

MAINE STATE LEGISLATURE

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M
R. G. S.

L.D. 2510

DATE: 4-18-00

(Filing No. H-1140)

APPROPRIATIONS AND FINANCIAL AFFAIRS

MAJORITY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510, 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:

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

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

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable prior to June 30, 2000; 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:

COMMITTEE AMENDMENT

PART A

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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		
Office of the Commissioner - Administrative and Financial Services		
All Other		\$96,180
Provides for the appropriation of funds to pay the final settlement costs of the McKin Site cleanup incurred by state agencies.		
Accounts and Control - Bureau of - Systems Project		
Personal Services		\$36,000
All Other		(36,000)
TOTAL		0
Provides for the appropriation of funds to continue a project Accounting Systems Analyst position through June 30, 2001 to implement the statewide time and attendance system. The position was originally approved by Financial Order 003255F.		
Budget - Bureau of the		
All Other		237,500
Provides for the appropriation of funds for license costs, servers and the cost of first-year		

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2 maintenance for the
3 implementation and ongoing
4 operation of the budget and
5 financial management system.

6 **Buildings and Grounds Operations**

8	Positions - Legislative Count	(8,000)	
	Personal Services	263,956	
10	All Other	558,000	
12	TOTAL		<hr/> 821,956

14 Provides for the
15 appropriation of funds
16 through the transfer of one
17 Laborer II position, one
18 Heavy Equipment Operator
19 position, one Building
20 Maintenance Supervisor
21 position and 5 Boiler
22 Engineer positions from the
23 Augusta Mental Health
24 Institute to manage the
25 Augusta Mental Health
26 Institute campus. It is the
27 intent of the department to
28 turn over the facilities and
29 grounds management of the
30 campus to the Bureau of
31 General Services.

32 **Buildings and Grounds Operations**

34	Personal Services	60,000	
36	All Other	(62,779)	(4,177)
38	TOTAL	<hr/> (2,779)	<hr/> (4,177)

40 Provides for the
41 appropriation of funds for
42 winter and emergency
43 overtime. Also provides for
44 the funding of a position
45 reorganization in the Bureau
46 of General Services.

48 **Capital Construction/Repairs/Improvements - Administration**

50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	All Other	2,861,000	370,000
	Capital Expenditures	285,000	
4	TOTAL	<u>3,146,000</u>	<u>370,000</u>

6 Provides for the
 8 appropriation of funds for
 the Bucks Harbor sewer
 separator, emergency repairs
 10 of electrical systems at
 Augusta Mental Health
 12 Institute, plumbing repairs
 at the H - Building in
 14 Bangor, completion of the
 Houlton barracks, electrical
 16 and safety system upgrades
 for forestry and park
 18 facilities and repairs at the
 Bureau of Health laboratory
 20 in Augusta.

22 **Bureau of General Services -**
 24 **Capital Construction and Improvement**
Reserve Fund

26	Capital Expenditures	2,000,000	20,680,000
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28 Provides for the
 30 appropriation of funds for
 the completion of the Maine
 Criminal Justice Academy,
 32 sewer construction for the
 Warren Correctional Facility,
 34 additional funding for the
 completion of correctional
 36 facilities statewide and the
 renovation of the Department
 38 of Labor building.

40 **Homestead Property Tax Exemption**
 42 **Reimbursement**

44	All Other	(2,884,962)	(4,084,590)
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46 Provides for the
 deappropriation of funds from
 projected savings to be
 48 transferred to the Maine
 Residents Property Tax

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Program to fund an
anticipated shortfall.

4 **Personal Property Tax Reform**

6 All Other 3,561,747

8 Provides for the
10 appropriation of funds to pay
the costs of unexpected
12 claims.

14 **Public Improvements - Planning/Construction -
Administration**

16 Personal Services 2,779 4,177

18 Provides for the
20 appropriation of funds to
reorganize an Engineering
22 Technician V position to a
Construction Analyst
24 position. Funding is provided
by a transfer from All Other
26 from the Buildings and
Grounds Operations program.

28 **Maine Residents Property Tax Program**

30 All Other 2,650,000 1,600,050

32 Provides for the
34 appropriation of funds to pay
refunds to program
36 participants. The funds were
intended to be carried
forward, but lapsed out of
38 the Elderly Householders Rent
Refund account before the
40 account merged with the Maine
Residents Property Tax
42 Program. In addition, it
44 provides additional funding
to meet expected refund
46 activity.

48 **Retirement - Federal Recovery**

50 All Other 2,740,577

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides funds in final
3 settlement of the claim of
4 the Federal Government for
5 overpayment of retirement
6 contributions.

7 **Salary Plan**

8 Personal Services 1,718,543 4,623,320
9
10

11 Provides for the
12 appropriation of funds for
13 the increased General Fund
14 cost of health insurance.

15 **Salary Plan**

16 Personal Services (1,998,003)
17

18 Provides for the
19 appropriation of funds from
20 balances in the Salary Plan
21 at the end of fiscal year
22 1998-99 that exceed the
23 requirements for collective
24 bargaining costs in fiscal
25 year 1999-00 and fiscal year
26 2000-01.
27
28

29 **DEPARTMENT OF ADMINISTRATIVE AND
30 FINANCIAL SERVICES**

31 **TOTAL** 7,372,155 27,906,163

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

34 **Office of the Commissioner**

35 Positions - Legislative Count (1,000) (1,000)
36 Personal Services 4,995 36,046
37

38 Provides for the
39 appropriation of funds
40 through the transfer of one
41 vacant Clerk Typist III
42 position from the Division of
43 Quality Assurance and
44 Regulation and for the
45 reclassification of that
46 position to a Senior
47
48
49
50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Administrative Secretary
 position as part of a
 reorganization plan.

4

Office of the Commissioner

6

Positions - Legislative Count	(-1.000)	(-1.000)
Personal Services	(6,912)	(44,168)

8

10 Provides for the
 12 deappropriation of funds
 through the transfer of one
 14 Senior Administrative
 Secretary position to the
 Division of Quality Assurance
 16 and Regulation as part of a
 reorganization plan.

18

Office of the Commissioner

20

Personal Services	2,734	16,315
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22

24 Provides for the
 appropriation of funds
 through the transfer of
 26 savings from a split-funded
 Clerk Typist II position in
 28 the Division of Plant
 Industry to partially fund a
 30 Public Relations
 Representative position as
 32 part of a reorganization plan.

34

Office of the Commissioner

36

Positions - Legislative Count		(5.000)
Personal Services	13,015	280,998
All Other		223,988
Capital Expenditures		20,000

38

40

TOTAL	<u>13,015</u>	<u>524,986</u>
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42

44 Provides for the
 appropriation of funds in
 fiscal year 1999-00 through
 46 the transfer of excess funds
 from the Office of Planning,
 48 Policy, Legislation and
 Information Services
 50 resulting from the class

2 exchange of the Director,
Office of Planning, Policy,
4 Legislation and Information
Services position for a
Programmer Analyst position,
6 continues a limited-period
Senior Administrative
8 Secretary position and
establishes a Public
10 Relations Representative
position. In fiscal year
12 2000-01, transfers one
1,768-hour Clerk Typist II
14 position, one Accountant II
position, one 1/2 Senior
16 Planner position, one 1/2
Information Officer position,
18 one Finance and Legislation
Specialist position and one
20 Programmer Analyst position
from the Office of Planning,
22 Policy, Legislation and
Information Services as part
24 of a reorganization plan.

26 **Office of the Commissioner**

28 Positions - Legislative Count (1.000) (1.000)

30 Provides for the reallocation
of headcount from the
32 elimination of one vacant
Clerk Typist III position in
34 the Seed Potato Board to
establish a Public Relations
36 Representative position as
part of a reorganization plan.

38

Office of the Commissioner

40

Personal Services 5,143

42

44 Provides for the
appropriation of funds to
reclassify one departmental
46 Finance and Legislation
Specialist position to one
48 Director of Budget and Fiscal
Operations position in
50 conjunction with a

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 reorganization plan to
streamline 2 divisions into
4 one division.

6 **Office of the Commissioner**

8 Personal Services 5,914

10 Provides for the
12 appropriation of funds to
reclassify one departmental
14 Information Systems Manager
Technology Officer position
16 in conjunction with a
reorganization plan that
18 establishes a 2nd technology
position to support the needs
of the department.

20 **Office of the Commissioner**

22 Personal Services 6,108

24 Provides for the
26 appropriation of funds to
reclassify one Senior Planner
28 position to one Assistant to
the Commissioner position in
30 conjunction with a
reorganization plan that
32 establishes a public
information outreach program
34 in response to industry
demand.

36 **Office of the Commissioner**

38 Personal Services 20,723
40 All Other (20,723)

42 TOTAL

 0

44 Provides for the
46 appropriation of funds to
fund personnel changes that
48 are part of a reorganization
plan.

50 **Office of Agricultural, Natural**

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2 in order to utilize funding
 3 and headcount that was
 4 transferred from the
 5 Department of Professional
 6 and Financial Regulation in
 7 Public Law 1999, chapter 84
 8 for the arborist program.
 9 The General Fund savings will
 10 be reappropriated to the
 11 Office of the Commissioner to
 12 fund part of a Public
 13 Relations Representative
 14 position that is part of a
 15 reorganization plan. The 1/2
 16 headcount in this account is
 to be eliminated.

18 **Division of Plant Industry**

20	Positions - Legislative Count		(1.000)
	Personal Services		35,270

22 Provides for the
 23 appropriation of funds
 24 through the transfer of one
 25 Clerk Typist III position
 26 from the Office of Planning,
 27 Policy, Legislation and
 28 Information Services as part
 29 of a reorganization plan.

32 **Division of Plant Industry**

34	Personal Services	861	5,831
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36 Provides for the
 37 appropriation of funds for
 38 the range change of the
 39 Director, Division of Plant
 40 Industry position.

42 **Office of Planning, Policy, Legislation
 and Information Services**

44	Positions - Legislative Count		(-6.000)
46	Personal Services	(13,015)	(316,268)
	All Other		(223,988)
48	Capital Expenditures		(20,000)
50	TOTAL	<u>(13,015)</u>	<u>(560,256)</u>

2 Provides for the
3 deappropriation of funds for
4 the class exchange of one
5 Director, Office of Planning,
6 Policy, Legislation and
7 Information Services position
8 to one Computer Programmer
9 position in fiscal year
10 1999-00 through a transfer of
11 funds to the Office of the
12 Commissioner, and provides
13 for the deappropriation of
14 funds in fiscal year 2000-01
15 through the transfer of one
16 1,768-hour Clerk Typist II
17 position, one Accountant II
18 position, one 1/2 Senior
19 Planner position, one 1/2
20 department Information
21 Systems Officer position, one
22 Finance and Legislation
23 Specialist position and one
24 Programmer Analyst position
25 to the Office of the
26 Commissioner and one Clerk
27 Typist III position to the
28 Division of Plant Industry as
29 part of a reorganization plan.

30
31 **Office of Planning, Policy, Legislation
32 and Information Services**

33
34 Personal Services 775

35 Provides for the
36 appropriation of funds to
37 reclassify one departmental
38 Information Systems Manager
39 position to one agency
40 Technology Officer position
41 in conjunction with a
42 reorganization plan that
43 establishes a 2nd technology
44 position to support the needs
45 of the department.

46
47 **Office of Planning, Policy, Legislation
48 and Information Services**

49
50

Personal Services 758

2 Provides for the
4 appropriation of funds to
6 reclassify one departmental
8 Finance and Legislation
10 Specialist position to one
12 Director of Budget and Fiscal
14 Operations position in
conjunction with a
reorganization plan to
streamline 2 divisions into
one division.

**Office of Planning, Policy, Legislation
and Information Services**

Personal Services 901

20 Provides for the
22 appropriation of funds to
24 reclassify one Senior Planner
26 position to one Assistant to
28 the Commissioner position in
30 conjunction with a
reorganization plan that
establishes a public
information outreach program
in response to industry
demand.

**Division of Market and
Production Development**

Capital Expenditures 1,200,000

36 Provides for the
38 appropriation of funds for
40 capital repairs and
42 improvements to the State of
Maine Building at the Eastern
States Exposition.

**Division of Quality Assurance
and Regulation**

Positions - Legislative Count (-1,000) (-1,000)
Personal Services (4,995) (36,046)

50 Provides for the

2	deappropriation of funds		
	through the transfer of one		
4	Clerk Typist III position to		
	the Office of the		
6	Commissioner as part of a		
	reorganization plan.		
8	Division of Quality Assurance		
	and Regulation		
10	Positions - Legislative Count	(1,000)	(1,000)
12	Personal Services	6,912	44,168
14	Provides for the		
	appropriation of funds		
16	through the transfer of one		
	Senior Administrative		
18	Secretary position from the		
	Office of the Commissioner as		
20	part of a reorganization plan.		
22	Division of Quality Assurance		
	and Regulation		
24	Personal Services	59,671	75,658
26	Provides for the		
	appropriation of funds to		
28	implement approved range		
	changes.		
30			
32	Pollution Control Structures		
34	All Other		2,500,000
36	Provides funds for the		
	construction of new or the		
38	retrofitting of existing		
	manure pollution control		
40	structures on Maine farms to		
	comply with state law. These		
42	state funds will be matched		
	with federal and private		
44	funds.		
46	DEPARTMENT OF AGRICULTURE, FOOD		
	AND RURAL RESOURCES		
48	TOTAL	<u>109,499</u>	<u>4,129,028</u>
50	ARTS COMMISSION, MAINE		

2	Arts - Administration		
4	All Other	2,870	615
6	Provides for the		
8	appropriation of funds		
10	through a transfer from Arts		
12	- Sponsored Program to		
14	properly align expenditures		
16	as a result of actions taken		
18	in Public Law 1999, chapter		
20	401.		
22	Arts - Sponsored Program		
24	All Other	(2,870)	(615)
26	Provides for the		
28	deappropriation of funds		
30	through a transfer to Arts -		
32	Sponsored Program to properly		
34	align expenditures as a		
36	result of actions taken in		
38	Public Law 1999, chapter		
40	401.		
42	MAINE ARTS COMMISSION		
44	TOTAL	0	0
46	ATTORNEY GENERAL, DEPARTMENT OF THE		
48	District Attorneys Salaries		
50	Positions - Legislative Count		(8,000)
	Personal Services		426,077
	Provides for the		
	appropriation of funds to		
	establish 3 new Assistant		
	District Attorney positions		
	and provides funds for the		
	transfer of 3 Assistant		
	District Attorney positions		
	from the Other Special		
	Revenue funds and for the		
	transfer of 2 Assistant		
	District Attorney positions		
	from the Federal Expenditures		
	Fund due to the projected		
	unavailability of funding to		

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2 continue these positions in
fiscal year 2000-01. These
4 positions are required to
prosecute crimes of domestic
6 violence.

8 **District Attorneys Salaries**

10 Personal Services 57,860
12 Provides for the
14 appropriation of funds to
restore full funding for 2
Assistant District Attorney
16 positions in Aroostook County.

18 **DEPARTMENT OF THE ATTORNEY GENERAL**
TOTAL 483,937

20 **CONSERVATION, DEPARTMENT OF**

22 **Administrative Services - Conservation**

24 Personal Services 3,357 6,881
All Other (3,357) (6,881)
26 **TOTAL** 0 0

28 Provides for the
30 appropriation of funds for
the reclassification of a
32 department Information
Systems Manager position to
34 an agency Technology Officer
position.

36 **Forest Fire Control - Division of**

38 Personal Services (441,747)
40 All Other 441,747
42 **TOTAL** 0

44 Provides for the
46 appropriation of funds
through a one-time transfer
48 for necessary repairs to the
department's helicopters.

50 **DEPARTMENT OF CONSERVATION**

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2	TOTAL	0	0
4	CORRECTIONS, DEPARTMENT OF		
6	Administration - Corrections		
8	Positions - Legislative Count		(1,000)
	Personal Services		100,676
	All Other		8,000
10			<hr/>
12	TOTAL		108,676
14	Provides for the		
16	appropriation of funds for		
18	one Clinical Director		
20	position and related All		
22	Other costs. Also provides		
24	for the reorganization of one		
26	Director, Legislative		
28	Research and Policy position		
30	to Associate Commissioner for		
32	Legislative and Program		
34	Services position and to		
36	implement the accounting		
38	reorganizations approved by		
40	the Bureau of Human		
42	Resources. The Clinical		
44	Director position will be		
46	effective on October 1, 2000.		
48	Administration - Corrections		
50	All Other		2,300,000
	Provides for the		
	appropriation of one-time		
	funds for the development of		
	a departmentwide information		
	system. 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.		
	Adult Community Corrections		
	All Other		377,510
	Provides for the		
	appropriation of funds		

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2 through a transfer of funds
3 from the Correctional
4 Services account for the
5 Volunteers of America
6 Southern Maine Pre-Release
7 contract.

8 **Adult Community Corrections**

10 All Other 1,334 2,054

12 Provides for the
13 appropriation of funds to
14 cover the increase in the
15 medical contract.

16

17 **Office of Advocacy**

18

All Other 35,056

20

21 Provides for the
22 appropriation of funds from a
23 transfer from the Community
24 Correctional Services account
25 to fund contracted legal
26 services for inmates in the
27 custody of the department.

28

29 **Bangor Pre-Release Center**

30

Positions - Legislative Count (-15.000)

32

33 Provides for the abolishment
34 of all 15 positions at the
35 Bangor Pre-Release Center.
36 The positions being
37 eliminated are 6 Correctional
38 Officer I positions, 4 Senior
39 Correctional Officer
40 positions, 3 Correctional
41 Officer II positions, one
42 Correctional Trades
43 Instructor position and one
44 Correctional Center Manager
45 position due to closure of
46 the Bangor Pre-Release Center
47 as part of the capital plan.

48

49 **Bangor Pre-Release Center**

50

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2	All Other	14,927	34,545
4	Provides for the		
6	appropriation of funds for		
	increased cost of the medical		
	contract.		
8	Central Maine Pre-Release Center		
10	All Other	19,150	40,011
12	Provides the appropriation of		
14	funds for continuance of a		
16	comprehensive medical service		
	at Central Maine Pre-Release		
	Center.		
18	Charleston Correctional Facility		
20	Positions - Legislative Count		(-20,000)
22	All Other		(35,000)
24	Provides for the abolishment		
26	of 25 positions and the		
28	establishment of 5 new		
30	positions associated with the		
32	downsizing of the Charleston		
34	Correctional Facility. The		
36	positions to be abolished are		
38	3 Correctional Maintenance		
40	Mechanic positions, 17		
42	Correctional Officer I		
44	positions, one Correctional		
46	Officer II position, 2		
48	Correctional Trades		
50	Instructor positions, one		
	Chief of Security position		
	and one Correctional Program		
	Manager position and the		
	establishment of 5 positions:		
	one Teacher position, one		
	Correctional Caseworker		
	position, one Vocational		
	Trades Instructor position,		
	one Program Manager position		
	and one Clerk Typist II		
	position. Provides for the		
	deappropriation of All Other		
	in the food line. These funds		
	are no longer required due to		

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2	a shifting of inmate population.		
4	Charleston Correctional Facility		
6	All Other	52,757	124,527
8	Provides for the appropriation of funds for increased costs of the medical contract.		
10			
12			
14	Correctional Services		
16	All Other		(3,550,492)
18	Provides for the deappropriation of funds to eliminate the Community Correctional Services account in order to have better accountability of funds for Adult and Juvenile Community Corrections programs.		
20			
22			
24			
26	Correctional Center		
28	Positions - Legislative Count		(8,000)
30	Personal Services		96,359
32	All Other		38,500
34	TOTAL		<hr/> 134,859
36	Provides for the appropriation of funds for the establishment of one Chief of Prison Security position, 4 Clerk Typist II positions, 2 Case Manager positions and 2 Unit Manager positions and the elimination of one Correctional Officer III position necessary for the conversion to unit management principles.		
38			
40			
42			
44			
46			
48	Correctional Center		
50	Personal Services		340,949
	All Other		18,000

2	TOTAL	358,949
4	Provides for the	
6	appropriation of funds to	
8	establish 9 limited-period	
10	Correctional Officer I	
12	positions at the Maine	
14	Correctional Center. These	
16	positions are required to	
18	provide additional security	
20	during the transition to unit	
22	management and will end on	
24	February 28, 2002.	
26	Correctional Center	
28	All Other	84,088 207,472
30	Provides for the	
32	appropriation of funds for	
34	increased costs of a	
36	comprehensive medical service	
38	contract at the Maine	
40	Correctional Center.	
42	Correctional Center	
44	Personal Services	95,506 376,708
46	Provides for the	
48	appropriation of funds for	
50	overtime to develop policies	
	and procedures and train the	
	entire staff for transition	
	into unit management.	
	Correctional Center	
	Personal Services	109,885
	Provides for the	
	appropriation of funds for	
	overtime and related expenses	
	to allow for transition to	
	the new 100-bed female unit.	
	Downeast Correctional Facility	
	All Other	78,335

2 Provides for the
4 appropriation of funds for
the increased cost of the
6 medical contract.

8 **Downeast Correctional Facility**

10	All Other	60,000
	Capital Expenditures	30,000
12	TOTAL	<hr/> 90,000

14 Provides for the
16 appropriation of funds for
the phase II site evaluation
18 and acquisition of land for
the Downeast Correctional
Facility. Any balance
20 remaining at the end of each
22 fiscal year may not lapse but
must be carried forward to be
used for the same purpose.

24 **Juvenile Community Corrections**

26	All Other	3,137,926
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28 Provides for the
30 appropriation of funds
through a transfer from the
32 Community Correctional
Services account, which was
34 eliminated to provide better
accountability of funds for
36 Adult and Juvenile Community
Corrections programs.

38 **Juvenile Community Corrections**

40	All Other	225,863
----	-----------	---------

42 Provides for the
44 appropriation of funds for
county prevention programs,
46 Juvenile Intensive
Supervision Services or JISS,
48 leased office space and the
building alternatives
50 projects.

2	Northern Maine Juvenile	
4	Detention Facility	
6	Personal Services	45,587
8	Provides for the	
10	appropriation of funds for	
12	positions being reclassified	
14	as part of a reorganization	
16	plan and for range changes.	
18	Northern Maine Juvenile	
20	Detention Facility	
22	Personal Services	183,133
24	Provides for the	
26	appropriation of funds for	
28	new positions to start sooner	
30	than previously projected in	
32	order to receive appropriate	
34	and required training.	
36	Northern Maine Juvenile	
38	Detention Facility	
40	Personal Services	293,279
42	All Other	100,000
44	TOTAL	<hr/> 393,279
46	Provides for the	
48	appropriation of funds for	
50	the training of all staff of	
	the juvenile correctional	
	facility and provides	
	supplies for education,	
	library and program	
	development.	
	Northern Maine Juvenile	
	Detention Facility	
	All Other	15,187
	Provides for the	
	appropriation of funds for	
	increased costs of the	
	medical contract.	

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2 **State Prison**

4	Positions - Legislative Count	(4,000)	(19,000)
	Personal Services	31,367	1,233,254
6	All Other		203,868
8	TOTAL	<u>31,367</u>	<u>1,437,122</u>

10 Provides for the
 12 appropriation of funds to
 14 relocate the Maine State
 16 Prison from Thomaston to
 18 Warren. Establishes 50 new
 20 positions. Reduces 31
 22 positions to limited-period
 24 status with an end date of
 26 February 28, 2002. Provides
 28 for the reclassification and
 range changes of several
 positions as part of the
 reorganization within the
 department. Four of the
 newly established positions
 will take effect on April 1,
 2000. Position detail is on
 file with the Bureau of the
 Budget.

30 **State Prison**

32	Personal Services	64,510	488,333
----	-------------------	--------	---------

34 Provides for the
 36 appropriation of funds for
 overtime expenses related to
 38 transition of the Maine State
 Prison at Thomaston to the
 40 new Maine State Prison at
 Warren.

42 **State Prison**

44	All Other	112,718	161,031
----	-----------	---------	---------

46 Provides for the
 48 appropriation of funds for
 the increased cost of the
 50 medical contract.

State Prison

2		
	Positions - Legislative Count	(2,000)
4	Personal Services	92,584
	All Other	33,675
6		
	TOTAL	<hr/> 126,259

8
10 Provides for the
12 appropriation of funds from
14 the State Prison - Farm
16 Program to consolidate
18 programs with common goals to
20 align with performance-based
22 budgeting initiatives.

State Prison - Farm Program

18		
	Positions - Legislative Count	(-2,000)
20	Personal Services	(92,584)
	All Other	(33,675)
22		
	TOTAL	<hr/> (126,259)

24
26 Provides for the
28 deappropriation of funds
30 through a transfer to the
32 State Prison program to
34 consolidate programs with
36 common goals to align with
38 performance-based budgeting
40 initiatives.

Youth Center - Maine

36		
	Positions - Legislative Count	(4,000)
38	Personal Services	505,762

40 Provides for the
42 appropriation of funds for
44 the reorganization of the
46 Maine Youth Center to the
48 Southern Maine Juvenile
50 Facility as outlined in the
Department of Corrections
Master Plan. Establishes 2
1/2-time Teacher positions, 2
Teacher positions and one
Teacher Aide position. The
positions being reorganized

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2 are on file with the Bureau
of the Budget. Fifty
4 thousand dollars of existing
All Other funds must be used
6 for teacher professional
development in special
8 education and alternative
education.

10 **Youth Center - Maine**

12 All Other 173,296

14 Provides for the
16 appropriation of funds for
the increase in the medical
contract.

18

Youth Center - Maine

20 Personal Services 81,228 577,407

22

24 Provides for the
appropriation of funds for
26 overtime related to
transition training to move
the Maine Youth Center to the
28 new Southern Maine Juvenile
Facility.

30

Youth Center - Maine

32 Positions - FTE Count (2,404)
34 Personal Services 37,100
All Other (37,100)

36

TOTAL

 0

38

40 Provides for the
appropriation of funds for
42 substitute teachers
previously provided through
the use of contracted
44 services. Increases by 5,000
the number of hours available
46 for substitute teachers.

48 **Downeast Correctional Facility**

50 Personal Services 2,417 4,800

52 Provides for the

2 appropriation of funds to
 3 reclassify one Business
 4 Manager II position to one
 5 Business Services Manager
 6 position through a
 7 reorganization at the
 8 Downeast Correctional
 9 Facility. This position
 10 reclassification was
 11 authorized by the Bureau of
 12 Human Resources.

13 **Maine Correctional Center**

14	Positions - Legislative Count	(-1.000)	(-1.000)
15	Personal Services	(3,554)	(17,354)

16
 17 Provides for the
 18 deappropriation of funds from
 19 the elimination of one
 20 Correctional Trades
 21 Instructor position and
 22 provides for the
 23 reclassification and range
 24 change of several positions
 25 through an approved
 26 reorganization at the Maine
 27 Correctional Center in
 28 accordance with the Master
 29 Plan. Details of position
 30 reclassifications and range
 31 changes are on file with the
 32 Bureau of the Budget.

33 **Northern Maine Juvenile
 34 Detention Facility**

35	Personal Services	520	1,567
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36
 37 Provides for the
 38 appropriation of funds to
 39 reclassify one Accountant III
 40 position to one Senior Staff
 41 Accountant position through a
 42 reorganization at the
 43 Northern Maine Juvenile
 44 Detention Facility. This
 45 position reclassification was
 46 authorized by the Bureau of
 47 Human Resources.

48
 49
 50
 51 **DEPARTMENT OF CORRECTIONS**

2	TOTAL	556,968	8,126,034
4	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF		
6	Administration - Maine Emergency Management Agency		
8			
10	Positions - Legislative Count	(10,000)	(10,000)
	Personal Services	105,438	226,229
	All Other	37,956	50,000
12			
14	TOTAL	<u>143,394</u>	<u>276,229</u>

16 Provides for the
 17 appropriation of funds to
 18 permit the transfer of the
 19 following 10 positions from
 20 the Federal Maine Emergency
 21 Management Agency account: 3
 22 Planning and Research I
 23 positions, one Planning and
 24 Research Associate II
 25 position, one Radiological
 26 Maintenance Officer position,
 27 one Technical Hazard
 28 Specialist position, one
 29 Staff Development Specialist
 30 IV position, one Engineer
 31 Technician IV position, one
 32 Planning and Research
 33 Assistant position and one
 34 Clerk Typist III position and
 35 operational funds due to a
 36 Federal Emergency Management
 37 Agency funding change to 50%
 38 federal and 50% state,
 39 effective January 1, 2000,
 40 and provides an additional
 41 match to meet federal program
 42 requirements.

44 **Veterans Services**

46	All Other	10,000	40,000
48	Provides for the		
49	appropriation of funds to		
50	support the new veterans		
	cemetery in northern Maine		
	necessary to pay for contract		

2 burials, which will be less
costly than hiring employees
4 and purchasing burial
equipment.

6 **Veterans Services**

8 Capital Expenditures 316,000

10 Provides for the
12 appropriation of funds to
supplement federal funds
14 required for construction
expenditures associated with
the expansion of the Maine
16 Veterans' Memorial Cemetery
in Augusta. These funds may
18 not lapse but must be carried
forward to June 30, 2001 to
20 be used for the same purpose.

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

24 **TOTAL** 153,394 632,229

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

28 **Administration - Economic and
30 Community Development**

32 All Other 150,000

34 Provides for the
36 appropriation of funds for
the Maine Manufacturing
38 Extension Partnership to
partially offset a loss in
federal funding.

40 **Maine State Film Commission**

42 All Other 90,000

44 Provides for the
46 appropriation of funds to the
Maine Film Office for
48 marketing and to meet
increased demands for
50 assistance with film,

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2 television, advertising and
other media projects.

4 **Administration - Economic and
Community Development**

6 Personal Services 850
8 All Other (850)
10 TOTAL

 0

12 Provides for the
14 appropriation of funds for
the reclassification of a
16 Development Project Officer
position to a Development
Program Manager position.

18 **Business Development**

20 All Other 1,500,000

22 Provides for the
24 appropriation of funds to
continue the business
26 attraction and expansion
marketing efforts established
28 in Public Law 1997, chapter
643 and Public Law 1999,
30 chapter 401. Funds must be
dispersed in accordance with
32 a competitive quality-based
selection procedure as
34 established and administered
by the Department of Economic
36 and Community Development.

38 **DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT**

40 **TOTAL**

 1,740,000

42 **EDUCATION, DEPARTMENT OF**

44 **Education in Unorganized Territory**

46 Positions - Legislative Count (-1.000) (-1.000)
Positions - FTE Count (0.885) (0.885)
48 Personal Services (3,584) (3,638)

50 Provides for the

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2	Personal Services	4,403	4,575
	All Other	(883)	(915)
4	TOTAL	<hr/> 3,520	<hr/> 3,660
6	Provides for the		
8	appropriation of funds for an		
10	approved range change for the		
	Deputy Commissioner.		
	Learning Systems		
12	All Other	(880)	(915)
14	Provides for the		
16	appropriation of funds for an		
18	approved range change for the		
	Deputy Commissioner.		
20	Learning Systems		
22	All Other	78,855	163,939
24	Provides for the		
26	appropriation of funds to		
28	enhance adult education		
30	capacity for programming to		
	prepare students for		
	postsecondary training and		
	higher education.		
32	Management Information Systems		
34	All Other		512,000
36	Provides for the		
38	appropriation of funds for		
40	maintenance and network		
	management of the ATM		
	Distance Learning Network.		
42	Management Information Systems		
44	All Other	(880)	(915)
46	Provides for the		
48	appropriation of funds for an		
50	approved range change for the		
	Deputy Commissioner.		

2	Professional Development		
4	All Other		1,000,000
6	Provides for the		
8	appropriation of funds for		
	the professional development		
	of educators.		
10	Regional Services		
12	All Other	(880)	(915)
14	Provides for the		
16	appropriation of funds for an		
18	approved range change for the		
	Deputy Commissioner.		
20	Retired Teachers' Health Insurance		
22	All Other	164,862	496,849
24	Provides for the		
26	appropriation of funds for		
28	the projected shortfall in		
	the Retired Teachers' Health		
	Insurance program for fiscal		
	years 1999-00 and 2000-01.		
30	Maine Learning Technology Endowment		
32	All Other		30,000,000
34	Provides funds to help		
36	capitalize the Maine Learning		
38	Technology Endowment as		
40	established in the Maine		
	Revised Statutes, Title 20-A,		
	chapter 701.		
42	Support Systems		
44	Personal Services	19,375	19,812
46	All Other	(19,375)	(19,812)
48	TOTAL	<u>0</u>	<u>0</u>
50	Provides for the		
	appropriation of funds for		
	the reorganization of an		

2	TOTAL	490,133	81,878,444
4	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
6	Administration - Environmental Protection		
8	All Other		280,000
10	Provides for the		
12	appropriation of funds to		
14	integrate the department's		
16	data pertaining to		
18	groundwater and permit		
20	applications across bureau		
22	programs.		
24	Administration - Environmental Protection		
26	All Other		240,000
28	Provides for the		
30	appropriation of funds for		
32	the purchase and		
34	implementation of a		
36	standardized electronic		
38	compliance reporting system		
40	for facility reports.		
42	Air Quality		
44	Capital Expenditures		512,500
46	Provides for the		
48	appropriation of funds for		
50	the replacement of capital		
	equipment for air monitoring.		
	Land and Water Quality		
	Positions - Legislative Count		(1,000)
	Personal Services		45,594
	All Other		15,000
	TOTAL		<hr/> 60,594
	Provides for the		
	appropriation of funds for		

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2 one Biologist I position to
3 carry out a salmon
4 conservation plan in the
5 Bureau of Land and Water
6 Quality.

7 **Land and Water Quality**

8 Personal Services (37,684)
9 All Other (12,000)
10
11
12 TOTAL (49,684)

13 Provides for the
14 deappropriation of funds to
15 reflect the 4th-quarter
16 requirements for a position
17 authorized in Private and
18 Special Law 1999, chapter 61.

19 **Air Quality**

20 All Other 46,000
21
22 Provides one-time funds to
23 develop a protocol to measure
24 mercury emissions.

25 **Land and Water Quality**

26 All Other 2,900,000
27
28 Provides one-time funds for
29 construction of water
30 pollution control facilities,
31 providing the state match for
32 federal funds. Any balance
33 remaining at the end of each
34 fiscal year may not lapse but
35 must be carried forward.

36 **Solid Waste Management**

37 All Other 1,250,000
38
39 Provides one-time funds for
40 grants to municipalities to
41 close and clean up solid
42 waste landfills.

43

2	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
4	TOTAL	<u>(49,684)</u>	<u>5,289,094</u>
6	EXECUTIVE DEPARTMENT		
8	Planning Office		
10	All Other		53,000
12	Provides for the appropriation of matching funds to administer AmeriCorps grants and fulfills state grant-making, oversight and technical assistance responsibilities on grants to communities.		
20	Planning Office		
22	Personal Services		29,641
24	Provides for the appropriation of funds for continued support of the Flood Plain Management Program by split-funding a Planner II position between the Federal Expenditures Fund and the General Fund.		
32	Planning Office - Smart Growth Initiative		
34	All Other		1,700,000
38	Provides funds for planning grants to municipalities, grants to regional councils to provide technical assistance to municipalities, grants to municipalities for plan implementation and plan updates and alternative growth management initiatives and pilot projects, including regional projects. Any unexpended balance may not lapse but must be carried		

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2 forward to be used for the
same purpose.

4 **EXECUTIVE DEPARTMENT**
TOTAL

1,782,641

6 **FINANCE AUTHORITY OF MAINE**

8 **Finance Authority of Maine**

10 All Other 3,000,000

12 Provides for the
14 appropriation of one-time
16 funds for the Small
Enterprise Growth Fund.

18 **FINANCE AUTHORITY OF MAINE**
TOTAL

3,000,000

20 **HUMAN SERVICES, DEPARTMENT OF**

22 **Child Welfare Services**

24 All Other (2,761,000) (5,653,000)

26 Provides for the
28 deappropriation of funds to
adjust the balance between
30 the Child Welfare Services
and Foster Care accounts.

32 **Elder and Adult Services -**
34 **Bureau of**

36 Positions - Legislative Count (1,000)

Personal Services 43,742

38 All Other 1,000

40 **TOTAL**

44,742

42 Provides for the
44 appropriation of funds to
establish one Human Services
46 Caseworker position to comply
with the Augusta Mental
48 Health Institute Consent
Decree requiring active
caseloads for caseworkers
50 assigned to class member

2 public wards not to exceed 25
cases.

4 **Elder and Adult Services -**
5 **Bureau of**

6 All Other 800,000

8 Provides for the
10 appropriation of funds for
12 homemaker, adult day care and
caregiver respite services.

14 **Foster Care**

16 All Other 2,761,000 5,653,000

18 Provides for the
20 appropriation of funds to
22 adjust the balance between
the Child Welfare Services
and Foster Care accounts.

24 **Health - Bureau of**

26 Positions - Legislative Count (1,000)
Personal Services 41,762

28 Provides for the
30 appropriation of funds to
32 establish one Sanitarian II
34 position in the Eating and
36 Lodging program, Division of
Health Engineering to replace
5 seasonal summer Sanitarian
I positions.

38 **Health - Bureau of**

40 Positions - FTE Count (-1,250)
Personal Services (33,914)

42 Provides for the
44 deappropriation of funds to
46 eliminate 5 seasonal
Sanitarian I positions in
48 order to establish one
Sanitarian II position in the
Eating and Lodging program,

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2 the Bangor Mental Health
Institute.

4 **Bureau of Medical Services**

6	Positions - Legislative Count	(1,000)
	Personal Services	58,244
8	All Other	2,000
10	TOTAL	<hr/> 60,244

12 Provides for the
14 appropriation of funds to
establish one Pharmacist
16 position to work in the State
Pharmacy Programs including
18 Low Cost Drugs for the
Elderly and Medicaid.

20 **Purchased Social Services**

22 All Other 803,000

24 Provides for the
26 appropriation of funds to
offset congressional
28 reductions in the Social
Services Block Grant.

30 **State Supplement to Federal
Supplemental Security Income**

32 All Other (939,000)

34 Provides for the
36 deappropriation of funds
based on the balances brought
38 forward from fiscal year
1997-98 of \$577,000 and
40 fiscal year 1998-99 of
\$362,000.

42 **Office of Management and Budget**

44 Personal Services 949,211

46 Provides for the
48 appropriation of funds for
the transfer of the state
50 share of costs of the Office

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 of Management and Budget
Central from the Social
4 Services Block Grant to allow
for the equitable
6 distribution of these costs
to benefiting programs. This
8 transfer is necessary due to
reductions in the Social
Services Block Grant.

10

OMB Operations - Regional

12

All Other 1,063,056

14

16 Provides for the
appropriation of funds for
the state share of costs for
18 the OMB Operations - Regional
transferred from the Social
20 Services Block Grant to allow
for the equitable
22 distribution of costs to the
benefiting programs. This
24 transfer is necessary due to
reductions in the Social
26 Services Block Grant.

28 **General Assistance**

30 All Other (460,000) (350,000)

32 Provides for the
deappropriation of funds
34 based on projections of
expenditures through June 30,
36 2000.

38 **Bureau of Health**

40 All Other 1,500,000

42 Provides funds for the
construction of drinking
44 water system improvements for
public water supplies,
46 providing the match for
\$7,500,000 in federal funds.
48 Any unexpended balance may
not lapse but must be carried

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2 forward to be used for the
same purpose.

4 **Bureau of Medical Services**

6 All Other 1,416,613

8 Provides funds to purchase
10 and develop software to
enhance the department's
12 Medicaid Claims Management
System. These expenses are
14 partially offset from
Targeted Case Management
16 Child Welfare retroactive
reimbursements of \$959,000,
18 which will be deposited in
the General Fund undedicated
20 revenue in fiscal year
2000-01.

22

DEPARTMENT OF HUMAN SERVICES

24 **TOTAL** 29,320,265 34,854,198

26 **INLAND FISHERIES AND WILDLIFE,**
28 **DEPARTMENT OF**

28

30 **Office of the Commissioner -**
Inland Fisheries and Wildlife

32 Personal Services 5,399 13,087

34 Provides for the
36 appropriation of funds to
implement the provisions of
38 the collective bargaining
agreements.

40 **Administrative Services -**
Inland Fisheries and Wildlife

42

44 Personal Services 9,729 23,519

46 Provides for the
48 appropriation of funds to
implement the provisions of
the collective bargaining
50 agreements.

2	Administrative Services - Inland Fisheries and Wildlife		
4	All Other	25,000	50,000
	Capital Expenditures	14,000	
6			
	TOTAL	<u>39,000</u>	<u>50,000</u>
8	Provides for the		
10	appropriation of funds for		
12	upgrading the department's		
14	desktop suite software and		
16	e-mail system to bring it		
18	into compliance with new		
	state standards and make it a		
	more stable and productive		
	operating system.		
20	Enforcement Operations - Inland Fisheries and Wildlife		
22	Personal Services	349,079	500,316
24	Provides for the		
26	appropriation of funds to		
28	implement the provisions of		
	the collective bargaining		
	agreements.		
30	Enforcement Operations - Inland Fisheries and Wildlife		
32	Positions - Legislative Count		(2,000)
34	Personal Services		38,751
	All Other		20,000
36	Capital Expenditures		20,000
38	TOTAL		<u>78,751</u>
40	Provides for the		
42	appropriation of funds for 2		
44	Game Warden positions to		
	become effective in January		
	2001.		
46	Fisheries and Hatcheries Operations		
48	Personal Services	21,018	51,520
50			

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2 Provides for the
appropriation of funds to
4 implement the provisions of
the collective bargaining
6 agreements.

8 **Fisheries and Hatcheries
Operations**

10 All Other 250,000 250,000

12 Provides for the
14 appropriation of funds for
engineering design for the
16 Embden Hatchery and a
statewide assessment of all
18 other hatchery facilities.

20 **Licensing Services -
Inland Fisheries and Wildlife**

22 Personal Services 8,542 20,595

24 Provides for the
26 appropriation of funds to
implement the provisions of
28 the collective bargaining
agreements.

30 **Licensing Services -
Inland Fisheries and Wildlife**

32 All Other 1,700,000

34 Provides for the
36 appropriation of funds for
automating Inland Fisheries
38 and Wildlife's licensing,
40 registration and permitting
42 processes. Any balance
44 remaining at the end of the
fiscal year may not lapse but
used for the same purpose.

46 **Public Information and
Education - Division of**

48 Personal Services 5,399 12,981

50

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2 Provides for the
appropriation of funds to
4 implement the provisions of
the collective bargaining
agreements.

6

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

10 Personal Services 12,110 29,478

12 Provides for the
14 appropriation of funds to
implement the provisions of
16 the collective bargaining
agreements.

18 **DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE**

20 **TOTAL** 700,276 2,730,247

22 **JUDICIAL DEPARTMENT**

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

26

All Other 80,800

28

30 Provides for the
appropriation of funds to
provide parking for jurors.

32

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

36

All Other 100,000

38

38 Provides for the
40 appropriation of funds for
security coverage for
42 additional judges employed by
the judicial branch.

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

46

48 Positions - Legislative Count (4,000)
Personal Services 145,635
All Other 10,250

50

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2	TOTAL		155,885
4	Provides for the		
6	appropriation of funds for 2		
8	Programmer Analyst positions,		
10	one Assistant Trainer		
12	position and one Help Desk		
	position in the Office of		
	Technology. The Assistant		
	Trainer and Help Desk		
	positions will take effect on		
	January 1, 2001.		
14	Courts - Supreme, Superior, District		
16	and Administrative		
18	All Other		49,273
20	Provides for the		
22	appropriation of funds for		
	the increase in security		
	costs in Penobscot County.		
24	Courts - Supreme, Superior, District		
26	and Administrative		
28	All Other	600,000	600,000
30	Provides for the		
32	appropriation of funds to		
34	cover costs for increased		
	activity in indigent defense		
	legal services.		
36	Courts - Supreme, Superior, District		
38	and Administrative		
40	All Other		107,200
42	Provides for the		
44	appropriation of funds to		
	install the wide area network		
	into all judicial branch		
	locations.		
46	JUDICIAL DEPARTMENT		
48	TOTAL	<u>600,000</u>	<u>1,093,158</u>
50	LABOR, DEPARTMENT OF		

Governor's Training Initiative Program

2			
4	Personal Services		50,000
	All Other		550,000
6			
	TOTAL		<u>600,000</u>

8
10 Provides for the
12 appropriation of funds for
14 the Governor's Training
16 Initiative Program to assist
employers in remaining
competitive and expanding job
opportunities for Maine
workers.

Regulation and Enforcement

18			
20	Personal Services		30,257

22 Provides for the
24 appropriation of funds for
the approved
26 reclassifications of 4 Labor
and Safety Inspector
28 positions and one Chief,
Labor and Safety Inspector
30 position associated with the
reorganization of the Wage
and Hour Division of the
32 Bureau of Labor Standards.

Regulation and Enforcement

34			
36	Personal Services		11,936

38 Provides for the
40 appropriation of funds for
the reclassification of one
42 Clerk Typist II position to a
Clerk Typist III position and
44 to fund a bargaining unit
change of an Occupational
46 Health and Safety Program
Supervisor position.

Rehabilitation Services

48			
50	Positions - Legislative Count	(1.000)	(1.000)

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2	\$40,000 for various technology costs.		
4	DEPARTMENT OF LABOR		
	TOTAL	<u>350,000</u>	<u>734,768</u>
6	LEGISLATURE		
8	Legislature		
10	Personal Services		847,440
12	Provides funds for the new		
14	salary and classification		
16	plan adopted by the		
	Legislative Council.		
18	Legislature Branch-wide		
20	All Other		4,180,000
22	Provides funds to complete		
24	the Legislature's computer		
26	migration project. To the		
28	extent possible, the		
	migration to a client-server		
30	environment must be		
	undertaken in a manner that		
32	maintains the Legislature's		
	current electronic access to		
	executive branch systems.		
34	State House Renovations		
36	All Other		7,000,000
38	Provides funds to complete		
40	renovation of the State House		
42	and to reimburse the State		
	Office Building for certain		
	costs.		
44	Legislature		
46	All Other		150,000
48	Provides funds to support		
50	monthly meetings of the joint		

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2	standing committees and the		
	joint select committees of		
4	the Legislature, as		
	authorized by the presiding		
6	officers.		
	LEGISLATURE		
8	TOTAL		<u>12,177,440</u>
10	MAINE STATE LIBRARY		
12	Maine State Library		
14	All Other		200,000
16	Provides for the continuation		
	of fiscal year 1999-00		
18	funding in the Maine State		
	Library's acquisition budget		
20	for the purchase of library		
	materials.		
22			
	MAINE STATE LIBRARY		
24	TOTAL		<u>200,000</u>
26	MARINE RESOURCES, DEPARTMENT OF		
28	Division of Administrative		
	Services		
30			
	Positions - Legislative Count	(1,000)	(1,000)
32	Personal Services	5,274	31,000
34	Provides for the		
	appropriation of funds for an		
36	Administrative Procedures		
	Coordinator position to		
38	provide assistance in the		
	department's rule-making		
40	process.		
42	Division of Administrative		
	Services		
44			
	Personal Services	3,836	5,491
46	All Other	(3,836)	(5,491)
48	TOTAL	<u>0</u>	<u>0</u>
50	Provides for the		

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 appropriation of funds to
 3 reallocate the range
 4 authority of one Director of
 5 Administrative Services
 6 position to appropriately
 7 align classification with
 8 responsibilities.

9
 10 **Division of Administrative
 11 Services**

12	Personal Services		2,621
13	All Other		(2,621)
14			<hr/>
15	TOTAL		0

16
 17 Provides for the
 18 appropriation of funds to
 19 reorganize one Administrative
 20 Secretary position to a
 21 Senior Administrative
 22 Secretary position in order
 23 to appropriately align new
 24 duties with classification.

25
 26 **Division of Administrative
 27 Services**

28	Personal Services		2,725
29	All Other		(2,725)
30			<hr/>
31	TOTAL		0

32
 33 Provides for the
 34 appropriation of funds to
 35 reorganize one Accountant III
 36 position to a Senior Staff
 37 Accountant position in order
 38 to appropriately align new
 39 duties with classification.

40
 41
 42 **Division of Community
 43 Resource Development**

44	Personal Services	(5,274)	(18,000)
45	All Other		(13,000)
46			<hr/>
47	TOTAL	(5,274)	(31,000)

48
 49 Provides for the

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	I position to one Account		
3	Clerk II position to		
4	appropriately align		
5	classification with new		
6	duties.		
7			
8	Bureau of Resource Management		
9			
10	Capital Expenditures		175,000
11			
12	Appropriates funds for costs		
13	of replacing a dock at		
14	Boothbay Harbor.		
15			
16	DEPARTMENT OF MARINE RESOURCES		
17	TOTAL	<hr/>	<hr/>
18		768,000	175,000
19			
20	MAINE MARITIME ACADEMY		
21			
22	Maritime Academy - Operations		
23			
24	All Other		4,000,000
25			
26	Provides funds for capital		
27	improvements.		
28			
29	MAINE MARITIME ACADEMY		
30	TOTAL		<hr/>
31			4,000,000
32			
33	MENTAL HEALTH, MENTAL RETARDATION		
34	AND SUBSTANCE ABUSE SERVICES,		
35	DEPARTMENT OF		
36	Disproportionate Share - Augusta		
37	Mental Health Institute		
38			
39	Personal Services		10,926
40	All Other		4,085
41	Capital Expenditures		44
42			
43	TOTAL		<hr/>
44			15,055
45			
46	Provides for the		
47	appropriation of funds due to		
48	a change in the federal match		
49	rate for fiscal year 2000-01		
50	from 66.22% to 66.12%.		
51			
52	Disproportionate Share - Augusta		

Mental Health Institute

2			
	Personal Services	100,000	
4	All Other	75,000	
		<hr/>	
6	TOTAL	175,000	

8 Provides for the
 10 appropriation of funds
 through a transfer from
 12 Personal Services salary
 savings from the Mental
 14 Health Services - Community
 program to cover unbudgeted
 overtime and to fund
 16 necessary health and safety
 needs, such as an electrical
 18 infrastructure upgrade and
 air quality and sprinkler
 20 system.

Disproportionate Share - Augusta Mental Health Institute

24	All Other		41,840
----	-----------	--	--------

26 Provides for the
 28 appropriation of funds
 through a transfer from the
 30 Mental Health Services -
 Community and Mental
 32 Retardation Services -
 Community programs for the
 34 purpose of increasing dentist
 hours in the Department's 3
 36 dental clinics.

Disproportionate Share - Augusta Mental Health Institute

40	Personal Services	39,938	163,558
42	All Other	207,942	237,384
		<hr/>	<hr/>
44	TOTAL	247,880	400,942

46 Provides for the
 appropriation of state
 48 matching funds in order to
 meet requirements of the

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 rate for fiscal year 2000-01
from 66.22% to 66.12%.

4 **Disproportionate Share - Bangor Mental**
6 **Health Institute**

8 All Other 41,916

10 Provides for the
12 appropriation of funds to
14 provide state matching funds
to pay for the final gross
patient services revenue
limit for fiscal year 1997-98.

16 **Disproportionate Share - Bangor Mental**
18 **Health Institute**

20	Personal Services	(106,555)	(190,530)
22	All Other	(6,283)	(12,705)
	TOTAL	<u>(112,838)</u>	<u>(203,235)</u>

24 Provides for the
26 deappropriation of funds from
the elimination of 17.5
28 positions as a result of a
unit closing at the Bangor
Mental Health Institute.

30 **Elizabeth Levinson Center**

32	Positions - Legislative Count	(-1,000)
34	Personal Services	(52,914)

36 Provides for the
38 deappropriation of funds
through the transfer of one
40 MR Resource Coordinator
position to the Mental Health
42 Services - Children program
in order to reflect the
44 headcount in the appropriate
program.

46 **Freeport Towne Square**

48	Personal Services	100,000
----	-------------------	---------

50 Provides for the

2 appropriation of funds for
unbudgeted overtime through
4 the transfer of Personal
Services salary savings from
6 the Mental Health Services -
Children program.

8 **Freeport Towne Square**

10 Positions - Legislative Count (-2,000)
Personal Services (98,010)

12 Provides for the
14 deappropriation of funds
through a transfer of 2
16 Manual Trainer Coordinator
positions to the Mental
18 Retardation Services -
Community program to reflect
20 the headcount in the
appropriate program.

22 **Office of Management and Budget**

24 Personal Services 158,919

26 Provides for the
28 appropriation of funds to
continue the following
30 limited-period positions
until December 31, 2001 for
32 the purpose of building a
comprehensive and integrated
34 database system: one
Planning and Research
36 Associate I position, one
Clerk Typist II position, one
38 Mental Health - Mental
Retardation Casework
40 Supervisor position, 3
Intensive Case Manager
42 positions and one Mental
Health Program Coordinator
44 position. This request will
be offset with revenue
46 generated through the
revision of targeted case
48 management rates and the
administrative cost
50 allocation plan.

2	Medicaid Services - Mental Retardation		
4	All Other		125,240
6	Provides for the		
8	appropriation of funds due to		
10	a change in the federal match		
12	rate for fiscal year 2000-01		
	from 66.22% to 66.12%.		
14	Medicaid Services - Mental Retardation		
16	All Other	1,512,692	1,517,248
18	Provides for the		
20	appropriation of funds		
22	through a transfer from the		
24	Mental Retardation Services -		
26	Community program for		
28	services provided to		
	individuals through the		
	home-based and		
	community-based waiver		
	program.		
30	Medicaid Services - Mental Retardation		
32	All Other		(20,920)
34	Provides for the		
36	deappropriation of funds		
38	through a transfer to the		
40	Disproportionate Share -		
42	Augusta Mental Health		
	Institute program for the		
	purpose of increasing dentist		
	services at the department's		
	3 dental clinics.		
44	Medicaid Services - Mental Retardation		
46	All Other		147,088
48	Provides for the		
50	appropriation of state		

COMMITTEE AMENDMENT

2 matching funds in order to
3 meet requirements of the
4 Augusta Mental Health
5 Institute Consent Decree.

