percentages.** This section
 7 establishes reduction percentages as follows: insured value
 8 factor reduction percentage - 22.44%.

10 **Sec. GG-23. Debt service appropriation.** The debt service
 11 appropriation provided for General Purpose Aid for Local Schools
 12 for the fiscal year beginning July 1, 1999 and ending June 30,
 2000 is calculated as follows.

	1999-00 TOTAL	1999-00 STATE
ADJUSTED DEBT SERVICE ALLOCATION TOTAL	\$76,094,098	\$56,150,600

20 **Sec. GG-24. Adjustments and miscellaneous costs appropriation.**
 21 The adjustments and miscellaneous costs appropriation of state
 22 funds for the fiscal year 1999-00 for the purposes listed in this
 23 section is as follows.

	1999-00 TOTAL
Adjustments and Miscellaneous Costs	
Cost of Geographic Isolation Adjustments	\$250,000
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	8,200,000
State Agency Clients	18,100,000
Out-of-district Placement	1,929,000
Long-term Drug Treatment Center	60,976
Contract for Cost-of-education and	

Ref.

2	Income Data	29,000
4	Fiscal year 2000 Hold Harmless Provision to Previous Enacted Budget	1,230,000
6	Essential Programs and Services - Data Collection and Research	100,000
8	Total Adjustments	<u>\$30,099,976</u>

12 **Sec. GG-25. Adjustments and miscellaneous costs appropriation.**
 14 The adjustments and miscellaneous costs appropriation provided
 16 for General Purpose Aid for Local Schools for the fiscal year
 beginning July 1, 1999 and ending June 30, 2000 is calculated as
 follows.

18		1999-00	1999-00
20		TOTAL	STATE
22	ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$30,099,976	\$30,099,976
24	FOUNDATION, DEBT SERVICE AND ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$1,180,250,734	\$620,694,318

30 **Sec. GG-26. Limit of State's obligation.** If the State's
 32 continued obligation for any individual program contained in
 sections 14, 15, 16, 19, 20, 23, 24 and 25 of this Part exceeds
 34 the level of funding provided for that program, any unexpended
 balances occurring in other programs may be applied to avoid
 36 proration of payments for any individual program. Any unexpended
 balances from sections 14, 15, 16, 19, 20, 23, 24 and 25 of this
 38 Part may not lapse but must be carried forward for the same
 purpose.

40 **Sec. GG-27. Appropriations.** Sections 14 to 26 of this Part
 42 may not be construed to require the State to provide payments
 44 that exceed the appropriation of funds for General Purpose Aid
 for Local Schools for the fiscal year beginning July 1, 1999 and
 ending June 30, 2000.

46 **Sec. GG-28. State subsidy for fiscal year 1999-00.** Notwithstanding
 48 any other provision of law, the Commissioner of Education shall
 50 distribute these funds in such a manner that the school
 administrative units receive by the end of fiscal year 1999-00
 the state allocation determined by the funding formula

COMMITTEE AMENDMENT

A. 29.

2 enacted by the First Regular Session of the 119th Legislature and
 3 equal to the total funds appropriated in Public Law 1999, chapter
 4 16 and in this Part.

5 **Sec. GG-29. Local share for fiscal year 1999-00.** Notwithstanding
 6 any other provisions of law, any additional local funds raised
 7 pursuant to the Maine Revised Statutes, Title 20-A, section
 8 15614, subsection 3 may be credited toward the local share of the
 9 foundation allocation or the local share of the debt service
 10 allocation in order to satisfy the requirements of Title 20-A,
 11 chapters 606 and 606-A.

12 **Sec. GG-30. Appropriation.** The following funds are
 13 appropriated from the General Fund to carry out the purposes of
 14 this Part.

	1999-00	2000-01
STATE BOARD OF EDUCATION		
State Board of Education		
All Other	\$100,000	\$50,000
Provides funds for administrative costs, computer programming and research services required to determine data collection needs and conduct research.		
STATE BOARD OF EDUCATION TOTAL	\$100,000	\$50,000
EDUCATION, DEPARTMENT OF		
General Purpose Aid for Local Schools		
All Other	\$20,774,103	\$20,000,000
Provides funds to increase the state share of school subsidy. Total funds appropriated for school subsidy for fiscal year 1999-00 by Public Law 1999, chapter 16, Part A and Part B and in this Part are distributed as follows: The state share of the adjusted		

12 of 8

2 foundation allocation total
 is \$534,443,742; the state
 4 share of the adjusted debt
 service allocation total is
 \$56,150,600; and the state
 6 share of adjustments and
 miscellaneous costs is
 8 \$30,099,976.

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

12 All Other (100,000) (50,000)
 14

16 Deappropriates funds from the
 adjustments and miscellaneous
 18 costs category for Essential
 Programs and Services-Data
 20 Collection and Research in
 order to offset
 22 appropriations provided to
 the State Board of Education
 for those purposes.
 24

26 **Hardship Cushion for General**
Purpose Aid for Local Schools

28 All Other 3,783,692

30 Provides funds to be
 distributed to school
 32 administrative units as a
 one-time hardship cushion to
 34 ensure that each unit's state
 share of subsidy for fiscal
 36 year 1999-00 for operating
 costs, program costs
 38 excluding the state share of
 bus purchases, and minimum
 40 subsidy is not less than each
 unit's state share of subsidy
 42 for fiscal year 1998-99 for
 those same categories plus
 44 the 1998-99 hardship cushion
 actually distributed in
 46 fiscal year 1998-99 based on
 an appropriation of
 48 \$591,532,327 to the General
 Purpose Aid for Local Schools
 50 program.

R. of S.

2	DEPARTMENT OF EDUCATION		
	TOTAL	<u>\$24,457,795</u>	<u>\$19,950,000</u>
4			
6	TOTAL APPROPRIATION		
	SECTION TOTAL	<u>\$24,557,795</u>	<u>\$20,000,000</u>

PART HH

10 **Sec. HH-1. Appropriation.** The following funds are
12 appropriated from the General Fund to carry out the purposes of
14 this Part.

16		1999-00	2000-01
18	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		

20 **Capital Construction/Repairs/Improvements - Administration**

22	All Other	\$125,000	
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24
26 Provides funds on a one-time basis for the restoration of a historic brick structure at Fort Knox and related site improvements; increased parking; informational kiosk and phones; handicapped accessible restrooms; outdoor amphitheater; indoor classroom; and a passive interpretive system of informational plaques.

38	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
40	TOTAL	<u>125,000</u>	

42 **CONSERVATION, DEPARTMENT OF**

44 **Land Use Regulation Commission**

46	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	37,512	38,931
48	All Other	7,300	7,500

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Appropriates funds for one
 additional Environmental
 4 Specialist II position and
 necessary operating costs.
 This position will be located
 6 in the Millinocket office to
 provide permitting assistance
 8 to residents of northern
 Penobscot County and eastern
 10 Piscataquis County.

12	DEPARTMENT OF CONSERVATION		
14	TOTAL	44,812	46,431

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

18 **Business Development**

20	All Other	1,500,000	
22	Provides funds on a one-time		
24	basis to continue the		
26	business attraction and		
28	expansion marketing efforts		
30	established in Public Law		
32	1997, chapter 643, Part CC,		
34	section 1. Funds must be		
	dispersed in accordance with		
	a competitive quality-based		
	selection procedure as		
	established and administered		
	by the Department of Economic		
	and Community Development.		

36 **Business Development**

38	All Other	90,000	120,000
40	Provides funds to enter into		
42	contracts for 2 Field		
44	Representative positions in		
	under-served and economically		
	depressed areas.		

46 **Tourism and Community Development,**
Office of

48	All Other	25,000	
50			

R 488

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides funds on a one-time
 3 basis for the purpose of
 4 studying and implementing a
 5 plan to promote St. Croix
 6 Island as a permanent tourist
 7 destination and to plan for
 8 the St. Croix 2004
 9 celebration. The Department
 10 of Economic and Community
 11 Development's development and
 12 implementation of the plan
 13 must involve Eastern Maine
 14 Development Corporation, the
 15 Calais Regional Chamber of
 16 Commerce and the St. Croix
 2004 Celebration Committee.

18	DEPARTMENT OF ECONOMIC AND COMMUNITY		
	DEVELOPMENT		
20	TOTAL	<u>1,615,000</u>	<u>120,000</u>

22 **EDUCATION, DEPARTMENT OF**

24 **Jobs for Maine's Graduates**

26	All Other	36,792	74,651
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28 Provides funds to increase
 29 support for this program by
 30 2.9% each fiscal year.

32 **General Purpose Aid for
Local Schools**

34	All Other	482,274	627,727
----	-----------	---------	---------

36 Provides funds to increase
 37 the amounts available to be
 38 distributed to school
 39 administrative units for the
 40 out-of-district placement
 41 adjustment. If additional
 42 federal funds are received by
 43 this program in fiscal year
 44 1999-00 or fiscal year
 45 2000-01, to the extent
 46 possible, the additional
 47 federal funds must be used to
 48 supplant, rather than
 49 supplement, General Fund
 50

COMMITTEE AMENDMENT

248

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Provides funds on a one-time
basis to support John K.
4 Murphy Homes' development of
housing for 2 autistic adults
in Raymond.

6
8 **DEPARTMENT OF MENTAL HEALTH, MENTAL
RETARDATION AND SUBSTANCE ABUSE
SERVICES**

10 **TOTAL** 10,000

12 **MAINE TECHNICAL COLLEGE SYSTEM**

14 **Maine Technical College System -
Board of Trustees**

16 All Other 1,500,000 2,500,000

18 Provides funds to allow the
20 enrollment of approximately
750 more students to the
22 Maine Technical College
System's current rolls.

24 **Maine Technical College System -
26 Board of Trustees**

28 All Other 430,000

30 Provides funds on a one-time
basis for capital projects at
32 Eastern Maine Technical
College.

34 **MAINE TECHNICAL COLLEGE SYSTEM**
36 **TOTAL** 1,930,000 2,500,000

38 **TRANSPORTATION, DEPARTMENT OF**

40 **Railroad Assistance Program**

42 All Other 300,000

44 Provides funds on a one-time
basis to clear brush and
46 repair washouts on the Calais
Rail Branch.

48 **DEPARTMENT OF TRANSPORTATION**
50 **TOTAL** 300,000

COMMITTEE AMENDMENT

R. O. S.

2 **UNIVERSITY OF MAINE SYSTEM,
BOARD OF TRUSTEES OF THE**

4
6 **Strategic Technology Initiative**

8 All Other 200,000

10 Provides funds on a one-time
12 basis for the "Strategic
14 Technology Initiative," a
16 collaborative effort by the
18 University of Maine System
20 and the Eastern Maine
22 Development Corporation, to
24 examine technological
opportunities using the
wood-based natural resources
and the existing skilled
labor pool in the Katahdin
region.

26 **Educational and General Activities -
University of Maine System**

28 All Other 160,000

30 Provides funds on a one-time
32 basis to allow the Cultural
34 Heritage Preservation
Committee at the University
of Maine to develop and
publish a new Historical
Atlas of Maine.

36 **BOARD OF TRUSTEES OF THE
UNIVERSITY OF MAINE SYSTEM**
38 **TOTAL**

360,000

40 **SECTION
TOTAL APPROPRIATIONS**

\$4,903,878 \$4,868,809

42 **Sec. HH-2. Allocation.** The following funds are allocated from
44 Other Special Revenue funds to carry out the purposes of this
46 Part.

2000-01

48 **MENTAL HEALTH, MENTAL RETARDATION
50 AND SUBSTANCE ABUSE SERVICES,
DEPARTMENT OF**

A of S.

2	Office of Substance Abuse	
4	All Other	\$1,000,000
6	Provides funds from the Fund for a Healthy	
8	Maine to continue the recommendations of the	
10	Joint Committee on Substance Abuse. These	
12	funds will be used to provide additional	
14	statewide substance abuse prevention,	
16	intervention and treatment services.	
18	DEPARTMENT OF MENTAL HEALTH, MENTAL	
20	RETARDATION AND SUBSTANCE ABUSE	
22	SERVICES	
24	TOTAL	\$1,000,000
26	SECTION	
28	TOTAL ALLOCATIONS	\$1,000,000
30	Sec. HH-3. Allocation. The following funds are allocated from	
32	the Federal Block Grant Fund in order to carry out the purpose of	
34	this Part.	
36		
38		1999-00
40	ECONOMIC AND COMMUNITY	
42	DEVELOPMENT, DEPARTMENT OF	
44	Community Development Block	
46	Grant Program	
48	All Other	\$21,500,000
50	Provides for the allocation of funds from	
	the United States Department of Housing and	
	Urban Development Disaster Recovery	
	Initiative Program. These are special	
	Community Development Block Grant funds	
	provided to the State in response to the ice	
	storm in January 1998.	
	DEPARTMENT OF ECONOMIC AND	
	COMMUNITY DEVELOPMENT	
	TOTAL	\$21,500,000
	SECTION	
	TOTAL ALLOCATIONS	\$21,500,000

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PART II

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Sec. II-1. 37-B MRSA §504, as amended by PL 1997, c. 783, §2, is further amended to read:

§504. Maine Veterans' Memorial Cemetery System

1. **Land acquisition.** The director may acquire by eminent domain in accordance with Title 35-A, chapter 65 and with approval of the Governor, or by purchase, gift or otherwise, real estate in fee simple, or any interest therein, for use as a Maine Veterans' Memorial Cemetery System. The land for at least one cemetery must be located near the center of population of the State.

2. **Superintendent.** The director, with approval of the appointing authority, shall appoint a competent and trustworthy cemetery superintendent and shall arrange for personnel, material and equipment necessary for adequate maintenance of the cemetery cemeteries. The superintendent must be an honorably discharged war veteran or a war veteran currently a member of the armed services in nonactive or reserve status.

3. **Monuments, buildings and markers.** The director shall erect a suitable monument in the center of the each cemetery.

A. The monument must be suited to the topography of the land and display, on suitable flag poles, the national emblem and the state flag in accordance with the Flag Code.

B. The immediate area surrounding the monument must be prepared and reserved as a suitable place for commemorating Memorial Day and other appropriate observances. The remaining grounds must be laid out in a wheel-like pattern around the monument, expanding from the center as required. Suitable buildings may be erected for purposes the director determines necessary.

C. All grave markers must be flat-type granite, as furnished by the United States Department of the Army, Memorial Division, or flat-type granite facsimiles of a marker. All boxes used for burial must be protected with permanent vaults or grave liners. Stones and vaults may not be provided at state expense.

4. **Burials.** Burials in the ~~cemetery~~-shall cemeteries must be as follows.

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A-1. As used in this subsection, unless the context indicates otherwise, the following terms have the following meanings.

(1) "Eligible dependent" means the wife, husband, surviving spouse, unmarried minor child, unmarried dependent child enrolled in secondary school or unmarried adult child who became incapable of self-support before reaching 18 years of age on account of mental or physical defects.

(2) "Eligible veteran" means any person who:

(a) Served on active duty in the United States Armed Forces during any federally recognized period of conflict, served on active duty in the United States Armed Forces at any time during the period December 22, 1961 to August 5, 1964 or was eligible for an Armed Forces Expeditionary Medal or campaign medal, and who:

(i) If discharged, received an honorable discharge or a general discharge under honorable conditions, provided that the discharge was not upgraded through a program of general amnesty; and

(ii) Was a resident of the State at the time of entering military service, death or the death of an eligible dependent;

(b) Served in the Maine National Guard and died as a result of injury, disease or illness sustained while serving on state active duty as provided in chapter 3, subchapter III; or

(c) Served in the Armed Forces in the United States at any time and was killed or died as a result of hostile action and was a resident of the State at the time of entering military service, at the time of death or at the time of the death of an eligible dependent.

(3) "Federally recognized period of conflict" means World War I, April 6, 1917 to November 11, 1918, or March 31, 1920 if service was in Russia; World War II, December 7, 1941 to December 31, 1946; Korean Conflict, June 27, 1950 to January 31, 1955; the Vietnam War, August 5, 1964 to May 7, 1975; and the Persian Gulf War, August 7, 1990 to April 11, 1991.

COMMITTEE AMENDMENT

2 B. The director must allow the earth burial in one of the
3 ~~cemetary~~ cemeteries of any eligible veteran who requests
4 burial in the cemetery system. The director must allow the
5 veteran the option of crypt burial if crypt space exists.
6 All burials must be without charge.

8 C. At the dependent's request, the director must allow an
9 eligible dependent of a veteran to be buried in one of the
10 ~~cemetary~~ cemeteries if, at the date of the dependent's
11 death, the veteran would be eligible for burial. Dependents
12 may be buried in the earth or placed in a crypt adjacent to
13 the veteran without charge, ~~provided that~~ so long as:

14 (1) If the veteran dies first, the dependents specify
15 in writing their intention to be so buried;

18 (2) If the dependent dies first, the veteran specifies
19 in writing the intention to be buried in one of the
20 ~~cemetary~~ cemeteries; or

22 (3) Eligible family members of members of the armed
23 services or veterans who are permanently buried
24 overseas, buried at sea, missing in action and declared
25 dead, or whose bodies are inaccessible for other
26 reasons, may be buried in ~~this cemetery,--provided that~~
27 one of the cemeteries if the deceased member of the
28 armed services or veteran was eligible for the burial
29 at the time of death.

30 D. The plots shall must be reserved as necessary and a
31 permanent record of all burials shall must be kept.

34 E. Remains of eligible veterans previously buried in other
35 locations may be reinterred in one of the ~~cemetary~~
36 cemeteries upon request, provided that no cost other than
37 that which would be incurred in an original burial is borne
38 by the State.

40 F. This subsection shall may not be construed to obligate
41 the State beyond the furnishing of a grave site, opening and
42 closing of the grave and maintenance of the grave and the
43 ~~cemetary~~ cemeteries thereafter in perpetuity.

44 5. **Weekend visitation.** The superintendent shall arrange
45 visiting hours to provide public access to the ~~cemetary~~
46 cemeteries at least one Saturday or Sunday each month. Regularly
47 scheduled weekly visiting hours may be adjusted to provide for
48 the weekend hours.

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R.S.

2 section 4701, subsection 2. These costs are limited to
4 expenditures for supplemental instructional support for students
6 of limited proficiency in English and may not include federal
8 grant funds used for student instruction in English as a 2nd
10 language or bilingual education. For subsidy purposes, these
12 costs include:

8 A. The salary and benefit costs of certified teachers with
10 an endorsement in English as a 2nd language or bilingual
12 education contracted to provide services as part of an
14 approved transitional instruction program using bilingual
16 techniques; and

14 B. The salary and benefit costs of education technicians
16 who are under the supervision of a certified teacher with an
18 endorsement in English as a 2nd language or bilingual
20 education contracted to provide services as part of an
22 approved transitional instruction program using bilingual
24 techniques.

22 **Sec. JJ-2. 20-A MRSA §15612, sub-§12-A is enacted to read:**

22 12-A. Adjustment for costs of certified instruction
24 programs that teach English as a 2nd language instruction as part
26 of transitional instruction program using bilingual techniques:
28 adjustment limitation. A school administrative unit that places
30 a student in an approved transitional instruction program using
32 English as a 2nd language or bilingual techniques established
34 consistent with section 4701, subsection 2 must receive an
36 adjustment equal to the amount of the supplemental costs of
38 certified instruction programs that teach English as a 2nd
40 language for an approved transitional instruction program using
42 bilingual techniques in the year of allocation. State payments
44 to school administrative units pursuant to this subsection must
46 be made during the year of allocation. The funds for the
48 adjustment are limited to the amount appropriated by the
50 Legislature for that purpose, and the department is authorized to
prorate payments to units if the amount appropriated is
insufficient to make full payments to all units. If additional
appropriations are not provided for this adjustment, the
department may not redistribute existing appropriations for
general purpose aid to local schools.

44 **Sec. JJ-3. 20-A MRSA §15612, sub-§13, as enacted by PL 1989,**
46 **c. 875, Pt. E, §32, is amended to read:**

48 **13. Adjustment limitations.** The amounts of the adjustments
50 paid to school administrative units or municipalities in
subsections 1, 2, 4, 6, 7, 10, 11 and 12 and 12-A are limited to
the amounts appropriated by the Legislature for these adjustments.

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Sec. JJ-4. General Purpose Aid for Local Schools; lapsed balances.
Notwithstanding any other provision of law, an amount of \$1,000,000 from the fiscal year 1999-00 appropriation that remains in the General Purpose Aid for Local Schools account, or any other available balances in the account that sum to \$1,000,000, lapses to the General Fund no later than June 30, 2000.

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Sec. JJ-5. General Purpose Aid for Local Schools; lapsed balances.
Notwithstanding any other provision of law, an amount of \$1,600,000 from the fiscal year 2000-01 appropriation that remains in the General Purpose Aid for Local Schools account, or any other available balances in the account that sum to \$1,600,000, lapses to the General Fund no later than June 30, 2001.

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Sec. JJ-6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

22

1999-00 2000-01

24

EDUCATION, DEPARTMENT OF

26

General Purpose Aid for Local Schools

28

All Other \$1,000,000 \$1,600,000

30

Provides funds for the adjustment for the costs of certified English as a 2nd language instruction.

32

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PART KK

38

Sec. KK-1. School breakfast incentive grants. Any school in which at least 30% of the students enrolled on October 1, 1998 were eligible for free or reduced-price meals qualifies for a one-time support grant of up to \$3,000 toward the cost of establishing a school breakfast program.

