

MAINE STATE LEGISLATURE

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L.D. 2510

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APPROPRIATIONS AND FINANCIAL AFFAIRS

MINORITY

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

COMMITTEE AMENDMENT "B" 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

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PART A

Sec. A-1. Supplemental appropriations from General Fund. There are appropriated from the General Fund for the fiscal years ending June 30, 2000 and June 30, 2001 to the departments listed the following sums.

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

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2 the cost of first-year
3 maintenance for the
4 implementation and ongoing
5 operation of the budget and
6 financial management system.

7 **Buildings and Grounds Operations**

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

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

34 **Buildings and Grounds Operations**

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

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

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

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2 All Other 2,371,000

4 Provides for the
6 appropriation of funds for
8 emergency repairs of
10 electrical systems at the
12 Augusta Mental Health
14 Institute.

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

16 Capital Expenditures 9,000,000

18 Provides additional funding
20 for the completion of
22 juvenile correctional
24 facilities statewide.

**Homestead Property Tax Exemption
Reimbursement**

26 All Other (2,884,962) (4,084,590)

28 Provides for the
30 deappropriation of funds from
32 projected savings to be
34 transferred to the Maine
Residents Property Tax
Program to fund an
anticipated shortfall.

Personal Property Tax Reform

36 All Other 3,561,747

38 Provides for the
40 appropriation of funds to pay
42 the costs of unexpected
claims.

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

46 Personal Services 2,779 4,177

48 Provides for the
50 appropriation of funds to
reorganize an Engineering

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2 Technician V position to a
3 Construction Analyst
4 position. Funding is provided
5 by a transfer from All Other
6 from the Buildings and
7 Grounds Operations program.

8 **Maine Residents Property Tax Program**

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

12 Provides for the
13 appropriation of funds to pay
14 refunds to program
15 participants. The funds were
16 intended to be carried
17 forward, but lapsed out of
18 the Elderly Householders Rent
19 Refund account before the
20 account merged with the Maine
21 Residents Property Tax
22 Program. In addition, it
23 provides additional funding
24 to meet expected refund
25 activity.

26

27 **Retirement - Federal Recovery**

28

29 All Other 2,740,577

30

31 Provides funds in final
32 settlement of the claim of
33 the Federal Government for
34 overpayment of retirement
35 contributions.

36

37 **Salary Plan**

38

39 Personal Services 4,623,320

40

41 Provides for the
42 appropriation of funds for
43 the increased General Fund
44 cost of health insurance.

45 **Bureau of General Services -
46 Capital Construction and
47 Improvement Reserve Fund**

48 Capital Expenditures 3,000,000

50

2 Provides funds for the design
 4 phase of a new psychiatric
 treatment center in Augusta.
 6 The Commissioner of Mental
 Health, Mental Retardation
 and Substance Abuse Services
 8 shall report to the joint
 standing committees of the
 10 Legislature having
 jurisdiction over
 12 appropriations and financial
 affairs and health and human
 14 services matters by January
 5, 2001 with recommendations
 16 to complete all other phases
 of this project.

18 **Miscellaneous Acts and Resolves**

20 All Other 25,000

22 Provides funds to the
 24 Bath/Brunswick Chamber of
 Commerce to offset costs
 26 associated with the Family
 Motorcoach Association
 28 meeting at the Brunswick
 Naval Air Station.

30 **Salary Plan**

32 Personal Services (1,998,003)

34 Provides for the
 36 appropriation of funds from
 balances in the Salary Plan
 38 at the end of fiscal year
 1998-99 that exceed the
 40 requirements for collective
 bargaining costs in fiscal
 42 year 1999-00 and fiscal year
 2000-01.

44 **DEPARTMENT OF ADMINISTRATIVE AND**
 46 **FINANCIAL SERVICES**

48 **TOTAL** 507,612 21,252,163

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

2 **Office of the Commissioner**

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

6
 8 Provides for the
 appropriation of funds
 10 through the transfer of one
 vacant Clerk Typist III
 12 position from the Division of
 Quality Assurance and
 14 Regulation and for the
 reclassification of that
 16 position to a Senior
 Administrative Secretary
 18 position as part of a
 reorganization plan.

20 **Office of the Commissioner**

22	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(6,912)	(44,168)

24
 26 Provides for the
 deappropriation of funds
 through the transfer of one
 28 Senior Administrative
 Secretary position to the
 30 Division of Quality Assurance
 and Regulation as part of a
 32 reorganization plan.

34 **Office of the Commissioner**

36	Personal Services	2,734	16,315
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38 Provides for the
 appropriation of funds
 40 through the transfer of
 savings from a split-funded
 42 Clerk Typist II position in
 the Division of Plant
 44 Industry to partially fund a
 Public Relations
 46 Representative position as
 part of a reorganization plan.

48 **Office of the Commissioner**

50

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

	Positions - Legislative Count		(5.000)
2	Personal Services	13,015	280,998
	All Other		223,988
4	Capital Expenditures		20,000
6	TOTAL	<u>13,015</u>	<u>524,986</u>

8 Provides for the
 10 appropriation of funds in
 12 fiscal year 1999-00 through
 14 the transfer of excess funds
 16 from the Office of Planning,
 18 Policy, Legislation and
 20 Information Services
 22 resulting from the class
 24 exchange of the Director,
 26 Office of Planning, Policy,
 28 Legislation and Information
 30 Services position for a
 32 Programmer Analyst position,
 34 continues a limited-period
 36 Senior Administrative
 38 Secretary position and
 40 establishes a Public
 Relations Representative
 position. In fiscal year
 2000-01, transfers one
 1,768-hour Clerk Typist II
 position, one Accountant II
 position, one 1/2 Senior
 Planner position, one 1/2
 Information Officer position,
 one Finance and Legislation
 Specialist position and one
 Programmer Analyst position
 from the Office of Planning,
 Policy, Legislation and
 Information Services as part
 of a reorganization plan.

Office of the Commissioner

42	Positions - Legislative Count	(1.000)	(1.000)
44	Provides for the reallocation 46 of headcount from the 48 elimination of one vacant 50 Clerk Typist III position in the Seed Potato Board to establish a Public Relations		

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

2 Representative position as
part of a reorganization plan.

4 **Office of the Commissioner**

6 Personal Services 5,143

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

20 **Office of the Commissioner**

22 Personal Services 5,914

24 Provides for the
26 appropriation of funds to
reclassify one departmental
28 Information Systems Manager
position to one agency
30 Technology Officer position
in conjunction with a
32 reorganization plan that
establishes a 2nd technology
34 position to support the needs
of the department.

36 **Office of the Commissioner**

38 Personal Services 6,108

40 Provides for the
42 appropriation of funds to
reclassify one Senior Planner
44 position to one Assistant to
the Commissioner position in
46 conjunction with a
reorganization plan that
48 establishes a public
information outreach program
50 in response to industry
demand.

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2	Office of the Commissioner		
4	Personal Services		20,723
	All Other		(20,723)
6			
	TOTAL		<hr/> 0
8			
10	Provides for the		
12	appropriation of funds to		
14	fund personnel changes that		
	are part of a reorganization		
	plan.		
16	Office of Agricultural, Natural and Rural Resources		
18	Personal Services	672	4,543
20	Provides for the		
22	appropriation of funds to		
24	range change one Agricultural		
	Compliance Officer position.		
26	Office of Agricultural, Natural and Rural Resources		
28	All Other		320,000
30	Provides for the		
32	appropriation of funds to		
34	support local soil and water		
	conservation districts.		
36	Division of Animal Health and Industry		
38	Personal Services	861	5,831
40	Provides for the		
42	appropriation of funds for		
44	the range change of the		
	Director, Division of Animal		
	Health and Industry position.		
46	Food Assistance Program		
48	Capital Expenditures	45,000	
50	Provides for the		

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2 appropriation of funds for
the purchase of a truck with
4 an insulated refrigerator box
and a power lift gate.

6 **Division of Plant Industry**

8	Positions - Legislative Count	(-0.500)	(-0.500)
	Personal Services	(2,734)	(16,315)

10 Provides for the
12 deappropriation of funds
through the transfer of 1/2
14 Clerk Typist II position to
the dedicated revenue account
16 in order to utilize funding
and headcount that was
18 transferred from the
Department of Professional
20 and Financial Regulation in
Public Law 1999, chapter 84
22 for the arborist program.
The General Fund savings will
24 be reappropriated to the
Office of the Commissioner to
26 fund part of a Public
Relations Representative
28 position that is part of a
reorganization plan. The 1/2
30 headcount in this account is
to be eliminated.

32 **Division of Plant Industry**

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

38 Provides for the
40 appropriation of funds
through the transfer of one
42 Clerk Typist III position
from the Office of Planning,
44 Policy, Legislation and
Information Services as part
of a reorganization plan.

46 **Division of Plant Industry**

48	Personal Services	861	5,831
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COMMITTEE AMENDMENT "B" to H.P. 1790, L.D. 2510

2 Provides for the
3 appropriation of funds for
4 the range change of the
5 Director, Division of Plant
6 Industry position.

6

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

10	Positions - Legislative Count		(-6,000)
	Personal Services	(13,015)	(316,268)
12	All Other		(223,988)
	Capital Expenditures		(20,000)
14		<hr/>	<hr/>
	TOTAL	(13,015)	(560,256)

16

18 Provides for the
19 deappropriation of funds for
20 the class exchange of one
21 Director, Office of Planning,
22 Policy, Legislation and
23 Information Services position
24 to one Computer Programmer
25 position in fiscal year
26 1999-00 through a transfer of
27 funds to the Office of the
28 Commissioner, and provides
29 for the deappropriation of
30 funds in fiscal year 2000-01
31 through the transfer of one
32 1,768-hour Clerk Typist II
33 position, one Accountant II
34 position, one 1/2 Senior
35 Planner position, one 1/2
36 department Information
37 Systems Officer position, one
38 Finance and Legislation
39 Specialist position and one
40 Programmer Analyst position
41 to the Office of the
42 Commissioner and one Clerk
43 Typist III position to the
44 Division of Plant Industry as
part of a reorganization plan.

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

48

Personal Services 775

50

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

2 Provides for the
3 appropriation of funds to
4 reclassify one departmental
5 Information Systems Manager
6 position to one agency
7 Technology Officer position
8 in conjunction with a
9 reorganization plan that
10 establishes a 2nd technology
11 position to support the needs
12 of the department.

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

15 Personal Services 758

16 Provides for the
17 appropriation of funds to
18 reclassify one departmental
19 Finance and Legislation
20 Specialist position to one
21 Director of Budget and Fiscal
22 Operations position in
23 conjunction with a
24 reorganization plan to
25 streamline 2 divisions into
26 one division.
27

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

30 Personal Services 901

31 Provides for the
32 appropriation of funds to
33 reclassify one Senior Planner
34 position to one Assistant to
35 the Commissioner position in
36 conjunction with a
37 reorganization plan that
38 establishes a public
39 information outreach program
40 in response to industry
41 demand.
42

43 **Division of Market and**
44 **Production Development**

45 Capital Expenditures 1,200,000

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

2	Provides for the		
4	appropriation of funds for		
6	capital repairs and		
8	improvements to the State of		
	Maine Building at the Eastern		
	States Exposition.		
	Division of Quality Assurance		
10	and Regulation		
12	Positions - Legislative Count	(-1,000)	(-1,000)
14	Personal Services	(4,995)	(36,046)
16	Provides for the		
18	deappropriation of funds		
20	through the transfer of one		
22	Clerk Typist III position to		
	the Office of the		
	Commissioner as part of a		
	reorganization plan.		
	Division of Quality Assurance		
24	and Regulation		
26	Positions - Legislative Count	(1,000)	(1,000)
28	Personal Services	6,912	44,168
30	Provides for the		
32	appropriation of funds		
34	through the transfer of one		
36	Senior Administrative		
	Secretary position from the		
	Office of the Commissioner as		
	part of a reorganization plan.		
	Division of Quality Assurance		
38	and Regulation		
40	Personal Services	59,671	75,658
42	Provides for the		
44	appropriation of funds to		
46	implement approved range		
	changes.		
	Pollution Control Structures		
48	All Other		2,500,000
50			

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2	Provides funds for the		
	construction of new or the		
4	retrofitting of existing		
	manure pollution control		
6	structures on Maine farms to		
	comply with state law. These		
8	state funds will be matched		
	with federal and private		
10	funds.		
12	DEPARTMENT OF AGRICULTURE, FOOD		
	AND RURAL RESOURCES		
14	TOTAL	109,499	4,129,028
16	ARTS COMMISSION, MAINE		
18	Arts - Administration		
20	All Other	2,870	615
22	Provides for the		
	appropriation of funds		
24	through a transfer from Arts		
	- Sponsored Program to		
26	properly align expenditures		
	as a result of actions taken		
28	in Public Law 1999, chapter		
	401.		
30	Arts - Sponsored Program		
32	All Other	(2,870)	(615)
34	Provides for the		
	deappropriation of funds		
36	through a transfer to Arts -		
	Sponsored Program to properly		
38	align expenditures as a		
	result of actions taken in		
40	Public Law 1999, chapter 401.		
42	MAINE ARTS COMMISSION		
	TOTAL	0	0
44	ATTORNEY GENERAL, DEPARTMENT OF THE		
46	District Attorneys Salaries		
48	Positions - Legislative Count		(8,000)
50	Personal Services		426,077

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2 Provides for the
 4 appropriation of funds to
 establish 3 new Assistant
 6 District Attorney positions
 and provides funds for the
 8 transfer of 3 Assistant
 District Attorney positions
 from the Other Special
 10 Revenue funds and for the
 transfer of 2 Assistant
 12 District Attorney positions
 from the Federal Expenditures
 14 Fund due to the projected
 unavailability of funding to
 16 continue these positions in
 fiscal year 2000-01. These
 18 positions are required to
 prosecute crimes of domestic
 20 violence.