6 **Mental Health Services - Child**
7 **Medicaid**

8 All Other 26,642

10 Provides for the
11 appropriation of funds due to
12 a change in the federal match
13 rate for fiscal year 2000-01
14 from 66.22% to 66.12%.

16 **Mental Health Services - Child**
17 **Medicaid**

18 All Other 1,362,316

20 Provides for the
21 appropriation of state
22 matching funds for increased
23 utilization of residential,
24 community support and case
25 management services to
26 children with special needs.

28 **Mental Health Services - Child**
29 **Medicaid**

30 All Other 233,143

32 Provides for the
33 appropriation of funds for
34 case management, family
35 support and developmental
36 therapy to children 0-5 years
37 of age.

38 **Mental Health Services - Child**
39 **Medicaid**

40 All Other 19,569 78,555

42 Provides for the
43 appropriation of state
44 matching funds for case
45 management services for

2 children with mental
retardation.

4 **Mental Health Services - Community**
5 **Medicaid**

6 All Other 59,657

8 Provides for the
10 appropriation of funds due to
11 a change in the federal match
12 rate for fiscal year 2000-01
13 from 66.22% to 66.12%.

14 **Mental Health Services - Community**
15 **Medicaid**

16 All Other 719,662 770,457

18 Provides for the
19 appropriation of state
20 matching funds for increased
21 utilization of Medicaid
22 eligible mental health
23 services.

24 **Mental Health Services - Community**
25 **Medicaid**

26 All Other 84,650

27 Provides for the
28 appropriation of state
29 matching funds for housing
30 for adults with mental
31 illness in Region III.

32 **Mental Health Services - Community**
33 **Medicaid**

34 All Other (20,920)

35 Provides for the
36 deappropriation of funds
37 through a transfer to the
38 Disproportionate Share -
39 Augusta Mental Health
40 Institute program for the
41 purpose of increasing dentist

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 hours in the department's 3
dental clinics.

4 **Mental Health Services - Community
Medicaid**

6 All Other 192,428 1,561,953

8 Provides for the
10 appropriation of state
12 matching funds in order to
14 meet requirements of the
Augusta Mental Health
Institute Consent Decree.

16 **Mental Health Services - Children**

18 Personal Services (100,000)

20 Provides for the
22 deappropriation of funds from
24 salary savings to cover a
Personal Services shortfall
in the Freeport Towne Square
program.

26 **Mental Health Services - Children**

28 Positions - Legislative Count (1,000)
30 Personal Services 52,914

32 Provides for the
34 appropriation of funds
through the transfer of one
36 MR Resource Coordinator
38 position from the Elizabeth
Levinson Center in order to
reflect the headcount in the
appropriate program.

40 **Mental Health Services - Children**

42 All Other 628,457

44 Provides for the
46 appropriation of funds for
increased utilization of
48 residential, community
support and case management

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 services to children with
special needs.

4 **Mental Health Services - Children**

6 All Other 1,318,103

8 Provides for the
10 appropriation of funds for
room and board costs for
12 children who need short-term
stabilization and targeted
14 treatment.

16 **Mental Health Services - Children**

18 All Other 100,000

20 Provides for the
22 appropriation of funds for
case management, family
24 support and developmental
therapy for children 0-5
years of age.

26 **Mental Health Services - Children**

28 All Other 48,000

30 Provides for the
32 appropriation of funds for
case management services for
34 children with mental
retardation.

36 **Mental Health Services - Children**

38 All Other (24,000)

40 Provides for the
42 deappropriation of funds
through a transfer to the
44 Regional Operations program
in order to reflect
46 expenditures in the
appropriate program.

48 **Mental Health Services - Community**

50 All Other 1,963,226

2 Provides for the
 4 appropriation of funds for
 6 increased utilization of
 community mental health
 services.

8 **Mental Health Services - Community**

10 All Other 30,000 234,918

12 Provides for the
 14 appropriation of funds for
 housing for adults with
 16 mental illness in Region III.

18 **Mental Health Services - Community**

20 Personal Services (175,000)

22 Provides for the
 24 deappropriation of funds from
 salary savings to cover a
 26 Personal Services shortfall
 in the Disproportionate Share
 - Augusta Mental Health
 Institute program.

28 **Mental Health Services - Community**

30 Positions - Legislative Count (6,000)
 32 Personal Services 249,326
 34 All Other 685,006

36 TOTAL 934,332

38 Provides for the
 40 appropriation of funds to
 establish 5 Intensive Case
 42 Manager positions and one
 Program Services Director
 44 position in order to meet
 requirements of the Augusta
 Mental Health Institute
 46 Consent Decree. This request
 will generate \$111,236 in
 48 General Fund undedicated
 revenue in fiscal year
 50 2000-01.

**Mental Retardation Services -
Community**

2
4 All Other (1,512,692) (1,517,248)
6 Provides for the
8 deappropriation of funds
10 through a transfer to the
12 Medicaid Services - Mental
14 Retardation program for
services available through
the home-based and
community-based waiver
program.

**Mental Retardation Services -
Community**

16
18 All Other (75,000)
20 Provides for the
22 deappropriation of funds
24 through a transfer to the
26 Regional Operations program
in order to reflect
expenditures in the
appropriate program.

**Mental Retardation Services -
Community**

30
32 Positions - Legislative Count (2,000)
34 Personal Services 98,010
36 Provides for the
38 appropriation of funds
40 through a transfer of 2
42 Manual Training Coordinator
positions from Freeport Towne
Square in order to reflect
the headcount in the
appropriate program.

Regional Operations

44
46 All Other 99,000
48 Provides for the
50 appropriation of funds
through a transfer from the

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Mental Retardation Services -
Community program in order to
4 reflect expenditures in the
appropriate program.

6 **Regional Operations**

8 All Other 400,000

10 Provides for the
12 appropriation of funds for
travel and other expenditures
14 associated with the
department's Intensive Case
16 Management program. This
request will be offset by
18 revenue generated through the
revision of targeted case
20 management rates and the
administrative cost
22 allocation plan. It is the
intent of the Legislature
24 that ongoing appropriations
for this function in fiscal
26 year 2001-02 and fiscal year
2002-03 are \$200,000 each
year.

28

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

32 Personal Services (51,548)
All Other (2,032)

34

TOTAL (53,580)

36

38 Provides for the
deappropriation of funds due
40 to the elimination of one
Physician III position.

42 **Office of Management and Budget**

44 Positions - Legislative Count (-1,000)
Personal Services (33,551)
46 All Other (2,000)

48

TOTAL (35,551)

50 Provides for the

2 deappropriation of funds
3 through the transfer of one
4 Clerk Typist II position to
5 the Regional Operations
6 program in order to reflect
7 the headcount in the
8 appropriate program.

9
10 **Mental Health Services -**
11 **Child Medicaid**

12 All Other (1,176,506)

14 Provides for the
15 deappropriation of funds
16 through a transfer to the
17 Mental Health Services -
18 Children program in order to
19 meet room and board
20 expenditures for an increase
21 in the number of children
22 served in the program.
23 Funding is made available
24 from fiscal year 1998-99
25 carried balance.

26
27 **Mental Health Services -**
28 **Children**

30	Positions - Legislative Count	(1,000)
	Personal Services	152,238
32	All Other	6,000
34	TOTAL	<hr/> 158,238

36 Provides for the
37 appropriation of funds to
38 establish one Physician III
39 position to provide
40 psychiatric consultation and
41 evaluation to children with
42 behavioral health needs.
43 This request will generate
44 \$55,383 in General Fund
45 undedicated revenue in fiscal
46 year 2000-01.

47
48 **Mental Health Services -**
49 **Children**

50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	All Other	1,176,506
4	Provides for the	
6	appropriation of funds	
8	through a transfer from the	
10	Mental Health Services -	
12	Child Medicaid program in	
14	order to meet room and board	
16	expenditures for an increase	
18	in the number of children	
20	served in the program.	
22	Regional Operations	
24	Positions - Legislative Count	(1,000)
26	Personal Services	33,551
28	All Other	2,000
30	TOTAL	<hr/> 35,551
32	Provides for the	
34	appropriation of funds	
36	through the transfer of one	
38	Clerk Typist II position from	
40	the Office of Management and	
42	Budget program in order to	
44	reflect the headcount in the	
46	appropriate program.	
48	Medicaid Services - Mental	
50	Retardation	
52	All Other	1,724,652
54	Provides funds for day	
56	services and residential	
58	services for people with	
60	mental retardation who are	
62	not class members.	
64	Mental Retardation Services -	
66	Community	
68	Positions - Legislative Count	(4,000)
70	Personal Services	144,506
72	All Other	199,680
74	TOTAL	<hr/> 344,186
76	Provides funds for 4 Mental	

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Health and Mental Retardation
caseworker positions to
4 provide case management
services and provides funds
6 for the portion of the costs
of the additional day
8 services for the people with
mental retardation who are
not class members and are not
10 Medicaid reimbursable.

12 **Regional Operations**

14 All Other 28,344

16 Provides funds for the
operational costs associated
18 with providing case
management services to people
20 with mental retardation who
are not class members.

22 **Office of Management and Budget**

24 All Other 258,700

26 Provides funds to purchase
28 and develop software to
enhance the department's
30 Claims Management Information
Systems and to maximize the
32 collection of Medicaid
revenues. This request will
34 be offset by \$300,000 in
General Fund undedicated
36 revenue in fiscal year
2000-01 through the revision
38 of targeted case management
rates.

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

TOTAL 1,229,360 12,687,734

46 **PUBLIC SAFETY, DEPARTMENT OF**

48 **Capitol Security - Bureau of**

50 Positions - Legislative Count (3.000)

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

	Personal Services	105,368
2	All Other	23,874
		<hr/>
4	TOTAL	129,242
6	Provides for the	
	appropriation of funds to	
8	establish 3 Capitol Security	
	Police Officer positions and	
10	related All Other costs.	
	These positions are necessary	
12	to provide for 24 hour, 7 day	
	per week coverage of Augusta	
14	area state-owned and	
	state-leased facilities.	
16		
	Criminal Justice Academy	
18		
	All Other	229,567
20		
	Provides for the	
22	appropriation of funds to	
	support the operational	
24	training costs of the Maine	
	Criminal Justice Academy.	
26		
	Drug Enforcement Agency	
28		
	All Other	535,746
30		
	Provides for the	
32	appropriation of funds	
	necessary to ensure the	
34	proper operations of the	
	Maine Drug Enforcement Agency.	
36		
	Emergency Medical Services	
38		
	Positions - Legislative Count	(1,000)
40	Personal Services	79,235
	All Other	26,000
42		<hr/>
	TOTAL	105,235
44		
	Provides for the	
46	appropriation of funds for	
	the transfer of one Director,	
48	Office of Emergency Medical	
	Services position from the	
50	Preventive Health Block Grant	

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Fund due to the loss of
3 federal funds. Provides
4 funds for All Other
operational costs.

6 **Emergency Medical Services**

8 All Other 25,000

10 Provides for the
11 appropriation of funds for
12 the Office of Emergency
13 Medical Services necessary to
14 cover the increased costs of
15 the data collection contract
16 based upon RFP responses.

18 **State Police**

20 Personal Services 118,196 81,935

22 Provides for the
23 appropriation of the 40%
24 General Fund share of funds
25 for the approved
26 reclassification and range
27 changes for 47 Police
28 Communication Operator
29 positions and 6 Police
30 Communications Operator
31 Supervisor positions, as
32 authorized by the Bureau of
Human Resources.

34

State Police

36

All Other 32,000

38

39 Provides for the
40 appropriation of the 40%
41 General Fund share of funds
42 as match for available grant
43 funds for the replacement of
44 protective vests.

46 **State Police**

48 Capital Expenditures 131,500

50 Provides for the

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 appropriation of funds for
 3 equipment at the Houlton
 4 barracks.

5 **DEPARTMENT OF PUBLIC SAFETY**
 6 **TOTAL** _____ _____
 281,696 1,106,725

8 **SECRETARY OF STATE,**
 9 **DEPARTMENT OF THE**
 10
 11 **Bureau of Administrative**
 12 **Services and Corporations**

13
 14 Personal Services 5,874 5,992
 15 All Other (5,874) (5,992)
 16
 17 **TOTAL** _____ _____
 0 0

18
 19 Provides for the
 20 appropriation of funds to
 21 increase the workweeks from
 22 38 to 52 on a Clerk Typist II
 23 position.

24 **Administration - Archives**

25
 26 Personal Services 1,777 4,983
 27 All Other (1,777) (4,983)
 28
 29 **TOTAL** _____ _____
 0 0

30
 31 Provides for the
 32 appropriation of funds to
 33 continue one 36-week
 34 part-time project Clerk
 35 Typist II position from April
 36 15, 2000 until November 4,
 37 2000. This position will
 38 perform extensive data entry
 39 needed in order to track
 40 boxes of archival documents
 41 that must be moved to
 42 accommodate the conversion of
 43 a part of the archives
 44 facility to mobile compact
 45 shelving. The All Other
 46 funds are no longer necessary
 47 due to several noncapital
 48 purchases that cost less than

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	expected or were no longer needed.		
4	DEPARTMENT OF THE SECRETARY OF STATE		
6	TOTAL	<hr/>	<hr/>
		0	0
8	MAINE TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE		
10	Maine Technical College System -		
12	Board of Trustees		
14	All Other		2,000,000
16	Provides one-time funds for technology improvements and operational support as needed.		
18			
20	Maine Technical College System -		
22	Board of Trustees		
24	All Other		900,000
26	Provides funds for operational support and increased access for students.		
28			
30	Maine Technical College System -		
32	Board of Trustees		
34	All Other		1,000,000
36	Provides one-time funds to match the Osher scholarship.		
38	Maine Technical College System -		
40	Board of Trustees		
42	All Other		1,300,000
44	Provides funds to the Maine Technical College System's Penquis facilities to renovate and equip classroom space.		
46			
48	BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM		
50	TOTAL	<hr/>	<hr/>
			5,200,000

2 **TRANSPORTATION, DEPARTMENT OF**

4 **Administration - Aeronautics**

6 All Other 1,000,000

8 Provides \$800,000 to provide
 10 for the ongoing marketing
 efforts at the Bangor
 International Airport;
 12 \$80,000 for engineering costs
 and airport expansion efforts
 14 at the Oxford airport; and
 \$120,000 for marketing
 16 efforts at the Presque Isle
 airport.

18 **Administration - Ports and Marine
 20 Transportation**

22 All Other 550,000

24 Provides funds for marine
 improvement projects.

26 **Railroad Assistance Program**

28	All Other	2,500,000	1,000,000
30	Capital Expenditures	1,000,000	6,550,000
32	TOTAL	<u>3,500,000</u>	<u>7,550,000</u>

34 Provides for the
 36 appropriation of funds for
 railroad improvement projects.

38	DEPARTMENT OF TRANSPORTATION		
40	TOTAL	<u>3,500,000</u>	<u>9,100,000</u>

42 **TREASURER OF STATE (OFFICE OF)**

44 **Administration - Treasury**

46 All Other 17,368 39,094

48 Provides for the
 appropriation of funds for an
 ongoing service level

2
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46
48
50

agreement with the Bureau of
Information Services.

Debt Service - Treasury

All Other 3,651,934

Provides for the
appropriation of funds to pay
interest and principal on
outstanding State of Maine
bonds in the fiscal year
ending June 30, 2001.

**(OFFICE OF) TREASURER OF STATE
TOTAL**

17,368 3,691,028

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

**Educational and General Activities -
University of Maine System**

All Other 1,000,000

Provides funds for state
match for Osher scholarships.

**Educational and General Activities -
University of Maine System**

All Other 4,150,000

Provides funds for
operational support.

**Educational and General Activities -
University of Maine System**

All Other 17,250,000

Provides one-time funds for
capital improvements as
follows: \$9,000,000 to
renovate teaching
laboratories and classrooms
in Aubert Hall at the
University of Maine;
\$3,500,000 to renovate the
college building for

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2 classroom, laboratory and
 3 library uses at the
 4 Lewiston-Auburn College;
 5 \$2,000,000 to renovate and
 6 equip classroom space at the
 7 university's Houlton
 8 facilities; \$1,000,000 to
 9 expand classroom space in the
 10 Northern Aroostook Technical
 11 Center for students and
 12 businesses at the University
 13 of Maine at Fort Kent;
 14 \$1,500,000 to renovate
 15 classroom space at the
 16 University College of Bangor
 17 for administrative and
 18 student uses; and \$250,000 to
 19 renovate and equip classroom
 20 space at the university's
 21 Calais facilities.

22 **BOARD OF TRUSTEES OF THE UNIVERSITY**
 23 **OF MAINE SYSTEM**

24 **TOTAL** 22,400,000

26 **SECTION**

28 **TOTAL APPROPRIATIONS** 45,399,430 245,117,868

30 **Sec. A-2. Allocation.** The following funds are allocated from
 31 the Federal Expenditures Fund for the fiscal years ending June
 32 30, 2000 and June 30, 2001 to carry out the purposes of this Part.

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

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

38 **Division of Quality Assurance**
 39 **and Regulation**

42 Personal Services	3,331	4,236
43 All Other	146	186
44 TOTAL	3,477	4,422

46 Provides for the allocation
 47 of funds to implement
 48 approved range changes.

2	DEPARTMENT OF AGRICULTURE, FOOD AND		
	RURAL RESOURCES		
4	TOTAL	3,477	4,422
6	ATTORNEY GENERAL, DEPARTMENT OF THE		
8	Administration - Attorney General		
10	All Other		150,000
12	Provides for the allocation		
14	of funds for information and		
16	technology to assist the		
18	prosecution initiatives to		
	combat violent crimes against		
	women.		
20	District Attorneys Salaries		
22	Personal Services		(57,860)
24	All Other		(1,927)
26	TOTAL		(59,787)
28	Provides for the deallocation		
30	of federal funds for 40% of 2		
32	Assistant District Attorney		
34	positions in Aroostook		
36	County. Restoration funding		
38	has been requested from the		
40	General Fund for the 40%		
42	share of these 2 positions.		
44	District Attorneys Salaries		
46	Positions - Legislative Count		(-2,000)
48	Personal Services		(108,712)
50	All Other		(2,359)
	TOTAL		(111,071)
	Provides for the deallocation		
	of funds and the transfer of		
	2 Assistant District Attorney		
	positions to the General		
	Fund. Federal funding is no		
	longer available to continue		
	these positions.		

Administration - Attorney General

2 Positions - Legislative Count (-1.000)
 4
 6 Provides for the elimination
 of one Assistant Attorney
 8 General position due to the
 projected unavailability of
 10 federal funds to continue
 this position.

Human Services Division

14 Positions - Legislative Count (1.000)
 Personal Services 53,259
 16 All Other 3,427
 18 TOTAL 56,686

20 Provides for the allocation
 of funds to establish one
 22 Assistant Attorney General
 position to handle child
 24 support and child protection
 cases in Aroostook County.

26 **DEPARTMENT OF THE ATTORNEY GENERAL**
 28 **TOTAL** 35,828

CONSERVATION, DEPARTMENT OF

Forest Health and Monitoring

34 Positions - FTE Count (5.889) (5.889)
 Personal Services 54,009 165,911
 36 All Other 22,980 68,939
 38 TOTAL 76,989 234,850

40 Provides for the allocation
 of funds for 4 35-week,
 42 seasonal Forest Survey
 Technician positions at 1,400
 44 hours each, 4 35-week,
 seasonal Conservation Aide
 46 positions at 1,400 hours each
 and a seasonal, 35-week
 48 part-time Clerk position at
 1,050 hours to assume the
 50 portion of Maine's annual

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 forest inventory currently
conducted by federal crews.

4 **Forest Health and Monitoring**

6	Positions - Legislative Count	(0.500)	(0.500)
	Positions - FTE Count	(-0.550)	(-0.550)
8	Personal Services		192
	All Other		(192)
10		<hr/>	<hr/>
12	TOTAL		0

14 Provides for the allocation
of funds for a part-time
16 Clerk Typist II position
through the elimination of a
624-hour Laborer I position
18 and the reclassification of a
520-hour Laborer I position
20 through a transfer of funds
from All Other to Personal
22 Services.

24 **Division of Forest Protection**

26	Positions - FTE Count	(0.115)	(0.115)
----	-----------------------	---------	---------

28 Provides for an increase of
240 FTE hours to a Laborer I
30 position to make use of
available funding retained
32 through the recent downgrade
of position #017143489.

34	DEPARTMENT OF CONSERVATION		
36	TOTAL	<hr/> 76,989	<hr/> 234,850

38 **CORRECTIONS, DEPARTMENT OF**

40 **Adult Community Corrections**

42	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	16,392	62,496
44	All Other	301	1,146
46	TOTAL	<hr/> 16,693	<hr/> 63,642

48 Provides for the allocation
of funds for the transfer in

2 of one Correctional Planning
Analyst position.

4 **Adult Community Corrections**

6 Positions - Legislative Count (-1.000)

8 Provides for the elimination
10 of one Probation Officer
12 position, effective June 16,
14 2001, due to the projected
unavailability of federal
funding to continue this
position.

16 **Charleston Correctional Facility**

18 Positions - Legislative Count (-1.000)

20 Provides for the elimination
22 of one Correctional Trades
Instructor position,
24 effective June 16, 2001, due
to the projected
26 unavailability of federal
funding to continue this
position.

28 **Correctional Services**

30	Positions - Legislative Count	(-1.000)	(-1.000)
32	Personal Services	(11,833)	(51,396)
34	All Other	(239)	(1,431)
36	TOTAL	<hr/> (12,072)	<hr/> (52,827)

38 Provides for the deallocation
of funds for the transfer out
40 of one Correctional Planning
Analyst position.

42 **Youth Center - Maine**

44 Positions - Legislative Count (-2.000)

46 Provides for the elimination
48 of 2 part-time Teacher
positions and one Teacher
Aide - Instructor position,
50 effective June 16, 2001, due

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2 to the projected
unavailability of federal
4 funds to continue these
positions.

6 **Administration**

8 Personal Services 537 2,172

10 Provides for the allocation
of funds to reclassify one
12 Accountant III position to a
Senior Staff Accountant
14 position as part of the
reorganization within the
16 department and to implement
the change in the accountant
18 position series.

20 **Adult Community Corrections**

22 All Other 347,475

24 Provides for the transfer of
funds from the Correctional
26 Services program. This
transfer is requested to
28 consolidate programs with
common goals to align with
30 the performance-based
budgeting initiatives.

32 **Correctional Services**

34 All Other (347,475)

36 Provides for the transfer of
funds from the Correctional
38 Services program to the Adult
Community Corrections
40 program. This transfer is
42 requested to consolidate
programs with common goals to
44 align with the
performance-based budgeting
46 initiatives.

48 **DEPARTMENT OF CORRECTIONS**
49 **TOTAL** 5,158 12,987

50

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

**Administration - Maine Emergency
Management Agency**

6			
8	Positions - Legislative Count	(-10.000)	(-10.000)
	Personal Services	(103,113)	(226,229)
10	Provides for the deallocation		
12	of funds from the transfer of		
14	3 Planning and Research		
16	Associate I positions, one		
18	Planning and Research		
20	Associate II position, one		
22	Radiological Maintenance		
24	Officer position, one		
26	Technical Hazard Specialist		
28	position, one Staff		
30	Development Specialist IV		
32	position, one Engineer		
34	Technician IV position, one		
36	Planning and Research		
38	Assistant position and one		
40	Clerk Typist III position and		
42	operational costs due to the		
44	Federal Emergency Management		
46	Agency funding change to 50%		
48	federal and 50% state.		
50			
	Loring Rebuild Facility		
	Positions - Legislative Count		(100.000)
	Personal Services		3,562,076
	All Other		101,996
	TOTAL		<hr/> 3,664,072
	Provides for the allocation		
	of funds to establish 88 Auto		
	Mechanic II positions, 6 Auto		
	Mechanic Supervisor positions		
	and 6 Mechanic Stores Clerk		
	II positions to support		
	increased operations at the		
	Loring Rebuild Facility.		
	DEPARTMENT OF DEFENSE, VETERANS AND EMERGENCY MANAGEMENT		
	TOTAL	<hr/> (103,113)	<hr/> 3,437,843

2	EDUCATION, DEPARTMENT OF		
4	Leadership		
6	Personal Services		6,556
	All Other		92,984
8			
	TOTAL		<u>99,540</u>
10			
12	Provides for the allocation		
	of funds for the Refugee		
14	State School Impact grant.		
	Learning Systems		
16	Personal Services	531	2,377
18			
20	Provides for the allocation		
	of funds for the		
22	reorganization of one Clerk		
	Stenographer II position to a		
24	Clerk Typist III position.		
	Management Information Systems		
26	Personal Services		13,067
28			
30	Provides for the allocation		
	of funds to transfer 25% of		
32	one Education Specialist III		
	position from the		
34	Departmental Services account.		
	Support Systems		
36	Personal Services		(13,067)
38			
40	Provides for the deallocation		
	of funds to transfer 25% of		
42	one Education Specialist III		
	position to the Title III		
44	Technology Literacy account.		
46	DEPARTMENT OF EDUCATION		
	TOTAL	<u>531</u>	<u>101,917</u>
48	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
50	Land and Water Quality		

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2	Personal Services	19,192	85,142
	All Other	390	1,728
4			
	TOTAL	<u>19,582</u>	<u>86,870</u>
6			
8	Provides for the allocation		
	of funds to extend 2		
10	limited-period Environmental		
	Specialist II positions,		
12	established in Financial		
	Order 3576, to June 8, 2001		
14	for groundwater research.		
	Land and Water Quality		
16			
	Positions - Legislative Count		(1,000)
18	Personal Services		55,651
	All Other		236,637
20			
	TOTAL		<u>292,288</u>
22			
24	Provides for the allocation		
	of funds for the transfer of		
26	one Environmental Specialist		
	III position from Other		
28	Special Revenue funds and		
	establishes the boat pump-out		
30	program formerly administered		
	by the State Planning Office.		
32	Performance Partnership Grant		
34			
	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(16,037)	(70,060)
36	All Other	(325)	(1,422)
38	TOTAL	<u>(16,362)</u>	<u>(71,482)</u>
40			
42	Provides for the deallocation		
	of funds from the transfer of		
44	2 positions from the		
	Performance Partnership Grant		
46	to other funding sources		
	under the toxics use		
	reduction program.		
48	Performance Partnership Grant		
50			
	Personal Services		17,444

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2	All Other		354
4	TOTAL		<u>17,798</u>
6	Provides for the allocation of funds to extend one project position, an Oil and Hazardous Material Specialist II position, through September 15, 2000.		
12	Performance Partnership Grant		
14	Personal Services	10,361	46,102
16	All Other	210	936
18	TOTAL	<u>10,571</u>	<u>47,038</u>
20	Provides for the allocation of funds to extend one limited-period Planning and Research Associate II position, established in Financial Order 03577F, to June 8, 2001.		
26	Performance Partnership Grant		
28	Positions - Legislative Count		(-1,000)
30	Personal Services		(65,710)
32	Provides for the deallocation of funds from the transfer of one Environmental Specialist IV position to properly align funding.		
38	Performance Partnership Grant		
40	Personal Services	10,200	47,550
42	All Other	188	835
44	TOTAL	<u>10,388</u>	<u>48,385</u>
46	Provides for the allocation of funds to extend one limited-period Planning and Research Associate I position through June 8, 2001.		
50			

Pollution Prevention

2 All Other (75,238)

4

6 Provides for the deallocation
of funds from the Office of
8 Pollution Prevention to
10 transfer and combine the
and Waste Management program.

Remediation and Waste Management

14 All Other 75,238

16 Provides for the allocation
18 of funds for a transfer from
the Pollution Prevention
20 program to combine programs.

Remediation and Waste Management

22	Positions - Legislative Count	(1,000)	(1,000)
24	Personal Services	8,859	39,256
	All Other	180	797
26		<hr/>	<hr/>
	TOTAL	9,039	40,053

28 Provides for the allocation
30 of funds for the transfer of
one Environmental Specialist
32 III position from the
Performance Partnership Grant.

Land Quality Control

36	Positions - Legislative Count	(-1,000)	(-1,000)
38	Personal Services	(5,460)	(28,259)

40 Provides for the transfer of
42 one Clerk Typist II position
to the Maine Environmental
44 Protection Fund to place the
position within the
appropriate funding source.

Remediation and Waste Management

48	Personal Services	12,400	55,800
50	All Other	300	1,300

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2	TOTAL	12,700	57,100
4	Provides funding for the		
6	establishment of one		
8	Environmental Specialist III		
10	project position to assist in		
12	carrying out pollution		
	prevention projects. The		
	position will be effective		
	from April 15, 2000 through		
	April 7, 2001.		
14	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		
16	TOTAL	40,458	424,081
18	EXECUTIVE DEPARTMENT		
20	Planning Office		
22	Personal Services		(29,641)
24	Provides for the deallocation		
26	of funds in the flood plain		
28	management account resulting		
30	from the split of a Planner		
	II position between the		
	General Fund and the Federal		
	Expenditures Fund.		
32	EXECUTIVE DEPARTMENT		
	TOTAL		(29,641)
34	HUMAN SERVICES, DEPARTMENT OF		
36	Bureau of Child and Family		
38	Services - Central		
40	Positions - Legislative Count	(1,000)	(1,000)
42	Personal Services	50,588	52,105
44	Provides for the allocation		
46	of funds to transfer one		
48	Social Services Program		
50	Specialist II position from		
	the Social Services Block		
	Grant to comply with a State		
	Single Audit finding.		

2	Bureau of Child and Family Services - Central		
4	All Other		200,000
6	Provides for the allocation		
8	of funds for the Rural		
10	Domestic Violence and Child		
12	Victimization Enforcement		
14	Grant Program to work with		
	communities to develop		
	education and prevention		
	strategies directed toward		
	such issues.		
16	Health - Bureau of		
18	All Other		75,828
20	Provides for the allocation		
22	of funds for an expanded		
24	dental sealant program and		
26	expanded access to dental		
	services and development of a		
	dental services network for		
	children.		
28	Health - Bureau of		
30	Positions - Legislative Count	(1,000)	(1,000)
32	Personal Services	8,370	43,522
34	Provides for the allocation		
36	of funds to establish one		
38	Environmental Specialist II		
40	position in the Radon Indoor		
	Grant Program for the		
	inspection and certification		
	of licensed radon testers and		
	mitigators.		
42	Health - Bureau of		
44	Personal Services	815	1,630
46	Provides for the		
48	appropriation of funds for		
50	the upgrade of a Public		
	Health Nurse II position to a		
	Comprehensive Health Planner		

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2 I position in the genetics
 birth defects program.

4 **Health - Bureau of**

6	Positions - Legislative Count	(1.000)	(1.000)
	Personal Services	8,904	46,301
8	All Other	31,318	28,309
10	TOTAL	<u>40,222</u>	<u>74,610</u>

12 Provides for the allocation
 of funds to establish one
 14 Case Manager position,
 Comprehensive Health Planner
 16 I, in the breast and cervical
 health program for case
 18 management.

20 **Health - Bureau of**

22	All Other	44,001	66,886
	Capital Expenditures	4,900	
24	TOTAL	<u>48,901</u>	<u>66,886</u>

26 Provides for the allocation
 of funds to address the
 28 public health problems of
 arthritis in Maine by
 30 creating a strong synergistic
 partnership between the state
 32 health agency, the Arthritis
 Foundation and key
 34 stakeholders throughout the
 36 State.

38 **Health - Bureau of**

40	All Other	25,000	30,000
----	-----------	--------	--------

42 Provides for the allocation
 of funds to support program
 44 evaluation within the youth
 suicide prevention program.

46 **Health - Bureau of**

48	Positions - Legislative Count		(-1.000)
50	Personal Services		(42,282)

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2 Provides for the deallocation
of funds to eliminate one
4 Sanitarian II position in the
childhood lead poisoning
6 prevention program due to
reductions in the federal
8 categorical grant.

10 **Health - Bureau of**

12 Positions - Legislative Count (-1.000)
Personal Services (57,242)

14 Provides for the deallocation
16 of funds to allow for the
transfer of one Health
18 Program Manager position from
the federal categorical grant
20 to the Maternal and Child
Health Block Grant.

22 **Health - Bureau of**

24 Personal Services 770 1,540

26 Provides for the allocation
28 of funds for the
reorganization of one Clerk
30 Typist II position to a
Medical Secretary position
32 within the genetics birth
defects program.

34 **Health - Bureau of**

36 Positions - Legislative Count (-1.000) (-2.000)
38 Personal Services (18,233) (94,814)

40 Provides for the deallocation
of funds to eliminate one
42 Public Health Nurse II
position in fiscal year
44 1999-00 and 2 Public Health
Nurse II positions in fiscal
46 year 2000-01 from the
occupational health program.

48 **Health - Bureau of**

50

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2	Personal Services	2,966	17,722
	All Other	2,000	4,000
4	TOTAL	<u>4,966</u>	<u>21,722</u>
6	Provides for the allocation		
	of funds to upgrade an		
8	Environmental Specialist III		
	position to a Director,		
10	Drinking Water Program		
	position funded by the Public		
12	Water Supply Supervision		
	Grant PL-93-523.		
14	Health - Bureau of		
16	Positions - Legislative Count	(-0.500)	(-0.500)
18	Personal Services	(2,620)	(13,663)
20	Provides for the deallocation		
	of funds to eliminate one		
22	1/2-time Medical Care		
	Coordinator position from the		
24	Federal Project Grants		
	account.		
26	Maternal and Child Health		
28	Positions - Legislative Count		(-1.000)
30	Personal Services		(45,903)
32	Provides for the deallocation		
	of funds to transfer one		
34	Comprehensive Health Planner		
	II position from the federal		
36	categorical grant to the		
	Maternal and Child Health		
38	Block Grant.		
40	Medical Care - Payments		
	to Providers		
42	All Other	58,748,561	55,596,849
44	Provides for the allocation		
46	of federal matching funds to		
	cover an anticipated Medicaid		
48	shortfall that has resulted		
	because actual fiscal year		
50	1999-00 spending and updated		

2 fiscal year 2000-01 spending
 3 projections significantly
 4 exceed those used for the
 5 fiscal year 2000-01 biennial
 6 budget.

7 **Bureau of Medical Services**

8	Positions - Legislative Count	(3,000)	(3,000)
10	Personal Services	18,164	103,733
11	All Other	10,500	6,000
12		<hr/>	<hr/>
13	TOTAL	28,664	109,733

14 Provides for the allocation
 15 of federal matching funds to
 16 establish 3 Senior Medical
 17 Claims Evaluator positions to
 18 provide improved customer
 19 service within the provider
 20 relations unit.

21 **Bureau of Medical Services**

22	Personal Services	224	2,363
----	-------------------	-----	-------

23 Provides for the allocation
 24 of funds to cover a
 25 reorganization of a 1/2-time
 26 Comprehensive Health Planner
 27 II position to a Social
 28 Services Program Manager
 29 position.

30 **Office of Management and Budget**

31	Personal Services		1,160,000
----	-------------------	--	-----------

32 Provides for the allocation
 33 of funds for the transfer of
 34 the federal share for the
 35 cost of the Office of
 36 Management and Budget from
 37 the Social Services Block
 38 Grant to allow for the
 39 equitable distribution of
 40 these costs to the benefiting
 41 programs. This transfer is
 42 necessary due to reductions

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2	in the Social Services Block Grant.		
4	OMB Operations - Regional		
6	All Other		1,298,000
8	Provides for the allocation of funds for the transfer of federal matching costs to the OMB Operations - Regional from the Social Services Block Grant to allow for the equitable distribution of costs to the benefitting programs. This transfer is necessary due to the reductions in the Social Services Block Grant.		
20	Bureau of Medical Services		
22	All Other		12,071,402
24	Provides for the allocation of federal matching funds to purchase and develop software to enhance the department's Medicaid claims management system.		
32	Medical Care - Payment to Providers		
34	All Other	4,800,317	12,647,274
36	Provides for the allocation of funds for the federal match on Medicaid services funded by the Department of Mental Health, Mental Retardation and Substance Abuse Services.		
44	DEPARTMENT OF HUMAN SERVICES		
46	TOTAL	<u>63,736,545</u>	<u>83,199,560</u>
48	INLAND FISHERIES AND WILDLIFE,		
50	DEPARTMENT OF		
	Endangered Nongame Operations		

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2	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	12,264	79,500
4	All Other	20,000	50,000
		<hr/>	<hr/>
6	TOTAL	32,264	129,500
8	Provides for the allocation		
	of funds for 2 Biologist I		
10	positions to carry out lynx		
	research. The study will be		
12	concluded in 2003 and the		
	positions will be abolished.		
14			
16	DEPARTMENT OF INLAND FISHERIES		
	AND WILDLIFE		
		<hr/>	<hr/>
18	TOTAL	32,264	129,500
20	LABOR, DEPARTMENT OF		
	Administration - Bureau of Labor		
22	Standards		
24	Positions - Legislative Count		(1,000)
	Personal Services		41,937
26	All Other		56,070
	Capital Expenditures		3,500
28			<hr/>
30	TOTAL		101,507
32	Provides for the allocation		
	of funds for one Statistician		
34	II position to conduct		
	research into safety-related		
36	issues for teenage workers,		
	particularly regarding		
38	exposure to carbon monoxide		
	gas.		
40	Blind and Visually Impaired -		
42	Division for the		
44	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	6,026	44,891
46	Provides for the allocation		
	of funds through the transfer		
48	of one Employment and		
	Training Specialist I		
50	position from the Employment		

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2 Services Activity program,
Federal Expenditures Fund.
4 The position will be used to
continue a project position
6 created by financial order
that will expire April 15,
2000 and is related to the
8 settlement of an employee
relations matter.

10

Employment Services Activity

12

14	Positions - Legislative Count		(-5.000)
	Personal Services		(259,441)
	All Other		(69,475)
16			<hr/>
	TOTAL		(328,916)

18

20 Provides for the deallocation
of funds from the transfer of
one Clerk Typist III
22 position, one Employment and
Training Specialist II
24 position, 2 Employment and
Training Specialist III
26 positions and an Employment
and Training Specialist IV
28 position from the Bureau of
Employment Services to the
30 Bureau of Labor Standards.

32 **Employment Services Activity**

34	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(6,026)	(44,891)

36

38 Provides for the deallocation
of funds from the transfer of
an Employment and Training
40 Specialist I position to the
Blind and Visually Impaired
42 program.

44 **Employment Services Activity**

46	Personal Services	(192,871)	(252,894)
----	-------------------	-----------	-----------

48 Provides for the deallocation
of funds from the transfer of
50 Personal Services allocation

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2 to the Welfare to Work
program and the Governor's
4 Training Initiative program
to better serve Maine
citizens.

6

Employment Services Activity

8

Positions - Legislative Count (-3,000)
10 Personal Services (112,500)

12 Provides for the deallocation
of funds through the
14 elimination of 3 vacant
Employment and Training
16 Specialist I positions.

18 **Migrant and Immigrant Services**

20 Positions - Legislative Count (5,000)
Personal Services 259,441
22 All Other 69,475

24 TOTAL 328,916

26 Provides for the allocation
of funds for establishment of
28 the Migrant and Immigrant
Services federal program
30 under the Bureau of Labor
Standards through the
32 transfer of one Clerk Typist
III position, one Employment
34 and Training Specialist II
position, 2 Employment and
36 Training Specialist III
positions and an Employment
38 and Training Specialist IV
position from the Employment
40 Services Activity program.

42 **Rehabilitation Services**

44 Positions - Legislative Count (-1,000) (-1,000)
Personal Services (55,304) (58,269)

46

48 Provides for the deallocation
of funds through the transfer
of a Rehabilitation Services
50 Manager position to the

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	General Fund of this same program.		
4	Rehabilitation Services		
6	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	54,459	54,961
8	All Other	845	3,308
10	TOTAL	<hr/> 55,304	<hr/> 58,269
12	Provides for the allocation of funds for the transfer of a Casework Supervisor position from the General Fund of this same program.		
14			
16			
18	Welfare to Work		
20	Personal Services	128,588	
	All Other	571,412	
22	Capital Expenditures		
24	TOTAL	<hr/> 700,000	
26	Provides for the allocation of funds for the Welfare to Work Program.		
28			
30	DEPARTMENT OF LABOR		
	TOTAL	<hr/> 507,129	<hr/> (263,887)
32			
34	MARINE RESOURCES, DEPARTMENT OF		
36	Division of Administrative Services		
38	Positions - Legislative Count		(1,000)
	Personal Services		44,970
40	All Other		900
42	TOTAL		<hr/> 45,870
44	Provides for the allocation of funds to transfer in one Planning and Research Associate I position from the Bureau of Resource Management to more accurately reflect program expenditures.		
46			
48			
50			

2	Bureau of Resource Management		
4	Positions - FTE Count	(0.500)	(0.500)
	Personal Services	3,301	13,197
6	All Other	66	264
8	TOTAL	<hr/> 3,367	<hr/> 13,461
10	Provides for the allocation		
	of funds to transfer one		
12	seasonal Conservation Aide		
	position from Other Special		
14	Revenue funds to provide		
	research and monitoring		
16	assistance to federal grant		
	programs. This transfer		
18	results in an increase in FTE		
	count of 0.058.		
20	Bureau of Resource Management		
22	Positions - Legislative Count	(-2.000)	(-2.000)
24	Personal Services	(21,523)	(86,089)
	All Other	(431)	(1,722)
26	TOTAL	<hr/> (21,954)	<hr/> (87,811)
28	Provides for the deallocation		
30	of funds through the transfer		
	of one Marine Resource		
32	Scientist I position and one		
	Scientist II position to the		
34	Eel and Elver Management Fund		
	in order to provide research		
36	and management of the fishery.		
38	Bureau of Resource Management		
40	Positions - Legislative Count		(-1.000)
	Personal Services		(44,970)
42	All Other		(900)
44	TOTAL		<hr/> (45,870)
46	Provides for the deallocation		
	of funds through the transfer		
48	of one Planning and Research		
	Associate I position to the		
50	Division of Administrative		

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Services to more accurately
reflect program expenditures.

4 **DEPARTMENT OF MARINE RESOURCES**
6 **TOTAL** _____ _____
(18,587) (74,350)

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

12 **Mental Health Services - Children**

14 Positions - Legislative Count (-2,000) (-2,000)
14 Personal Services (118,394) (122,010)

16 Provides for the deallocation
18 of funds through the
elimination of one Resource
20 Development Manager position
and one Social Services
22 Manager I position due to the
end of a grant.

24 **Office of Substance Abuse**

26 All Other 150,420 209,580

28 Provides for the allocation
30 of funds to continue the
Office of Juvenile Justice
32 and Delinquency Prevention,
or OJJDP, program to reduce
underage drinking.

34 **Office of Substance Abuse**

36 Personal Services 446 1,961
38 All Other (446) (1,961)

40 **TOTAL** _____ _____
0 0

42 Provides for the transfer of
44 All Other to Personal
Services to upgrade one Clerk
46 Stenographer II position to a
Clerk Typist III position.

48 **DEPARTMENT OF MENTAL HEALTH,**
MENTAL RETARDATION AND
50 **SUBSTANCE ABUSE SERVICES** _____ _____

2	TOTAL	32,026	87,570
4	SECTION		
	TOTAL ALLOCATIONS	64,312,877	87,300,680

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

10		1999-00	2000-01
----	--	----------------	----------------

12 **ADMINISTRATIVE AND FINANCIAL**
 14 **SERVICES, DEPARTMENT OF**

16 **Revenue Services - Bureau of**

18	All Other		2,750,000
----	-----------	--	-----------

20 Provides for the allocation
 22 of funds for a short-term
 24 contract to assist with
 26 accounts receivable
 28 collection of delinquent
 30 business taxes. The effort
 32 will pay for the cost of a
 reporting system for MATS
 that will aid the bureau's
 collection efforts. These
 efforts will generate net
 General Fund undedicated
 revenue of \$1,795,868 in
 fiscal year 2000-01.

34 **Accident, Sickness and Health**
 36 **Insurance**

38	Positions - Legislative Count		(-11.000)
	Positions - FTE Count		(-0.361)
40	Personal Services		(477,768)
	All Other		(718,642)

42	TOTAL		(1,196,410)
----	--------------	--	-------------

44 Provides for the deallocation
 46 of funds through the transfer
 48 of the Accident, Sickness and
 50 Health Insurance dedicated
 revenue account to a new
 internal service fund.

2	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
4	TOTAL		1,553,590
6	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
8	Office of the Commissioner		
10	Personal Services	2,022	3,353
12	All Other	89	147
14	TOTAL	2,111	3,500
16	Provides for the allocation of funds to establish one split-funded Public Relations Representative position. Headcount and remaining funding will be in the General Fund account within the Office of the Commissioner.		
26	Milk Commission		
28	All Other		(2,040,000)
30	Provides for the deallocation of funds through the transfer of the Maine Milk Pool funds into a separate account to facilitate automated calculation by the Office of the State Treasurer of the average daily cash balance.		
38	Milk Commission		
40	All Other		2,040,000
42	Provides for the allocation of funds through the transfer of the Maine Milk Pool funds from the Maine Milk Commission account to allow for automated calculation of cash pool earnings.		
50	Milk Commission		

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2	Personal Services	902	6,107
4	Provides for the allocation		
6	of funds to reclassify one		
8	Senior Planner position to		
10	one Assistant to the		
12	Commissioner position in		
14	conjunction with a		
16	reorganization plan that		
18	establishes a public		
20	information outreach program		
22	in response to industry		
24	demand.		
26	Division of Plant Industry		
28	Personal Services	776	5,914
30	Provides for the allocation		
32	of funds to reclassify one		
34	departmental Information		
36	Systems Manager position to		
38	one agency Technology Officer		
40	position in conjunction with		
42	a reorganization plan that		
44	establishes a 2nd technology		
46	position to support the needs		
48	of the department.		
50	DEPARTMENT OF AGRICULTURE, FOOD		
	AND RURAL RESOURCES		
	TOTAL	<u>3,789</u>	<u>15,521</u>
	ATTORNEY GENERAL, DEPARTMENT		
	OF THE		
	Administration - Attorney General		
	All Other	260,000	
	Notwithstanding the Maine		
	Revised Statutes, Title 22,		
	section 1511, provides for		
	the allocation of funds from		
	the Fund for a Healthy Maine		
	to be used for any		
	administrative or program		
	expenses.		

District Attorneys Salaries

2			
	Positions - Legislative Count		(-3,000)
4	Personal Services		(162,125)
	All Other		(3,518)
6			
	TOTAL		<u>(165,643)</u>

8
10 Provides for the deallocation
12 of funds and transfer of 3
14 Assistant District Attorney
16 positions to the General
Fund. Other Special Revenue
funding is no longer
available to continue these
positions.

18	DEPARTMENT OF THE ATTORNEY GENERAL		
	TOTAL	<u>260,000</u>	<u>(165,643)</u>

AUDIT, DEPARTMENT OF

Audit - Municipal Bureau

24			
	Positions - Legislative Count		(-3,000)
26	Personal Services		(176,023)
	All Other		(46,402)
28			
	TOTAL		<u>(222,425)</u>

30
32 Provides for the deallocation
34 of funds through the
elimination of the Municipal
Bureau within the Department
of Audit. Transfers 3 Auditor
36 III positions into the
departmental bureau to assist
38 in completion of the State's
Single Audit.

Audit - Departmental Bureau

42			
	Positions - Legislative Count		(3,000)
44	Personal Services		176,023
	All Other		15,000
46			
	TOTAL		<u>191,023</u>

48
50 Provides for the allocation
of funds for transfer of 3

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	Auditor III positions from		
	the Municipal Bureau into the		
4	departmental bureau to assist		
	in completion of the State's		
6	Single Audit in accordance		
	with the federal Single Audit		
8	Act Amendments of 1996.		
	DEPARTMENT OF AUDIT		
10	TOTAL		(31,402)
12	BAXTER STATE PARK AUTHORITY		
14	Baxter State Park Authority		
16	Positions - FTE Count		(1.000)
	Personal Services		32,177
18			
20	Provides for the allocation		
	of funds for 2 seasonal,		
22	26-week Campground Ranger I		
	positions.		
24	Baxter State Park Authority		
26	Positions - FTE Count		(0.404)
	Personal Services		16,990
28			
30	Provides for the allocation		
	of funds for one seasonal		
32	Clerk II position for 21		
	weeks per year.		
34	Baxter State Park Authority		
36	Positions - FTE Count	(0.173)	(0.173)
	Personal Services	6,947	7,249
38			
40	Provides for the allocation		
	of funds to extend one		
42	seasonal Alpine Ranger		
	position for an additional 9		
44	weeks per season.		
	Baxter State Park Authority		
46	Positions - Legislative Count		(1.000)
48	Positions - FTE Count		(-0.769)
	Personal Services		8,235
50			

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides for the allocation
of funds to increase one
4 seasonal Clerk II position to
a full-time Clerk II position.

6 **BAXTER STATE PARK AUTHORITY**
TOTAL 6,947 64,651

8 **CONSERVATION, DEPARTMENT OF**
10 **Boating Facilities Fund**

12 Personal Services 6,769 16,817
14 All Other (6,769) (16,817)
16 **TOTAL** 0 0

18 Provides for the allocation
of funds for the
20 establishment of one 36-week
project Navigational Aides
22 Assistant position, 10 weeks
in fiscal year 1999-00, 26
24 weeks in fiscal year 2000-01.

26 **DEPARTMENT OF CONSERVATION**
TOTAL 0 0

28 **CORRECTIONS, DEPARTMENT OF**
30 **Charleston Correctional Facility**

32 Positions - Legislative Count (1,000)
34 Personal Services 36,430
All Other 263
36 **TOTAL** 36,693

38 Provides for the allocation
of funds to establish one
40 Correctional Trades
42 Instructor position to assist
with public restitution and
44 the Sawyer industries program.

46 **Correctional Center**

48 Positions - Legislative Count (2,000)
Personal Services 93,113
50 All Other 333,321

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2	Capital Expenditures	38,900
4	TOTAL	<hr/> 465,334
6	Provides for the allocation	
8	of funds through the transfer	
10	of 2 positions from the	
12	Vocational Training and	
14	Industries Program to the	
16	Maine Correctional Center.	
	This transfer is being	
	requested to consolidate	
	programs with common goals to	
	align with the	
	performance-based budgeting	
	initiatives.	
18	State Prison	
20	Personal Services	1,200
22	All Other	3,919
24	TOTAL	<hr/> 5,119
26	Provides for the allocation	
28	of funds from a transfer from	
30	the State Prison - Farm	
32	Program to consolidate	
	programs with common goals to	
	align with performance-based	
	budgeting initiatives.	
34	State Prison - Farm Program	
36	Personal Services	(1,200)
38	All Other	(3,919)
40	TOTAL	<hr/> (5,119)
42	Provides for the deallocation	
44	of funds through a transfer	
46	to the State Prison program	
	to consolidate programs with	
	common goals to align with	
	performance-based budgeting	
	initiatives.	
48	Vocational Training and	
50	Industries Program	

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	Positions - Legislative Count		(-2,000)
	Personal Services		(93,113)
	All Other		(333,321)
4	Capital Expenditures		(38,900)
6	TOTAL		<hr/> (465,334)

8 Provides for the deallocation
10 of funds through a transfer
12 of 2 positions from the
14 Vocational Training and
16 Industries program account
18 to the Maine Correctional
Center program account to
consolidate programs with
common goals to better align
with the performance-based
budgeting initiatives.

20 **Charleston Correctional
22 Facilities**

24 Personal Services 639 3,136

26 Provides for the allocation
28 of funds to reclassify one
30 Industrial Shop Supervisor
32 position to a Correctional
34 Trades Shop Supervisor
position in the Sawyer
Industries program as part of
the reorganization within the
department.

36 **Correctional Services**

38 All Other (35,021)

40 Provides for the transfer of
42 funds from the Correctional
44 Services program to the Adult
46 Community Corrections
48 program. This transfer is
requested to consolidate
programs with common goals to
align with the
performance-based budgeting
initiatives.