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1. A school qualifying for a grant that chooses not to establish a school breakfast program shall file a report with the Department of Education explaining why it chose not to offer a school breakfast program.

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COMMITTEE AMENDMENT

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2. Nothing in this section prevents a school not qualifying for a grant from implementing a school breakfast program at any time.

3. The Department of Education shall administer this section and manage the grant process. The department shall notify schools of their eligibility for a grant under this section. The department may adopt rules necessary for implementation of this section and for compliance with federal guidelines for the National School Breakfast Program. Rules adopted under this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

Sec. KK-2. Application. The grants provided under this Part are available during the 1999-2000 school year for eligible schools that did not offer a school breakfast program during the 1998-1999 school year.

Sec. KK-3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00

EDUCATION, DEPARTMENT OF

School Breakfast Program

All Other \$240,000

Provides funds on a one-time basis for grants to eligible public schools to establish school breakfast programs.

PART LL

Sec. LL-1. 27 MRSA §558 is enacted to read:

§558. Maine Communities in the New Century Program

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Council" means the Maine State Cultural Affairs Council.

B. "Participating agencies" means the:

- (1) Maine Arts Commission;**

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- (2) Maine Historic Preservation Commission;
- (3) Maine State Library;
- (4) Maine State Museum;
- (5) Maine Historical Society;
- (6) Maine State Archives; and
- (7) Maine Humanities Council.

C. "Program" means the Maine Communities in the New Century Program established in subsection 2.

2. Program established; objectives. The Maine Communities in the New Century Program is established under the auspices of the council to further the following objectives:

- A. Preservation of the State's historic resources, properties, artifacts and documents;
- B. Expanded access to improved educational resources; and
- C. Community and economic development through strengthened local cultural resources.

3. Program components. To assist communities in preserving, improving and providing access to cultural resources, the program shall provide matching grants, technical assistance and support services to local, nonprofit, community-based organizations.

4. Council duties. The council shall:

- A. Oversee the planning and implementation of the program and coordinated communication among the participating agencies on behalf of Maine communities;
- B. Establish an outside evaluation system for the project to be implemented in the 2nd year of the program;
- C. Provide a forum of interagency planning among the participating agencies;
- D. Receive and distribute notices and instructions from other governmental administrative agencies;
- E. Meet quarterly to assess the progress of the program;

COMMITTEE AMENDMENT

A of B

2 F. Coordinate the program with a statewide cultural
4 alliance organization that is a private nonprofit
6 educational agency supporting libraries, museums and arts
8 and humanities organizations and with statewide groups of
10 individuals and artists concerned about the health of the
12 State's cultural resources; and

14 G. Submit an annual report to the Legislature on the
16 program.

18 5. Participating agency duties. The participating agencies
20 shall:

22 A. Provide matching grants and services to eligible
24 nonprofit and community-based organizations;

26 B. Participate in coordinated efforts of the council; and

28 C. Provide appropriate information for the annual report to
30 the Legislature.

32 **Sec. LL-2. Appropriation.** The following funds are
34 appropriated from the General Fund to carry out the purposes of
36 this Part.

1999-00

38 **MAINE ARTS COMMISSION**

40 **Arts - Administration**

42 All Other \$460,000

44 Provides funds for one-time grants to
46 implement this Part.

48 **Maine Humanities Council**

50 All Other 484,000

Provides funds for one-time grants to
implement this Part.

MAINE ARTS COMMISSION

TOTAL \$944,000

**MAINE HISTORIC PRESERVATION
COMMISSION**

Historic Preservation Commission

2 All Other \$506,000

4 Provides funds for one-time grants to
6 implement this Part.

8 **MAINE HISTORIC PRESERVATION**
10 **COMMISSION**
10 **TOTAL** \$506,000

12 **MAINE STATE LIBRARY**

14 **Administration - Library**

16 All Other \$1,292,400

18 Provides funds for one-time grants to
20 implement this Part.

22 **MAINE STATE LIBRARY**
22 **TOTAL** \$1,292,400

24 **MAINE STATE MUSEUM**

26 **Administration - Museum**

28 All Other \$149,600

30 Provides funds for one-time grants to
32 implement this Part.

34 **MAINE STATE MUSEUM**
34 **TOTAL** \$149,600

36 **MAINE HISTORICAL SOCIETY**

38 **Historical Society**

40 All Other \$220,000

42 Provides funds for one-time grants to
44 implement this Part.

46 **MAINE HISTORICAL SOCIETY**
46 **TOTAL** \$220,000

48 **SECRETARY OF STATE,**
50 **DEPARTMENT OF THE**

R. of S.

Administration - Archives

2 All Other \$88,000

4

6 Provides funds for one-time grants to
implement this Part.

8 **DEPARTMENT OF THE SECRETARY**

9 **OF STATE**

10 **TOTAL** \$88,000

12 **TOTAL APPROPRIATIONS** \$3,200,000

14

PART MM

16

18 **Sec. MM-1. 22 MRSA c. 416-A** is enacted to read:

20

22 **CHAPTER 416-A**

24 **DENTAL SERVICES**

26 **§2127. Oral health care**

28 1. Access to quality oral health services. The department
shall develop access to quality oral health services for
low-income residents with emphasis on underserved areas or
populations by encouraging the development or expansion of
community-operated, nonprofit oral health care programs that
serve persons who are uninsured or underinsured for oral health
care and that serve persons whose oral health care is covered by
Medicaid.

36 2. Development of oral health care programs. The
department shall use funds appropriated for the purposes of this
chapter, any available funds from Medicaid or other resources to
provide funding for the start-up or expansion of public or
nonprofit oral health care programs; to subsidize the provision
of oral health care to persons without insurance coverage for
that care in accordance with paragraph B; and to provide oral
health case management and community oral health education
designed to encourage good oral hygiene and to prevent oral
diseases and tooth decay. Any oral health care program receiving
funds under this chapter must:

48 A. Serve persons whose oral health care is covered by
Medicaid;

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B. Provide oral health care services to persons whose gross income is below 200% of the nonfarm income official federal poverty guidelines for whom insurance coverage is not available for the same payment as provided by Medicaid for the service if the subsidy described in this subsection is available. Persons without insurance to cover the service required and who have an income under 200% of the nonfarm income official federal poverty guidelines must be charged fees for oral health care on a sliding scale. The department shall establish the sliding scale by routine technical rules adopted pursuant to Title 5, chapter 375, subchapter II-A. The difference between the Medicaid rate and the payment made by the patient under the sliding fee arrangement must be paid to the oral health care program by the department. If a Medicaid rate is not established for a particular service provided under this section, the department shall establish a rate for that service.

(1) Persons with gross income less than 100% of the nonfarm official federal poverty guidelines may not be required to pay more than a nominal fee. For the purposes of this section, "nominal fee" has the same meaning as it has under Medicaid.

(2) In determining gross income, the department shall permit the deduction of business-related expenses of those who are self-employed;

C. Be governed by a board, a majority of whose members are individuals who are or will be served by the program and who, as a group, represent the individuals being served in terms of demographic factors such as residing in the community being served, income, race, ethnicity and gender. The board is responsible for:

(1) The establishment of the policy in the conduct of the program;

(2) Holding regularly scheduled meetings, of which minutes must be kept;

(3) Approval of the selection or dismissal of a program director or chief executive officer of the program;

(4) Establishing personnel policies and procedures, including selection and dismissal procedures, salary and benefit scales, employee grievance procedures and equal opportunity practices;

R. 2. 8.

2 (5) Adopting policies for financial management
3 practices, including a system to ensure accountability
4 for program resources, approval of the annual program
5 budget, program priorities, eligibility for services,
6 including criteria for partial payment schedules, and
7 long-range financial planning;

8 (6) Evaluating program activities including services
9 utilization patterns, program productivity, patient
10 satisfaction, achievement of program objectives and
11 development of a process for hearing and resolving
12 patient grievances;

13 (7) Ensuring that the program is operated in
14 compliance with applicable federal, state and local
15 laws, rules and regulations; and

16 (8) Adopting health care policies including scope and
17 availability of services, location and hours of
18 services and quality of care audit procedures;

19 D. Use any funds provided for the purposes of this chapter
20 to supplement, and not supplant, other funds that are or may
21 be available to the oral health care program;

22 E. Implement a patient screening process to determine
23 patient eligibility for Medicaid, the Cub Care program under
24 Title 22, section 3174-T and the sliding fee scale; and

25 F. Employ at least one full-time equivalent dentist
26 practicing general dentistry and be open for business at
27 least 20 hours a week, providing at least 4 hours of
28 coverage during evenings or weekends.

29 A program may not receive funds under this chapter to serve more
30 than 3 contiguous dental care analysis areas as defined by the
31 Bureau of Health in the department.

32 3. Discrimination prohibited. An oral health care program
33 receiving funds under this chapter may not discriminate among
34 patients within its service area based upon payment source except
35 as specifically authorized in subsection 2, paragraph B.

36 4. Vouchers for private dental services. An oral health
37 program that receives funds under this chapter may establish a
38 voucher system for the purpose of reimbursing private dental
39 providers providing services to patients of the program in
40 accordance with the provisions of this subsection.

41 A. A voucher may be used only when:

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(1) A program chooses to provide specialized oral health services to its patients but can not provide these services directly;

(2) The patient can not be served by the program with reasonable promptness; or

(3) The distance to the program location or transportation problems make access to the program difficult for the patient.

B. A voucher payment made to a private provider does not exceed the difference between the patient's obligation, if any, under a sliding scale and the rate that Medicaid would reimburse a private provider for that same service. If no fee is established for the particular service in the Medicaid program, the department shall establish a fee.

C. A voucher payment is made only to a provider enrolled to provide services in the Medicaid program.

An oral health care program may place reasonable restrictions on a voucher system it establishes if those restrictions are consistent with the purposes of this chapter pursuant to subsection 1.

Even though an oral health care program receives funds under this chapter for the purpose of serving part of its service area through a voucher system, this does not prevent the application of another organization seeking funds under this chapter to provide direct program services to the residents of that area.

5. Encouraging community support. The department shall require any entity seeking funds for the start-up or expansion of oral health programs under this chapter to raise matching funds, including in-kind support, sufficient to demonstrate community support.

6. Coordination with Medicaid and the Cub Care program. The department shall coordinate assistance under this chapter with Medicaid and the Cub Care program under Title 22, section 3174-T in a manner most likely to obtain and maximize federal matching funds.

7. Rules. The department shall adopt rules, which are routine technical rules, pursuant to Title 5, chapter 375, subchapter II-A, to implement this chapter.

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2 **Sec. MM-2. Evaluation and report.** By February 1, 2001, the
 4 Department of Human Services shall evaluate the status of access
 6 to oral health care for uninsured people in this State and those
 8 receiving Medicaid and shall report its findings to the joint
 standing committee of the Legislature having jurisdiction over
 health and human services matters. The report must include
 recommendations on the method that would be the most
 cost-effective for this State to meet the oral health needs of
 low-income people.

10 **Sec. MM-3. Allocation.** The following funds are allocated
 12 from Other Special Revenue funds to carry out the purposes of
 this Part.

14 **2000-01**

16 **HUMAN SERVICES, DEPARTMENT OF**

18 **Bureau of Health**

20 All Other \$250,000

22 Provides funds from the Fund
 24 for a Healthy Maine for
 26 start-up and expansion of
 oral health care programs.

28 **Bureau of Health**

30 All Other 650,000

32 Provides funds from the Fund
 34 for a Healthy Maine to
 36 subsidize sliding-fee scale
 programs for uninsured
 low-income people.

38 **Bureau of Health**

40 All Other 50,000

42 Provides funds from the Fund
 44 for a Healthy Maine for case
 46 management and community
 education and oral health
 education.

48 **Bureau of Medical Services**

50 All Other 50,000

R. G. R.

2 Provides funds from the Fund
for a Healthy Maine for
4 Medicaid targeted case
management services for oral
6 health care.

8 **DEPARTMENT OF HUMAN SERVICES**
9 **TOTAL** \$1,000,000

10 **SECTION**
12 **TOTAL ALLOCATIONS** \$1,000,000

14 **Sec. MM-4. Allocation.** The following funds are allocated
from the Federal Expenditures Fund to carry out the purposes of
16 this Part.

18 **2000-01**

20 **HUMAN SERVICES, DEPARTMENT OF**

22 **Bureau of Medical Services**

24 All Other \$98,017

26 Allocates matching funds for
targeted case management
28 services for oral health care.

30 **DEPARTMENT OF HUMAN SERVICES**
31 **TOTAL** \$98,017

32 **SECTION**
34 **TOTAL ALLOCATIONS** \$98,017

36 **Sec. MM-5. Contingent effective date.** This Part takes effect on
July 1, 2000 only if sufficient funds are available in the Fund
38 for a Healthy Maine.

40 **PART NN**

42 **Sec. NN-1. 5 MRSA §12004-I, sub-§7-C** is enacted to read:

44	<u>7-C.</u>	<u>Advisory</u>	<u>Not</u>	<u>20-A MRSA</u>
	<u>Education</u>	<u>Committee on</u>	<u>Authorized</u>	<u>§12304</u>
46		<u>Dental</u>		
		<u>Education</u>		

48 **Sec. NN-2. 20-A MRSA c. 426** is enacted to read:
50

CHAPTER 426

MAINE DENTAL EDUCATION AND RECRUITMENT

§12301. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Authority. "Authority" means the Finance Authority of Maine.

2. Chief executive officer. "Chief executive officer" means the Chief Executive Officer of the Finance Authority of Maine.

3. Maine resident. "Maine resident" means a person who has been a resident of the State for a minimum of 2 years at the time of the person's entry to dental school for purposes other than education, as determined by rule of the authority. In determining residency, the authority shall consider:

A. Length of residence in the State for other than tuition purposes;

B. Secondary school attended;

C. Legal residence of parents;

D. Place of voting registration, if registered to vote;

E. Place where taxes are paid; and

F. Other indicators established by the authority.

4. Underserved population area. "Underserved population area" means a population group or geographical area receiving insufficient oral health care, as determined by the Commissioner of Human Services and as defined in rules adopted by the Department of Human Services pursuant to section 12305. The rules must take into consideration factors that include, but are not limited to, family income levels, availability of dental care and percentage of families qualifying for Medicaid coverage.

§12302. Maine Dental Education Loan Program

1. Establishment. The Maine Dental Education Loan Program, referred to in this chapter as the "program," is established. The authority shall administer the program. Under this program, beginning in fiscal year 2000-01 the chief executive officer

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

shall award up to 3 loans or loan repayment agreements annually up to an aggregate of 12. As provided in subsection 3:

A. Loans are available to Maine residents enrolled in a dental school; or

B. A loan repayment agreement is available to a person who is eligible for licensure as a doctor of dental medicine in Maine and who has outstanding dental education loans.

2. Application process. Application must be made directly to the authority.

3. Eligibility. The following persons are eligible to participate in the program:

A. Applicants under subsection 1, paragraph A who meet eligibility criteria established by rule of the authority, which at a minimum must require:

- (1) That the student be a Maine resident;
- (2) That the student be enrolled in a dental school; and
- (3) That priority be given to a student:
 - (a) Who previously received a loan pursuant to this section;
 - (b) Who exhibits financial need; and
 - (c) Who demonstrates an interest in serving an underserved population area; and

B. Applicants under subsection 1, paragraph B who meet eligibility criteria established by rule of the authority, which at a minimum must require:

- (1) That the applicant be eligible for licensure to practice dental medicine in Maine;
- (2) That the applicant have outstanding dental education loans; and
- (3) That the applicant be willing to serve an underserved population area.

RWS

2 4. Maximum amount. The maximum loan or loan repayment
amount available to each participant is \$20,000 per year for a
4 period of up to 4 years.

6 5. Loan agreement; forgiveness. A student applying under
subsection 1, paragraph A shall enter into a loan agreement as
8 set out in this subsection.

10 A. Upon completion of professional education, the student
shall repay the loan in accordance with this paragraph.

12 (1) A loan recipient who does not obtain loan
forgiveness pursuant to subparagraph (2) shall repay
14 the entire principal of the loan plus simple interest
at a rate to be determined by rule of the authority.

16 Interest does not begin to accrue until the loan
18 recipient completes dental education.

20 (2) A loan recipient who, upon conclusion of the
recipient's professional education, including any
22 fellowships, elects to serve as a practitioner of
dental medicine in an underserved population area is
24 forgiven 25% of the original outstanding indebtedness
for each year of that practice.

26 B. Loans must be repaid over a term no longer than 10
years, except that the chief executive officer may extend an
28 individual's term as necessary to ensure repayment of the
loan. Repayment must commence when the loan recipient
30 completes, withdraws from or otherwise fails to continue
32 dental education.

34 C. A loan recipient serving an underserved population area
pursuant to paragraph A, subparagraph (2) must serve all
36 patients regardless of ability to pay through insurance or
other payment source.

38 6. Loan repayment agreement. An applicant under subsection
40 1, paragraph B shall enter into a loan repayment agreement as set
out in this subsection.

42 A. An applicant will receive payment from the authority on
44 the applicant's outstanding indebtedness for dental
education at a rate of \$20,000 per year of service for up to
46 4 years as long as the applicant continues to serve as a
practitioner of dental medicine in an underserved population
48 area.

2 B. A person receiving loan repayment payments under this
3 subsection must serve all patients regardless of ability to
4 pay through insurance or other payment source.

6 7. Default. A loan recipient who agrees to practice in an
7 underserved population area and who fails to complete the period
8 of service required to pay off the loan is liable to the
9 authority for an amount equal to the sum of the total amount paid
10 by or on behalf of the authority to or on behalf of the recipient
11 under the contract plus interest at a rate determined by the
12 authority. Credit for practice in an underserved population area
13 will be awarded for each consecutive 12-month period served.
14 Exceptions may be made by the authority in accordance with
15 subsection 8.

16 A loan recipient may be granted permission to default without
17 penalty from an agreement to serve in an underserved population
18 area by petitioning the authority. Grounds for permission to
19 default without penalty include, but are not limited to,
20 catastrophic circumstances that prevent the recipient from
21 remaining in an underserved population area for the required
22 period of time. The recipient receives credit for the number of
23 months served and the remaining financial obligation plus
24 interest must be repaid to the authority in cash under the terms
25 of the original agreement.

26 8. Deferments. Deferments on the repayment of a loan under
27 the program may be granted for causes established by rule of the
28 authority. Interest at a rate to be determined by rule of the
29 authority must be assessed during the deferment. The student's
30 total debt to the authority, including principal and interest,
31 must be repaid either through return service or cash payments.
32 The chief executive officer shall make determinations of
33 deferment on a case-by-case basis. The decision of the chief
34 executive officer is final.

36 **§12303. Nonlapsing fund**

38 1. Fund created. A nonlapsing, interest-earning, revolving
39 fund under the jurisdiction of the authority is created to carry
40 out the purposes of this chapter. Any unexpended balance in the
41 fund carries over for continued use under this chapter. The
42 authority may receive, invest and expend, on behalf of the fund,
43 money from gifts, grants, bequests and donations in addition to
44 money appropriated or allocated by the State. Loan repayments
45 under this chapter or other repayments to the authority must be
46 invested by the authority, as provided by law, with the earned
47 income to be added to the fund. Money received by the authority
48 on behalf of the fund, except interest income, must be used for
49 the designated purpose; interest income may be used for the
50 designated purpose.

2 designated purpose or to pay student financial assistance
3 administrative costs incurred by the authority for the operation
4 of the program.

5 2. Allocation of repayments. The authority may reallocate
6 a portion of the annual loan repayments for the purpose of
7 recruiting dentists for underserved population areas. That
8 portion may be used:

9 A. In accordance with criteria established by the
10 authority, to encourage dentists to practice in underserved
11 population areas; or

12 B. To repay education loans for the dental education of
13 licensed dentists to enable the dentists to practice in
14 underserved population areas.

15 **§12304. Advisory Committee on Dental Education**

16 1. Committee. The Advisory Committee on Dental Education,
17 established pursuant to Title 5, section 12004-I, subsection 7-C,
18 shall assist the chief executive officer in evaluating and
19 improving the program.

20 2. Members. The Advisory Committee on Dental Education
21 consists of:

22 A. Ten voting members appointed by the President of the
23 Senate and the Speaker of the House as follows:

24 (1) One member appointed by the Speaker who represents
25 a major statewide organization representing dentists;

26 (2) One member appointed by the Speaker who represents
27 a major statewide coalition dedicated to issues
28 concerning ambulatory care;

29 (3) One member appointed by the Speaker who represents
30 a major statewide alliance dedicated to children's
31 issues;

32 (4) One member appointed by the Speaker who represents
33 the Department of Human Services, Bureau of Health,
34 Oral Health Program;

35 (5) Two members of the House of Representatives
36 appointed by the Speaker;

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(6) One member appointed by the President who represents a major statewide organization of consumers dedicated to the cause of affordable health care;

(7) One member appointed by the President who represents a major statewide organization dedicated to ensuring equal justice;

(8) One member appointed by the President who represents the Department of Human Services, Bureau of Medical Services; and

(9) One Senator appointed by the President.

The chief executive officer may submit recommendations for appointees under this paragraph to the President of the Senate and the Speaker of the House; and

B. Two nonvoting members, one of whom represents the authority, appointed by the Speaker, and one of whom represents an office of primary health care appointed by the President.

3. Vacancies. In the case of a vacancy or resignation, an appointment must be made as for a new member to fill the vacancy until the expiration of the term.