22 **District Attorneys Salaries**

24 Personal Services 57,860

26 Provides for the
 28 appropriation of funds to
 restore full funding for 2
 30 Assistant District Attorney
 positions in Aroostook County.

32 **DEPARTMENT OF THE ATTORNEY GENERAL**
 34 **TOTAL** 483,937

36 **CONSERVATION, DEPARTMENT OF**

38 **Administrative Services - Conservation**

40	Personal Services	3,357	6,881
	All Other	(3,357)	(6,881)
42	TOTAL	<u>0</u>	<u>0</u>

44 Provides for the
 46 appropriation of funds for
 the reclassification of a
 48 department Information
 Systems Manager position to
 an agency Technology Officer
 50 position.

2 **Forest Fire Control - Division of**

4	Personal Services	(441,747)	
	All Other	441,747	
6			
	TOTAL		0

8 Provides for the
 10 appropriation of funds
 12 through a one-time transfer
 14 for necessary repairs to the
 department's helicopters.

16	DEPARTMENT OF CONSERVATION		
	TOTAL		0

18 **CORRECTIONS, DEPARTMENT OF**

20 **Administration - Corrections**

22	Positions - Legislative Count		(1,000)
	Personal Services		100,676
24	All Other		8,000
26	TOTAL		108,676

28 Provides for the
 30 appropriation of funds for
 one Clinical Director
 32 position and related All
 Other costs. Also provides
 for the reorganization of one
 34 Director, Legislative
 Research and Policy position
 36 to Associate Commissioner for
 Legislative and Program
 38 Services position and to
 implement the accounting
 40 reorganizations approved by
 the Bureau of Human
 42 Resources. The Clinical
 Director position will be
 44 effective on October 1, 2000.

46 **Administration - Corrections**

48	All Other		2,000,000
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50 Provides for the

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

2 appropriation of one-time
funds for the development of
4 a departmentwide information
system. Any balance
6 remaining at the end of each
fiscal year may not lapse but
8 must be carried forward to be
used for the same purpose.

10 **Adult Community Corrections**

12 All Other 377,510

14 Provides for the
16 appropriation of funds
through a transfer of funds
18 from the Correctional
Services account for the
20 Volunteers of America
Southern Maine Pre-Release
22 contract.

24 **Adult Community Corrections**

26 All Other 1,334 2,054

28 Provides for the
30 appropriation of funds to
cover the increase in the
medical contract.

32 **Office of Advocacy**

34 All Other 35,056

36 Provides for the
38 appropriation of funds from a
transfer from the Community
40 Correctional Services account
to fund contracted legal
42 services for inmates in the
custody of the department.

44 **Bangor Pre-Release Center**

46 Positions - Legislative Count (-15.000)

48 Provides for the abolishment
of all 15 positions at the
50 Bangor Pre-Release Center.

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2 The positions being
eliminated are 6 Correctional
4 Officer I positions, 4 Senior
Correctional Officer
6 positions, 3 Correctional
Officer II positions, one
8 Correctional Trades
Instructor position and one
Correctional Center Manager
10 position due to closure of
the Bangor Pre-Release Center
12 as part of the capital plan.

14 **Bangor Pre-Release Center**

16 All Other 14,927 34,545

18 Provides for the
20 appropriation of funds for
increased cost of the medical
contract.

22 **Central Maine Pre-Release Center**

24 All Other 19,150 40,011

26 Provides the appropriation of
28 funds for continuance of a
comprehensive medical service
30 at Central Maine Pre-Release
Center.

32 **Charleston Correctional Facility**

34 Positions - Legislative Count (-20,000)
36 All Other (35,000)

38 Provides for the abolishment
of 25 positions and the
40 establishment of 5 new
positions associated with the
42 downsizing of the Charleston
Correctional Facility. The
44 positions to be abolished are
3 Correctional Maintenance
46 Mechanic positions, 17
Correctional Officer I
48 positions, one Correctional
Officer II position, 2
50 Correctional Trades

2 Instructor positions, one
3 Chief of Security position
4 and one Correctional Program
5 Manager position and the
6 establishment of 5 positions:
7 one Teacher position, one
8 Correctional Caseworker
9 position, one Vocational
10 Trades Instructor position,
11 one Program Manager position
12 and one Clerk Typist II
13 position. Provides for the
14 deappropriation of All Other
15 in the food line. These funds
16 are no longer required due to
17 a shifting of inmate
18 population.

19 **Charleston Correctional Facility**

20 All Other 52,757 124,527
21
22 Provides for the
23 appropriation of funds for
24 increased costs of the
25 medical contract.

26
27 **Correctional Services**

28 All Other (3,550,492)
29
30 Provides for the
31 deappropriation of funds to
32 eliminate the Community
33 Correctional Services account
34 in order to have better
35 accountability of funds for
36 Adult and Juvenile Community
37 Corrections programs.

38
39 **Correctional Center**

40
41
42 Personal Services 340,949
43 All Other 18,000
44
45 TOTAL 358,949

46
47 Provides for the
48 appropriation of funds to
49 establish 9 limited-period
50

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2 Correctional Officer I
positions at the Maine
4 Correctional Center. These
positions are required to
6 provide additional security
during the transition to unit
management and will end on
8 February 28, 2002.

10 **Correctional Center**

12 All Other 84,088 207,472

14 Provides for the
appropriation of funds for
16 increased costs of a
comprehensive medical service
18 contract at the Maine
Correctional Center.

20 **Correctional Center**

22 Personal Services 376,708

24 Provides for the
26 appropriation of funds for
overtime to develop policies
28 and procedures and train the
entire staff for transition
30 into unit management.

32 **Downeast Correctional Facility**

34 All Other 78,335

36 Provides for the
appropriation of funds for
38 the increased cost of the
medical contract.

40 **Juvenile Community Corrections**

42 All Other 3,137,926

44 Provides for the
46 appropriation of funds
through a transfer from the
48 Community Correctional
Services account, which was
50 eliminated to provide better

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

2 accountability of funds for
Adult and Juvenile Community
4 Corrections programs.

6 **Juvenile Community Corrections**

8 All Other 225,863

10 Provides for the
12 appropriation of funds for
14 county prevention programs,
16 Juvenile Intensive
Supervision Services or JISS,
leased office space and the
building alternatives
projects.

18 **Northern Maine Juvenile
Detention Facility**

20 Personal Services 183,133

22 Provides for the
24 appropriation of funds for
26 new positions to start sooner
28 than previously projected in
order to receive appropriate
and required training.

30 **Northern Maine Juvenile
Detention Facility**

32 Personal Services 293,279

34 All Other 50,000

36 TOTAL 343,279

38 Provides for the
40 appropriation of funds for
42 the training of all staff of
44 the juvenile correctional
46 facility and provides
supplies for education,
library and program
development.

48 **Northern Maine Juvenile
Detention Facility**

50 All Other 15,187

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

8 **State Prison**

10	Positions - Legislative Count	(4.000)	(19.000)
11	Personal Services		1,233,254
12	All Other		100,000
13	TOTAL		<hr/> 1,333,254

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

34 **State Prison**

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

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

46 **State Prison**

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

50

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

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

6 **State Prison**

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

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

22 **State Prison - Farm Program**

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

30 Provides for the
31 deappropriation of funds
32 through a transfer to the
33 State Prison program to
34 consolidate programs with
35 common goals to align with
36 performance-based budgeting
37 initiatives.

38 **Youth Center - Maine**

40	Positions - Legislative Count	(4,000)
42	Personal Services	505,762

44 Provides for the
45 appropriation of funds for
46 the reorganization of the
47 Maine Youth Center to the
48 Southern Maine Juvenile
49 Facility as outlined in the
50 Department of Corrections

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

2 Master Plan. Establishes 2
1/2-time Teacher positions, 2
4 Teacher positions and one
Teacher Aide position. The
6 positions being reorganized
are on file with the Bureau
of the Budget. Fifty
8 thousand dollars of existing
All Other funds must be used
10 for teacher professional
development in special
12 education and alternative
education.

14

Youth Center - Maine

16

All Other 173,296

18

19 Provides for the
20 appropriation of funds for
the increase in the medical
22 contract.

24

Youth Center - Maine

26

Personal Services 81,228 577,407

28

29 Provides for the
30 appropriation of funds for
overtime related to
32 transition training to move
the Maine Youth Center to the
new Southern Maine Juvenile
34 Facility.

36

Youth Center - Maine

38

Positions - FTE Count (2.404)

40

Personal Services 37,100

40

All Other (37,100)

42

TOTAL

 0

44

45 Provides for the
46 appropriation of funds for
substitute teachers
48 previously provided through
the use of contracted
services. Increases by 5,000

2 the number of hours available
for substitute teachers.

4 **Downeast Correctional Facility**

6 Personal Services 2,417 4,800

8 Provides for the
10 appropriation of funds to
reclassify one Business
12 Manager II position to one
Business Services Manager
14 position through a
reorganization at the
16 Downeast Correctional
Facility. This position
18 reclassification was
authorized by the Bureau of
Human Resources.

20

Maine Correctional Center

22

Positions - Legislative Count (-1,000) (-1,000)
24 Personal Services (3,554) (17,354)

26 Provides for the
28 deappropriation of funds from
the elimination of one
30 Correctional Trades
Instructor position and
32 provides for the
reclassification and range
34 change of several positions
through an approved
36 reorganization at the Maine
Correctional Center in
accordance with the Master
38 Plan. Details of position
reclassifications and range
40 changes are on file with the
Bureau of the Budget.

42

44 **Northern Maine Juvenile
Detention Facility**

46 Personal Services 520 1,567

48 Provides for the
appropriation of funds to
50 reclassify one Accountant III

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

2 position to one Senior Staff
 3 Accountant position through a
 4 reorganization at the
 5 Northern Maine Juvenile
 6 Detention Facility. This
 7 position reclassification was
 8 authorized by the Bureau of
 Human Resources.

10	DEPARTMENT OF CORRECTIONS		
11	TOTAL	430,095	7,291,835
12			
13	DEFENSE, VETERANS AND EMERGENCY		
14	MANAGEMENT, DEPARTMENT OF		
15			
16	Administration - Maine Emergency		
17	Management Agency		
18			
19	Positions - Legislative Count	(10,000)	(10,000)
20	Personal Services	105,438	226,229
21	All Other	37,956	50,000
22			
23	TOTAL	143,394	276,229

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

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

2 match to meet federal program
requirements.

4 **Veterans Services**

6 All Other 10,000 40,000

8 Provides for the
10 appropriation of funds to
support the new veterans
12 cemetery in northern Maine
necessary to pay for contract
14 burials, which will be less
costly than hiring employees
and purchasing burial
16 equipment.

18 **Veterans Services**

20 Capital Expenditures 316,000

22 Provides for the
24 appropriation of funds to
supplement federal funds
26 required for construction
expenditures associated with
the expansion of the Maine
28 Veterans' Memorial Cemetery
in Augusta. These funds may
30 not lapse but must be carried
forward to June 30, 2001 to
32 be used for the same purpose.