50 **Adult Community Corrections**

2	All Other		35,021
4	Provides for the transfer of		
6	funds from the Correctional		
8	Services program. This		
10	transfer is requested to		
12	consolidate programs with		
14	common goals to align with		
16	the performance-based		
18	budgeting initiatives.		
20	Juvenile Community Corrections		
22	All Other	280,682	400,000
24	Provides for the allocation		
26	of funds from reimbursements		
28	for targeted case management		
30	services under the Medicaid		
32	program. These funds will be		
34	used to expand services to		
36	juveniles in the department's		
38	care.		
40	DEPARTMENT OF CORRECTIONS		
42	TOTAL	<u>281,321</u>	<u>439,829</u>
44	ENVIRONMENTAL PROTECTION,		
46	DEPARTMENT OF		
48	Maine Environmental Protection		
50	Fund		
52	Positions - Legislative Count		(1.000)
54	Personal Services		65,710
56	All Other		1,334
58	TOTAL		<u>67,044</u>
60	Provides for the allocation		
62	of funds for the transfer of		
64	one Environmental Specialist		
66	IV position to align with		
68	funding.		
70	Maine Environmental Protection		
72	Fund		
74	Positions - Legislative Count		(-1.000)

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2	Personal Services		(55,651)
4	Provides for the deallocation of funds from the transfer of one Environmental Specialist III position from Other Special Revenue funds to the Federal Expenditures Fund.		
10	Land and Water Quality		
12	Positions - Legislative Count		(8.000)
14	Personal Services		460,418
14	All Other		84,738
16	TOTAL		<hr/> 545,156
18	Provides for the allocation of funds from Municipal Sewage Construction to transfer and combine the program under the Land and Water Quality program.		
24	Municipal Sewerage Construction		
26	Positions - Legislative Count		(-8.000)
28	Personal Services		(460,418)
30	All Other		(84,738)
32	TOTAL		<hr/> (545,156)
34	Provides for the deallocation of funds from Municipal Sewage Construction to transfer and combine the program under the Land and Water Quality program.		
40	Remediation and Waste Management		
42	Positions - Legislative Count	(1.000)	(1.000)
44	Personal Services	7,178	30,804
44	All Other	146	625
46	TOTAL	<hr/> 7,324	<hr/> 31,429
48	Provides for the allocation of funds for the transfer of one Environmental Technician		
50			

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2 position from the Performance
Partnership Grant to the
4 Toxics Use Reduction Program
under the Hazardous Waste
Fund.

6

Remediation and Waste Management

8

All Other 1,511,500

10

12 Provides for the allocation
of funds for tire stockpile
14 abatement, remediation and
cleanup consistent with
provisions for the Tire
16 Management Fund in the Maine
Revised Statutes, Title 38,
18 section 1316-F.

20

Remediation and Waste Management

22

Positions - Legislative Count (22,000)

24

Personal Services 1,161,748

24

All Other 188,380

26

TOTAL 1,350,128

28

30 Provides for the allocation
of funds through a transfer
from the Solid Waste
Management program to
32 combine programs under the
Remediation and Waste
34 Management program.

36

Solid Waste Management

38

Positions - Legislative Count (-22,000)

40

Personal Services (1,161,748)

40

All Other (188,380)

42

TOTAL (1,350,128)

44

46 Provides for the deallocation
of funds through a transfer
to the Remediation and Waste
Management program to combine
48 programs.

50

Maine Environmental Protection

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Fund

2			
	Positions - Legislative Count	(1,000)	(1,000)
4	Personal Services	5,460	28,259
6	Provides for the transfer of		
8	one Clerk Typist II position		
	from the Land and Water		
10	Quality program to place the		
	position within the		
12	appropriate funding source.		

Maine Environmental Protection

Fund

14			
16	Personal Services	20,400	95,100
	All Other	250	2,200
18			
20	TOTAL	<u>20,650</u>	<u>97,300</u>

22 Provides funding for the
 24 establishment of 2
 26 Environmental Specialist II
 28 project positions to assist
 30 in dealing with the backlog
 32 of compliance review permit
 conditions and site
 inspections in the site
 location process. The
 positions will be effective
 from April 15, 2000 through
 April 7, 2001.

Remediation and Waste Management

34			
36	Personal Services	10,200	47,550
	All Other	120	1,100
38			
40	TOTAL	<u>10,320</u>	<u>48,650</u>

42 Provides funding for the
 44 establishment of one
 46 Environmental Specialist II
 48 project position to assist in
 review and evaluation of oil
 spill reports. The positions
 will be effective from April
 15, 2000 through April 7,
 2001.

Remediation and Waste Management

2			
	Positions - Legislative Count		(-1,000)
4	Personal Services		(41,800)
6	Provides for the transfer of		
	one Environmental Specialist		
8	III position from an account		
	within Remediation and Waste		
10	Management to another account		
	to place the position within		
12	the appropriate funding		
	source.		

Remediation and Waste Management

16			
	Positions - Legislative Count		(1,000)
18	Personal Services		41,800
	All Other		900
20			
	TOTAL		<u>42,700</u>

22 Provides for the transfer of
 24 one Environmental Specialist
 26 III position from an account
 28 within Remediation and Waste
 Management to another account
 to place the position within
 the appropriate funding
 30 source.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

32			
34	TOTAL	<u>43,754</u>	<u>1,729,431</u>

EXECUTIVE DEPARTMENT

Land For Maine's Future Fund

38			
40	Positions - Legislative Count		(1,000)
	Personal Services		49,608
42	All Other		3,207
44			
	TOTAL		<u>52,815</u>

46 Provides for the allocation
 of funds for the continued
 48 support of the Land for
 Maine's Future Program by

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2	creating one Senior Planner position.		
4	Planning Office		
6	All Other		438,000
8	Provides for the allocation of funds for recycling and hazardous waste grants administrated by the State Planning Office.		
10			
12			
14	EXECUTIVE DEPARTMENT		
14	TOTAL		<hr/> 490,815
16			
18	HOUSING AUTHORITY, MAINE STATE		
20	Maine State Housing Authority		
22	All Other		1,742,963
24	Provides for the allocation of funds due to the revenue reprojction in the Real Estate Transfer Tax program.		
26			
28			
30	MAINE STATE HOUSING AUTHORITY		
30	TOTAL		<hr/> 1,742,963
32	HUMAN SERVICES, DEPARTMENT OF		
34	Bureau of Family Independence - Central		
36			
38	Positions - Legislative Count	(-1,000)	(-1,000)
38	Personal Services	(2,808)	(14,602)
40	Provides for the deallocation of funds to eliminate one Clerk Typist II position from the Support Enforcement and Location Unit.		
42			
44			
46	Child Welfare Services		
48	All Other	1,500,000	1,500,000
50	Provides for the allocation		

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2 of funds for the increased
costs of services for
4 children returned to
facilities within the State.

6 **Child Welfare Services**

8 All Other 1,500,000

10 Provides for the allocation
of funds to pay for the
12 infrastructure to provide
services in-state for
14 children placed in
out-of-state facilities.

16

Drinking Water Enforcement

18

Personal Services 3,473 5,428

20

22 Provides for the allocation
of funds to upgrade one
Engineer Technician IV
24 position to an Environmental
Specialist IV position to
26 oversee the data transfer and
technical oversight for the
28 Public Water Supply
Supervision Grant PL 93-523.

30

Health - Bureau of

32

Positions - Legislative Count (-1,000) (-1,000)
34 Personal Services (6,529) (35,650)

36

38 Provides for the deallocation
of funds to eliminate one
Clerk Typist III position
40 from the radiation control
program.

42

Bureau of Medical Services

44

All Other 2,761,000

46

48 Provides for the allocation
of funds to cover an
anticipated shortfall in the
Medicaid Administration
50 account.

2 **Purchased Social Services**

4 All Other 185,905

6 Provides for the allocation
8 of funds for the continuation
10 of the Vista and Americorps
12 projects in which up to 47
14 Americorps Vista members
16 perform volunteer service to
18 strengthen and supplement
efforts to eliminate poverty
and poverty-related social
and environmental problems
and help to meet the
fundamental needs of children
and youth.

20 **Child Support Collections**

22 All Other 10,300,000 10,300,000

24 Provides for the allocation
26 of funds to allow for the
28 distribution of these funds
to clients. The Division of
Support Enforcement and
Recovery Unit estimates that
30 child support collections in
32 fiscal year 1999-00 will be
\$90,000,000. The present
34 allocation of \$79,700,000
will not be sufficient to
36 make the distribution.

38 **Medical Care - Payments to
Providers**

40 All Other 132,659

42 Provides funds generated by
44 the fiscal year 1997-98
hospital tax for the Augusta
46 Mental Health Institute and
the Bangor Mental Health
48 Institute to offset a General
Fund appropriation.

50 **DEPARTMENT OF HUMAN SERVICES**

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2	TOTAL	16,187,795	11,941,081
4	LICENSURE OF WATER TREATMENT PLANT OPERATORS, ADVISORY BOARD FOR		
6	Water Treatment Plant Operators - Board of Certification		
10	All Other		8,735
12	Provides for the allocation of funds to cover operating 14		
16	ADVISORY BOARD FOR LICENSURE OF WATER TREATMENT PLANT OPERATORS		
18	TOTAL		<hr/> 8,735
20	MARINE RESOURCES, DEPARTMENT OF		
22	Division of Administrative Services		
24	Positions - Legislative Count	(-1.000)	(-1.000)
26	Provides for the deallocation of one legislative headcount 28		
30	authorization for one Senior Planner position in order to provide the headcount 32		
34	necessary to establish one Administrative Procedures Coordinator position in the 36		
	Division of Administrative Services.		
38	Division of Administrative Services		
40	Positions - Legislative Count		(-1.000)
42	Personal Services		(36,989)
44	All Other		(740)
46	TOTAL		<hr/> (37,729)
48	Provides for the deallocation of funds through the transfer 50		
	out of one Clerk Typist III position to more accurately reflect program expenditures.		

Division of Administrative Services

2		
	Positions - Legislative Count	(0.500)
4	Personal Services	17,781
	All Other	356
6		
	TOTAL	<hr/> 18,137

8
10 Provides for the allocation
12 of funds to transfer in one
14 part-time Clerk Typist III
16 position from the Bureau of
Marine Patrol to more
accurately reflect program
expenditures.

**Division of Community Resource
Development**

20	Positions - Legislative Count	(1.000)
	Personal Services	36,989
22	All Other	740
24		
	TOTAL	<hr/> 37,729

26 Provides for the allocation
28 of funds to transfer one
30 Clerk Typist III position
32 from the Division of
Administrative Services to
more accurately reflect
program expenditures.

Marine Patrol - Bureau of

36	Positions - Legislative Count	(1.000)
	Personal Services	37,269
38	All Other	631
40		
	TOTAL	<hr/> 37,900

42 Provides for the allocation
44 of funds to transfer one
46 Maintenance Mechanic position
48 from the Watercraft Fund
within the Bureau of Marine
Patrol in order to more
accurately reflect program
expenditures.

50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

Marine Patrol - Bureau of

2		
	Positions - Legislative Count	(-1.000)
4	Personal Services	(37,269)
	All Other	(631)
6		<hr/>
	TOTAL	(37,900)

8
10 Provides for the deallocation
12 of funds through the transfer
14 of one Maintenance Mechanic
16 position to the Watercraft
Fund within the Bureau of
Marine Patrol to more
accurately reflect program
expenditures.

Marine Patrol - Bureau of

18		
20	Positions - Legislative Count	(-1.000)
	Personal Services	(34,868)
22	All Other	(698)
24		<hr/>
	TOTAL	(35,566)

26 Provides for the deallocation
28 of funds through the transfer
out of one part-time Clerk
30 Typist II position and one
part-time Clerk Typist III
32 position to more accurately
reflect program expenditures.

Bureau of Resource Management

34		
36	Positions - Legislative Count	(0.500)
	Personal Services	17,087
38	All Other	342
40		<hr/>
	TOTAL	17,429

42 Provides for the allocation
44 of funds to transfer in one
part-time Clerk Typist II
46 position from the Bureau of
Marine Patrol to more
48 accurately reflect program
expenditures.

Bureau of Resource Management

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	21,523	86,089
4	All Other	431	1,722
6	TOTAL	<u>21,954</u>	<u>87,811</u>
8	Provides for the allocation		
	of funds to transfer in one		
10	Marine Resource Scientist I		
	position and one Scientist II		
12	position from the Federal		
	Expenditures Fund to enable		
14	research and management of		
	the fishery.		
16			
	Bureau of Resource Management		
18	Positions - FTE Count	(-0.442)	(-0.442)
20	Personal Services	(3,068)	(12,268)
	All Other	(62)	(246)
22	TOTAL	<u>(3,130)</u>	<u>(12,514)</u>
24			
	Provides for the deallocation		
26	of funds to transfer one		
	seasonal Conservation Aide		
28	position to the Federal		
	Expenditures Fund to provide		
30	research and monitoring		
	assistance to federal grant		
32	programs.		
34	Bureau of Resource Management		
36	Personal Services	12,653	
	All Other	253	
38	TOTAL	<u>12,906</u>	
40			
	Provides for the allocation		
42	of funds and authority to		
	extend a project Marine		
44	Resource Scientist II		
	position through June 9, 2000.		
46			
	DEPARTMENT OF MARINE RESOURCES		
48	TOTAL	<u>31,730</u>	<u>75,297</u>
50	MENTAL HEALTH, MENTAL RETARDATION		

**AND SUBSTANCE ABUSE SERVICES,
DEPARTMENT OF**

2

4

Augusta Mental Health Institute

6

Personal Services (10,926)

8

All Other (4,085)

8

Capital Expenditures (44)

10

TOTAL (15,055)

12

Provides for the deallocation

14

of funds due to a change in

16

the federal match rate for
fiscal year 2000-01 from
66.22% to 66.12%.

18

Augusta Mental Health Institute

20

All Other 81,728

22

Provides for the allocation

24

of funds for the purpose of

26

increasing dentist hours in
the department's 3 dental
clinics.

28

Augusta Mental Health Institute

30

Positions - Legislative Count (13,000) (13,000)

32

Personal Services 78,432 319,484

34

All Other 408,365 463,691

36

TOTAL 486,797 783,175

38

Provides for the allocation

40

of funds to continue 8 Nurse

42

II positions and 5 Mental

44

Health Worker I positions

created by Financial Order

03352FO in order to meet

requirements of the Augusta

Mental Health Consent Decree.

46

Augusta Mental Health Institute

48

All Other 135,301

50

Provides for the allocation

of funds to pay the final

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 gross patient services
revenue limit for fiscal year
1997-98.

4

Augusta Mental Health Institute

6

7	Positions - Legislative Count	(-8,000)	
8	Personal Services	(190,142)	
	All Other	(273,798)	
10			<hr/>
12	TOTAL		(463,940)

12

14 Provides for the deallocation
of funds through the transfer
16 of management of facilities
and grounds and one Laborer
18 II position, one Heavy
Equipment Operator position,
one Building Maintenance
20 Supervisor position and 5
Boiler Engineer positions
22 from the Augusta Mental
Health Institute to the
24 Bureau of General Services.

26 **Bangor Mental Health Institute**

28	Personal Services	(13,617)	
	All Other	(2,647)	
30	Capital Expenditures	(24)	
32			<hr/>
	TOTAL		(16,288)

34 Provides for the deallocation
of funds due to a change in
36 the federal match rate for
fiscal year 2000-01 from
38 66.22% to 66.12%.

40 **Bangor Mental Health Institute**

42	Positions - Legislative Count	(-17,500)	(-17,500)
	Personal Services	(209,258)	(372,170)
44	All Other	(12,338)	(24,817)
46			<hr/>
	TOTAL	(221,596)	(396,987)

48 Provides for the deallocation
of funds through the
50 elimination of 3 full-time

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 and one part-time Nurse II
positions, one Nurse I
4 position, 2 Licensed
Practical Nurse positions,
6 one Mental Health Worker II
position, 4 Mental Health
8 Worker I positions, one
Custodial Worker I position,
10 one Storekeeper II position,
one Clerk Typist II position,
12 one Furniture Repairer
position and 2 Food Service
14 Worker positions as a result
of a unit closing at the
16 Bangor Mental Health
Institute.

18 **Bangor Mental Health Institute**

20 All Other 69,254

22 Provides for the allocation
of funds to pay the final
24 gross patient services
revenue limit for fiscal year
26 1997-98.

28 **Mental Health Services - Community**

30 All Other 204,556

32 Provides for the allocation
of funds to purchase hardware
34 and software for management
information systems.

36 **Augusta Mental Health Institute**

38 Positions - Legislative Count (-1,000)
40 Personal Services (100,690)
All Other (3,968)
42
44 TOTAL (104,658)

46 Provides for the deallocation
of funds due to the
48 elimination of one Physician
III position.

50 **Augusta Mental Health Institute**

2	All Other	147,000	
4	Provides for the allocation		
6	of funds in order to fund		
8	necessary health and safety		
10	needs, such as an electrical		
12	infrastructure upgrade, air		
14	quality and sprinkler system.		
16	DEPARTMENT OF MENTAL HEALTH, MENTAL		
18	RETARDATION AND SUBSTANCE		
20	ABUSE SERVICES		
22	TOTAL	821,312	(132,025)
24	PROFESSIONAL AND FINANCIAL		
26	REGULATION, DEPARTMENT OF		
28	Administrative Services - Professional		
30	and Financial Regulation		
32	Personal Services	2,625	5,300
34	Provides for the allocation		
36	of funds to upgrade one		
38	Accountant II position to a		
40	Staff Accountant position to		
42	meet the needs of the		
44	Administrative Services		
46	Division.		
48	Banking - Bureau of		
50	Personal Services	5,850	7,800
52	Provides for the allocation		
54	of funds for the range change		
56	of the Securities Division		
58	Administrator position from		
60	range 31, confidential, to		
62	range 34, confidential.		
64	Administrative Services -		
66	Professional and Financial		
68	Regulation		
70	Personal Services	2,500	3,300
72	Provides for the allocation		
74	of funds for the renaming of		

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2	the classification of the		
	Managing Insurance Examiner		
4	position in the Supervisory		
	bargaining unit to Assistant		
6	Director of Fiscal Operations		
	in the Confidential		
8	bargaining unit.		
	Banking - Bureau of		
10	Personal Services	1,450	1,450
12			
14	Provides for the allocation		
	of funds for the		
16	implementation of an		
	agreement to reclassify all		
18	Staff Attorney positions and		
	change their bargaining unit		
20	from Confidential to		
	Professional and Technical.		
22	Insurance - Bureau of		
24	Personal Services	8,950	8,950
26			
28	Provides for the allocation		
	of funds for the		
30	implementation of an		
	agreement to reclassify all		
32	Staff Attorney positions and		
	one Managing Insurance		
34	Examiner position and change		
	their bargaining unit from		
36	Confidential to Professional		
	and Technical and for the		
38	reclassification of a Senior		
	Staff Attorney position.		
40	DEPARTMENT OF PROFESSIONAL AND		
	FINANCIAL REGULATION		
	TOTAL	<hr/>	<hr/>
		21,375	26,800
42			
44	PUBLIC SAFETY, DEPARTMENT OF		
	Fire Marshal - Office of		
46			
	Positions - Legislative Count		(1,000)
48	Personal Services		69,953
	All Other		16,116
50	Capital Expenditures		150,000
			<hr/>

2	TOTAL		236,069
4	Provides for the allocation		
6	of funds to establish one		
8	Chemist III position and for		
10	operational expenses and		
12	upgrade of the Crime Lab		
	facility necessary to process		
	fire evidence, which is		
	required due to loss of		
	services by closure of the		
	private contract laboratory.		
14	State Police		
16	Personal Services	7,341	7,341
18	All Other	133	133
20	TOTAL	<u>7,474</u>	<u>7,474</u>
22	Provides for the allocation		
24	of funds for the		
26	reclassification and range		
28	change for 2 Police		
	Communication Operator		
	positions as approved by the		
	Bureau of Human Resources.		
30	Turnpike Enforcement		
32	Personal Services	8,170	7,341
34	All Other	147	133
36	TOTAL	<u>8,317</u>	<u>7,474</u>
38	Provides for the allocation		
40	of funds for the		
42	reclassification and range		
44	change for 2 Police		
	Communication Operator		
	positions as approved by the		
	Bureau of Human Resources.		
46	Turnpike Enforcement		
48	Positions - Legislative Count		(2,000)
50	Personal Services		71,511
	All Other		31,207
	Capital Expenditures		44,000

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2 TOTAL 146,718
 4 Provides for the allocation
 6 of funds to establish 2 State
 8 Police Trooper positions and
 10 allocates funds for
 operational costs and for the
 purchase of vehicles for the
 troopers as requested by the
 Maine Turnpike Authority.

12 **DEPARTMENT OF PUBLIC SAFETY**
 14 **TOTAL** 15,791 397,735

16 **SECRETARY OF STATE,**
DEPARTMENT OF
 18 **Administration - Archives**

20 Personal Services 1,777 4,983
 22 Provides funding to continue
 24 a 36-week, part-time project
 Clerk Typist II position from
 26 April 15, 2000 until November
 28 4, 2000. This position will
 perform extensive data entry
 30 needed in order to track
 boxes of archival documents
 32 that must be moved to
 accommodate the conversion of
 34 a part of the archives
 facility to mobile compact
 shelving.

36 **DEPARTMENT OF SECRETARY**
OF STATE
 38 **TOTAL** 1,777 4,983

40 **SECTION**
TOTAL ALLOCATIONS 17,675,591 18,162,361

42 **Sec. A-4. Allocation.** The following funds are allocated from
 44 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.

46 1999-00 2000-01
 48 **ECONOMIC AND COMMUNITY**

COMMITTEE AMENDMENT

DEVELOPMENT, DEPARTMENT OF

2

**Community Development Block
Grant Program**

4

6

All Other 1,000,000

8

Provides for the allocation
of funds in the Community
Development Block Grant
Program.

10

12

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT
TOTAL**

14

1,000,000

16

EDUCATION, DEPARTMENT OF

18

Learning Systems

20

Personal Services 4,000

22

All Other 160

24

TOTAL 4,160

26

Provides for the allocation
of funds to meet a payroll
shortfall resulting from a
lack of attrition and
unbudgeted salary and benefit
increases in a 2-person
account.

28

30

32

**DEPARTMENT OF EDUCATION
TOTAL**

34

4,160

36

HUMAN SERVICES, DEPARTMENT OF

38

Health - Bureau of

40

Positions - Legislative Count (-1,000)

42

Personal Services (42,282)

44

Provides for the deallocation
of funds to eliminate one
Sanitarian II position in the
childhood lead poisoning
prevention program due to the
reduction of federal funding.

46

48

50

Maternal and Child Health

2 Positions - Legislative Count (1.000)
 4 Personal Services 45,903

6 Provides for the allocation
 8 of funds for the transfer of
 10 one Comprehensive Health
 12 Planner II position from the
 14 federal categorical grant.
 The position will be
 reclassified to Public Health
 Nurse Consultant.

Maternal and Child Health

16 Positions - Legislative Count (1.000)
 18 Personal Services 57,242

20 Provides for the allocation
 22 of funds for the transfer of
 24 one Health Program Manager
 position from the federal
 categorical grant.

Maternal and Child Health

26 Personal Services 1,566

28 Provides for the allocation
 30 of funds to reorganize one
 32 Data Entry Specialist
 34 position to a Clerk Typist
 III position.

Purchased Social Services

36 Positions - Legislative Count (-1.000) (-1.000)
 38 Personal Services (50,588) (52,105)

40 Provides for the deallocation
 42 of funds to transfer one
 44 Social Services Program
 46 Specialist II position to the
 48 Bureau of Child and Family
 Services account to comply
 with the State's Single Audit
 finding.

Additional Support for Persons

in Retraining and Employment

2	Positions - Legislative Count	(-1.000)	(-1.000)
4	Personal Services	(5,169)	(26,139)
6	Provides for the deallocation		
	of funds to eliminate one		
8	Human Services Aide III		
	position.		

Office of Management and Budget

12	Personal Services		(2,079,083)
14	All Other		(30,128)
16	TOTAL		(2,109,211)

18 Provides for the deallocation
 20 of funds to transfer the cost
 22 of the Office of Management
 24 and Budget from the Social
 26 Services Block Grant account
 28 to the Federal Expenditures
 30 Fund to allow for the
 equitable distribution of
 costs to the benefiting
 programs. This transfer is
 necessary due to reductions
 in the Social Services Block
 Grant.

**OMB Operations -
Regional**

34	All Other		(2,361,056)
----	-----------	--	-------------

36 Provides for the deallocation
 38 of funds to transfer the cost
 40 of the OMB Operations -
 42 Regional from the Social
 44 Services Block Grant account
 46 to the Federal Expenditures
 48 Fund to allow for the
 equitable distribution of
 costs to the benefiting
 programs. This transfer is
 necessary due to reductions
 in the Social Services Block
 Grant.

50

Community Services Block Grant

2

4 All Other 844,843 147,317

6 Provides for the allocation
 8 of federal Community Services
 10 Block Grant funds carried
 12 forward from state fiscal
 14 year 1999 of \$697,526 and
 16 from a grant award increase
 of \$147,317 received in March
 2000. These funds will be
 contracted out in fiscal year
 2000.

Child Care Development Block Grant

18

20 All Other 1,717,066 1,234,475

22 Provides for the allocation
 24 of federal Child Care
 26 Development Block Grant funds
 carried forward from state
 28 fiscal year 1999 of \$482,591
 and from a grant award of
 \$651,034 for matching
 30 increase and \$583,441 for
 discretionary funds received
 32 in March 2000. These funds
 will be contracted out in
 34 fiscal year 2000.

**DEPARTMENT OF HUMAN SERVICES
 TOTAL**

36

2,506,152 (3,104,290)

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

38

40

Office of Substance Abuse

42

44 All Other 500,000

46 Provides for the allocation
 48 of funds due to an increase
 in the Office of Substance
 Abuse federal block grant.

50

2	Mental Health Services - Children		
4	All Other	117,221	117,221
6	Provides for an allocation of funds due to an increase in the Community Mental Health Block Grant program.		
10	Mental Health Services - Community		
12	All Other	117,221	117,221
14	Provides for the allocation of funds due to an increase in the Community Mental Health Block Grant program.		
18	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES		
22	TOTAL	<u>234,442</u>	<u>734,442</u>
24	PUBLIC SAFETY, DEPARTMENT OF		
26	Emergency Medical Services		
28	Positions - Legislative Count		(-1,000)
30	Personal Services		(79,235)
32	All Other		(28,362)
34	TOTAL		<u>(107,597)</u>
36	Provides for the deallocation of funds and transfer of one Director, Office of Emergency Medical Services position to the Emergency Medical Services account in the General Fund due to the loss of Preventive Health Block Grant funds.		
44	DEPARTMENT OF PUBLIC SAFETY		
46	TOTAL		<u>(107,597)</u>
48	SECTION		
	TOTAL ALLOCATIONS	<u>3,744,754</u>	<u>(2,477,445)</u>

2 **Sec. A-5. Allocation.** The following funds are allocated from
 3 the Bureau of Revenue Services Fund for the fiscal years ending
 4 June 30, 2000 and June 30, 2001 to carry out the purposes of this
 Part.

	1999-00	2000-01
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
Bureau of Revenue Services Fund		
All Other	750,000	750,000
Provides for the allocation of funds for the Bureau of Revenue Services Internal Services Fund. Funds will be collected from agencies for services rendered to them by the bureau.		
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
TOTAL	750,000	750,000
SECTION		
TOTAL ALLOCATIONS	750,000	750,000

30 **Sec. A-6. Allocation.** The following funds are allocated from
 31 the Alcoholic Beverage Fund for the fiscal years ending June 30,
 32 2000 and June 30, 2001 to carry out the purposes of this Part.

	1999-00	2000-01
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
Alcoholic Beverages - General Operation		
All Other	16,566	34,115
Provides for the allocation of funds to continue maintenance and enhancement of the MIMS point of sale and inventory system.		
Alcoholic Beverages - General		

2 **Sec. A-8. Allocation.** The following funds are allocated from
 4 the Seed Potato Board 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
6 AGRICULTURE, FOOD AND RURAL		
8 RESOURCES, DEPARTMENT OF		
10 Seed Potato Board		
12 Positions - Legislative Count	(-1.000)	(-1.000)
14 Personal Services	(31,733)	(33,216)
All Other	(254)	(266)
16 TOTAL	(31,987)	(33,482)
18 Provides for the deallocation		
20 of funds through the		
elimination of one vacant		
22 Clerk Typist III position.		
The headcount only will be		
24 reallocated to the Office of		
the Commissioner in order to		
26 establish a Public Relations		
Representative position as		
28 part of a reorganization plan.		
30 DEPARTMENT OF AGRICULTURE, FOOD		
AND RURAL RESOURCES		
TOTAL	(31,987)	(33,482)
32 SECTION		
34 TOTAL ALLOCATIONS	(31,987)	(33,482)

36 **Sec. A-9. Allocation.** The following funds are allocated from
 38 the State Lottery 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
40 ADMINISTRATIVE AND FINANCIAL		
42 SERVICES, DEPARTMENT OF		
44 Lottery Operations		
46 All Other	46,000	46,000
48 Provides for the allocation		
50 of funds to bolster		
advertising efforts for the		

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2 Heritage Fund instant ticket
games.

4 **DEPARTMENT OF ADMINISTRATIVE
AND FINANCIAL SERVICES**

6 **TOTAL** _____ _____
46,000 46,000

8 **SECTION** _____ _____
10 **TOTAL ALLOCATIONS** 46,000 46,000

12 **Sec. A-10. Allocation.** The following funds are allocated from
the Accident, Sickness and Health Insurance Internal Service Fund
for the fiscal year ending June 30, 2001 to carry out the
14 purposes of this Part.

16 **2000-01**

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

20 **Accident, Sickness and Health
22 Insurance Internal Service Fund**

24 Positions - Legislative Count (11,000)
Positions - FTE Count (0.361)
26 Personal Services 477,768
All Other 718,642

28 Provides for the allocation of positions and
30 funding to support the operations of the
Accident, Sickness and Health Insurance
32 Internal Service Fund.

34 **DEPARTMENT OF ADMINISTRATIVE AND
FINANCIAL SERVICES**

36 **TOTAL** _____
1,196,410

38 **SECTION** _____
40 **TOTAL ALLOCATIONS** 1,196,410

42 **Sec. A-11. Allocation.** The following funds are allocated from
the Office of Information Services Fund for the fiscal years
ending June 30, 2000 and June 30, 2001 to carry out the purposes
44 of this Part.

46 **1999-00** **2000-01**

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

50

2	Information Services - Bureau of		
4	Personal Services	2,036	7,562
6	Provides for the allocation		
8	of funds to upgrade the		
10	Deputy Director of		
12	Information Services position		
	to a Chief Information		
	Officer position.		
14	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
16	TOTAL	<u>2,036</u>	<u>7,562</u>
18	SECTION		
20	TOTAL ALLOCATIONS	<u>2,036</u>	<u>7,562</u>

PART B

22 **Sec. B-1. Appropriations.** There are appropriated from the
 24 General Fund for the fiscal years ending June 30, 2000 and June
 26 30, 2001 to the departments listed, the sums identified in the
 following in order to provide funding for approved
 reclassifications and range changes.

28		1999-00	2000-01
30	ADMINISTRATIVE AND FINANCIAL		
32	SERVICES, DEPARTMENT OF		
34	Administration - Human Resources		
36	Personal Services	\$6,372	\$5,377
38	Buildings and Grounds Operations		
40	Personal Services	8,043	9,234
42	Financial and Personnel		
44	Services - Division of		
46	Personal Services	5,094	3,366
48	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
50	TOTAL	<u>19,509</u>	<u>17,977</u>
	ATLANTIC SALMON COMMISSION		

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2	Atlantic Salmon Commission		
4	Personal Services	2,658	7,144
6	ATLANTIC SALMON COMMISSION		
	TOTAL	<u>2,658</u>	<u>7,144</u>
8	AUDIT, DEPARTMENT OF		
10	Audit - Departmental Bureau		
12	Personal Services		2,200
14	DEPARTMENT OF AUDIT		
16	TOTAL		<u>2,200</u>
18	CONSERVATION, DEPARTMENT OF		
20	Forest Health And Monitoring		
22	Personal Services	11,403	8,040
24	Forest Policy and Management -		
26	Division of		
28	Personal Services	2,479	3,279
30	Parks - General Operations		
32	Personal Services	8,424	24,260
34	DEPARTMENT OF CONSERVATION		
	TOTAL	<u>22,306</u>	<u>35,579</u>
36	CORRECTIONS, DEPARTMENT OF		
38	Administration - Corrections		
40	Personal Services		19,786
42	Correctional Center		
44	Personal Services		15,395
46	Downeast Correctional Facility		
48	Personal Services		7,142
50	Northern Maine Juvenile		

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2	Facility		
	Personal Services		10,642
4			
	State Prison		
6	Personal Services		17,259
8			
10	DEPARTMENT OF CORRECTIONS		
	TOTAL		<hr/> 70,224
12	ECONOMIC AND COMMUNITY DEVELOPMENT,		
14	DEPARTMENT OF		
16	Administration - Economic and		
	Community Development		
18	Personal Services	5,000	5,495
20	Business Development		
22	Personal Services	9,704	5,495
24	Maine State Film Commission		
26	Personal Services	4,698	4,271
28	Office of Tourism		
30	Personal Services	7,730	3,429
32	DEPARTMENT OF ECONOMIC AND		
	COMMUNITY DEVELOPMENT		
34	TOTAL	<hr/> 27,132	<hr/> 18,690
36	EDUCATION, DEPARTMENT OF		
38	Leadership		
40	Personal Services	8,776	3,491
42	Learning Systems		
44	Personal Services	7,984	4,752
46	Management Information Systems		
48	Personal Services	2,063	2,053
50	Support Systems		

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2	Personal Services	5,517	5,240
4	DEPARTMENT OF EDUCATION		
	TOTAL	<u>24,340</u>	<u>15,536</u>
6			
8	ENVIRONMENTAL PROTECTION,		
	DEPARTMENT OF		
10	Administration -		
	Environmental Protection		
12			
14	Personal Services	8,833	5,694
16	Land and Water Quality		
18	Personal Services	7,509	8,354
20	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		
22	TOTAL	<u>16,342</u>	<u>14,048</u>
24	HUMAN SERVICES, DEPARTMENT OF		
26	Bureau of Child and Family		
	Services - Central		
28	Personal Services	4,200	3,800
30	Bureau of Medical Services		
32	Personal Services		17,435
34	Elder and Adult Services -		
	Bureau of		
36			
38	Personal Services		2,050
40	OMB Operations - Regional		
42	Personal Services	2,300	1,100
44	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>6,500</u>	<u>24,385</u>
46			
48	INLAND FISHERIES AND WILDLIFE,		
	DEPARTMENT OF		
50	Enforcement Operations - Inland		

2	Fisheries and Wildlife		
	Personal Services		9,500
4			
	Fisheries and Hatcheries Operations		
6	Personal Services		22,500
8			
	Licensing Services - Inland		
10	Fisheries and Wildlife		
12	Personal Services		600
14			
	Office of the Commissioner -		
16	Inland Fisheries and Wildlife		
	Personal Services	1,632	4,182
18			
	Public Information and Education -		
20	Division of		
22	Personal Services	6,110	4,202
24			
	Resource Management Services -		
26	Inland Fisheries and Wildlife		
	Personal Services		3,791
28			
	DEPARTMENT OF INLAND FISHERIES		
30	AND WILDLIFE		
	TOTAL	<u>7,742</u>	<u>44,775</u>
32			
	MARINE RESOURCES, DEPARTMENT OF		
34			
	Bureau of Resource Management		
36	Personal Services		16,481
38			
	DEPARTMENT OF MARINE RESOURCES		
40	TOTAL		<u>16,481</u>
42			
	MENTAL HEALTH, MENTAL RETARDATION		
44	AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF		
	Mental Health Services - Community		
46	Personal Services	2,780	2,196
48			
	Mental Retardation Services -		
50	Community		

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2	Personal Services		91,766
4	Office of Substance Abuse		
6	Personal Services	2,692	1,176
8	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES		
10	TOTAL	<u>5,472</u>	<u>95,138</u>
12			
14	MUSEUM, MAINE STATE		
16	Maine State Museum		
18	Personal Services	13,992	18,000
20	MAINE STATE MUSEUM TOTAL	<u>13,992</u>	<u>18,000</u>
22	PUBLIC SAFETY, DEPARTMENT OF		
24	Liquor Enforcement		
26	Personal Services	2,450	2,038
28	State Police		
30	Personal Services	8,664	14,201
32	DEPARTMENT OF PUBLIC SAFETY TOTAL	<u>11,114</u>	<u>16,239</u>
34			
36	SECTION TOTAL APPROPRIATIONS	<u>\$157,107</u>	<u>\$396,416</u>

38 **Sec. B-2. Allocations.** There are allocated from the Federal
 40 Expenditures Fund for the fiscal years ending June 30, 2000 and
 42 June 30, 2001 to the departments listed, the sums identified in
 the following in order to provide funding for approved
 reclassifications and range changes.

44		1999-00	2000-01
46	ATLANTIC SALMON COMMISSION		
48	Atlantic Salmon Commission		
50	Personal Services	\$3,307	\$7,076

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	ATLANTIC SALMON COMMISSION		
	TOTAL	<u>3,307</u>	<u>7,076</u>
4	CONSERVATION, DEPARTMENT OF		
6	Forest Health and Monitoring		
8	Personal Services	3,177	2,227
10	Forest Policy and Management -		
12	Division of		
14	Personal Services	7,035	4,527
16	DEPARTMENT OF CONSERVATION		
	TOTAL	<u>10,212</u>	<u>6,754</u>
18	EDUCATION, DEPARTMENT OF		
20	Learning Systems		
22	Personal Services	7,849	2,396
24	Learning Systems		
26	Personal Services	3,588	2,920
28	DEPARTMENT OF EDUCATION		
30	TOTAL	<u>11,437</u>	<u>5,316</u>
32	ENVIRONMENTAL PROTECTION,		
34	DEPARTMENT OF		
36	Administration - Environmental		
	Protection		
38	Personal Services	1,032	2,529
40	Land and Water Quality		
42	Personal Services	1,855	3,395
44	Performance Partnership Grant		
46	Personal Services	9,286	13,783
48	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		
50	TOTAL	<u>12,173</u>	<u>19,707</u>

2	EXECUTIVE DEPARTMENT		
4	Planning Office		
6	Personal Services	3,602	2,746
8	EXECUTIVE DEPARTMENT		
	TOTAL	<u>3,602</u>	<u>2,746</u>
10	HUMAN SERVICES, DEPARTMENT OF		
12	Bureau of Family Independence -		
14	Central		
16	Personal Services	2,975	4,950
18	Health - Bureau of		
20	Personal Services	18,875	17,550
22	Bureau of Medical Services		
24	Personal Services	79,880	62,990
26	OMB Operations - Regional		
28	Personal Services	1,150	500
30	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>102,880</u>	<u>85,990</u>
32	MARINE RESOURCES, DEPARTMENT OF		
34	Bureau of Resource Management		
36	Personal Services	1,950	2,329
38	DEPARTMENT OF MARINE RESOURCES		
40	TOTAL	<u>1,950</u>	<u>2,329</u>
42	SECTION		
44	TOTAL ALLOCATIONS	<u>\$145,561</u>	<u>\$129,918</u>

50 **Sec. B-3. Allocations.** There are allocated from Other Special Revenue funds 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.

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

	1999-00	2000-01
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48		
50		

2	Remediation and Waste Management		
4	Personal Services	12,278	6,107
6	Remediation and Waste Management		
8	Personal Services	3,766	2,488
10	Remediation and Waste Management		
12	Personal Services	3,105	5,594
14	Solid Waste Management		
16	Personal Services	4,292	4,661
18	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
20	TOTAL	<u>36,961</u>	<u>37,711</u>
22	HUMAN SERVICES, DEPARTMENT OF		
24	Drinking Water Enforcement		
26	Personal Services	20,425	14,225
28	DEPARTMENT OF HUMAN SERVICES		
30	TOTAL	<u>20,425</u>	<u>14,225</u>
32	LABOR, DEPARTMENT OF		
34	Safety Education and Training Programs		
36	Personal Services	7,517	7,145
38	DEPARTMENT OF LABOR		
40	TOTAL	<u>7,517</u>	<u>7,145</u>
42	MARINE RESOURCES, DEPARTMENT OF		
44	Division of Administrative Services		
46	Personal Services	3,547	2,226
48	Division of Administrative Services		
50	Services		

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	Personal Services	725	3,144
4	Marine Patrol - Bureau of		
6	Personal Services	1,536	1,237
8	Bureau of Resource Management		
10	Personal Services	1,504	1,747
12	DEPARTMENT OF MARINE RESOURCES		
14	TOTAL	<u>7,312</u>	<u>8,354</u>
16	PROFESSIONAL AND FINANCIAL		
18	REGULATION, DEPARTMENT OF		
20	Banking - Bureau of		
22	Personal Services	4,875	2,750
24	Engineers - Board of Registration		
26	for Professional		
28	Personal Services	4,100	3,100
30	Insurance - Bureau of		
32	Personal Services	1,300	2,600
34	Licensure in Medicine - Board of		
36	Personal Services	8,200	3,800
38	Nursing - Board of		
40	Personal Services	3,150	2,150
42	DEPARTMENT OF PROFESSIONAL AND		
44	FINANCIAL REGULATION		
46	TOTAL	<u>21,625</u>	<u>14,400</u>
48	PUBLIC SAFETY, DEPARTMENT OF		
50	Criminal Justice Academy		
	Personal Services	1,270	2,561
	Emergency Services Communication		
	Bureau		

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2	Personal Services	9,669	12,471
4	Fire Marshal - Office of		
6	Personal Services	12,435	16,088
8	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	<u>23,374</u>	<u>31,120</u>
10	SECTION		
12	TOTAL ALLOCATIONS	<u>\$147,959</u>	<u>\$146,279</u>

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

20		1999-00	2000-01
22	HUMAN SERVICES, DEPARTMENT OF		
24	Dental Disease Prevention		
26	Personal Services	\$2,030	\$3,970
	All Other	(2,030)	(3,970)
28	Special Children's Services		
30	Personal Services	3,300	1,950
32	All Other	(3,300)	(1,950)
34	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>0</u>	<u>0</u>
36	SECTION		
38	TOTAL ALLOCATIONS	<u>\$0</u>	<u>\$0</u>

40 **Sec. B-5. Allocations.** There are allocated from the Internal
 42 Service Fund for the fiscal years ending June 30, 2000 and June
 44 30, 2001 to the departments listed, the sums identified in the
 following in order to provide funding for approved
 reclassifications and range changes.

46		1999-00	2000-01
48	ADMINISTRATIVE AND FINANCIAL		
50	SERVICES, DEPARTMENT OF		

Central Motor Pool

2	Personal Services	\$1,334	\$2,579
4			
6	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
8	TOTAL	1,334	2,579
10	SECTION		
12	TOTAL ALLOCATIONS	\$1,334	\$2,579

PART C

Sec. C-1. Appropriations. There are appropriated from the General 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.

		1999-00	2000-01
22	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
24	Buildings and Grounds Operations		
26			
28	All Other	(\$19,509)	(\$17,977)
30			
32	Provides funds for approved reclassifications and range changes in this program, the Administration - Human Resources Program and the Financial and Personnel Services - Division of program.		
34			
36			
38			
40	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
42	TOTAL	(19,509)	(17,977)
44	ATLANTIC SALMON COMMISSION		
46	Atlantic Salmon Commission		
48	All Other	(2,658)	(7,144)

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	Provides funds for an approved range change and a reclassification.		
4			
6	ATLANTIC SALMON COMMISSION		
6	TOTAL	<u>(2,658)</u>	<u>(7,144)</u>
8	AUDIT, DEPARTMENT OF		
10	Audit - Departmental Bureau		
12	All Other		(2,200)
14	Provides funds for an approved reclassification.		
16			
18	DEPARTMENT OF AUDIT		
18	TOTAL		<u>(2,200)</u>
20			
22	CONSERVATION, DEPARTMENT OF		
24	Forest Health and Monitoring		
26	All Other	(11,403)	(8,040)
28	Provides funds for approved reclassifications.		
30	Forest Policy and		
32	Management - Division of		
34	All Other	(2,479)	(3,279)
36	Provides funds for an approved bargaining unit change.		
38			
40	Parks - General Operations		
42	Capital Expenditures	(8,424)	(24,260)
44	Provides funds for approved reclassifications and range changes.		
46			
48	DEPARTMENT OF CONSERVATION		
48	TOTAL	<u>(22,306)</u>	<u>(35,579)</u>

2	CORRECTIONS, DEPARTMENT OF	
4	Administration - Corrections	
6	All Other	(17,156)
8	Provides funds for an	
10	approved reclassification and	
	range changes.	
12	Charleston Correctional Facility	
14	All Other	(10,642)
16	Provides funds for an	
18	approved reclassification in	
	the Northern Maine Juvenile	
20	Detention Facility program.	
	Correctional Center	
22	All Other	(15,395)
24	Provides funds for approved	
26	reclassifications and a range	
	change.	
28	Downeast Correctional Facility	
30	All Other	(7,142)
32	Provides funds for approved	
34	reclassifications.	
36	Juvenile Community Corrections	
38	All Other	(2,630)
40	Provides funds for an	
42	approved reclassification and	
	range changes in the	
44	Administration - Corrections	
	program.	
46	State Prison	
48	All Other	(17,259)

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides funds for approved
reclassifications.

4 **DEPARTMENT OF CORRECTIONS**
5 **TOTAL** (70,224)

8 **ECONOMIC AND COMMUNITY DEVELOPMENT,**
9 **DEPARTMENT OF**

10 **Administration - Economic and**
12 **Community Development**

14	Personal Services	(17,434)	0
	All Other	0	(5,495)
16	Capital Expenditures	(5,000)	0
18	TOTAL	(22,434)	(5,495)

20 Provides funds for an
22 approved reclassification and
range changes in this
24 program, the Office of
Tourism program and the
Business Development program.

26 **Business Development**

28 All Other (5,495)

30 Provides funds for an
32 approved range change.

34 **Office of Tourism**

36 All Other (4,698) (7,700)

38 Provides funds for an
40 approved reclassification in
this program and an approved
42 reclassification in the Maine
State Film Commission program.

44 **DEPARTMENT OF ECONOMIC AND**
46 **COMMUNITY DEVELOPMENT**

TOTAL (27,132) (18,690)

48 **EDUCATION, DEPARTMENT OF**

50

2	Leadership		
4	All Other		(3,491)
6	Provides funds for an approved reclassification.		
8	Learning Systems		
10	All Other	(7,984)	(4,752)
12	Provides funds for an approved reclassification.		
14	Management Information Systems		
16	All Other	(2,063)	(2,053)
18	Provides funds for an approved reclassification.		
20	Regional Services		
22	Personal Services	(8,776)	
24	Provides funds for an approved reclassification in the Leadership program.		
26	Support Systems		
28	All Other	(5,517)	(5,240)
30	Provides funds for an approved reclassification.		
32	DEPARTMENT OF EDUCATION		
34	TOTAL	<u>(24,340)</u>	<u>(15,536)</u>
36	ENVIRONMENTAL PROTECTION,		
38	DEPARTMENT OF		
40	Administration - Environmental		
42	Protection		
44	All Other	(8,833)	(5,694)
46	Provides funds for an approved range change.		
48			
50			

2	Land and Water Quality		
4	All Other	(7,509)	(8,354)
6	Provides funds for an approved reclassification.		
8			
10	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
12	TOTAL	<u>(16,342)</u>	<u>(14,048)</u>
14	HUMAN SERVICES, DEPARTMENT OF		
16	Bureau of Child and Family Services - Central		
18	All Other	(4,200)	(3,800)
20	Provides funds for an approved reclassification.		
22			
24	Bureau of Elder and Adult Services		
26	All Other		(2,050)
28	Provides funds for an approved reclassification.		
30			
32	Bureau of Medical Services		
34	All Other		(17,435)
36	Provides funds for approved reclassifications and range changes.		
38			
40	OMB Operations - Regional		
42	All Other	(2,300)	(1,100)
44	Provides funds for approved reclassifications.		
46	DEPARTMENT OF HUMAN SERVICES		
48	TOTAL	<u>(6,500)</u>	<u>(24,385)</u>
50	INLAND FISHERIES AND WILDLIFE,		

2	DEPARTMENT OF		
4	Enforcement Operations - Inland Fisheries and Wildlife		
6	All Other		(9,500)
8	Provides funds for an approved reclassification.		
10	Fisheries and Hatcheries Operations		
12	All Other		(22,500)
14	Provides funds for approved reclassifications.		
16			
18	Licensing Services - Inland Fisheries and Wildlife		
20	All Other		(600)
22	Provides funds for an approved reclassification.		
24			
26	Office of the Commissioner - Inland Fisheries and Wildlife		
28	All Other	(1,632)	(4,182)
30	Provides funds for an approved reclassification.		
32			
34	Public Information and Education - Division of		
36	All Other	(6,110)	(4,202)
38	Provides funds for approved reclassifications.		
40			
42	Resource Management Services - Inland Fisheries and Wildlife		
44	All Other		(3,791)
46	Provides funds for approved reclassifications.		
48			
50	DEPARTMENT OF INLAND FISHERIES		

2	AND WILDLIFE		
	TOTAL	(7,742)	(44,775)
4			
6	MARINE RESOURCES, DEPARTMENT OF		
8	Bureau of Resource Management		
10	All Other		(16,481)
12	Provides funds for approved		
14	reclassifications and a range		
	change.		
16	DEPARTMENT OF MARINE RESOURCES		
	TOTAL		(16,481)
18			
20	MENTAL HEALTH, MENTAL RETARDATION		
	AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF		
22	Mental Health Services - Community		
24	All Other	(2,780)	(2,196)
26	Provides funds for an		
28	approved reclassification.		
30	Mental Retardation Services - Community		
32	All Other		(91,766)
34	Provides funds for approved		
	reclassifications.		
36	Office of Substance Abuse		
38	All Other	(2,692)	(1,176)
40	Provides funds for an		
42	approved reclassification.		
44	DEPARTMENT OF MENTAL HEALTH,		
	MENTAL RETARDATION AND		
	SUBSTANCE ABUSE SERVICES		
46	TOTAL	(5,472)	(95,138)
48			
50	MUSEUM, MAINE STATE		

2	Maine State Museum		
4	All Other	(13,992)	(18,000)
6	Provides funds for approved reclassifications.		
8	MAINE STATE MUSEUM		
10	TOTAL	<u>(13,992)</u>	<u>(18,000)</u>
12	PUBLIC SAFETY, DEPARTMENT OF		
14	Liquor Enforcement		
16	All Other	(2,450)	(2,038)
18	Provides funds for an approved reclassification.		
20			
22	State Police		
24	All Other	(8,664)	(14,201)
26	Provides funds for approved reclassifications.		
28	DEPARTMENT OF PUBLIC SAFETY		
30	TOTAL	<u>(11,114)</u>	<u>(16,239)</u>
32	SECTION		
34	TOTAL APPROPRIATIONS	<u>(\$157,107)</u>	<u>(\$396,416)</u>

PART D

Sec. D-1. 20-A MRSA §15602, sub-§14 is enacted to read:

14. Cushion provision in fiscal year 2000-01. The following cushion is established for fiscal year 2000-01. The state share of subsidy for fiscal year 2000-01 for operating costs, program costs excluding the state share of bus purchases and minimum subsidy may not be less than the state share of subsidy for fiscal year 1999-00 for operating costs, program costs excluding the state share of bus purchases, minimum subsidy and the fiscal year 1999-00 hold harmless provision actually distributed in fiscal year 1999-00.

2 **Sec. D-2. 20-A MRSA §15653, sub-§1**, as amended by PL 1999, c.
401, Pt. GG, §6, is further amended to read:

4 **1. Per pupil guarantee.** The Legislature shall annually
establish a per pupil guarantee. For fiscal year 1999-00, the
6 per pupil guarantee is \$4,020 and, for fiscal year 2000-01, the
per pupil guarantee is \$4,307. In the subsequent ~~3~~ 2 fiscal
8 years, it is the intent of the Legislature to achieve the per
pupil guarantee targets established in this subsection.

10 ~~A. For fiscal year 2000-01 the per pupil guarantee target~~
12 ~~is \$4,307.~~

14 B. For fiscal year 2001-02 the per pupil guarantee target
is \$4,687.

16 C. For fiscal year 2002-03 the per pupil guarantee target
18 is \$5,204.

20 The intent of the Legislature is to achieve a per pupil guarantee
that matches projected spending in fiscal year 2002-03.
22 Beginning in fiscal year ~~2000-01~~ 2001-02, if the appropriation
and any increase in the mill rate determined by the Legislature
24 to be needed under this section are not sufficient to achieve
both the targeted reduction percentage in section 15603,
26 subsection 26-A, paragraph F and the targeted per pupil
guarantee, then the per pupil guarantee must advance toward the
28 targeted per pupil guarantee in the same proportion as the
reduction percentage is lowered toward the targeted reduction
30 percentage.

32 **Sec. D-3. 20-A MRSA §15653, sub-§4**, as repealed and replaced
by PL 1999, c. 401, Pt. GG, §7, is amended to read:

34 **4. Statewide local share.** For fiscal year ~~1999-00~~ 2000-01,
36 the statewide local share amount of the operating costs
allocation is based on the sum of the amounts determined by
38 multiplying for each unit ~~6.67~~ 7.02 mills times the unit's
property fiscal capacity. In subsequent years the mill rate is
40 ~~6.67~~ 7.02 mills, except that the Legislature shall determine if
an increase is needed to achieve the targeted per pupil guarantee
42 under this section.

44 **Sec. D-4. Basic elementary and secondary per pupil operating rates.**
The basic elementary per pupil operating rate for the 2000-01
46 fiscal year is \$3,908 and the basic secondary per pupil operating
rate for the 2000-01 fiscal year is \$4,664. The foundation per
48 pupil operating rate for the 2000-01 fiscal year is \$4,138.

2 **Sec. D-5. Per pupil guarantee and statewide factor.** The per pupil
guarantee for the 2000-01 fiscal year is \$4,307. The statewide
4 factor for the 2000-01 fiscal year is 0.57186.

6 **Sec. D-6. Foundation allocation.** The foundation allocation of
state and local funds for the 2000-01 fiscal year for the
8 purposes listed in this section is as follows.