4. Terms. The term of office for all appointees is 2 years.

§12305. Rules

The authority shall establish rules necessary to implement this chapter. The Commissioner of Human Services shall develop rules for determining underserved population areas. These rules must include a process for ensuring guaranteed access to dental care through technical assistance and site visits to participating providers. The rules authorized by this section must be adopted in accordance with Title 5, chapter 375, subchapter II. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

Sec. NN-3. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

FINANCE AUTHORITY OF MAINE

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Maine Dental Education Loan Program

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All Other \$60,000

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Provides funds for loans to Maine residents enrolled in a school of dental education or to repay loan agreements for practicing doctors of dental medicine who practice in underserved population areas from amounts available in the Fund for a Healthy Maine.

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Sec. NN-4. Contingent effective date. This Part takes effect July 1, 2000 only if sufficient funds are available in the Fund for a Healthy Maine.

16

PART OO

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Sec. OO-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

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2000-01

24

FINANCE AUTHORITY OF MAINE

26

28

Student Financial Assistance Programs

30

All Other \$100,000

32

34

Provides funds for the operating costs of the Maine Area Health Education Centers System available from the Fund for a Healthy Maine.

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PART PP

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Sec. PP-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

44

2000-01

46

HUMAN SERVICES, DEPARTMENT OF

48

Community Family Planning

50

All Other \$400,000

R.S.

2 Provides funds from the Fund for a Healthy
4 Maine for grants to community-based agencies
6 to provide family planning and pregnancy
prevention services.

8 **PART QQ**

10 **Sec. QQ-1. 22 MRSA §3174-T, sub-§2, ¶A,** as reallocated by RR
12 1997, c. 2, §46, is amended to read:

14 A. The maximum eligibility level, subject to adjustment by
16 the commissioner under paragraph B, is ~~185%~~ 200% of the
nonfarm income official poverty line.

18 **Sec. QQ-2. 22 MRSA §3174-T, sub-§11** is enacted to read:

20 11. Cub Care drug rebate program. The department shall
22 enter into a drug rebate agreement with each manufacturer of
24 prescription drugs under the Cub Care program in accordance with
26 the federal Social Security Act, Section 1927, as long as the
agreements are consistent with state and federal law, are
approved by the federal Health Care Finance Administration and
result in a net increase in rebate revenue available to the Cub
Care program. Individual rebate agreements may vary.

28 A. Any increase in revenue from the Cub Care drug rebate
30 program over accepted estimates as of the effective date of
32 this subsection that results in a higher percentage of the
total Cub Care drug rebates must be reserved to provide
coverage pursuant to this section.

34 **Sec. QQ-3. Allocation.** The following funds are allocated from
36 Other Special Revenue funds to carry out the purposes of this
Part.

38 **2000-01**

40 **HUMAN SERVICES, DEPARTMENT OF**

42 **Bureau of Family Independence - Central**

44 Positions - Legislative Count (1.000)
46 Personal Services \$29,587

48 Provides funds from the Fund for a Healthy
50 Maine for one Human Services Aide III
position that reflect the costs to manage
the increased access to Cub Care.

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Medical Care - Payments to Providers

All Other \$466,796

Provides funds from the Fund for a Healthy Maine for the costs to increase access to Cub Care.

DEPARTMENT OF HUMAN SERVICES
TOTAL \$496,383

Sec. QQ-4. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

2000-01

HUMAN SERVICES, DEPARTMENT OF

Bureau of Family Independence - Central

Positions - Legislative Count (1,000)
Personal Services \$29,587
All Other 5,000

TOTAL \$34,587

Provides funds for one Human Services Aide III position and related operating costs that reflect the federal share of the costs to manage the increased access to Cub Care.

Medical Care - Payments to Providers

All Other \$1,507,807

Provides funds for the federal share of the costs to increase access to Cub Care.

DEPARTMENT OF HUMAN SERVICES
TOTAL \$1,542,394

Sec. QQ-5. Contingent effective date. This Part takes effect July 1, 2000 only if sufficient funds are available in the Fund for a Healthy Maine.

PART RR

Sec. RR-1. Department of Labor; establish pilot program. The Department of Labor shall establish the Peer Support Program for Displaced Workers as a pilot program to provide advocacy and information for workers displaced by significant layoffs. The program may initiate one or more projects to assist employees, as provided in sections 2 to 4 of this Part.

Sec. RR-2. Initiation of projects. When 100 or more employees of a single employer are laid off, the Department of Labor shall initiate a peer support project to assist the affected employees. The department may initiate a project when 50 or more employees are laid off if the department determines that a peer support project is warranted, after considering the particular needs of the affected workforce and the affected communities.

Sec. RR-3. Employment and role of peer support workers. For each project, the Department of Labor shall employ one or more peer support workers who must be displaced nonmanagerial employees from the affected workforce. The department shall attempt in all cases to hire one peer support worker for each 50 affected employees and to hire at least 2 peer support workers for each project. A peer support worker shall serve as a worker advocate and an information source connecting the affected workers and the State's workforce development programs. The peer support worker shall use the resources of local employment assistance programs as well as state programs. The department shall collaborate with employee representatives in hiring and overseeing peer support workers. The department shall ensure that peer support workers have an opportunity to receive training and to work as a team even if they are geographically dispersed.

Sec. RR-4. Duration of project. The Department of Labor shall determine the duration of each project, taking into consideration the size, scope and nature of the layoff and the period of time over which the layoff occurs.

Sec. RR-5. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00

LABOR, DEPARTMENT OF

Employment Services Activity

All Other

\$1,200,000

R d S

2 Provides a one-time appropriation to
4 establish the Peer Support Program for
6 Displaced Workers as a pilot program to
assist workers displaced by significant
layoffs.

8

PART SS

10

Sec. SS-1. 34-B MRSA §1208, sub-§7 is enacted to read:

12

7. Community agency staff retention. The commissioner shall, through contracts and service agreements with community agencies, provide funding to retain qualified direct-care workers employed by community mental retardation services providers.

18

Sec. SS-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

20

22

1999-00 2000-01

24

**MENTAL HEALTH, MENTAL RETARDATION
AND SUBSTANCE ABUSE SERVICES,
DEPARTMENT OF**

26

28

Mental Retardation Services - Community

30

All Other \$83,930 \$112,000

32

Provides funds for wage increases to direct care workers employed by community mental retardation services providers. These wage increases will ensure that no direct care worker will receive less than \$8.15 per hour and will further provide for a 4% cost-of-living increase for such workers who are presently receiving an hourly wage of \$7.85 or more.

34

36

38

40

42

44

46

Medicaid Services - Mental Retardation

48

All Other 1,115,070 1,488,000

50

Provides funds for wage

R. G. S.

2 increases to direct care
 3 workers employed by community
 4 mental retardation services
 5 providers. These wage
 6 increases will ensure that no
 7 direct care worker will
 8 receive less than \$8.15 per
 9 hour and will further provide
 10 for a 4% cost-of-living
 11 increase for such workers who
 12 are presently receiving an
 hourly wage of \$7.85 or more.

14 **DEPARTMENT OF MENTAL HEALTH,**
 15 **MENTAL RETARDATION AND SUBSTANCE**
 16 **ABUSE SERVICES**
 17 **TOTAL**

\$1,199,000	\$1,600,000
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18

19 **Sec. SS-3. Allocation.** The following funds are allocated from
 20 the Federal Expenditures Fund to carry out the purposes of this
 21 Part.

22

1999-00	2000-01
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23

24 **HUMAN SERVICES,**
 25 **DEPARTMENT OF**

26 **Nursing Facilities**

30 All Other	\$2,190,309	\$2,916,975
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31 Provides funds for the
 32 federal share of wage
 33 increases to direct care
 34 workers employed by community
 35 mental retardation services
 36 providers. These wage
 37 increases will ensure that no
 38 direct care worker will
 39 receive less than \$8.15 per
 40 hour and will further provide
 41 for a 4% cost-of-living
 42 increase for such workers who
 43 are presently receiving an
 44 hourly wage of \$7.85 or more.

45

46 **Sec. SS-4. Effective date.** This Part takes effect October 1,
 47 1999.

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PART TT

2

Sec. TT-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

4

6

1999-00

2000-01

8

**ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF**

10

**Administration - Economic and
Community Development**

12

14

Positions - Legislative Count	(1,000)	(1,000)
Personal Services	\$85,940	\$86,539

16

18

Provides for the appropriation of funds for one Maine Technology Institute Director position.

20

22

**Administration - Economic and
Community Development**

24

26

All Other	2,914,060	6,113,461
-----------	-----------	-----------

28

Provides for the appropriation of funds for research and development grants for the Maine Technology Institute.

30

32

**Administration - Economic and
Community Development**

34

36

All Other	200,000	200,000
-----------	---------	---------

38

Provides for the appropriation of funds from a transfer of funding for the Maine Technology Investment Fund from the Maine Science and Technology Foundation.

40

42

44

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT**

46

48

TOTAL	\$3,200,000	\$6,400,000
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EDUCATION, DEPARTMENT OF

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Learning Systems

All Other \$25,000 \$25,000

Provides funds to expand the Department of Education's partnership with the National Aeronautic and Space Administration to provide intensive, high-quality training in math and science for Maine educators.

DEPARTMENT OF EDUCATION
TOTAL \$25,000 \$25,000

FOUNDATION FOR BLOOD RESEARCH

ScienceWorks for ME

All Other \$50,000 \$50,000

Provides funds to support the ScienceWorks for ME equipment program to provide adequate laboratory equipment in secondary schools.

FOUNDATION FOR BLOOD RESEARCH
TOTAL \$50,000 \$50,000

MARINE RESOURCES, DEPARTMENT OF

Governor's Marine Studies Fellowship Program

All Other \$50,000 \$50,000

Provides funds for the Governor's Marine Studies Fellowship Program.

DEPARTMENT OF MARINE RESOURCES
TOTAL \$50,000 \$50,000

MAINE SCIENCE AND TECHNOLOGY FOUNDATION

H. 28

2 **Maine Science and Technology
Foundation**

4 All Other \$75,000 \$75,000

6 Provides funds to support the
8 Maine Research Internships
10 for Teachers and Students
12 program to provide internship
opportunities in science and
mathematics for teachers and
students.

14 **Maine Science and Technology
Foundation**

16 All Other (\$200,000) (\$200,000)

18 Provides for the
20 deappropriation of funds for
22 the transfer of funding for
the Maine Technology
24 Investment Fund to the
Department of Economic and
Community Development.

26 **MAINE SCIENCE AND TECHNOLOGY
28 FOUNDATION
TOTAL**

(\$125,000) (\$125,000)

30 **UNIVERSITY OF MAINE SYSTEM,
32 BOARD OF TRUSTEES OF THE**

34 **Educational and General
Activities - UMS**

36 All Other \$5,550,000 \$5,600,000

38 Provides funds for the first
40 biennium of a long-term
42 funding strategy for the
Maine Economic Improvement
44 Fund, to be used to fund
applied research and
46 development at the University
of Maine System.

48 **Educational and General
Activities - UMS**

50

2 All Other \$75,000 \$75,000
 4 Provides funds to create and
 6 operate a Center for Advanced
 Law and Management at the
 University of Southern Maine.

8 **BOARD OF TRUSTEES OF THE UNIVERSITY**
 10 **OF MAINE SYSTEM**
TOTAL \$5,625,000 \$5,675,000
 12 **SECTION**
 14 **TOTAL APPROPRIATION** \$8,825,000 \$12,075,000

16 **PART UU**

18 **Sec. UU-1. State Research Library for Business, Science and**
 20 **Technology.** The Raymond H. Fogler Library at the University of
 22 Maine is designated the State Research Library for Business,
 24 Science and Technology. The purpose of the library is to serve
 the people of the State by providing research and development
 information services in the areas of business, science and
 technology.

26 **Sec. UU-2. Appropriation.** The following funds are
 28 appropriated from the General Fund to carry out the purposes of
 this Part.

30 1999-00 2000-01

32 **UNIVERSITY OF MAINE SYSTEM,**
 34 **BOARD OF TRUSTEES OF THE**
 36 **Educational and General Activities - UMS**

38 All Other \$175,000 \$175,000
 40 Provides funds for the
 42 purchase of information
 44 resources, equipment and
 46 staff support for the State
 Research Library for
 Business, Science and
 Technology.

48 **PART VV**

50 **Sec. VV-1. University of Maine System.** Pursuant to the Maine
 Revised Statutes, Title 20-A, section 10952, subsection 7,

11 of 12

the University of Maine System shall borrow money and issue evidences of indebtedness in an amount up to \$25,000,000 to fund capital improvements to support research and development in the system. The financing agreement may not exceed 15 years in duration and the interest rate may not exceed 6%.

Sec. VV-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

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

Debt Service - University of Maine System

All Other \$2,500,000

Provides funds for the first of an estimated 15 years of debt service payments on \$25,000,000 of university bonds to be issued in fiscal year 2000-01 for capital improvements to support research and development in the University of Maine System. The financing agreement may not exceed 15 years in duration and the interest rate may not exceed 6%.

PART WW

Sec. WW-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00 2000-01

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

Harness Racing Commission

Positions - Legislative Count	(1,000)	(1,000)
Personal Services	\$57,642	\$58,168
All Other	22,329	22,977
Total	<u>79,971</u>	<u>81,145</u>

Provides funds for the transfer of one Veterinarian

2 position and funds for
 3 contracted veterinary
 4 services from the Division of
 Animal Health and Industry.

6 **Division of Animal Health and Industry**

8	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(57,642)	(58,168)
10	All Other	(22,329)	(22,977)
12	Total	<u>(79,971)</u>	<u>(81,145)</u>

14 Deappropriates funds through
 15 the transfer of one
 16 Veterinarian position and
 17 funds for contracted
 18 veterinary services to the
 Harness Racing Commission.

20
 22 **Office of Planning, Policy,
 Legislation and Information
 Services**

24	Positions - Legislative Count	(-1,000)	(-1,000)
26	Personal Services	(43,182)	(43,667)
	All Other	(14,335)	(14,335)
28	Total	<u>(57,517)</u>	<u>(58,002)</u>

30 Deappropriates funds through
 32 the transfer of one Planning
 and Research Associate I
 34 position and related
 operating funds to the
 36 Division of Market and
 Production Development.

38
 40 **Division of Market and Production
 Development**

42	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	43,182	43,667
44	All Other	14,335	14,335
46	Total	<u>57,517</u>	<u>58,002</u>

48 Provides funds for the
 49 transfer on one Planning and
 50 Research Associate I position

R 48

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 and related operating funds
3 from the Office of Planning,
4 Policy, Legislation and
5 Information Services.

6 **SECTION**
7 **TOTAL APPROPRIATION** 0 0

8
9 **Sec. WW-2. Allocation.** The following funds are allocated
10 from Other Special Revenue to carry out the purposes of this Part.

11
12 **1999-00** **2000-01**

13
14 **AGRICULTURE, FOOD AND RURAL**
15 **RESOURCES, DEPARTMENT OF**

16 **Harness Racing Commission**

17
18 Positions - Legislative Count (-1,000) (-1,000)
19 Personal Services (54,574) (55,504)
20 All Other (24,918) (22,903)
21
22 Total (79,492) (78,407)

23
24 Deallocates funds through the
25 transfer of one Agriculture
26 Promotion Coordinator
27 position and related
28 operating funds to the
29 Division of Market and
30 Production Development.

31
32
33 **Office of Planning, Policy, Legislation**
34 **and Information Services**

35 All Other (38,356) (38,356)

36
37 Deallocates funds through the
38 transfer of the Eastern
39 States Exhibition program and
40 the Agricultural Trades Show
41 program to the Division of
42 Market and Production
43 Development.

44
45 **Division of Market and Production**
46 **Development**

47
48 Positions - Legislative Count (1,000) (1,000)
49 Personal Services 54,574 55,504
50

17 of 9

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	All Other	24,918	22,903
4	Total	<u>79,492</u>	<u>78,407</u>

6 Allocates funds for the
 8 transfer of one Agriculture
 10 Promotion Coordinator
 position and related
 operating funds from the
 Harness Racing Commission.

12 **Division of Market and Production
 Development**

14	All Other	38,356	38,356
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16 Allocates funds for the
 18 transfer of the Eastern
 States Exhibition program and
 20 the Agricultural Trades Show
 program from the Office of
 22 Planning, Policy, Legislation
 and Information Services.

24	SECTION		
26	TOTAL ALLOCATION	<u>\$0</u>	<u>\$0</u>

28 **PART XX**

30 **Sec. XX-1. Technology resources and services.** The Director of
 32 the Bureau of Information Services, with the assistance and
 cooperation of the State Budget Officer and executive branch
 34 agencies, shall identify the amount of appropriations and
 allocations to executive branch agencies in excess of \$250,000
 36 related to information systems design, information technology
 improvements, data processing equipment and services and
 38 telecommunication services and equipment during fiscal year
 1999-00 and fiscal year 2000-01 and shall require agencies to
 40 purchase information services and equipment through the Bureau of
 Information Services. The Director of the Bureau of Information
 42 Services shall provide to the Joint Standing Committee on
 Appropriations and Financial Affairs a report of the number of
 44 agency service level agreements implemented no later than
 December 1, 1999 and December 31, 2000.

46 **Sec. XX-2. Technology services; restricted.** The Bureau of
 48 Information Services is the only state agency authorized to
 provide information technology services to agencies of State
 50 Government without the written consent of the Director of the
 Bureau of Information Services.

COMMITTEE AMENDMENT

RdS.

2 **Sec. XX-3. Report to Legislature.** The Director of the Bureau
of Information Services shall, no later than July 1, 2000,
4 provide a comprehensive technology plan for the executive branch.

6

PART YY

8

10 **Sec. YY-1. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

12

1999-00

14

EDUCATION, DEPARTMENT OF

16

Magnet Schools

18

All Other \$144,000

20

Provides funds on a one-time basis to
22 support the Maine School of Science and
Mathematics.

24

26

PART ZZ

28 **Sec. ZZ-1. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
30 this Part.

32

1999-00

34

**TRANSPORTATION,
DEPARTMENT OF**

36

**Highway and Bridge
Improvement**

38

40 Capital Expenditures \$5,773,969

42

Provides funds on a one-time basis to
44 support the Highway Fund. These funds are
to be used for capital projects that would
otherwise be bonded.

46

48 **Sec. ZZ-2. Transportation Funding Reserve; established.** The
Transportation Funding Reserve is established for the fiscal year
ending June 30, 2000 in the General Fund for the purpose of
50 accumulating funds to provide funding to the Department of

Transportation for capital projects to reduce the amounts that would otherwise be bonded. Expenditures may not be made from this reserve without further authorization of the Legislature.

Sec. ZZ-3. Funding of Transportation Funding Reserve.

Notwithstanding any other provision of law, at the close of fiscal year 1998-99, the State Controller shall transfer to the Transportation Funding Reserve from the available balance remaining in the General Fund after the deduction of all appropriations, financial commitments or other designated funds an amount up to the total of the lapsed balances from the amounts appropriated from the General Fund in fiscal year 1998-99 for the Personal Services line category.

Sec. ZZ-4. Report.

The Commissioner of Administrative and Financial Services and the Commissioner of Transportation shall report jointly to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Transportation by December 15, 1999 on the financial status of the Transportation Funding Reserve and shall submit any implementing legislation.

PART AAA

Sec. AAA-1. 5 MRSA §12004-G, sub-§33-D is enacted to read:

<u>33-D.</u>	<u>Maine</u>	<u>Expenses</u>	<u>5 MRSA</u>
<u>Technology</u>	<u>Technology</u>	<u>Only</u>	<u>\$15302</u>
	<u>Institute</u>		

Sec. AAA-2. 5 MRSA §13070-N is enacted to read:

§13070-N. Maine Technology Institute Director

1. Appointment. The Governor shall appoint, using a full and competitive search process and after giving proper consideration to the qualifications in subsection 3, a full-time Maine Technology Institute Director, referred to in this section as the "director," subject to review by the joint standing committee or joint select committee of the Legislature having jurisdiction over research and development matters and to confirmation by the Legislature, who serves at the pleasure of the Governor. The director shall report to the commissioner in the execution of the director's responsibilities.

2. Duties. The director serves as the president of the Maine Technology Institute upon confirmation by the institute's board of directors. The director shall oversee activities of the

institute and has the duties and responsibilities provided in chapter 407.

3. Qualifications. The director must have demonstrated experience in the management of organizations that innovate, commercialize and deploy technology and expertise in integrating technology commercialization and deployment with economic development.

Sec. AAA-3. 5 MRSA c. 407 is enacted to read:

CHAPTER 407

RESEARCH AND DEVELOPMENT

§15301. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Institute. "Institute" means the Maine Technology Institute.

2. Targeted technologies. "Targeted technologies" means biotechnology, aquaculture and marine technology, composite materials technology, environmental technology, advanced technologies for forestry and agriculture, information technology and precision manufacturing technology. These targeted technologies may be amended only by the Legislature.

§15302. Maine Technology Institute

1. Establishment. The Maine Technology Institute, as established in section 12004-G, subsection 33-D, is a nonprofit corporation with public and charitable purposes. The duties, activities and operations of the institute are within the provisions of the federal Internal Revenue Code, Section 501(c)(3).

2. Purpose. The institute, through a public and private partnership, shall encourage, promote, stimulate and support research and development activity leading to the commercialization of new products and services in the State's technology-intensive industrial sectors to enhance the competitive position of those sectors and increase the likelihood that one or more of the sectors will support clusters of industrial activity and to create new jobs for Maine people. The institute is one element of the State's economic development strategy and will contribute to the long-term development of a

B of 8.