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

36 **TOTAL** 153,394 632,229

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

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,

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

2	television, advertising and other media projects.		
4	Administration - Economic and Community Development		
6	Personal Services		850
8	All Other		(850)
10	TOTAL		<hr/> 0
12	Provides for the		
14	appropriation of funds for		
16	the reclassification of a		
18	Development Project Officer		
	position to a Development		
	Program Manager position.		
20	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
22	TOTAL		<hr/> 90,000
24	EDUCATION, DEPARTMENT OF		
26	Education in Unorganized Territory		
28	Positions - Legislative Count	(-1.000)	(-1.000)
30	Positions - FTE Count	(0.885)	(0.885)
32	Personal Services	(3,584)	(3,638)
34	Provides for the		
36	deappropriation of funds from		
38	the reduction of one		
40	Janitor/Bus Driver position		
42	from permanent full-time to		
44	seasonal full-time.		
46	General Purpose Aid for Local Schools		
48	All Other		2,100,000
50	Provides for the one-time		
	appropriation of funds to		
	temper the impact on school		
	units due to changes in the		
	school funding law resulting		
	from the multi-year school		
	funding targets enacted by		
	the Legislature. Any		

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

2 unexpended balance on June
 30, 2001 may not lapse but
 4 must be carried forward to be
 used for fiscal year 2001-02
 6 out-of-district placement
 costs.

8 **General Purpose Aid for
 Local Schools**

10 All Other 28,000,000

12 Provides for the
 14 appropriation of funds to
 support increases in the
 16 per-pupil guarantee and
 program subsidy consistent
 18 with the multi-year school
 funding targets enacted by
 20 the Legislature.

22 **Governor Baxter School for the Deaf**

24	Personal Services	(224,000)	
	All Other	224,000	
26	Unallocated		(100,000)
28	TOTAL	<u>0</u>	<u>(100,000)</u>

30 Provides for the
 32 appropriation of funds
 through a one-time transfer
 for operational needs of the
 34 school.

36 **Leadership**

38	Personal Services	4,403	4,575
	All Other	(883)	(915)
40	TOTAL	<u>3,520</u>	<u>3,660</u>

42 Provides for the
 44 appropriation of funds for an
 approved range change for the
 46 Deputy Commissioner.

48 **Learning Systems**

50	All Other	(880)	(915)
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COMMITTEE AMENDMENT "B" to H.P. 1790, L.D. 2510

2 Provides for the
4 appropriation of funds for an
approved range change for the
6 Deputy Commissioner.

8 **Learning Systems**

10 All Other 78,855 163,939

12 Provides for the
14 appropriation of funds to
enhance adult education
16 capacity for programming to
prepare students for
18 postsecondary training and
higher education.

20 **Management Information Systems**

22 All Other (880) (915)

24 Provides for the
26 appropriation of funds for an
approved range change for the
Deputy Commissioner.

28 **Professional Development**

30 All Other 1,000,000

32 Provides for the
34 appropriation of funds for
the professional development
36 of educators.

38 **Regional Services**

40 All Other (880) (915)

42 Provides for the
44 appropriation of funds for an
approved range change for the
Deputy Commissioner.

46 **Retired Teachers' Health Insurance**

48 All Other 164,862 496,849

50 Provides for the

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

2 appropriation of funds for
the projected shortfall in
4 the Retired Teachers' Health
Insurance program for fiscal
6 years 1999-00 and 2000-01.

8 **Support Systems**

10	Personal Services	19,375	19,812
	All Other	(19,375)	(19,812)
12	TOTAL	<hr/> 0	<hr/> 0

14 Provides for the
16 appropriation of funds for
the reorganization of an
18 Engineering Technician V
position to an Education Team
Coordinator position.

20 **Support Systems**

22	All Other	(880)	(915)
----	-----------	-------	-------

24 Provides for the
26 appropriation of funds for an
approved range change for the
28 Deputy Commissioner.

30 **School Renovation**

32	All Other		30,000,000
----	-----------	--	------------

34 Provides for the
36 appropriation of funds for
school renovations for the
38 purpose of capitalizing a
revolving school renovation
40 fund. Any balance remaining
at the end of each fiscal
42 year may not lapse but must
be carried forward to be used
44 for the same purpose.

46 **Support Systems**

48	All Other	250,000	
----	-----------	---------	--

50 Provides for the
appropriation of funds to be

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

2 held in reserve to help
offset certain fingerprinting
4 and criminal history records
checks expenses. Expenditures
6 may be made from this
appropriation as determined
8 by separate legislation
pending in the Second Regular
10 Session of the 119th
Legislature. Any balance
12 remaining at the end of each
fiscal year may not lapse but
14 must be carried forward.

DEPARTMENT OF EDUCATION

16 **TOTAL** 490,133 61,657,150

18 **ENVIRONMENTAL PROTECTION,**
20 **DEPARTMENT OF**

22 **Administration - Environmental**
Protection

24 All Other 280,000

26 Provides for the
28 appropriation of funds to
integrate the department's
30 data pertaining to
groundwater and permit
32 applications across bureau
programs.

34 **Administration - Environmental**
Protection

36 All Other 240,000

38 Provides for the
40 appropriation of funds for
the purchase and
42 implementation of a
standardized electronic
44 compliance reporting system
for facility reports.

46 **Air Quality**

48 Capital Expenditures 512,500

50

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

2 Provides for the
appropriation of funds for
4 the replacement of capital
equipment for air monitoring.

6 **Land and Water Quality**

8	Positions - Legislative Count	(1,000)
	Personal Services	45,594
10	All Other	15,000
12	TOTAL	<hr/> 60,594

14 Provides for the
16 appropriation of funds for
one Biologist I position to
18 carry out a salmon
conservation plan in the
20 Bureau of Land and Water
Quality.

22 **Land and Water Quality**

24	Personal Services	(37,684)
	All Other	(12,000)
26	TOTAL	<hr/> (49,684)

28 Provides for the
30 deappropriation of funds to
reflect the 4th-quarter
32 requirements for a position
authorized in Private and
34 Special Law 1999, chapter 61.

36 **Air Quality**

38	All Other	46,000
----	-----------	--------

40 Provides one-time funds to
42 develop a protocol to measure
mercury emissions.

44 **Land and Water Quality**

46	All Other	2,900,000
----	-----------	-----------

48 Provides one-time funds for
50 construction of water
pollution control facilities,

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

2 providing the state match for
 3 federal funds. Any balance
 4 remaining at the end of each
 5 fiscal year may not lapse but
 6 must be carried forward.

Solid Waste Management

8 All Other 1,250,000
 10
 11 Provides one-time funds for
 12 grants to municipalities to
 13 close and clean up solid
 14 waste landfills.

**DEPARTMENT OF ENVIRONMENTAL
 PROTECTION**

16
 17 **TOTAL** (49,684) 5,289,094

HUMAN SERVICES, DEPARTMENT OF

Child Welfare Services

24 All Other (2,761,000) (5,653,000)
 26 Provides for the
 27 deappropriation of funds to
 28 adjust the balance between
 29 the Child Welfare Services
 30 and Foster Care accounts.

**Elder and Adult Services -
 Bureau of**

34 Positions - Legislative Count (1,000)
 35 Personal Services 43,742
 36 All Other 1,000
 37
 38 **TOTAL** 44,742

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

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

2 public wards not to exceed 25
cases.

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

8 All Other 800,000

10 Provides for the
12 appropriation of funds for
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
adjust the balance between
22 the Child Welfare Services
and Foster Care accounts.

24 **Health - Bureau of**

26 Positions - Legislative Count (1.000)
28 Personal Services 41,762

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

38 **Health - Bureau of**

40 Positions - FTE Count (-1.250)
42 Personal Services (33,914)

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

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

2 Division of Health
Engineering.

4 **Health - Bureau of**

6 Positions - Legislative Count (-0.500) (-0.500)
Personal Services (2,205) (11,471)

8
10 Provides for the
deappropriation of funds to
12 eliminate one 1/2-time Public
Health Nurse I position in
the Bureau of Health.

14 **Long-Term Care - Human Services**

16 All Other 800,000

18
20 Provides for the
appropriation of funds for
22 120 elders and adults with
disabilities who are on
waiting lists for home care
24 services.

26 **Medical Care - Payments to
Providers**

28 All Other 29,915,129 10,456,139

30
32 Provides for the
appropriation of funds to
34 cover an anticipated Medicaid
budget shortfall that has
resulted because actual
36 fiscal year 1999-00 spending
and updated fiscal year
38 2000-01 spending projections
significantly exceed those
40 used for the fiscal year
2000-01 biennial budget.

42
44 **Medical Care - Payments to
Providers**

46 All Other (132,659)

48 Provides for the
deappropriation of funds to
50 cover the fiscal year 1997-98

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

2 hospital tax for the Augusta
Mental Health Institute and
4 the Bangor Mental Health
Institute.

6 **Purchased Social Services**

8 All Other 803,000

10 Provides for the
12 appropriation of funds to
offset congressional
14 reductions in the Social
Services Block Grant.

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

18 All Other (939,000)

20 Provides for the
22 deappropriation of funds
based on the balances brought
24 forward from fiscal year
1997-98 of \$577,000 and
26 fiscal year 1998-99 of
\$362,000.

28 **Office of Management and Budget**

30 Personal Services 949,211

32 Provides for the
34 appropriation of funds for
the transfer of the state
36 share of costs of the Office
of Management and Budget
38 Central from the Social
Services Block Grant to allow
40 for the equitable
distribution of these costs
42 to benefiting programs. This
transfer is necessary due to
44 reductions in the Social
Services Block Grant.

46 **OMB Operations - Regional**

48 All Other 1,063,056

50

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

2 Provides for the
3 appropriation of funds for
4 the state share of costs for
5 the OMB Operations - Regional
6 transferred from the Social
7 Services Block Grant to allow
8 for the equitable
9 distribution of costs to the
10 benefiting programs. This
11 transfer is necessary due to
12 reductions in the Social
13 Services Block Grant.

14 **General Assistance**

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

18 Provides for the
19 deappropriation of funds
20 based on projections of
21 expenditures through June 30,
22 2000.

24 **Bureau of Health**

26 All Other 1,500,000

28 Provides funds for the
29 construction of drinking
30 water system improvements for
31 public water supplies,
32 providing the match for
33 \$7,500,000 in federal funds.
34 Any unexpended balance may
35 not lapse but must be carried
36 forward to be used for the
37 same purpose.

38 **Bureau of Medical Services**

40 All Other 1,416,613

42 Provides funds to purchase
43 and develop software to
44 enhance the department's
45 Medicaid Claims Management
46 System. These expenses are
47 partially offset from
48 Targeted Case Management
49 Child Welfare retroactive
50

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

2	reimbursements of \$959,000,		
4	which will be deposited in		
6	the General Fund undedicated		
	revenue in fiscal year		
	2000-01.		
8	Purchase Social Services		
10	All Other		20,000
12	Provides funds for		
14	transitional child care		
16	services at Bath-Brunswick		
	Child Care Services.		
18	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>29,184,265</u>	<u>16,696,138</u>
20	INLAND FISHERIES AND WILDLIFE,		
22	DEPARTMENT OF		
24	Office of the Commissioner -		
	Inland Fisheries and Wildlife		
26	Personal Services	5,399	13,087
28	Provides for the		
30	appropriation of funds to		
32	implement the provisions of		
	the collective bargaining		
	agreements.		
34	Administrative Services -		
	Inland Fisheries and Wildlife		
36	Personal Services	9,729	23,519
38	Provides for the		
40	appropriation of funds to		
42	implement the provisions of		
44	the collective bargaining		
	agreements.		
46	Administrative Services -		
	Inland Fisheries and Wildlife		
48	All Other	25,000	50,000
50	Capital Expenditures	14,000	
		<u> </u>	<u> </u>

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

2 TOTAL 39,000 50,000

4 Provides for the

6 appropriation of funds for

8 upgrading the department's

10 desktop suite software and

12 e-mail system to bring it

14 into compliance with new

16 state standards and make it a

18 more stable and productive

20 operating system.

22 **Enforcement Operations -**

24 **Inland Fisheries and Wildlife**

26 Personal Services 349,079 500,316

28 Provides for the

30 appropriation of funds to

32 implement the provisions of

34 the collective bargaining

36 agreements.

38 **Enforcement Operations -**

40 **Inland Fisheries and Wildlife**

42 Positions - Legislative Count (2,000)

44 Personal Services 38,751

46 All Other 20,000

48 Capital Expenditures 20,000

50 TOTAL 78,751

Provides for the

appropriation of funds for 2

Game Warden positions to

become effective in January

2001.

Fisheries and Hatcheries

Operations

Personal Services 21,018 51,520

Provides for the

appropriation of funds to

implement the provisions of

the collective bargaining

agreements.

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

**Licensing Services -
Inland Fisheries and Wildlife**

2
4 Personal Services 8,542 20,595
6 Provides for the
8 appropriation of funds to
10 implement the provisions of
 the collective bargaining
 agreements.

**Licensing Services -
Inland Fisheries and Wildlife**

12
14 All Other 1,500,000
16
18 Provides for the
20 appropriation of funds for
22 automating Inland Fisheries
24 and Wildlife's licensing,
26 registration and permitting
 processes. Any balance
 remaining at the end of the
 fiscal year may not lapse but
 must be carried forward to be
 used for the same purpose.