	2000-01 TOTAL
10 OPERATING COSTS	
14 Per pupil guarantee pursuant to the Maine Revised Statutes, 16 Title 20-A, section 15653	\$931,358,687
18 PROGRAM COSTS	
20 Early Childhood	563,978
22 Special Education (Local)	148,103,245
24 Special Education (Tuition and Board)	13,826,263
26 Vocational Education	27,318,717
28 Transportation Operating	63,741,907
30 Bus Purchases	5,000,000
32 PROGRAM COSTS TOTAL	258,554,110
34 Less Percentage Reduction pursuant 36 to the Maine Revised Statutes, Title 20-A, section 15603, 38 subsection 26-A, paragraph F	(25,777,845)
40 ADJUSTED PROGRAM COSTS TOTAL	232,776,265
42 FOUNDATION TOTAL - COMBINED ADJUSTED 44 OPERATING AND PROGRAM COST	\$1,164,134,952

46 **Sec. D-7. Foundation subsidy indexes.** This section establishes
mill rates pursuant to the Maine Revised Statutes, Title 20-A,
48 chapter 606 as follows: operating cost millage, 7.02 mills;
program millage limit, 1.31 mills.
50

2 **Sec. D-8. Foundation reduction percentages.** This section
 3 establishes reduction percentages as follows: program cost
 4 reduction percentage - 9.97%; transportation operating reduction
 5 percentage - 9.97%.

6 **Sec. D-9. Foundation Appropriation.** The foundation
 7 appropriation provided for General Purpose Aid for Local Schools
 8 for the fiscal year beginning July 1, 2000 and ending June 30,
 9 2001 is calculated as follows.

	2000-01 TOTAL	2000-01 STATE
10		
12		
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24 **Sec. D-10. Debt service appropriation.** The debt service
 25 appropriation of state funds for fiscal year 2000-01 for the
 26 purposes listed in this section is as follows.

	2000-01 TOTAL
28	
29	
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41	
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43	
44	
45	
46	

48 **Sec. D-11. Debt service subsidy indexes.** This section
 49 establishes mill rates pursuant to the Maine Revised Statutes,
 50 Title 20-A, chapter 606 as follows: operating cost millage, 7.02
 51 mills; debt service millage limit, 0.50 mills.

2 **Sec. D-12. Debt service reduction percentages.** This section
 establishes reduction percentages as follows: Insured Value
 4 Factor Reduction percentage - 9.97%.

6 **Sec. D-13. Debt service appropriation.** The debt service
 appropriation provided for General Purpose Aid for Local Schools
 8 for the fiscal year beginning July 1, 2000 and ending June 30,
 2001 is calculated as follows.

	2000-01 TOTAL	2000-01 STATE
10		
12		
14		
ADJUSTED DEBT SERVICE		
ALLOCATION TOTAL	\$78,120,851	\$56,346,234
16		

18 **Sec. D-14. Adjustments and miscellaneous costs appropriation.** The
 adjustments and miscellaneous costs appropriation of state funds
 20 for the 2000-01 fiscal year for the purposes listed in this
 section is as follows.

	2000-01 TOTAL
22	
24	
26	
Adjustments and Miscellaneous Costs	
28	
Cost of Geographic Isolation Adjustments	\$250,000
Cost of Quality Incentive Adjustments	0
30	
Audit Adjustments	0
Cost of Reimbursement for Private School	
32	
Services	201,000
Special Education Tuition and Board for State	
34	
Wards and Other Pupils Placed Directly by the State	8,806,800
36	
State Agency Clients	19,439,400
English as a 2nd Language	1,600,000
38	
Out-of-district Placements	2,592,120
Long-term Drug Treatment Centers	63,415
40	
Contract for Cost-of-education and Income Data	0
42	
Fiscal Year 2001 Cushion	4,309,294
44	
Total Adjustments	<u>\$37,262,029</u>

46 **Sec. D-15. Adjustments and miscellaneous costs appropriation.** The
 adjustments and miscellaneous costs appropriation provided for
 48 General Purpose Aid for Local Schools for the fiscal year
 beginning July 1, 2000 and ending June 30, 2001 is calculated as
 50 follows.

will generate additional General Fund revenue of \$4,000,000 in
fiscal year 1999-00.

PART F

Sec. F-1. 2 MRSA §6, sub-§2, as amended by PL 1999, c. 259,
§1, is further amended to read:

2. Range 90. The salaries of the following state officials
and employees are within salary range 90:

Superintendent of Banking;

State Tax Assessor;

Superintendent of Insurance;

Associate Commissioner for Programs, Department of Mental
Health, Mental Retardation and Substance Abuse Services;

Associate Commissioner of Administration, Department of
Mental Health, Mental Retardation and Substance Abuse
Services;

Associate Commissioner for Systems Operations, Department of
Mental Health, Mental Retardation and Substance Abuse
Services;

Deputy Commissioner, Department of Administrative and
Financial Services;

Associate Commissioner for Adult Services, Department of
Corrections;

~~Associate Commission~~ Commissioner for Juvenile Services,
Department of Corrections; and

Public Advocate;

Chief Information Officer; and

Associate Commissioner for Legislative and Program Services,
Department of Corrections.

Sec. F-2. 5 MRSA §947-B, sub-§1, ¶¶H and I, as enacted by PL
1991, c. 780, Pt. Y, §37, are amended to read:

H. State Tax Assessor; and

2 I. State Budget Officer; and

4 **Sec. F-3. 5 MRSA §947-B, sub-§1, ¶J** is enacted to read:

6 J. Chief Information Officer.

8 **Sec. F-4. PL 1999, c. 401, Pt. E, §5** is amended to read:

10 **Sec. E-5. Position authorization.** Notwithstanding any other
12 provision of law, the Department of Administrative and Financial
14 Services, Bureau of the Budget is authorized to establish one
16 limited-period Senior Budget Analyst position for backup for an
18 existing position assigned full time to the design and
20 implementation of the new Budget Management System and one
limited-period Management Analyst II position to provide project
management support to the Budget Management System project team.
These positions must be funded from the Budget Management System
project budget provided for in Public Law 1999, chapter 4 and
must end on ~~August 31, 2000~~ June 30, 2001.

22 **Sec. F-5. Telecommunications Personal Property Tax Reserve.** On
24 or before June 30, 2000, the State Controller shall transfer
26 \$14,662,083 from the Telecommunications Personal Property Tax
28 Reserve of the General Fund to the unappropriated surplus of the
30 General Fund. This transfer must be made available to offset the
fiscal impact of applying the estimated prepayment of the
telecommunications property tax made for the 2000 tax year to the
1999 gross tax assessment due August 15, 1999.

32 **Sec. F-6. Transportation Funding Reserve.** On or before June
34 30, 2000, the State Controller shall transfer an amount not to
36 exceed \$500,000 from the Transportation Funding Reserve in the
38 General Fund to the unallocated surplus of the Highway Fund to
40 meet the quarterly cash payment requirements of the Department of
42 Transportation for highway capital projects authorized by the
44 Legislature. On or before June 30, 2001, the State Controller
shall transfer an amount not to exceed \$3,544,139 from the
Transportation Funding Reserve in the General Fund to the
unallocated surplus of the Highway Fund to meet the quarterly
cash payment requirements of the Department of Transportation for
highway capital projects authorized by the Legislature. Any
balances remaining on June 30th of each fiscal year in the
Transportation Funding Reserve in the General Fund carry forward
to be used for the same purposes.

46 **Sec. F-7. Transfer to Highway Fund unallocated surplus.** On or
48 before June 30, 2000, the State Controller shall transfer an
amount not to exceed \$500,000 from the unappropriated surplus of

2 the General Fund to the unallocated surplus of the Highway Fund
3 to meet the quarterly cash payment requirements of the Department
4 of Transportation for highway capital projects authorized by the
5 Legislature. On or before June 30, 2001, the State Controller
6 shall transfer an amount not to exceed \$20,150,000 from the
7 unappropriated surplus of the General Fund to the unallocated
8 surplus of the Highway Fund. Any balances remaining on June 30th
9 of each fiscal year in the unappropriated surplus of the General
10 Fund that, when added to transfers already made under this
11 section, do not exceed \$20,650,000 carry forward to be used for
12 the same purposes.

13 **Sec. F-8. Position authorization.** Notwithstanding any other
14 provision of law, the Department of Administrative and Financial
15 Services, Bureau of Information Services may establish 3
16 limited-period Cartographer positions to assist with the
17 implementation of the E-9-1-1 system. These positions must end
18 on April 15, 2001.

19 **Sec. F-9. Position authorization.** Notwithstanding any other
20 provision of law, the Department of Administrative and Financial
21 Services, Bureau of Accounts and Control may establish one
22 limited-period Accounting Systems Analyst position assigned full
23 time to the design and implementation of the new automated time
24 and attendance system. This position must be funded from the
25 MFASIS System Account and must end on December 31, 2000.

26
27
28 **PART G**

29 **Sec. G-1. 5 MRSA §936, sub-§1, ¶C,** as enacted by PL 1995, c.
30 502, Pt. F, §2, is amended to read:

31 ~~C. Director, -- Policy, -- Legislative and Information Services~~
32 Associate Commissioner for Legislative and Program Services.

33 **Sec. G-2. 34-A MRSA §1403, sub-§2, ¶¶B and C,** as amended by PL
34 1995, c. 502, Pt. F, §18, are further amended to read:

35 B. The commissioner may appoint and set the salary for 2 3
36 associate commissioners to assist in carrying out the
37 responsibilities of the department.

38 (1) An appointment is for an indeterminate term and
39 until a successor is appointed and qualified or during
40 the pleasure of the commissioner.

41 (2) To be eligible for appointment as an associate
42 commissioner, a person must have training and
43 experience in general management.

2 C. The commissioner shall appoint the following officials
to serve at the pleasure of the commissioner:

- 4 (1) Associate Commissioner for Adult Services;
- 6 (1-A) Associate Commissioner for Juvenile Services;
- 8 (2) Assistant to the Commissioner; and
- 10 (3) ~~Director,--Policy,--Legislative--and--Information~~
12 Services Associate Commissioner for Legislative and
14 Program Services.

16 **Sec. G-3. Intermittent positions.** Notwithstanding the Maine
Revised Statutes, Title 5, section 1583-A or any other provision
of law, the Department of Corrections may establish, if funds are
18 available, intermittent positions for the purpose of performing
duties for which unbudgeted overtime would otherwise be incurred.

20 Notwithstanding any other restriction of funds appropriated
or allocated to the Department of Corrections, the State Budget
Office, may, after determining that funds are available, either
24 approve the use of the funds or recommend appropriate action to
the Governor when the Governor's approval is required.

26 Available funds may include amounts appropriated or
allocated to the Department of Corrections for Personal Services,
All Other and Capital Expenditures or unallocated funds.

32 PART H

34 **Sec. H-1. 5 MRSA §6211, sub-§3,** as amended by PL 1995, c. 516,
§1, is further amended to read:

36 **3. Distribution of proceeds.** Funds received by the Land
38 for Maine's Future Board under the agreement with the financial
institution, credit union or other credit card issuer must be
40 deposited in a separate, interest-bearing account within the Land
for Maine's Future Fund. The account must be held separate and
42 apart from all other money, funds and accounts. Eligible
investment earnings credited to the assets of the account become
44 part of the assets of the account. Any balance remaining in the
46 account at the end of any fiscal year must be carried forward to
the next fiscal year. Notwithstanding section 6203, subsection
48 3, the board may expend funds deposited in the account pursuant
to this section to cover administrative costs and for staff

support and consulting services, as determined necessary by the board to carry out its duties under this chapter.

PART I

Sec. I-1. Legislative intent. It is the intent of the Legislature that any unallocated funds in the Disaster Assistance - MEMA General Fund account within the Department of Defense, Veterans and Emergency Management may be used as the State's matching share of payments for claims associated with Hurricane Floyd and for any other federally approved disasters in Maine. The funds may be allotted by financial order in the All Other line category upon recommendation of the State Budget Officer and approval of the Governor.

PART J

Sec. J-1. Carrying Balance - Inland Fisheries and Wildlife program; lapsed balances. Notwithstanding any other provision of law, \$411,276 in fiscal year 1999-00 in the Carrying Balances - Inland Fisheries and Wildlife program and \$651,496 in fiscal year 2000-01 lapse to the General Fund. These funds are a result of the cost of collective bargaining to Inland Fisheries and Wildlife. An adjustment must be made during fiscal year 1999-00 and fiscal year 2000-01 to reconcile these amounts to the actual amounts in the 2000-2001 biennium.

Sec. J-2. Savings Fund - Inland Fisheries and Wildlife program; lapsed balances. Notwithstanding any other provision of law, \$39,000 in fiscal year 1999-00 in the Savings Fund - Inland Fisheries and Wildlife program and \$50,000 in fiscal year 2000-01 lapse to the General Fund. These funds are needed to cover the cost of conversion to Microsoft.

Sec. J-3. Carrying Balances - Inland Fisheries and Wildlife program; lapsed balances. Notwithstanding any other provision of law, \$78,751 in fiscal year 2000-01 in the Carrying Balances - Inland Fisheries and Wildlife program lapse to the General Fund.

PART K

Sec. K-1. 26 MRSA c. 5, sub-cc. I, I-A and I-B, as amended, are repealed.

Sec. K-2. 26 MRSA §2031, sub-§11 is enacted to read:

2 11. Nonlapsing funds. Any unencumbered balance of General
3 Fund appropriations remaining at the end of each fiscal year in
4 this program may not lapse but must be carried forward to be used
5 for the same purposes.

6 **Sec. K-3. Effective date.** That section of this Part that
7 repeals the Maine Revised Statutes, Title 26, chapter 5,
8 subchapters I, I-A and I-B, takes effect June 30, 2001.

10 **PART L**

12
14 **Sec. L-1. 5 MRSA §12004-I, sub-§§59-B and 59-C,** as enacted by
15 PL 1991, c. 316, §1, are repealed.

16 **Sec. L-2. 34-B MRSA §1204, sub-§10** is enacted to read:

18 10. Ad hoc committee compensation. The commissioner is
19 authorized to provide compensation to persons who are consumers
20 or family members of consumers of departmental services who are
21 members of ad hoc committees. The compensation may not exceed
22 \$25 per day and payment of expenses. Total compensation expenses
23 in any fiscal year may not exceed \$7,500.

24
26 **Sec. L-3. 34-B MRSA §1803,** as amended by PL 1995, c. 560, Pt.
27 K, §29, is repealed.

28 **Sec. L-4. 34-B MRSA §§1804 and 1805,** as enacted by PL 1991,
29 c. 316, §2, are repealed.

30
32 **Sec. L-5. PL 1999, c. 401, Pt. P, §3** is amended to read:

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

2 financial order takes effect upon approval by the Governor. The
3 authority granted in this section terminates on January 31, 2000
4 2001 unless specifically extended by the Legislature. The
5 Department of Mental Health, Mental Retardation and Substance
6 Abuse Services shall submit a report to the ~~Joint--Standing
7 Committee--on--Appropriations--and--Financial--Affairs--and--the--Joint
8 Standing--Committee--on--Health--and--Human--Services~~ joint standing
9 committee of the Legislature having jurisdiction over
10 appropriations and financial affairs and the joint standing
11 committee of the Legislature having jurisdiction over human
12 services matters by January 14, 2000 2001 that summarizes cost
13 settlement payments that have occurred prior to that date along
14 with an estimate of payments projected through June 30, 2000 2001.

15 **Sec. L-6. PL 1999, c. 401, Pt. P, §5** is amended to read:

16 **Sec. P-5. Appropriation and position transfer.** Notwithstanding
17 the Maine Revised Statutes, Title 5, section 1585 or any other
18 provision of law, the Commissioner of Mental Health, Mental
19 Retardation and Substance Abuse Services, as an interim strategy
20 to reduce the size of the Augusta Mental Health Institute and the
21 Bangor Mental Health Institute, is authorized by financial order
22 to transfer positions to the Mental Health Services - Community
23 program and to transfer available balances of appropriations and
24 allocations between line categories and accounts within Augusta
25 Mental Health Institute, Disproportionate Share - Augusta Mental
26 Health Institute; Bangor Mental Health Institute,
27 Disproportionate Share - Bangor Mental Health Institute; and
28 Mental Health Services - Community programs as the positions and
29 funds become available through the reduction in size of the
30 Augusta Mental Health Institute and the Bangor Mental Health
31 Institute. ~~The--net--amount--to--be--transferred--from--the--Augusta
32 Mental--Health--Institute--to--the--Mental--Health--Services---Community
33 program--in--fiscal--years--1999--00--and--2000--01--may--not--be--less--than
34 \$300,000--per--year--to--be--used--for--the--purpose--of--funding--a--safe
35 house--for--trauma--victims--in--southern--Maine.~~ Positions and
36 funding from the Augusta Mental Health Institute budget must be
37 transferred as needed for reassignment to support services
38 consistent with the Augusta Mental Health Institute Consent
39 Decree Plan. Positions transferred by financial order during
40 fiscal year 1999-00 terminate on March 31, 2000 unless extended
41 through legislative approval. Positions transferred by financial
42 order during fiscal year 2000-01 terminate on May 31, 2001 unless
43 extended through legislative approval. The Department of Mental
44 Health, Mental Retardation and Substance Abuse Services shall
45 report to the Joint Standing Committee on Appropriations and
46 Financial Affairs and the Joint Standing Committee on Health and
47 Human Services by January 14, 2000 summarizing the financial
48 transactions taken to implement this section along with the
49 department's assessment of the effectiveness of the safe house.
50

2 Sickness and Health Insurance Dedicated Revenue Account may be
abolished.

4 **PART N**

6 **Sec. N-1. Position authorization.** Notwithstanding any other
7 provision of law, the Department of Education, Governor Baxter
8 School for the Deaf is authorized to extend one limited-period
9 Program Director of the Deaf position from the previously
10 authorized end date of April 15, 2000 to June 30, 2001. This
11 position is necessary for the continued development and
12 implementation of Residential Services, Health Services and a
13 Guidance Program at the Governor Baxter School for the Deaf.
14 This position must be funded from the Governor Baxter School for
the Deaf budget and must end on June 30, 2001.

16 **PART O**

18 **Sec. O-1. Legislative intent and authorization.** It is the intent
19 and authorization of the Legislature that the balance of funds
20 held in the accounts of the Maine Sludge and Residuals Research
21 Foundation, as established in the Maine Revised Statutes, Title
22 38, chapter 13-C, be transferred to the BioResource Engineering
23 Department, University of Maine at Orono, to be used under the
24 General Policy for State/University Cooperative Projects for the
25 University - Department of Environmental Protection Cooperative
26 Project "Characterizing Flow of Effluent and Movement of
27 Nutrients from Stockpiled Biosolids."

30 **PART P**

32 **Sec. P-1. Carrying balances.** Notwithstanding the Maine Revised
33 Statutes, Title 35-A, section 116, subsection 8, paragraph C-1,
34 or any other provision of law, any funds carried forward in the
35 Public Advocate Program, from fiscal year 1999-00 only, may be
36 expended for purposes consistent with the purposes established in
Title 35-A, section 1702.

38 **PART Q**

40 **Sec. Q-1. 22 MRSA §1313, sub-§3,** as enacted by PL 1993, c.
42 468, §23, is amended to read:

44 **3. Costs associated with transportation, quarantine,**
45 **testing and euthanasia.** The Department of Inland Fisheries and
46 Wildlife shall provide for or pay all necessary costs for
47 transportation, ~~quarantine,~~ and euthanasia ~~and testing~~ of an
48 undomesticated animal suspected of having rabies. The owner of a
domesticated animal suspected of having rabies shall pay all
50 costs for transportation, quarantine, euthanasia and testing of

2 the animal. If a domesticated animal is a stray or the owner is
3 unknown, the municipality in which the animal was apprehended is
4 responsible for transportation, quarantine, euthanasia and
5 testing costs. Cost of testing animals judged by the department
6 to have created a public health risk of rabies must be borne by
7 the department, through its General Fund appropriations.

8 **Sec. Q-2. Transfer.** Notwithstanding any other provision of
9 law, the State Controller may transfer \$2,013,000 in fiscal year
10 2000-01 in the Medicaid Program from Targeted Case Management -
11 Child Welfare recoveries in the Federal Expenditures Fund account
12 in the Department of Human Services to General Fund undedicated
13 revenue no later than June 30, 2001.

14
15 **PART R**

16
17 **Sec. R-1. PL 1999, c. 698, §3** is enacted to read:

18
19 **Sec. 3. Effective date.** This Act takes effect January 1, 2001.

20
21 **PART S**

22
23 **Sec. S-1. 36 MRSA §5122, sub-§2, ¶K,** as amended by PL 1999, c.
24 521, Pt. C, §5 and affected by §9, is further amended to read:

25
26 K. For income tax years beginning on or after January 1,
27 1997, all items of income, gain, interest, dividends,
28 royalties and other income of a financial institution
29 subject to the tax imposed by section 5206, to the extent
30 that those items are passed through to the taxpayer for
31 federal income tax purposes, including, if the financial
32 institution is an S corporation, the taxpayer's pro rata
33 share and, if the financial institution is a partnership or
34 limited liability company, the taxpayer's distributive
35 share. A subtraction may not be made under this paragraph
36 for:

37
38 (1) Income of the taxpayer earned on interest-bearing
39 or similar accounts of the taxpayer at a financial
40 institution as a customer of that financial institution;

41
42 (2) Any dividends or other distributions with respect
43 to a taxpayer's ownership interest in a financial
44 institution; and
45
46

(3) Any gain recognized on the disposition by the taxpayer of an ownership interest in a financial institution; and

Sec. S-2. 36 MRSA §5122, sub-§2, ¶L, as enacted by PL 1999, c. 521, Pt. C, §6 and affected by §9, is amended to read:

L. For income tax years beginning on or after January 1, 2000, an amount equal to the total premiums spent for qualified long-term care insurance contracts as defined in the Code, Section 7702B(b), as long as the amount subtracted is reduced by the long-term care premiums claimed as an itemized deduction pursuant to ~~Section~~ section 5125.; and

Sec. S-3. 36 MRSA §5122, sub-§2, ¶M is enacted to read:

M. An amount, for each recipient of benefits under an employee retirement plan, that is the lesser of:

(1) Six thousand dollars reduced by the total amount of social security benefits and railroad retirement benefits paid by the United States, but not less than \$0; or

(2) The aggregate of benefits received under employee retirement plans and included in federal adjusted gross income. For purposes of this paragraph, "employee retirement plan" means a state, federal or military retirement plan or any other retirement benefit plan established and maintained by an employer for the benefit of its employees under Section 401(a), Section 403 or Section 457(b) of the Code. "Employee retirement plan" does not include an individual retirement account under Section 408 of the Code, a Roth IRA under Section 408A of the Code, a rollover individual retirement account, a simplified employee pension under Section 408(k) of the Code or an ineligible deferred compensation plan under Section 457(f) of the Code.

Sec. S-4. Application. This Part applies to tax years beginning on or after January 1, 2000.

Sec. S-5. 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

2

Bureau of Revenue Services

4

Positions - Legislative Count	(1,000)
Personal Services	\$16,565
All Other	6,725

6

8

10

12

14

Provides funds for a Tax Examiner position, effective January 1, 2001, and related expenses to audit affected tax returns.

16

**DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
TOTAL**

\$23,290

18

20

PART T

22

Sec. T-1. 36 MRSA §5111, first ¶, as repealed and replaced by PL 1989, c. 495, §1 and affected by c. 596, Pt. J, §7, is amended to read:

24

26

A tax is imposed for each taxable year beginning on or after January 1, ~~1989~~ 2000, on the Maine taxable income of every resident individual of this State. The amount of the tax is to be determined as follows provided in this section.

28

30

Sec. T-2. 36 MRSA §5111, sub-§1-A, as enacted by PL 1991, c. 591, Pt. YY, §2 and affected by §7, is repealed and the following enacted in its place:

32

34

1-A. Single individuals and married persons filing separate returns; tax years beginning 2000, 2001. For tax years beginning in 2000 or 2001, for single individuals and married persons filing separate returns:

36

38

<u>If Maine taxable income is:</u>	<u>The tax is:</u>
<u>Less than \$4,150</u>	<u>2% of the Maine taxable income</u>
<u>At least \$4,150 but less than \$8,250</u>	<u>\$83 plus 4.5% of the excess over \$4,150</u>
<u>At least \$8,250 but less than \$16,500</u>	<u>\$268 plus 7% of the excess over</u>

40

42

44

46

48

50

\$8,250

2

\$16,500 or more

4

\$846 plus 8.5%
of the excess
over \$16,500

6

Sec. T-3. 36 MRSA §5111, sub-§1-B is enacted to read:

8

1-B. Single individuals and married persons filing separate returns; tax years beginning 2002. For tax years beginning on or after January 1, 2002, for single individuals and married persons filing separate returns:

10

12

14

If Maine Taxable income is:

The tax is:

16

Less than \$4,200

2% of the Maine
taxable income

18

20

At least \$4,200 but
less than \$8,350

\$84 plus 4.5% of
the excess over
\$4,200

22

24

At least \$8,350 but
less than \$16,700

\$271 plus 7% of
the excess over
\$8,350

26

28

\$16,700 or more

\$856 plus 8.5%
of the excess
over \$16,700

30

32

Sec. T-4. 36 MRSA §5111, sub-§2-A, as enacted by PL 1991, c. 591, Pt. YY, §4 and affected by §7, is repealed and the following enacted in its place:

34

36

2-A. Heads of households; tax years beginning 2000, 2001. For tax years beginning in 2000 or 2001, for unmarried individuals or legally separated individuals who qualify as heads of households:

38

40

If Maine taxable income is:

The tax is:

42

Less than \$6,200

2% of the Maine
taxable income

44

46

At least \$6,200 but
less than \$12,400

\$124 plus 4.5%
of the excess
over \$6,200

48

50

At least \$12,400 but

\$403 plus 7% of

2	<u>less than \$24,750</u>	<u>the excess over</u> <u>\$12,400</u>
4	<u>\$24,750 or more</u>	<u>\$1,268 plus</u> <u>8.5% of the</u> <u>excess over</u> <u>\$24,750</u>

8
10 **Sec. T-5. 36 MRSA §5111, sub-§2-B** is enacted to read:

12 **2-B. Heads of households; tax years beginning 2002.** For
14 tax years beginning on or after January 1, 2002, for unmarried
individuals or legally separated individuals who qualify as heads
of households:

16	<u>If Maine Taxable income is:</u>	<u>The tax is:</u>
18	<u>Less than \$6,300</u>	<u>2% of the Maine</u> <u>taxable income</u>
20		
22	<u>At least \$6,300 but</u> <u>less than \$12,500</u>	<u>\$126 plus 4.5%</u> <u>of the excess</u> <u>over \$6,300</u>
24		
26	<u>At least \$12,500 but</u> <u>less than \$25,050</u>	<u>\$405 plus 7% of</u> <u>the excess over</u> <u>\$12,500</u>
28		
30	<u>\$25,050 or more</u>	<u>\$1,284 plus 8.5%</u> <u>of the excess</u> <u>over \$25,050</u>
32		

34 **Sec. T-6. 36 MRSA §5111, sub-§3-A**, as enacted by PL 1991, c.
36 591, Pt. YY, §6 and affected by §7, is repealed and the following
enacted in its place:

38 **3-A. Individuals filing married joint return or surviving**
40 **spouses; tax years beginning 2000, 2001.** For tax years beginning
in 2000 or 2001, for individuals filing married joint returns or
surviving spouses permitted to file a joint return:

42	<u>If Maine taxable income is:</u>	<u>The tax is:</u>
44	<u>Less than \$8,250</u>	<u>2% of the Maine</u> <u>taxable income</u>
46		
48	<u>At least \$8,250 but</u> <u>less than \$16,500</u>	<u>\$165 plus 4.5%</u> <u>of the excess</u> <u>over \$8,250</u>
50		

2	<u>At least \$16,500 but</u>	<u>\$536 plus 7% of</u>
4	<u>less than \$33,000</u>	<u>the excess over</u>
6	<u>\$33,000 or more</u>	<u>\$1,691 plus</u>
8		<u>8.5% of the</u>
10		<u>excess over</u>
		<u>\$33,000</u>

12 **Sec. T-7. 36 MRSA §5111, sub-§3-B** is enacted to read:

14 **3-B. Individuals filing married joint return or surviving**
16 **spouses; tax years beginning 2002.** For tax years beginning on or
 after January 1, 2002, for individuals filing married joint
 returns or surviving spouses permitted to file a joint return:

18	<u>If Maine Taxable income is:</u>	<u>The tax is:</u>
20	<u>Less than \$8,400</u>	<u>2% of the Maine</u>
22		<u>taxable income</u>
24	<u>At least \$8,400 but</u>	<u>\$168 plus 4.5%</u>
26	<u>less than \$16,700</u>	<u>of the excess</u>
28	<u>At least \$16,700 but</u>	<u>\$542 plus 7% of</u>
30	<u>less than \$33,400</u>	<u>the excess over</u>
32	<u>\$33,400 or more</u>	<u>\$1,711 plus 8.5%</u>
34		<u>of the excess</u>
		<u>over \$33,400</u>

36 **Sec. T-8. 36 MRSA §5402, sub-§1-B** is enacted to read:

38 **1-B. Cost-of-living adjustment.** The "cost-of-living
40 adjustment" for any calendar year is the Consumer Price Index for
42 the 12-month period ending June 30th of the preceding calendar
 year divided by the Consumer Price Index for the 12-month period
 ending June 30, 2001.

44 **Sec. T-9. 36 MRSA §5402, sub-§§2 and 3,** as amended by PL 1989,
46 c. 495, §6, are repealed.

48 **Sec. T-10. 36 MRSA §5403,** as amended by PL 1991, c. 591, Pt.
 CCC, is repealed and the following enacted in its place:

50 **§5403. Annual adjustments for inflation**

2 Beginning in 2002, and each subsequent calendar year
3 thereafter, on or about September 15th, the State Tax Assessor
4 shall multiply the cost-of-living adjustment for taxable years
5 beginning in the succeeding calendar year by the dollar amounts
6 of the tax rate tables specified in section 5111, subsections
7 1-B, 2-B and 3-B. If the dollar amounts of each rate bracket,
8 adjusted by application of the cost-of-living adjustment, are not
9 multiples of \$50, any increase must be rounded to the next lowest
10 multiple of \$50. If the cost-of-living adjustment for any
11 taxable year is 1.000 or less, no adjustment may be made for that
12 taxable year in the dollar bracket amounts of the tax rate
13 tables. The assessor shall incorporate such changes into the
14 income tax forms, instructions and withholding tables for the
15 taxable year.

16 **Sec. T-11. Application.** That section of this Part that enacts
17 the Maine Revised Statutes, Title 36, section 5402, subsection
18 1-B; that section that repeals section 5402, subsections 2 and 3;
19 and that section that repeals and replaces section 5403 apply to
20 tax years beginning on or after January 1, 2003.

21

22

PART U

23

Sec. U-1. 30-A MRSA §5681, sub-§2, ¶¶C to E are enacted to read:

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C. "Annual growth ceiling" for fiscal year 2000-01 means
the amount certified by the Treasurer of State by September
1, 2000 as the amount transferred to the Local Government
Fund in fiscal year 1999-00. For subsequent fiscal years,
"annual growth ceiling" must be determined by the State Tax
Assessor by September 1st annually and means the annual
growth ceiling adjusted by the lower of the increase for the
previous fiscal year in the Consumer Price Index or the
increase in receipts from the taxes imposed under Title 36,
Parts 3 and 8. The annual growth ceiling may not be less
than the annual growth ceiling for the previous year.

D. "Consumer Price Index" means the average over a 12-month
period ending June 30th annually of the National Consumer
Price Index, not seasonally adjusted, published monthly by
the United States Department of Labor, Bureau of Labor
Statistics designated as the "National Consumer Price Index
for All Urban Consumers - United States City Average."

E. "Disproportionate tax burden" means the total real and
personal property taxes assessed in the most recently

2 completed municipal fiscal year, except the taxes assessed
3 on captured value within a tax increment financing district,
4 divided by the latest state valuation certified to the
5 Secretary of State and reduced by .01.

6 **Sec. U-2. 30-A MRSA §5681, sub-§3**, as amended by PL 1989, c.
7 104, Pt. C, §§8 and 10, is further amended to read:

8
9 **3. Revenue-sharing funds.** To strengthen the
10 state-municipal fiscal relationship pursuant to the findings and
11 objectives of subsection 1, there is established the Local
12 Government Fund. To provide additional support for
13 municipalities experiencing a higher-than-average property tax
14 burden, there is established the Disproportionate Tax Burden Fund.

15 **Sec. U-3. 30-A MRSA §5681, sub-§4**, as amended by PL 1989, c.
16 104, Pt. C, §§8 and 10, is repealed.

17 **Sec. U-4. 30-A MRSA §5681, sub-§§4-A and 4-B** are enacted to
18 read:

19
20 **4-A. Distribution of Local Government Fund.** The Treasurer
21 of State shall transfer the balance in the Local Government Fund
22 on the 20th day of each month. Money in the Local Government
23 Fund must be distributed to each municipality in proportion to
24 the product of the population of the municipality multiplied by
25 the property tax burden of the municipality.

26
27 **4-B. Distribution of Disproportionate Tax Burden Fund.** The
28 Treasurer of State shall transfer the balance in the
29 Disproportionate Tax Burden Fund on the 20th day of each month.
30 Money in the Disproportionate Tax Burden Fund must be distributed
31 to each municipality in proportion to the product of the
32 population of the municipality multiplied by the disproportionate
33 tax burden of the municipality.

34
35 **Sec. U-5. 30-A MRSA §5681, sub-§5**, as amended by PL 1999, c.
36 528, §1, is repealed and the following enacted in its place:

37
38 **5. Transfers to funds.** On the last day of each month,
39 beginning July 31, 2000, the Treasurer of State shall transfer to
40 the Local Government Fund an amount equal to 5.1% of the receipts
41 from the taxes imposed under Title 36, Parts 3 and 8 and credited
42 to the General Fund without any reduction. Any amounts
43 transferred to the Local Government Fund in excess of the annual
44 growth ceiling must be transferred to the Disproportionate Tax
45 Burden Fund.

All Other 36,725

2
4
6
8

Provides funds for computer programming costs associated with modifications to the Maine Automated Tax System and for one Tax Examiner position and related costs to audit the eligibility of taxpayers for the earned income credit.

10 DEPARTMENT OF ADMINISTRATIVE AND
12 FINANCIAL SERVICES
TOTAL

\$52,766

14

PART W

16

18 Sec. W-1. 36 MRSA §457, sub-§2, as amended by PL 1991, c. 121, Pt. B, §2 and affected by §18, is further amended to read:

20

2. Tax imposed. A state tax is imposed on telecommunications personal property at the rate of 27 mills times the just value of the property for assessments made before December 31, 2002. Just value and ownership of the property must be determined as of the April 1st preceding the assessment. For assessments made after December 31, 2002, the rate of tax is:

26

A. For assessments made in 2003, 26 mills;

28

B. For assessments made in 2004, 25 mills;

30

C. For assessments made in 2005, 24 mills;

32

D. For assessments made in 2006, 23 mills;

34

E. For assessments made in 2007, 22 mills;

36

F. For assessments made in 2008, 21 mills; and

38

G. For assessments made in 2009 and subsequent years, 20 mills.

40

42 Sec. W-2. 36 MRSA §457, sub-§5-A, as amended by PL 1991, c. 846, §7, is repealed.

44

Sec. W-3. 36 MRSA §457, sub-§5-B is enacted to read:

46

5-B. Procedure. The tax on telecommunications personal property of a telecommunications business must be assessed and paid in accordance with this subsection.

48

50

2 A. The State Tax Assessor shall make the assessment by May
3 30th of each year.

4 B. For the 1999 tax year, a payment must be made no later
5 than August 15, 1999 equal to the amount by which the 1999
6 gross tax assessment exceeds the estimated tax paid for that
7 tax year.

8 C. For tax years subsequent to 1999, the tax assessment
9 must be paid no later than the August 15th following the
10 date of assessment.

11 D. The estimated prepayment made for the 2000 tax year must
12 be applied to the 1999 gross tax assessment that must be
13 made by August 15, 1999.

14 **Sec. W-4. Retroactivity.** Those sections of this Part that
15 repeal the Maine Revised Statutes, Title 36, section 457,
16 subsection 5-A and that enact section 457, subsection 5-B apply
17 retroactively to tax payments due on August 15, 1999.

22

PART X

24

25 **Sec. X-1. 36 MRSA §5122, sub-§1, ¶J,** as amended by PL 1999, c.
26 520, §2 and affected by §5, is further amended to read:

27 J. The amount claimed as a business expense that is
28 included in the investment credit for the high-technology
29 investment tax credit; and

30 **Sec. X-2. 36 MRSA §5122, sub-§1, ¶K,** as amended by PL 1999, c.
31 520, §3 and affected by §5, is further amended to read:

34

35 K. For income tax years beginning on or after January 1,
36 1997, all items of loss, deduction and other expense of a
37 financial institution subject to the tax imposed by section
38 5206, to the extent that those items are passed through to
39 the taxpayer for federal income tax purposes, including, if
40 the financial institution is an S corporation, the
41 taxpayer's pro rata share and, if the financial institution
42 is a partnership or limited liability company, the
43 taxpayer's distributive share. An addition may not be made
44 under this paragraph for any losses recognized on the
45 disposition by a taxpayer of an ownership interest in a
46 financial institution, ~~and.~~

47 **Sec. X-3. 36 MRSA §5122, sub-§1, ¶L,** as enacted by PL 1999, c.
48 520, §4 and affected by §5, is repealed.

50

2 **1. Organized areas.** The municipal assessors shall adjust
3 the 100% valuations per acre for farmland for their jurisdiction
4 by whatever ratio or percentage of current just value, is then
5 being applied to other property within the municipality to obtain
6 the assessed values. For any tax year, the classified farmland
7 value must reflect only the current use value for farm or open
8 space purposes and shall may not include any increment of value
9 reflecting development pressure. Commencing April 1, 1978, land
10 in the organized areas subject to taxation under this subchapter
11 shall must be taxed at the property tax rate applicable to other
12 property in the municipality, which rate shall must be applied to
13 the assessed values so determined.

14 **Sec. Y-4. 36 MRSA §1109, sub-§2,** as amended by PL 1987, c.
15 728, §7, is further amended to read:

16 **2. Provisional classification.** The owner of a parcel of
17 land, ~~including woodland and wasteland~~ of at least 5 contiguous
18 acres on which farming or agricultural activities have not
19 produced the gross income required in section 1102, subsection 4,
20 per year for one of the 2 or 3 of the 5 preceding calendar years,
21 may apply for a 2-year provisional classification as farmland by
22 submitting a signed schedule in duplicate, on or before April 1st
23 of the year for which provisional classification is requested,
24 identifying the land to be taxed ~~hereunder~~ under this subsection,
25 listing the number of acres of each farmland classification,
26 showing the location of the land in each classification and
27 representing that the applicant intends to conduct farming or
28 agricultural activities upon that parcel. Upon receipt of the
29 schedule, the land shall must be provisionally classified as
30 farmland and subjected to taxation under this subchapter. If, at
31 the end of the 2-year period, the land does not qualify as
32 farmland under section 1102, subsection 4, the owner shall pay a
33 penalty ~~which shall be~~ that is an amount equal to the taxes ~~which~~
34 that would have been assessed had the property been assessed at
35 its fair market value on the first day of April for the 2
36 preceding tax years less the taxes paid on the property over the
37 2 preceding years and interest at the legal rate from the dates
38 on which those amounts would have been payable.

39 **Sec. Y-5. 36 MRSA §1112, 2nd ¶,** as amended by PL 1995, c. 603,
40 §2, is further amended to read:

41 ~~For land classified as farmland under this subchapter for~~
42 ~~less than 5 full years, the penalty is equal to the greater of~~
43 ~~20% of its assessed fair market value at the time the land is~~
44 ~~removed from the program or the amount necessary to meet the~~
45 ~~requirements of the Constitution of Maine, Article IX, Section~~
46 ~~8.~~ For land that has been classified as farmland under this
47 subchapter ~~for 5 full years or more,~~ the penalty is the recapture
48 of the taxes paid on the property over the 2 preceding years and
49 interest at the legal rate from the dates on which those amounts
50 would have been payable.

2 of the taxes that would have been paid on the land for the past 5
4 years if it had not been classified under this subchapter, less
6 all taxes that were actually paid during those 5 years and
8 interest at the rate set by the town during those 5 years on
10 delinquent taxes. An owner of farmland that has been classified
12 under this subchapter for 5 full years or more may pay any
14 penalty owed under this paragraph in up to 5 equal annual
installments with interest at the rate set by the town to begin
60 days after the date of assessment. Notwithstanding section
943, for an owner paying a penalty under this procedure, the
period during which the tax lien mortgage, including interest and
costs, must be paid to avoid foreclosure, and expiration of the
right of redemption is 48 months from the date of the filing of
the tax lien certificate instead of 18 months.

16 **Sec. Y-6. 36 MRSA §1119**, as amended by PL 1997, c. 526, §14,
18 is further amended to read:

20 **§1119. Valuation guidelines**

22 By February--1,--1992 December 31, 2000 and biennially
24 thereafter, the Department of Agriculture, Food and Rural
26 Resources working with the Bureau of Revenue Services,
28 representatives of municipal assessors and farmers shall prepare
and report to the joint standing committee of the Legislature
having jurisdiction over taxation matters guidelines to assist
local assessors in the valuation of farmland. The department
shall also deliver these guidelines in training sessions for
local assessors throughout the State. These guidelines must
include suggested recommended values for cropland, orchard land,
32 pastureland and horticultural land, differentiated by region
where justified. Any variation in assessment of farmland from
the recommended values must be substantiated by the local
34 assessor within the parameters allowed within this subchapter.

36
38 **PART Z**

40 **Sec. Z-1. 38 MRSA §352, sub-§5-A**, as amended by PL 1999, c.
42 385, §§1 and 2 and c. 468, §3, is further amended by amending the
first paragraph to read:

44 **5-A. Accounting system.** In order to determine the extent
46 to which the functions set out in this section are necessary for
the licensing process or are being performed in an efficient and
48 expeditious manner, the commissioner shall require that all
employees of the department involved in any aspect of these
50 functions keep accurate and regular daily time records. These
records must describe the matters worked on, services performed
and the amount of time devoted to those matters and services, as

2 well as amounts of money expended in performing those functions.
3 Records must be kept for a sufficient duration of time as
4 determined by the commissioner to establish to the commissioner's
5 satisfaction that the fees are appropriate. ~~This subsection is
6 repealed 90 days after adjournment of the Second Regular Session
of the 119th Legislature.~~

8
9
10 **PART AA**

11 **Sec. AA-1. 22 MRSA §3174-B, sub-§2**, as enacted by PL 1985, c.
12 392, is amended to read:

13 **2. Submission to Legislature.** The Medicaid report prepared
14 pursuant to subsection 1 shall must be submitted to the
15 Legislature prior to January 15th of each year. The report
16 submitted under this section shall must be transmitted to the
17 joint standing committees of the Legislature having jurisdiction
18 over appropriations and financial affairs and ~~human--resources~~
19 health and human services matters.

20
21 **Sec. AA-2. 22 MRSA §3174-B, sub-§3** is enacted to read:

22 **3. Monthly expenditure projections.** The commissioner shall
23 prepare a monthly report detailing all expenditures in the
24 Medical Care - Payments to Providers program for each month of
25 every fiscal year. This document must include sufficient detail,
26 including expenditures by fund and category of service, for the
27 month as well as historical data, fiscal year-to-date amounts and
28 projections for the remainder of the biennium and the ensuing
29 biennium. The report also must include monthly statistics on the
30 number of individuals eligible for Medicaid and Cub Care
31 benefits. The report must be submitted to the joint standing
32 committees of the Legislature having jurisdiction over
33 appropriations and financial affairs and health and human
34 services matters no later than 15 days following the end of each
35 month.

36
37 **Sec. AA-3. 22 MRSA §4003, sub-§3**, as amended by PL 1985, c.
38 739, §4, is further amended to read:

39 **3. Reunification as a priority.** Give family rehabilitation
40 and reunification priority as a means for protecting the welfare
41 of children, but prevent needless delay for permanent plans for
42 children when rehabilitation and reunification is not possible;
43 and

44
45 **Sec. AA-4. 22 MRSA §4003, sub-§4**, as amended by PL 1981, c.
46 698, §96, is further amended to read:

2 exceed current appropriations or allocations are subject to the
3 provisions of this section.

4 **Sec. BB-2. PL 1999, c. 16, Pt. A, §24, last ¶,** is amended to read:

6 In case of extraordinary emergency situations, the 30-day
7 wait beyond approval by the Governor may be waived by vote of the
8 joint standing committee of the Legislature having jurisdiction
9 over appropriations and financial affairs upon written
10 recommendation of the State Budget Officer. Dedicated revenue
11 and internal service fund accounts authorized by law to carry
12 unused allocations forward are not subject to the conditions of
13 this section if the request for allotment increase is within the
14 legislatively authorized allocations as defined in this section.
15 It is the intent of the Legislature that authority for unused
16 allocations to carry forward in Other Special Revenue funds and
17 internal service fund accounts be limited to only specific,
18 extraordinary circumstances. Financial orders proposing to
19 transfer 4th or 3rd quarter allotments to the 3rd, 2nd or 1st
20 quarters that result from trends that will cause financial
21 commitments to exceed current allocations are subject to the
22 provisions of this section.

24 **PART CC**

26 **Sec. CC-1. 5 MRSA §17001, sub-§23,** as enacted by PL 1985, c.
28 801, §§5 and 7, is amended to read:

30 **23. Normal retirement age.** "Normal retirement age" means
31 the specified age, the years of service requirement or any
32 combination of age and years of service requirements at which a
33 member becomes eligible for retirement benefits and at which
34 those benefits may not be reduced under section 17852, subsection
35 3; ~~section 17852, subsection 4, paragraph C;~~ section 17852,
36 subsection 10, paragraph C; and section 18452, subsection 3.

38 **Sec. CC-2. 5 MRSA §17159, sub-§1, ¶A,** as enacted by PL 1995,
40 c. 541, §3, is amended to read:

42 A. "Early retirement" means retirement before normal
43 retirement age with a reduced retirement benefit as provided
44 by section 17852, subsection 3 or 3-A, ~~subsection 4,~~
45 ~~paragraph C or C-1~~ or subsection 10, paragraph C or C-1;
46 section 17857, subsection 3-A; section 18452, subsection 3;
or section 18462, subsection 3.

48 **Sec. CC-3. 5 MRSA §17851, sub-§4,** as amended by PL 1999, c.
127, Pt. B, §1, is further amended to read:

2 **4. State police.** A state police officer or other employee
of the Bureau of State Police qualifies for a service retirement
4 benefit if that state police officer or employee:

6 A. Became a state police officer after July 9, 1943, but
before September 16, 1984, and retires after completing 20
8 years of creditable service as a state police officer, which
may include creditable service under section 17760,
10 subsection 1, but may not include creditable service under
section 17760, subsection 2; or

12 B. ~~Except as provided in section 17851-A,~~ Became a
14 state police officer after September 15, 1984 or a special
agent investigator before June 21, 1982 and completed 25
16 years of creditable service as a state police officer or
special agent investigator.

18 **Sec. CC-4. 5 MRSA §17851-A, sub-§1, ¶D,** as enacted by PL 1997,
20 c. 769, §11, is repealed.

22 **Sec. CC-5. 5 MRSA §17851-A, sub-§4, ¶B,** as repealed and
replaced by PL 1999, c. 489, §14 and amended by c. 493, §9, is
24 repealed and the following enacted in its place:

26 B. Except as provided in paragraph D, if some part of the
member's creditable service in any one or a combination of
28 the capacities specified in subsection 1 was earned before
July 1, 1998 for employees identified in subsection 1,
30 paragraphs A to H and before January 1, 2000 for employees
identified in subsection 1, paragraphs I to K and some part
32 of the member's creditable service in any one or a
combination of the capacities specified in subsection 1 was
34 earned after June 30, 1998 for employees identified in
subsection 1, paragraphs A to H and after December 31, 1999
36 for employees identified in subsection 1, paragraphs I to K,
then the member's service retirement benefit must be
38 computed in segments and the amount of the member's service
retirement benefit is the sum of the segments. The segments
40 must be computed as follows:

42 (1) The segment or, if the member served in more than
one of the capacities specified in subsection 1 and the
44 benefits related to the capacities are not
interchangeable under section 17856, segments that
46 reflect creditable service earned before July 1, 1998
for employees identified in subsection 1, paragraphs A
48 to H and before January 1, 2000 for employees
identified in subsection 1, paragraphs I to K or
50 purchased by repayment of an earlier refund of

2 accumulated contributions for service before July 1,
3 1998 for employees identified in subsection 1,
4 paragraphs A to H and before January 1, 2000 for
5 employees identified in subsection 1, paragraphs I to K
6 in a capacity or capacities specified in subsection 1,
7 or purchased by other than the repayment of a refund
8 and eligibility to make the purchase of the service
9 credit, including, but not limited to, service credit
10 for military service, was achieved before July 1, 1998
11 for employees identified in subsection 1, paragraphs A
12 to H and before January 1, 2000 for employees
13 identified in subsection 1, paragraphs I to K, must be
14 computed under section 17852, subsection 1, paragraph
15 A. If the member is qualified under subsection 2,
16 paragraph B and:

17 (a) Had 10 years of creditable service on July 1,
18 1993, the amount of the segment or segments must
19 be reduced as provided in section 17852,
20 subsection 3, paragraphs A and B; or

21 (b) Had fewer than 10 years of creditable service
22 on July 1, 1993, the amount of the segment or
23 segments must be reduced as provided in section
24 17852, subsection 3-A; and

25 (2) The segment that reflects creditable service
26 earned after June 30, 1998 for employees identified in
27 subsection 1, paragraphs A to H and after December 31,
28 1999 for employees identified in subsection 1,
29 paragraphs I to K or purchased by repayment of an
30 earlier refund of accumulated contributions for service
31 after June 30, 1998 for employees identified in
32 subsection 1, paragraphs A to H and after December 31,
33 1999 for employees identified in subsection 1,
34 paragraphs I to K in any one or a combination of the
35 capacities specified in subsection 1, or purchased by
36 other than the repayment of a refund and eligibility to
37 make the purchase of the service credit, including, but
38 not limited to, service credit for military service,
39 was achieved after June 30, 1998 for employees
40 identified in subsection 1, paragraphs A to H and after
41 December 31, 1999 for employees identified in
42 subsection 1, paragraphs I to K, must be computed under
43 section 17852, subsection 1, paragraph A. If the
44 member is qualified under subsection 2, paragraph B and:

45 (a) Had 10 years of creditable service on July 1,
46 1993, the segment amount must be reduced in the
47 manner provided in section 17852, subsection 3,
48
49
50

2 paragraphs A and B for each year that the member's
 age precedes 55 years of age; or

4 (b) Had fewer than 10 years of creditable service
 on July 1, 1993, the segment amount must be
6 reduced by 6% for each year that the member's age
 precedes 55 years of age.

8
10 **Sec. CC-6. 5 MRSA §17851-A, sub-§4, ¶C,** as repealed and
replaced by PL 1999, c. 489, §14 and amended by c. 493, §9, is
repealed.

12 **Sec. CC-7. 5 MRSA §17852, sub-§4, ¶B,** as enacted by PL 1985,
14 c. 801, §§5 and 7, is amended to read:

16 B. For persons qualifying under section 17851, subsection
 4, paragraph B, ~~and who retire upon or after reaching the~~
18 ~~age of 55,~~ the retirement benefit shall must be computed in
accordance with subsection 1.

20 **Sec. CC-8. 5 MRSA §17852, sub-§4, ¶C,** as amended by PL 1993,
22 c. 410, Pt. L, §38, is repealed.

24 **Sec. CC-9. 5 MRSA §17852, sub-§4, ¶C-1,** as repealed and
replaced by PL 1993, c. 410, Pt. L, §39, is repealed.

26 **Sec. CC-10. 5 MRSA §17852, sub-§4, ¶C-2** as amended by PL 1995,
28 c. 367, §1, is repealed.

30 **Sec. CC-11. 5 MRSA §17857, sub-§3, ¶¶A, B and D,** as amended by
PL 1997, c. 769, §19, are further amended to read:

32 A. If the member transferred under the provisions of
34 subsection 2, paragraph A:

36 (1) If applicable, the portion of the retirement
 benefit based upon creditable service earned before
38 being transferred must be reduced in accordance with
 ~~section 17852, subsection 4, paragraph C or~~ section
40 17852, subsection 10, paragraph C or, if the member was
 covered under section 17851-A, the portion of the
42 retirement benefit based upon creditable service earned
 before being transferred must be reduced as provided in
44 that section; and

46 (2) The portion of the retirement benefit based upon
 creditable service earned after being transferred must
48 be reduced in accordance with section 17852, subsection
 3.

50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 B. If the member was a retiree restored to service subject
to subsection 2, paragraph B:

4 (1) If applicable, the portion of the retirement
6 benefit based upon creditable service earned before the
member's initial retirement must be reduced in
8 accordance with ~~section 17852, subsection 4, paragraph~~
~~C or~~ section 17852, subsection 10, paragraph C or, if
10 the member was covered under section 17851-A, the
portion of the retirement benefit based upon creditable
12 service earned before the member's initial retirement
must be reduced as provided in that section; and

14 (2) The portion of the retirement benefit based upon
16 creditable service earned after being restored to
service must be reduced in accordance with section
17852, subsection 3.