2 statewide research, development and product deployment
3 infrastructure.

4 3. Board of Directors of the Maine Technology Institute.
5 The institute is governed and all of its powers exercised by a
6 board of directors, referred to in this chapter as the "board,"
7 consisting of 11 voting members and 3 nonvoting members.

8
9 A. The Governor shall appoint 9 voting directors, 7 of whom
10 must be representatives of targeted technologies. The other
11 2 directors must have demonstrated significant experience in
12 finance, lending or venture capital. In making the
13 appointments from targeted technologies, the Governor shall
14 consider recommendations submitted by representatives of
15 targeted technology sectors. Directors of the board
16 appointed by the Governor are entitled to receive
17 reimbursement at the legislative rate for necessary expenses
18 for their attendance at authorized meetings of the board.

19 B. The Commissioner of Economic and Community Development
20 or the commissioner's designee and the Chancellor of the
21 University of Maine System or the chancellor's designee are
22 ex officio voting directors.

23 C. The President of the Maine Science and Technology
24 Foundation or the president's designee and the Director of
25 the State Planning Office or the director's designee are ex
26 officio nonvoting directors.

27 D. The Maine Technology Institute Director is a nonvoting
28 director.

29
30 4. Terms. Directors of the board appointed by the Governor
31 are appointed for 3-year terms. The terms of the initial
32 appointments are staggered as follows: Three are one-year terms,
33 3 are 2-year terms and 3 are 3-year terms. Those directors may
34 serve no more than 2 consecutive terms. Directors who serve on
35 the board by virtue of their offices serve terms coincident with
36 their terms in office.

37 5. Chair; vice-chair; secretary; treasurer. The board
38 shall elect a chair, a vice-chair, a secretary and a treasurer
39 from among its members. Each officer serves for a one-year term
40 and is eligible for reelection.

41 6. President. The Maine Technology Institute Director at
42 the Department of Economic and Community Development serves as
43 president of the institute upon confirmation by the board. Once
44 every 2 years, the Governor shall submit the Maine Technology
45 Institute Director's name to the board for reappointment.

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2 Reappointment is subject to confirmation by the board. The
3 president shall:

4 A. Serve as the liaison between the board and the targeted
5 technology boards;

6 B. Manage the institute's programs, services and staff; and

7 C. Perform other duties the board considers appropriate.

8
9
10 7. Quorum. A majority of the voting directors constitutes
11 a quorum.

12
13 8. Executive committee. The board may elect an executive
14 committee of not fewer than 6 members who, in intervals between
15 meetings of the board, may transact such business of the
16 institute as the board may authorize from time to time.

17
18 9. Annual report. By October 15th of each year, the
19 institute shall provide an annual report on its activities to the
20 joint standing committee or joint select committee of the
21 Legislature having jurisdiction over research and development
22 matters. The institute shall also submit unaudited quarterly
23 financial reports to the joint standing committee or joint select
24 committee of the Legislature having jurisdiction over research
25 and development matters.

26
27 10. Independent evaluation. By January 14, 2000 and by
28 January 15th of every odd-numbered year, starting in 2001, the
29 institute shall submit to the joint standing committee or joint
30 select committee of the Legislature having jurisdiction over
31 research and development matters an independent evaluation of the
32 performance of the institute. The evaluation must measure firm
33 survival, new product development and process innovations, jobs
34 created and other measures that the evaluator, in consultation
35 with the institute, may establish. The evaluation must consider
36 the institute's strategic role in stimulating economic growth in
37 Maine's targeted technologies.

38
39 **§15303. Duties of institute**

40
41 1. Fiscal agent for public investments in private research
42 and development. The institute is the fiscal agent of the State
43 for all funds appropriated or allocated to the institute. Fiscal
44 duties include the disbursement of funds through grants to
45 private companies, targeted technology incubators and nonprofit
46 research laboratories. Other duties include the accounting,
47 evaluation and monitoring of all activities of the institute and
48 all programs funded in whole or in part by grants from the
49 institute. The institute may fund necessary precursors to
50

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2 commercialization of products and services, including the
3 development of new technologies and processes, the development of
4 product concepts and the manufacture of prototypes.

5
6 2. Targeted technology boards. The institute shall work
7 directly with and provide staffing to targeted technology
8 sectors to stimulate and manage the research and development
9 grant process in private companies through technology-specific
10 boards, which are subsidiaries of the board consisting of private
11 sector representatives, scientists and others determined
12 appropriate by representatives of the targeted technology
13 sectors. If the institute's board determines it necessary, the
14 institute shall provide start-up organizational and development
15 grants to those targeted technology sectors. Each technology
16 board may establish goals and objectives for its sector based on
17 state economic development goals, establish research and
18 development priorities, help companies network with each other
19 and advise them on funding opportunities and on the availability
20 of other support services, prepare criteria by which to evaluate
21 proposals, solicit and receive competitive funding proposals,
22 arrange for peer reviews and screen proposals and select those to
23 be forwarded to the board for final evaluation. The board may
24 delegate, based on conditions it determines appropriate, partial
25 or full regranting authority to those technology boards that have
26 demonstrated capacity to execute grants that are likely to lead
27 to commercialization of a new technology or product.

28 3. Measures of performance. The institute shall develop
29 quantifiable measures of performance to which it will hold all
30 grantees accountable, including, but not limited to, the number
31 of new jobs created by the grant, the amount of sales generated,
32 the number of patents produced and the amount of corporate income
33 taxes paid, and shall require all grantees to report regularly to
34 the institute on those measures during the grant period and for 5
35 years following the end of the grant period.

36
37 4. Adoption of bylaws. The institute shall adopt bylaws,
38 through the board, consistent with this chapter for the
39 governance of its affairs.

40
41 5. Employees. The institute shall fix, through the board,
42 the compensation of all employees of the institute.

43
44 6. Cooperation with associated organizations and the
45 University of Maine System. The institute, in implementing its
46 powers and duties:

47
48 A. Shall foster strategic considerations of economic
49 development in the allocation of resources among the
50 targeted technology sectors and promote activities that cut

COMMITTEE AMENDMENT

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across technologies and achieve competitive advantages for
Maine;

B. Shall ensure that the institute's programs reflect the
policies as described in the State's science and technology
plan developed by the Maine Science and Technology
Foundation and consult with the Maine Science and Technology
Foundation in the formation of those programs;

C. Shall collaborate with the University of Maine System on
the development and annual update of an outcome-based 5-year
technology plan that integrates private sector
commercialization in the targeted technologies with
university-sponsored research and development;

D. Shall coordinate its priorities with the applied
research and development efforts of the University of Maine
System insofar as those efforts are in the targeted
technologies and encourage, when possible and appropriate,
companies and research laboratories receiving funds from the
institute to establish joint ventures with the university
system; and

E. Shall cooperate with the Department of Economic and
Community Development, the Maine Science and Technology
Foundation, the Maine Manufacturing Extension Program, the
University of Maine System and others in their efforts to
ensure that a complementary system of support services,
including, as needed and appropriate, incubators, business
assistance, technology transfer, market research, patent
research and similar services, is in place and available to
companies and research laboratories receiving funds from the
institute.

7. Other duties. The institute shall do all things
necessary or convenient to carry out the lawful purposes of the
institute under this chapter.

§15304. Powers of institute

The institute may:

1. Suit. Sue or be sued in its own name;

2. Application for and receipt of funds. Apply for and
receive funds from any private source or governmental entity,
whether by way of grant, donation or loan or in any other
manner. The State Controller shall pay the institute's total
state allotment for each fiscal year to the institute on July 1st
of that year, and these funds are nonlapsing;

2 3. Invest funds. Invest, reinvest and use on behalf of the
4 institute for any of its purposes funds received from any source
6 for carrying out this chapter, including the use of funds for
program and administrative costs, and expend interest earnings on
those funds as appropriate to implement this chapter;

8 4. Real and personal property. Purchase, seek, receive,
10 hold, lease, acquire by foreclosure, operate, manage, license,
12 sell, convey, transfer, grant or lease real and personal
14 property, together with those rights and privileges that may be
incidental and appurtenant to the property and the use of the
property, including, but not limited to, any real or personal
property acquired by the institute from time to time in the
satisfaction of debts or enforcement of obligations;

16 5. Expenditures and obligations regarding real and personal
18 property. Make all expenditures and incur any obligations
20 reasonably required in the exercise of sound business principles
22 to secure possession of, preserve, maintain, insure and improve
real and personal property or interests in real and personal
property acquired by the institute;

24 6. Securities. Acquire, subscribe to, own, hold, sell,
26 assign, transfer, mortgage or pledge the stock, shares, bonds,
28 debentures, notes or other securities and evidences of interest
30 in or indebtedness of any person, firm, corporation, joint stock
company, partnership, association or trust and, while the owner
or holder thereof, exercise all the rights, powers and privileges
of ownership, including the right to vote;

32 7. Encumbrance of property. Mortgage, pledge or otherwise
34 encumber any property right or thing of value acquired pursuant
36 to the powers contained in subsection 3, 4 or 5 as security for
the payment of any part of the purchase price of the property
right or thing of value;

38 8. Equity investments; loans; contractual arrangements. In
40 addition to disbursement of funds through grants as described in
42 section 15303, make alone or in participation or cooperation with
44 others direct equity investments in, loans to or any other
46 contractual arrangement allowed by law with private companies,
48 targeted technology incubators and nonprofit research
laboratories for the same purposes for which grants may be made.
For each disbursement of funds made by the institute, the
institute shall require satisfactory evidence of matching funds
in cash in an amount equal to the state funds invested in
whatever form by the institute in eligible recipients. Matching
funds may be in the form of debt or equity, but must be at risk
in the business for a minimum of 5 years;

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2 9. Royalties. Establish and execute a policy on royalties:

4 10. Employees; contracts and liabilities. Hire and
6 compensate employees, make contracts for goods or services and
8 incur liabilities with respect to the same with any entity for
 any of the purposes described by those contracts and authorized
 by this chapter:

10 11. Debt. Borrow money for any of the purposes authorized
12 in this chapter, incur debt, which includes the issuance of
14 bonds, debt, notes or other evidences of indebtedness, whether
16 secured or unsecured, and secure the same by mortgage, pledge,
 deed of trust or other lien on the institute's property, rights
 and privileges of every kind and nature or any part of or
 interest in any of them:

18 12. Seal. Have and use a corporate seal:

20 13. Pension plans; insurance. Establish and carry out
22 pension plans, profit sharing plans and other retirement,
 incentive or insurance plans for any of its employees; and

24 14. Other powers. Act or do anything necessary or useful
26 for carrying out any of its powers, duties or purposes.

28 **§15305. Limitation of powers**

30 The institute may not enter into contracts, obligations or
32 commitments of any kind on behalf of the State or any of its
34 agencies, nor does it have the power of eminent domain or any
36 other power not provided to business corporations generally.
38 Bonds, notes and other evidences of indebtedness of the institute
 may not in any way be a debt or liability of the State or
 constitute a pledge of the faith and credit of the State. The
 institute may not expend more than 7% of funds appropriated per
 biennium by the State for management and related operating costs
 of the institute.

40 **§15306. Liability of officers, directors and employees**

42 All officers, directors, employees and other agents of the
44 institute entrusted with the custody of the securities of the
46 institute or authorized to disburse the funds of the institute
48 must be bonded either by a blanket bond or by individual bonds
50 with a minimum limitation of \$100,000 coverage for each person
 covered by the bond or bonds, conditioned upon the faithful
 performance of their duties. The premiums for the bond or bonds
 must be paid out of the assets of the institute.

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§15307. Prohibited interests of officers, directors and employees

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An officer, director or employee of the institute or a spouse or dependent child of any of those individuals may not receive any direct personal benefit from the activities of the institute in assisting any private entity. This section does not prohibit corporations or other entities with which an officer or director is associated by reason of ownership or employment from participating in science and technology activities with the institute if ownership or employment is made known to the board and the officer or director abstains from voting on matters relating to that participation. This prohibition does not extend to corporators who are not officers or directors of the institute.

§15308. General conditions; dissolution

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The institute shall operate as a nonprofit organization consistent with its composition and broad public purposes. The following conditions apply to the operation or dissolution of the institute.

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1. Net earnings of institute. No part of the net earnings of the institute may benefit any member, officer, director or employee except that the institute may pay reasonable compensation for services rendered and otherwise hold, manage and dispose of its property in furtherance of the purposes of the institute.

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2. Dissolution of institute. The institute and its corporate existence are terminated on December 31, 2006. On that date, all property purchased with General Fund money and unexpended General Fund appropriations must be transferred to the State before paying or making provision for the payment of all other liabilities of the institute. All other property and unexpended funds must be handled according to the provisions outlined in the bylaws of the institute.

§15309. Liberal construction

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This chapter must be construed liberally to effect the interest and purposes of the institute for an improved science and technology capacity-building effort in the State and must be broadly interpreted to effect that intent and those purposes.

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Sec. AAA-4. 10 MRSA §947, sub-§3, as enacted by PL 1997, c. 556, §3, is amended to read:

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3. Target areas. "Target areas" mean means the following economic--sectors targeted technologies identified in Title 5, chapter 407 for which applied research and development is

R. of S.

considered most likely to produce significant benefits to the people and economy of the State.

~~A. Aquaculture and marine sciences and technology~~

~~B. Biotechnology~~

~~C. Composite materials engineering~~

~~D. Environmental sciences and technology and~~

~~E. Information sciences and technology~~

Sec. AAA-5. 10 MRSA §948, sub-§1, ¶F, as repealed and replaced by PL 1997, c. 683, Pt. A, §4, is amended to read:

F. Providing an annual report to the Governor and the Legislature by January 1st of each regular session of the Legislature setting forth:

(1) The operations and accomplishments of the fund during the fiscal year; and

(2) The assets and liabilities of the fund at the end of its most recent fiscal year; and

(3) The annual measurable goals and objectives of the fund, as established by the board, and an assessment of the achievement of those goals and objectives. The goals and objectives must include, but may not be limited to, education, research and development; and

Sec. AAA-6. Board of Directors of the Maine Technology Institute minutes. Until December 30, 2000, the Board of Directors of the Maine Technology Institute shall submit to the joint standing or the joint select committee of the Legislature having jurisdiction over research and development matters minutes of each board meeting. The minutes must be submitted within 30 days following each meeting.

Sec. AAA-7. Transition. Funding of Centers for Innovation must continue through June 30, 2001. It is the intent of the Legislature that the period between the effective date of this Part and June 30, 2001 serve as a transition and planning period until technology boards can be established.

PART BBB

Sec. BBB-1. 5 MRSA §13122-J is enacted to read:

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2 **§13122-J. Comprehensive research and development evaluation**

4 The foundation shall develop and submit to the Governor and
6 the Legislature by December 31, 1999 and on the first day of each
8 legislative session every 5 years thereafter an evaluation of
state investments in research and development. The evaluation
must:

10 1. Outcome measures. Establish outcome measures considered
12 appropriate by public and private practitioners in and outside of
14 the State in the fields of research and development and economic
16 development. Practitioners in this State must include, but not
18 be limited to, a representative from the University of Maine
System, a representative of the targeted technology sectors, a
representative of the Department of Economic and Community
Development and representatives of other state agencies having
economic development responsibility:

20 2. Independent reviewers. Utilize nationally recognized
22 independent reviewers to assess the competitiveness of technology
24 sectors in this State and the impact of research and development
activities in this State on economic development in this State;
and

26 3. Recommendations. Include recommendations to the
28 Legislature on existing and proposed state-supported research and
development programs and activities to affect technology-based
economic development in this State.

30 **Sec. BBB-2. Plan for comprehensive evaluation of research and**
32 **development investments.** By December 31, 1999 the Maine Science
34 and Technology Foundation shall submit to the Joint Select
36 Committee on Research and Development a plan for a comprehensive
evaluation of state investments in research and development. The
plan must be developed collaboratively by public, private and
nonprofit entities.

40 **PART CCC**

42 **Sec. CCC-1. 5 MRSA §13131, as enacted by PL 1995, c. 445,**
44 **§2, is amended to read:**

46 **§13131. Establishment of the Maine Technology Capacity Fund**

48 The Maine Technology Investment Capacity Fund is established
within the Maine Science and Technology Foundation to strengthen
employment opportunities in the State by increasing the science
and technology investment level through partnerships among the

A of S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 State Government, private enterprise, the Federal Government and
 private and public research institutions. The fund may be used
 4 to match federal, ~~foundation or other grants and to invest~~
~~directly in market oriented technology extension,~~
 6 ~~commercialisation and development opportunities~~ public and
private funds that provide program or consulting resources to
 8 targeted technology sectors to increase their capacity to develop
into industry clusters. The fund may also be used to support
 10 best-practice studies or to provide technical assistance on a
contractual basis to enhance the capacity of the targeted
 12 technology sectors to develop into industry clusters.

14 1. **Definitions.** As used in this section, unless the
 context otherwise indicates, the following terms have the
 following meanings.

16 A. "Enterprise" means a firm doing business in this State
 18 that is engaged or proposes to be engaged in this State in
 value-added agricultural, natural resource-based or other
 20 manufacturing, research and development, or in the provision
 of knowledge-based services.

22 B. "Fund" means the Maine Technology Investment Capacity
 24 Fund.

26 C. "Intellectual property" means any legal protectable
 materials, including any new information, technologies,
 28 inventions, designs, works of authorship, any strain,
 variety or culture of an organism, or any portion,
 30 modification, translation or extension of these items, any
 processes, mineral discoveries and other legally protectable
 32 materials, including know-how and trade secrets, that are
 generated as a direct and indirect result of investments
 34 made by the foundation through contracts, grants or any
 other legal agreement.

36 D. "Protection of intellectual property rights" means
 38 protecting the foundation's rights to intellectual property
 through intellectual property protection mechanisms,
 40 including, but not limited to, patents, copyrights,
 trademarks, trade secrets and licensing rights.

42 E. "Technology commercialization" means the process of
 44 bringing an investment-grade technology out of an enterprise
 or a private or public laboratory for first-run application
 46 in the marketplace.

48 F. "Technology development" means strategically focused
 research aimed at developing investment-grade technologies
 50 essential to market competitiveness. "Technology

COMMITTEE AMENDMENT

development" does not refer to basic research, but rather to products, devices, techniques or processes that have advanced beyond the theoretical stage and are in a prototype or industry practice stage.

G. "Technology extension" means the introduction and adaptation of off-the-shelf technologies and state-of-the-art management practices to the specific circumstances of individual firms.

2. Organization. The board of directors of the foundation has all the powers and authority, not explicitly prohibited by law, necessary or convenient to carry out and effectuate the functions, duties and responsibilities of the fund, including, but not limited to:

A. Taking actions in partnership with private enterprise, the Federal Government and private and public research institutions to:

(1) Increase the rate of technology extension across manufacturing and other knowledge-based firms throughout the State;

(2) Increase the amount of technology development occurring in the State; and

(3) Increase the rate at which technologies with potential commercial application are moved out of private and public laboratories into the marketplace;

B. Soliciting, borrowing, accepting and receiving money from any public or private source to augment state contributions to the fund;

C. Approving an annual budget for the fund and investing and expending money from within the fund;

D. Contracting with public entities as necessary to further the directives of this section;

E. Carrying forward any unexpended state appropriations into succeeding fiscal years;

F. Providing an annual report to the Governor and the Legislature by January 1st of each regular session of the Legislature within the annual report of the foundation, setting forth:

R. 8.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 (1) The operations and accomplishments of the fund during the fiscal year; and

4 ~~{2}--A capitalization target for the fund to enable the State--to--achieve--and--maintain--competitiveness--with other--states;~~

8 (3) The assets and liabilities of the fund at the end of its most recent fiscal year; ~~and,~~

10 ~~{4}--The operations,--costs--and--net--income--or--loss--of the--direct--investment--pool--as--described--in--subsection--3 and--federal--and--nonstate--matching--funds;~~

14 G. Owning intellectual property, licensing intellectual property, and negotiating for and collecting royalty rights or otherwise realizing a return on investment made under the fund and all programs of the foundation when appropriate in order to promote the interests and investments of the State in furthering science and technology; and

16 H. Protecting all proprietary information contained in proposals, contracts and grants or any other legal agreement only when such information is likely to involve patentable material that loses its protectable nature when presented in a public forum.