**Public Information and
Education - Division of**

28
30 Personal Services 5,399 12,981
32
34 Provides for the
36 appropriation of funds to
38 implement the provisions of
 the collective bargaining
 agreements.

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

40
42 Personal Services 12,110 29,478
44
46 Provides for the
48 appropriation of funds to
 implement the provisions of
 the collective bargaining
 agreements.

DEPARTMENT OF INLAND FISHERIES

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

2	AND WILDLIFE		
	TOTAL	<u>450,276</u>	<u>2,280,247</u>
4	JUDICIAL DEPARTMENT		
6	Courts - Supreme, Superior, District		
	and Administrative		
8			
	All Other		80,800
10			
12	Provides for the		
	appropriation of funds to		
14	provide parking for jurors.		
16	Courts - Supreme, Superior, District		
	and Administrative		
18			
	All Other		100,000
20			
22	Provides for the		
	appropriation of funds for		
24	security coverage for		
	additional judges employed by		
	the judicial branch.		
26	Courts - Supreme, Superior, District		
	and Administrative		
28			
	Positions - Legislative Count		(4,000)
30	Personal Services		145,635
	All Other		10,250
32			
	TOTAL		<u>155,885</u>
34			
36	Provides for the		
	appropriation of funds for 2		
38	Programmer Analyst positions,		
	one Assistant Trainer		
40	position and one Help Desk		
	position in the Office of		
42	Technology. The Assistant		
	Trainer and Help Desk		
44	positions will take effect on		
	January 1, 2001.		
46	Courts - Supreme, Superior, District		
	and Administrative		
48			
	All Other	600,000	
50			

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

2 Provides for the
3 appropriation of funds to
4 cover costs for increased
5 activity in indigent defense
6 legal services.

7 **JUDICIAL DEPARTMENT**

8 **TOTAL** 600,000 336,685

10 **LABOR, DEPARTMENT OF**

12 **Governor's Training Initiative
13 Program**

14 Personal Services 50,000

16 All Other 550,000

18 **TOTAL** 600,000

20 Provides for the
21 appropriation of funds for
22 the Governor's Training
23 Initiative Program to assist
24 employers in remaining
25 competitive and expanding job
26 opportunities for Maine
27 workers.

28 **Regulation and Enforcement**

30 Personal Services 30,257

32 Provides for the
33 appropriation of funds for
34 the approved
35 reclassifications of 4 Labor
36 and Safety Inspector
37 positions and one Chief,
38 Labor and Safety Inspector
39 position associated with the
40 reorganization of the Wage
41 and Hour Division of the
42 Bureau of Labor Standards.

44 **Rehabilitation Services**

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

50 Provides for the

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

2 appropriation of funds for
 3 the transfer of a
 4 Rehabilitation Services
 5 Manager position from the
 6 Federal Expenditures Fund.

7 **Rehabilitation Services**

8	Positions - Legislative Count	(-1,000)	(-1,000)
10	Personal Services	(54,459)	(54,961)
12	All Other	(845)	(3,308)
14	TOTAL	<u>(55,304)</u>	<u>(58,269)</u>

16 Provides for the
 17 deappropriation of funds
 18 through the transfer of a
 19 Casework Supervisor position
 20 to the Federal Expenditures
 21 Fund.

22 **Welfare to Work**

24	Personal Services	64,283	
26	All Other	285,717	
28	TOTAL	<u>350,000</u>	

30 Provides for the
 31 appropriation of matching
 32 funds for the Welfare to Work
 33 Program. These funds may not
 34 lapse but must be carried
 35 forward to June 30, 2002 to
 36 be used for the same purposes.

37 **Maine Centers for Women, Work
 38 and Community**

40	All Other		92,575
----	-----------	--	--------

42 Provides funds for increased
 43 staff costs, including funds
 44 for a staff position in
 45 Androscoggin and Oxford
 46 Counties. Also provides
 47 \$40,000 for various
 48 technology costs.

49 **DEPARTMENT OF LABOR**

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

2	TOTAL	350,000	722,832
4	LEGISLATURE		
6	Legislature		
8	Personal Services		847,440
10	Provides funds for the new		
12	salary and classification		
14	plan adopted by the		
16	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		
30	migration to a client-server		
32	environment must be		
34	undertaken in a manner that		
36	maintains the Legislature's		
38	current electronic access to		
40	executive branch systems.		
42	LEGISLATURE		
44	TOTAL		<u>5,027,440</u>
46	MARINE RESOURCES, DEPARTMENT OF		
48	Division of Administrative		
50	Services		
52	Positions - Legislative Count	(1,000)	(1,000)
54	Personal Services	5,274	31,000
56	Provides for the		
58	appropriation of funds for an		
60	Administrative Procedures		
62	Coordinator position to		
64	provide assistance in the		
66	department's rule-making		
68	process.		
70	Division of Administrative		
72	Services		

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

2	Personal Services	3,836	5,491
	All Other	(3,836)	(5,491)
4			
6	TOTAL	<u>0</u>	<u>0</u>

8 Provides for the
 10 appropriation of funds to
 12 reallocate the range
 14 authority of one Director of
 Administrative Services
 position to appropriately
 align classification with
 responsibilities.

16 **Division of Administrative
 Services**

18	Personal Services		2,621
20	All Other		(2,621)
22	TOTAL		<u>0</u>

24 Provides for the
 26 appropriation of funds to
 reorganize one Administrative
 28 Secretary position to a
 Senior Administrative
 30 Secretary position in order
 to appropriately align new
 32 duties with classification.

34 **Division of Administrative
 Services**

36	Personal Services		2,725
38	All Other		(2,725)
40	TOTAL		<u>0</u>

42 Provides for the
 44 appropriation of funds to
 reorganize one Accountant III
 46 position to a Senior Staff
 Accountant position in order
 to appropriately align new
 48 duties with classification.

50 **Division of Community
 Resource Development**

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

2	Personal Services	(5,274)	(18,000)
	All Other		(13,000)
4			
	TOTAL	<u>(5,274)</u>	<u>(31,000)</u>

6 Provides for the
 8 deappropriation of funds
 through savings generated by
 10 the downgrade of one position
 and savings in All Other that
 12 will fund a position in the
 Division of Administrative
 14 Services.

16 **Bureau of Resource Management**

18	Capital Expenditures	20,000	
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20 Provides for the
 appropriation of funds to
 22 properly dispose of toxic
 substances in the
 24 environmental control system
 at the Boothbay Harbor lab.

26 **Division of Administrative Services**

30	Personal Services		2,400
	All Other		(2,400)
32			
	TOTAL		<u>0</u>

34 Provides for the
 36 appropriation of funds to
 reorganize one Account Clerk
 38 I position to one Account
 Clerk II position to
 40 appropriately align
 classification with new
 42 duties.

44 **Bureau of Resource Management**

46	Capital Expenditures		175,000
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48 Appropriates funds for costs
 of replacing a dock at
 50 Boothbay Harbor.

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

2	DEPARTMENT OF MARINE RESOURCES		
	TOTAL	20,000	175,000
4	MAINE MARITIME ACADEMY		
6	Maritime Academy - Operations		
8	All Other		4,000,000
10	Provides funds for capital		
12	improvements.		
14	MAINE MARITIME ACADEMY		
	TOTAL		4,000,000
16			
18	MENTAL HEALTH, MENTAL RETARDATION		
	AND SUBSTANCE ABUSE SERVICES,		
20	DEPARTMENT OF		
22	Disproportionate Share - Augusta		
	Mental Health Institute		
24	Personal Services		10,926
26	All Other		4,085
	Capital Expenditures		44
28			15,055
30	TOTAL		
32	Provides for the		
34	appropriation of funds due to		
	a change in the federal match		
36	rate for fiscal year 2000-01		
	from 66.22% to 66.12%.		
38	Disproportionate Share - Augusta		
	Mental Health Institute		
40	Personal Services	100,000	
42	All Other	75,000	
	TOTAL	175,000	
44	Provides for the		
46	appropriation of funds		
	through a transfer from		
48	Personal Services salary		
	savings from the Mental		
50	Health Services - Community		

2 program to cover unbudgeted
 overtime and to fund
 4 necessary health and safety
 needs, such as an electrical
 infrastructure upgrade and
 6 air quality and sprinkler
 system.

8

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

12 All Other 41,840

14 Provides for the
 appropriation of funds
 16 through a transfer from the
 Mental Health Services -
 18 Community and Mental
 Retardation Services -
 20 Community programs for the
 purpose of increasing dentist
 22 hours in the Department's 3
 dental clinics.

24

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

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

32

34 Provides for the
 appropriation of state
 matching funds in order to
 36 meet requirements of the
 Augusta Mental Health
 38 Institute Consent Decree.

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

42

All Other 90,743

44

46 Provides for the
 appropriation of funds to
 provide state matching funds
 48 to pay for the final gross
 patient services revenue
 50 limit for fiscal year 1997-98.

2 **Disproportionate Share - Augusta Mental**
3 **Health Institute**

4	Personal Services	(97,342)
6	All Other	(140,170)
8	TOTAL	<hr/> (237,512)

10 Provides for the
11 deappropriation of funds
12 through the transfer of
13 management of facilities and
14 grounds and one Laborer II
15 position, one Heavy Equipment
16 Operator position, one
17 Building Maintenance
18 Supervisor position and 5
19 Boiler Engineer positions
20 from the Augusta Mental
21 Health Institute to the
22 Bureau of General Services.

24 **Disproportionate Share - Bangor Mental**
25 **Health Institute**

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

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

40 **Disproportionate Share - Bangor Mental**
41 **Health Institute**

42	All Other	41,916
----	-----------	--------

44 Provides for the
45 appropriation of funds to
46 provide state matching funds
47 to pay for the final gross
48 patient services revenue
49 limit for fiscal year 1997-98.

50

Disproportionate Share - Bangor Mental Health Institute

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

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

Elizabeth Levinson Center

Positions - Legislative Count		(-1.000)
Personal Services		(52,914)

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

Freeport Towne Square

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

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

Freeport Towne Square

Positions - Legislative Count		(-2.000)
Personal Services		(98,010)

Provides for the deappropriation of funds through a transfer of 2

2 Manual Trainer Coordinator
positions to the Mental
4 Retardation Services -
Community program to reflect
6 the headcount in the
appropriate program.

8 **Office of Management and Budget**

10 Personal Services 158,919

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

36
38 **Medicaid Services - Mental
Retardation**

40 All Other 125,240

42 Provides for the
44 appropriation of funds due to
a change in the federal match
46 rate for fiscal year 2000-01
from 66.22% to 66.12%.

48 **Medicaid Services - Mental
Retardation**

50

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

2	All Other	1,512,692	1,517,248
4	Provides for the		
6	appropriation of funds		
8	through a transfer from the		
10	Mental Retardation Services -		
12	Community program for		
14	services provided to		
16	individuals through the		
18	home-based and		
20	community-based waiver		
22	program.		
24	Medicaid Services - Mental		
26	Retardation		
28	All Other		(20,920)
30	Provides for the		
32	deappropriation of funds		
34	through a transfer to the		
36	Disproportionate Share -		
38	Augusta Mental Health		
40	Institute program for the		
42	purpose of increasing dentist		
44	services at the department's		
46	3 dental clinics.		
48	Medicaid Services - Mental		
50	Retardation		
	All Other		147,088
	Provides for the		
	appropriation of state		
	matching funds in order to		
	meet requirements of the		
	Augusta Mental Health		
	Institute Consent Decree.		
	Mental Health Services - Child		
	Medicaid		
	All Other		26,642
	Provides for the		
	appropriation of funds due to		
	a change in the federal match		
	rate for fiscal year 2000-01		
	from 66.22% to 66.12%.		

2 **Mental Health Services - Child**
3 **Medicaid**

4 All Other 1,362,316

6 Provides for the
7 appropriation of state
8 matching funds for increased
9 utilization of residential,
10 community support and case
11 management services to
12 children with special needs.

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

16 All Other 233,143

18 Provides for the
19 appropriation of funds for
20 case management, family
21 support and developmental
22 therapy to children 0-5 years
23 of age.

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

26 All Other 78,555

28 Provides for the
29 appropriation of state
30 matching funds for case
31 management services for
32 children with mental
33 retardation.

34 **Mental Health Services - Community**
35 **Medicaid**

36 All Other 59,657

38 Provides for the
39 appropriation of funds due to
40 a change in the federal match
41 rate for fiscal year 2000-01
42 from 66.22% to 66.12%.

43 **Mental Health Services - Community**

Medicaid

2 All Other 719,662 770,457
4
6 Provides for the
8 appropriation of state
10 matching funds for increased
12 utilization of Medicaid
14 eligible mental health
16 services.