18 D. If the member was transferred subject to subsection 2,
20 paragraph D, and:

22 (1) If the member completes the service or service and
24 age requirements for retirement under the special plan
that the member was under previously, if applicable,
the retirement benefit must be reduced in accordance
26 with ~~section 17852, subsection 4, paragraph C or~~
section 17852, subsection 10, paragraph C or, if the
28 member was covered under section 17851-A, the
retirement benefit must be reduced as provided in that
30 section; or

32 (2) If the member does not complete the service or
34 service and age requirements for retirement under the
special plan that the member was under previously, the
36 retirement benefit must be reduced in accordance with
section 17852, subsection 3.

38 **Sec. CC-12. 5 MRSA §17857, sub-§3-A, ¶¶A, B and D,** as amended
40 by PL 1997, c. 769, §19, are further amended to read:

42 A. If the member transferred under the provisions of
subsection 2, paragraph A:

44 (1) If applicable, the portion of the retirement
46 benefit based upon creditable service earned before
being transferred must be reduced in accordance with
48 ~~section 17852, subsection 4, paragraph C-1 or~~ section
17852, subsection 10, paragraph C-1 or, if the member
50 was covered under section 17851-A, the portion of the
retirement benefit based upon creditable service earned

2 before being transferred must be reduced as provided in
that section; and

4 (2) The portion of the retirement benefit based upon
6 creditable service earned after being transferred must
be reduced in accordance with section 17852, subsection
3-A.

8

10 B. If the member was a retiree restored to service subject
to subsection 2, paragraph B:

12 (1) If applicable, the portion of the retirement
14 benefit based upon creditable service earned before the
member's initial retirement must be reduced in
16 accordance with ~~section 17852, subsection 4, paragraph~~
~~C-1 or~~ section 17852, subsection 10, paragraph C-1 or,
18 if the member was covered under section 17851-A, the
portion of the retirement benefit based upon creditable
20 service earned before the member's initial retirement
must be reduced as provided in that section; and

22 (2) The portion of the retirement benefit based upon
24 creditable service earned after being restored to
service must be reduced in accordance with section
17852, subsection 3-A.

26

28 D. If the member was transferred subject to subsection 2,
paragraph D and:

30 (1) If the member completes the service or service and
32 age requirements for retirement under the special plan
that the member was under previously, if applicable,
the retirement benefit must be reduced in accordance
34 with ~~section 17852, subsection 4, paragraph C-1 or~~
section 17852, subsection 10, paragraph C-1 or, if the
36 member was covered under section 17851-A, the
retirement benefit must be reduced as provided in that
38 section; or

40 (2) If the member does not complete the service or
42 service and age requirements for retirement under the
special plan that the member was under previously, the
retirement benefit must be reduced in accordance with
44 section 17852, subsection 3-A.

46 **Sec. CC-13. Effect on state police officers who previously elected to**
48 **self-fund an early retirement option.** The Maine State Retirement
System shall refund the additional amount paid above the normal
50 contribution rate plus interest on that amount from the date of
payment to a person who is employed as a state police

2 officer on the effective date of this Act and who elected to pay
3 the full actuarial costs of retirement before age 55 under the
4 Maine Revised Statutes, Title 5, section 17852, subsection 4,
5 paragraph C-2 before it was repealed by this Act by paying an
6 increased employee contribution to the Maine State Retirement
7 System. The employee contribution rate from the effective date
8 of this Act for a member who previously made the election under
9 Title 5, section 17852, subsection 4, paragraph C-2 is as
10 provided in Title 5, section 17708-B.

11 **Sec. CC-14. Expenditures in excess of allocations.** Expenditures
12 of funds required by this Part other than the General Fund and
13 the Highway Fund are authorized to exceed legislative allocations
14 during the fiscal year ending June 30, 2001. Appropriate
15 adjustments to basic work programs facilitating these
16 expenditures in excess of allocations must be recommended by the
17 State Budget Officer and approved by the Governor.

18 **Sec. CC-15. Adjustment of rates.** After consultation with the
19 Maine State Retirement System, the State Budget Officer shall
20 adjust the normal cost component of the employer contribution
21 rates on the effective date of this Part to fully fund this Part
22 on an actuarially sound basis. In addition, the State Budget
23 Officer shall assess the accounts in other funds for their share
24 of the unfunded liability costs based on total salaries in those
25 accounts in fiscal year 2000-01.

26 **Sec. CC-16. Appropriation.** The following funds are
27 appropriated from the General Fund to carry out the purposes of
28 this Part.

29 32 **2000-01**

33 **34 MAINE STATE RETIREMENT SYSTEM**

35 **36 Retirement Allowance Fund**

37 All Other \$2,740,880

38 Provides funds for the unfunded liability
39 costs of the General Fund, the Highway Fund
40 and other funds related to removing state
41 police officers hired after September 15,
42 1984 or a special agent investigator hired
43 before June 21, 1982 from the 1998 Special
44 Retirement Plan.
45

46 **48 MAINE STATE RETIREMENT SYSTEM**
TOTAL \$2,740,880

2 **ADMINISTRATIVE AND FINANCIAL SERVICES,**
4 **DEPARTMENT OF**

6 **Salary Plan**

8 Personal Services \$124,475

10 Provides funds to be held in reserve in the
12 event that costs associated with the
14 increase in the normal cost component of the
16 employer contribution rate for retirement
18 costs of the General Fund and, in fiscal
20 year 2000-01 only, the Highway Fund related
22 to removing state police officers hired
24 after September 15, 1984 or a special agent
26 investigator hired before June 21, 1982 from
28 the 1998 Special Retirement Plan exceed the
30 amounts available for the Department of
Public Safety. Because the normal cost
component of the employer contribution rate
for state employees is actuarially
established based on projected salaries as a
rate that must be applied to actual
salaries, the funds resulting from the
application of the actuarially established
rate constitute appropriated funds. The
funds here specified constitute estimates
and not appropriated funds.

32 **DEPARTMENT OF ADMINISTRATIVE AND**
FINANCIAL SERVICES
34 **TOTAL**

\$124,475

36 **TOTAL APPROPRIATIONS**

\$2,865,355

38 **PART DD**

40 **Sec. DD-1. 5 MRSA §1519** is enacted to read:

42 **§1519. Retiree Health Insurance Internal Service Fund**

44 **1. Established.** The Retiree Health Insurance Internal
46 Service Fund is established within the Department of
Administrative and Financial Services to accumulate funds to pay
48 the health insurance premiums for retired state employees and
teachers.

2 Services as a result of a public service
announcement campaign.

4 **DEPARTMENT OF ADMINISTRATIVE AND**
5 **FINANCIAL SERVICES**
6 **TOTAL**

\$719,935

8 **PART FF**

10 **Sec. FF-1. 5 MRSA §12004-G, sub-§10-A**, as enacted by PL 1995,
12 c. 322, §1, is amended to read:

14	10-A.	<u>Kim Wallace</u> Expenses	10 MRSA
16	Education	Adaptive Only	§373
18		Equipment	
		Loan Program	
		Fund Board	

20 **Sec. FF-2. 10 MRSA c. 11** is amended by repealing the chapter
headnote and enacting the following in its place:

22 **CHAPTER 11**

24 **KIM WALLACE ADAPTIVE EQUIPMENT LOAN PROGRAM**

26 **Sec. FF-3. 10 MRSA §371, sub-§§1 and 2**, as enacted by PL 1987,
28 c. 817, §2, are amended to read:

30 **1. Board.** "Board" means the Kim Wallace Adaptive Equipment
Loan Program Fund Board.

32 **2. Fund.** "Fund" means the Kim Wallace Adaptive Equipment
34 Loan Program Fund.

36 **Sec. FF-4. 10 MRSA §372**, as enacted by PL 1987, c. 817, §2,
is amended to read:

38 **§372. Fund established**

40 **1. Creation of fund.** There is established an the Kim
42 Wallace Adaptive Equipment Loan Program Fund, which shall must be
used to provide funding for adaptive equipment loans to qualified
44 borrowers within the State in order to acquire equipment designed
to assist the borrower in becoming independent. The fund shall
46 must be deposited with, maintained and administered by the
Finance Authority of Maine and shall contain appropriations
48 provided for that purpose, interest accrued on the fund balance,
funds received by the board to be applied to the fund and funds
50 received in repayment of loans. This fund shall--be is a

nonlapsing revolving fund. All money in the fund shall must be continuously applied to carry out the purposes of this chapter.

2. Administrative expenses. Costs and expenses of maintaining, servicing and administering the Kim Wallace Adaptive Equipment Loan Program Fund established by this chapter may be paid out of amounts in the fund.

Sec. FF-5. 10 MRSA §373, sub-§1, as amended by PL 1997, c. 489, §1, is further amended to read:

1. Establishment; membership. There is established the Kim Wallace Adaptive Equipment Loan Program Fund Board that consists of 9 members as follows: the Director of the Bureau of Rehabilitation Services or the director's designee; the Treasurer of State or the Treasurer of State's designee; an experienced consumer lender; a certified public accountant; and 5 persons with a range of disabilities, all nondesignated members to be appointed by the Governor. The board shall annually elect a chair from among its members.

Sec. FF-6. 10 MRSA §374, sub-§3, as enacted by PL 1987, c. 817, §2, is amended to read:

3. Administer loan program. The board shall administer the Kim Wallace Adaptive Equipment Loan Program Fund established by this chapter and may contract with the Finance Authority of Maine and state or community-based groups dealing with disabled persons for such assistance in administering the program as the board may require.

PART GG

Sec. GG-1. PL 1999, c. 401, Pt. U, §3, Pt. HH, §2 and Pt. KKK, §8 are repealed.

Sec. GG-2. PL 1999, c. 515, Pt. A, §2, Pt. B, §§2 and 3 and Pt. C, §§3 and 4 are repealed.

PART HH

Sec. HH-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

HUMAN SERVICES, DEPARTMENT OF

2 **Bureau of Health**

4 All Other \$8,350,000

6 Provides funds from the Fund
8 for a Healthy Maine for
10 grants to communities and
12 schools with statewide
14 coordination to achieve the
16 goal of reducing tobacco
addiction and use and
18 resulting disease in all
populations throughout the
State, with a focus on those
at highest risk such as youth
and disadvantaged populations.

18 **Bureau of Health**

20 All Other \$1,200,000

22 Provides funds from the Fund
24 for a Healthy Maine for
independent program
26 evaluation, research and
outcomes monitoring.

28 **Bureau of Health**

30 All Other \$6,750,000

32 Provides funds from the Fund
34 for a Healthy Maine for
statewide tobacco cessation
36 and prevention through the
operation of a statewide
38 toll-free telephone support
line, training and
40 certification of tobacco
cessation specialists, direct
42 assistance for smoking
cessation services and
44 pharmaceuticals as well as a
statewide multimedia campaign.

46 **Bureau of Health**

48 Positions - Legislative Count (5,000)
50 Personal Services \$201,011

2	All Other	25,000
4	TOTAL	\$226,011
6	Provides funds from the Fund	
8	for a Healthy Maine for 5	
10	positions to the Bureau of	
12	Health for administering the	
14	programs funded in this	
	Part: one Comprehensive	
	Health Planner II position; 3	
	Public Health Educator III	
	positions; and one Accountant	
	I position.	

16 **DEPARTMENT OF HUMAN**
 17 **SERVICES**
 18 **TOTAL** \$16,526,011

20 **Sec. HH-2. Grants provided.** Grants provided pursuant to this
 22 Part must be equitably distributed across the major geographical
 24 areas of the State. Effective interventions must be implemented
 26 using research and best practices from the federal Centers for
 28 Disease Control and Prevention and other recognized authorities.
 30 All grantees must coordinate with the local health care delivery
 32 system, education system and other appropriate community members
 34 and community organizations. Funds may also be used to reduce
 physical inactivity, poor nutrition and other risk factors in
 order to reduce tobacco-related diseases. School programs funded
 by grants provided pursuant to this Part must be used to reduce
 tobacco use through coordinated school health programs. These
 school health programs should focus on comprehensive school
 health education that includes tobacco prevention education.
 Support may be provided for school health services that include
 tobacco cessation and prevention services.

38 **PART II**

40 **Sec. II-1. Allocation.** The following funds are allocated from
 42 Other Special Revenue funds to carry out the purposes of this
 Part.

44 **2000-01**

46 **ATTORNEY GENERAL,**
 48 **DEPARTMENT OF THE**
 50 **Administration - Attorney**
General

2	Positions - Legislative Count	(1,000)
	Personal Services	\$37,669
4	All Other	2,320
6	Provides funds from the Fund	
	for a Healthy Maine for one	
8	Research Assistant position	
	and related expenses to	
10	enforce escrow payments	
	required by nonparticipating	
12	manufacturers.	
14	DEPARTMENT OF THE	
	ATTORNEY GENERAL	
16	TOTAL	<u>\$39,989</u>

18

PART JJ

20

Sec. JJ-1. Allocation. The following funds are allocated from
22 Other Special Revenue funds to carry out the purposes of this
24 Part.

26

2000-01

28

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

30

Office of Substance Abuse

32

All Other \$5,000,000

34

36 Provides funds from the Fund
for a Healthy Maine to help
38 implement the November 18,
1998 recommendations of the
40 Task Force on Substance Abuse.

42

**Office of Substance Abuse -
Court-related**

44

All Other \$745,005

46

48 Provides funds from the Fund
for a Healthy Maine to
50 provide substance abuse
testing and treatment to
adults with substance abuse

2 problems who have been
referred by the State's
4 courts. The department must
consult with the judicial
6 branch so as to expend these
funds in a manner consistent
with rules developed by the
8 Judicial Department.

10 **DEPARTMENT OF MENTAL HEALTH, MENTAL**
12 **RETARDATION AND SUBSTANCE ABUSE**
14 **SERVICES**
16 **TOTAL**

\$5,745,005

16 **PART KK**

18 **Sec. KK-1. 22 MRSA §3174-G, sub-§1-B**, as enacted by PL 1999,
c. 401, Pt. KKK, §3 and affected by §10, is amended to read:

20 **1-B. Funding.** State funds necessary to implement
22 subsection 1-A must include ~~state funds appropriated~~ General Fund
24 appropriations and Other Special Revenue allocations from the
Fund for a Healthy Maine to the elderly low-cost drug program
operated pursuant to section 254, including rebates received in
26 that program from pharmaceutical manufacturers, that are no
longer needed in that program as a result of the Medicaid waiver
28 obtained pursuant to subsection 1-A, ~~and, effective in fiscal~~
~~year 2000-01, no less than \$5,000,000 received from the tobacco~~
30 ~~settlement in State of Maine, v. Philip Morris, et al., Kennebec~~
~~County Superior Court, Docket No. CV-97-134.~~

34 **PART LL**

36 **Sec. LL-1. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
38 Part.

40 **2000-01**

42 **HUMAN SERVICES,**
44 **DEPARTMENT OF**

Bureau of Health

46 All Other \$4,800,000

48 Provides funds from the Fund
50 for a Healthy Maine to expand

2 home-visiting services to the
parents of newborn children.

4 **DEPARTMENT OF HUMAN SERVICES**
6 **TOTAL** \$4,800,000

8 **PART MM**

10 **Sec. MM-1. 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 **Purchased Social Services**

20 All Other \$48,452

22 Provides funds from the Fund
24 for a Healthy Maine to
support collaboration grants
26 as recommended by the
Business Advisory Commission
28 on Quality Child Care
Financing established in
Resolve 1999, chapter 66.

30 **Purchased Social Services**

32 All Other \$2,600,944

34 Provides funds from the Fund
36 for a Healthy Maine for
additional infant, toddler
38 and preschool child care
subsidies.

40 **Purchased Social Services**

42 All Other \$1,196,422

44 Provides funds from the Fund
46 for a Healthy Maine for
additional school-aged child
48 care subsidies.

50 **Purchased Social Services**

2	All Other	\$652,357
4	Provides funds from the Fund	
6	for a Healthy Maine for	
8	after-school services to the	
	12-to-15-year age group.	
	Purchased Social Services	
10	All Other	\$1,792,873
12	Provides funds from the Fund	
14	for a Healthy Maine to	
16	support incentives for child	
18	care providers to offer care	
20	during odd hours, in	
	underserved geographic areas,	
	to at-risk children or to	
	children with special needs.	
22	Purchased Social Services	
24	All Other	\$489,268
26	Provides funds from the Fund	
28	for a Healthy Maine to	
30	support child care resource	
	development centers.	
	Purchased Social Services	
32	All Other	\$278,758
34	Provides funds from the Fund	
36	for a Healthy Maine to	
38	support systemic quality	
40	improvements such as	
	increased wages, training and	
	facilities improvements.	
42	Head Start	
44	All Other	\$450,000
46	Provides funds from the Fund	
48	for a Healthy Maine to	
	support full-day, year-round	
	Head Start programs,	

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2 including children up to 5
years of age.

4 Community Services Center

6	Positions - Legislative Count	(10,000)
	Personal Services	\$372,921
8	All Other	71,680
10	TOTAL	<u>\$444,601</u>

12 Provides funds from the Fund
14 for a Healthy Maine for 5
Community Care Worker
16 positions, one Licensing
Manager position, 2
18 Institutional-abuse Worker
positions and 2 Human
20 Services Case Aide positions
to provide additional support
22 to the Community Services
Center.

**24 DEPARTMENT OF HUMAN SERVICES
TOTAL**

\$7,953,675

26

**28 PUBLIC SAFETY,
DEPARTMENT OF**

30 Fire Marshal - Office of

32	Positions - Legislative Count	(3,500)
	Personal Services	\$131,968
34	All Other	19,000

36 Provides funds from the Fund
38 for a Healthy Maine for 3
additional Fire Inspector
40 positions and a 1/2-time
Clerk Typist II position for
42 the purpose of conducting
mandatory inspections of
44 facilities that provide
services to children.

**46 DEPARTMENT OF PUBLIC SAFETY
TOTAL**

\$150,968

48

**50 SECTION
TOTAL ALLOCATIONS**

\$8,104,643

2

PART NN

4

Sec. NN-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

6

8

2000-01

10

FINANCE AUTHORITY OF MAINE

12

**Quality Child Care Education
Scholarship Fund**

14

All Other

\$145,356

16

18

Provides funds from the Fund for a Healthy Maine for scholarships under the Quality Child Care Education Scholarship Fund pursuant to the Maine Revised Statutes, Title 20-A, chapter 419-D.

20

22

PART OO

24

26

Sec. OO-1. 22 MRSA §3174-G, sub-§1, as amended by PL 1997, c. 777, Pt. A, §1, is repealed and the following enacted in its place:

28

30

1. Delivery of services. The department shall provide for the delivery of federally approved Medicaid services to the following persons:

32

34

A. A qualified woman during her pregnancy and up to 60 days following delivery when the woman's family income is equal to or below 200% of the nonfarm income official poverty line;

36

38

B. An infant under one year of age when the infant's family income is equal to or below 185% of the nonfarm income official poverty line;

40

42

C. A qualified elderly or disabled person when the person's family income is equal to or below 100% of the nonfarm income official poverty line;

44

46

D. A child one year of age or older and under 19 years of age when the child's family income is equal to or below 150% of the nonfarm income official poverty line; and

48

50

E. The parent or caretaker relative of a child described in paragraph B or D when the child's family income is equal to

2 or below 150% of the nonfarm income official poverty line,
3 subject to adjustment by the commissioner under this
4 paragraph. Medicaid services provided under this paragraph
5 must be provided within the limits of the program budget.
6 Funds appropriated for services under this paragraph must
7 include an annual inflationary adjustment equivalent to the
8 rate of inflation in the Medicaid program. On a quarterly
9 basis, the commissioner shall determine the fiscal status of
10 program expenditures under this paragraph. If the
11 commissioner determines that expenditures will exceed the
12 funds available to provide Medicaid coverage pursuant to
13 this paragraph, the commissioner must adjust the income
14 eligibility limit for new applicants to the extent necessary
15 to operate the program within the program budget. If, after
16 an adjustment has occurred pursuant to this paragraph,
17 expenditures fall below the program budget, the commissioner
18 must raise the income eligibility limit to the extent
19 necessary to provide services to as many eligible persons as
20 possible within the fiscal constraints of the program
21 budget, as long as the income limit does not exceed 150% of
22 the nonfarm income official poverty line.

23 For the purposes of this subsection, the "nonfarm income official
24 poverty line" is that applicable to a family of the size
25 involved, as defined by the federal Department of Health and
26 Human Services and updated annually in the Federal Register under
27 authority of 42 United States Code, Section 9902(2). For
28 purposes of this subsection, "program budget" means the amounts
29 available from both federal and state sources to provide
30 federally approved Medicaid services.

31 **Sec. OO-2. 22 MRSA §3762, sub-§8, ¶A,** as amended by PL 1997,
32 c. 795, §7, is further amended to read:
33

34 A. The department shall administer a program of
35 transitional Medicaid to families receiving benefits under
36 Section 1931 of the federal Social Security Act in
37 accordance with this paragraph.
38

39 (1) The department shall provide transitional Medicaid
40 to families whose average gross monthly earnings, less
41 costs to the family for child care necessary for
42 employment, do not exceed 185% of the federal poverty
43 guidelines in accordance with PRWORA and this
44 subsection. In order to receive transitional Medicaid
45 as the result of increased earnings or number of hours
46 worked, a family must have received ~~TANF~~ Medicaid
47 assistance for at least 3 of the last 6 months, except
48 as provided in subparagraph 2 (2).
49
50

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2 (2) The department shall provide transitional Medicaid
4 for families whose eligibility for TANF Medicaid
6 assistance terminated due to employment obtained
8 through work search activities pursuant to this
chapter, in which case the family must have received
TANF Medicaid assistance for at least one of the last 3
months.

10 (3) To continue to receive transitional Medicaid
12 assistance following the first 6 months of coverage, a
14 family entering the transitional Medicaid program prior
16 ~~to federal approval or waiver under subparagraph 4~~ with
18 income above 133% of the federal poverty guidelines
20 must pay premiums in accordance with rules adopted by
22 the department. ~~If a family entering the transitional
24 Medicaid program after federal approval or waiver has
26 average gross monthly earnings, less average monthly
costs for such child care as is necessary for
employment, that are above 100% of the federal poverty
guidelines, then that family shall pay, beginning in
their 7th month of receiving transitional Medicaid,
monthly premiums, copayments or other methods of cost
sharing equal to no more than 3% of that family's
average gross monthly earnings, less the average
monthly costs for such child care as is necessary for
employment.~~

28 ~~(4) By October 1, 1997, the department shall have taken
30 reasonable steps to seek a federal waiver, approval of
32 a state plan modification under Section 114 of PRWORA
34 or any other appropriate action to secure federal
36 approval to use federal matching funds to extend
38 transitional Medicaid assistance for 2 years beyond the
40 families' initial 1 year period of eligibility.
Beginning on February 1, 1998, or at the time that the
department receives the federal approval or waiver,
whichever is later, the department shall provide
extended benefits under this subparagraph to families
that qualify under subparagraph (1) or (2) and that
meet the requirements of the transitional Medicaid
program.~~

44 (5) The department shall provide transitional Medicaid
46 for 4 months to families whose eligibility for TANF
Medicaid assistance terminated due to an increase in
the amount of child support received by the family.

48 (6) The department shall require reporting of income
50 or circumstances for the purpose of determining
eligibility and premium payments, copayments or other

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 methods of cost sharing for benefits under this
paragraph in accordance with rules adopted by the
department.

4
6 (7) The scope of services provided under this
paragraph must be the same as the scope of services
provided when a family received TANF Medicaid
8 assistance.

10 **Sec. OO-3. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
12 Part.

14 **2000-01**

16 **HUMAN SERVICES, DEPARTMENT OF**

18 **Bureau of Medical Services**

20	Positions - Legislative Count	(1.000)
	Personal Services	\$21,544
22	All Other	2,250
24	TOTAL	<hr/> \$23,794

26 Provides funds from the Fund for a Healthy
28 Maine for the state share of a Management
Analyst II position and related operating
30 costs to aid in managing Medicaid coverage.

32 **Medical Care - Payments
to Providers**

34	All Other	\$3,645,925
----	-----------	-------------

36 Provides funds from the Fund for a Healthy
38 Maine for the state share of the cost of
expanding Medicaid coverage and for
40 modifying transitional Medicaid assistance.

42	DEPARTMENT OF HUMAN SERVICES	
	TOTAL	<hr/> \$3,669,719

44 **Sec. OO-4. Allocation.** The following funds are allocated from
the Federal Expenditures Fund to carry out the purposes of this
46 Part.

48 **2000-01**

50 **HUMAN SERVICES, DEPARTMENT OF**

2 **Bureau of Medical Services**

4	Personal Services	\$21,544
	All Other	2,250
6		
	TOTAL	<u>23,794</u>

8 Provides funds for the federal share of a
 10 Management Analyst II position and related
 12 operating costs to aid in managing Medicaid
 coverage.

14 **Medical Care - Payments to
 Providers**

16	All Other	7,146,021
----	-----------	-----------

18 Provides funds for the federal share of
 20 expanding Medicaid coverage and for
 22 modifying transitional Medicaid assistance.

24 **Medical Care - Payments to
 Providers**

26	All Other	1,164,449
----	-----------	-----------

28 Provides funds for the federal share of the
 30 costs to provide Medicaid access to pregnant
 women.

32	DEPARTMENT OF HUMAN SERVICES	
	TOTAL	<u>\$8,334,264</u>

34 **Sec. OO-5. Allocation.** The following funds are allocated from
 36 Other Special Revenue funds to carry out the purposes of this
 38 Part.

2000-01

40 **HUMAN SERVICES,
 42 DEPARTMENT OF**

44 **Medical Care - Payments
 to Providers**

46	All Other	\$596,000
----	-----------	-----------

48 Provides funds from the Fund for a Healthy

2 Maine for the costs to provide access to
3 Medicaid for pregnant women.

4
6 **PART PP**

8 **Sec. PP-1. 22 MRSA §3174-T, sub-§2**, as amended by PL 1999, c.
10 401, Pt. QQ, §1 and affected by §5, is further amended by
amending the first paragraph to read:

12 **2. Eligibility; enrollment.** Health coverage under the Cub
14 Care program is available to children ~~one-year-of-age-or-older~~
and under 19 years of age whose family income is above the
16 eligibility level for Medicaid under section 3174-G and below the
maximum eligibility level established under paragraphs A and B,
18 who meet the requirements set forth in paragraph C and for whom
premiums are paid under subsection 5.

20 **Sec. PP-2. 22 MRSA §3174-T, sub-§5, ¶A**, as reallocated by RR
22 1997, c. 2, §46, is amended to read:

24 A. Premiums must be paid at the beginning of each month for
coverage for that month according to the following scale:

26 (1) Families with incomes between 150% and 160% of the
28 nonfarm income official poverty line pay premiums of 5%
of the benefit cost per child, but not more than 5% of
the cost for 2 children;

30 (2) Families with incomes between 160% and 170% of the
32 nonfarm income official poverty line pay premiums of
10% of the benefit cost per child, but not more than
34 10% of the cost for 2 children; and

36 (3) Families with incomes between 170% and 185% of the
38 nonfarm income official poverty line must pay premiums
of 15% of the benefit cost per child, but not more than
40 15% of the cost for 2 children; and

42 (4) Families with incomes between 185% and 200% of the
nonfarm income official poverty line must pay premiums
of 20% of the benefit cost per child, but not more than
44 20% of the cost for 2 children.

46 **Sec. PP-3. Allocation.** The following funds are allocated from
48 Other Special Revenue funds to carry out the purposes of this
Part.

2 **HUMAN SERVICES, DEPARTMENT OF**

4 **Medical Care - Payments to Providers**

6 All Other \$303,323

8 Provides funds from the Fund
10 for a Healthy Maine for the
12 state share of the costs to
14 expand eligibility of the Cub
Care program to children who
have not attained one year of
age.

16 **Sec. PP-4. Allocation.** The following funds are allocated from
18 the Federal Block Grant Fund to carry out the purposes of this
Part.

20 **2000-01**

22 **HUMAN SERVICES, DEPARTMENT OF**

24 **Medical Care - Payments to Providers**

26 All Other \$979,773

28 Provides funds for the
30 federal share of the costs to
32 expand eligibility of the Cub
Care program to children who
34 have not attained one year of
age.

36 **PART QQ**

38 **Sec. QQ-1. 22 MRSA c. 408-A** is enacted to read:

40 **CHAPTER 408-A**

42 **SCHOOL NURSE CONSULTANT**

44 **§1971. School nurse consultant position**

46 **1. Establishment.** The position of school nurse consultant
48 is established jointly within the department and the Department
of Education. The Director of the Bureau of Health within the
50 department and the Director of Special Projects and External

2 Affairs within the Department of Education shall jointly
3 supervise the school nurse consultant.

4 2. Qualifications. The school nurse consultant must be
5 licensed as a registered professional nurse in the State and have
6 a master's degree in nursing or a related field and experience in
7 school health care or community nursing.

8 **§1972. Duties**

10 The school nurse consultant shall provide statewide nursing
11 leadership, consultation and direction for coordinated school
12 health care programs. The school nurse consultant shall:

14 1. Liaison. Serve as a liaison and resource expert in
15 school nursing and school health care program areas for local,
16 regional, state and national school health care provider and
17 policy-setting groups;

20 2. Information. Monitor, interpret, synthesize and
21 disseminate relevant information related to school health care
22 trends, school nursing practice, health-related policy changes,
23 legal issues in school nursing and school health care program
24 implementation and professional development;

26 3. Staff development. Foster and promote staff development
27 for school nurses by planning and providing orientation,
28 educational offerings and networking with universities and other
29 providers of continuing education to meet identified needs; and

30 4. Standards. Gather and analyze data relevant to the
31 school health care program and monitor standards to promote
32 school nursing excellence and optimal health of school children.

34 **Sec. QQ-2. Allocation.** The following funds are allocated from
35 Other Special Revenue funds to carry out the purposes of this
36 Part.

38 **2000-01**
39
40 **EDUCATION, DEPARTMENT OF**
41
42 **Learning Systems**

44

46	Positions - Legislative Count	(1.000)
47	Personal Services	\$46,468
48	All Other	7,500
49	Capital Expenditures	3,500

50 Provides funds from the Fund for a Healthy

2 Maine for the salary, benefits, operating
and start-up costs of an Education
4 Specialist III position to function as a
school nurse consultant.

6 **DEPARTMENT OF EDUCATION**
7 **TOTAL**

\$57,468

8

10

PART RR

12

Sec. RR-1. Allocation. The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
14 Part.

16

2000-01

18

ADMINISTRATIVE AND FINANCIAL
SERVICES, DEPARTMENT OF

20

Biennial Reserve Account

22

All Other

\$25,540,000

24

26

Provides for the allocation
of funds from the Fund for a
Healthy Maine to be used in
28 future biennia. These funds
do not lapse but must be
30 carried forward until
32 reallocated by a subsequent
Legislature.

34

Trust Fund for a Healthy
Maine

36

All Other

\$11,094,848

38

40

Provides for the allocation
of funds from the Fund for a
Healthy Maine to the Trust
42 Fund for a Healthy Maine in
accordance with the
44 provisions of the Maine
Revised Statutes, Title 22,
46 section 1511, subsection 3,
paragraph A and section 1512,
48 subsection 2, paragraph A.
This allocation represents

the fiscal year 1999-00 and
fiscal year 2000-01 payments.

**DEPARTMENT OF ADMINISTRATIVE AND
FINANCIAL SERVICES
TOTAL**

\$36,634,848

PART SS

Sec. SS-1. 22 MRSA c. 250-A is enacted to read:

CHAPTER 250-A

HUMAN LEUKOCYTE ANTIGEN SCREENING FUND

§851. Human Leukocyte Antigen Screening Fund

1. Creation of fund. The Human Leukocyte Antigen Screening Fund, referred to in this section as the "fund," is established as a nonlapsing fund to support bone marrow screening by individuals and organizations determined to be eligible according to rules adopted by the department under subsection 2. Money in the fund must be expended as allocated by the Legislature for the purposes of the fund and may be invested as provided by law. Interest on these investments must be credited to the fund.

2. Administration. The department shall administer the fund and shall adopt rules as necessary to administer the fund and to determine the criteria for eligible recipients. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

3. Income tax checkoff funding. Revenue collected from the income tax checkoff pursuant to Title 36, section 5285-A must be credited to the fund.

4. Other funds. The fund may receive money from any source, including grants, gifts, bequests and donations.

Sec. SS-2. 36 MRSA §5285-A is enacted to read:

§5285-A. Human Leukocyte Antigen Screening Fund checkoff

1. Human Leukocyte Antigen Screening Fund. When filing a return, a taxpayer entitled to a refund under this Part may designate that a portion of that refund be paid into the Human Leukocyte Antigen Screening Fund established in Title 22, chapter 250-A. A taxpayer who is not entitled to a refund under this Part may contribute to the Human Leukocyte Antigen Screening Fund

2 by including with that taxpayer's return sufficient funds to make
3 the contribution. Each individual income tax return form must
4 contain a designation in substantially the following form: "Human
5 Leukocyte Antigen Screening Fund: () \$5, () \$10, () \$25 or
6 () Other \$."

7 **2. Contributions credited to the Human Leukocyte Antigen**
8 **Screening Fund.** The State Tax Assessor shall determine annually
9 the total amount contributed pursuant to subsection 1. Prior to
10 the beginning of the next year, the State Tax Assessor shall
11 deduct the cost of administering the Human Leukocyte Antigen
12 Screening Fund checkoff, but not exceeding \$2,000 annually, and
13 report the remainder to the Treasurer of State, who shall forward
14 that amount to the Human Leukocyte Antigen Screening Fund.

15 **3. Effective date.** This section applies to tax years
16 beginning on and after January 1, 2000.

17 **Sec. SS-3. Allocation.** The following funds are allocated from
18 Other Special Revenue funds to carry out the purposes of this
19 Part.

2000-01

21 **HUMAN SERVICES,**
22 **DEPARTMENT OF**

23 **Human Leukocyte Antigen**
24 **Screening Fund**

25 All Other \$250,000

26 Provides for a one-time allocation of funds
27 from the Fund for a Healthy Maine for the
28 first-year funding of the Human Leukocyte
29 Antigen Screening Fund.

30 **PART TT**

31 **Sec. TT-1. 22 MRSA §14, sub-§1,** as amended by PL 1999, c. 668,
32 §94, is further amended to read:

33 **1. Recovery procedures.** When benefits are provided or will
34 be provided to a beneficiary under the Medicaid program
35 administered by the department pursuant to the United States
36 Social Security Act, Title XIX, or under the elderly low-cost
37 drug program under section 254 for the medical costs of injury,
38 disease, disability or similar occurrence for which a 3rd party
39 is, or may be, liable, the commissioner may recover from that
40

2 party the reasonable value of the benefits provided. This right
of recovery is separate and independent from any rights or causes
4 or under the elderly low-cost drug program under section 254.
For Medicaid recipients who participated in the Medicaid managed
6 care program, "reasonable value" means the total value of
coverable medical services provided measured by the amount that
8 Medicaid would have paid to providers directly for such services,
were it not for the managed care system. The Medicaid program ~~is~~
10 and the elderly low-cost drug program under section 254 are the
~~paye~~ payors of last resort and ~~should~~ shall provide medical
12 coverage only when there are no other available resources. The
Attorney General, or counsel appointed by the Attorney General,
14 may, to enforce this right, institute and prosecute legal
proceedings directly against the 3rd party in the appropriate
16 court in the name of the commissioner.

18 In addition to the right of recovery set forth in this
subsection, the commissioner must also be subrogated, to the
20 extent of any benefits provided under the Medicaid program or
under the elderly low-cost drug program under section 254, to any
22 cause of action or claim that a beneficiary has against a 3rd
party who is or may be liable for medical costs incurred by or on
24 behalf of the beneficiary. The Attorney General, or counsel
appointed by the Attorney General, to enforce this right may
26 institute and prosecute legal proceedings in the name of the
injured person, beneficiary, guardian, personal representative,
28 estate or survivor. If necessary to enforce the commissioner's
right of recovery, the Attorney General, or counsel appointed by
30 the Attorney General, may institute legal proceedings against any
beneficiary who has received a settlement or award from a 3rd
32 party.

34 The commissioner's right to recover the reasonable value of
benefits provided constitutes a statutory lien on the proceeds of
36 an award or settlement from a 3rd party if recovery for Medicaid
costs was or could have been included in the recipient's claim
38 for damages from the 3rd party. The commissioner is entitled to
recover the amount of the benefits actually paid out or, with
40 regard to Medicaid recipients who participated in the managed
care program when the commissioner has determined that collection
42 will be cost-effective, the reasonable value of benefits provided
to the extent that there are proceeds available for such recovery
44 after the deduction of reasonable attorney's fees and litigation
costs from the gross award or settlement. In determining whether
46 collection will be cost-effective, the commissioner shall
consider all factors that diminish potential recovery by the
48 department, including but not limited to questions of liability
and comparative negligence or other legal defenses, exigencies of
50 trial that reduce a settlement or award in order to resolve the

2 recipient's claim and limits on the amount of applicable
insurance coverage that reduce the claim to the amount
4 recoverable by the recipient. The department's statutory lien
may not be reduced to reflect an assessment of a pro rata share
6 of the recipient's attorney's fees or litigation costs. The
commissioner may compromise, or settle and execute a release of,
8 any claim or waive any claim, in whole or in part, if the
commissioner determines the collection will not be cost-effective
10 or that the best possible outcome requires compromise, release or
settlement.

12 **Sec. TT-2. 22 MRSA §14, sub-§2-A**, as amended by PL 1999, c.
668, §95, is further amended to read:

14 **2-A. Assignment of rights of recovery.** The receipt of
16 benefits under the Medicaid program administered by the
department pursuant to the United States Social Security Act,
18 Title XIX or under the elderly low-cost drug program under
section 254 constitutes an assignment by the recipient or any
20 legally liable relative to the department of the right to recover
from 3rd parties for the medical cost of injury, disease,
22 disability or similar occurrence for which the recipient receives
medical benefits. The department's assigned right to recover is
24 limited to the amount of medical benefits received by the
recipient and does not operate as a waiver by the recipient of
26 any other right of recovery against a 3rd party that a recipient
may have.

28 The recipient is also deemed to have appointed the commissioner
30 as the recipient's attorney in fact to perform the specific act
of submitting claims to insurance carriers or endorsing over to
32 the department any and all drafts, checks, money orders or any
other negotiable instruments connected with the payment of
34 3rd-party medical claims.

36 **Sec. TT-3. 22 MRSA §14, sub-§§2-B and 2-C**, as amended by PL
1999, c. 668, §96, are further amended to read:

38 **2-B. Direct reimbursement to health care provider.** When an
40 insured is eligible under the Medicaid program administered by
the Department of Human Services, pursuant to the United States
42 Social Security Act, Title XIX, or under the elderly low-cost
drug program under section 254 for the medical costs ~~or~~ of
44 injury, disease, disability or similar occurrence for which an
insurer is liable, and the insured's claim is payable to a health
46 care provider as provided or permitted by the terms of a health
insurance policy or pursuant to an assignment of rights by an
48 insured, the insurer shall directly reimburse the health care
provider to the extent that the claim is honored.

50

2-C. Direct reimbursement to Department of Human Services.

2 When an insured is eligible under the Medicaid program
administered by the Department of Human Services, pursuant to the
4 United States Social Security Act, Title XIX, or under the
elderly low-cost drug program under section 254 for the medical
6 costs of injury, disease, disability or similar occurrence for
which an insurer is liable, and the claim is not payable to a
8 health care provider under the terms of the health insurance
policy, the insurer shall directly reimburse the Department of
10 Human Services, upon request, for any medical services paid by
the department on behalf of a recipient under Medicaid recipient
12 or the elderly low-cost drug program under section 254 to the
extent that those medical services are payable under the terms of
14 the health insurance policy.

16 **Sec. TT-4. 22 MRSA §14, sub-§§2-D and 2-E,** as amended by PL
1999, c. 668, §97, are further amended to read:

18

2-D. Notification of claim. A recipient under Medicaid
20 recipient or the elderly low-cost drug program under section 254,
or any attorney representing a recipient under Medicaid recipient
22 or the elderly low-cost drug program under section 254, who makes
a claim to recover the medical cost of injury, disease,
24 disability or similar occurrence for which the party received
medical benefits under the Medicaid program, pursuant to the
26 United States Social Security Act, Title XIX, or the elderly
low-cost drug program under section 254 shall advise the
28 department in writing with information as required by the
department of the existence of the claim.

30

2-E. Notification of pleading. In any action to recover
32 the medical cost of injury, disease, disability or similar
occurrence for which the party received medical benefits under
34 the Medicaid program or the elderly low-cost drug program under
section 254, the party bringing the action shall notify the
36 department of that action at least 10 days prior to filing the
pleadings. Department records indicating medical benefits paid
38 by the department on behalf of the recipient are prima facie
evidence of the medical expenses incurred by the recipient for
40 the related medical services.

42 **Sec. TT-5. 22 MRSA §14, sub-§2-H, ¶¶A and B,** as amended by PL
1999, c. 668, §98, are further amended to read:

44

A. Whenever a participating health care provider or the
46 department submits claims to an insurer, as defined in Title
24-A, section 4, or to a health maintenance organization on
48 behalf of a recipient under Medicaid recipient or the
elderly low-cost drug program under section 254 for whom an
50 assignment of rights has been received, or whose rights have

2 been assigned by the operation of law, the insurer or health
4 maintenance organization doing business in the State must
6 respond within 60 days of receipt of a claim by forwarding
 payment or issuing a notice of denial directly to the
 submitter of the claim.

8 B. Whenever a nonparticipating health care provider or the
10 department on behalf of a nonparticipating provider submits
12 claims to an insurer, as defined in Title 24-A, section 4,
14 or a health maintenance organization that operates through a
16 series of participation agreements on behalf of a recipient
18 under Medicaid recipient or the elderly low-cost drug
20 program under section 254 for whom an assignment of rights
 has been received or whose rights have been assigned by the
 operation of law, the insurer or health maintenance
 organization doing business in the State must respond within
 60 days of receipt of a claim by forwarding payment, issuing
 a notice of denial or issuing a copy of the explanation of
 benefits directly to the submitter of the claim.

22 **Sec. TT-6. 22 MRSA §14, sub-§3**, as amended by PL 1999, c. 668,
 §99, is further amended to read:

24 **3. Definitions.** For purposes of this section, "3rd party"
26 or "liable party" or "potentially liable party" means any entity,
28 including, but not limited to, an insurance carrier that may be
30 liable under a contract to provide health, automobile, workers'
32 compensation or other insurance coverage that is or may be liable
34 to pay all or part of the medical cost of injury, disease,
36 disability or similar occurrence of an applicant or recipient of
 benefits under Medicaid benefits or the elderly low-cost drug
 program under section 254. For purposes of this section and
 sections 18 and 19, an "insurance carrier" includes health
 insurers, group health plans as defined in 29 United States Code,
 Section 1167(1), service benefit plans and health maintenance
 organizations.

38 " LIABLE party," "potentially liable party" or "3rd party" also
40 includes the trustee or trustees of any mortuary trust
42 established by the recipient or on the recipient's behalf in
44 which there is money remaining after the actual costs of the
46 funeral and burial have been paid in accordance with the terms of
48 the trust and in which there is no provision that the excess be
 paid to the decedent's estate. " LIABLE party," "potentially
 liable party" or "3rd party" may also include the recipient of
 the benefits under Medicaid benefits or the elderly low-cost drug
 program under section 254.

2 **Sec. TT-7. 22 MRSA §254, sub-§4-A**, as amended by PL 1999, c.
401, Pt. KKK, §1 and affected by §10 and c. 531, Pt. F, §2, is
further amended to read:

4
6 **4-A. Payment for drugs provided.** The commissioner may
establish the amount of payment to be made by recipients toward
8 the cost of prescription or nonprescription drugs, medication and
medical supplies furnished under this program provided that, for
10 persons at or below 185% of the federal poverty line, the total
cost for any covered purchase of a prescription or
12 nonprescription drug or medication provided under the basic
component of the program or the total cost of any covered
14 purchase of a generic prescription drug or medication under the
supplemental component of the program does not exceed 20% of the
price allowed for that prescription under program rules or \$2,
16 whichever is greater. ~~For the supplemental component of the~~
~~program, the total cost paid by the program for any covered~~
18 ~~purchase of a prescription drug or medication may not exceed \$2.~~
For the supplemental component of the program except as otherwise
20 provided in this subsection, the total cost paid by the
individual for any covered purchase of a prescription drug or
22 medication may not exceed the cost of the program for that drug
or medication minus the \$2 paid by the program. The commissioner
24 shall establish annual limits on the costs incurred by eligible
household members for covered prescriptions or nonprescription
26 drugs or medications, after which the program must pay 80% of the
cost of all prescriptions or nonprescription drugs or medications
28 covered by the supplemental component of the program. The limits
must be set by the commissioner by rule as necessary to operate
30 the program within the program budget;

32 **Sec. TT-8. 22 MRSA §254, sub-§10**, as amended by PL 1999, c.
551, §1 is further amended to read:

34 **10. Eligible individuals.** To be eligible for the program,
36 an individual must be:

38 A. At least 62 years of age; or

40 B. Nineteen years of age or older and determined to be
disabled by the standards of the federal social security
42 program; and

44 **Sec. TT-9. 22 MRSA §254, sub-§11**, as enacted by PL 1999, c.
551, §2, is amended to read:

46 **11. Retention of eligibility.** A person who was eligible
48 for the program at any time from August 1, 1998 to July 31, 1999
and who does not meet the requirements of subsection 10 retains

eligibility for the program ~~until February 28, 2001~~ if that person is a member of a household of an eligible person; and

Sec. TT-10. 22 MRSA §254, sub-§12 is enacted to read:

12. Funds not to lapse. Funds appropriated from the General Fund to carry out the purpose of this section may not lapse but must carry from year to year.

Sec. TT-11. PL 1999, c. 401, Pt. KKK, §9 is repealed.

Sec. TT-12. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

**HUMAN SERVICES,
DEPARTMENT OF**

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

All Other \$10,000,000

Provides for the allocation of funds from the Fund for a Healthy Maine to expand the supplemental program to cover 80% of the cost of generic drugs not covered in the basic program and to institute a catastrophic component whereby the department would establish an annual limit on the total costs to be paid by eligible persons in the program.

PART UU

Sec. UU-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

All Other \$1,800,000

Provides for the allocation

2 of funds from the Fund for a
Healthy Maine to improve the
4 delivery of and access to
tobacco-related chronic
6 disease prevention services
by providing financial
8 incentives to Medicaid health
care providers whose
practices involve an
10 excellent level of preventive
services, thereby decreasing
12 rates of tobacco-related
chronic diseases. Preventive
14 services include screening
for and treating high blood
16 pressure and high
cholesterol, offering
18 effective tobacco-cessation
services and providing
20 certain vaccines, such as
influenza and pneumococcal
22 vaccines, in order to reduce
the impact of certain
24 infectious diseases on people
with tobacco-related chronic
26 diseases.

28 **Sec. UU-2. Allocation.** The following funds are allocated from
the Federal Expenditures Fund to carry out the purposes of this
30 Part.

32 **2000-01**

34 **HUMAN SERVICES, DEPARTMENT OF**

36 **Medical Care - Payments to Providers**

38 All Other \$3,516,792

40 Provides funds for the federal share of the
costs to improve the delivery of and access
42 to tobacco-related chronic disease
prevention services.
44

46 **PART VV**

48 **Sec. VV-1. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
50 Part.

2

2000-01

4

JUDICIAL DEPARTMENT

6

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

8

Positions - Legislative Count	(1,000)
Personal Services	\$53,495
All Other	1,500

10

12

14

16

18

Provides funds from the Fund for a Healthy Maine for one Drug Court Coordinator position, effective September 1, 2000, and related expenses including funds for training.

20

**JUDICIAL DEPARTMENT
TOTAL**

\$54,995

22

24

PART WW

26

28

30

Sec. WW-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 22, section 1511, the State Controller shall transfer \$15,000,000 from the Fund for a Healthy Maine to the General Fund on or before June 30, 2001.

32

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PART XX

36

Sec. XX-1. 5 MRSA §17151, sub-§2, as amended by PL 1997, c. 643, Pt. R, §1, is further amended to read:

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2. Intent. It is the intent of the Legislature that there must be appropriated and transferred annually to the retirement system the funds necessary to meet the system's long-term and short-term financial obligations based on the actuarial assumptions established by the board upon the advice of the actuary. The amount of the unfunded liability attributable to state employees and teachers as of July 1, 1996 1999, as certified by the board or as that amount may be revised in accordance with the terms of the certification, must be retired in no more than 25 19 years from June 30, 1998 2000. For fiscal year 1998-99 2000-01, the Legislature must appropriate or allocate and there must be transferred to the retirement system funds necessary to institute, as of July 1, 1998 2000, the

2 ~~25-year~~ 19-year amortization schedule. For each fiscal year
starting with the fiscal year that begins July 1, ~~1998~~ 2001, the
4 Legislature shall appropriate or allocate and transfer to the
retirement system the funds necessary to meet the ~~25-year~~ 19-year
6 requirement set forth in this subsection, unless the Legislature
establishes a different amortization period. Funds that have
8 been appropriated must be considered assets of the retirement
system.

10 A. The goal of the actuarial assumptions is to achieve a
fully funded retirement system.

12 B. The retirement system's unfunded liability for persons
14 formerly subject to the Maine Revised Statutes of 1944,
chapter 37, sections 212 to 220 must be repaid to the system
16 from annual appropriations over the funding period of the
retirement system.

18 C. This section may not be construed to require the State
20 to appropriate and transfer funds to meet the obligations of
participating local districts to the retirement system.

22
24 **PART YY**

26 **Sec. YY-1. 13 MRSA §3167-A** is enacted to read:

28 **§3167-A. Expenditure of ministerial funds**

30 A municipality may expend funds held in its ministerial
32 trust for school construction or renovation if the expenditure is
approved by the voters of the municipality at an election.

34 **Sec. YY-2. 20-A MRSA §15607, sub-§3**, as repealed and replaced
36 by PL 1999, c. 401, Pt. GG, §3, is amended to read:

38 **3. Appropriation for the state share of adjustments, debt**
service and foundation; single account. Appropriate the
40 necessary funds for the State's share for general purpose aid for
local schools with a separate amount for each of the following
42 components:

44 A. Adjustments described in section 15602, subsection 13;
section 15612; and section 15613, except section 15613,
46 subsection 13, including an appropriation for special
education pupils placed directly by the State for:

48 (1) Tuition and board for pupils placed directly by the
50 State in accordance with rules adopted or amended by
the commissioner; and

2 (2) Special educational tuition and other tuition for
4 residents of state-operated institutions attending
6 programs in school administrative units or private
schools in accordance with rules adopted or amended by
the commissioner;

8 B. Debt service subsidies described in section 15611. If
10 the appropriation for debt service differs from the amount
determined in accordance with section 15611, subsection 2,
12 then the debt service millage limit specified in section
15611, subsection 1 may be adjusted up or down as necessary;
14 and

16 C. Foundation subsidies described in section 15610 and
section 15613, subsection 13 and in chapter 606-A.

18 **Sec. YY-3. 20-A MRSA §15905, sub-§1, ¶A,** as repealed and
20 replaced by PL 1997, c. 469, §2, is amended to read:

22 A. The state board may approve projects as long as no
24 project approval will cause debt service costs, as defined
in section 15603, subsection 8, paragraph A, to exceed the
maximum limits specified in Table 1 in subsequent fiscal
26 years.

Table 1

Fiscal year	Maximum Debt Service Limit
1990	\$ 48,000,000
1991	\$ 57,000,000
1992	\$ 65,000,000
1993	\$ 67,000,000
1994	\$ 67,000,000
1995	\$ 67,000,000
1996	\$ 67,000,000
1997	\$ 67,000,000
1998	\$ 67,000,000
1999	\$ 69,000,000
2000	\$ 72,000,000
2001	\$ 74,000,000
<u>2002</u>	<u>\$ 74,000,000</u>
<u>2003</u>	<u>\$ 80,000,000</u>
<u>2004</u>	<u>\$ 80,000,000</u>
<u>2005</u>	<u>\$ 84,000,000</u>

48 **Sec. YY-4. 20-A MRSA §15905, sub-§1, ¶A-1,** as repealed and
50 replaced by PL 1987, c. 803, §§2 and 5, is amended to read:

2 A-1. Beginning with the second regular session of the
Legislature in fiscal year 1990 and every other year
4 thereafter, on or before March 1st, the commissioner shall
recommend to the Legislature and the Legislature shall
6 establish maximum debt service limits for the next ~~biennium~~
2 biennia for which debt service limits have not been set.

8 **Sec. YY-5. State Board of Education study of "debt service circuit
breaker."** The State Board of Education shall study the so-called
10 "debt service circuit breaker" and report back to the joint
standing committee of the Legislature having jurisdiction over
12 education matters by December 14, 2001 with findings and policy
recommendations regarding the most equitable manner to calculate
14 the debt service circuit breaker. In studying this matter, the
State Board of Education shall address the following issues:

16 1. Whether the current millage limit established for the
18 debt service circuit breaker is a reasonable limit;

20 2. Whether a school administrative unit that is involved
with more than one school construction project may have
22 additional school construction projects considered as part of the
calculation of the local school administrative unit's debt
24 service for the purpose of the debt service circuit breaker; and

26 3. Whether a school administrative unit that is involved in
a locally financed school construction project may have the
28 locally financed school construction project and any additional
school construction projects that are financed with state support
30 considered as part of the calculation of the local school
administrative unit's debt service for the purpose of the debt
32 service circuit breaker.