22 3. **Authorized activities.** The board of directors of the foundation ~~shall allocate the resources of the fund to,--and has the--power--to--transfer--resources--between~~ may undertake the following activities:

24 A. Matching grants activities, including, but not limited to, federal, private and foundation awards for technology extension, science and technology development and technology commercialization activities that require state funding matches and are considered consistent with the purposes of the fund. Focus areas for investment include, but are not limited to: ~~marine sciences and technologies; environmental sciences; technologies and engineering; sensor and materials sciences--and--technologies; wood science and engineering; genetics and immunology; and metals and electronics; and targeted technologies as defined in chapter 407.~~

26 B. ~~Direct investment activities that demonstrate and develop effective approaches to commercially oriented science and technology development and commercialization efforts conducted collaboratively among the State Government, as represented by the fund, private enterprise,~~

COMMITTEE AMENDMENT

R of S.

the--Federal--Government--and--private--and--public--research
institutions--in--accordance--with--the--following:

(1)--The--board--of--directors--of--the--foundation--shall
direct--funds--to--commercial--activities--with--high--growth
potential,--including,--but--not--limited--to,--agriculture,
food--processing--and--sustainable--fisheries,--including
aquaculture,--electronics--and--metals--manufacturing,
energy--and--environmental--technologies,--biotechnology,
biomedicine--and--biomaterials--from--the--sea,--and--forest
products;

(2)--Separate--accounts--must--be--established--by--the
foundation--for--the--direct--investment--pool. The board
of--directors--of--the--foundation--shall--endeavor--to
maintain--the--resources--dedicated--to--direct--investment
activities--as--a--self--supporting--pool--once--the--pool--and
the--overall--fund--have--been--sufficiently--capitalized--as
reflected--in--the--annual--report;

(3)--The--foundation--shall--limit--its--direct--investment
activities--to--qualified--securities--in--private
enterprises--or--public--or--private--laboratories--in--this
State. Qualified--securities--include--loans,--royalty
agreements--or--any--other--contractual--arrangement--allowed
by--law--between--the--foundation--and--a--federal,--state,
county--or--municipal--agency,--or--any--individual,
corporation,--enterprise,--association--or--other--entity
involving--technology--development; and

(4)--The--foundation--shall,--from--time--to--time,--release--a
program--solicitation--that--describes--eligible--activities
and--eligible--organizations. All--proposal--and--review
criteria,--procedures--and--schedules--must--be--included--in
the--program--solicitation.

4. Guidelines. The board of directors of the foundation
shall establish guidelines for:

A. The amounts of the revenues generated by the investment
of money contained in the fund that may be used to pay the
foundation's operating expenses associated with the
operation of the fund. The operating expenses may not
exceed the indirect cost rate negotiated between the
foundation and its cognizant federal agency; and

B. Cash and in-kind match requirements based on the
activities to be supported with the fund. The foundation
shall strive to achieve a minimum match of 1:1, on an annual

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2 basis, for matching grant activities supported under the
fund.

4 **5. Liquidation and dissolution.** In the event of
liquidation or dissolution of the foundation or the fund, any
6 rights or interests in a qualified security or portion of a
qualified security purchased with money invested by the State
8 vest in the State. The State is entitled to, in proportion to
the amount of investment in the fund by the State, any balance of
10 money remaining in the fund after payment of all debts and
obligations upon liquidation or dissolution of the foundation or
12 the fund.

14 **Sec. CCC-2. Transition.** The Maine Technology Institute
established in Part AAA of this Act is the successor to the Maine
16 Technical Investment Fund with respect to direct investment
activities. The following provisions apply to the transfer of
18 direct investment activities from the Maine Technology Investment
Fund to the Maine Technology Institute.

20 1. The Maine Technology Fund shall cease making direct
22 investments in companies on the effective date of this Act.

24 2. Direct investments in companies made by the Maine
Technology Investment Fund prior to the effective date of this
26 Act will continue to be managed by the Maine Science and
Technology Foundation until June 30, 2000, at which time the
28 management of the investments must be assumed by the Maine
Technology Institute and the following transfers must occur.

30 A. All responsibilities, power and authority relating to
32 direct investment activities vested in the Maine Technology
Investment Fund on June 30, 2000 are transferred to the
34 Maine Technology Institute.

36 B. All rules, procedures and guidelines in effect, in
operation or adopted on June 30, 2000 by the Maine
38 Technology Investment Fund regarding direct investment
activities remain in effect until rescinded, revised or
40 amended by the Maine Technology Institute.

42 C. All contracts, agreements and compacts regarding direct
investments in effect on June 30, 2000 involving the Maine
44 Technology Investment Fund remain in effect until rescinded,
revised or amended by the Maine Technology Institute.

46 D. All records, property, equipment, contracts, compacts,
48 data and agreements allocated for the use of the Maine
Technology Investment Fund necessary for performing the

direct investment activities are transferred to the Maine
Technology Institute.

PART DDD

Sec. DDD-1. P&SL 1955, c. 186, §1, first sentence, as amended by
PL 1991, c. 592, Pt. D, §11, is repealed.

Sec. DDD-2. Effective date. This Part takes effect October 1,
2000.

PART EEE

**Sec. EEE-1. Telecommunications Personal Property Tax Reserve;
established.** There is established in the General Fund the
Telecommunications Personal Property Tax Reserve. The purpose of
this reserve is to accumulate funds to eliminate the practice of
accruing revenue from the Telecommunications Personal Property
Tax prior to the fiscal year in which the revenue is collected
and the required prepayment of 1/2 of the estimated tax for the
next year. Any funds remaining in the Telecommunications
Personal Property Tax Reserve at the end of each fiscal year must
be carried forward to be used for the same purposes.
Expenditures may not be made from this reserve without further
authorization of the Legislature.

**Sec. EEE-2. Funding of Telecommunications Personal Property Tax
Reserve.** Notwithstanding any other provision of law, at the
close of fiscal year 1998-99, the State Controller shall transfer
from the unappropriated surplus of the General Fund an amount not
to exceed \$30,000,000 to the Telecommunications Personal Property
Tax Reserve from the available balance remaining in the General
Fund as the next priority after the State Contingent Account, as
established in the Maine Revised Statutes, Title 5, section 1507,
is replenished.

Sec. EEE-3. Report. The State Tax Assessor shall report to
the Joint Standing Committee on Appropriations and Financial
Affairs and the Joint Standing Committee on Taxation by January
14, 2000 on the financial status of the reserve and submit any
implementing legislation to eliminate the practice of accruing
the revenue from the Telecommunication Personal Property Tax
prior to the fiscal year in which the revenue is collected and
the requirement of prepaying 1/2 of the estimated tax for the
next year.

PART FFF

2 **Sec. HHH-1. 5 MRSA §135, first ¶**, as amended by PL 1995, c.
368, Pt. ZZ, §1, is further amended to read:

4 The Treasurer of State may deposit the money, including
5 trust funds of the State, in any of the banking institutions or
6 trust companies or state or federal savings and loan associations
7 or mutual savings banks organized under the laws of this State or
8 in any national bank or banks or state or federal savings and
9 loan associations located in the State, except as provided in
10 chapter 161. Before making a deposit, the Treasurer of State
11 must consider the rating of the banking institution, trust
12 company, state or federal savings and loan association or mutual
13 savings bank on its most recent assessment conducted pursuant to
14 the federal Community Reinvestment Act, 12 United States Code,
15 Section 2901. When there is excess money in the State Treasury
16 that is not needed to meet current obligations, the Treasurer of
17 State may invest, with the concurrence of the State Controller or
18 the Commissioner of Administrative and Financial Services and
19 with the consent of the Governor, those amounts in bonds, notes,
20 certificates of indebtedness or other obligations of the United
21 States and its agencies that mature not more than 24 months from
22 the date of investment or in repurchase agreements secured by
23 obligations of the United States and its agencies that mature
24 within the succeeding 24 months, prime commercial paper,
25 tax-exempt obligations, banker's acceptances or shares of an
26 investment company registered under the federal Investment
27 Company Act of 1940, whose shares are registered under the United
28 States Securities Act of 1933, only if the investments of the
29 investment company are limited to obligations of the United
30 States or any agency or instrumentality, corporate or otherwise,
31 of the United States or repurchase agreements secured by
32 obligations of the United States or any agency or
33 instrumentality, corporate or otherwise, of the United States.
34 The Treasurer of State may participate in the securities loan
35 market by loaning state-owned bonds, notes or certificates of
36 indebtedness of the Federal Government, only if loans are fully
37 collateralized by treasury bills or cash. The Treasurer of State
38 shall seek competitive bids for investments except when, after a
39 reasonable investigation, it appears that an investment of the
40 desired maturity is procurable by the State from only one
41 source. Interest earned on those investments of money must be
42 credited to the respective funds, except that interest earned on
43 investments of special revenue funds must be credited to the
44 General Fund of the State. Effective July 1, 1995, interest
45 earned on investments of the Highway Fund must be credited to the
46 Highway Fund. Interest earned on funds of the Department of
47 Inland Fisheries and Wildlife must be credited to the General
48 Fund. Interest earned on funds of the Baxter State Park
49 Authority must be credited to the Baxter State Park Fund. This
50 section does not prevent the deposit for safekeeping or custodial

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care of the securities of the several funds of the State in banks or safe deposit companies in this State or any other state, nor the deposit of state funds required by the terms of custodial contracts or agreements negotiated in accordance with the laws of this State. All custodial contracts and agreements are subject to the approval of the Governor.

PART III

Sec. III-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

	1999-00	2000-01
MAINE HEALTH DATA ORGANIZATION		
Maine Health Data Organization		
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	\$55,906	\$56,380

Provides funds for one Principal Health Care Specialist position to assist hospitals and nonhospital health care providers with the submittal of their outpatient and ambulatory services data and to utilize the data and develop analytical reports for distribution to the public.

PART JJJ

Sec. JJJ-1. 20-A MRSA §7411 is enacted to read:

§7411. Emergency power

Notwithstanding any other provision of law, the commissioner may assume and exercise the authority of the school board if the commissioner declares an emergency exists such that the health, safety or welfare of students in academic, extracurricular or residential programs is in jeopardy or the school is in substantial and persistent violation of federal and state law. The commissioner's declaration of an emergency is not reviewable, but the commissioner shall exercise this emergency authority for

a period not to exceed 3 months unless the commissioner again declares that an emergency continues.

Sec. JJJ-2. Nonlapsing funds. An amount not to exceed \$100,000 of General Fund appropriations in the Personal Services line category remaining on June 30, 1999 in the Governor Baxter School for the Deaf program in the Department of Education may not lapse but must be carried forward to June 30, 2000 to be used to support the improved management and operation of the Baxter School for the Deaf. Notwithstanding any other provision of law, these funds may be transferred from the Personal Services line category to the All Other line category and allotted by financial order in fiscal year 1999-00 upon the recommendation of the State Budget Officer and approval of the Governor.

PART KKK

Sec. KKK-1. 22 MRSA §254, as amended by PL 1997, c. 643, Pt. RR, §§1 and 2, is further amended to read:

§254. Elderly low-cost drug program

The Department of Human Services may conduct a program to provide low-cost prescription and nonprescription drugs, medication and medical supplies to disadvantaged, elderly and disabled individuals. ~~In any year in which this program is conducted, it must include any prescription drugs used for the treatment of chronic obstructive lung disease.~~

~~In any year in which this program is conducted, it must include antiarthritic drugs.~~

~~In any year in which this program is conducted, it must include anticoagulant drugs.~~

The commissioner shall provide for sufficient personnel to ensure efficient administration of the program. The extent and the magnitude of the program shall must be determined by the commissioner on the basis of the calculated need of the recipient population and the available funds. The department may not spend more on this program than is available through appropriations from the General Fund, dedicated revenue, federal or other grants and other established and committed funding sources. The commissioner may accept, for the purposes of carrying out this program, federal funds appropriated under any federal law relating to the furnishing of free or low-cost drugs to disadvantaged, elderly and disabled individuals and may take such action as is necessary for the purposes of carrying out that federal law and may accept from any other agency of government,

individual, group or corporation such funds as may be available to carry out this chapter.

The commissioner may adopt rules relating to the conduct of this program. These rules shall ~~must~~ be ~~promulgated~~ adopted in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, and shall must be related to the following aspects of this program:

1. Prescription and nonprescription drugs. The kinds of prescription and nonprescription drugs, medications and medical supplies ~~which that~~ may be made available through the operation of this program, Drugs and medications must be provided for the conditions and illnesses provided in this subsection.

A. The basic component of the program must provide drugs and medications for cardiac conditions and high blood pressure, diabetes, arthritis, anticoagulation, hyperlipidemia, osteoporosis, chronic obstructive pulmonary disease and asthma, incontinence, thyroid diseases, glaucoma, parkinson's disease, multiple sclerosis and amyotrophic lateral sclerosis.

B. Beginning October 1, 1999, in the supplemental component of the program, drugs and medications must include all prescription drugs and medications provided under the Medicaid program under this Title with the exception of drugs and medications provided by the basic component of the program under paragraph A:

2. Income eligibility. ~~Eligibility---status~~ Income eligibility of individuals shall ~~must~~ be determined by the ~~State Tax Assessor pursuant to Title 36, chapter 905~~ this subsection and by reference to the federal nonfarm income official poverty level, as defined by the federal Office of Management and Budget and revised annually in accordance with the United States Omnibus Budget and Reconciliation Act of 1981, Section 673, Subsection 2. If the household income, as defined in subsection 9, is less than 185% of the federal poverty line applicable to the household, the individual is eligible for the basic and the supplemental program. Individuals are also eligible for the basic program and the supplemental program if the household spends at least 40% of its income on unreimbursed direct medical expenses for prescription drugs and medications and the household income is not more than 25% higher than the levels specified in this subsection. For the purposes of this subsection, the cost of drugs provided to a household under this section is considered a cost incurred by the household for eligibility determination purposes;

3. **Specifications for administration of program.**
2 Specifications for the administration and management of the
4 program, which may include, but not be limited to, program
6 objectives, accounting and handling practices, supervisory
authority and evaluation methodology;

4. **Method of prescribing or ordering drugs.** The method of
8 prescribing or ordering these drugs, which may include, but is
10 not limited to, the use of standard or larger prescription refill
12 sizes so as to minimize operational costs and to maximize
14 economy. Unless the prescribing physician indicates otherwise,
16 the use of generic or chemically equivalent drugs is required,
18 provided that these drugs are of the same quality and have the
same mode of delivery as is provided to the general public,
consistent with good pharmaceutical practice. Each prescription
filled must be for a supply of 90 days unless the prescribing
physician or the recipient requests otherwise;

4-A. **Payment for drugs provided.** The commissioner may
20 establish the amount of payment to be made by recipients toward
22 the cost of prescription or nonprescription drugs, medication and
24 medical supplies furnished under this program provided that, for
26 persons at or below 185% of the federal poverty line, the total
28 cost for any covered purchase of a prescription or
30 nonprescription drug or medication provided under the basic
32 component of the program does not exceed 20% of the price
34 allowed for that prescription under program rules or \$2,
36 whichever is greater. ~~If a recipient is prescribed a drug in a~~
38 ~~quantity specifically intended by the provider or pharmacist, for~~
~~the recipient's health and welfare, to last less than one month,~~
~~only one payment for that drug for that month is required~~ For the
supplemental component of the program, the total cost paid by the
program for any covered purchase of a prescription drug or
medication may not exceed \$2. For the supplemental component of
the program, the total cost paid by the individual for any
covered purchase of a prescription drug or medication may not
exceed the cost of the program for that drug or medication minus
the \$2 paid by the program;

5. **Other rules.** Such other rules as may be necessary to
40 efficiently and effectively manage and operate a program within
42 the intent of this section;

7. **Wholesale price.** "Wholesale price" means the average
44 price paid by a wholesaler to a pharmaceutical manufacturer for a
46 product distributed for retail sale. "Wholesale price" includes
48 a deduction for any customary prompt payment discounts;

8. **Drug rebate program.** Effective May 1, 1992, payment
50 must be denied for drugs from manufacturers that do not enter

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2 into a rebate agreement with the department for prescription
3 drugs included in the list of approved drugs under this
4 program. Each agreement must provide that the pharmaceutical
5 manufacturer make rebate payments for both the basic and
6 supplemental components of the program to the department
7 according to the following schedule.

8 A. For the period beginning May 1, 1992 and ending
9 September 30, 1992, the rebate percentage is equal to 11% of
10 the manufacturer's wholesale price for the total number of
11 dosage units of each form and strength of a prescription
12 drug that the department reports as reimbursed to providers
13 of prescription drugs, provided payments are not due until
14 30 days following the manufacturer's receipt of utilization
15 data supplied by the department, including the number of
16 dosage units reimbursed to providers of prescription drugs
17 during the period for which payment is due.

18 B. For the quarters beginning October 1, 1992, the rebate
19 percentage is equal to the percentage recommended by the
20 federal Health Care Financing Administration of the
21 manufacturer's wholesale price for the total number of
22 dosage units of each form and strength of a prescription
23 drug that the department reports as reimbursed to providers
24 of prescription drugs, provided payments are not due until
25 30 days following the manufacturer's receipt of utilization
26 data supplied by the department, including the number of
27 dosage units reimbursed to providers of prescription drugs
28 during the period for which payments are due.

29 C. Beginning October 1, 1998, the department shall seek to
30 achieve an aggregate rebate amount from all rebate
31 agreements that is 6 percentage points higher than that
32 required by paragraph B of this subsection, provided such
33 rebates result in a net increase in the rebate revenue
34 available to the elderly low-cost drug program. In the
35 event the department is not able to achieve the rebate
36 amount required by this paragraph without compromising the
37 best interest of recipients of the elderly low-cost drug
38 program, it shall report to the joint standing committee of
39 the Legislature having jurisdiction over health and human
40 services matters and the joint standing committee of the
41 Legislature having jurisdiction over appropriations and
42 financial affairs in the First Regular Session of the 119th
43 Legislature.

44
45 Upon receipt of data from the department, the pharmaceutical
46 manufacturer shall calculate the quarterly payment. If a
47 discrepancy is discovered, the department may, at its expense,
48 hire a mutually agreed-upon independent auditor to verify the
49
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2 pharmaceutical manufacturer's calculation. If a discrepancy is
4 still found, the pharmaceutical manufacturer shall justify its
6 calculation or make payment to the department for any additional
8 amount due. The pharmaceutical manufacturer may, at its expense,
hire a mutually agreed-upon independent auditor to verify the
accuracy of the utilization data provided by the department. If
a discrepancy is discovered, the department shall justify its
data or refund any excess payment to the pharmaceutical
manufacturer.

10
12 If the dispute over the rebate amount is not resolved, a request
14 for a hearing with supporting documentation must be submitted to
the Administrative Hearings Unit. Failure to resolve the dispute
may be cause for terminating the drug rebate agreement and
denying payment to the pharmaceutical manufacturer for any drugs.

16
18 All prescription drugs of a pharmaceutical manufacturer who
enters into an agreement pursuant to this subsection that appear
20 on the approved list of drugs must be immediately available and
the cost of the drugs must be reimbursed and is not subject to
22 any restrictions or prior authorization requirements. Any
prescription drug of a manufacturer that does not enter into an
24 agreement is not reimbursable unless the department determines
the prescription drug is essential. ~~The department shall seek a
26 manufacturer's rebate for pharmaceuticals used in the Maine
Health Program.~~

28 9. Household income. "Household income," for the purposes
of this section, means all income, as defined in Title 36,
30 section 6201, subsection 9, received by all persons of a
household in a calendar year while members of the household; and

32
34 10. Eligible individuals. To be eligible for the program,
an individual must be:

36 A. At least 62 years of age; or

38 B. Nineteen years of age or older and determined to be
40 disabled by the standards of the federal social security
program.

42 Sec. KKK-2. 22 MRSA §3174-G, sub-§1-A, as enacted by PL
1997, c. 643, Pt. RR, §4, is repealed and the following enacted
44 in its place:

46 1-A. Elderly prescription drug program. The department
shall apply to the federal Health Care Financing Administration
48 for a waiver authorizing the department to provide Medicaid
prescription drug benefits to qualified persons who are 62 years
50 of age or older or who are 19 years of age or older and

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2 determined by the department to be disabled under the standards
3 of the federal social security program and who have household
4 income up to and including 185% of the nonfarm income official
5 poverty line. If sufficient funds are not allocated or
6 appropriated to provide prescription drug coverage under this
7 subsection to eligible persons with household income up to and
8 including 185% of the nonfarm income official poverty line, the
9 department shall provide coverage under this section up to the
10 maximum income eligibility limit that can be achieved within the
11 funds appropriated and allocated. The waiver must include the
12 full range of prescription drugs provided under the current
13 Medicaid program. It may not include an asset limit. Copayments
14 for participants must be comparable to copayments in the current
15 Medicaid program. Coverage under this subsection must commence
16 July 1, 2000 or as soon thereafter or possible.

17 **Sec. KKK-3. 22 MRSA §3174-G, sub-§1-B is enacted to read:**

18 1-B. Funding. State funds necessary to implement
19 subsection 1-A must include state funds appropriated to the
20 elderly low-cost drug program operated pursuant to section 254,
21 including rebates received in that program from pharmaceutical
22 manufacturers, that are no longer needed in that program as a
23 result of the Medicaid waiver obtained pursuant to subsection
24 1-A; and, effective in fiscal year 2000-01, no less than
25 \$5,000,000 received from the tobacco settlement in State of
26 Maine, v. Philip Morris, et al., Kennebec County Superior Court,
27 Docket No. CV-97-134.

28 **Sec. KKK-4. 36 MRSA §6162-A, as amended by PL 1997, c. 643,**
29 **Pt. RR, §6, is repealed.**

30 **Sec. KKK-5. 36 MRSA §6162-B is enacted to read:**

31 **§6162-B. Eligibility; appeal**

32 An individual is eligible for the elderly low-cost drug
33 program if that individual meets the eligibility criteria set out
34 in Title 22, section 254 and the following additional conditions.

35 1. Residence. An individual must be a legal resident of
36 the State at the time the application is filed.

37 2. Limitation. An individual does not qualify under this
38 program if that individual receives state supplemental income
39 benefits or Medicaid benefits.

40 3. Appeals. The eligibility decision made by the State Tax
41 Assessor or designee is final, subject to appeal in accordance
42 with Title 5, chapter 375.

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2 All Other \$23,804,694

4 Provides funding for the federal share of
6 prescription drugs for the State's elderly
8 in accordance with the federal waiver
referenced in section 2 of this Part.