**Mental Health Services - Community
Medicaid**

14 All Other 84,650
16
18 Provides for the
20 appropriation of state
22 matching funds for housing
24 for adults with mental
26 illness in Region III.

**Mental Health Services - Community
Medicaid**

26 All Other (20,920)
28
30 Provides for the
32 deappropriation of funds
34 through a transfer to the
36 Disproportionate Share -
38 Augusta Mental Health
40 Institute program for the
42 purpose of increasing dentist
44 hours in the department's 3
46 dental clinics.

**Mental Health Services - Community
Medicaid**

40 All Other 192,428 1,561,953
42
44 Provides for the
46 appropriation of state
48 matching funds in order to
meet requirements of the
Augusta Mental Health
Institute Consent Decree.

Mental Health Services - Children

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

2 Provides for the
4 appropriation of funds for
6 case management, family
8 support and developmental
therapy for children 0-5
years of age.

Mental Health Services - Children

10 All Other 48,000

12 Provides for the
14 appropriation of funds for
16 case management services for
18 children with mental
retardation.

Mental Health Services - Children

20 All Other (24,000)

22 Provides for the
24 deappropriation of funds
26 through a transfer to the
Regional Operations program
28 in order to reflect
expenditures in the
appropriate program.

Mental Health Services - Community

32 All Other 1,963,226

34 Provides for the
36 appropriation of funds for
38 increased utilization of
community mental health
services.

Mental Health Services - Community

42 All Other 30,000 234,918

44 Provides for the
46 appropriation of funds for
48 housing for adults with
mental illness in Region III.

Mental Health Services - Community

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

2	Personal Services	(175,000)	
4	Provides for the		
6	deappropriation of funds from		
8	salary savings to cover a		
10	Personal Services shortfall		
	in the Disproportionate Share		
	- Augusta Mental Health		
	Institute program.		
12	Mental Health Services - Community		
14	Positions - Legislative Count		(6,000)
16	Personal Services		249,326
18	All Other		685,006
			<hr/>
20	TOTAL		934,332
22	Provides for the		
24	appropriation of funds to		
26	establish 5 Intensive Case		
28	Manager positions and one		
30	Program Services Director		
32	position in order to meet		
	requirements of the Augusta		
	Mental Health Institute		
	Consent Decree. This request		
	will generate \$111,236 in		
	General Fund undedicated		
	revenue in fiscal year		
	2000-01.		
34	Mental Retardation Services -		
36	Community		
38	All Other	(1,512,692)	(1,517,248)
40	Provides for the		
42	deappropriation of funds		
44	through a transfer to the		
46	Medicaid Services - Mental		
48	Retardation program for		
	services available through		
	the home-based and		
	community-based waiver		
	program.		
50	Mental Retardation Services -		
	Community		

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

2 All Other (75,000)

4 Provides for the
6 deappropriation of funds
8 through a transfer to the
10 Regional Operations program
in order to reflect
expenditures in the
appropriate program.

12 **Mental Retardation Services -**
14 **Community**

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

18 Provides for the
20 appropriation of funds
22 through a transfer of 2
24 Manual Training Coordinator
positions from Freeport Towne
Square in order to reflect
the headcount in the
appropriate program.

26 **Regional Operations**

28 All Other 99,000

30 Provides for the
32 appropriation of funds
34 through a transfer from the
Mental Retardation Services -
36 Community program in order to
reflect expenditures in the
appropriate program.

38 **Regional Operations**

40 All Other 200,000

42 Provides for the
44 appropriation of funds for
46 travel and other expenditures
associated with the
department's Intensive Case
48 Management program. This
request will be offset by
50 revenue generated through the

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

2 revision of targeted case
management rates and the
3 administrative cost
4 allocation plan. It is the
intent of the Legislature
5 that ongoing appropriations
6 for this function in fiscal
year 2001-02 and fiscal year
7 2002-03 are \$200,000 each
8 year.
9

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

14	Personal Services	(51,548)
16	All Other	(2,032)
18	TOTAL	<hr/> (53,580)

20 Provides for the
deappropriation of funds due
22 to the elimination of one
Physician III position.
24

26 **Office of Management and Budget**

26	Positions - Legislative Count	(-1,000)
28	Personal Services	(33,551)
30	All Other	(2,000)
32	TOTAL	<hr/> (35,551)

34 Provides for the
deappropriation of funds
36 through the transfer of one
Clerk Typist II position to
the Regional Operations
38 program in order to reflect
the headcount in the
40 appropriate program.

42 **Mental Health Services -
Child Medicaid**

44	All Other	(1,176,506)
----	-----------	-------------

46 Provides for the
48 deappropriation of funds
through a transfer to the
50 Mental Health Services -

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

2 Children program in order to
meet room and board
4 expenditures for an increase
in the number of children
6 served in the program.
Funding is made available
8 from fiscal year 1998-99
carried balance.

10 **Mental Health Services -**
11 **Children**

12	Positions - Legislative Count	(1,000)
14	Personal Services	152,238
	All Other	6,000
16		<hr/>
18	TOTAL	158,238

20 Provides for the
appropriation of funds to
22 establish one Physician III
position to provide
24 psychiatric consultation and
evaluation to children with
behavioral health needs.
26 This request will generate
\$55,383 in General Fund
28 undedicated revenue in fiscal
year 2000-01.

30 **Mental Health Services -**
32 **Children**

34	All Other	1,176,506
----	-----------	-----------

36 Provides for the
appropriation of funds
38 through a transfer from the
Mental Health Services -
40 Child Medicaid program in
order to meet room and board
42 expenditures for an increase
in the number of children
44 served in the program.

46 **Regional Operations**

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

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

2	TOTAL	35,551
4	Provides for the	
6	appropriation of funds	
8	through the transfer of one	
10	Clerk Typist II position from	
12	the Office of Management and	
14	Budget program in order to	
	reflect the headcount in the	
	appropriate program.	
	Medicaid Services - Mental	
	Retardation	
16	All Other	1,724,652
18	Provides funds for day	
20	services and residential	
22	services for people with	
	mental retardation who are	
	not class members.	
24	Mental Retardation Services -	
	Community	
26	Positions - Legislative Count	(4,000)
28	Personal Services	144,506
30	All Other	199,680
32	TOTAL	344,186
34	Provides funds for 4 Mental	
36	Health and Mental Retardation	
38	caseworker positions to	
40	provide case management	
42	services and provides funds	
44	for the portion of the costs	
	of the additional day	
	services for the people with	
	mental retardation who are	
	not class members and are not	
	Medicaid reimbursable.	
	Regional Operations	
46	All Other	28,344
48	Provides funds for the	
50	operational costs associated	

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

2 with providing case
management services to people
4 with mental retardation who
are not class members.

6 **Office of Management and Budget**

8 All Other 258,700

10 Provides funds to purchase
and develop software to
12 enhance the department's
Claims Management Information
14 Systems and to maximize the
collection of Medicaid
16 revenues. This request will
be offset by \$300,000 in
18 General Fund undedicated
revenue in fiscal year
20 2000-01 through the revision
of targeted case management
22 rates.

24 **DEPARTMENT OF MENTAL HEALTH, MENTAL
RETARDATION AND SUBSTANCE**

26 **ABUSE SERVICES**

28 **TOTAL** 1,209,791 12,487,734

30 **PUBLIC SAFETY, DEPARTMENT OF**

32 **Drug Enforcement Agency**

34 All Other 535,746

36 Provides for the
appropriation of funds
38 necessary to ensure the
proper operations of the
Maine Drug Enforcement Agency.

40 **State Police**

42 Personal Services 118,196 81,935

44 Provides for the
46 appropriation of the 40%
General Fund share of funds
48 for the approved
reclassification and range
50 changes for 47 Police

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

2	Communication Operator		
	positions and 6 Police		
4	Communications Operator		
	Supervisor positions, as		
6	authorized by the Bureau of		
	Human Resources.		
8	State Police		
10	All Other	32,000	
12	Provides for the		
	appropriation of the 40%		
14	General Fund share of funds		
	as match for available grant		
16	funds for the replacement of		
	protective vests.		
18	State Police		
20	Capital Expenditures	131,500	
22	Provides for the		
	appropriation of funds for		
24	equipment at the Houlton		
	barracks.		
26			
28	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	281,696	617,681
30			
32	MAINE STATE RETIREMENT		
	SYSTEM		
34	Retirement Allowance Fund		
36	All Other		10,000,000
38	Provides funds to be used to		
	reduce the unfunded liability		
40	related to state employees		
	and teachers.		
42			
44	MAINE STATE RETIREMENT		
	SYSTEM		
	TOTAL		10,000,000
46			
48	SECRETARY OF STATE,		
	DEPARTMENT OF THE		
50	Bureau of Administrative		

Services and Corporations

2			
	Personal Services	5,874	5,992
4	All Other	(5,874)	(5,992)
		<hr/>	<hr/>
6	TOTAL	0	0

8 Provides for the
 10 appropriation of funds to
 12 increase the workweeks from
 38 to 52 on a Clerk Typist II
 position.

Administration - Archives

16	Personal Services	1,777	4,983
	All Other	(1,777)	(4,983)
		<hr/>	<hr/>
18	TOTAL	0	0

20 Provides for the
 22 appropriation of funds to
 24 continue one 36-week
 part-time project Clerk
 Typist II position from April
 26 15, 2000 until November 4,
 2000. This position will
 28 perform extensive data entry
 needed in order to track
 30 boxes of archival documents
 that must be moved to
 32 accommodate the conversion of
 a part of the archives
 34 facility to mobile compact
 shelving. The All Other
 36 funds are no longer necessary
 due to several noncapital
 38 purchases that cost less than
 expected or were no longer
 40 needed.

**DEPARTMENT OF THE SECRETARY
 OF STATE**

42			
44	TOTAL	<hr/>	<hr/>
		0	0

**MAINE TECHNICAL COLLEGE SYSTEM,
 BOARD OF TRUSTEES OF THE**

46
 48
 50 **Maine Technical College System -
 Board of Trustees**

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

2	All Other	2,000,000
4	Provides one-time funds for	
6	technology improvements and	
	operational support as needed.	
8	Maine Technical College System -	
	Board of Trustees	
10	All Other	1,000,000
12	Provides one-time funds to	
14	match the Osher scholarship.	
16	Maine Technical College System -	
	Board of Trustees	
18	All Other	1,300,000
20	Provides funds to the Maine	
22	Technical College System's	
24	Penquis facilities to	
	renovate and equip classroom	
26	space.	
28	BOARD OF TRUSTEES OF THE MAINE	
	TECHNICAL COLLEGE SYSTEM	
	TOTAL	<hr/> 4,300,000
30		
32	TRANSPORTATION, DEPARTMENT OF	
	Administration - Aeronautics	
34	All Other	1,000,000
36	Provides \$800,000 to provide	
38	for the ongoing marketing	
40	efforts at the Bangor	
	International Airport;	
42	\$80,000 for engineering costs	
	and airport expansion efforts	
44	at the Oxford airport; and	
	\$120,000 for marketing	
46	efforts at the Presque Isle	
	airport.	
48	Administration - Ports and Marine	
	Transportation	
50		

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

2	All Other		550,000
4	Provides funds for marine improvement projects.		
6	Railroad Assistance Program		
8	All Other	2,500,000	1,000,000
10	Capital Expenditures	1,000,000	6,550,000
12	TOTAL	<u>3,500,000</u>	<u>7,550,000</u>
14	Provides for the appropriation of funds for railroad improvement projects.		
16			
18	DEPARTMENT OF TRANSPORTATION		
18	TOTAL	<u>3,500,000</u>	<u>9,100,000</u>
20	TREASURER OF STATE (OFFICE OF)		
22	Administration - Treasury		
24	All Other	17,368	39,094
26	Provides for the appropriation of funds for an ongoing service level agreement with the Bureau of Information Services.		
28			
30			
32	Debt Service - Treasury		
34	All Other		1,800,000
36	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. The Treasurer of State is directed to renegotiate with the various departments and agencies of State Government interested in having General Fund general obligation bonds issued on their behalf such that the aggregate amount of General Fund bonds is reduced		
38			
40			
42			
44			
46			
48			
50			

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

2 from approximately
 2 \$67,000,000 to approximately
 4 \$55,000,000.

6 **(OFFICE OF) TREASURER OF STATE**
 6 **TOTAL** 17,368 1,839,094

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

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

14 All Other 1,000,000

16 Provides funds for state
 18 match for Osher scholarships.

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

22 All Other 5,500,000

24 Provides one-time funds for
 26 capital improvements as
 28 follows: \$3,500,000 to
 30 renovate the college building
 32 for classroom, laboratory and
 34 library uses at the
 Lewiston-Auburn College; and
 \$2,000,000 to renovate and
 equip classroom space at the
 university's Houlton
 facilities.