34 **Sec. YY-6. Creation of plan.** The State Board of Education and
the Department of Education shall adopt rules to create a plan to
36 address the needs beyond Project #22 on the major capital
improvement priority list and include in the plan a review of
38 rules related to protected status of projects in the 2-year
cycle. The plan must include immediate and ongoing community
40 outreach and forums in the affected school administrative units
to build support for and confidence in the proposed changes.
42 Rules adopted pursuant to this section are major substantive
rules as defined in the Maine Revised Statutes, Title 5, chapter
44 375, subchapter II-A.

46

PART ZZ

48

2 employed as a guard or in the management of prisoners or any
3 person employed as the supervising officer of those officers or
4 employees or as an advocate at the Maine State Prison qualifies
for a service retirement benefit if that person:

6 A. Was employed in one of those capacities before September
7 1, 1984 and:

8 (1) Completes 20 years of creditable service in one or
9 more of those capacities; and

10 (2) Retires upon or after reaching the age of 50
11 years; or

12 B. Was employed in one of those capacities after August 31,
13 1984 and before January 1, 2000 and completed 25 years of
14 creditable service in one or more of those capacities.

15 Notwithstanding any other provision in this section, no person in
16 the employ of the Bangor Pre-Release Center on August 4, 1988 who
17 would have qualified for a service retirement benefit if the
18 Bangor Pre-Release Center had remained the administrative
19 responsibility of the Maine State Prison may be denied such a
20 benefit by virtue of the transfer of that responsibility to the
21 Charleston Correctional Facility.

22 A person in the employ of the Bangor Pre-Release Center on June
23 30, 2000 who would have qualified for a service retirement
24 benefit if the Bangor Pre-Release Center had remained in
25 operation may not be denied such a benefit by the closing of the
26 Bangor Pre-Release Center.

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34 **PART DDD**

35 **Sec. DDD-1. Working capital advance.** The State Controller is
36 authorized to advance to the Veterans Services program, General
37 Fund account in the Department of Defense, Veterans and Emergency
38 Management an amount not to exceed \$100,000 from the General Fund
39 unappropriated surplus on July 1, 2000 to be allotted by
40 financial order upon the recommendation of the State Budget
41 Officer and approval of the Governor for the purpose of
42 establishing the Northern Maine Veterans' Cemetery. Any funds
43 transferred for this purpose must be returned to the General Fund
44 no later than June 30, 2001.

45
46
47
48 **PART EEE**

2 integration of learning technology in Maine schools as determined
3 by the Legislature.

4 2. Learning technology plan. The use of the endowment must
5 be based on a state learning technology plan adopted by the
6 Legislature.

8 **§19103. Finances of the endowment**

10 The endowment includes all assets, funds and holdings held
11 in the name of, on behalf of or for the benefit of the
12 endowment. This is a nonlapsing fund the sources of which
13 include all appropriations and allocations by the Legislature to
14 the endowment; money from any other source, whether public or
15 private, designated for deposit into or credited to the
16 endowment; and interest or other income or assets of the
17 endowment.

18 **§19104. Fiduciary roles and responsibilities**

20 The Commissioner of Administrative and Financial Services,
21 referred to in this section as the "commissioner," shall act as
22 fiduciary with respect to the management and administration of
23 the endowment. The commissioner shall ensure that deposits into
24 the endowment are segregated and separately accounted for as
25 funds held in trust on behalf of the State for the purposes
26 specified in this chapter and for no other purpose.

28 1. Investment of the endowment. The Board of Trustees of
29 the Maine State Retirement System shall invest the endowment in
30 the same manner and according to the same investment policy and
31 practices by which the board invests the assets of the Maine
32 State Retirement System. The board shall treat the endowment as
33 held in trust on behalf of the State for the purposes specified
34 in this chapter and no other and shall separately account for the
35 endowment as investment assets, attributing to the endowment its
36 proportional share of investment returns and of investment
37 management costs and expenses, including costs and expenses of
38 the retirement system arising because of its investment of the
39 endowment. The commissioner and the board shall develop jointly
40 a memorandum of understanding, setting out their mutual
41 understanding of the investment of the endowment, the related
42 investment accounting and investment return and expense
43 attribution.

44 2. Audit of the endowment. The commissioner shall ensure
45 adequate audit of the investment management of the endowment and
46 the expenditures of the endowment each state fiscal year within
47 the scope of the annual audit of the Maine State Retirement
48 System or through separate audit as considered appropriate by the
49 System or through separate audit as considered appropriate by the
50 System or through separate audit as considered appropriate by the

2 Board of Trustees of the Maine State Retirement System. Any
3 separate audit must be reported to the Governor, the Legislature,
4 the commissioner and the State Controller in as timely a manner
5 as possible after the close of each state fiscal year.

6 3. Use of the endowment. Until otherwise provided by the
7 Legislature, in accordance with a state learning technology plan,
8 the endowment may be used for necessary audit services, legal
9 expenses, investment management fees and services and general
10 administrative expenses related to the management and
11 administration of the endowment.

12
13 **Sec. FFF-2. Task Force on the Maine Learning Technology**
14 **Endowment.** The Task Force on the Maine Learning Technology
15 Endowment, referred to in this section as the "task force," is
16 established.

17 **1. Task force membership; chair.** The task force consists
18 of 16 voting members and one nonvoting member as follows. The
19 members shall select a chair at the first meeting of the task
20 force.

21
22 A. The President of the Senate shall appoint 4 members,
23 including at least one public member and at least one member
24 who is not a member of the majority party.

25 B. The Speaker of the House shall appoint 4 members,
26 including at least one public member and at least one member
27 who is not a member of the majority party.

28 C. The Governor shall appoint 6 members, including
29 individuals with expertise in education, business and
30 finance and technology.

31 D. The Commissioner of Education, or the commissioner's
32 designee, is a member.

33 E. The Commissioner of Administrative and Financial
34 Services, or the commissioner's designee, is a member.

35 F. The chair of the Public Utilities Commission, or the
36 chair's designee, is a nonvoting member.

37
38 **2. Appointment of members.** All members must be appointed
39 no later than June 1, 2000. The Executive Director of the
40 Legislative Council must be notified by all appointing
41 authorities once the selections have been made. When the
42 appointment of all members has been completed, the chair of the
43 Legislative Council shall call and convene the first meeting of
44 the task force no later than June 30, 2000.

- 2 **3. Duties.** The task force shall consider issues pertaining
3 to and make recommendations to the Legislature on the structure,
4 oversight and operation of the Maine Learning Technology
5 Endowment established in the Maine Revised Statutes, Title 20-A,
6 section 19101 and the implementation of a state learning
7 technology plan. The task force shall create a state learning
8 technology plan to prepare students for a future economy that
9 will rely heavily on technology and innovation. Based on a
10 review of the current condition of technology in the classrooms
11 of the State, the task force shall plan to transform Maine into
12 the premier state for utilizing technology in kindergarten to
13 grade 12 education. The task force shall:
- 14 A. Recommend the ongoing structure, governance and
15 oversight of the Maine Learning Technology Endowment;
- 16 B. Assess the current use of technology in the classrooms
17 of the State;
- 18 C. Assess the current readiness of staff to teach using
19 technology in the classroom and determine the need for
20 professional development in the integration of technology in
21 teaching;
- 22 D. Recommend strategy and goals for the integration of
23 technology in the teaching of content areas and in the
24 achievement of the learning results established in the Maine
25 Revised Statutes, Title 20-A, section 6209;
- 26 E. Recommend strategy and goals for improving and
27 equalizing access to and use of technology in all school
28 systems across the State, including state-run schools;
- 29 F. Recommend a phased plan for the implementation of a
30 state learning technology plan;
- 31 G. Recommend strategies that coordinate the resources and
32 goals of the Maine Learning Technology Endowment with the
33 Maine School and Library Network and the telecommunications
34 education access fund established in the Maine Revised
35 Statutes, Title 35-A, section 7104-B , including policies to
36 maximize the capability of all student and teachers to
37 access the Maine School and Library Network or the Internet;
- 38 H. Coordinate strategies for kindergarten to grade 12
39 learning technology with technology initiatives and
40 resources of Maine's public higher education institutions;
41 and
- 42
- 43
- 44
- 45
- 46
- 47
- 48
- 49
- 50

2 I. Recommend a plan to track and assess progress in the
implementation of goals set forth in the state learning
technology plan.

4

6 The state learning technology plan funded by the Maine Learning
Technology Endowment must be designed to take effect no later
than the start of the 2002-03 school year.

8

10 **4. Staffing assistance.** The task force may request
staffing assistance from the Legislative Council. The task force
may also request additional staffing and other assistance, as
12 appropriate, from the Department of Education, the Department of
Administrative and Financial Services and other appropriate state
14 agencies and educational institutions.

16 **5. Compensation.** The members of the task force who are
Legislators are entitled to the legislative per diem, as defined
18 in the Maine Revised Statutes, Title 3, section 2, and
reimbursement for necessary expenses incurred for their
20 attendance at authorized meetings of the task force. Other
members of the task force who are not otherwise compensated by
22 their employers or other entities that they represent are
entitled to receive reimbursement of necessary expenses incurred
24 for their attendance at authorized meetings of the task force.

26 **6. Report.** No later than December 15, 2000, the task force
shall submit a proposed state learning technology plan, along
28 with its recommendations to the Legislature. The joint standing
committee of the Legislature having jurisdiction over education
30 and cultural affairs may report out in the First Regular Session
of the 120th Legislature any legislation necessary to implement
32 the recommendations of the task force.

34 **7. Budget.** The chair of the task force, with assistance
from the task force staff, shall administer the task force's
36 budget. Within 10 days after its first meeting, the task force
shall present a work plan and proposed budget to the Legislative
38 Council for approval. The task force may not incur expenses that
would result in the task force's exceeding its approved budget.
40 Upon request from the task force, the Executive Director of the
Legislative Council shall promptly provide the task force chair
42 and staff with a status report on the task force's budget,
expenditures incurred and paid and available funds.

44

46 **Sec. FFF-3. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

48

2000-01

50

LEGISLATURE

2

**Task Force on the Maine
Learning Technology Endowment**

4

6	Personal Services	\$2,310
	All Other	5,400
8		<hr/>
	TOTAL	\$7,710

10

12 Provides funds for the per diem and expenses
14 of legislative members and the expenses of
16 other eligible members of the Task Force on
18 the Maine Learning Technology Endowment and
20 to print the required report.

16

18

PART GGG

20

Sec. GGG-1. Maine Learning Technology Reserve; established. The
22 Maine Learning Technology Reserve is established for the fiscal
24 year ending June 30, 2000 in the General Fund for the purpose of
26 accumulating funds to provide for education technology. Funds in
28 the Maine Learning Technology Reserve may be made available in
30 fiscal year 2000-01 to the General Fund Maine Learning Technology
Endowment program in the Department of Education through
allotment by financial order, upon the recommendation of the
State Budget Officer and approval of the Governor, to be used for
education technology pursuant to the Maine Revised Statutes,
Title 20-A, chapter 801.

32

Sec. GGG-2. Excess General Fund revenue; transfer of funds.
34 Notwithstanding any other provision of law, as the first priority
36 before any other transfer, at the close of fiscal year 1999-00,
38 the State Controller shall transfer any excess General Fund
revenue in an amount not to exceed \$15,000,000 over accepted
revenue estimates for fiscal year 1999-00 to the Maine Learning
Technology Reserve.

40

Sec. GGG-3. Transfer to the Maine Learning Technology Reserve.
42 Notwithstanding any other provision of law, as the next priority
44 after any transfer pursuant to section 2 of this Part, at the
46 close of fiscal year 1999-00, the State Controller shall transfer
to the Maine Learning Technology Reserve the available balance
remaining from the unappropriated surplus of the General Fund.

48

Sec. GGG-4. Limitation of General Fund transfers. The aggregate
amount of transfer of General Fund available balances in sections
2 and 3 of this Part may not exceed \$20,000,000.

2

PART HHH

4

Sec. HHH-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

6

8

2000-01

10

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

12

14

**Board of Environmental
Protection Fund**

16

18

Positions - Legislative Count	(-1.000)
Personal Services	(\$90,287)
All Other	(5,400)

20

TOTAL	<u>(\$95,687)</u>
-------	-------------------

22

24

26

28

Provides for the deallocation of funds through the transfer of one Deputy Commissioner, Department of Environmental Protection position to the Administration - Environmental Protection program, Other Special Revenue funds.

30

**Administration - Environmental
Protection**

32

34

Positions - Legislative Count	(1.000)
Personal Services	\$90,287
All Other	5,400

36

TOTAL	<u>\$95,687</u>
-------	-----------------

38

40

42

44

Allocates funds from the Administration - Special Revenue Overhead account to establish one Deputy Commissioner, Department of Environmental Protection position.

46

**DEPARTMENT OF ENVIRONMENTAL
PROTECTION
TOTAL**

48

0

50

PART III

2 Appropriates funds to increase a Laborer II
3 position from 24 to 32 weeks and
4 deappropriates All Other operational costs.
5 The net effect of these appropriations will
6 result in an increase of undedicated General
7 Fund revenue of \$815 in fiscal year 2000-01.

8
9
10 **DEPARTMENT OF CONSERVATION**
11 **TOTAL**

\$2,037

12

PART KKK

14

Sec. KKK-1. PL 1999, c. 401, Pt. VV, §1 is amended to read:

16

17 **Sec. VV-1. University of Maine System.** Pursuant to the Maine
18 Revised Statutes, Title 20-A, section 10952, subsection 7, the
19 University of Maine System shall borrow money and issue evidences
20 of indebtedness in an amount up to \$25,000,000 to fund capital
21 improvements to support research and development in the system.
22 The financing agreement may not exceed 15 years in duration and
23 the interest rate may not exceed 6 6.5%.

24

25 **Sec. KKK-2. PL 1999, c. 401, Pt. VV, §2, under the caption**
26 **"UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF**
27 **THE," in that part relating to "Debt Service - University of Maine**
28 **System"** is amended by amending the blocked paragraph to read:

30

31 Provides funds for the first of an estimated
32 15 years of debt service payments on
33 \$25,000,000 of university bonds to be issued
34 in fiscal year 2000-01 for capital
35 improvements to support research and
36 development in the University of Maine
37 System. The financing agreement may not
38 exceed 15 years in duration and the interest
39 rate may not exceed 6% 6.5%. It is the
40 intent of the Legislature that the
41 University of Maine System absorb the
42 additional debt service costs associated
43 with an increase in the interest rate within
44 its existing resources if the costs exceed
45 the amounts appropriated for this purpose.

46

PART LLL

48

49 **Sec. LLL-1. University of Maine School of Law funding.** By June
50 30, 2006, and every fiscal year thereafter, the share of the

2 University of Maine School of Law's annual operating budget that
is supported by the State's General Fund must be equivalent to
4 the share of the University of Maine System's annual operating
budget that is supported by the State's General Fund.

6
8 **PART MMM**

10 **Sec. MMM-1. 5 MRSA §13063-D** is enacted to read:

12 **§13063-D. Grants to municipalities to retain mature or
dominant employers**

14 The commissioner shall authorize grants to municipalities
16 for the purpose of assisting those municipalities to retain
18 mature or dominant employers, as defined in rules adopted by the
20 commissioner, especially manufacturing firms presently located in
22 the State. In awarding grants under this section, the
24 commissioner shall consider the economic health of the region in
26 which the municipality is located, the economic and social
impacts that would be or have been created by the loss of the
mature or dominant employer and the likelihood of returning that
employer to a financially viable condition. In awarding any
grant under this section, the commissioner shall take appropriate
measures to ensure accountability and a positive return on the
public's investment.

28 **Sec. MMM-2. Transfer of funds.** Notwithstanding the Maine
30 Revised Statutes, Title 5, section 13063-C, the State Controller
is authorized to transfer \$345,000 on a one-time basis from the
32 Job Retention Program to the Department of Economic and Community
Development's "Administration - Economic and Community
34 Development" program in fiscal year 2000-01 to carry out the
purposes of section 1 of this Part. These funds must be allotted
36 by financial order upon the recommendation of the State Budget
Officer and approval of the Governor to carry out the purposes of
section 1 of this Part.

38
40 **PART NNN**

42 **Sec. NNN-1. 4 MRSA §1610-B** is enacted to read:

44 **§1610-B. Additional securities**

46 Notwithstanding any limitation on the amount of securities
48 that may be issued pursuant to section 1606, subsection 2, the
authority may issue additional securities in an amount not to
50 exceed \$33,000,000 outstanding at any one time for a psychiatric
treatment facility.

2 The State Controller shall prepare a comprehensive annual
4 financial report in accordance with standards established by a
6 governmental accounting standards board. This report is the
 official annual financial report of the State Government as
 defined in section 1541, subsection 11.

8 1. Bureau of Accounts and Control shall complete financial
10 statements, notes and other documentation. Following the
12 official close of the State's fiscal year ending on June 30th,
14 the Department of Administrative and Financial Services, Bureau
16 of Accounts and Control, under the direction of the State
18 Controller, shall prepare and complete all financial statements,
 notes and other documentation as considered necessary by the
 State Controller in accordance with all governing rules, statutes
 and generally accepted accounting principles. This information
 must be made available to the Department of Audit no later than
 November 1st of that year.

20 2. State agencies shall adhere to guidelines and
22 procedures. In order to ensure compliance with subsection 1, all
24 state departments, agencies and component units as described in
26 subsection 3 shall adhere to all established guidelines and
 procedures set forth by the State Controller to ensure the
 accurate reporting of the State's financial condition to the
 Department of Audit.

28 3. Component units. Component units of the State include,
30 but are not limited to, the following organizations: the Loring
32 Development Authority of Maine; the Finance Authority of Maine;
34 the Maine Educational Loan Authority; the Maine Municipal Bond
36 Bank; the Maine Health and Higher Education Facilities Authority;
38 the Maine Governmental Facilities Authority; the Maine Maritime
 Academy; the Maine State Housing Authority; the University of
 Maine System; the Maine Technical College System; and the Maine
 State Retirement System. The State Controller may identify
 additional component units in accordance with standards
 established by a governmental accounting standards board.

40 4. State departments and agencies shall submit financial
42 statements. All state departments and agencies shall submit to
44 the Department of Administrative and Financial Services, Bureau
46 of Accounts and Control, no later than September 1st following
 the official close of the State's fiscal year, all financial
 statements and schedules of expenditures of federal awards and
 any other materials considered necessary by the State Controller.

48 5. Component units shall submit audited financial
50 statements. All component units, as described in subsection 3,
 shall submit audited financial statements to the Department of

2 Administrative and Financial Services, Bureau of Accounts and
3 Control no later than October 15th following the official close
4 of the State's fiscal year.

5 6. **Maine Turnpike Authority.** Notwithstanding any other
6 provision of law, the Maine Turnpike Authority, beginning on July
7 1, 2012 and every July 1st thereafter, is directed to submit its
8 annual financial report to the Department of Administrative and
9 Financial Services, Bureau of Accounts and Control, the
10 Department of Audit and the joint standing committee of the
11 Legislature having jurisdiction over appropriations and financial
12 affairs and the joint standing committee of the Legislature
13 having jurisdiction over transportation matters in accordance
14 with all governing rules, statutes and generally accepted
15 accounting principles.

16
17
18 **PART SSS**

19
20 **Sec. SSS-1. 5 MRSA c. 383, sub-c. V-A is enacted to read:**

21
22 **SUBCHAPTER V-A**

23
24 **RESEARCH**

25
26 **§13103. Maine Biomedical Research Program**

27
28 1. **Definitions.** As used in this section, unless the
29 context otherwise indicates, the following terms have the
30 following meanings.

31
32 A. "Biennium" means that period of time encompassed by the
33 state budget fiscal biennium.

34
35 B. "Eligible institution" means any Maine-based nonprofit
36 institution that:

37
38 (1) Performs competitive biomedical research, as
39 evidenced by publication in recognized peer review
40 journals; and

41
42 (2) Receives or expends funds to perform biomedical
43 research from federal agencies or private foundations.

44
45 C. "Fund" means the Maine Biomedical Research Fund
46 established in subsection 3.

47
48 D. "Program" means the Maine Biomedical Research Program
49 established in subsection 2.

2 2. Program established. The Maine Biomedical Research
3 Program is established to disburse program funds from the Maine
4 Biomedical Research Fund to eligible institutions pursuant to
5 this section. The department shall administer the program. The
6 department shall:

7 A. Develop and modify detailed program guidelines
8 consistent with this section in consultation as needed with
9 members of the biomedical community;

10 B. Review and if necessary verify applications for funds
11 from eligible institutions;

12 C. Determine whether the institution is an eligible
13 institution;

14 D. Verify that the proposed use of program funds is
15 consistent with subsection 4;

16 E. Determine the allocation that each eligible institution
17 will receive in a given biennium;

18 F. Advertise the availability of funds each biennium; and

19 G. Submit each biennium a summary report to the Governor
20 and the Legislature that compiles information reported to
21 the department as required by subsection 8 by all the
22 institutions that receive program funding.

23 3. Fund established. The Maine Biomedical Research Fund is
24 established as an Other Special Revenue fund for the purposes
25 specified in this section. Funds appropriated for this purpose
26 may be transferred on a one-time basis to the Other Special
27 Revenue fund in fiscal year 2000-01. Any unexpended balance in
28 the fund may not lapse, but must be carried forward for the
29 benefit of the fund.

30 4. Use of funds. Program funds are intended to support
31 biomedical research in this State, with priority given to
32 research and research technologies with the potential to affect
33 diseases, biomedical mechanisms or conditions that are either
34 caused by or related to tobacco use, such as, but not limited to,
35 cancer, heart disease, diabetes, asthma, emphysema and stroke.
36 An eligible institution receiving program funds under this
37 section may use those funds for any of the following purposes:

38 A. Project funding;

39 B. Facilities funding, including debt service;

40 C. Equipment used in research, including debt service; or

2 D. Ancillary support.

4 An eligible institution that receives funds under this section
6 may charge overhead expenses consistent with federal research
8 granting criteria. The institution may utilize up to 2% of the
10 program funds it receives to evaluate the impact of the research
 it is conducting. An institution is not obligated to expend
 program funds during the period in which those funds are
 received, but may carry over funding for up to 5 years.

12 5. Application procedure. In order to receive program
14 funds, an eligible institution must submit to the program:

16 A. A preliminary plan describing how the institution would
18 utilize program funds and what research and economic
 benefits it anticipates as a result of this funding;

20 B. Citations of articles from peer review journals
22 published within the previous 2 years that show the
 institution is engaged in competitive biomedical research;

24 C. Copies of the institution's Internal Revenue Service
 form 990, showing the amount of funding from outside sources;

26 D. A breakdown and explanation of all funding from federal
28 agencies and private foundations for biomedical research,
 listing each specific source of funding and its use; and

30 E. A statement signed by the institution's chief executive
32 officer asserting that all the submitted materials are
 accurate.

34 6. Allocation of funds to eligible institutions. The
36 department shall allocate funds from the fund to eligible
38 institutions biennially, based on a formula to be developed by
40 rule of the department. The formula must be designed both to
 provide an ongoing incentive to leverage outside funding and to
 make it easier for smaller institutions to grow.

42 A. The formula must link the amount of the program funds to
44 be received by an eligible institution to the total amount
46 of funding that the institution has received or expended to
48 perform biomedical research from federal agencies and
 private foundations during the previous 2 years. In
 general, an institution receiving more funding from federal
 agencies and private foundations will receive more program
 funds under the formula.

2 B. The formula must be weighted to provide smaller eligible
3 institutions with a proportionally larger share of program
4 funds.

6 C. The formula must guarantee a certain minimum allocation
7 to any eligible institution, regardless of size, that
8 applies for program funds and has attracted a minimum of
9 \$1,000,000 over the previous 2 years from federal or
10 foundation sources to perform biomedical research or is
11 involved as a participating institution that has attracted a
12 minimum of \$1,000,000 in biomedical research grant funding
13 over the previous 2 years from federal or foundation sources
14 either directly to that institution or in combination with
15 other in-state or out-of-state institutions. That minimum
16 must be expressed as a percentage of the total pool of funds
17 to be allocated from the fund.

18 7. Final plan. Once funding decisions are made according
19 to the formula established pursuant to subsection 6, each
20 eligible institution shall revise its preliminary plan into a
21 final plan that reflects the actual amount of funding allocated.
22 A final plan must describe how the institution would utilize the
23 allocated program funds and what research and economic benefits
24 it anticipates as a result of this funding. An institution must
25 submit a final plan to the department prior to disbursement of
26 funding.

28 8. Accounting, evaluation and reporting requirements. Each
29 institution receiving funding shall:

30 A. Maintain an accurate accounting of the use of all
31 program funds as required by state procedures and program
32 guidelines;

34 B. Undertake an ongoing process to evaluate the impact of
35 the research undertaken with program funds. At a minimum,
36 the evaluation process must be designed to provide the
37 following:

40 (1) An assessment of the direct and indirect economic
41 impact of the funded research; and

42 (2) An assessment of the contribution of the funded
43 research to scientific advancement and the
44 institution's competitive position; and

46 C. Each biennium, submit a report to the department. The
47 report must include:

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides funds to support an office for the
3 national headquarters of the American
4 Association of the Forum Francophone Des
5 Affaires located in Lewiston, Maine. These
6 funds must be used for expenses incurred in
7 sharing an office with the Maine
8 International Trade Center.

International Commerce

10 All Other \$75,000

12 Provides funds to support an office for the
13 Maine International Trade Center located in
14 Lewiston, Maine. These funds must be used
15 for expenses incurred in sharing an office
16 with the American Association of the Forum
17 Francophone Des Affaires organization.

20 **DEPARTMENT OF ECONOMIC AND**
21 **COMMUNITY DEVELOPMENT**
22 **TOTAL** \$150,000

PART UUU

26 **Sec. UUU-1. 5 MRSA §12004-G, sub-§33-E** is enacted to read:

28
29 33-E. Applied Not 5 MRSA
30 Technology Technology Authorized §15321
31 Development
32 Center
33 System
34 Coordinating
35 Board

36 **Sec. UUU-2. 5 MRSA c. 407** is amended by inserting before
37 §15301 the following:

SUBCHAPTER I

MAINE TECHNOLOGY INSTITUTE

44 **Sec. UUU-3. 5 MRSA c. 407, sub-c. II** is enacted to read:

SUBCHAPTER II

APPLIED TECHNOLOGY DEVELOPMENT CENTER SYSTEM

48
49 **§15321. Applied Technology Development Center System**

2 1. Establishment: purpose. The Applied Technology
4 Development Center System, referred to in this section as the
6 "system," is established. The purpose of the system is to permit
8 early-stage development of technology-based businesses while
10 minimizing or eliminating debilitating overhead expenses. The
12 system is an integral component of the State's efforts to foster
14 new technology-based businesses and consists of a network of
16 self-managed, state-coordinated centers strategically placed
18 throughout the State. The goals of the system include the
20 following:

22 A. The retention of successful start-up businesses in the
24 State;

26 B. The improvement of opportunities for workers through the
28 creation of technologically advanced jobs;

30 C. The encouragement of private-sector initiatives;

32 D. The renovation and utilization of vacant commercial real
34 estate; and

36 E. The generation of new sources of revenue for local and
38 state tax bases.

40 2. Administration. The following provisions govern the
42 administration of the system.

44 A. The system is administered by the Applied Technology
46 Development Center System Director, referred to in this
48 section as the "director," who is appointed by the
50 Commissioner of Economic and Community Development. The
 director shall report to the Commissioner of Economic and
 Community Development in the execution of the director's
 responsibilities. The duties of the director include, but
 are not limited to:

(1) Assisting in the recruitment of tenants for the
 system;

(2) Providing marketing services for the system; and

(3) Providing business training for tenants of the
 system, including:

(a) Developing a business plan; and

(b) Providing information and assistance
 regarding legal issues and financing.

2 B. The Department of Economic and Community Development
4 shall establish an Applied Technology Development Center
6 System Coordinating Board that consists of interested
 parties in the State to coordinate system activities. The
 Applied Technology Development Center System Coordinating
 Board consists of at least the following members:

8 (1) The Commissioner of Economic and Community
10 Development or the commissioner's designee;

12 (2) The director;

14 (3) A representative from each applied technology
16 development center, chosen by that center;

18 (4) A representative from the University of Maine
 System, chosen by the Chancellor of the University of
 Maine System;

20 (5) A representative of the Maine Technical College
22 System, chosen by the President of the Maine Technical
 College System;

24 (6) A representative of a nonprofit organization that
26 is funded by the State and promotes the State to
 business entities, chosen by that organization;

28 (7) An attorney, chosen by the Commissioner of
30 Economic and Community Development;

32 (8) A financial expert, chosen by the Commissioner of
34 Economic and Community Development; and

36 (9) A representative of the institute.

38 C. Each applied technology development center is governed
40 by its own board of directors. Each board of directors
 shall establish standards for the selection of tenants.

42 D. The Department of Economic and Community Development
44 shall determine where the applied technology development
46 centers are to be located. The Center for Environmental
 Enterprise in South Portland, the Thomas M. Teague
 Biotechnology Park in Fairfield and the Loring Biotechnology
 Incubator in Limestone are exempt from a determination made
 under this paragraph.

48 3. Applied technology development centers. The following
50 provisions govern applied technology development centers.

2 A. An applied technology development center may be
4 incorporated as a nonprofit organization, be part of a
6 nonprofit organization, be incorporated as a for-profit
 organization or be part of a for-profit organization. The
 following provisions govern a for-profit applied technology
 development center.

8
 (1) Services made available to an applied technology
10 development center by the director must be made
 available to all tenants of a for-profit center.

12
 (2) A for-profit center in a targeted technology may
14 apply for available funding. A for-profit center
16 selected for funding shall accept the funding as a loan
 that may be paid back in the form of cash, equity or
18 royalties as agreed upon by the for-profit center and
 the Department of Economic and Community Development.

20 B. The Department of Economic and Community Development and
 the director shall assist in the recruitment of tenants for
22 the applied technology development centers that are
24 representative of the targeted technologies. Sources of
 tenant recruitment may include nonprofit and academic
26 institutions, entrepreneurial start-up companies referred to
 the system by a technology-based trade organization or
28 economic development organization and system-recruited and
 self-referred start-up companies.

30 C. Each applied technology development center shall provide
 shared, low-cost space to selected tenants and be designed
32 to be self-sufficient with regard to operational costs and
 structural maintenance. Existing real estate must be
34 considered where suitable. Specific business support
 tailored to each tenant must be provided by existing
36 organizations such as the small business development centers
 and regional economic development districts. Each applied
38 technology development center must have
 simultaneous-broadcast or interactive-television capability
40 or access to these capabilities nearby to facilitate common
 training for the system.

42 4. Funding. The following provisions govern funding for
44 applied technology development centers.

46 A. An applicant may not receive more than \$750,000 from the
 system for an applied technology development center.

48
 B. An entity that requests initial funding for an applied
50 technology development center shall obtain or must have

2 obtained at least 25% of the funding from nonstate sources.
3 These sources may include in-kind donations, federal grants,
4 federal funding, local funding initiatives and private
5 foundation grants. The Applied Technology Development
6 Center System Coordinating Board shall determine whether the
7 matching funds meet this requirement. The Center for
8 Environmental Enterprise in South Portland, the Thomas M.
9 Teague Biotechnology Park in Fairfield and the Loring
10 Biotechnology Incubator in Limestone must meet this
11 requirement in order to receive funding under this
12 subsection.

13 **5. Relationship with academic institution.** An applied
14 technology development center shall establish a relationship with
15 at least one academic institution in this State. The Applied
16 Technology Development Center System Coordinating Board shall
17 establish guidelines for such a relationship and determine
18 whether an applied technology development center has met the
19 requirements of this subsection.

20 **6. Rule-making authority.** The Department of Economic and
21 Community Development may adopt rules to carry out the purposes
22 of this section. Rules adopted pursuant to this section are
23 routine technical rules as defined in chapter 375, subchapter
24 II-A.

25 **Sec. UUU-4. Appropriation.** The following funds are
26 appropriated from the General Fund to carry out the purposes of
27 this Part.

28 **2000-01**

29 **ECONOMIC AND COMMUNITY DEVELOPMENT,**
30 **DEPARTMENT OF**

31 **Administration - Economic and**
32 **Community Development**

33

Positions - Legislative Count	(1,000)
Personal Services	\$73,400

34 Provides for the appropriation of funds for
35 one Applied Technology Development Center
36 System Director position.

37 **Administration - Economic and**
38 **Community Development**

39

All Other	\$450,000
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COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides for the appropriation of funds for
the Center for Environmental Enterprise in
4 South Portland. This funding may be
provided only if that applied technology
6 development center raises or has raised at
least 25% of the cost of the project from
nonstate sources.

8
**10 Administration - Economic and
Community Development**

12 All Other \$950,000

14 Provides for the appropriation of funds for
the Thomas M. Teague Biotechnology Park in
16 Fairfield. This funding may be provided
only if that applied technology development
18 center raises or has raised at least 25% of
the costs of the project from nonstate
20 sources. This funding is not subject to the
\$750,000 limitation set forth in the Maine
22 Revised Statutes, Title 5, section 15321,
subsection 4, paragraph A.

24
**26 Administration - Economic and
Community Development**

28 All Other \$550,000

30 Provides for the appropriation of funds for
the Loring Biotechnology Incubator in
32 Limestone. This funding may be provided
only if that applied technology development
34 center raises or has raised at least 25% of
the cost of the project from nonstate
36 sources.

**38 Administration - Economic and
Community Development**

40 All Other \$750,000

42 Provides for the appropriation of funds for
44 the Target Technology Center at Orono. This
funding may be provided only if that applied
46 technology development center raises or has
raised at least 25% of the cost of the
48 project from nonstate sources.

50 Administration - Economic and

Community Development

2 All Other \$420,000
4
6 Provides for the appropriation of funds for
7 managerial expenses for the Applied
8 Technology Development Center System.

Applied Technology Development Center System

12 All Other \$2,306,600
14
16 Provides for the appropriation of funds for
17 applied technology development centers.
18 Applicants for this funding must raise 25%
19 of the cost of the project from nonstate
20 sources. These funds do not lapse and must
21 be carried forward.

**DEPARTMENT OF ECONOMIC AND
22 COMMUNITY DEVELOPMENT
23 TOTAL**

\$5,500,000

PART VVV

28 **Sec. VVV-1. 5 MRSA c. 383, sub-c. II, art. 2-A** is enacted to read:

Article 2-A

MAINE MICROENTERPRISE INITIATIVE

§13063-D. Definitions

36 As used in this article, unless the context otherwise
37 indicates, the following terms have the following meanings.

38 **1. Community-based organization.** "Community-based
40 organization" means a nonprofit organization that has:

42 A. A viable plan for providing training and technical
43 assistance to microenterprises;

44 B. Broad-based community support;

46 C. An adequate source of operating capital; and
48

2 D. A demonstrated need for funding to provide training and
3 technical assistance to microenterprises.

4 2. Fund. "Fund" means the Maine Microenterprise Initiative
5 Fund established in section 13063-E.

6 3. Microenterprise. "Microenterprise" means a business
7 located in the State that produces goods or provides services and
8 has fewer than 10 full-time equivalent employees.

10 **§13063-E. Maine Microenterprise Initiative Fund**

12 1. Fund established. The Maine Microenterprise Initiative
13 Fund is established as a nonlapsing fund administered by the
14 department. The fund consists of money appropriated to it by the
15 Legislature from the General Fund and eligible investment
16 earnings from fund assets. The fund must be held separate from
17 all other money, funds and accounts, and all eligible investment
18 earnings from fund assets must be credited to the fund.

20 2. Fund purposes. The department shall administer the fund
21 to provide grants to community-based organizations to aid them in
22 providing technical assistance and training to microenterprises.

24 **§13063-F. Application process**

26 1. Process established. The department shall adopt rules
27 establishing an application process for fund grants for the
28 purposes set forth in section 13063-E, subsection 2. In
29 establishing the application process, the department shall
30 consult with business experts involved with microenterprises in
31 the State.

34 2. Process requirements. The application process must be
35 competitive. An applicant shall specify whether a grant is
36 sought for microenterprise technical assistance or training or a
37 combination thereof. In making grants, the department shall give
38 priority to applications that:

40 A. Are joint applications by 2 or more community-based
41 organizations or otherwise provide for cooperation among
42 community-based organizations;

44 B. Target aid to low-income individuals; or

46 C. Target aid to areas of high unemployment or to
47 underserved areas of the State.

48 The department may establish additional criteria for assessing
49 applications for fund grants.

2 **§13063-G. Rules**

4 The department shall adopt rules necessary to carry out this
6 article. Rules adopted pursuant to this article are routine
 technical rules as defined in chapter 375, subchapter II-A.

8 **§13063-H. Report**

10 The department shall submit to the joint standing committee
12 of the Legislature having jurisdiction over business and economic
14 development matters an update on the fund by January 1, 2001 and
 every year thereafter.

16 Sec. VVV-2. 5 MRSA §13073-A is enacted to read:

18 **§13073-A. Regional Economic Development Assistance Fund**

20 The Director of the Office of Tourism and Community
22 Development shall administer the Regional Economic Development
 Assistance Fund, referred to in this section as the "fund."

24 1. Fund established. The fund is established as a
26 nonlapsing fund within the Office of Tourism and Community
 Development.

28 2. Fund purpose. The purpose of the fund is to provide
30 funding to develop effective local and regional economic
32 development programs. The department shall administer the fund
 to award start-up grants to nonprofit local or regional community
 organizations that are providing local or regional economic
 development programs.

34 3. Application process. The department shall adopt rules
36 establishing an application process for fund grants for the
 purposes set forth in this section.

38 4. Competitive procedure. Funds must be dispersed in
40 accordance with a competitive, quality-based selection procedure
 as established and administered by the department.

42 5. Preference in awards. In awarding grants, the
44 department shall give preference to those projects or programs
46 that will benefit economically distressed communities and
48 regions. In determining preference, the department shall
 consider such factors as unemployment rates, per capita income,
 educational attainment, business failures and dependence upon
 mature or dominant industries.

2 6. Local match requirements. All funds awarded must be
matched by local funds on a minimum one-to-one basis.

4 7. Rules. The department shall adopt rules necessary to
carry out this section. Rules adopted pursuant to this section
6 are routine technical rules as defined in chapter 375, subchapter
II-A.

8
10 **Sec. VVV-3. 10 MRSA §997-B**, as enacted by PL 1999, c. 474,
§2, is amended to read:

12 **§997-B. Agricultural Products Utilization Commission**

14 The Agricultural Products Utilization Commission, as
16 established in Title 5, section 12004-I, subsection 6-F, referred
to in this section as the "commission," shall advise the members
18 of the authority on the adoption, amendment or repeal of rules,
policies or administrative procedures for carrying out section
20 997-A. The commission shall work with state departments and
agencies to identify issues related to the development of
22 agriculturally derived fuel industries in the State. In
addition, the commission shall advise the members of the
24 authority on environmental impact considerations, including the
impact that agriculturally derived fuels may have on ground
26 water. The commission may also identify agriculturally derived
fuel development programs, including incentives, financing and
28 other market and infrastructure issues, and analyze the potential
for agriculturally derived fuel production in the State.

30 **1. Membership.** The commission consists of ~~11~~ 12 members.
32 Five members must be appointed by the Governor for terms of 2
years each, arranged so that 2 terms expire in odd-numbered years
34 and 3 terms expire in even-numbered years; 3 of these must be
actively engaged in farming in this State and 2 members appointed
36 by the Governor must be actively engaged in business in this
State. The Commissioner of Agriculture, Food and Rural Resources
38 shall appoint one member for a term of 2 years, which expires in
odd-numbered years. The member appointed by the Commissioner of
Agriculture, Food and Rural Resources must be actively engaged in
40 farming in this State. The Commissioner of Environmental
Protection shall appoint one member for a term of 2 years, which
42 expires in even-numbered years. Commission members may be
reappointed to the commission. Terms of members run from the
44 first day of July. ~~The Director~~ Commissioner of Economic and
Community Development, the President of the University of Maine,
46 the Commissioner of Environmental Protection, the chief executive
officer of the authority and the Commissioner of Agriculture,
48 Food and Rural Resources, or their designees, are members of the
commission. The commission shall elect one of its members as
50 chair.

2 **2. Commission meetings; staff.** The commission shall meet as
3 necessary and shall report annually to the joint standing
4 committee of the Legislature having jurisdiction over natural
5 resources matters ~~and~~, the joint standing committee of the
6 Legislature having jurisdiction over agriculture, food and rural
7 resources matters and the joint standing committee of the
8 Legislature having jurisdiction over business and economic
9 development matters on the commission's activities and deposits
10 and expenditures from the Agriculturally Derived Fuel Fund. The
11 authority shall provide staff and support services to the
12 commission.

14 **Sec. VVV-4. 10 MRSA §1026-J, first ¶,** as enacted by PL 1991, c.
15 849, §1 and affected by §7, is amended to read:

16 The Economic Recovery Program, referred to in this section
17 as the "program," is established to provide loans to businesses
18 that do not have sufficient access to credit but demonstrate the
19 ability to survive, preserve and create jobs, and repay the loans
20 obligations.

22 **Sec. VVV-5. 10 MRSA §1026-J, sub-§1, ¶D,** as amended by PL
23 1997, c. 563, Pt. A, §1, is repealed.

26 **Sec. VVV-6. 10 MRSA §1026-J, sub-§2,** as enacted by PL 1991,
27 c. 849, §1 and affected by §7, is amended to read:

28 **2. Loan terms and conditions.** Loans may not exceed
29 \$1,000,000 per project. The authority may establish prudent
30 terms and conditions for loans, including limits on the amount of
31 loans for any one project and requiring adequate collateral for
32 the loans. Loan terms may not exceed 20 years in the case of
33 loans primarily secured by real estate, 10 years in the case of
34 loans secured primarily by machinery and equipment and 7 years
35 for other loans. The interest rate charged on each loan may not
36 exceed the prime rate for interest plus 4%, as determined by the
37 authority. The authority may establish conditions, such as
38 balloon payments, to encourage borrowers to make the transition
39 to conventional financing as soon as they are reasonably able to
40 do so. The authority may further assist the borrower by
41 allowing for the deferral of interest or principal payments for a
42 period of time. Loans may be subject to conditions that allow
43 the authority to make a reasonable return based on the risk of
44 the investment, which may include royalties or additional
45 payments based on sales, net cash flow or other financial
46 measures and rights to equity in the company.

48 **Sec. VVV-7. 10 MRSA §1026-N, sub-§§1 and 2,** as enacted by PL
49 1995, c. 424, §1, are amended to read:

2 **1. Established.** The Maine Economic Development Venture
4 Capital Revolving Investment Program, referred to in this section
6 as the "program," is established to provide venture capital to
8 businesses that need assistance in order to create or retain
10 jobs. The Maine Economic Development Venture Capital Revolving
12 Investment 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 or allocated
 for inclusion in the fund, from whatever source, interest and
 investment earnings on the fund and any amounts repaid to the
 program by participating venture capital funds.

14 **2. Eligible venture capital funds.** Money in the fund may
16 be invested in one or more private, professionally managed
18 venture capital funds located in the State capable of providing
20 venture capital to businesses in order to create and protect jobs
 and ~~with an established track record of~~ that provide evidence of
 past or potential management success and risk diversification.
 To be eligible for investments from the fund, a private venture
 capital fund must:

22 A. Apply to the authority. The application must describe
24 the private venture capital fund and its funding sources,
26 the region it serves, its methods and criteria for
28 qualifying investments, including any targeted investing and
30 economic development strategy, its expertise in venture
32 capital assistance and investing in small and emerging
 businesses, the method by which it will leverage funds from
 other sources than those received from the fund and other
 information the authority determines necessary;

34 B. Have a strategy for the creation and retention of jobs,
36 an effective small business marketing and technical
38 assistance plan and enough expert assistance available to it
 to underwrite, document and service investments and to
 assist the businesses in which it invests;

40 C. Be determined by the authority to be able to prudently
 and effectively administer venture capital investments; and

42 D. Propose performance standards and goals and a process
44 for monitoring compliance with proposed measurement and
 goals.

46 **Sec. VVV-8. 10 MRSA §1026-N, sub-§4, ¶A,** as enacted by PL
48 1995, c. 424, §1, is amended to read:

50 A. The private venture capital fund shall certify that it
 will use funds only for eligible purposes and that it will

2 make best efforts to invest an amount equal to the
3 authority's investment in the fund in businesses that meet
4 all eligibility requirements for a tax credit certificate
5 pursuant to section 1100-T, subsection 2, paragraph B;

6 **Sec. VVV-9. 10 MRSA §1026-N, sub-§4, ¶B,** as enacted by PL
7 1995, c. 424, §1, is repealed.

8 **Sec. VVV-10. 10 MRSA §1026-N, sub-§4, ¶B-1** is enacted to read:

9 B-1. The authority has rights equal to those of all other
10 investors in the private venture capital fund;

11 **Sec. VVV-11. 10 MRSA §1026-N, sub-§5,** as enacted by PL 1995,
12 c. 424, §1, is amended to read:

13 **5. Administrative costs.** A private venture capital fund
14 may not use any-money-disbursed more than 4% annually of the
15 amount invested from the fund by the authority for administrative
16 expenses or load charges. The authority shall review and approve
17 a private venture capital fund's administrative expenses on an
18 annual basis. The authority may establish by rule reasonable
19 administrative fees for its administration of the fund.

20 **Sec. VVV-12. 10 MRSA §1026-N, sub-§6,** as enacted by PL 1995,
21 c. 424, §1, is repealed.

22 **Sec. VVV-13. 10 MRSA §1026-N, sub-§7,** as enacted by PL 1995,
23 c. 424, §1, is amended to read:

24 **7. Reports.** A private venture capital fund shall report at
25 least semiannually to the authority on the businesses in which
26 the private venture capital fund invests and the administration
27 of the program. The report must include a description of each
28 business, the amount, type and terms of assistance the business
29 received, the amount of funds invested in businesses that meet
30 the criteria of section 1100-T, subsection 2, paragraph B, the
31 number of jobs that were created or retained and other
32 information the authority requires. The report must contain an
33 accounting of the investment portfolio and any investments that
34 are in default, as well as an accounting of the private venture
35 capital fund's administrative and technical assistance expenses
36 incurred and charged.

37 **Sec. VVV-14. Transfer to the Maine Economic Development Venture**
38 **Capital Revolving Investment Program Fund.** On the effective date
39 of this Part, the Finance Authority of Maine shall transfer up to
40 \$3,000,000 from the Economic Recovery Program Fund

to the Maine Economic Development Venture Capital Revolving Investment Program Fund.

Sec. VVV-15. Stimulate rural development. The Maine Rural Development Council, a quasi-independent agency of the State, shall:

1. Provide advocacy for the social and economic needs and issues of rural Maine communities, particularly in the most distressed counties of the State;

2. Coordinate the development of "community capacity building" projects and demonstrate innovative approaches to achieving growth in these distressed counties through locally developed strategies that are driven by civic vision, grounded in communal assets and commanded by local leadership;

3. Stimulate rural development innovation and foster the flow of information on "best practices" to these communities; and

4. Report annually to the Governor and the Legislature on the effectiveness of these community capacity building projects and recommendations for future action regarding conditions in the rural areas of the State.

Sec. VVV-16. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Business Development

Positions - Legislative Count	(1,000)
Personal Services	\$80,000

Provides for the appropriation of funds for one Information Technology Manager position to serve as network manager administrator for the Maine Business Works program.

Sec. VVV-17. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

**ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF**

Business Development

All Other \$60,000

Provides funds to enter into a contract for a person to serve as field representative in a currently underserved and economically depressed area. In determining the service area, the department will consider unemployment rates, per capita income, educational attainment, business failures and dependence upon mature or dominant industries.

Sec. VVV-18. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

**ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF**

**Maine Microenterprise Initiative
Fund**

All Other \$850,000

Provides funds on a one-time basis for grants to community-based organizations for training and technical assistance to microenterprises.

Sec. VVV-19. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

**ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF**

**Regional Economic Development
Assistance Fund**

All Other \$350,000

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 Provides funds on a one-time basis for
3 grants to nonprofit local or regional
4 community organizations to provide seed
5 funds to develop effective economic
6 development programs.

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

10 **2000-01**

11
12 **MAINE RURAL DEVELOPMENT COUNCIL**

13
14 **Maine Rural Development Council**

15
16 All Other \$100,000

17
18 Provides funds on a one-time basis for the
19 Maine Rural Development Council for
20 bevelopment of community capacity building
21 projects and for provision of advocacy for
22 social and economic needs in rural Maine.

23
24 **Sec. VVV-21. Appropriation.** The following funds are
25 appropriated from the General Fund to carry out the purposes of
26 this Part.

27
28 **2000-01**

29
30 **MAINE TECHNICAL COLLEGE SYSTEM,**
31 **BOARD OF TRUSTEES OF THE**

32
33 **Maine Technical College System -**
34 **Board of Trustees**

35
36 All Other \$60,000

37
38 Provides funds on a one-time basis for a
39 pilot program proposal for the Aroostook
40 County Machine Tool Program. The pilot
41 program will enroll 10 students in a machine
42 tool program to be offered jointly by
43 Northern Maine Technical College in Presque
44 Isle and Eastern Maine Technical College in
45 Bangor. The majority of the program will be
46 delivered at Northern Maine Technical
47 College with lab instruction delivered in
48 daylong classes on Saturdays at Eastern
49 Maine Technical College.

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PART WWW

Sec. WWW-1. 10 MRSA c. 317 is enacted to read:

CHAPTER 317

MAINE PATENT PROGRAM

§1921. Maine Patent Program

The Maine Patent Program, referred to in this chapter as the "program," is administered by the University of Maine System, Center for Advanced Technology Law and Management. The program's purpose is to support the commercialization and manufacturing of innovations in the State by providing education and assistance with the patent process of the United States Patent and Trademark Office to companies, inventors and entrepreneurs in the State.

1. Program components. The program must:

A. Provide at least 4 workshops each year on general topics concerning the patent process of the United States Patent and Trademark Office;

B. Provide at least 4 workshops each year on focused topics and specific training concerning the patent process of the United States Patent and Trademark Office;

C. Conduct innovation screening of 50 to 100 preliminary potential patent applications and patent searches on 25 to 50 potential patent applications each year;

D. Prepare 10 to 20 patent applications per year;

E. Provide licensing assistance; and

F. Provide other assistance concerning the patent process of the United States Patent and Trademark Office as needed.

2. Applicant's costs and duties. An applicant accepted by the program shall pay the costs of the patent search and opinion and for patent prosecution if the final product is manufactured or licensed out of state. An applicant shall pay to the program a reasonable percentage of the royalties for any successful innovation patented through the program.

2 3. Staffing. The University of Maine System, Center for
Advanced Technology Law and Management shall hire a director for
the program. The director must be a professional who:

4 A. Is a registered patent attorney or patent agent;

6 B. Has experience in commercialization, such as working as
8 an in-house patent professional for a large company or an
10 academic or nonprofit technology transfer operation;

12 C. Has relevant experience working directly with
14 manufacturers;

16 D. Has relevant experience working directly with
18 entrepreneurial startups;

20 E. Has relevant experience working directly with
22 independent inventors;

24 F. Has experience with equity and royalty offerings;

26 G. Has experience with successful licensing; and

28 H. Has experience in educating the general public through
30 workshops, seminars and continuing education courses.

32 4. Fund. The Maine Patent Fund, referred to in this
chapter as the "fund," is established as a revolving, nonlapsing
fund to supplement the Maine Patent Program. All money from
royalties received from applicants pursuant to this chapter must
be credited to the fund. Money in the fund not currently needed
to meet expenses of the program must be deposited with the
Treasurer of State to the credit of the fund and may be invested
as provided by law. Interest on these investments must be
credited to the fund. Money in the fund may only be expended in
accordance with allocations approved by the Legislature.

38 **Sec. WWW-2. Report.** By December 1, 2001, the University of
Maine System, Center for Advanced Technology Law and Management
shall submit to the joint standing committee or joint select
committee of the Legislature having jurisdiction over research
and development matters a report on the performance of the Maine
Patent Program established in the Maine Revised Statutes, Title
10, chapter 317.

46 **Sec. WWW-3. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

2 **UNIVERSITY OF MAINE SYSTEM,**
4 **BOARD OF TRUSTEES OF THE**

6 **Maine Patent Program**

8 All Other \$300,000

10 Provides funds for staff and
12 related operational costs for
14 the Maine Patent Program to
16 be administered by the Center
18 for Advanced Technology Law
20 and Management at the
University of Southern Maine,
including funds to conduct
workshops and provide
technical assistance to help
state inventors.

22 **Sec. WWW-4. Allocation.** The following funds are allocated
24 from Other Special Revenue funds to carry out the purposes of
this Part.

26 **2000-01**

28 **UNIVERSITY OF MAINE SYSTEM,**
30 **BOARD OF TRUSTEES OF THE**

32 **Maine Patent Program**

34 All Other \$500

36 Provides for the allocation
38 of funds to authorize initial
40 expenditures from the Maine
Patent Fund to be
administered by the Center
for Advanced Technology Law
and Management at the
University of Southern Maine.