10 **Sec. KKK-10. Contingent effective date.** Except for that section
12 of this Part that repeals and replaces the Maine Revised
14 Statutes, Title 22, section 3174-G, subsection 1-A and section 6
of this Part, this Part takes effect July 1, 2000 only if
sufficient funds are available in the Fund for a Healthy Maine.

16 **PART LLL**

18 **Sec. LLL-1. Home visiting services to parents.** Beginning July 1,
20 2000, the Department of Human Services shall expand home visiting
22 services to the parents of all newborn children in the State, if
24 the parents desire the services, until those children attain 5
26 years of age if sufficient funds as provided in this Act are
28 available. The program of home visiting services must include
provisions allowing the family to voluntarily pay a donation, for
which a sliding scale based on income is provided by the
department, upon termination of services to the family and a
mechanism for evaluating the home visiting programs in operation
within the State.

30 **Sec. LLL-2. Allocation.** The following funds are allocated
32 from Other Special Revenue funds to carry out the purposes of
this Part.

34 **2000-01**

36 **HUMAN SERVICES, DEPARTMENT OF**

38 **Bureau of Health**

40 All Other \$1,620,000

42 Provides funds from the Fund for a Healthy
44 Maine to expand home visiting services to
the parents of newborn children.

46 **PART MMM**

48 **Sec. MMM-1. Department of Human Services; rulemaking.** The
50 Department of Human Services shall adopt rules necessary to:

2 1. Allow the provision of after-school care for students 12
4 to 15 years of age;

6 2. Allow the provision of full-day, year-round Head Start
programming;

8 3. Maximize the procurement of federal funds available as a
10 result of the increased state contribution in section 2; and

12 4. Implement any other provision of this Part.

14 Rules adopted pursuant to this section are routine technical
16 rules pursuant to the Maine Revised Statutes, Title 5, chapter
375, subchapter II-A.

18 **Sec. MMM-2. Appropriation.** The following funds are
20 appropriated from the General Fund to carry out the purposes of
this Part.

22 **1999-00**

24 **HUMAN SERVICES, DEPARTMENT OF**

26 **Purchased Social Services**

28 All Other \$1,575,000

30 Provides funds on a one-time basis to
32 support systemic quality improvements such
as training and facilities improvements.

34 **Sec. MMM-3. Allocation.** The following funds are allocated
36 from Other Special Revenue funds to carry out the purposes of
this Part.

38 **2000-01**

40 **HUMAN SERVICES, DEPARTMENT OF**

42 **Purchased Social Services**

44 All Other \$2,282,638

46 Provides funds from the Fund for a Healthy
48 Maine for additional infant, toddler and
preschool child care subsidies.

50 **Purchased Social Services**

2	All Other	1,050,000
4	Provides funds from the Fund for a Healthy	
6	Maine for additional school-aged child care	
	subsidies.	
8	Purchased Social Services	
10	All Other	525,000
12	Provides funds from the Fund for a Healthy	
14	Maine for after-school services to the	
16	12-to-15-year age group. Service for this	
	age group would necessitate a change in	
	policy.	
18	Purchased Social Services	
20	All Other	1,575,000
22	Provides funds from the Fund for a Healthy	
24	Maine to support systemic quality	
26	improvements such as increased wages,	
	training and facilities improvements.	
28	Purchased Social Services	
30	All Other	1,575,000
32	Provides funds from the Fund for a Healthy	
34	Maine to support incentives for child care	
	providers to offer care during odd hours and	
	in underserved geographic areas.	
36	Service Center - Auditing, Contracting	
	and Licensing	
38	Positions - Legislative Count	(10,000)
40	Personal Services	\$350,362
42	All Other	42,000
44	Total	<u>\$392,362</u>
46	Provides funds from the Fund for a Healthy	
48	Maine for 10 additional positions to provide	
	additional support to the Auditing,	
	Contracting and Licensing Center.	
50	DEPARTMENT OF HUMAN SERVICES	

TOTAL

\$7,400,000

PART NNN

Sec. NNN-1. 36 MRSA §2524, sub-§2, ¶C is enacted to read:

C. "Quality child care" has the meaning set forth in section 5219-Q, subsection 1.

Sec. NNN-2. 36 MRSA §2524, sub-§4 is enacted to read:

4. Quality child care. The credit allowed under subsection 1 doubles in amount if the day care service provided by the taxpayer constitutes quality child care.

Sec. NNN-3. 36 MRSA §5217, sub-§2, ¶C is enacted to read:

C. "Quality child care" has the meaning set forth in section 5219-Q, subsection 1.

Sec. NNN-4. 36 MRSA §5217, sub-§4 is enacted to read:

4. Quality child care. The credit allowed under subsection 1 doubles in amount if the day care service provided by the taxpayer constitutes quality child care.

Sec. NNN-5. 36 MRSA §5218, as amended by PL 1987, c. 772, §40, is further amended to read:

§5218. Income tax credit for child care expenses

~~A resident individual shall be~~ is allowed a credit against the tax otherwise due under this Part in the amount of 20% of the federal tax credit allowable for child and dependent care expenses in tax year 1987; and 25% of the federal tax credit allowable for child and dependent care expenses thereafter. ~~In no case may this credit reduce the Maine income tax to less than zero.~~ This credit doubles in amount if the child care expenses were incurred through the use of quality child care. As used in this section, unless the context otherwise indicates, "quality child care" has the meaning set forth in section 5219-Q, subsection 1. The credit allowed by this section may result in a refund of up to \$500.

Sec. NNN-6. 36 MRSA §5219-Q is enacted to read:

§5219-Q. Quality child care investment credit

1. Definition. As used in this section, unless the context otherwise indicates, "quality child care" means care provided at a child care site that meets minimum licensing standards and:

A. Is accredited by an independent, nationally recognized program approved by the Department of Human Services, Office of Head Start and Child Care;

B. Utilizes recognized quality indicators for child care services approved by the Department of Human Services, Office of Head Start and Child Care; and

C. Includes provisions for parent and client input, a review of the provider's policies and procedures, a review of the provider's program records and an on-site program review.

For large, multi-function agencies, only those portions of the child care sites that were reviewed by the accrediting body may be considered quality child care sites.

2. Credit allowed. A taxpayer is allowed a credit against the tax imposed by this Part in an amount equal to the qualifying portion of expenditures paid or expenses incurred by the taxpayer for investments in child care services as calculated pursuant to subsection 3.

3. Qualifying portion. For purposes of calculating the credit, the qualifying portion is:

A. For a corporation, 30% of up to \$30,000 of expenditures, apportioned if part of an affiliated group engaged in a unitary business; and

B. For an individual taxpayer, if the taxpayer expends at least \$10,000 in one year, \$1,000 each year for 10 years and \$10,000 at the end of the 10-year period.

4. Limitation; carry-over. The credit allowed under subsection 2 may not reduce the tax otherwise due under this Part below zero. Any unused portion of the credit may be carried over to the following year or years until exhausted.

Sec. NNN-7. **Estimate and transfer revenue.** The State Tax Assessor shall notify the State Controller, prior to the end of each fiscal year after the effective date of this Part, of the estimated amount of General Fund revenue lost as a result of the implementation of this Part. The State Controller shall transfer the amount from the Fund for a Healthy Maine to the General Fund in that same fiscal year.

equal to 2 times the amount requested from the fund and other information the authority determines necessary;

B. A corporation must have a strategy for the creation and retention of jobs, an effective small business marketing and technical assistance plan and enough expert assistance available to it to underwrite, document and service loans and assist its clients;

C. The corporation must be determined by the authority to be able to prudently and effectively administer a direct loan fund and to coordinate with other business assistance programs and employment training and social assistance programs; and

D. The corporation must propose performance measurements and goals and a process for monitoring compliance with proposed measurements and goals. The authority shall assist corporations in developing loan underwriting and administrative capacity and in portfolio monitoring and servicing and may establish one or more advisory boards or committees to assist corporations; and

E. A child care project must apply to the authority or to a corporation and meet the eligibility criteria for a borrower.

5. Administrative costs. A corporation may not use any money disbursed from the fund by the authority for administrative expenses, but may charge a commitment fee of up to 1% and may use interest earnings not to exceed 5% of each loan annually on loans to cover reasonable administrative and, technical assistance and education costs. The authority shall review and approve a corporation's administrative expenses on an annual basis. The authority may establish by rule reasonable administrative fees for its administration of the fund.

Sec. 000-2. 10 MRSA §1026-M, sub-§6, ¶¶A, B and C, as enacted by PL 1993, c. 722, Pt. C, §1 and affected by §2, are amended to read:

A. Loans may not exceed \$200,000 to a borrower, including an affiliated entity, and approval of the authority is required for any loan in excess of \$100,000. Loans for quality child care projects may not exceed \$100,000 to a borrower. Loans or portions of loans to a quality child care project to be used solely for lead abatement may not exceed \$5,000.

B. Loans for borrowers other than quality child care projects may not exceed 1/3 of the net new funds being

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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provided to a borrower. Loans for quality child care projects may be for the total amount of new funds being provided to the borrower.

C. ~~Each~~ The authority and each corporation shall establish interest rates, amortization schedules and repayment terms for each borrower, except that ~~loans may not bear a rate of interest greater than the prime rate of interest plus 7% or~~ may not be for a term longer than 20 years, and:

(1) Loans to a quality child care project may not bear a rate of interest that, when added to the commitment fee and administrative and technical assistance cost, is less than 6% or exceeds the prime rate of interest;
or

(2) Loans to any other eligible borrower may not bear a rate of interest greater than the prime rate of interest plus 7%.

Sec. 000-3. 10 MRSA §1026-M, sub-§7, ¶A, as enacted by PL 1993, c. 722, Pt. C, §1 and affected by §2, is amended to read:

A. The business for which funds are requested has 50 or fewer employees or annual sales of \$5,000,000 or less, and it consists of or involves at least one of the following:

(1) Advanced manufacturing technologies, such as value-added wood products and specialty fabricated metal and electronic products;

(2) Advanced information system technologies, such as telecommunications and environmental products and services;

(3) Advanced biological and natural resource technologies, such as aquaculture, agriculture and biotechnology;

(4) A business converting from defense dependency;

(5) A business significantly engaged in export of goods or services to locations outside the State;

(6) A business that dedicates significant resources to research and development activities; and

(7) Other businesses with 5 or fewer employees; and

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(8) A child care project that includes any business that, for compensation, provides a regular service of care and protection for any part of a day less than 24 hours to a child or children under 16 years of age whose parents work outside the home, attend an educational program or are otherwise unable to care for their children.

Sec. 000-4. 10 MRSA §1026-Q is enacted to read:

§1026-Q. Early Care and Education Revolving Loan Program

1. Established. The Early Care and Education Revolving Loan Program, referred to in this section as the "program," is established to provide financial assistance to businesses providing early care and education. The authority shall administer the program, which may include direct loans to early care and education providers, as well as loans or grants by the authority to eligible economic development corporations or entities for the purpose of providing loans to early care and education providers. The Early Care and Education Revolving Loan Program Fund, referred to in this section as the "fund," is established as a revolving fund, into which must be deposited all amounts appropriated to the program, interest earnings on the fund, any amounts repaid to the program by loan recipients and funds from any other source. Amounts in the fund must be used by the authority for purposes authorized in this section.

2. Eligible corporations. The program is open to local, regional and statewide nonprofit or governmental economic development corporations or entities capable of providing financial assistance to businesses providing early child care and education. To be eligible to participate in the program:

A. A corporation must apply to the authority to participate in the program. The application must describe the corporation and its funding sources, the region it serves, its methods and criteria for qualifying borrowers, strategies in locating qualified borrowers, its expertise in management assistance and financing of early child care and education businesses, its ability to leverage funds from other sources and other information the authority determines necessary:

B. A corporation must have a strategy for the provision of marketing and technical assistance to early child care and education businesses and enough expert assistance available to underwrite, document and process loans and assist its clients; and

2 C. A corporation must be determined by the authority to be
3 able to prudently and effectively administer a direct loan
4 fund and to coordinate the administration of a loan fund
5 with other business assistance programs and employment
6 training and social assistance programs.

7 3. Disbursements from fund. If an application is approved,
8 the authority shall determine the amount to be disbursed to the
9 corporation, taking into account:

10 A. The size of the region served by the corporation and the
11 expected demand for loan funds in that region;

12 B. The demand for funds from other eligible corporations in
13 relation to the total amount available in the fund; and

14 C. Whether an eligible corporation serves a geographic area
15 or segment of potential business borrowers not served by
16 other applicants.

17 The authority shall allocate funds in the program considering
18 each of the factors in this subsection and such other factors as
19 the authority establishes by rule. The authority may reserve up
20 to 50% of the funds appropriated for loans to be made by the
21 authority. Funds allocated to a corporation must be disbursed
22 directly to and retained by the eligible corporation in
23 accordance with the contract between the corporation and the
24 authority. Funds must be disbursed to the corporation in the
25 form of a loan or grant. The authority may disburse fund amounts
26 in one lump sum or periodic disbursements.

27 4. Contract. A corporation that has been approved for
28 participation in the program may enter into a contract with the
29 authority. The contract governs the administration of the
30 program and the use of funds. The contract must provide that a
31 corporation may disburse program funds statewide. The contract
32 must provide that a corporation shall, at a minimum, conform to
33 the following terms and conditions:

34 A. The corporation shall certify that it will use funds
35 only for eligible purposes;

36 B. The corporation shall review each application for
37 financial assistance, determine the feasibility of the
38 application and approve or deny the application;

39 C. An officer or employee of the corporation or a member of
40 its credit committee may not participate in any way in, or
41 have any influence over, a decision on a project in which

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that officer, employee or member has a direct or indirect personal financial interest;

D. If the corporation breaches its contract with the authority or ceases to operate a loan program in substantial conformance with its proposal to the authority, the authority may withhold further funding and may require repayment of any undisbursed loan funds and loan repayments to the authority; and

E. Other terms and conditions as the authority determines appropriate.

5. Administrative costs. A corporation may not use any money disbursed from the fund by the authority for administrative expenses, but may charge a commitment fee on each loan of up to 1% and may use interest earnings not to exceed 5% of each loan annually to cover reasonable administrative and technical assistance costs. The authority shall review and approve a corporation's administrative expenses on an annual basis. The authority may establish by rule reasonable administrative fees for its origination of loans and administration of the fund.

6. Financing terms and conditions. Loans may be made from program funds under the following terms and conditions.

A. Loans may not exceed \$100,000 to an eligible borrower, except that loans or portions of loans to be used for lead abatement may not exceed \$5,000.

B. Each corporation and the authority shall establish interest rates, amortization schedules and repayment terms for each borrower, except that loans may not bear a rate of interest that, when added to the commitment fee and administrative and technical assistance cost, is less than 6% or exceeds the prime rate of interest.

C. A corporation or the authority may provide for flexible repayment terms.

D. A corporation or the authority shall require collateral for loans when available, but may subordinate to loans from other lenders.

7. Eligible borrower. A project or borrower is eligible for financial assistance under the program if the following criteria are met.

A. The business for which funds are requested must provide early child care and education services to at least 3

1 children who are not related to the owner of the business or
2 any provider of early care and education services working
3 for the borrower.

4 B. The borrower has insufficient access to funding for the
5 project from other public and private sources.

6 C. The borrower has committed all reasonably available
7 resources to the project, obtained financial commitment from
8 other sources of financing and demonstrated a reasonable
9 likelihood that the loan can be repaid.

10 D. In selecting child care providers to receive loan
11 guarantees, the authority must use the following criteria:

12 (1) An applicant's status as a licensed or certified
13 child care center;

14 (2) An applicant's interest in obtaining and ability
15 to obtain accreditation by a nationally recognized
16 program that utilizes recognized quality indicators for
17 child care services that have been approved by the
18 Office of Head Start and Child Care, including input
19 from parents or clients or both, reviews of policies,
20 procedures and program records and on-site program
21 reviews;

22 (3) The degree of coordination with Head Start and
23 other community programs; and

24 (4) The quality of the child care provider's
25 administrative and financial management.

26 **8. Reports.** A corporation shall report at least
27 semiannually to the authority on the projects the corporation
28 funds and the administration of the program. The report must
29 include a description of each borrower, the amount, type and
30 terms of assistance each borrower received and other information
31 the authority requires. The report must contain an accounting of
32 the loan portfolio and any loans that are in default, as well as
33 an accounting of the corporation's administrative and technical
34 assistance expenses incurred and charged to the program.

35 **9. Audit.** The authority shall periodically review each
36 corporation's participation in the program and may, at its
37 discretion, require an independent audit at the expense of the
38 corporation. If the authority determines that a corporation has
39 used funds for ineligible purposes, the corporation shall repay
40 those funds to the authority for deposit into the fund. The
41 authority may not disburse additional funds to a corporation
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2 until the corporation has repaid the misapplied funds and has
3 fully complied with its obligations under the contract with the
4 authority.

6 10. Written procedures. The authority shall adopt rules
7 governing the program. Rules adopted pursuant to this section
8 are routine technical rules as defined in Title 5, chapter 375,
9 subchapter II-A.

10 11. Annual report. The authority shall report by the last
11 business day of each year on the Early Care and Education
12 Revolving Loan Program to the joint standing committee of the
13 Legislature having jurisdiction over business and economic
14 development matters.

16 Sec. 000-5. 20-A MRSA c. 419-D is enacted to read:

18 CHAPTER 419-D

20 QUALITY CHILD CARE EDUCATION SCHOLARSHIP FUND

22 §11670. Quality Child Care Education Scholarship Fund

24 The Quality Child Care Education Scholarship Fund is created
25 and established as a nonlapsing fund under the jurisdiction and
26 control of the Finance Authority of Maine. All revenues credited
27 to this fund must be distributed as scholarships based on
28 financial need for residents of the State who are enrolled in one
29 or more courses related to early childhood education or child
30 development at accredited institutions of higher education. The
31 Finance Authority of Maine shall award scholarships and adopt
32 rules for determining eligibility, amounts, terms and conditions
33 of scholarships. Interest earned on amounts in the fund may be
34 used for the costs of administering the scholarships. Rules
35 adopted pursuant to this section are routine technical rules
36 pursuant to Title 5, chapter 375, subchapter II-A.

38 Sec. 000-6. 20-A MRSA §12502, as amended by PL 1995, c.
39 117, Pt. E, §5 and affected by §13, is further amended to read:

40 **§12502. Teachers for Maine Program**

42
43 There is established the Teachers for Maine Program to
44 provide financial assistance to college students, graduating high
45 school seniors and students pursuing postbaccalaureate teacher
46 certification or child development associate certification or an
47 associate's degree in child development who demonstrate an
48 interest in pursuing a career in teaching in this State for
49 postsecondary education and to teachers for advanced degree or
50 continued study. The program recognizes outstanding graduating

high school seniors, college students and students pursuing postbaccalaureate teacher certification or child development associate certification or an associate's degree in child development. The chief executive officer shall administer the program and shall establish by rule the rates of interest or fees to be charged.

Sec. 000-7. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00

FINANCE AUTHORITY OF MAINE

Quality Child Care Education Scholarship Fund

All Other \$150,000

Provides funds on a one-time basis to be used for scholarships under the Quality Child Care Education Scholarship Fund pursuant to the Maine Revised Statutes, Title 20-A, chapter 419-D.

PART PPP

Sec. PPP-1. 12 MRSA §7824, sub-§4, ¶C, as amended by PL 1995, c. 502, Pt. E, §30, is further amended to read:

C. The Bureau of Parks and Lands is authorized to use ~~moneys~~ money credited to the Snowmobile Trail Fund of the Bureau of Parks and Lands for snowmobile trail acquisition, including, but not limited to, the purchase or lease of real estate, grants to snowmobile clubs, municipalities and counties for the acquisition of snowmobile trail maintenance equipment and the acquisition of easements, construction, development, planning and maintenance and for providing educational and informational materials for the use of operators of snowmobiles and for research.

Sec. PPP-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1999-00

CONSERVATION, DEPARTMENT OF

**Bureau of Parks and Lands -
Snowmobile Trail Fund**

All Other \$150,000

Appropriates funds on a one-time basis from the General Fund to the Bureau of Parks and Lands, Snowmobile Trail Fund, for grants to clubs, municipalities and counties for the acquisition of snowmobile trail maintenance equipment.

PART QQQ

Sec. QQQ-1. 36 MRSA §5126, as amended by PL 1997, c. 643, Pt. HHH, §5 and affected by §10, is further amended to read:

§5126. Personal exemptions

For income tax years beginning on or after January 1, 1998 but before January 1, 1999, a resident individual is allowed \$2,400 for each exemption to which the individual is entitled for the taxable year for federal income tax purposes, unless the taxpayer is claimed as a dependent on another return. For income tax years beginning on or after January 1, 1999 2000, a resident individual is allowed ~~\$2,750~~ \$2,850 for each exemption to which the individual is entitled for the taxable year for federal income tax purposes, unless the taxpayer is claimed as a dependent on another return. ~~An additional exemption is not allowed for taxpayers over 65 years of age or blind.~~

~~For tax years beginning on or after January 1, 2000, the nominal dollar amount of this section is also subject to annual adjustment by multiplying it by the percentage adjustment factor defined in section 5402, subsection 2 and rounded down to the nearest \$50. If any adjustment is made pursuant to this paragraph, it is effective for the current taxable year and is incorporated into the income tax forms and instructions of the State Tax Assessor for that taxable year.~~

Sec. QQQ-2. Application. This Part applies to tax years beginning on or after January 1, 2000.