36 **BOARD OF TRUSTEES OF THE UNIVERSITY**
 38 **OF MAINE SYSTEM**

38 **TOTAL** 6,500,000

40 **SECTION**
 42 **TOTAL APPROPRIATIONS** 37,254,445 174,908,287

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

48 **1999-00** **2000-01**

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

4 **Division of Quality Assurance
and Regulation**

6

8	Personal Services	3,331	4,236
	All Other	146	186
10	TOTAL	<u>3,477</u>	<u>4,422</u>

12 Provides for the allocation
14 of funds to implement
approved range changes.

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

18 **TOTAL**

		<u>3,477</u>	<u>4,422</u>
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20 **ATTORNEY GENERAL, DEPARTMENT OF THE**

22 **Administration - Attorney General**

24

	All Other		150,000
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26 Provides for the allocation
28 of funds for information and
technology to assist the
30 prosecution initiatives to
combat violent crimes against
women.

32 **District Attorneys Salaries**

34

36	Personal Services		(57,860)
	All Other		(1,927)
38	TOTAL		<u>(59,787)</u>

40 Provides for the deallocation
42 of federal funds for 40% of 2
Assistant District Attorney
44 positions in Aroostook
County. Restoration funding
46 has been requested from the
General Fund for the 40%
share of these 2 positions.

48 **District Attorneys Salaries**

50

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

2	Positions - Legislative Count		(-2.000)
	Personal Services		(108,712)
4	All Other		(2,359)
6	TOTAL		<hr/> (111,071)
8	Provides for the deallocation		
10	of funds and the transfer of		
12	2 Assistant District Attorney		
14	positions to the General		
	Fund. Federal funding is no		
	longer available to continue		
	these positions.		
16	Administration - Attorney General		
18	Positions - Legislative Count		(-1.000)
20	Provides for the elimination		
22	of one Assistant Attorney		
24	General position due to the		
	projected unavailability of		
	federal funds to continue		
	this position.		
26	Human Services Division		
28	Positions - Legislative Count		(1.000)
30	Personal Services		53,259
32	All Other		3,427
34	TOTAL		<hr/> 56,686
36	Provides for the allocation		
38	of funds to establish one		
40	Assistant Attorney General		
	position to handle child		
	support and child protection		
	cases in Aroostook County.		
42	DEPARTMENT OF THE ATTORNEY GENERAL		
44	TOTAL		<hr/> 35,828
46	CONSERVATION, DEPARTMENT OF		
48	Forest Health and Monitoring		
50	Positions - FTE Count	(5.889)	(5.889)
	Personal Services	54,009	165,911
	All Other	22,980	68,939

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

2	TOTAL	76,989	234,850
4	Provides for the allocation		
6	of funds for 4 35-week,		
8	seasonal Forest Survey		
10	Technician positions at 1,400		
12	hours each, 4 35-week,		
14	seasonal Conservation Aide		
16	positions at 1,400 hours each		
18	and a seasonal, 35-week		
20	part-time Clerk position at		
22	1,050 hours to assume the		
24	portion of Maine's annual		
26	forest inventory currently		
28	conducted by federal crews.		
30	Forest Health and Monitoring		
32	Positions - Legislative Count	(0.500)	(0.500)
34	Positions - FTE Count	(-0.550)	(-0.550)
36	Personal Services		192
38	All Other		(192)
40	TOTAL	0	0
42	Provides for the allocation		
44	of funds for a part-time		
46	Clerk Typist II position		
48	through the elimination of a		
50	624-hour Laborer I position		
	and the reclassification of a		
	520-hour Laborer I position		
	through a transfer of funds		
	from All Other to Personal		
	Services.		
52	Division of Forest Protection		
54	Positions - FTE Count	(0.115)	(0.115)
56	Provides for an increase of		
58	240 FTE hours to a Laborer I		
60	position to make use of		
62	available funding retained		
64	through the recent downgrade		
66	of position #017143489.		
68	DEPARTMENT OF CONSERVATION		
70	TOTAL	76,989	234,850

2 **CORRECTIONS, DEPARTMENT OF**

4 **Adult Community Corrections**

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

12 Provides for the allocation
 13 of funds for the transfer in
 14 of one Correctional Planning
 15 Analyst position.

16 **Adult Community Corrections**

18	Positions - Legislative Count		(-1.000)
----	-------------------------------	--	----------

20 Provides for the elimination
 21 of one Probation Officer
 22 position, effective June 16,
 23 2001, due to the projected
 24 unavailability of federal
 25 funding to continue this
 26 position.

28 **Charleston Correctional Facility**

30	Positions - Legislative Count		(-1.000)
----	-------------------------------	--	----------

32 Provides for the elimination
 33 of one Correctional Trades
 34 Instructor position,
 35 effective June 16, 2001, due
 36 to the projected
 37 unavailability of federal
 38 funding to continue this
 39 position.

42 **Correctional Services**

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

50 Provides for the deallocation

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

2 of funds for the transfer out
of one Correctional Planning
Analyst position.

4

Youth Center - Maine

6

Positions - Legislative Count (-2.000)

8

10 Provides for the elimination
of 2 part-time Teacher
12 positions and one Teacher
Aide - Instructor position,
effective June 16, 2001, due
14 to the projected
unavailability of federal
16 funds to continue these
positions.

18

Administration

20

Personal Services 537 2,172

22

24 Provides for the allocation
of funds to reclassify one
Accountant III position to a
26 Senior Staff Accountant
position as part of the
28 reorganization within the
department and to implement
30 the change in the accountant
position series.

32

Adult Community Corrections

34

All Other 347,475

36

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

Correctional Services

46

48 All Other (347,475)

50

Provides for the transfer of

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

2	funds from the Correctional		
	Services program to the Adult		
4	Community Corrections		
	program. This transfer is		
6	requested to consolidate		
	programs with common goals to		
8	align with the		
	performance-based budgeting		
	initiatives.		
10			
	DEPARTMENT OF CORRECTIONS		
12	TOTAL	5,158	12,987
14	DEFENSE, VETERANS AND EMERGENCY		
	MANAGEMENT, DEPARTMENT OF		
16			
	Administration - Maine Emergency		
18	Management Agency		
20	Positions - Legislative Count	(-10.000)	(-10.000)
	Personal Services	(103,113)	(226,229)
22			
24	Provides for the deallocation		
	of funds from the transfer of		
26	3 Planning and Research		
	Associate I positions, one		
28	Planning and Research		
	Associate II position, one		
30	Radiological Maintenance		
	Officer position, one		
32	Technical Hazard Specialist		
	position, one Staff		
34	Development Specialist IV		
	position, one Engineer		
36	Technician IV position, one		
	Planning and Research		
38	Assistant position and one		
	Clerk Typist III position and		
40	operational costs due to the		
	Federal Emergency Management		
42	Agency funding change to 50%		
	federal and 50% state.		
44	Loring Rebuild Facility		
46	Positions - Legislative Count		(100.000)
	Personal Services		3,562,076
48	All Other		101,996
50	TOTAL		3,664,072

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

2 Provides for the allocation
4 of funds to establish 88 Auto
6 Mechanic II positions, 6 Auto
8 Mechanic Supervisor positions
and 6 Mechanic Stores Clerk
II positions to support
increased operations at the
Loring Rebuild Facility.

10
12 **DEPARTMENT OF DEFENSE, VETERANS
AND EMERGENCY MANAGEMENT**

14 TOTAL	(103,113)	3,437,843
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16 **EDUCATION, DEPARTMENT OF**

18 **Leadership**

20 Personal Services		6,556
All Other		92,984
22 TOTAL		99,540

24 Provides for the allocation
26 of funds for the Refugee
State School Impact grant.

28 **Learning Systems**

30 Personal Services	531	2,377
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32 Provides for the allocation
34 of funds for the
reorganization of one Clerk
36 Stenographer II position to a
Clerk Typist III position.

38 **Management Information Systems**

40 Personal Services		13,067
----------------------	--	--------

42 Provides for the allocation
44 of funds to transfer 25% of
one Education Specialist III
46 position from the
Departmental Services account.

48 **Support Systems**

50 Personal Services		(13,067)
----------------------	--	----------

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

2	Provides for the deallocation		
4	of funds to transfer 25% of		
6	one Education Specialist III		
	position to the Title III		
	Technology Literacy account.		
8	DEPARTMENT OF EDUCATION		
	TOTAL	531	101,917
10			
12	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
14	Land and Water Quality		
16	Personal Services	19,192	85,142
18	All Other	390	1,728
20	TOTAL	19,582	86,870
22	Provides for the allocation		
24	of funds to extend 2		
26	limited-period Environmental		
	Specialist II positions,		
	established in Financial		
	Order 3576, to June 8, 2001		
	for groundwater research.		
28	Land and Water Quality		
30	Positions - Legislative Count		(1,000)
32	Personal Services		55,651
34	All Other		236,637
36	TOTAL		292,288
38	Provides for the allocation		
40	of funds for the transfer of		
42	one Environmental Specialist		
44	III position from Other		
	Special Revenue funds and		
	establishes the boat pump-out		
	program formerly administered		
	by the State Planning Office.		
46	Performance Partnership Grant		
48	Positions - Legislative Count	(-2,000)	(-2,000)
50	Personal Services	(16,037)	(70,060)
	All Other	(325)	(1,422)

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

2	TOTAL	(16,362)	(71,482)
4	Provides for the deallocation		
6	of funds from the transfer of		
8	2 positions from the		
10	Performance Partnership Grant		
	to other funding sources		
	under the toxics use		
	reduction program.		
12	Performance Partnership Grant		
14	Personal Services		17,444
16	All Other		354
18	TOTAL		<hr/> 17,798
20	Provides for the allocation		
22	of funds to extend one		
24	project position, an Oil and		
	Hazardous Material Specialist		
	II position, through		
	September 15, 2000.		
26	Performance Partnership Grant		
28	Personal Services	10,361	46,102
30	All Other	210	936
32	TOTAL	<hr/> 10,571	<hr/> 47,038
34	Provides for the allocation		
36	of funds to extend one		
38	limited-period Planning and		
	Research Associate II		
	position, established in		
	Financial Order 03577F, to		
	June 8, 2001.		
40	Performance Partnership Grant		
42	Positions - Legislative Count		(-1,000)
44	Personal Services		(65,710)
46	Provides for the deallocation		
48	of funds from the transfer of		
	one Environmental Specialist		
	IV position to properly align		
	funding.		

Performance Partnership Grant

2	Personal Services	10,200	47,550
4	All Other	188	835
6	TOTAL	<u>10,388</u>	<u>48,385</u>

8 Provides for the allocation
 10 of funds to extend one
 12 limited-period Planning and
 Research Associate I position
 through June 8, 2001.

Pollution Prevention

16	All Other		(75,238)
----	-----------	--	----------

18 Provides for the deallocation
 20 of funds from the Office of
 Pollution Prevention to
 22 transfer and combine the
 program under the Remediation
 and Waste Management program.

Remediation and Waste Management

26	All Other		75,238
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28 Provides for the allocation
 30 of funds for a transfer from
 the Pollution Prevention
 32 program to combine programs.

Remediation and Waste Management

36	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	8,859	39,256
38	All Other	180	797
40	TOTAL	<u>9,039</u>	<u>40,053</u>

42 Provides for the allocation
 44 of funds for the transfer of
 one Environmental Specialist
 46 III position from the
 Performance Partnership Grant.

Land Quality Control

50	Positions - Legislative Count	(-1,000)	(-1,000)
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COMMITTEE AMENDMENT "B" to H.P. 1790, L.D. 2510

2	Personal Services	(5,460)	(28,259)
4	Provides for the transfer of		
6	one Clerk Typist II position		
8	to the Maine Environmental		
	Protection Fund to place the		
	position within the		
	appropriate funding source.		
10	Remediation and Waste Management		
12	Personal Services	12,400	55,800
14	All Other	300	1,300
16	TOTAL	<u>12,700</u>	<u>57,100</u>
18	Provides funding for the		
20	establishment of one		
22	Environmental Specialist III		
24	project position to assist in		
26	carrying out pollution		
	prevention projects. The		
	position will be effective		
	from April 15, 2000 through		
	April 7, 2001.		
28	DEPARTMENT OF ENVIRONMENTAL		
	PROTECTION		
30	TOTAL	<u>40,458</u>	<u>424,081</u>
32	HUMAN SERVICES, DEPARTMENT OF		
34	Bureau of Child and Family		
	Services - Central		
36	Positions - Legislative Count	(1,000)	(1,000)
38	Personal Services	50,588	52,105
40	Provides for the allocation		
42	of funds to transfer one		
44	Social Services Program		
46	Specialist II position from		
	the Social Services Block		
	Grant to comply with a State		
	Single Audit finding.		
48	Bureau of Child and Family		
	Services - Central		
50	All Other		200,000

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

2 Provides for the allocation
4 of funds for the Rural
6 Domestic Violence and Child
8 Victimization Enforcement
10 Grant Program to work with
communities to develop
education and prevention
strategies directed toward
such issues.