44 **PART XXX**

46 **Sec. XXX-1. 5 MRSA §13122-J, first ¶,** as enacted by PL 1999, c.
48 401, Pt. BBB, §1, is amended to read:

50 The foundation shall develop and submit to the Governor and
the Legislature by ~~December 31, 1999~~ July 1, 2006 and on the

~~first day of each legislative session~~ July 1st every 5 years thereafter an evaluation of state investments in research and development. The evaluation must:

Sec. XXX-2. 5 MRSA §13122-K is enacted to read:

§13122-K. Reporting requirements of recipients of research and development funding

To assist the foundation in preparing a comprehensive research and development evaluation, a recipient of state funding for research and development shall, in addition to any other reporting requirements required by law:

1. Data. Collect, maintain and provide to the foundation data relating to each investment's performance, outputs and outcomes;

2. Report card indicators. Identify the indicators in the report card developed by the foundation that will be affected as a result of the proposed research and development activity; and

3. Action plan goals. Identify the goals in the action plan developed by the foundation that will be advanced by the recipient's research and development activity.

Sec. XXX-3. Initial evaluation of research and development. The Maine Science and Technology Foundation shall develop and submit to the Governor and the Legislature by July 1, 2001 an initial evaluation of the State's public investments in research and development that provides a composite overview of the State's long-standing research and development investments using existing data and qualitative evaluation methods and that includes no fewer than 5 case studies.

Sec. XXX-4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

MAINE SCIENCE AND TECHNOLOGY FOUNDATION

Maine Science and Technology Foundation

All Other \$145,000

Provides funds for the Maine Science and Technology Foundation to develop, prepare

2 and submit to the Governor and the
Legislature the initial evaluation of the
4 State's public investments in research and
development.

6
8 **PART YYY**

10 **Sec. YYY-1. 22 MRSA c. 252-B** is enacted to read:

12 **CHAPTER 252-B**

14 **POISON CONTROL CENTER**

16 **§1346. Official poison control center**

18 **1. Designation.** The Maine Poison Center, located at the
Maine Medical Center, is the official state poison control center.

20 **2. Services.** The Maine Poison Center shall provide
clinical toxicology services through critical expertise and
22 assistance in the diagnosis and management of poisonings.

24 **3. Certification.** The Maine Poison Center is encouraged to
achieve certification from a national association of poison
26 control centers by May 1, 2003. The Maine Poison Center shall
achieve certification from a national association of poison
28 control centers not later than December 1, 2004.

30 **4. Alternative funding sources.** The Maine Poison Center
shall seek funding from other sources to fully support the level
32 of services it offers.

34 **Sec. YYY-2. Report.** The Maine Poison Center shall report its
progress in pursuing alternative funding sources and the status
36 of its efforts to achieve certification to the joint standing
committees of the Legislature having jurisdiction over
38 appropriations and financial affairs and health and human
services matters no later than February 15, 2001.

40 **Sec. YYY-3. Appropriation.** The following funds are
42 appropriated from the General Fund to carry out the purposes of
this Part.

44
46 **2000-01**

48 **HUMAN SERVICES,
DEPARTMENT OF**

50 **Bureau of Health**

2 All Other \$255,000

4 Provides funds for poison control services.

6

PART ZZZ

8

Sec. ZZZ-1. 4 MRSA c. 1, sub-c. I-F is enacted to read:

10

SUBCHAPTER I-F

12

COURT UNIFICATION OVERSIGHT COMMITTEE

14

§41. Court Unification Oversight Committee

16

The Court Unification Oversight Committee is established to supervise and monitor all the parts of the unification program recommended by the court unification task force pursuant to Resolve 1997, chapter 107.

18

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22

1. Membership. The Chief Justice of the Supreme Judicial Court may appoint judges, clerks, attorneys and members of the public to serve as members of the Court Unification Oversight Committee.

24

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2. Ongoing goals. The Court Unification Oversight Committee shall identify from time to time additional ongoing goals for unifying the District Court and Superior Court.

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30

3. Workload. The Court Unification Oversight Committee shall monitor the workload of judges and clerks, paying particular attention to the workload in the District Court clerks' offices.

32

34

36

4. Annual report. The Court Unification Oversight Committee shall report by January 15, 2001 and annually thereafter to the Supreme Judicial Court and the joint standing committee of the Legislature having jurisdiction over judiciary matters on:

38

40

42

A. The implementation of the recommendations of the court unification task force;

44

46

B. The identification and implementation of additional ongoing goals;

48

50

C. The degree to which the implementation of each of the court unification task force's recommendations has achieved the intended purpose of better service to the public;

2 D. How the implementation has affected the workload of the
3 courts, including the effects on the clerks' offices; and

4 E. Any other information the committee determines
5 appropriate.

6 **Sec. ZZZ-2. 4 MRSA §57**, as amended by PL 1979, c. 540, §2,
7 is further amended to read:

8 **§57. Jurisdiction; disposition of cases; technical**
9 **errors in pleading and procedure**

10 The following cases only come before the court as a court of
11 law: Cases on appeal from the District Court, the Superior Court
12 or a single Justice of the Supreme Judicial Court or from the
13 probate courts; questions of law arising on reports of cases,
14 including interlocutory orders or rulings of such importance as
15 to require, in the opinion of the justice, review by the ~~law~~
16 ~~court~~ Law Court before any further proceedings in the action;
17 agreed statement of facts; cases presenting a question of law;
18 all questions arising in cases in which equitable relief is
19 sought; motions to dissolve injunctions issued after notice and
20 hearing or continued after a hearing; questions arising on habeas
21 corpus, mandamus and certiorari and questions of state law
22 certified by the federal courts. They shall must be marked "law"
23 on the docket of the county or district where they are pending,
24 and there continued until their determination is certified by the
25 ~~clerk~~ Clerk of the ~~law-court~~ Law Court to the clerk of courts of
26 the county and the court shall immediately after the decision of
27 the question submitted to it make such order, direction, judgment
28 or decree as is fit and proper for the disposal of the case, and
29 cause a rescript in all civil actions, briefly stating the points
30 therein decided, to be filed therein, which rescript shall must
31 be certified by the ~~clerk~~ Clerk of the ~~law-court~~ Law Court to the
32 clerk of courts of the county or district where the action is
33 pending and to the Reporter of Decisions. If no further opinion
34 is written out, the reporter shall publish in the next volume of
35 reports thereafter issued the case, together with such rescript,
36 if the reporter deems the same of sufficient importance for
37 ~~publicaiten~~ publication.

38 When the issues of law presented in any case before the ~~law~~
39 ~~court~~ Law Court can be clearly understood, they shall must be
40 decided, and ~~no a~~ case shall may not be dismissed by the ~~law~~
41 ~~court~~ Law Court for technical errors in pleading alone or for
42 want of proper procedure if the record of the case presents the
43 merits of the controversy between the parties. Whenever, in the
44 opinion of the ~~law-court~~ Law Court, the ends of justice require,
45 it may remand any case to the court below or to any justice or

2 judge thereof for the correction of any errors in pleading or
3 procedure. In remanding said case, the ~~law-court~~ Law Court may
4 set the time within which said correction shall must be made and
said case reentered in the ~~law-court~~ Law Court.

6 When it ~~shall-appear~~ appears to the Supreme Court of the
7 United States, or to any court of appeals or district court of
8 the United States, that there ~~are~~ is involved in any proceeding
9 before it one or more questions of law of this State, which may
10 be determinative of the cause, and there are no clear controlling
11 precedents in the decisions of the Supreme Judicial Court, such
12 federal court may certify any such questions of law of this State
13 to the Supreme Judicial Court for instructions concerning such
14 questions of state law, which certificate the Supreme Judicial
15 Court sitting as a ~~law-court~~ the Law Court may, by written
16 opinion, answer.

18 **Sec. ZZZ-3. 4 MRSA §105**, as amended by PL 1979, c. 540, §3,
19 is repealed and the following enacted in its place:

20 **§105. Superior Court; civil jurisdiction**

22 **1. Jurisdiction.** Except as provided in subsection 2, the
23 Superior Court has and shall exercise exclusive jurisdiction and
24 has and shall exercise all of the powers, duties and authority
25 necessary for exercising the jurisdiction in any and all matters
26 that were, prior to January 1, 1930, within the jurisdiction of
27 the Supreme Judicial Court or any of the Superior Courts, whether
28 cognizable at law or in equity.

30 **2. Exceptions to Superior Court's exclusive jurisdiction.**
31 The Superior Court does not have exclusive jurisdiction over
32 matters for which:

34 A. Concurrent or exclusive jurisdiction is vested in the
35 District Court; or

37 B. Concurrent jurisdiction is vested in the Supreme
38 Judicial Court as provided in Title 14, section 5301.

40 **3. Appellate jurisdiction.** The Superior Court shall hear
41 appeals as follows:

44 A. Administrative appeals brought pursuant to Title 5,
45 chapter 375, subchapter VII and the Maine Rules of Civil
46 Procedure, Rules 80B and 80C; and

48 B. Appeals from the District Court:

50 (1) Brought pursuant to Title 14, section 6008;

2 (2) Brought pursuant to Title 14, chapter 738; and

4 (3) As provided in Title 15, section 1.

6 **4. No jurisdiction, powers, duties or authority of the Law**
7 **Court. The Superior Court does not have and may not exercise the**
8 **jurisdiction, powers, duties and authority of the Supreme**
9 **Judicial Court sitting as the Law Court.**

10 **Sec. ZZZ-4. 4 MRSA §152**, as amended by PL 1999, c. 547, Pt.
12 A, §1 and Pt. B, §§5 and 6 and affected by §80, is further
14 amended to read:

16 **§152. District Court; civil jurisdiction**

18 The District Court shall--have has jurisdiction in the
19 following civil matters:

20 **1. Jurisdiction exercised by trial justices and municipal**
21 **courts.** The civil jurisdiction exercised by all trial justices
22 and municipal courts in the State on September 16, 1961;

24 **2. Civil actions for money damages.** Original jurisdiction,
25 concurrent with that of the Superior Court, of all civil actions
26 when no equitable relief is demanded ~~and the damages claimed do~~
27 ~~not exceed \$30,000, except those actions for which exclusive~~
28 jurisdiction is vested in the Superior Court by statute;

30 **3. Civil actions to enforce liens.** Original jurisdiction,
31 concurrent with the Superior Court, of all civil actions to
32 enforce liens under Title 10, chapter 603 and under Title 35
33 35-A, section 316 706, and the court shall determine the amount
34 pursuant to Title 10, section 3258;

36 **4. Exclusive jurisdiction.** Original jurisdiction, not
37 concurrent with that of the Superior Court, of mental health
38 commitment hearings under Title 34 34-B, chapter 229 3,
39 subchapter IV, mental retardation certification hearings under
40 Title 34 34-B, chapter 229 5, habitual truancy actions under
41 Title 20-A, chapters 119 and 211 under which equitable relief may
42 be granted and small claims actions under Title 14, chapter 738;
43 and

44 **5. Other actions.** Original jurisdiction, concurrent with
45 that of the Superior Court, of the following types of actions,
46 and in these actions the District Court may grant equitable
47 relief:
48

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- 2 ~~A. -- Actions for divorce, annulment of marriage or judicial~~
 ~~separation and proceedings under Title 19-A;~~
- 4 B. Actions to quiet title to real estate under Title 14,
 sections 6651 to 6658;
- 6 C. Actions to quiet title to real estate under Title 36,
8 section 946;
- 10 D. Actions for breach of implied warranty and covenant of
 habitability under Title 14, section 6021;
- 12 E. Actions to foreclose mortgages under Title 14, chapter
14 713, subchapter VI;
- 16 F. Actions for restitution under Title 5, section 213;
- 18 G. Actions for illegal evictions under Title 14, section
20 6014;
- 22 H. Actions for the foreclosure of mortgages of real and
 personal property and for redemption of estates mortgaged;
- 24 I. Actions to compel the specific performance of written
26 contracts and to cancel and compel the discharge of written
 contracts, whether under seal or otherwise, when full
28 performance or payment has been made to the contracting
 party;
- 30 J. Actions for relief in cases of fraud, duress, unjust
 enrichment, trust, accident or mistake;
- 32 K. Actions concerning nuisance and waste;
- 34 L. Actions concerning partnership, and between partners or
36 part owners of vessels and of other real and personal
 property to adjust all matters of the partnership and
38 between the part owners, compel contribution, make final
 decrees and enforce their decrees by proper process in cases
40 where all interested persons within the jurisdiction of the
 court are made parties;
- 42 M. ~~Actions to hear and determine property matters between~~
44 ~~spouses as provided in Title 19-A, section 806 and to make~~
46 ~~all necessary orders and decrees relating to these matters,~~
 ~~to issue all necessary process to enforce the orders and~~
48 ~~decrees and to cause all the orders and decrees to be~~
 ~~enforced;~~

2 N. Civil actions for redelivery of goods or chattels taken
or detained from the owner and secreted or withheld so that
4 the goods or chattels cannot be replevied, and in civil
actions by creditors to reach and apply in payment of a debt
6 any property, right, title or interest, legal or equitable,
of a debtor or debtors, which cannot be attached on writ or
8 taken on execution in a civil action, and any property or
interest conveyed in fraud of creditors;

10 O. Actions in which the pleading demands a judgment:

12 (1) To exclude a person from a vested or contingent
interest in or lien upon specific property within the
14 State;

16 (2) That a vested or contingent interest in or lien
upon specific property within the State be enforced;

18 (2-A) That real property be partitioned by sale; or

20 (3) Otherwise affecting title to any real property;

22 P. Actions to compel the compliance with court orders
24 including the right to appoint persons to sign instruments
as provided for in the Maine Rules of Civil Procedure;

26 Q. Actions in which the equitable relief is sought through
28 an equitable defense, a counterclaim, a cross-claim or other
responsive pleading or reply permitted by the Maine Rules of
30 Civil Procedure; and

32 R. Actions to enforce access to health care under Title 22,
section 1715.

34 Nothing in this subsection may be construed to affect the right
36 of any party to remove an action to the Superior Court in
accordance with the Maine Rules of Civil Procedure;

38 **6-A. Environmental laws.** Original jurisdiction, concurrent
40 with that of the Superior Court, to grant equitable relief and
impose penalties in proceedings involving alleged violations of a
42 local environmental ordinance or regulation or a state
environmental law or rule, including, but not limited to, the
44 following:

46 A. The laws pertaining to the Maine Land Use Regulation
Commission, Title 12, chapter 206-A;

48 B. The minimum lot size law, Title 12, sections 4807 to
50 4807-G;

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- 2 C. Shoreland zoning ordinances enacted under Title 30-A,
3 section 3001, and in accordance with Title 38, sections 435
4 to 446 and section 449;
- 6 D. The plumbing and subsurface waste water disposal rules
7 adopted by the Department of Human Services under Title 22,
8 section 42;
- 10 E. Laws pertaining to public water supplies, Title 22,
11 ~~sections 2642, 2647 and 2648~~ chapter 601, subchapter IV;
- 12 F. Local ordinances enacted under Title 22, section 2642,
13 and in accordance with Title 30-A, section 3001;
- 14 G. Local land use ordinances enacted under Title 30-A,
15 section 3001;
- 16 H. Local building codes adopted pursuant to Title 30-A,
17 section 3001, and in accordance with Title 30-A, chapter
18 185, subchapter I;
- 19 I. Automobile junkyards, Title 30-A, chapter 183,
20 subchapter I;
- 21 J. Regulation and inspection of plumbing, Title 30-A,
22 chapter 185, subchapter III;
- 23 K. Malfunctioning domestic waste water disposal units,
24 Title 30-A, section 3428;
- 25 L. The subdivision law, Title 30-A, chapter 187, subchapter
26 IV; local subdivision ordinances enacted under Title 30-A,
27 section 3001; and subdivision regulations adopted under
28 Title 30-A, section 4403;
- 29 M. Local zoning ordinances enacted under Title 30-A,
30 section 3001, and in accordance with Title 30-A, section
31 4352;
- 32 N. All laws administered by the Department of Environmental
33 Protection, Title 38, chapters 2 to 16;
- 34 O. Local ordinances regarding air pollution control enacted
35 pursuant to Title 38, section 597; and
- 36 P. The laws pertaining to harbors in Title 38, chapter 1,
37 subchapter I; local harbor ordinances adopted in accordance
38 with Title 38, section 7 and regulations adopted by
39 municipal officers pursuant to Title 38, section 2.;

2 **8. Consent to minor's abortion.** Original jurisdiction,
concurrent with that of the Probate Court, to grant equitable
4 relief in proceedings brought under Title 22, section 1597-A;

6 **9. Licensing jurisdiction.** Except as provided in Title 5,
section 10004; Title 8, section 279-B; Title 10, section 8003,
8 subsection 5; Title 20-A, sections 10712 and 10713; Title 29-A;
Title 32, chapters 105 and 114; and Title 35-A, section 3132,
10 exclusive jurisdiction upon complaint of an agency or, if the
licensing agency fails or refuses to act within a reasonable
12 time, upon complaint of the Attorney General to revoke or suspend
licenses issued by the agency. The District Court has original
14 jurisdiction upon complaint of a licensing agency to determine
whether renewal or reissuance of a license of that agency may be
16 refused. The District Court has original concurrent jurisdiction
to grant equitable relief in proceedings initiated by an agency
18 or the Department of the Attorney General alleging any violation
of a license or licensing laws or rules.

20
22 Notwithstanding any other provisions of law, a licensing agency
may not reinstate or otherwise affect a license suspended,
24 revoked or modified by the District Court pursuant to a complaint
filed by the Attorney General without the approval of the
Attorney General; and

26
28 **10. Appellate jurisdiction.** Exclusive jurisdiction to
review disciplinary decisions of occupational licensing boards
and commissions taken pursuant to Title 10, section 8003. Title
30 5, chapter 375, subchapter VII governs this procedure as far as
applicable, substituting "District Court" for "Superior Court.";

32
34 **11. Actions for divorce, separation or annulment.** Original
jurisdiction, not concurrent with the Superior Court, of actions
36 for divorce, annulment of marriage or judicial separation and
proceedings under Title 19-A, except as otherwise specifically
provided.

38
40 Actions for divorce, annulment or separation pending in the
Superior Court may be transferred, upon agreement of the parties,
42 from the Superior Court to the District Court in accordance with
rules adopted by the Supreme Judicial Court. An action so
transferred remains in the District Court, which has exclusive
44 jurisdiction thereafter, subject to the rights of appeal to the
Law Court as to matters of law;

46
48 **12. Property matters between spouses.** Original
jurisdiction, not concurrent with the Superior Court, of actions
to hear and determine property matters between spouses as
50 provided in Title 19-A, section 806 and to make all necessary

2 orders and decrees relating to these matters, to issue all
3 necessary process to enforce the orders and decrees and to cause
4 all the orders and decrees to be enforced. This subsection does
5 not apply to or affect actions initiated in the Superior Court
6 before the effective date of this subsection;

7 13. Desertion and nonsupport. Jurisdiction over complaints
8 for desertion and nonsupport or nonsupport of dependents in the
9 district where either the spouse, the dependent or the respondent
10 resides; and

11 14. Civil violations. Jurisdiction over all civil
12 violations, as provided in Title 17-A, section 9, and traffic
13 infractions.

14 ~~Actions for divorce, annulment or separation may be~~
15 ~~remanded, upon agreement of the parties, from the Superior Court~~
16 ~~to the District Court in accordance with rules promulgated by the~~
17 ~~Supreme Judicial Court. An action so remanded shall remain in the~~
18 ~~District Court, which shall have exclusive jurisdiction~~
19 ~~thereafter, subject to the rights of appeal to the Superior Court~~
20 ~~as to matters of law.~~

21 ~~The District Court possesses the criminal jurisdiction~~
22 ~~exercised by all trial justices and municipal courts in the State~~
23 ~~on September 16, 1961, except as provided in Title 29-A, section~~
24 ~~2602.~~

25 ~~The District Court shall also possess, concurrent with the~~
26 ~~Superior Court, original jurisdiction to receive pleas of guilty~~
27 ~~in criminal cases in which the maximum term of imprisonment to~~
28 ~~which the defendant may be sentenced upon conviction of that~~
29 ~~crime is one year or more in which the defendant has in writing~~
30 ~~waived the defendant's right to indictment by grand jury and the~~
31 ~~defendant's right to appearance and trial in the Superior Court~~
32 ~~and has indicated the defendant's intention to enter a plea of~~
33 ~~guilty to the charges pending against the defendant. When~~
34 ~~exercising such jurisdiction, the District Court shall possess~~
35 ~~all of the powers of the Superior Court. That jurisdiction shall~~
36 ~~be exercised in the manner which the Supreme Judicial Court shall~~
37 ~~by rule provide. Any person sentenced under this section shall be~~
38 ~~entitled to the rights provided by Title 15, chapter 306.~~

39 **Sec. ZZZ-5. 4 MRSA §155, sub-§3 is amended to read:**

40 **3. Divorce, separation, annulment, support.** An action or
41 proceeding for divorce, separation, annulment of marriage or for
42 support may be brought in the division where either the plaintiff
43 or the defendant resides. ~~Such action or proceeding may be~~
44 ~~removed to the Superior Court by the defendant. The rules of~~

~~municipal courts new in effect for removal of actions to the Superior Court shall apply.~~

Sec. ZZZ-6. 4 MRSA §165, as amended by PL 1995, c. 388, §2 and affected by §8, is repealed and the following enacted in its place:

§165. District Court; jurisdiction over crimes and juvenile offenses

1. Crimes; under one year imprisonment. The District Court has jurisdiction and, except as provided in Title 29-A, section 2602, concurrent jurisdiction with the Superior Court of all crimes, including violation of any statute or a bylaw of a town, village corporation or local health officer and breach of the peace, for which the maximum term of imprisonment to which the defendant may be sentenced upon conviction of that crime is less than one year.

2. Juvenile Court. The District Court has jurisdiction over juvenile offenses pursuant to Title 15, Part 6.

3. Crimes; one year or more imprisonment. The District Court has, concurrent with the Superior Court, original jurisdiction to receive pleas of guilty in criminal cases, other than murder, in which:

A. The maximum term of imprisonment to which the defendant may be sentenced upon conviction of that crime is one year or more;

B. The defendant has in writing waived the defendant's right to indictment by grand jury and the defendant's right to a jury trial; and

C. The defendant has indicated the defendant's intention to enter a plea of guilty to the charges pending against the defendant.

When exercising such jurisdiction, the District Court possesses all of the powers of the Superior Court. The District Court shall exercise that jurisdiction in the manner that the Supreme Judicial Court by rule provides. Any person sentenced under this subsection is entitled to the rights provided by Title 15, chapter 306-A.

The District Court has jurisdiction to bind over for the grand jury all other crimes.

2 4. Issue process. The District Court has jurisdiction to
3 issue process with respect to any violation over which the
4 Passamaquoddy Tribe or the Penobscot Nation exercises exclusive
5 jurisdiction under Title 30, section 6209-A or 6209-B.

6 5. Power to sentence. The District Court may impose any
7 authorized sentencing alternative.

8
9 **Sec. ZZZ-7. 14 MRSA §1901**, as repealed and replaced by PL
10 1993, c. 675, Pt. B, §10, is amended to read:

12 **§1901. Supreme Judicial Court; exceptions**

14 1. Appeals from District Court. Except as provided in
15 subsection 2 3 or by court rule, an appeal may be taken from the
16 District Court to the Superior Supreme Judicial Court sitting as
17 the Law Court for the county embracing the division in which the
18 judgment was rendered within 30 days after judgment. Within
19 those 30 days, the appellant must pay to the court the required
20 fees for the appeal and in that case no execution issues and the
21 clerk may enter the appeal in the Superior Law Court as a new
22 entry.

24 ~~2. Exceptions. The following requirements apply to appeals
25 from the District Court.~~

26 ~~A. A party must appeal from a District Court judgment in an
27 action of foreclosure and sale directly to the Supreme
28 Judicial Court within 30 days of the judgment.~~

29 ~~B. If all parties agree, a final appeal from civil matters,
30 including family matters, originating in the District Court
31 may be made to the Superior Court in lieu of a 2nd appeal to
32 the Supreme Judicial Court.~~

34 3. Exceptions. An appeal from the District Court is to the
35 Superior Court in the case of:

36 A. An appeal in a forcible entry and detainer case,
37 pursuant to section 6008 and the Maine Rules of Civil
38 Procedure, Rule 80D(f); and

39 B. An appeal in a small claims case brought pursuant to
40 chapter 738 and the Maine Rules of Civil Procedure, Rule 80L.

41 **Sec. ZZZ-8. 14 MRSA §6051, sub-§9**, as amended by PL 1995, c.
42 694, Pt. D, §21 and affected by Pt. E, §2, is repealed.

43 **Sec. ZZZ-9. 15 MRSA §1**, as amended by PL 1985, c. 179, is
44 repealed and the following enacted in its place:

2 **§1. Superior Court; criminal jurisdiction**

4 **1. Jurisdiction.** The Superior Court has original
6 jurisdiction, exclusive or concurrent, of all crimes.

8 **2. Appellate and review jurisdiction.** The Superior Court
10 has jurisdiction to hear appeals and petitions of only the
12 following:

14 A. Petitions pursuant to section 1028;

16 B. Petitions pursuant to section 1029;

18 C. Appeals pursuant to section 1097;

20 D. Appeals pursuant to section 3402;

22 E. Appeals pursuant to section 2111 and Maine Rules of
24 Criminal Procedure, Rule 35(f); and

26 F. Appeals pursuant to Title 17-A, section 1207 and Maine
28 Rules of Criminal Procedure, Rule 37F.

30 **3. Location of post-arraignment proceedings.** The Supreme
32 Judicial Court may by rule provide that, with the consent of the
34 defendant, post-arraignment proceedings in criminal cases may be
36 conducted at locations other than those provided by statute. The
38 Supreme Judicial Court may by rule provide that, without the
40 consent of the defendant, post-arraignment proceedings in
42 criminal cases may be conducted at locations other than those
44 provided by statute, provided that the location is in an
46 adjoining county and that it is in the vicinity of where the
48 offense was committed.

50 **4. No jurisdiction, powers, duties or authority of Law**
Court. The Superior Court does not have and may not exercise the
jurisdiction, powers, duties or authority of the Supreme Judicial
Court sitting as the Law Court.

Sec. ZZZ-10. 15 MRSA §1028, sub-§3 is enacted to read:

2 **3. No further relief.** The determination by the Superior
4 Court under this section is final and no further relief is
6 available.

Sec. ZZZ-11. 15 MRSA §1029, sub-§4 is enacted to read:

2 **4. No further relief.** The review under this section is
4 final and no further relief is available.

2 **Sec. ZZZ-12. 15 MRSA §1051, sub-§§5 and 6**, as enacted by PL
1987, c. 758, §20, are amended to read:

4
6 **5. Appeal by defendant.** A defendant may appeal to a single
Justice of the Supreme Judicial Court a denial of bail, the kind
8 or amount of bail set or the conditions of release imposed by
which the defendant is aggrieved. The single justice shall may
10 not conduct a hearing de novo respecting bail, but shall review
the lower court's order. The defendant has the burden of showing
12 that there is no rational basis in the record for the lower
court's denial of bail, the kind or amount of bail set or the
14 conditions of release imposed of which the defendant complains.
The determination by the single justice is final and no further
relief is available.

16
18 **6. Appeal by State.** The State may appeal to a single
Justice of the Supreme Judicial Court the granting of bail, the
20 kind or amount of bail set or the lower court's failure to impose
a condition of release. The single justice shall may not conduct
22 a hearing de novo respecting bail, but shall review the lower
court's order. The State has the burden of showing that there is
24 no rational basis in the record for the lower court's granting of
bail, the kind or amount of bail set or the omission of the
26 conditions of which the State complains. The determination by
the single justice is final and no further relief is available.

28 **Sec. ZZZ-13. 15 MRSA §1097, sub-§3**, as enacted by PL 1995, c.
356, §19, is amended to read:

30
32 **3. Appeal.** A defendant in custody as a result of an order
issued under this section by the District Court may appeal to the
34 Superior Court and a defendant in custody as a result of an order
issued under this section by the Superior Court may appeal to a
36 single Justice of the Supreme Judicial Court. The appeal must be
in accordance with the procedures set forth in section 1028, as
38 far as applicable, except that the review is limited to a review
of the record to determine whether the order was rationally
40 supported by the evidence. The determination by the court or
single justice is final and no further relief is available.

42 **Sec. ZZZ-14. 15 MRSA §1099-A, sub-§2**, as enacted by PL 1995,
c. 356, §19, is amended to read:

44
46 **2. Appeal.** A defendant in custody as a result of an order
issued under this section may appeal to a single Justice of the
48 Supreme Judicial Court who shall review the revocation pursuant
to the procedures set forth in section 1051, subsection 5. The
50 determination by the single justice is final and no further
relief is available.

2 **Sec. ZZZ-15. 15 MRSA §2111**, as repealed and replaced by PL
3 1987, c. 166, §1, is repealed and the following enacted in its
4 place:

6 **§2111. Appeals from the District Court**

8 **1. Appeal of judgment of conviction or order to the Law**
9 **Court.** Except as otherwise specifically provided, in any
10 criminal proceeding in the District Court, a defendant aggrieved
11 by a judgment of conviction or order may appeal to the Supreme
12 Judicial Court sitting as the Law Court.

14 **2. Appeal to the Superior Court.** If an appeal from the
15 District Court must be taken to the Superior Court, the appeal
16 must be to the Superior Court in the county where the offense on
17 which the judgment of conviction or order was rendered is alleged
18 to have been committed. Venue may be transferred at the
19 discretion of the Chief Justice of the Superior Court.

20 **3. Time for taking of appeal.** The Supreme Judicial Court
21 shall provide by rule the time for taking the appeal and the
22 manner and any conditions for the taking of the appeal.

24 **Sec. ZZZ-16. 15 MRSA §2114**, as repealed and replaced by PL
25 1981, c. 487, §1, is amended to read:

28 **§2114. Defendant may make election of trial**

30 In all Class D and E criminal proceedings, the defendant may
31 waive his the defendant's right to jury trial and elect to be
32 tried in the District Court, as provided by rule of the Supreme
33 Judicial Court. ~~An appeal to the Superior Court following trial~~
34 ~~and conviction in the District Court shall be only on questions~~
35 ~~of law.~~

36 **Sec. ZZZ-17. 15 MRSA §2115, first ¶**, as repealed and replaced
37 by PL 1987, c. 166, §3, is amended to read:

40 In any criminal proceeding in the Superior Court, any
41 defendant aggrieved by a judgment of conviction, ruling or order
42 may appeal to the Supreme Judicial Court, sitting as the Law
43 Court. ~~The time for taking the appeal and the manner and any~~
44 ~~conditions for the taking of the appeal shall be as the Supreme~~
45 ~~Judicial Court provides by rule.~~ The Supreme Judicial Court
46 shall provide by rule the time for taking the appeal and the
47 manner and any conditions for the taking of the appeal.

48 **Sec. ZZZ-18. 15 MRSA §2115-A, sub-§§1 and 2**, as amended by PL
49 1979, c. 541, Pt. B, §22, are further amended to read:

2 **1. Appeals prior to trial.** An appeal may be taken by the
3 State in criminal cases on questions of law from the District
4 Court and from the Superior Court to the ~~law--court~~ Supreme
5 Judicial Court sitting as the Law Court: From an order of the
6 court prior to trial which suppresses any evidence, including,
7 but not limited to, physical or identification evidence or
8 evidence of a confession or admission; from an order which
9 prevents the prosecution from obtaining evidence; from a pretrial
10 dismissal of an indictment, information or complaint; or from any
11 other order of the court prior to trial which, either under the
12 particular circumstances of the case or generally for the type of
13 order in question, has a reasonable likelihood of causing either
14 serious impairment to or termination of the prosecution.

16 **2. Appeals after trial.** An appeal may be taken by the State
17 from the Superior Court or the District Court to the ~~law--court~~
18 Supreme Judicial Court sitting as the Law Court after trial and
19 after a finding of guilty by a jury or the court from the
20 granting of a motion for a new trial, from arrest of judgment,
21 from dismissal or from other orders requiring a new trial or
22 resulting in termination of the prosecution in favor of the
23 accused, when an appeal of the order would be permitted by the
24 double jeopardy provisions of the Constitution of the United
25 States and the Constitution of Maine.

26 **Sec. ZZZ-19. 15 MRSA §2115-A, sub-§2-A,** as enacted by PL
27 1987, c. 234, §1, is repealed and the following enacted in its
28 place:

29 **2-A. Appeal from adverse decision of the Superior Court**
30 **sitting as an appellate court relative to an aggrieved**
31 **defendant's appeal from the denial of a Rule 35 motion in**
32 **District Court.** If a defendant's appeal to the Superior Court
33 **sitting as an appellate court relative to a motion for correction**
34 **or reduction of a sentence brought in District Court under Rule**
35 **35 of the Maine Rules of Criminal Procedure is granted in whole**
36 **or in part, an appeal may be taken by the State from the adverse**
37 **decision of the Superior Court to the Law Court.**

38 **Sec. ZZZ-20. 15 MRSA §2115-A, sub-§2-B,** as enacted by PL
39 1995, c. 47, §1, is amended to read:

40 **2-B. Appeal from the denial of a Rule 35 motion.** If a
41 motion for correction or reduction of a sentence brought by the
42 attorney for the State under Rule 35 of the Maine Rules of
43 Criminal Procedure is denied in whole or in part, an appeal may
44 be taken by the State from the adverse order of the trial court
45 to the Supreme Judicial Court sitting as the Law Court.

50

2 **Sec. ZZZ-21. 15 MRSA §2115-A, sub-§3**, as amended by PL 1991,
c. 223, is further amended to read:

4 **3. When defendant appeals.** When the defendant appeals from
6 a judgment of conviction, it is not necessary for the State to
7 appeal. It may argue that error in the proceedings at trial in
8 fact supports the judgment. The State may also establish that
9 error harmful to it was committed prior to trial or in the trial
10 resulting in the conviction from which the defendant has
11 appealed, which error should be corrected in the event that the
12 ~~law-court~~ Law Court reverses on a claim of error by the defendant
13 and remands the case for a new trial. If the case is so reversed
14 and remanded, the ~~law-court~~ Law Court shall also order correction
of the error established by the State.

16 **Sec. ZZZ-22. 15 MRSA §2115-B**, as enacted by PL 1997, c. 317,
17 Pt. B, §1, is amended to read:

18 **§2115-B. Appeal by aggrieved contemnor**

20 **1. Summary contempt proceedings involving punitive**
21 **sanctions.** In a summary contempt proceeding involving punitive
22 sanctions, accompanied or unaccompanied by remedial sanctions,
23 instituted under either the Maine Rules of Criminal Procedure,
24 Rule 42 or the Maine Rules of Civil Procedure, Rule 66, before a
25 Judge of the District Court, Probate Court or Administrative
26 Court or a Justice of the Superior Court or the Supreme Judicial
27 Court, a contemnor who is aggrieved by an order and imposition of
28 a punitive sanction may appeal, ~~as provided under section 2111~~
29 ~~and the applicable Maine Rules of Criminal Procedure, to the~~
30 ~~Superior Court and, if unsuccessful, to the Supreme Judicial~~
31 ~~Court, sitting as the Law Court, as provided under section 2111~~
32 ~~or 2115 and the applicable Maine Rules of Criminal Procedure. In~~
33 ~~a like proceeding, instituted under either the Maine Rules of~~
34 ~~Criminal Procedure, Rule 42 or the Maine Rules of Civil~~
35 ~~Procedure, Rule 66, before a Justice of the Superior Court or a~~
36 ~~Justice of the Supreme Judicial Court, any contemnor aggrieved by~~
37 ~~an order and imposition of a punitive sanction may appeal to the~~
38 ~~Supreme Judicial Court, sitting as the Law Court, as provided~~
39 ~~under section 2115 and the applicable Maine Rules of Criminal~~
40 ~~Procedure.~~

42 **2. Plenary contempt proceedings involving punitive**
43 **sanctions.** In a plenary contempt proceeding involving punitive
44 sanctions, accompanied or unaccompanied by remedial sanctions,
45 instituted under either the Maine Rules of Criminal Procedure,
46 Rule 42 or the Maine Rules of Civil Procedure, Rule 66, any
47 contemnor aggrieved by an adjudication and imposition of a
48 punitive sanction ~~tried other than in the Superior Court or~~
49 ~~Supreme Judicial Court~~ may appeal, ~~as provided under section 2111~~
50

~~and the applicable Maine Rules of Criminal Procedure, to the Superior Court, and if unsuccessful, to the Supreme Judicial Court, sitting as the Law Court, as provided under section 2111 or 2115 and the applicable Maine Rules of Criminal Procedure. In a like proceeding instituted under either the Maine Rules of Criminal Procedure, Rule 42 or the Maine Rules of Civil Procedure, Rule 66, any contemner aggrieved by an adjudication and imposition of a punitive sanction tried in the Superior Court or Supreme Judicial Court, may appeal to the Supreme Judicial Court, sitting as the Law Court, as provided under section 2115 and the applicable Maine Rules of Criminal Procedure.~~

Sec. ZZZ-23. 15 MRSA §2151, sub-§1 and 2, as enacted by PL 1997, c. 354, §1, are amended to read:

1. Different term could not be imposed. In any case in which a different term of imprisonment could not have been imposed; ~~or~~

2. Plea agreements. In any case in which the particular disposition involving imprisonment was imposed as a result of a court accepting a recommendation of the type specified in the Maine Rules of Criminal Procedure, Rule 11A, subsection (a)(2) or (a)(4); or

Sec. ZZZ-24. 15 MRSA §2151, sub-§3 is enacted to read:

3. Restitution. As limited by Title 17-A, section 1330-A.

Sec. ZZZ-25. 17-A MRSA §1207, sub-§1, as enacted by PL 1997, c. 273, §3, is amended to read:

1. District Court proceeding. In a probation revocation proceeding in the District Court, a person whose probation is revoked may appeal to the Superior Court under Title 15, section 2111 and the applicable Maine Rules of Criminal Procedure. ~~An appeal to the Law Court, from an adverse decision of the Superior Court sitting as an intermediate appellate court, is not an appeal of right. The time, manner and specific conditions for taking that appeal to the Law Court are as the Supreme Judicial Court provides in the Maine Rules of Criminal Procedure. The determination by the Superior Court is final and no further relief is available.~~

Sec. ZZZ-26. 19-A MRSA §103, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

§103. Jurisdiction

2 Except as otherwise expressly provided, the District Court
has original jurisdiction, ~~concurrent with the Superior Court,~~ of
4 all actions under this Title.

6 **Sec. ZZZ-27. 19-A MRSA §851, sub-§1-A,** as enacted by PL 1997,
c. 224, §2 and affected by §5, is amended to read:

8 **1-A. Jurisdiction.** The District Court ~~and the Superior~~
10 ~~Court~~ has jurisdiction to enter a separation decree:

12 A. Upon the petition of a married person who lives apart or
who desires to live apart from that person's spouse for a
14 period in excess of 60 continuous days; or

16 B. Upon joint petition of a married couple who live apart
or who desire to live apart for a period in excess of 60
18 continuous days.

20 **Sec. ZZZ-28. 19-A MRSA §852, sub-§1,** as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended by
22 amending the first paragraph to read:

24 **1. Issue of preliminary injunction.** In all actions for
judicial separation the clerk of the court, pursuant to order of
the District Court ~~or Superior Court,~~ shall issue a preliminary
26 injunction in the following manner.

28 **Sec. ZZZ-29. 19-A MRSA §901, sub-§1,** as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

30 **1. Filing of complaint; grounds.** A person seeking a
32 divorce may file a complaint for divorce in the ~~Superior Court or~~
~~the~~ District Court if:

34 A. The plaintiff has resided in good faith in this State
36 for 6 months prior to the commencement of the action;

38 B. The plaintiff is a resident of this State and the
parties were married in this State;

40 C. The plaintiff is a resident of this State and the
42 parties resided in this State when the cause of divorce
accrued; or

44 D. The defendant is a resident of this State.

46 The complaint must state one or more grounds listed in section
48 902, subsection 1.

2 **Sec. ZZZ-30. 19-A MRSA §903, sub-§1**, as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended by
amending the first paragraph to read:

4
6 **1. Issue of preliminary injunction.** In all actions for
divorce or for spousal or child support following divorce by a
court that lacked personal jurisdiction over the absent spouse,
8 the clerk of the court, pursuant to order of the District Court
~~or Superior Court~~, shall issue a preliminary injunction in the
10 following manner.

12 **Sec. ZZZ-31. 19-A MRSA §1510**, as enacted by PL 1997, c. 537,
§15 and affected by §62, is amended to read:

14 **§1510. Statewide jurisdiction**

16 In child support and paternity cases, the jurisdiction of
18 the District Court, ~~the Superior Court~~ and the department extends
to all parts of the State. Once an action has been commenced, a
20 case may be transferred between local jurisdictions in the State
without need for an additional filing by the petitioner or
22 service of process on the respondent to retain jurisdiction over
the parties.

24 **Sec. ZZZ-32. 19-A MRSA §1556**, as enacted by PL 1995, c. 694,
26 Pt. B, §2 and affected by Pt. E, §2, is amended to read:

28 **§1556. Remedies**

30 The ~~Superior Court or~~ District Court has jurisdiction over
an action under this subchapter and all remedies for the
32 enforcement of judgments for expenses of pregnancy and
confinement for a wife or for education, support or funeral
34 expenses for legitimate children apply. The court has continuing
jurisdiction to modify or revoke a judgment for future education
36 and support. All remedies under the Uniform Interstate Family
Support Act are available for enforcement of duties of support
38 under this subchapter.

40 **Sec. ZZZ-33. 19-A MRSA §1652, sub-§1**, as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

42
44 **1. Petition.** If a parent, spouse or child resides in this
State, a parent, a spouse, a guardian or a municipality providing
46 maintenance may petition the ~~Superior Court~~, District Court or
Probate Court to order a nonsupporting parent or spouse to
48 contribute to the support of the nonsupporting person's spouse or
child. The petition may be brought in the court in the ~~county or~~
district or county where the parent, spouse or child resides or

2 in the ~~county or~~ district or county in which the nonsupporting
person may be found.

4 **Sec. ZZZ-34. 19-A MRSA §1654, first ¶**, as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

6
8 If the father and mother of a minor child are living apart,
the Probate Court, ~~Superior Court~~ or District Court in the county
10 or division where either resides, upon complaint of either and
after notice to the other as the court may order, may make an
12 order awarding parental rights and responsibilities with respect
to the child in accordance with this chapter.

14 **Sec. ZZZ-35. 19-A MRSA §1805, first ¶**, as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

16
18 An action may be commenced in the ~~Superior Court or the~~
District Court for the district in which the minor child
20 resides. If a child protective proceeding pursuant to Title 22,
chapter 1071 that involves the minor child is under ~~the~~
22 ~~jurisdiction of the District Court pending, an action filed under~~
~~this chapter must be brought in the District Court and~~ the court
24 may consolidate the proceedings action filed under this chapter
with that child protection proceeding.

26 **Sec. ZZZ-36. 19-A MRSA §2802, sub-§24**, as enacted by PL 1995,
c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

28
30 **24. Tribunal of this State.** A "tribunal of this State"
means the District Court, ~~the Superior Court~~ or the Department of
Human Services.

32
34 **Sec. ZZZ-37. 19-A MRSA §3502**, as enacted by PL 1995, c. 694,
Pt. B, §2 and affected by Pt. E, §2, is amended to read:

36 **§3502. Jurisdiction**

38 The ~~Superior Court and the~~ District Court have has
40 jurisdiction over all proceedings brought under this chapter.

42 **Sec. ZZZ-38. 29-A MRSA §2602, sub-§3**, as enacted by PL 1993,
c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

44 **3. Class C or greater.** For Class C or greater crimes, the
46 District Court jurisdiction is subject to Title 4, section ~~152~~
165 and Title 17-A, section 9.

2 **Sec. ZZZ-39. Application.** The Superior Court continues to
4 have jurisdiction over actions properly filed in the Superior
Court prior to the effective date of this Part.

6 **Sec. ZZZ-40. Court Unification Oversight Committee; initial**
8 **assessments and recommendations.** The Court Unification Oversight
Committee shall report by January 15, 2001 to the Supreme
10 Judicial Court and the joint standing committee of the
Legislature having jurisdiction over judiciary matters with
assessments of and recommendations concerning the following:

12 **1. Abbreviated and expedited appeal.** Reporting progress on
14 implementing an abbreviated and expedited appeal from the
District Court to the Law Court in appropriate cases;

16 **2. Shared docket.** Operation of the shared docket; and

18 **3. Workload.** Workload of the District Court and Superior
20 Court clerks, judges and justices.

22 **Sec. ZZZ-41. Appropriation.** The following funds are
24 appropriated from the General Fund to carry out the purposes of
this Part.

26 **2000-01**

28 **JUDICIAL DEPARTMENT**

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

Positions - Legislative Count	(9,000)
Personal Services	\$311,488
All Other	56,512

36
38 Provides funds for 5 Law Clerk positions,
one Staff Attorney position and 3 Judicial
40 Secretary positions and related expenses to
implement the recommendations of the court
unification task force.

42 **JUDICIAL DEPARTMENT**

44 **TOTAL** \$368,000

46 **Sec. ZZZ-42. Effective date.** This Part takes effect January 1,
48 2001, except that:

1. That section of this Part that amends the Maine Revised Statutes, Title 4, section 152, subsections 9 and 10 takes effect March 15, 2001;

2. That section of this Part that enacts the Maine Revised Statutes, Title 4, chapter 1, subchapter 1-F takes effect 90 days after adjournment of the Second Regular Session of the 119th Legislature;

3. That section of this Part that charges the Court Unification Oversight Committee with making initial assessments and recommendations takes effect 90 days after adjournment of the Second Regular Session of the 119th Legislature; and

4. That section of this Part that appropriates funds from the General Fund takes effect on October 1, 2000.

PART AAAA

Sec. AAAA-1. 30-A MRSA c. 154 is enacted to read:

CHAPTER 154

MAINE FIREFIGHTER TRAINING FUND

§3161. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Municipal fire department. "Municipal fire department" has the same meaning as in section 3151.

2. Qualified firefighter. "Qualified firefighter" means an active municipal firefighter or an active volunteer firefighter, as defined in section 3151.

3. Volunteer fire association. "Volunteer fire association" has the same meaning as in section 3151.

§3162. The Maine Firefighter Training Fund

1. Fund established. The Maine Firefighter Training Fund, referred to in this section as the "fund," is established to provide training funds annually to all qualified firefighters in the State.

2 2. Purpose. The purpose of the fund is to provide \$100
annually for each qualified firefighter statewide toward the cost
of providing a minimum of 24 hours of training annually.

4
6 3. Administration. The Maine Fire Training and Education
Program within the Maine Technical College System administers the
fund. Within 30 days of the close of each calendar year, the
8 chief of each municipal fire department and each volunteer fire
association shall submit a roster of the names of all qualified
10 firefighters to the Maine Fire Training and Education Program.
Based upon the roster numbers, the Maine Fire Training and
12 Education Program shall directly disburse funds for each
qualified firefighter to each municipal fire department and each
14 volunteer fire association. Funds received under this chapter
must be expended only for training or training materials.

16
18 4. Authorization. In administering this fund, the Maine
Fire Training and Education Program may accept public and private
funds to support the fund.

20
22 5. Fund information. The Maine Fire Training and Education
Program shall provide fund information to volunteer fire
associations and municipal fire departments on a regular basis.

24
26 6. Report. The chief of each volunteer fire association
and municipal fire department that receives training funds under
this chapter shall report to the Maine Fire Protection Services
28 Commission by March 1st of each year regarding the use of
training funds received the previous year.

30
32 7. Rules. The Maine Fire Protection Services Commission,
in consultation with the Maine Fire Training and Education
Program, shall adopt rules to carry out the purposes of this
34 chapter. Rules adopted pursuant to this section are routine
technical rules as defined in Title 5, chapter 375, subchapter
36 II-A.

38 **Sec. AAAA-2. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
40 this Part.

42 **2000-01**

44 **MAINE TECHNICAL COLLEGE SYSTEM -**
46 **BOARD OF TRUSTEES OF THE**

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

50 All Other \$376,000

2 Appropriates initial funding for the Maine
3 Firefighter Training Fund. Any balance
4 remaining at the end of each fiscal year may
5 not lapse but must be carried forward to be
6 used for the same purpose.

8

PART BBBB

10

12 **Sec. BBBB-1. Rule amendment regarding Medicaid long-term care**
13 **policy and the home care program.** The Department of Human Services
14 shall review and amend its rules regarding Medicaid long-term
15 care policy in order to enhance the flexibility of Medicaid
16 benefits to the extent possible under federal law. The
17 department shall consider the report of the Joint Advisory
18 Committee on Select Services for Older Persons dated January
19 2000. The review must include but is not limited to the
20 feasibility of amending Medicaid rules to ensure that consumers
21 do not lose critical benefits when they make a transition from
22 the state-funded home care program to the Medicaid program.
23 Rules adopted pursuant to this section take effect January 1,
24 2001. Rules adopted pursuant to this section are routine
25 technical rules as defined in the Maine Revised Statutes, Title
26 5, chapter 375, subchapter II-A.

26

28 **Sec. BBBB-2. Rule amendment regarding consumers of long-term**
29 **care services who have chronic conditions that change.** The Department
30 of Human Services shall amend its rules regarding eligibility for
31 nursing facility services to allow for increased eligibility for
32 consumers of long-term care services who have chronic conditions
33 that change enough to qualify and disqualify them for services on
34 a cyclical basis. Rules adopted pursuant to this section take
35 effect October 1, 2000. Rules adopted pursuant to this section
36 are routine technical rules as defined in the Maine Revised
37 Statutes, Title 5, chapter 375, subchapter II-A.

38

39 **Sec. BBBB-3. Labor force initiatives.** The Department of Human
40 Services and the State Board of Nursing, in consultation with
41 consumers, providers and other interested parties, shall adopt or
42 amend rules and propose such legislation to the Legislature as
43 may be required to create career ladders and address labor
44 shortage issues. By August 1, 2000, the Department of Human
45 Services shall amend its rules to provide for continuing
46 certification on the Maine Registry of Certified Nursing
47 Assistants of a certified nursing assistant who, over a 24-month
48 period, performs for 8 hours nursing or nursing-related services
49 that are supervised by a registered nurse. The rules may not
50 require that nursing or nursing-related services be performed in
51 a nursing facility or hospital. The rules must be

2 retroactive for 2 years. Rules adopted pursuant to this
3 provision are routine technical rules as defined in the Maine
4 Revised Statutes, Title 5, chapter 375, subchapter II-A.

6 **Sec. BBBB-4. Provision of best practices forums.** The Department
7 of Human Services shall participate in a series of best practices
8 forums to provide educational workshops and opportunities to
9 providers of long-term care services. Workshops and forums may
10 be cosponsored by entities other than the department.

12 **Sec. BBBB-5. Development of standardized contracts and rule
13 adoption.** The Department of Human Services shall develop and
14 adopt rules to require the use of standardized contracts to be
15 used for long-term care services between the service provider and
16 the consumer when appropriate to the service and setting. Rules
17 adopted pursuant to this section take effect January 1, 2001.
18 Rules adopted or amended pursuant to this section are routine
19 technical rules as defined in the Maine Revised Statutes, Title
20 5, chapter 375, subchapter II-A.

22 **Sec. BBBB-6. Rule amendment regarding default licensing.** The
23 Department of Human Services and the Department of Public Safety
24 shall amend their rules regarding licensing for long-term care
25 facilities and services to provide for default licensing for new
26 applicants. The rules must provide that default licensing takes
27 effect when a new applicant has filed a completed application,
28 has not been provided the necessary notifications, inspections or
29 services from state agencies and a period of more than 90 days
30 has elapsed since notification that the application is complete.
31 The Department of Human Services and the Department of Public
32 Safety and persons or entities performing functions for those
33 departments shall notify a new applicant within 2 weeks of filing
34 by the applicant on whether the application is complete. The
35 Department of Human Services and the Department of Public Safety
36 shall provide necessary services and inspections within 90 days
37 of the filing of the completed application. Rules adopted
38 pursuant to this section take effect January 1, 2001. Rules
39 adopted pursuant to this section are routine technical rules as
40 defined in the Maine Revised Statutes, Title 5, chapter 375,
subchapter II-A.

42 **Sec. BBBB-7. Expansion of the National Fire Protection Association
43 Life Safety Code inspection capacity.** The Department of Human
44 Services, the Department of Public Safety and municipal fire
45 officials shall work together to devise ways to expand the
46 delegation of the National Fire Protection Association Life
47 Safety Code inspections. The Department of Human Services and
48 the Department of Public Safety shall report to the joint
standing committee of the Legislature having jurisdiction over

2 health and human services matters by January 1, 2001 on their
3 progress under this section. The joint standing committee of the
4 Legislature having jurisdiction over health and human services
5 matters has authority to report out legislation on life safety
6 code inspections.

7
8 **Sec. BBBB-8. Rule amendment regarding the principles of
9 reimbursement for nursing facilities.** The Department of Human
10 Services shall amend the principles of reimbursement for nursing
11 facilities to ensure that reimbursement reflects the current cost
12 of providing services in an efficient manner. The department
13 shall reconsider the provision that allows retention of 25% of
14 cost savings in the direct cost component. The revised
15 principles of reimbursement must merge routine and indirect cost
16 components into a single routine cost component category; must
17 include medical supplies as a direct cost component; must
18 incorporate the most recent time-study information; must rebase
19 to the most recent audited year; must contain an annual inflation
20 adjustment appropriate to the industry; must include performance
21 standards, measurable outcomes and satisfaction surveys of
22 consumers and family members; must utilize cost caps, including,
23 but not limited to, cost caps for facilities based on size; and
24 must recognize regional variations in labor costs. Rules amended
25 pursuant to this section take effect September 1, 2000. Rules
26 amended pursuant to this section are routine technical rules as
27 defined in the Maine Revised Statutes, Title 5, chapter 375,
28 subchapter II-A.