PART RRR

Sec. RRR-1. 36 MRSA §5219-Q is enacted to read:

§5219-0. Credit for rehabilitation of historic properties

A taxpayer is allowed a credit against the tax imposed under this Part equal to the amount of credit claimed by the taxpayer under Section 47 of the Code with respect to a certified historic structure located in the State. The credit is nonrefundable and is limited to \$100,000 annually per taxpayer. A credit received under this section is subject to the same recapture provisions as apply to a credit received under Section 47 of the Code.

Sec. RRR-2. Application. This Part applies to tax years beginning on or after January 1, 2000.

Sec. RRR-3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Bureau of Revenue Services

All Other \$6,000

Provides funds for one-time computer programming costs to add a line to the corporate income tax form.

PART SSS

Sec. SSS-1. 22 MRSA §5107-G is enacted to read:

§5107-G. Biennial review of reimbursement rates

1. Review required. By January 1, 2002, and every 2 years thereafter, the commissioner shall review the rates of reimbursement for consumer-directed personal care attendant services.

2. Process. As part of the review required under subsection 1, the commissioner shall:

A. Ensure the input of consumers of those services. The commissioner may seek that input through one or more public hearings or by other means determined reasonable by the commissioner; and

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B. Seek advice and input from the Long-term Care Steering Committee established in section 5107-B to determine if the rates of reimbursement are sufficient for consumers to recruit, hire and retain personal care attendants.

3. Rules. When the commissioner determines that an increase in one or more of the reimbursement rates is necessary after the review required in this section, the commissioner shall adopt routine technical rules in accordance with Title 5, chapter 375, subchapter II-A to accomplish the increase.

Sec. SSS-2. Rulemaking. By October 1, 2000, the Department of Human Services shall adopt rules to increase the reimbursement rates for consumer-directed personal care attendants. Rules adopted pursuant to this Part are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

Sec. SSS-3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1999-00	2000-01
HUMAN SERVICES, DEPARTMENT OF		
Medical Care - Payments to Providers		
All Other	\$669,209	\$1,338,417
Provides funds for the state share of the increase in the reimbursement rates of consumer-directed personal care attendants.		

Sec. SSS-4. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

HUMAN SERVICES, DEPARTMENT OF		
Medical Care - Payments to Providers		
All Other	\$617,731	\$1,186,898

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2 Provides funds for the
4 federal share of the increase
6 in the reimbursement rates of
consumer-directed personal
care attendants.

8
10 **PART TTT**

12 **Sec. TTT-1. Appropriation.** The following funds are
14 appropriated from the General Fund to carry out the purposes of
this Part.

16 **1999-00**

18 **HUMAN SERVICES,
DEPARTMENT OF**

20 **Donated Dental Services**

22 All Other \$33,940

24 Provides funds on a one-time basis for
26 contracted services of a part-time referral
coordinator and related costs to administer
28 the Donated Dental Services program that
provides free dental services to financially
challenged individuals.

30 **Sec. TTT-2. Allocation.** The following funds are allocated
32 from Other Special Revenue funds to carry out the purposes of
this Part.

34 **2000-01**

36 **HUMAN SERVICES,
38 DEPARTMENT OF**

40 **Donated Dental Services**

42 All Other \$33,940

44 Provides funds from the Fund for a Healthy
46 Maine for contracted services of a part-time
referral coordinator and related costs to
48 administer the Donated Dental Services
program that provides free dental services
to financially challenged individuals.

R. G. S.

Head Start

2 All Other 1,500,000
 4
 6 Provides funds from the Fund for a Healthy
 Maine to support full-day, year-round Head
 8 Start programming, including children up to
 5 years of age.

**10 DEPARTMENT OF HUMAN
 12 SERVICES**

TOTAL \$1,533,940

14 **Emergency clause.** In view of the emergency cited in the
 preamble, this Act takes effect when approved.'

16 Further amend the bill by inserting at the end before the
 18 summary the following:

FISCAL NOTE

22 **1999-00 2000-01 BIENNium**

APPROPRIATIONS AND ALLOCATIONS

26 General Fund

28	PART A, Section A-1	57,502,394	57,737,663	115,240,057
30	PART B, Section B-1	244,367	274,356	518,723
	PART C, Section C-1	(244,367)	(274,356)	(518,723)
32	PART R, Section R-3	1,600,000	1,600,000	3,200,000
	PART V, Section V-3	(3,500,000)		(3,500,000)
34	PART BB, Section BB-22	511,654	456,891	968,545
	PART DD, Section DD-1	1,200,000		1,200,000
36	PART EE, Section EE-1	3,500,000		3,500,000
	PART FF, Section FF-1	1,571,517	243,974	1,815,491
38	PART GG, Section GG-30	24,557,795	20,000,000	44,557,795
	PART HH, Section HH-1	4,903,878	4,868,809	9,772,687
40	PART II, Section II-2	315,000		315,000
	PART JJ, Section JJ-6	1,000,000	1,600,000	2,600,000
42	PART KK, Section KK-3	240,000		240,000
	PART LL, Section LL-2	3,200,000		3,200,000
44	PART RR, Section RR-5	1,200,000		1,200,000
	PART SS, Section SS-2	1,199,000	1,600,000	2,799,000
46	PART TT, Section TT-1	8,825,000	12,075,000	20,900,000
	PART UU, Section UU-2	175,000	175,000	350,000
48	PART VV, Section VV-2		2,500,000	2,500,000
	PART WW, Section WW-1	0	0	0
50	PART YY, Section YY-1	144,000		144,000

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

	PART ZZ, Section ZZ-1	5,773,969		5,773,969
2	PART KKK, Section KKK-7	1,092,000		1,092,000
	PART MMM, Section MMM-2	1,575,000		1,575,000
4	PART OOO, Section OOO-7	150,000		150,000
	PART PPP, Section PPP-2	150,000		150,000
6	PART RRR, Section RRR-3		6,000	6,000
	PART SSS, Section SSS-3	669,209	1,338,417	2,007,626
8	PART TTT, Section TTT-1	<u>33,940</u>		<u>33,940</u>
10	GENERAL FUND, TOTAL	117,589,356	104,201,754	221,791,110
12	Federal Expenditures Fund			
14	PART A, Section A-2	16,562,210	15,033,865	31,596,075
	PART B, Section B-2	77,240	83,862	161,102
16	PART D, Section D-1	2,270,440	2,336,282	4,606,722
	PART Y, Section Y-2	524,655	546,167	1,070,822
18	PART MM, Section MM-4		98,017	98,017
	PART QQ, Section QQ-4		1,542,394	1,542,394
20	PART SS, Section SS-3	2,190,309	2,916,975	5,107,284
	PART KKK, Section KKK-9		23,804,694	23,804,694
22	PART SSS, Section SSS-4	<u>617,731</u>	<u>1,186,898</u>	<u>1,804,629</u>
24	FEDERAL EXPENDITURES FUND, TOTAL	22,242,585	47,549,154	69,791,739
26	Other Special Revenue Funds			
28	PART A, Section A-3	10,618,126	11,018,026	21,636,152
30	PART B, Section B-3	83,401	92,385	175,786
	PART U, Section U-3 (Fund for a Healthy Maine)		38,195	38,195
34	PART HH, Section HH-2 (Fund for a Healthy Maine)		1,000,000	1,000,000
36	PART MM, Section MM-3 (Fund for a Healthy Maine)		1,000,000	1,000,000
38	PART NN, Section NN-3 (Fund for a Healthy Maine)		60,000	60,000
40	PART OO, Section OO-1 (Fund for a Healthy Maine)		100,000	100,000
42	PART PP, Section PP-1 (Fund for a Healthy Maine)		400,000	400,000
44	PART QQ, Section QQ-3 (Fund for a Healthy Maine)		496,383	496,383
	PART WW, Section WW-2	0	0	0
46	PART III, Section III-1	55,906	56,380	112,286
	PART KKK, Section KKK-8 (Fund for a Healthy Maine)		5,000,000	5,000,000
48	PART LLL, Section LLL-2 (Fund for a Healthy Maine)		1,620,000	1,620,000
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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	PART MMM, Section MMM-3 (Fund for a Healthy Maine)		7,400,000	7,400,000
4	PART TTT, Section TTT-2 (Fund for a Healthy Maine)		<u>1,533,940</u>	<u>1,533,940</u>
6	OTHER SPECIAL REVENUE FUNDS, TOTAL	10,757,433	29,815,309	40,572,742
8	Federal Block Grant Fund			
10	PART A, Section A-4	12,727,835	7,177,723	19,905,558
12	PART B, Section B-4	0	0	0
14	PART HH, Section HH-3	<u>21,500,000</u>		<u>21,500,000</u>
16	FEDERAL BLOCK GRANT FUND, TOTAL	34,227,835	7,177,723	41,405,558
18	Office of Information Services Fund			
20	PART A, Section A-5	<u>791,283</u>	<u>767,414</u>	<u>1,558,697</u>
22	OFFICE OF INFORMATION SERVICES FUND, TOTAL	791,283	767,414	1,558,697
26	Risk Management Fund			
28	PART A, Section A-6	<u>72,873</u>	<u>72,389</u>	<u>145,262</u>
30	RISK MANAGEMENT FUND, TOTAL	72,873	72,389	145,262
32	Workers' Compensation Management Fund			
34	PART A, Section A-7	<u>76,781</u>	<u>57,045</u>	<u>133,826</u>
36	WORKERS' COMPENSATION MANAGEMENT FUND, TOTAL	76,781	57,045	133,826
40	Real Property Lease Internal Service Fund			
42	Part A, Section A-8	<u>583,914</u>	<u>592,693</u>	<u>1,176,607</u>
44	REAL PROPERTY LEASE INTERNAL SERVICE FUND, TOTAL	583,914	592,693	1,176,607
48	Island Ferry Services Fund			
50	PART A, Section A-9	<u>116,461</u>	<u>117,451</u>	<u>233,912</u>

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	ISLAND FERRY SERVICES FUND,			
	TOTAL	116,461	117,451	233,912
4	Highway Fund			
6	Part A, Section A-10	<u>107,259</u>	<u>336,687</u>	<u>443,946</u>
8	HIGHWAY FUND, TOTAL	107,259	336,687	443,946
10	Central Motor Pool Fund			
12	Part B, Section B-5	<u>724</u>	<u>726</u>	<u>1,450</u>
14	CENTRAL MOTOR POOL FUND, TOTAL	724	726	1,450
16				
18	GENERAL FUND UNDEDICATED REVENUE			
20	PART A, Section A-1			
	DAFS - Maine Revenue Services			
22	(Compliance Unit)	0	3,000,000	3,000,000
	Education - EUT	(5,497)	(9,065)	(14,562)
24	DMHMRSAS	218,627	300,139	518,766
	DMHMRSAS	54,857	76,520	131,377
26	DMHMRSAS	28,026	28,494	56,520
28	PART L, Section L-3	900,000	900,000	1,800,000
30	PART P, Section P-2	88,538	91,292	179,830
32	PART W, Section W-1	31,048	64,097	95,145
34	PART X		(56,892,550)	(56,892,550)
36	PART Z, Section Z-1	500,000		500,000
38	PART II, Section II-2		300,000	300,000
40	PART NNN (net)		0	0
42	PART QQQ	(1,366,987)	(3,065,507)	(4,432,494)
44	PART RRR, Section RRR-1	<u>(27,952)</u>	<u>(190,076)</u>	<u>(218,028)</u>
46	GENERAL FUND UNDEDICATED			
	REVENUE, TOTAL	420,660	(55,396,656)	(54,975,996)
48				

50 **GENERAL FUND ADJUSTMENTS TO BALANCE**

COMMITTEE AMENDMENT

R. & S.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2	PART E, Section E-12	11,128,776		11,128,776
4	PART JJ, Section JJ-4	1,000,000		1,000,000
6	PART JJ, Section JJ-5	<u> </u>	<u>1,600,000</u>	<u>1,600,000</u>
8	ADJUSTMENTS, TOTAL	12,128,776	1,600,000	13,728,776

10

HIGHWAY FUND REVENUE

12	PART W, Section W-1	<u>48,073</u>	<u>96,146</u>	<u>144,219</u>
14	HIGHWAY FUND REVENUE, TOTAL	48,073	96,146	144,219

16

18 Part V proposes to dedicate the State's share of the tobacco
 20 settlement monies. The amount of unbudgeted General Fund revenue
 22 lost as a result of the dedication of any proceeds from the
 24 tobacco settlement can not be determined at this time. This bill
 26 proposes numerous allocations and transfers from the Fund for a
 Healthy Maine. To date, no estimate has been made that
 determines the amount or when the State will receive those
 funds. Whether resources will be available in the fund
 sufficient to support these allocations and transfers can not be
 determined at this time.

28

30 Part X repeals those provisions of law that can trigger a
 32 1/2% reduction of the sales and use tax rate depending on General
 Fund revenue growth. This repeal will avoid future automatic
 reductions of the sales and use tax rate.

34 The reductions to the balance of the Maine Rainy Day Fund
 36 resulting from the transfers in Part Z and the increase of the
 limit from 5% to 6% of the General Fund revenue of the preceding
 38 fiscal year in Part GGG will reduce General Fund revenue from
 interest earnings. When the balance of the Maine Rainy Day Fund
 is at its statutory limit, which is currently the case, interest
 40 earnings on the balances in the fund accrue to the General Fund.
 The additional period of time when the Maine Rainy Day Fund is
 42 not at its cap and the resulting reduction of General Fund
 revenue from interest earnings can not be determined at this time.

44

46 Part GG proposes to increase the State's share of school
 48 funding over a four-year period, establishes a specific per pupil
 guarantee and program cost reduction percentage increase for
 fiscal year 1999-00 and proposes per pupil guarantee targets and
 program cost reduction percentages for the next 3 fiscal years.
 50 Based on these indices (proposed as targets for fiscal year

COMMITTEE AMENDMENT

11 of 8

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2000-01), the total General Fund requirement for the General Purpose Aid for Local Schools program within the Department of Education is \$664,645,723 in fiscal year 2000-01. Since Public Law 1999, chapter 16 included General Fund appropriations for fiscal year 2000-01 of \$619,249,825, and this Part includes a General Fund appropriation of \$20,000,000 in fiscal year 2000-01, an additional General Fund appropriation of \$25,395,898 will be required to meet the targets.

Part JJ includes General Fund appropriations of \$1,000,000 in fiscal year 1999-00 and \$1,600,000 in fiscal year 2000-01 for the Department of Education, General Purpose Aid for Local Schools program, to provide funding for the adjustment for the costs of certified English as a 2nd language instruction. To fully fund the adjustment, additional appropriations of \$3,958,073 and \$3,358,073 in fiscal years 1999-00 and 2000-01 would be required.

Part VV, section 1, authorizes the University of Maine System to issue \$25,000,000 in bonds for a research and development project. Assured revenue borrowing effected by the University of Maine under current practice has been directly related to specific projects that would raise sufficient revenue to service the debt. The appropriation in this Part would change that practice by authorizing, in effect, a lease appropriation bond whereby General Fund appropriations will be used to service the new debt.

If the Medicaid waiver is approved as authorized by Part KKK, the estimated costs in fiscal year 2000-01, assuming a July 1, 2000 effective date, are \$78,420,102. The state share of these costs will be \$26,490,310 and the federal share will be \$51,929,792. The state share will be partially offset by the savings in the Elderly Low-Cost Drug program of \$7,143,198, resulting in a net additional cost to the General Fund of \$19,347,112. Part KKK includes a General Fund appropriation of \$1,092,000 in fiscal year 1999-00 and an allocation of Other Special Revenue funds of \$5,000,000 in fiscal year 2000-01. Part KKK also does not provide funding for the additional administrative costs that will be incurred by the Department of Human Services, estimated to be \$54,888 in fiscal year 1999-00, and by the Bureau of Revenue Services within the Department of Administrative and Financial Services, estimated to be \$126,800 in fiscal year 1999-00.'

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SUMMARY

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Part A

6

Part A does the following.

8

It makes appropriations from the General Fund.

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It makes allocations from the Federal Expenditures Fund.

12

It makes allocations from Other Special Revenue funds.

14

It makes allocations from the Federal Block Grant Fund.

16

It makes allocations from the Office of Information Services Fund.

18

It makes allocations from the Risk Management Fund.

20

It makes allocations from the Workers' Compensation Management Fund.

22

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It makes allocations from the Real Property Lease Internal Service Fund.

26

It makes allocations from the Island Ferry Services Fund.

28

It makes allocations from the Highway Fund.

30

Part B

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Part B does the following.

34

It makes appropriations from the General Fund for reclassifications and range changes.

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It makes allocations from the Federal Expenditures Fund for reclassifications and range changes.

40

It makes allocations from Other Special Revenue funds for reclassifications and range changes.

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44

It makes allocations from the Federal Block Grant Fund for reclassifications and range changes.

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It makes allocations from the Central Motor Pool Fund for reclassifications and range changes.

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Part C

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Part C does the following.

It makes appropriations from the General Fund as reductions to support approved reclassifications and range changes.

Part D

Part D makes allocations from the Federal Expenditures Fund for capital construction, repairs and improvements at the Department of Corrections.

Part E

Part E does the following.

It amends the law to allow departments and agencies to accept payment by credit cards or other electronic means for the payment of goods, services, fines, forfeitures or other fees.

It amends the law to allow certain accounts in the Department of Administrative and Financial Services to carry forward.

It authorizes the Department of Administrative and Financial Services to enter into lease purchase agreements for the purchase of vehicles.

It authorizes the Department of Administrative and Financial Services to retain the proceeds from the sale of property at the Maine Youth Center in South Portland.

It authorizes the Bureau of the Budget to establish 2 limited-period positions.

It clarifies that the March 1999 and May 1999 revenue reprojections will not require an increase in the transfer to the Maine Rainy Day Fund or an increase in the appropriation to the Retirement Allowance Fund.

It allows certain accounts in the Department of Administrative and Financial Services to carry forward to June 30, 2000.

It requires \$11,128,776 that was transferred from the General Fund in advance of the statutory reduction in sales and use tax in fiscal year 1998-99 to be transferred back to the General Fund on or before June 30, 2000.

Part F

A of 9.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

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Part F authorizes the voluntary employee incentive programs to continue for the 2000-2001 biennium.

Part G

Part G renames the Maine Advocacy Services program.

Part H

Part H does the following.

It establishes the Rural Rehabilitation Operating Fund as a nonlapsing fund in the Department of Agriculture, Food and Rural Resources.

It amends the law as it pertains to the licensing of apiaries.

It amends the law as it pertains to use of fees for bees shipped or moved into the State.

Part I

Part I amends the law as it pertains to fund sources for the Shore and Harbor Management Fund.

Part J

Part J does the following.

It renames the probation and parole program in the Department of Corrections.

It provides that any temporary positions established by financial order may not be continued without specific appropriations or allocations made by the Legislature.

It renames the Maine Youth Center in the Department of Corrections effective March 1, 2001.

It renames the Northern Maine Regional Juvenile Detention Facility in the Department of Corrections effective June 1, 2001.

It authorizes the Department of Corrections to transfer funds between line categories by financial order to pay overtime expenses and labor market adjustments to teachers at the Maine Youth Center.

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 It authorizes the Department of Education to transfer funds
between line categories and, as a 2nd priority, access funding in
4 the salary plan to pay market salary adjustments to teachers at
the Governor Baxter School for the Deaf.

6 Part K

8 Part K does the following.

10 It transfers responsibility for the Civil Air Patrol from
the Department of Transportation to the Department of Defense,
12 Veterans and Emergency Management.

14 It establishes the Loring Center for Excellence Operations
and Maintenance Fund in the Department of Defense, Veterans and
16 Emergency Management.

18 Part L

20 Part L does the following.

22 It amends the law as it relates to the Audit, Contracting
and Licensing Service Center that serves the Department of Human
24 Services and the Department of Mental Health, Mental Retardation
and Substance Abuse Services.

26 It authorizes the transfer of funds to General Fund
28 undedicated revenue in fiscal years 1999-00 and 2000-01.

30 Part M

32 Part M does the following.

34 It authorizes the State Controller to transfer funds from
the General Fund "Carrying Balances - Inland Fisheries and
36 Wildlife" program to the "Office of the Commissioner - Inland
Fisheries and Wildlife" program in the Department of Inland
38 Fisheries and Wildlife.

40 It establishes that certain appropriations to the Department
of Inland Fisheries and Wildlife are not subject to the
42 provisions of the Constitution of Maine, Article IX, Section 22
and that the General Fund's liability for those costs is limited
44 to the amount appropriated.

46 Part N

48 Part N authorizes the Judicial Department to establish
limited-period positions for activities relating to the Maine
50 Judicial Information System.

COMMITTEE AMENDMENT

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Part O

Part O renames the Library Development Services program in the Maine State Library.

Part P

Part P does the following.

It renames programs in the Department of Mental Health, Mental Retardation and Substance Abuse Services.

It authorizes the Department of Mental Health, Mental Retardation and Substance Abuse Services to establish limited-period positions using fiscal year 1998-99 balances.

It requires the Department of Mental Health, Mental Retardation and Substance Abuse Services to seek reimbursement of expenditures under the Medicaid program for cost settlements due from private nonmedical institutions.

It allows certain year-end balances in the Department of Mental Health, Mental Retardation and Substance Abuse Services to carry to June 30, 2000 to be used for community development.

It allows the Department of Mental Health, Mental Retardation and Substance Abuse Services to transfer appropriations and positions between certain accounts by financial order as an interim strategy to reduce the size of the Augusta Mental Health Institute and the Bangor Mental Health Institute. Approximately \$300,000 will be used to fund a safe house for trauma victims in southern Maine.