12 **Health - Bureau of**

14 All Other 75,828

16 Provides for the allocation
18 of funds for an expanded
20 dental sealant program and
22 expanded access to dental
services and development of a
dental services network for
children.

24 **Health - Bureau of**

26 Positions - Legislative Count (1.000) (1.000)
28 Personal Services 8,370 43,522

30 Provides for the allocation
32 of funds to establish one
34 Environmental Specialist II
36 position in the Radon Indoor
Grant Program for the
inspection and certification
of licensed radon testers and
mitigators.

38 **Health - Bureau of**

40 Personal Services 815 1,630

42 Provides for the
44 appropriation of funds for
46 the upgrade of a Public
48 Health Nurse II position to a
Comprehensive Health Planner
I position in the genetics
birth defects program.

50 **Health - Bureau of**

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

2	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	8,904	46,301
4	All Other	31,318	28,309
6	TOTAL	<u>40,222</u>	<u>74,610</u>

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

16 **Health - Bureau of**

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

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

34 **Health - Bureau of**

36	All Other	25,000	30,000
----	-----------	--------	--------

38 Provides for the allocation
of funds to support program
40 evaluation within the youth
suicide prevention program.

42 **Health - Bureau of**

44	Positions - Legislative Count		(-1,000)
46	Personal Services		(42,282)

48 Provides for the deallocation
of funds to eliminate one
50 Sanitarian II position in the

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

2 childhood lead poisoning
 3 prevention program due to
 4 reductions in the federal
 5 categorical grant.

6 **Health - Bureau of**

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

10 Provides for the deallocation
 11 of funds to allow for the
 12 transfer of one Health
 13 Program Manager position from
 14 the federal categorical grant
 15 to the Maternal and Child
 16 Health Block Grant.

18 **Health - Bureau of**

20 Personal Services 770 1,540

22 Provides for the allocation
 23 of funds for the
 24 reorganization of one Clerk
 25 Typist II position to a
 26 Medical Secretary position
 27 within the genetics birth
 28 defects program.

30 **Health - Bureau of**

32 Positions - Legislative Count (-1.000) (-2.000)
 33 Personal Services (18,233) (94,814)

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

44 **Health - Bureau of**

46 Personal Services 2,966 17,722
 47 All Other 2,000 4,000
 48
 49 TOTAL 4,966 21,722

2 Provides for the allocation
 3 of funds to upgrade an
 4 Environmental Specialist III
 5 position to a Director,
 6 Drinking Water Program
 7 position funded by the Public
 8 Water Supply Supervision
 9 Grant PL-93-523.

10

Health - Bureau of

12

13	Positions - Legislative Count	(-0.500)	(-0.500)
14	Personal Services	(2,620)	(13,663)

16 Provides for the deallocation
 17 of funds to eliminate one
 18 1/2-time Medical Care
 19 Coordinator position from the
 20 Federal Project Grants
 21 account.

22

Maternal and Child Health

24

25	Positions - Legislative Count		(-1.000)
26	Personal Services		(45,903)

28 Provides for the deallocation
 29 of funds to transfer one
 30 Comprehensive Health Planner
 31 II position from the federal
 32 categorical grant to the
 33 Maternal and Child Health
 34 Block Grant.

**Medical Care - Payments
 to Providers**

38

39	All Other	58,748,561	20,428,927
----	-----------	------------	------------

40

42 Provides for the allocation
 43 of federal matching funds to
 44 cover an anticipated Medicaid
 45 shortfall that has resulted
 46 because actual fiscal year
 47 1999-00 spending and updated
 48 fiscal year 2000-01 spending
 projections significantly
 exceed those used for the

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

2 fiscal year 2000-01 biennial
budget.

4 **Office of Management and Budget**

6 Personal Services 1,160,000

8 Provides for the allocation
10 of funds for the transfer of
the federal share for the
12 cost of the Office of
Management and Budget from
14 the Social Services Block
Grant to allow for the
equitable distribution of
16 these costs to the benefiting
programs. This transfer is
18 necessary due to reductions
in the Social Services Block
20 Grant.

22 **OMB Operations - Regional**

24 All Other 1,298,000

26 Provides for the allocation
of funds for the transfer of
28 federal matching costs to the
OMB Operations - Regional
30 from the Social Services
Block Grant to allow for the
equitable distribution of
32 costs to the benefitting
programs. This transfer is
34 necessary due to the
36 reductions in the Social
Services Block Grant.

38 **Bureau of Medical Services**

40 All Other 12,071,402

42 Provides for the allocation
44 of federal matching funds to
purchase and develop software
46 to enhance the department's
Medicaid claims management
48 system.

50 **Medical Care - Payment to Providers**

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

2	All Other	4,800,317	12,647,274
4	Provides for the allocation		
6	of funds for the federal		
8	match on Medicaid services		
10	funded by the Department of		
	Mental Health, Mental		
	Retardation and Substance		
	Abuse Services.		
12	DEPARTMENT OF HUMAN SERVICES		
14	TOTAL	<u>63,707,657</u>	<u>47,919,542</u>
16	INLAND FISHERIES AND WILDLIFE,		
18	DEPARTMENT OF		
	Endangered Nongame Operations		
20	Positions - Legislative Count	(2,000)	(2,000)
22	Personal Services	12,264	79,500
24	All Other	20,000	50,000
	TOTAL	<u>32,264</u>	<u>129,500</u>
26	Provides for the allocation		
28	of funds for 2 Biologist I		
30	positions to carry out lynx		
32	research. The study will be		
	concluded in 2003 and the		
	positions will be abolished.		
34	DEPARTMENT OF INLAND FISHERIES		
36	AND WILDLIFE		
	TOTAL	<u>32,264</u>	<u>129,500</u>
38	LABOR, DEPARTMENT OF		
40	Administration - Bureau of Labor		
	Standards		
42	Positions - Legislative Count		(1,000)
44	Personal Services		41,937
46	All Other		56,070
	Capital Expenditures		3,500
48	TOTAL		<u>101,507</u>
50	Provides for the allocation		
	of funds for one Statistician		

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

2 II position to conduct
research into safety-related
4 issues for teenage workers,
particularly regarding
6 exposure to carbon monoxide
gas.

8 **Blind and Visually Impaired -**
9 **Division for the**

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

14 Provides for the allocation
of funds through the transfer
16 of one Employment and
Training Specialist I
18 position from the Employment
Services Activity program,
20 Federal Expenditures Fund.
The position will be used to
22 continue a project position
created by financial order
24 that will expire April 15,
2000 and is related to the
26 settlement of an employee
relations matter.

28

Employment Services Activity

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

36

38 Provides for the deallocation
of funds from the transfer of
one Clerk Typist III
40 position, one Employment and
Training Specialist II
42 position, 2 Employment and
Training Specialist III
44 positions and an Employment
and Training Specialist IV
46 position from the Bureau of
Employment Services to the
48 Bureau of Labor Standards.

50 **Employment Services Activity**

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

2	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(6,026)	(44,891)
4			
6	Provides for the deallocation		
	of funds from the transfer of		
8	an Employment and Training		
	Specialist I position to the		
10	Blind and Visually Impaired		
	program.		
12	Employment Services Activity		
14	Personal Services	(192,871)	(252,894)
16			
18	Provides for the deallocation		
	of funds from the transfer of		
20	Personal Services allocation		
	to the Welfare to Work		
22	program and the Governor's		
	Training Initiative program		
24	to better serve Maine		
	citizens.		
26	Employment Services Activity		
28	Positions - Legislative Count		(-3.000)
	Personal Services		(112,500)
30			
32	Provides for the deallocation		
	of funds through the		
34	elimination of 3 vacant		
	Employment and Training		
	Specialist I positions.		
36	Migrant and Immigrant Services		
38	Positions - Legislative Count		(5.000)
	Personal Services		259,441
40	All Other		69,475
42	TOTAL		<hr/> 328,916
44			
46	Provides for the allocation		
	of funds for establishment of		
48	the Migrant and Immigrant		
	Services federal program		
50	under the Bureau of Labor		
	Standards through the		
	transfer of one Clerk Typist		

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

2	III position, one Employment and Training Specialist II position, 2 Employment and Training Specialist III positions and an Employment and Training Specialist IV position from the Employment Services Activity program.		
4			
6			
8			
10	Rehabilitation Services		
12	Positions - Legislative Count	(-1.000)	(-1.000)
14	Personal Services	(55,304)	(58,269)
16	Provides for the deallocation of funds through the transfer of a Rehabilitation Services Manager position to the General Fund of this same program.		
18			
20			
22	Rehabilitation Services		
24	Positions - Legislative Count	(1.000)	(1.000)
26	Personal Services	54,459	54,961
28	All Other	845	3,308
30	TOTAL	<u>55,304</u>	<u>58,269</u>
32	Provides for the allocation of funds for the transfer of a Casework Supervisor position from the General Fund of this same program.		
34			
36	Welfare to Work		
38	Personal Services	128,588	
40	All Other	571,412	
42	Capital Expenditures		
44	TOTAL	<u>700,000</u>	
46	Provides for the allocation of funds for the Welfare to Work Program.		
48	DEPARTMENT OF LABOR		
50	TOTAL	<u>507,129</u>	<u>(263,887)</u>

MARINE RESOURCES, DEPARTMENT OF

2

Division of Administrative Services

4

6	Positions - Legislative Count		(1.000)
	Personal Services		44,970
8	All Other		900
10	TOTAL		<hr/> 45,870

12 Provides for the allocation
 14 of funds to transfer in one
 16 Planning and Research
 18 Associate I position from the
 Bureau of Resource Management
 to more accurately reflect
 program expenditures.

Bureau of Resource Management

22	Positions - FTE Count	(0.500)	(0.500)
	Personal Services	3,301	13,197
24	All Other	66	264
26	TOTAL	<hr/> 3,367	<hr/> 13,461

28 Provides for the allocation
 30 of funds to transfer one
 seasonal Conservation Aide
 32 position from Other Special
 Revenue funds to provide
 34 research and monitoring
 assistance to federal grant
 36 programs. This transfer
 results in an increase in FTE
 count of 0.058.

Bureau of Resource Management

40

42	Positions - Legislative Count	(-2.000)	(-2.000)
	Personal Services	(21,523)	(86,089)
44	All Other	(431)	(1,722)
46	TOTAL	<hr/> (21,954)	<hr/> (87,811)

48 Provides for the deallocation
 of funds through the transfer
 of one Marine Resource
 50 Scientist I position and one

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

2 Scientist II position to the
 3 Eel and Elver Management Fund
 4 in order to provide research
 and management of the fishery.

6 **Bureau of Resource Management**

8	Positions - Legislative Count		(-1,000)
	Personal Services		(44,970)
10	All Other		(900)
12	TOTAL		<hr/> (45,870)

14 Provides for the deallocation
 15 of funds through the transfer
 16 of one Planning and Research
 17 Associate I position to the
 18 Division of Administrative
 19 Services to more accurately
 20 reflect program expenditures.

22	DEPARTMENT OF MARINE RESOURCES		
	TOTAL	<hr/> (18,587)	<hr/> (74,350)

24 **MENTAL HEALTH, MENTAL RETARDATION**
 25 **AND SUBSTANCE ABUSE SERVICES,**
 26 **DEPARTMENT OF**

28 **Mental Health Services - Children**

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

34 Provides for the deallocation
 35 of funds through the
 36 elimination of one Resource
 37 Development Manager position
 38 and one Social Services
 39 Manager I position due to the
 40 end of a grant.

42 **Office of Substance Abuse**

44	All Other	150,420	209,580
----	-----------	---------	---------

46 Provides for the allocation
 47 of funds to continue the
 48 Office of Juvenile Justice
 and Delinquency Prevention,

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

2 or OJJDP, program to reduce
underage drinking.

4 **Office of Substance Abuse**

6	Personal Services	446	1,961
	All Other	(446)	(1,961)
8		<hr/>	<hr/>
	TOTAL	0	0

10 Provides for the transfer of
12 All Other to Personal
14 Services to upgrade one Clerk
16 Stenographer II position to a
Clerk Typist III position.

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

20	TOTAL	<hr/>	<hr/>
		32,026	87,570

22 **SECTION**

24	TOTAL ALLOCATIONS	<hr/>	<hr/>
		64,283,989	52,050,303

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

28

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

30 **ADMINISTRATIVE AND FINANCIAL**
32 **SERVICES, DEPARTMENT OF**

34 **Revenue Services - Bureau of**

36	All Other		2,750,000
----	-----------	--	-----------

38 Provides for the allocation
of funds for a short-term
40 contract to assist with
accounts receivable
42 collection of delinquent
business taxes. The effort
44 will pay for the cost of a
reporting system for MATS
46 that will aid the bureau's
collection efforts. These
48 efforts will generate net
General Fund undedicated

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

2 revenue of \$1,795,868 in
fiscal year 2000-01.