29
30 **Sec. BBBB-9. Report on long-term care insurance.** The Department
31 of Human Services, the Maine State Retirement System and the
32 State Employee Health Insurance Program shall work together to
33 study the provision of group long-term care insurance to
34 employees of the State and other public sector employees and
35 retirees and to their family members and to the citizens of the
36 State. The study must consider the CalPERS system operating in
37 California, other models used in other states and the feasibility
38 of regional cooperation among states. The State Employee Health
39 Insurance Program is the lead agency in the study and shall
40 report to the joint standing committee of the Legislature having
41 jurisdiction over health and human services matters by April 1,
42 2001 regarding the study and any recommendations.

43
44 **Sec. BBBB-10. Development of a public awareness campaign.** The
45 Department of Human Services, Bureau of Elder and Adult Services
46 shall coordinate with the Bureau of Health a public awareness
47 campaign that focuses on the benefits of a healthy lifestyle and
48 the need to plan for long-term care. The department shall report
49 to the joint standing committee of the Legislature having
50 jurisdiction over health and human services matters by January 1,
2001 on its progress on the campaign.

2 **Sec. BBBB-11. Staffing ratios.** By October 1, 2000, the
3 Department of Human Services shall amend the rules on minimum
4 staffing ratios in long-term care facilities to provide for
5 ratios in accordance with this provision.

6
7 1. The minimum staffing ratios may not be less than the
8 following:

9
10 A. On the day shift, one direct-care provider for every 5
11 residents;

12 B. On the evening shift, one direct-care provider for every
13 10 residents; and

14 C. On the night shift, one direct-care provider for every
15 18 residents.

16
17 2. The minimum staffing ratio rule must provide definitions
18 for "direct-care providers" and "direct care" as follows:

19
20 A. "Direct-care providers" means registered nurses,
21 licensed practical nurses and certified nursing assistants
22 who provide direct care to nursing facility residents; and

23 B. "Direct care" means hands-on care provided to residents,
24 including, but not limited to, feeding, bathing, toileting,
25 dressing, lifting and moving residents. "Direct care" does
26 not include food preparation, housekeeping or laundry
27 services except in circumstances when such services are
28 required to meet the needs of an individual resident on a
29 given occasion.

30
31 The Department of Human Services shall undertake pilot
32 projects to determine appropriate staffing ratios for mealtimes
33 and shall report on progress on the pilot projects to the joint
34 standing committee of the Legislature having jurisdiction over
35 health and human services matters by January 1, 2001.

36
37 The Department of Human Services shall begin work to develop
38 staffing ratios based on resident acuity level. In developing
39 the new staffing ratios, the department shall contract with one
40 or more experts in nurse staffing research and long-term care who
41 shall recommend a methodology for determining appropriate
42 ratios. By May 1, 2001, the Commissioner of Human Services shall
43 report to the joint standing committee of the Legislature having
44 jurisdiction over health and human services matters regarding the
45 progress of the department in developing acuity-based staffing
46 ratios, a proposal for adopting acuity-based staffing ratios and
47 any required legislation.

2 **Sec. BBBB-12. Rule amendment regarding licensing and surveys of**
3 **providers of long-term care services.** Consistent with the
4 requirements of the federal Medicaid and Medicare programs, the
5 Department of Human Services shall amend its rules regarding the
6 duration of licenses for providers of long-term care services and
7 the surveys required of those providers. In preparing the
8 amendments, the department shall consider performance standards,
9 recognized standards of best practice, desired and measurable
10 outcomes and satisfaction surveys of consumers and their
11 families. To the extent not in conflict with the requirements of
12 applicable federal programs, the rules must provide for the
13 reasonable lengthening of license periods and some relaxation of
14 survey requirements for providers of services with a documented
15 track record of consistently high-quality service delivery as
16 measured by performance standards and other appropriate
17 criteria. Rules adopted pursuant to this section take effect
18 July 1, 2001. Rules adopted or amended pursuant to this section
19 are major substantive rules as defined in the Maine Revised
20 Statutes, Title 5, chapter 375, subchapter II-A.

22 **Sec. BBBB-13. Rule amendment regarding assessment for eligibility**
23 **for reimbursement under the Medicaid program for long-term care**
24 **services.** The Department of Human Services shall review its rules
25 for determining eligibility for reimbursement under the Medicaid
26 program for long-term care. The review process must include
27 consumers, providers and other interested persons. It must
28 identify ways to make the process of assessment of medical
29 condition and cognitive function more flexible without
30 undermining its objectivity. The review must include, but is not
31 limited to, providing the nurse assessor authority to utilize
32 professional skills and to consider input from the consumer's
33 family and physician. The review should include the
34 establishment of guidelines to provide to the nurse assessor
35 standards with regard to consumer need and care plan
36 development. The rules must eliminate the requirement of
37 automatic annual assessments of the medical condition of
38 consumers whose medical conditions are unlikely to improve
39 sufficiently to cause a change in their eligibility for
40 services. The review process must also include verification of
41 financial information in the process of determining financial
42 eligibility and cost-sharing for state-funded services. By
43 January 15, 2001, the department shall report to the joint
44 standing committee of the Legislature having jurisdiction over
45 health and human services matters its recommendation and any
46 necessary legislation on assessment for eligibility.

48 **Sec. BBBB-14. Review of reimbursement under the Medicaid**
49 **program.** The Department of Human Services shall review its
50 rules on reimbursement for assisted living and home care services
and

2 shall report to the joint standing committee of the Legislature
3 having jurisdiction over health and human services matters by
4 January 1, 2001 its recommendations for including in the
5 reimbursement formulas for those services, factors for acuity of
6 consumer condition, level of need for services, performance
standards and consumer satisfaction surveys.

8 **Sec. BBBB-15. Establishment of the Long-term Care Implementation**
9 **Committee.** There is established the Long-term Care
10 Implementation Committee, referred to in this section as the
11 "committee," to monitor the progress of state departments and
12 offices in implementing the provisions of this Part. The
13 committee shall review the adoption and amendment of rules
14 performed in response to this Part and may make recommendations
15 to the Department of Human Services and to the joint standing
16 committee of the Legislature having jurisdiction over health and
17 human services matters for amendments to those rules. The
18 committee shall review the quality of care in the long-term care
19 system.

20 **1. Membership.** The committee consists of 13 members. The
21 President of the Senate shall appoint 5 members as follows: one
22 member representing providers; one member representing the
23 Long-term Care Steering Committee; one member representing
24 consumers of long-term care services; and 2 Legislators, one
25 representing the joint standing committee of the Legislature
26 having jurisdiction over health and human services matters and
27 one representing the joint standing committee of the Legislature
28 having jurisdiction over appropriations and financial affairs.
29 One Legislator must represent the majority party and one
30 Legislator must represent the minority party. The Speaker of
31 the House of Representatives shall appoint 5 members follows: one
32 person representing providers; one member representing the
33 long-term care ombudsman program; one member representing
34 consumers of long-term care services; and 2 Legislators, one
35 representing the joint standing committee of the Legislature
36 having jurisdiction over health and human services matters and
37 one representing the joint standing committee of the Legislature
38 having jurisdiction over appropriations and financial affairs.
39 One Legislator must represent the majority party and one
40 Legislator must represent the minority party. The Commissioner
41 of Human Services or the commissioner's designee and 2 other
42 persons representing the Department of Human Services, appointed
43 by the commissioner, are ex officio members of the committee.
44 All appointments must be complete by January 1, 2001.

45 **2. Meetings.** The committee may meet up to 9 times per
46 year. The committee members shall select 2 persons from among the
47 members to serve as cochaIRS. Persons serving as cochaIRS may
48 serve in that capacity for a maximum of 12 months. The
49
50

2 Department of Human Services shall provide staff and support
services. Committee members not otherwise reimbursed for
expenses of attending meetings are entitled to reimbursement.

4

6 **3. Duties.** The committee shall report by February 1, 2001;
February 1, 2002; and December 31, 2002 to the joint standing
committee of the Legislature having jurisdiction over health and
8 human services matters. The report must include activities of
the committee in the prior year, the opinion of the committee on
10 the progress being made to implement this Part and any
recommendations for action, including recommending necessary
12 legislation to the Legislature. This section is repealed January
1, 2003.

14

16 **Sec. BBBB-16. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

18

2000-01

20

HUMAN SERVICES, DEPARTMENT OF

22

Medical Care - Payments to Providers

24

All Other \$273,000

26

Provides for the appropriation of funds to
28 increase wages for home-care workers.

30

Nursing Facilities

32

All Other 300,000

34

Provides for the appropriation of funds to
provide increased eligibility for consumers
36 of long-term care services who have chronic
conditions that change.

38

Nursing Facilities

40

All Other 1,600,000

42

Provides for the appropriation of funds to
ensure that the principles of reimbursement
44 for nursing facilities reflect the current
cost of providing services in an efficient
46 manner.

48

Nursing Facilities

50

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2	All Other	1,336,000
4	Provides for the appropriation of funds to increase the minimum staffing ratios in long-term care facilities.	
6		
8	Long-term Care - Human Services	
10	All Other	1,074,000
12	Provides for the appropriation of funds to provide services to persons on waiting lists for home-based care.	
14		
16	Long-term Care - Human Services	
18	All Other	327,000
20	Provides for the appropriation of funds to increase wages for home-care workers.	
22	Long-term Care - Human Services	
24	All Other	90,000
26	Provides for the appropriation of funds for increased costs of home-care programs due to changes in the cost-sharing formula.	
28		
30	DEPARTMENT OF HUMAN SERVICES	
32	TOTAL	<u>\$5,000,000</u>
34	Sec. BBBB-17. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.	
36		
38		2000-01
40	HUMAN SERVICES, DEPARTMENT OF	
42	Medical Care - Payments to Providers	
44	All Other	\$533,380
46	Provides for the allocation of funds for the federal match to increase wages for home-care workers.	
48		
50	Nursing Facilities	

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 All Other 586,132
 4 Provides for the allocation of funds for the
 6 federal match to provide continuing
 8 eligibility for consumers of long-term care
 services who have chronic conditions that
 change.

10 **Nursing Facilities**

12 All Other 3,126,038
 14 Provides for the allocation of funds for the
 16 federal match to ensure that the principles
 of reimbursement for nursing facilities
 reflect the current cost of providing
 services in an efficient manner.

18 **Nursing Facilities**

20 All Other 2,610,241
 22 Provides for the allocation of funds for the
 24 federal match to increase the minimum
 staffing ratios at long-term care facilities.

26 **DEPARTMENT OF HUMAN SERVICES**
 28 **TOTAL** \$6,855,791

30 **PART CCCC**

32 **Sec. CCCC-1. 4 MRSA §173, sub-§4-A, ¶¶A and B,** as enacted by
 34 PL 1997, c. 750, Pt. A, §2, are amended to read:

36 A. The court shall reimburse the municipality or county
 38 that employs the law enforcement officer a flat fee of ~~\$25~~
\$50 for each day or part of a day that a law enforcement
 40 officer is physically present for a scheduled trial in
 District Court, whether or not the officer is called upon to
 give testimony.

42 B. The court shall pay a municipality or county a flat fee
 44 of ~~\$25~~ \$50 for each day or part of a day that a municipal or
 46 county law enforcement officer, designated by the
 municipality or county as its court officer, is physically
 48 present in a District Court in order to adequately handle
 that municipality's or county's case load.

COMMITTEE AMENDMENT "A" to H.P. 1790, L.D. 2510

2 The court officer required to be present at an arraignment
3 may be an officer other than the arresting officer if the
4 municipality or county has designated the officer to handle
5 the arraignment case load of that municipality or county.
6 In addition, one or more municipalities may designate either
7 a municipal law enforcement officer or a county law
8 enforcement officer to represent the municipalities at
9 arraignments.

10 **Sec. CCCC-2. Allocation.** The following funds are allocated
11 from Other Special Revenue funds to carry out the purposes of
12 this Part.

13
14 **2000-01**

15
16 **JUDICIAL DEPARTMENT**

17
18 **Courts - Supreme, Superior,
19 District and Administrative**

20
21 All Other \$109,270

22
23 Allocates funds to authorize expenditures in
24 excess of current allocations from the Law
25 Enforcement Agency Reimbursement Fund to
26 reflect the increase of the reimbursement
27 amount paid to municipal and county law
28 enforcement agencies from \$25 a day to \$50 a
29 day.

30
31
32 **PART DDDD**

33
34 **Sec. DDDD-1. Appropriation.** The following funds are
35 appropriated from the General Fund to carry out the purposes of
36 this Part.

37
38 **1999-00**

39
40 **EDUCATION, DEPARTMENT OF**

41
42 **Magnet Schools**

43
44 All Other \$171,000

45
46 Provides funds on a one-time basis to be
47 applied toward a principal payment remaining
48 on a \$3,000,000 dormitory at the Maine
49 School of Science and Mathematics.
50

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2	PART A, Section A-2	64,312,877	87,300,680	151,613,557
	PART B, Section B-2	145,561	129,918	275,479
4	PART OO, Section OO-4		8,334,264	8,334,264
	PART TT, Section TT-11		(23,804,694)	(23,804,694)
6	PART UU, Section UU-2		3,516,792	3,516,792
	PART EEE, Section EEE-1	0	0	0
8	PART BBBB, Section BBBB-17		6,855,791	6,855,791
10	FEDERAL EXPENDITURES			
	FUND, TOTAL	64,458,438	82,332,751	146,791,189
12	Other Special Revenue			
14	Funds (excluding Fund for			
	a Healthy Maine)			
16	PART A, Section A-3	17,675,591	18,162,361	35,837,952
18	PART B, Section B-3	147,959	146,279	294,238
	PART HHH, Section HHH-1		0	0
20	PART WWW, Section WWW-4		500	500
	PART CCCC, Section CCCC-2		109,270	109,270
22	OTHER SPECIAL REVENUE			
24	FUNDS, TOTAL	17,823,550	18,418,410	36,241,960
26	Other Special Revenue			
28	Funds (Fund for			
	a Healthy Maine)			
30	PART GG, Sections GG-1			
	and GG-2		(15,058,195)	(15,058,195)
32	PART HH, Section HH-1		16,526,011	16,526,011
	PART II, Section II-1		39,989	39,989
34	PART JJ, Section JJ-1		5,745,005	5,745,005
	PART LL, Section LL-1		4,800,000	4,800,000
36	PART MM, Section MM-1		8,104,643	8,104,643
	PART NN, Section NN-1		145,356	145,356
38	PART OO, Section OO-3		3,669,719	3,669,719
	PART OO, Section OO-5		596,000	596,000
40	PART PP, Section PP-3		303,323	303,323
	PART QQ, Section QQ-2		57,468	57,468
42	PART RR, Section RR-1		36,634,848	36,634,848
	PART SS, Section SS-3		250,000	250,000
44	PART TT, Section TT-12		10,000,000	10,000,000
	PART UU, Section UU-1		1,800,000	1,800,000
46	PART VV, Section VV-1		54,995	54,995
48	(FUND FOR A HEALTHY MAINE)			
	OTHER SPECIAL REVENUE			
50	FUNDS, TOTAL		73,669,162	73,669,162

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2	Federal Block Grant Fund			
4	PART A, Section A-4	3,744,754	(2,477,445)	1,267,309
6	PART B, Section B-4	0	0	0
	PART PP, Section PP-4		979,773	979,773
8				
10	FEDERAL BLOCK GRANT FUND, TOTAL	3,744,754	(1,497,672)	2,247,082
12	Highway Fund			
14	PART III, Section III-2		(3,055)	(3,055)
16	HIGHWAY FUND, TOTAL		(3,055)	(3,055)
18	Bureau of Revenue Services Fund			
20	PART A, Section A-5	750,000	750,000	1,500,000
22				
24	BUREAU OF REVENUE SERVICES FUND, TOTAL	750,000	750,000	1,500,000
26	Alcoholic Beverage Fund			
28	PART A, Section A-6	223,566	(115,885)	107,681
30				
32	ALCOHOLIC BEVERAGE FUND, TOTAL	223,566	(115,885)	107,681
34	Prison Industries Fund			
36	PART A, Section A-7		86,636	86,636
38	PRISON INDUSTRIES FUND, TOTAL		86,636	86,636
40	Seed Potato Board Fund			
42	PART A, Section A-8	(31,987)	(33,482)	(65,469)
44	SEED POTATO BOARD FUND, TOTAL	(31,987)	(33,482)	(65,469)
46	State Lottery Fund			
48	PART A, Section A-9	46,000	46,000	92,000
50				

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2	STATE LOTTERY FUND, TOTAL	46,000	46,000	92,000
4	Accident, Sickness & Health Insurance Internal Service Fund			
8	PART A, Section A-10		1,196,410	1,196,410
10	ACCIDENT SICKNESS & HEALTH INSURANCE INTERNAL SERVICE FUND, TOTAL		1,196,410	1,196,410
14	Office of Information Services Fund			
18	PART A, Section A-11	2,036	7,562	9,598
20	OFFICE OF INFORMATION SERVICES FUND, TOTAL	2,036	7,562	9,598
24	Central Motor Pool			
26	PART B, Section B-5	1,334	2,579	3,913
28	CENTRAL MOTOR POOL, TOTAL	1,334	2,579	3,913
32	GENERAL FUND UNDEDICATED REVENUE			
34		1999-00	2000-01	BIENNIUM
36	PART A			
38	Section A-1 EDUC - EUT	(3,584)	(3,638)	(7,222)
40	Section A-1 DHS - Bur. of Medical Services		959,000	959,000
42	Section A-1 MHMR&SAS - MH Svcs - Comm.		111,236	111,236
44	Section A-1 MHMR&SAS - MH Svcs - Children		55,383	55,383
46	Section A-1 MHMR&SAS - MH Svcs - Office of Mgmt & Budget		300,000	300,000
48				
50				

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2	Section A-1			
	MHMR&SAS - MR Svcs		97,182	97,182
	Section A-3			
4	DAFS - Bur. of Revenue			
	Services		1,795,868	1,795,868
6	Section A-6			
	DAFS - Alcoholic Beverages (223,566)		115,885	(107,681)
8	PART E			
	Section E-1	7,621,735	259,001	7,880,736
10	Section E-2	4,000,000		4,000,000
	PART L			
12	Section L-7	2,053,919	1,223,271	3,277,190
	PART Q			
14	Section Q-2		2,013,000	2,013,000
	PART R			
16	Section R-1		6,246,487	6,246,487
	PART S	(1,553,806)	(20,516,452)	(22,070,258)
18	PART T	0	0	0
	PART V	0	(1,241,476)	(1,241,476)
20	PART W	(14,400,000)	0	(14,400,000)
	PART X	(867,386)	(495,670)	(1,363,056)
22	PART JJJ			
	Section JJJ-1		815	815
24				
	GENERAL FUND UNDEDICATED			
26	REVENUE, TOTAL	(3,372,688)	(9,080,108)	(12,452,796)

ADJUSTMENTS TO GENERAL FUND BALANCE

	1999-00	2000-01	BIENNIUM
32			
	PART F		
34	Section F-5	14,662,083	14,662,083
	Section F-7	(500,000)	(20,650,000)
36	PART J		
	Section J-1	411,276	1,062,772
38	Section J-2	39,000	89,000
	Section J-3		78,751
40	PART EE		
	Section EE-1	719,935	719,935
42	PART WW		
	Section WW-1		15,000,000
44			
46	ADJUSTMENTS TO GENERAL		
	FUND BALANCE, TOTAL	\$15,332,294	(\$4,369,753)
48			\$10,962,541

ADJUSTMENTS TO HIGHWAY FUND BALANCE

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	1999-00	2000-01	BIENNIUM
2			
4	PART F		
	500,000	3,544,139	4,044,139
6	Section F-6		
	500,000	20,150,000	20,650,000
6	Section F-7		
8	<hr/>		
	ADJUSTMENTS TO HIGHWAY		
10	FUND BALANCE, TOTAL	\$1,000,000	\$23,694,139
		\$23,694,139	\$24,694,139

12
 14 Part S will result in net reductions of General Fund revenue
 16 of \$1,553,806 in fiscal year 1999-00, \$20,516,452 in fiscal year
 18 2000-01, \$16,639,632 in fiscal year 2001-02 and \$17,416,917 in
 20 fiscal year 2002-03 as a result of the individual income tax
 22 exemption for pension income. Part S will also reduce dedicated
 24 revenue to the Local Government Fund for state-municipal revenue
 26 sharing by \$83,503 in fiscal year 1999-00, \$1,102,570 in fiscal
 year 2000-01, \$894,227 in fiscal year 2001-02 and \$935,999 in
 fiscal year 2002-03. An additional General Fund appropriation of
 \$23,290 is included for the additional administrative costs of the
 Bureau of Revenue Services in fiscal year 2000-01. On-going
 administrative costs are estimated to be approximately \$34,000
 annually beginning in fiscal year 2001-02.

28 Part T will result in net reductions of General Fund revenue
 30 of \$1,560,441 in fiscal year 2001-02 and \$6,498,847 in fiscal year
 32 2002-03 as a result of the changes to the individual income tax
 brackets. Part T will also reduce dedicated revenue to the Local
 Government Fund for state-municipal revenue sharing by \$83,859 in
 fiscal year 2001-02 and \$349,253 in fiscal year 2002-03.

34 Part V will result in net reductions of General Fund revenue
 36 of \$1,241,476 in fiscal year 2000-01, \$1,174,531 in fiscal year
 38 2001-02 and \$1,228,500 in fiscal year 2002-03 as a result of the
 earned income tax credit. Part V will also reduce dedicated
 40 revenue to the Local Government Fund for state-municipal revenue
 42 sharing by \$66,718 in fiscal year 2000-01, \$63,120 in fiscal year
 2001-02 and \$66,021 in fiscal year 2002-03. An additional General
 Fund appropriation of \$52,766 is included for the additional
 administrative costs of the Bureau of Revenue Services in fiscal
 year 2000-01. On-going administrative costs are estimated to be
 44 approximately \$34,000 annually beginning in fiscal year 2001-02.

46 Part W will result in reductions of General Fund revenue of
 48 \$14,400,000 in fiscal year 1999-00 and \$1,074,074 in fiscal year
 2002-03 as a result of the changes to the Telecommunications
 Personal Property Tax. The General Fund revenue reductions will
 50 increase by approximately \$1,075,000 until fully phased-in in

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2 fiscal year 2008-09 when the estimated reduction will be
\$7,525,000.

4 Part X will result in net reductions of General Fund revenue
of \$867,386 in fiscal year 1999-00, \$495,670 in fiscal year
6 2000-01 and \$307,914 in fiscal year 2001-02 as a result of the
conformity for deductibility of the self-employed health
8 insurance deduction. Part X will also reduce dedicated revenue
to the Local Government Fund for state-municipal revenue sharing
10 by \$46,614 in fiscal year 1999-00, \$26,638 in fiscal year 2000-01
and \$16,548 in fiscal year 2001-02.

12 The individual income tax, corporate income tax and sales
14 tax changes in this bill will result in net reductions of
dedicated revenue to the Local Government Fund for
16 state-municipal revenue sharing totaling \$1,852 in fiscal year
1999-00, \$858,311 in fiscal year 2000-01, \$1,055,801 in fiscal
18 year 2001-02 and \$1,349,290 in fiscal year 2002-03.

20 Part Z repeals the repeal date of the Maine Environmental
Protection Fund fee schedule, resulting in the continued
22 collection of fees that would otherwise have not been available
to support the costs of staff associated with license activities.

24 Part CC removes state police officers hired after September
26 15, 1984 and a special agent investigator hired before June 21,
1982 from the 1998 Special Retirement Plan, increasing the
28 unfunded liability of the Maine State Retirement System by
\$2,740,880. Since the Constitution of Maine, Article IX, Section
30 18-A, prohibits the creation of unfunded liabilities except those
that result from experience losses, this bill includes a one-time
32 General Fund appropriation of \$2,740,880 to cover the estimated
General Fund cost of \$886,374, the estimated Highway Fund cost of
34 \$1,445,424 and the cost to accounts in other funds, estimated to
be \$409,082.

36 Removing these state police officers and the special agent
38 investigator from the 1998 Special Retirement Plan will also
increase the normal cost component of the employer retirement
40 rate from the 1998 special plan rate of 6.89% to the new plan
normal cost rate of 9.15%. This 2.26% increase will result in
42 increased employer contributions to the Maine State Retirement
System for these employees estimated to be \$146,292 in fiscal
44 year 2000-01. A General Fund appropriation of \$124,475 is
included to cover the General Fund cost of \$47,386 and the
46 Highway Fund cost of \$77,089 in fiscal year 2000-01 to provide
funds in the salary plan account to be held in reserve in the
48 event that the increase in the employer retirement contribution
rates exceeds the allotments in General Fund and Highway Fund
50 accounts during fiscal year 2000-01. The cost to accounts in

2 other funds, estimated to be \$21,817 in fiscal year 2000-01, may
3 require increased allotments to meet these additional personal
4 services expenditures.

6 Part DD establishes the Retiree Health Insurance Internal
7 Service Fund to be supported with access to the General Fund's
8 unappropriated surplus at the end of fiscal year 2000-01 and
9 beyond. The amount of funds that will be available for transfer
10 from General Fund unappropriated surplus at the end of each
11 fiscal year can not be determined at this time.

12 Part XX reduces the statutory amortization schedule for the
13 Maine State Retirement System unfunded liability from 25 years to
14 19 years starting in fiscal year 2000-01. This will result in
15 General Fund appropriations and Highway Fund allocations and
16 allocations from other funds in fiscal years 2001-02 and 2002-03
17 being greater than they otherwise might have been due to the
18 favorable experience in the unfunded liability. This change
19 will, however, produce significant amortization savings over the
20 next 19 years.

22 Part YY increases the debt service limit from \$74,000,000 to
23 \$80,000,000 in fiscal year 2002-03 and from \$80,000,000 to
24 \$84,000,000 in fiscal year 2004-05, resulting in additional
25 General Fund debt service costs to the Department of Education,
26 General Purpose Aid for Local Schools program beginning in fiscal
27 year 2003-04. Future additional General Fund appropriations,
28 estimated to be \$4,200,000 in fiscal year 2003-04 and \$7,000,000
29 in fiscal year 2004-05, will be required for these additional
30 debt service costs. Part YY also requires the State Board of
31 Education to conduct a study and submit a required report and the
32 State Board of Education and the Department of Education to adopt
33 rules to create a plan regarding major capital improvements.
34 These costs can be absorbed by the board and the department
35 utilizing existing budgeted resources.

36 Part AAA requires that any proceeds from the sale of
37 property currently located at the Maine Criminal Justice Academy
38 must be deposited to General Fund undedicated revenue rather than
39 to the General Services Capital Construction and Improvements
40 Reserve Fund. The amount of potential General Fund revenue that
41 may be collected can not be determined at this time.

44 Part BBB authorizes the payment of recruitment and retention
45 adjustments for 2 positions in the Department of Administrative
46 and Financial Services. These costs will be absorbed by the
47 department utilizing existing budgeted resources.

48 Part CCC retains retirement provisions for employees of the
50 Bangor Pre-Release Center. The Department of Corrections may

2 incur additional unbudgeted retirement costs beginning in fiscal
year 2001-02 associated with the retention of retirement
4 provisions for the employees affected by the closure of the
Bangor Pre-Release Center.

6 Part GGG establishes the Education Technology Reserve funded
from excess General Fund revenue and the available balance
8 remaining from the unappropriated surplus in the General Fund
that will be transferred at the close of fiscal year 1999-00, not
10 to exceed \$20,000,000. As a result, the Maine Rainy Day Fund,
the Retirement Allowance Fund, the State Contingent Account and
12 the Reserve for General Fund Operating Capital may not receive
any funds. The effect on these funds and accounts can not be
14 determined at this time.

16 Part KKK amends Public Law 1999, chapter 401, Part VV,
section 1 to increase the interest rate on the \$25,000,000
18 project to fund capital improvements to support research and
development within the University of Maine System and requires
20 the system to absorb these additional costs within existing
resources. The ability of the system to absorb these additional
22 debt service costs can not be determined at this time.

24 Part LLL requires the University of Maine System to provide
operating funds to the University of Maine School of Law that are
26 equivalent to the share of the system's annual operating budget
that is supported by the General Fund by June 30, 2006. This
28 will result in additional requests for General Fund
appropriations starting as early as fiscal year 2001-02. The
30 estimated future costs can not be determined at this time.

32 Part NNN authorizes the Maine Governmental Facilities
Authority to issue securities in an amount up to \$33,000,000 to
34 pay the principal costs associated with the psychiatric treatment
facility in Augusta. Assuming that the securities run for a
36 period of 20 years and that the interest rate will be
approximately 6.5%, the total cost of the issuance will be
38 approximately \$55,522,500, with principal costs of \$33,000,000
and interest costs of \$22,522,500. Additional General Fund
40 appropriations will be required for the Department of
Administrative and Financial Services for annual debt service
42 costs. Some debt service costs may be incurred in fiscal year
2000-01. Whether a General Fund appropriation will be needed in
44 fiscal year 2000-01 and the estimated amount can not be
determined at this time.

46 Part OOO requires that all federal reimbursement funds
48 received by the Department of Mental Health, Mental Retardation
and Substance Abuse Services related to the construction of the
50 new psychiatric treatment facility in Augusta must be deposited

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2 in the Maine State Retirement System Retirement Allowance Fund to
reduce the unfunded liability. The total estimated amount that
4 may be received from federal reimbursement funds related to the
construction costs for this facility is approximately
6 \$36,725,358. The amount that will be received in each fiscal
year can not be determined at this time.

8 Part PPP establishes the Governor Baxter School for the Deaf
Student Trust Fund and requires a transfer of \$1,000,000 from the
10 Victims' Compensation Fund administered by the Department of the
Attorney General. The impact of this transfer on the Victims'
12 Compensation Fund can not be determined at this time.

14 Part QQQ increases the maximum amount that the Victims'
Compensation Board may award to the victim or family of the
16 victim. The impact of this increase on the Victims' Compensation
Fund can not be determined at this time.
18

20 Part WWW includes a General Fund appropriation of \$300,000
in fiscal year 2000-01 for the University of Maine System for the
Maine Patent Program to be administered by the Center for
22 Advanced Technology Law and Management for staff and related
operational costs and to conduct workshops and provide assistance
24 to help state inventors. Part WWW also establishes the Maine
Patent Fund. The amount of dedicated revenue that will be
26 collected by the University of Maine System from royalties
received from applicants can not be determined at this time. An
28 Other Special Revenue funds allocation in the amount of \$500 in
fiscal year 2000-01 is included to provide base allocations to
30 authorize expenditures from this fund.

32 Part BBBB establishes the Long-term Care Implementation
Committee. The Department of Human Services will incur
34 additional costs estimated to be approximately \$4,550 annually
beginning in fiscal year 2000-01 for the payment of expenses for
36 eligible members of the committee and other related committee
expenses. Absent a General Fund appropriation for this purpose,
38 the Department of Human Services will be required to absorb these
additional costs within existing budgeted resources. The ability
40 of the department to absorb these additional costs can not be
determined at this time. The Department of Human Services will
42 absorb the costs associated with staffing the Long-term Care
Implementation Committee within existing budgeted resources.
44

46 The Legislature will also require additional General Fund
appropriations beginning in fiscal year 2001-02 for the per diem
and expenses of legislative members of the Long-term Care
48 Implementation Committee. The estimated future costs in fiscal
years 2001-02 and 2002-03 will be approximately \$2,940 and
50 \$2,100, respectively.

2 Part BBBB also includes several provisions requiring various
3 departments and agencies to adopt or amend rules, to conduct
4 certain studies and to submit reports. The State Board of
5 Nursing within the Department of Professional and Financial
6 Regulation, the Department of Public Safety, the Maine State
7 Retirement System and the Office of State Employee Health within
8 the Department of Administrative and Financial Services will
9 incur some minor additional costs to work with the Department of
10 Human Services to accomplish these activities. These costs can
11 be absorbed within the existing budgeted resources of the
12 respective agencies and departments. The ability of the
13 Department of Human Services to absorb these costs within
14 existing budgeted resources can not be determined at this time.

16 Part CCCC increases the reimbursement fee paid to municipal
17 and county law enforcement agencies by the court from \$25 to
18 \$50. The additional amount to be paid from the Law Enforcement
19 Agency Reimbursement Fund will be \$293,311 in fiscal year
20 2000-01. The additional expenditures will reduce the amount to
21 be transferred to the General Fund at the end of the fiscal year
22 by this same amount. Based on initial estimates when this
23 dedicated fund was established in Public Law 1997, chapter 750,
24 the revenue accruing to the fund was approximately equal to the
25 estimated expenditures. As a result, no General Fund revenue is
26 currently budgeted to be transferred. Based on more recent
27 estimates after several months of actual experience, the
28 dedicated revenue accruing to this dedicated fund will be
29 sufficient to cover the additional expenditures. An adjustment
30 to the allocation to authorize the additional expenditures is
31 less than the increased cost due to these revised estimates and
32 is estimated to be \$109,270 in fiscal year 2000-01.'

34

SUMMARY

36

This is the majority report of the Joint Standing Committee
38 on Appropriations and Financial Affairs.

40

PART A

42

Part A does the following.

44

It makes supplemental appropriations from the General Fund.

46

It makes supplemental allocations from the Federal
Expenditures Fund.

48

50

It makes supplemental allocations from the Other Special
Revenue funds.

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2 It makes supplemental allocations from the Federal Block
Grant Fund.

4 It makes supplemental allocations from the Bureau of Revenue
Services Fund.

6 It makes supplemental allocations from the Alcoholic
8 Beverage Fund.

10 It makes supplemental allocations from the Prison Industries
Fund.

12 It makes supplemental allocations from the Seed Potato Board
14 Fund.

16 It makes supplemental allocations from the State Lottery
Fund.

18 It makes supplemental allocations from the Accident,
20 Sickness and Health Insurance Internal Service Fund.

22 It makes supplemental allocations from the Office of
Information Services Fund.

24

PART B

26

Part B does the following.

28

30 It makes appropriations from the General Fund for approved
reclassifications and range changes.

32 It makes allocations from the Federal Expenditures Fund for
approved reclassifications and range changes.

34

36 It makes allocations from the Other Special Revenue funds
for approved reclassifications and range changes.

38 It makes allocations from the Federal Block Grant Fund for
approved reclassifications and range changes.

40

42 It makes allocations from the Internal Service Fund for
approved reclassifications and range changes.

44

PART C

46 Part C makes appropriations from the General Fund as
48 reductions to support approved reclassifications and range
changes.

50

PART D

2 limited-period position for the design and implementation of the
new automated time and attendance system.

4 PART G

6 Part G replaces a Director, Policy, Legislative and
Information Services position with an Associate Commissioner for
8 Legislative and Program Services position and establishes the new
position as a major policy-influencing position within the
10 Department of Corrections.

12 It authorizes the Department of Corrections to establish,
subject to available funds, intermittent positions.

14 PART H

16 Part H amends the law as it relates to the Land for Maine's
18 Future credit card to allow funds to be used for administrative
support directly related to land acquisition.

20 PART I

22 Part I establishes legislative intent to use unallocated
24 disaster assistance funds as state match for other federally
approved disasters in Maine.

26 PART J

28 Part J lapses funds to the General Fund in fiscal years
30 1999-00 and 2000-01.

32 PART K

34 Part K does the following.

36 It repeals the bedding, upholstered furniture, stuffed toys
and flammable fabrics laws.

38 It amends the law to make the General Fund, Governor's
40 Training Initiative account nonlapsing.

42 PART L

44 Part L does the following.

46 It amends the law to authorize the Department of Mental
Health, Mental Retardation and Substance Abuse Services to
48 compensate ad hoc committee members.

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2 It repeals provisions of the law as they relate to regional
family support councils.

4 It amends the law as it relates to the use of funds by the
Department of Mental Health, Mental Retardation and Substance
6 Abuse Services to develop community services.

8 It authorizes the Department of Mental Health, Mental
Retardation and Substance Abuse Services to seek reimbursement of
10 expenditures under Medicaid Title XIX for targeted case
management.

12 It authorizes the Department of Mental Health, Mental
14 Retardation and Substance Abuse Services to substitute a vacant
position for a filled position on the list of positions at the
16 Bangor Mental Health Institute that are scheduled to be
eliminated.

18

PART M

20

22 Part M establishes the Accident, Sickness and Health
Insurance Internal Service Fund for the state employee health
insurance program. This Part also provides a transition
24 provision to allow the operations of the Accident, Sickness and
Health Insurance Dedicated Revenue Account to be transferred to
26 the Accident, Sickness and Health Insurance Internal Service Fund.

28

PART N

30 Part N authorizes the extension of one limited-period
Program Director of the Deaf position at the Governor Baxter
32 School for the Deaf to June 30, 2001.

34

PART O

36 Part O authorizes the transfer of funds held in the accounts
of the Maine Sludge and Residuals Research Foundation to the
38 BioResource Engineering Department of the University of Maine at
Orono.

40

PART P

42

44 Part P authorizes carrying balances in the Public Advocate
Program from fiscal year 1999-00 to be expended for purposes
established in the Maine Revised Statutes, Title 35-A, section
46 1702.

48

PART Q

50

Part Q does the following.

2 It clarifies that the Department of Inland Fisheries and
Wildlife shall pay all necessary costs for transportation and
4 euthanasia of an undomesticated animal suspected of having rabies
and clarifies that the Department of Human Services shall pay for
6 the costs of required rabies testing.

8 It also authorizes the transfer of funds in the Medicaid
Program from Targeted Case Management - Child Welfare recoveries
10 in the Department of Human Services to undedicated General Fund
revenue.

12

PART R

14

Part R establishes an effective date of January 1, 2001 for
16 the repeal of the snack tax.

18

PART S

20 Part S provides an income tax deduction for public and
private pension income to the extent that the pension income,
22 together with social security benefits and railroad retirement
benefits, does not exceed \$6,000. This Part makes no change to
24 the current law that exempts all social security and railroad
retirement benefits from state income tax.

26

PART T

28

Part T provides that individual income tax rates will be
30 maintained at their current levels for the 2000 and 2001 tax
years, adjusted to prescribed levels for tax year 2002, and then
32 adjusted for inflation for tax years beginning on or after
January 1, 2003.

34

PART U

36

Part U provides for additional state-municipal
38 revenue-sharing for all municipalities with a property tax rate
in excess of 10 mills. The new program is funded in fiscal year
40 2000-01 by a one-time appropriation of \$3,600,000. Subsequent
years are funded from amounts in excess of the annual growth
42 ceiling on the Local Government Fund. Amounts in the new fund
are distributed to municipalities based on the proportion of the
44 municipality's property tax burden that exceeds 10 mills.

46

PART V

48

Part V creates an earned income credit that is equal to 5%
of the federal earned income credit and is nonrefundable.

50

PART W

2

3 Part W provides for the phased-in reduction of the tax rate
4 on telecommunications personal property from 27 mills to 20 mills
5 beginning in 2003. This Part also eliminates the prepayment of
6 1/2 of the next year's tax.

8

PART X

10 Part X establishes conformity in the Maine income tax laws
11 for the health insurance deduction for self-employed individuals.

12

PART Y

14

15 Part Y reduces the withdrawal penalty under the Farm and
16 Open Space Tax Law to the minimum required by the Constitution of
17 Maine. The Part also makes further changes to clarify the Farm
18 and Open Space Tax Law.

20

PART Z

22 Part Z repeals the repeal date of the Maine Environmental
23 Protection Fund fee schedule.

24

PART AA

26

27 Part AA requires that the Commissioner of Human Services
28 prepare and submit to the Legislature a monthly report containing
29 detailed expenditure projections for the Medical Care - Payments
30 to Providers program. Part AA also requires the Commissioner of
31 Human Services to submit monthly reports to the Legislature on
32 the status of children served by the Bureau of Child and Family
33 Services.

34

PART BB

36

37 Part BB requires transfers of allotment from the 4th or 3rd
38 quarters of a fiscal year to the 3rd, 2nd or first quarters by
39 financial order to be treated as "30-day" financial orders or, in
40 the case of "extraordinary emergency," to be subject to a waiver
41 vote by the joint standing committee of the Legislature having
42 jurisdiction over appropriations and financial affairs if the
43 transfer will cause financial commitments to exceed current
44 appropriations or allocations.

46

PART CC

48

49 Part CC removes state police officers hired after September
50 15, 1984 and a special agent investigator hired after June 21,
1982 from the 1998 Special Retirement Plan. Part CC also

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2 appropriates funds to cover the resulting unfunded liability
costs to the Maine State Retirement System and appropriates funds
4 for increased employer retirement costs.

6 PART DD

8 Part DD establishes the Retiree Health Insurance Internal
Service Fund within the Department of Administrative and
Financial Services.

10 PART EE

12 Part EE transfers \$719,935 from Other Special Revenue funds
14 within the Department of Administrative and Financial Services,
Bureau of Revenue Services to the General Fund. This amount
16 equals the reserve for the hospital assessment repealed June 30,
1998. It also provides a supplemental appropriation from the
18 General Fund to pay for additional claims in the Maine Residents
Property Tax Program.

20 PART FF

22 Part FF renames the Adaptive Equipment Loan Program Fund the
24 Kim Wallace Adaptive Equipment Loan Program Fund.

26 PART GG

28 Part GG repeals certain allocations in fiscal year 2000-01
from the Fund for a Healthy Maine for the Department of the
30 Attorney General and the Department of Human Services.

32 PART HH

34 Part HH allocates funds from the Fund for a Healthy Maine to
the Department of Human Services for fiscal year 2000-01.

36 PART II

38 Part II allocates funds from the Fund for a Healthy Maine to
40 the Department of the Attorney General for fiscal year 2000-01.

42 PART JJ

44 Part JJ allocates funds from the Fund for a Healthy Maine to
46 the Department of Mental Health, Mental Retardation and Substance
Abuse Services for fiscal year 2000-01.

48 PART KK

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2 Part KK clarifies that the Fund for a Healthy Maine is a
funding source for the elderly prescription drug program.

4 PARTS LL, MM and NN

6 Parts LL, MM and NN provide allocations from the Fund for a
Healthy Maine for the Department of Human Services, the
8 Department of Public Safety and the Finance Authority of Maine in
fiscal year 2000-01.

10

PART OO

12

14 Part OO establishes criteria for the delivery of federally
approved Medicaid services to families who fall under the nonfarm
income official poverty line. Part OO also allocates funds from
16 the Fund for a Healthy Maine and the Federal Expenditures Fund in
fiscal year 2000-01 to carry out this purpose.

18

PART PP

20

22 Part PP expands the eligibility of the Cub Care program to
children who have not attained one year of age. This Part also
provides an allocation from the Fund for a Healthy Maine for the
24 state share of these costs and a Federal Block Grant Fund
allocation for the federal share.

26

PART QQ

28

30 Part QQ establishes a new position of school nurse
consultant jointly within the Department of Human Services and
the Department of Education. This position will provide
32 statewide nursing leadership for coordinated school health care
programs. This Part also includes an allocation to the
34 Department of Education from the Fund for a Healthy Maine for the
salary, benefits, operating and start-up costs of an Education
36 Specialist III position to function as the school nurse
consultant.

38

PART RR

40

42 Part RR establishes a Biennial Reserve Account within the
Department of Administrative and Financial Services to provide an
allocation of funds from the Fund for a Healthy Maine to be used
44 in future biennia. This Part also provides an allocation of
funds from the Fund for a Healthy Maine in accordance with
46 specific provisions in the Maine Revised Statutes, Title 22.

48

PART SS

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2 Part SS creates the Human Leukocyte Antigen Screening Fund
to support bone marrow screening by eligible individuals and
4 organizations as determined according to rules adopted by the
Department of Human Services. This Part also establishes income
6 tax check-off funding and includes a one-time allocation of funds
from the Fund for a Healthy Maine for the first year's funding of
the Human Leukocyte Antigen Screening Fund.

8
10 PART TT

12 Part TT specifies that the elderly low-cost drug program is
subject to the same procedures and reimbursements as the federal
14 Medicaid plan. Part TT also specifies that funds appropriated
for the elderly low-cost drug program are nonlapsing. Part TT
16 allocates funds to the elderly low-cost drug program from the
Fund for a Healthy Maine for fiscal year 2000-01.

18
20 PART UU

22 Part UU allocates funds to the Medical Care - Payments to
Providers program within the Department of Human Services from
the Fund for a Healthy Maine for fiscal year 2000-01. Part UU
24 also allocates federal funds to the Medical Care - Payments to
Providers program for fiscal year 2000-01.

26
28 PART VV

30 Part VV allocates funds from the Fund for a Healthy Maine
for one Drug Court Coordinator position in the Judicial
Department.

32
34 PART WW

36 Part WW authorizes the State Controller to transfer
\$15,000,000 from the Fund for a Healthy Maine to the General Fund.

38
40 PART XX

42 In 1995, the Constitution of Maine was amended to require
the Maine State Retirement System's unfunded liability to be
retired in 31 years, starting in fiscal year 1998. In 1998, the
44 Maine Revised Statutes, Title 5, section 17151, subsection 2 was
amended to lower that maximum amortization schedule to 25 years,
starting in fiscal year 1999. This had the net effect of
46 lowering the amortization schedule by 5 years.

48 Part XX reduces the statutory amortization schedule for the
unfunded liability from 25 years to 19 years starting in fiscal
50 year 2001, which has the effect of reducing the amortization

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2 schedule required by the Constitution of Maine by a total of 9
years and the present statutory amortization schedule by 4 years.

4 It is estimated that the 19-year amortization schedule will
lower total payments, when compared to the total payments
6 required under the 25-year amortization schedule, by
approximately \$1,850,000,000. The "net present value" of that
8 amount is approximately \$557,000,000.

10 PART YY

12 Part YY increases the school construction debt service limit
over the next 2 biennia to \$74,000,000 in fiscal year 2001-02 and
14 to \$80,000,000 for fiscal year 2002-03 and fiscal year 2003-04
and further increases the school construction debt service limit
16 to \$84,000,000 in fiscal year 2004-05. Part YY also directs the
State Board of Education to adopt rules to create a plan to
18 address the needs beyond Project #22 on the major capital
improvement priority list.

20 PART ZZ

22 Part ZZ requires the Governor to implement performance
budgeting for the 2002-2003 biennium in the same form as the
24 prototype budget bills and budget document presented to the
Second Regular Session of the 119th Legislature in accordance
26 with the Maine Revised Statutes, Title 5, section 1710-P,
28 subsection 9.

30 PART AAA

32 Part AAA requires the Commissioner of Administrative and
Financial Services to attempt to sell or lease the property
34 currently located at the Maine Criminal Justice Academy in
Waterville at its fair market value and deposit the proceeds from
36 the sale in the General Fund as undedicated revenue.

38 PART BBB

40 Part BBB allows the Director of the Bureau of Human
Resources within the Department of Administrative and Financial
42 Services to approve payment of recruitment and retention
adjustments for the positions of Director, Bureau of Information
44 Services and Chief Information Officer.

46 PART CCC

48 Part CCC provides that a person in the employ of the Bangor
Pre-Release Center on June 30, 2000 who would have qualified for
50 a service retirement benefit if the Bangor Pre-Release Center had

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2 remained in operation may not be denied such a benefit by the
closing of the Bangor Pre-Release Center.

4 PART DDD

6 Part DDD authorizes the State Controller to advance to the
Veterans Services program, General Fund account in the Department
8 of Defense, Veterans and Emergency Management an amount not to
exceed \$100,000 from the General Fund unappropriated surplus on
10 July 1, 2000 for the purpose of establishing the Northern Maine
Veterans' Cemetery. Any funds transferred for this purpose must
12 be returned to the General Fund no later than June 30, 2001.

14 PART EEE

16 Part EEE creates a Special Education Teacher position at the
Maine Youth Center to be funded with existing federal funds.

18 PART FFF

20 Part FFF establishes the Maine Learning Technology Endowment
22 for the advancement of learning technology in Maine schools as
determined by the Legislature. It also establishes the Task
24 Force on the Maine Learning Technology Endowment and requires the
submission of a report.

26 PART GGG

28 Part GGG establishes the Maine Learning Technology Reserve
30 in the General Fund for the purpose of accumulating funds for
education technology.

32 PART HHH

34 Part HHH transfers one Deputy Commissioner position from the
36 Board of Environmental Protection Fund to the Administration -
Special Revenue Overhead account within the Administration -
38 Environmental Protection program of the Department of
Environmental Protection.

40 PART III

42 Part III eliminates one Police Communications Operator
44 position and establishes one Building Custodian position within
the Department of Public Safety, Bureau of State Police.

46 PART JJJ

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2 Part JJJ provides additional funds to increase and fully
fund a Laborer II position from 24 weeks to 32 weeks and
4 deappropriates unneeded operational costs.

6 PART KKK

8 Part KKK increases the allowable interest rate for the
University of Maine System in borrowing funds for capital
10 improvements to support research and development.

12 PART LLL

14 Part LLL requires that the General Fund share of the
University of Maine School of Law's annual operating budget be
equivalent to the General Fund share of the University of Maine
16 System's annual operating budget.

18 PART MMM

20 Part MMM transfers funds within the Department of Economic
and Community Development's Job Retention Program to the
22 Administration program to be used for grants to municipalities to
retain mature or dominant employers.

24 PART NNN

26 Part NNN authorizes the Maine Governmental Facilities
Authority to issue securities for the purpose of paying the cost
28 associated with the psychiatric treatment facility located in
Augusta.

30 PART OOO

32 Part OOO authorizes the transfer of funds received from the
Federal Government related to the construction costs of the
34 psychiatric center in Augusta to the Maine State Retirement
System for the Retirement Allowance Fund.

36 PART PPP

38 Part PPP establishes the Governor Baxter School for the Deaf
Student Trust Fund. It also authorizes a transfer of \$1,000,000
40 from the Victims' Compensation Fund to the Governor Baxter School
for the Deaf Student Trust Fund no later than June 30, 2001.

42 PART QQQ

44 Part QQQ increases the maximum amount that the Victims'
46 Compensation Board may award and pay from the Victims'

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2 Compensation Fund to the victim or family of the victim of crimes
covered by the fund.

4 PART RRR

6 Part RRR requires the Maine Turnpike Authority, beginning
7 July 1, 2012, to submit its annual financial report to the
8 Department of Administrative and Financial Services, Bureau of
Accounts and Control, the Department of Audit and the joint
10 standing committees of the Legislature having jurisdiction over
appropriations and financial affairs and transportation matters
12 in accordance with generally accepted accounting principles.

14 PART SSS

16 Part SSS establishes the Maine Biomedical Research Program
and appropriates \$10,000,000 to the Department of Economic and
18 Community Development to provide funding to Maine-based nonprofit
institutions to conduct biomedical research.

20 PART TTT

22 Part TTT appropriates \$150,000 to support an office for the
24 national headquarters of the American Association of the Forum
Francophone des Affaires located in Lewiston and for the Maine
26 International Trade Center to share the office.

28 PART UUU

30 Part UUU establishes the Applied Technology Development
Center System to foster new technology-based businesses and
32 provides \$5,500,000 in General Fund appropriations for applied
technology initiatives.

34 PART VVV

36 Part VVV establishes several economic development
38 initiatives including the establishment of the Maine
Microenterprise Initiative, a Regional Economic Development
40 Assistance Fund and the Maine Rural Development Council. It also
authorizes the Agricultural Products Utilization Commission to
42 identify issues related to and analyze agriculturally derived
fuel production in the State. It also amends the Maine Economic
44 Development Venture Capital Revolving Investment Program and
transfers \$3,000,000 from the Economic Recovery Program Fund to
46 the Maine Economic Development Venture Capital Revolving
Investment Program Fund. This Part appropriates a total of
48 \$1,500,000 for several economic development initiatives.

50 PART WWW

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2 Part WWW establishes the Maine Patent Program administered
4 by the University of Maine System and appropriates \$300,000 to
the new program.

6 PART XXX

8 Part XXX appropriates \$145,000 in fiscal year 2000-01 for
10 the Maine Science and Technology Foundation to conduct an initial
evaluation of the State's public investments in research and
12 development.

14 PART YYY

16 Part YYY designates the Maine Poison Center at the Maine
Medical Center as the official state poison control center and
18 provides a \$255,000 General Fund appropriation for poison control
services.

20 PART ZZZ

22 Part ZZZ implements the recommendations of the Court
24 Unification Task Force as amended by the majority report of the
Joint Standing Committee on Judiciary.

26 PART AAAA

28 Part AAAA establishes the Maine Firefighter Training Fund
30 and appropriates initial funding of \$376,000 for the fund.

32 PART BBBB

34 Part BBBB includes several initiatives related to long-term
care, including amendments to rules to increase flexibility of
36 Medicaid benefits, expand eligibility for nursing facility
services, address labor force issues in the nursing field,
develop standardized contracts, provide default licensing for new
38 applicants, reflect current costs in the principles of
reimbursement, change staffing ratios and change the duration of
40 licensing and the surveys required of providers of long-term care
services. It also requires a report on ways to expand delegation
42 of the National Fire Protection Association Life Safety Code,
establishes a Long-term Care Implementation Committee and
44 provides General Fund appropriations of \$5,000,000 in fiscal year
2000-01 for long-term care initiatives.

46 PART CCCC

48 Part CCCC increases from \$25 to \$50 the reimbursement rate
50 for law enforcement personnel who testify in court.

2

PART DDDD

4

Part DDDD provides funds on a one-time basis to be applied toward a principal payment remaining on a dormitory at the Maine School of Science and Mathematics.

6