Part Q

Part Q renames the Administration - Museum program in the Maine State Museum.

Part R

Part R restores the calculation of "rent constituting property taxes" under the Maine Residents' Property Tax Program to 18% of gross rent.

Part S

Part S allows the Department of Human Services to expend additional funds for child support collection efforts, increases payments from the TANF program and makes other changes to TANF.

10/8

2 This Part also repeals the sunset provision authorizing food stamps for legal immigrants.

4 Part T

6 Part T establishes that it is the policy of the Legislature that federally qualified health centers continue to be reimbursed at a rate no less than 100% of reasonable costs for services provided.

10 Part U

12 Part U incorporates the substance of L.D. 943, as amended by Committee Amendment "A." Except for a few minor technical changes, this Part is identical to the model statute provided in the Master Settlement Agreement (MSA) that Maine, together with 45 other states, 5 territories and the District of Columbia, entered into with participating national tobacco manufacturers.

20 The MSA contains economic provisions that obligate the participating manufacturers to pay Maine a portion of the State's cost associated with the tobacco companies' misrepresentations and distributions of cigarettes in Maine. In addition, the participating manufacturers have agreed to certain noneconomic terms that restrict their advertising and marketing practices and control their corporate behavior.

28 Part V

30 Part V establishes the Fund for a Healthy Maine to receive funds pursuant to the settlement in the lawsuit State of Maine v. Philip Morris, et al., Kennebec County Superior Court, Docket No. CV-97-134 as well as money from other sources and interest or income earned on the money in the fund.

36 It requires the Treasurer of State to make annual reports to the Legislature regarding the amount of money available in the fund. During the first 5 years of the fund, the State may expend 90% of the funds actually received; the remaining 10% must be allocated to the Trust Fund for a Healthy Maine. The funds may only be spent for specific, enumerated purposes such as smoking prevention, cessation and control activities; prenatal care; children's care; children's and adults' health insurance; and prescription drugs.

46 After the first 5 years, the State may expend for the same enumerated purposes 90% of the amount in the fund, including the money received pursuant to the settlement, money received from other sources, any interest or income earned on the fund and the amount of any contingency reserve.

RCS

2 The Treasurer of State is directed to develop an investment
3 plan for the money remaining in the fund.

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5 Allocations from the fund are intended to be in addition to
6 any amounts customarily appropriated to those purposes. Expenses
7 from the Fund for a Healthy Maine may not be transferred to the
8 General Fund without specific legislative approval.

10 It also repeals an appropriation to the Department of Human
11 Services that was provided in Public Law 1999, chapter 16 and
12 instead authorizes a working capital advance for the Department
13 of Human Services to continue the tobacco prevention and control
14 initiative.

16 Part W

18 Part W authorizes government organizations that use the
19 services of the State Bureau of Investigation to charge fees for
20 those services and allows the revenues from those fees to be
21 credited to the General Fund and the Highway Fund.

22 Part X

24 Part X reduces the sales and use tax rate to 5% effective
25 July 1, 2000. It also repeals the provisions of law that can
26 trigger a 1/2¢ reduction when General Fund revenues exceed those
27 of the previous fiscal year by 8% or more.

30 Part Y

32 Part Y allocates funds to the Department of Human Services
33 for additional caseworkers to expand the department's capacity to
34 complete adoptions and reduce the time a child waits to be placed
35 with an adoptive family.

36 Part Z

38 Part Z authorizes a transfer of \$300,000 from the Maine
39 Rainy Day Fund to the Maine Emergency Management Agency to be
40 used as the state match for disaster assistance for storms that
41 occurred from October 8 to October 11, 1998.

44 It also authorizes the transfer of up to \$5,260,000 from the
45 Maine Rainy Day Fund in fiscal year 1999-00 for the purchase of
46 land from Plum Creek and up to \$1,600,000 for the purchase of
47 land at Scarborough Beach.

48 Part AA

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A of B.

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Part AA requires the Director of the Maine Drug Enforcement
3 Agency to develop a plan to reduce the agency's reliance on the
4 General Fund in accordance with the Legislature's intent to
5 eliminate General Fund subsidy for the agency's operational costs
6 in fiscal year 2000-01.

8 Part BB

10 Part BB reorganizes the Atlantic Salmon Authority as the
11 Atlantic Salmon Commission. It establishes the responsibility
12 for management of Atlantic salmon in a commission governed by a
13 policy-making board consisting of 3 members: the Commissioner of
14 Inland Fisheries and Wildlife, the Commissioner of Marine
15 Resources and an at-large public member appointed by the Governor
16 and confirmed by the Senate. The commission's duties are
17 expanded to include protection, preservation, enhancement,
18 restoration and management of Atlantic salmon as well as to
19 secure a sustainable recreational fishery. The commission will
20 also administer the State's Atlantic salmon conservation plan.

22 Advisory panels from river basin complexes representing the
23 historical range of Atlantic salmon in the State will assist the
24 Atlantic Salmon Commission in developing plans and programs.

26 This commission also will have responsibility for
27 administration of the Atlantic salmon conservation plan. An
28 executive director, appointed by the board, will be responsible
29 for managing the day-to-day operations of the Atlantic Salmon
30 Commission.

32 Part CC

34 Part CC authorizes the Maine Governmental Facilities
35 Authority to issue up to \$600,000 in securities to make
36 renovations at the York District Court. It also requires the
37 Judicial Department to absorb the cost of the additional debt
38 service within its existing budget for the 2000-2001 biennium.

40 Part DD

42 Part DD provides the University of Maine System a General
43 Fund appropriation of \$1,200,000 for construction costs related
44 to the Northern Maine Health Initiative.

46 Part EE

48 Part EE provides the University of Maine System a General
49 Fund appropriation of \$3,500,000 for the costs to construct or
50 reconstruct the Edmund S. Muskie School of Public Service.

R of S.

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Part FF

Part FF provides General Fund appropriations to various programs in the Legislature.

Part GG

Part GG includes the recommendations of the Joint Standing Committee on Education and Cultural Affairs. It amends the School Finance Act of 1985 and the School Finance Act of 1995 and accomplishes the following.

1. It addresses the gap between the per pupil guarantee and the actual level of per pupil costs in local school administrative units by increasing the per pupil guarantee to \$4,020 for fiscal year 1999-00 and by establishing a target per pupil guarantee amount for fiscal years 2000-01, 2001-02 and 2002-03 that would close the gap between the per pupil guarantee amount and actual per pupil costs.

2. It addresses the insufficient level of state funding for program costs by establishing a 4-year plan to increase the level of funding for program costs to gradually eliminate the subsidy reductions for these costs.

3. It addresses the problem faced by school administrative units that are currently losing students and the corresponding state subsidy, but that still face many fixed costs of education that can not be reduced, by providing a declining pupil adjustment to these school units.

4. It addresses the concerns that some school administrative units have with the use of income and cost-of-living factors as measures of local property taxpayers' ability to raise local appropriations to support public education by eliminating the cost-of-living factor and by freezing the income factor at the income levels used for fiscal year 1997-98 funding after adjusting for unusually large annual increases from the prior year.

5. It addresses the need for targeted legislative policies regarding appropriation amounts for certain categories of general purpose aid by establishing a separate appropriation for debt service, adjustments and foundation costs, which include operating costs and program costs.

6. It establishes a "hold harmless" provision to ensure that no school administrative unit receives a smaller state subsidy in fiscal year 1999-00 than it received in fiscal year

1998-99 or than it would receive under the Part I budget enacted by the Legislature in 1999.

This Part also directs the State Board of Education to work with the Department of Education to revise the department's data collection methods to acquire the data, including school-level data, needed to implement the essential programs and services model of school funding proposed by the state board. It further directs the state board, in conjunction with the Education Research Institute, to arrange for research regarding local school policies and expenditures on transportation, special education, vocational education, efficiency of school operations and school performance.

It directs the State Board of Education to study practices in other states regarding the amounts and types of state and local revenues used to fund public education, the use of a regional "cost of education" adjustment and how the various states calculate and use an income measure in the school funding formula. The state board shall develop recommendations on how its findings may be used to improve the State's system of school funding.

It establishes the basic elementary and secondary per pupil operating rates, the foundation per pupil operating rate, per pupil guarantee and statewide factor. It establishes the foundation, debt service and adjustment and miscellaneous costs totals.

It provides additional General Fund appropriations to increase state funding for General Purpose Aid for Local Schools to provide a one-time hardship cushion and to fund data collection and research efforts related to essential services and programs that will be undertaken by the State Board of Education.

Part HH

Part HH does the following.

It makes appropriations from the General Fund to state departments and agencies.

It makes an Other Special Revenue funds allocation to the Department of Mental Health, Mental Retardation and Substance Abuse Services.

It also makes a Federal Block Grant Fund allocation related to the ice storm of January 1998.

Part II

A.C.S.

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Part II removes certain restrictions on accepting land for use as a veteran's memorial cemetery. It also provides appropriations to expand the Veterans' Memorial Cemetery and to develop property in Caribou that will be used as a veterans' cemetery.

Part JJ

Part JJ does the following.

It requires that a school administrative unit that places a student in an approved transitional instruction program using English as a 2nd language or bilingual techniques under the Maine Revised Statutes, Title 20-A, section 4701, subsection 2 must receive an adjustment in its state subsidy equal to the amount of supplemental costs for certified instruction programs that teach English as a 2nd language instruction in the approved program. The adjustment to state subsidy is limited to the salary and benefit costs of certified teachers with an endorsement in English as a 2nd language or bilingual education as well as the salary and benefit costs of education technicians providing services through a transitional instruction program using English as a 2nd language or bilingual techniques that has been approved by the Commissioner of Education.

It further requires that this adjustment is limited to the amount of funds appropriated to general purpose aid to local schools for this purpose. It also permits the Department of Education to prorate payments to school units if insufficient funds are appropriated for this adjustment, but prohibits the department from redistributing existing appropriations for general purpose aid to local schools if insufficient funds are appropriated for this purpose.

It also provides General Fund appropriations of \$1,000,000 in fiscal year 1999-00 and \$1,600,000 in fiscal year 2000-01 for the adjustment and offsets those costs by requiring the Department of Education to lapse the same amounts from the General Purpose Aid for Local Schools program to the General Fund.

Part KK

Part KK establishes a one-time grant program administered by the Department of Education to encourage schools that have a high percentage of their student body who are eligible for free or reduced-price school meals to establish school breakfast programs.

Part LL

Part LL establishes the Maine Communities in the New Century Program to preserve, revitalize and improve the State's cultural resources in order to provide the State's citizens with: preservation of the character and quality of life of the State, improved educational resources and access to them and expanded community and economic development opportunities. The program falls under the auspices of and will be monitored and evaluated by the Maine State Cultural Affairs Council, a legislatively mandated entity that coordinates the needs of the State's public cultural resources. The participating agencies in the program are the Maine Arts Commission, the Maine Historic Preservation Commission, the Maine State Library, the Maine State Museum, the Maine Historical Society, the Maine State Archives and the Maine Humanities Council. The program will provide matching grants, technical assistance and other services to local, nonprofit, community-based organizations. It also contains an appropriations section.

Part MM

Part MM provides funds from the Fund for a Healthy Maine to increase access to oral health care for low-income children and adults by providing for the establishment and expansion of oral health programs that will be available to all people regardless of income. By using a sliding fee scale and accepting Medicaid without restrictions, these programs will increase access to oral health care for the uninsured and underinsured and Medicaid patients.

Part NN

Part NN establishes the Maine Dental Education Loan Program. Under the program, the Finance Authority of Maine will award loans to Maine residents who have been accepted into dental school. If, upon completing dental education, the loan recipient elects to practice dentistry in an area determined to be underserved, the loan recipient may be forgiven a portion of the loan. It also provides that the program will offer loan forgiveness to assist a licensed dentist in paying off existing loans if the dentist practices dental medicine in an underserved population area.

It allocates \$60,000 from amounts available in the Fund for a Healthy Maine to fund the program.

Part OO

Part OO allocates funds from the Fund for a Healthy Maine for operating costs of the Maine Area Health Education Centers System.

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Part PP

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Part PP provides allocations from the Fund for a Healthy Maine for grants to family planning and pregnancy prevention services.

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Part QQ

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Part QQ models the Cub Care drug rebate program after the Medicaid drug rebate program to allow a broader spectrum of pharmaceuticals to be covered. It allocates funds from the Fund for a Healthy Maine to increase access to Cub Care.

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Part RR

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Part RR creates the Peer Support Program for Displaced Workers as a pilot program within the Department of Labor to provide advocacy and information to employees affected by significant layoffs. Under the pilot program, the department would initiate a peer support project and hire peer support workers when layoffs of 100 or more employees occur or when 50 or more employees are laid off and a project is warranted by the nature of the workforce or the community.

Part SS

Part SS provides General Fund appropriations and Federal Expenditures Fund allocations to increase wages of direct care workers employed by community mental retardation services providers.

Part TT

Part TT is part of the recommendations of the Joint Select Committee on Research and Development. It provides appropriations from the General Fund for several state departments and agencies.

Part UU

Part UU is part of the recommendations of the Joint Select Committee on Research and Development. It designates the Raymond H. Fogler Library as the State Research Library for Business, Science and Technology and provides appropriations for additional resources, equipment and staff.

Part VV

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

2 Part VV is part of the recommendations of the Joint Select
3 Committee on Research and Development. It authorizes the
4 University of Maine System to issue up to \$25,000,000 to support
5 capital improvements related to research and development and
6 provides appropriations for additional debt service costs.

8 Part WW

10 Part WW transfers certain positions within the Department of
11 Agriculture, Food and Rural Resources.

12 Part XX

14 Part XX requires executive branch agencies to purchase
15 information services and equipment in excess of \$250,000 through
16 the Bureau of Information Services. It also restricts the
17 provision of information technology services to the Bureau of
18 Information Services. It also requires the Director of the
19 Bureau of Information Services to provide a comprehensive
20 technology plan for the executive branch to the Legislature by
21 July 1, 2000.

22 Part YY

24 Part YY provides a one-time General Fund appropriation to
25 the Maine School of Science and Mathematics.

28 Part ZZ

30 Part ZZ provides a one-time General Fund appropriation to
31 the Department of Transportation for capital projects as a way to
32 avoid Highway Fund debt. It also authorizes the Transportation
33 Funding Reserve to be funded from certain fiscal year 1998-99
34 lapsed balances for the same purpose.

36 Part AAA

38 Part AAA is part of the recommendations of the Joint Select
39 Committee on Research and Development. It establishes the Maine
40 Technology Institute.

42 Part BBB

44 Part BBB is part of the recommendations of the Joint Select
45 Committee on Research and Development. It requires that the
46 Maine Science and Technology Foundation periodically develop and
47 submit a comprehensive research and development evaluation of
48 state investments in research and development.

50 Part CCC

2 Part CCC is part of the recommendations of the Joint Select
Committee on Research and Development. It transfers
4 responsibility for administering the Maine Technology Investment
Fund from the Maine Science and Technology Foundation to the
6 Maine Technology Institute.

8 Part DDD

10 Part DDD repeals the requirement that the Department of
Transportation make expenditures, not to exceed \$80,000 per year,
12 to maintain the Baxter State Park road, effective October 1, 2000.

14 Part EEE

16 Part EEE establishes a reserve from available balances in
the General Fund at the end of fiscal year 1998-99. The reserve
18 will set aside funds to offset the cost of eliminating the
practice of accruing revenue from the Telecommunications Personal
20 Property Tax and the requirement that 1/2 of the estimated tax be
prepaid. The State Tax Assessor is required to report on the
22 status of the reserve and to submit any implementing legislation
necessary.

24 Part FFF

26 Part FFF adds 4 more legislative members to the Substance
Abuse Services Commission. There remains at least one Senator
28 appointed to the commission, and the remaining 5 members of the
Legislature may come from either body and must be appointed by
30 the respective leaders of that body. Also, 2 members must sit on
the Joint Standing Committee on Health and Human Services. This
32 Part also adds a requirement to the duties of the commission,
which is to report annually to the Joint Standing Committee on
34 Health and Human Services and the Joint Standing Committee on
Appropriations and Financial Affairs.
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38 Part GGG

40 Part GGG increases the cap of the Maine Rainy Day Fund for
fiscal year 1998-99 only, effective June 30, 1999.
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44 Part HHH

46 Part HHH clarifies that the Office of the Treasurer of State
may invest in the debt instruments of various agencies of the
United States Government.
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50 Part III

COMMITTEE AMENDMENT "A" to H.P. 454, L.D. 617

Part III provides funding for a Principal Health Care Specialist position to assist hospitals and nonhospital health care providers with the submittal of their outpatient and ambulatory services data and to utilize the data and develop analytical reports for distribution to the public.

Part JJJ

Part JJJ authorizes the Commissioner of Education to assume and exercise authority of the school board of the Governor Baxter School for the Deaf in certain emergency situations.

It also allows the school to carry unexpended General Fund balances not to exceed \$100,000 to June 30, 2000.

Part KKK

Part KKK expands the elderly low-cost drug program by increasing base income eligibility to 185% of the federal poverty line and expands the number of drugs eligible under this program by creating a supplemental component of the program.

This Part also requires the Department of Human Services to apply to the federal Health Care Financing Administration for a waiver authorizing the department to provide Medicaid prescription drug benefits to qualified persons with household incomes up to 185% of the nonfarm income official poverty line.

It provides a General Fund appropriation in fiscal year 1999-00 and an allocation from the Fund for a Healthy Maine for these purposes in fiscal year 2000-01.

Part LLL

Part LLL allocates from the Fund for a Healthy Maine for home visiting services, allows voluntary donations on a sliding scale by families upon termination of services to those families and provides appropriations and allocations to fund home visiting services.

Part MMM

Part MMM directs the Department of Human Services to adopt rules related to the provision of child care services. It provides a one-time General Fund appropriation in fiscal year 1999-00 and Other Special Revenue allocations in fiscal year 2000-01 from the Fund for a Healthy Maine to support child care programs.

Part NNN

2 Part NNN doubles the income tax credit for employer-assisted
3 day care and credits for individuals for day care if expenses
4 were incurred by using quality child care. It also establishes a
5 quality child care investment credit. General Fund revenue that
6 would decrease as a result of these tax credits will be offset
7 through transfers from the Fund for a Healthy Maine to the
8 General Fund.

10 Part 000

12 Part 000 establishes the Early Care and Education Revolving
13 Loan Program. The program is open to nonprofit or governmental
14 economic development corporations or entities capable of
15 providing financial assistance to businesses providing early care
16 and education. It also creates the Quality Child Care Education
17 Scholarship Fund to be used to provide scholarships for Maine
18 residents enrolled in early childhood education or child
19 development courses at institutions of higher education and makes
20 a one-time General Fund appropriation in fiscal year 1999-00 to
21 the fund to be administered by the Finance Authority of Maine in
22 overseeing the awarding of scholarships.

24 It also provides that funds in the Early Care and Education
25 Revolving Loan Program Fund may be used to make loans of up to
26 \$5,000 to perform lead abatement.

28 It expands the Regional Economic Development Revolving Loan
29 Program administered by the Finance Authority of Maine by
30 allowing funds to be used for loans to quality child care
31 projects. The Finance Authority of Maine must reserve \$300,000
32 for loans to quality child care projects. Loans can be made to
33 quality child care projects directly by the authority or by
34 participating corporations. Quality child care projects will not
35 be required to provide matching loan funds. Loans may not bear a
36 rate of interest that when added to the commitment fee and
37 administrative and technical costs is less than 6% or exceeds the
38 prime rate of interest.

40 Part PPP

42 Part PPP authorizes the Snowmobile Trail Fund within the
43 Department of Conservation, Bureau of Parks and Lands to be used
44 to provide grants to snowmobile clubs, municipalities and
45 counties for the acquisition of snowmobile trail maintenance
46 equipment. It also provides a one-time General Fund
47 appropriation for this purpose.

48 Part QQQ
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Part QQQ increases the personal exemption under Maine individual income tax law to \$2,850 for tax years beginning on or after January 1, 2000 and eliminates the indexing of the personal exemption.

Part RRR

Part RRR provides a state income tax credit equal to the federal income tax credit for rehabilitation of certified historic structures. The credit is limited to \$100,000 per taxpayer, is nonrefundable and is subject to the same recapture provisions as apply under federal law.

Part SSS

Part SSS includes General Fund appropriations of \$669,209 in fiscal year 1999-00 and \$1,338,417 in fiscal year 2000-01, for the Department of Human Services to increase the reimbursement rates of consumer-directed personal care attendants.

It requires a review of rates of reimbursement for consumer-directed personal care attendant services every 2 years beginning January 1, 2002. When the Commissioner of Human Services determines that an increase in one or more of the reimbursement rates is necessary after the review, the commissioner shall adopt routine technical rules to accomplish the increase.

It requires the Department of Human Services to adopt rules by October 1, 2000 to increase the reimbursement rates of consumer-directed personal care attendants. It also enacts a mechanism to ensure a review of the reimbursement rates every 2 years and requires input from consumers and the Long-term Care Steering Committee as part of the review process.

Part TTT

Part TTT provides a one-time \$33,940 General Fund appropriation in fiscal year 1999-00 and a \$33,940 allocation from the Fund for a Healthy Maine in fiscal year 2000-01 to support the Donated Dental Services program. This program provides free dental services to financially challenged individuals.

It also provides a \$1,500,000 allocation from the Fund for a Healthy Maine to support the Head Start Program.