4 **Accident, Sickness and Health
Insurance**

6	Positions - Legislative Count	(-11,000)
8	Positions - FTE Count	(-0.361)
	Personal Services	(477,768)
10	All Other	(718,642)
12	TOTAL	<hr/> (1,196,410)

14 Provides for the deallocation
16 of funds through the transfer
of the Accident, Sickness and
18 Health Insurance dedicated
revenue account to a new
internal service fund.

20 **DEPARTMENT OF ADMINISTRATIVE
22 AND FINANCIAL SERVICES
TOTAL**

1,553,590

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

28 **Office of the Commissioner**

30	Personal Services	2,022	3,353
	All Other	89	147
32	TOTAL	<hr/> 2,111	<hr/> 3,500

34 Provides for the allocation
36 of funds to establish one
split-funded Public Relations
38 Representative position.
Headcount and remaining
40 funding will be in the
General Fund account within
42 the Office of the
Commissioner.

44 **Milk Commission**

46 All Other (2,040,000)

48 Provides for the deallocation
50 of funds through the transfer

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

2 of the Maine Milk Pool funds
into a separate account to
facilitate automated
4 calculation by the Office of
the State Treasurer of the
6 average daily cash balance.

8 **Milk Commission**

10 All Other 2,040,000

12 Provides for the allocation
of funds through the transfer
14 of the Maine Milk Pool funds
from the Maine Milk
16 Commission account to allow
for automated calculation of
18 cash pool earnings.

20 **Milk Commission**

22 Personal Services 902 6,107

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

36 **Division of Plant Industry**

38 Personal Services 776 5,914

40 Provides for the allocation
of funds to reclassify one
42 departmental Information
Systems Manager position to
44 one agency Technology Officer
position in conjunction with
46 a reorganization plan that
establishes a 2nd technology
48 position to support the needs
of the department.

50

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

2	DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES		
4	TOTAL	<u>3,789</u>	<u>15,521</u>
6	ATTORNEY GENERAL, DEPARTMENT OF THE		
8	Administration - Attorney General		
10	All Other	260,000	
12	Notwithstanding the Maine		
14	Revised Statutes, Title 22,		
16	section 1511, provides for		
18	the allocation of funds from		
	the Fund for a Healthy Maine		
	to be used for administrative		
	expenses.		
20	District Attorneys Salaries		
22	Positions - Legislative Count		(-3,000)
24	Personal Services		(162,125)
26	All Other		(3,518)
	TOTAL		<u>(165,643)</u>
28	Provides for the deallocation		
30	of funds and transfer of 3		
32	Assistant District Attorney		
34	positions to the General		
36	Fund. Other Special Revenue		
	funding is no longer		
	available to continue these		
	positions.		
38	DEPARTMENT OF THE ATTORNEY GENERAL		
40	TOTAL	<u>260,000</u>	<u>(165,643)</u>
42	AUDIT, DEPARTMENT OF		
44	Audit - Municipal Bureau		
46	Positions - Legislative Count		(-3,000)
48	Personal Services		(176,023)
50	All Other		(46,402)
	TOTAL		<u>(222,425)</u>
	Provides for the deallocation		

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

2 of funds through the
elimination of the Municipal
4 Bureau within the Department
of Audit. Transfers 3 Auditor
6 III positions into the
departmental bureau to assist
in completion of the State's
8 Single Audit.

10 **Audit - Departmental Bureau**

12	Positions - Legislative Count	(3.000)
	Personal Services	176,023
14	All Other	15,000
16	TOTAL	<hr/> 191,023

18 Provides for the allocation
of funds for transfer of 3
20 Auditor III positions from
the Municipal Bureau into the
22 departmental bureau to assist
in completion of the State's
24 Single Audit in accordance
with the federal Single Audit
26 Act Amendments of 1996.

28 **DEPARTMENT OF AUDIT**
29 **TOTAL**

(31,402)

30

31 **BAXTER STATE PARK AUTHORITY**

32

33 **Baxter State Park Authority**

34

	Positions - FTE Count	(1.000)
36	Personal Services	32,177

38 Provides for the allocation
of funds for 2 seasonal,
40 26-week Campground Ranger I
positions.

42

43 **Baxter State Park Authority**

44

	Positions - FTE Count	(0.404)
46	Personal Services	16,990

48 Provides for the allocation
of funds for one seasonal

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

2 Clerk II position for 21
weeks per year.

4 **Baxter State Park Authority**

6	Positions - FTE Count	(0.173)	(0.173)
	Personal Services	6,947	7,249

8
10 Provides for the allocation
of funds to extend one
12 seasonal Alpine Ranger
position for an additional 9
weeks per season.

14 **Baxter State Park Authority**

16	Positions - Legislative Count		(1.000)
18	Positions - FTE Count		(-0.769)
	Personal Services		8,235

20
22 Provides for the allocation
of funds to increase one
24 seasonal Clerk II position to
a full-time Clerk II position.

26 **BAXTER STATE PARK AUTHORITY**

TOTAL		<u>6,947</u>	<u>64,651</u>
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28 **CONSERVATION, DEPARTMENT OF**

30 **Boating Facilities Fund**

32	Personal Services	6,769	16,817
34	All Other	(6,769)	(16,817)

36	TOTAL	<u>0</u>	<u>0</u>
----	--------------	----------	----------

38 Provides for the allocation
40 of funds for the
establishment of one 36-week
42 project Navigational Aides
Assistant position, 10 weeks
44 in fiscal year 1999-00, 26
weeks in fiscal year 2000-01.

46 **DEPARTMENT OF CONSERVATION**

TOTAL		<u>0</u>	<u>0</u>
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48 **CORRECTIONS, DEPARTMENT OF**

50

Charleston Correctional Facility

2		
	Positions - Legislative Count	(1,000)
4	Personal Services	36,430
	All Other	263
6		
	TOTAL	<hr/> 36,693
8		
	Provides for the allocation	
10	of funds to establish one	
	Correctional Trades	
12	Instructor position to assist	
	with public restitution and	
14	the Sawyer industries program.	

Correctional Center

16		
	Positions - Legislative Count	(2,000)
18	Personal Services	93,113
20	All Other	333,321
	Capital Expenditures	38,900
22		
	TOTAL	<hr/> 465,334
24		
	Provides for the allocation	
26	of funds through the transfer	
	of 2 positions from the	
28	Vocational Training and	
	Industries Program to the	
30	Maine Correctional Center.	
	This transfer is being	
32	requested to consolidate	
	programs with common goals to	
34	align with the	
	performance-based budgeting	
36	initiatives.	

State Prison

38		
	Personal Services	1,200
40	All Other	3,919
42		
	TOTAL	<hr/> 5,119
44		
	Provides for the allocation	
46	of funds from a transfer from	
	the State Prison - Farm	
48	Program to consolidate	
	programs with common goals to	

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

2 align with performance-based
budgeting initiatives.

4 **State Prison - Farm Program**

6	Personal Services	(1,200)
	All Other	(3,919)
8		
	TOTAL	<hr/> (5,119)

10
12 Provides for the deallocation
of funds through a transfer
14 to the State Prison program
to consolidate programs with
16 common goals to align with
performance-based budgeting
initiatives.

18
20 **Vocational Training and
Industries Program**

22	Positions - Legislative Count	(-2,000)
	Personal Services	(93,113)
24	All Other	(333,321)
	Capital Expenditures	(38,900)
26		
	TOTAL	<hr/> (465,334)

28
30 Provides for the deallocation
of funds through a transfer
32 of 2 positions from the
Vocational Training and
34 Industries program account
to the Maine Correctional
Center program account to
36 consolidate programs with
common goals to better align
38 with the performance-based
budgeting initiatives.

40
42 **Charleston Correctional
Facilities**

44	Personal Services	639	3,136
----	-------------------	-----	-------

46 Provides for the allocation
of funds to reclassify one
48 Industrial Shop Supervisor
position to a Correctional
50 Trades Shop Supervisor

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

2 position in the Sawyer
Industries program as part of
4 the reorganization within the
department.

6 **Correctional Services**

8 All Other (35,021)

10 Provides for the transfer of
12 funds from the Correctional
Services program to the Adult
14 Community Corrections
program. This transfer is
16 requested to consolidate
programs with common goals to
18 align with the
performance-based budgeting
initiatives.

20 **Adult Community Corrections**

22 All Other 35,021

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

34 **Juvenile Community Corrections**

36 All Other 280,682 400,000

38 Provides for the allocation
40 of funds from reimbursements
for targeted case management
42 services under the Medicaid
program. These funds will be
44 used to expand services to
juveniles in the department's
care.

46 **DEPARTMENT OF CORRECTIONS**

48 **TOTAL** 281,321 439,829

50 **ENVIRONMENTAL PROTECTION,**

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

DEPARTMENT OF

2

**Maine Environmental Protection
Fund**

4

6	Positions - Legislative Count	(1.000)
	Personal Services	65,710
8	All Other	1,334
10	TOTAL	<hr/> 67,044

12 Provides for the allocation
14 of funds for the transfer of
16 one Environmental Specialist
IV position to align with
funding.

18 **Maine Environmental Protection
Fund**

20

	Positions - Legislative Count	(-1.000)
22	Personal Services	(55,651)

24 Provides for the deallocation
26 of funds from the transfer of
28 one Environmental Specialist
III position from Other
Special Revenue funds to the
Federal Expenditures Fund.

30

Land and Water Quality

32

	Positions - Legislative Count	(8.000)
34	Personal Services	460,418
	All Other	84,738

36

	TOTAL	<hr/> 545,156
--	-------	---------------

38

40 Provides for the allocation
42 of funds from Municipal
Sewage Construction to
44 transfer and combine the
program under the Land and
Water Quality program.

46 **Municipal Sewerage Construction**

48	Positions - Legislative Count	(-8.000)
	Personal Services	(460,418)
50	All Other	(84,738)

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

2	TOTAL		(545,156)
4	Provides for the deallocation		
6	of funds from Municipal		
8	Sewage Construction to		
10	transfer and combine the		
	program under the Land and		
	Water Quality program.		
12	Remediation and Waste Management		
14	Positions - Legislative Count	(1,000)	(1,000)
16	Personal Services	7,178	30,804
18	All Other	146	625
20	TOTAL	7,324	31,429
22	Provides for the allocation		
24	of funds for the transfer of		
26	one Environmental Technician		
28	position from the Performance		
30	Partnership Grant to the		
32	Toxics Use Reduction Program		
34	under the Hazardous Waste		
36	Fund.		
38	Remediation and Waste Management		
40	All Other		1,511,500
42	Provides for the allocation		
44	of funds for tire stockpile		
46	abatement, remediation and		
48	cleanup consistent with		
50	provisions for the Tire		
	Management Fund in the Maine		
	Revised Statutes, Title 38,		
	section 1316-F.		
52	Remediation and Waste Management		
54	Positions - Legislative Count		(22,000)
56	Personal Services		1,161,748
58	All Other		188,380
60	TOTAL		1,350,128
62	Provides for the allocation		
64	of funds through a transfer		

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

2 from the Solid Waste
 Management program to
 4 combine programs under the
 Remediation and Waste
 Management program.

6
 8 **Solid Waste Management**

8	Positions - Legislative Count		(-22,000)
10	Personal Services		(1,161,748)
12	All Other		(188,380)
14	TOTAL		<u>(1,350,128)</u>

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

20
 22 **Maine Environmental Protection
 Fund**

24	Positions - Legislative Count	(1,000)	(1,000)
26	Personal Services	5,460	28,259

28 Provides for the transfer of
 one Clerk Typist II position
 from the Land and Water
 30 Quality program to place the
 position within the
 32 appropriate funding source.

34 **Maine Environmental Protection
 Fund**

36	Personal Services	20,400	95,100
38	All Other	250	2,200
40	TOTAL	<u>20,650</u>	<u>97,300</u>

42 Provides funding for the
 establishment of 2
 44 Environmental Specialist II
 project positions to assist
 46 in dealing with the backlog
 of compliance review permit
 48 conditions and site
 inspections in the site
 50 location process. The

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

2 positions will be effective
from April 15, 2000 through
4 April 7, 2001.

6 **Remediation and Waste Management**

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

12 Provides funding for the
14 establishment of one
Environmental Specialist II
16 project position to assist in
review and evaluation of oil
18 spill reports. The positions
will be effective from April
20 15, 2000 through April 7,
2001.

22 **Remediation and Waste Management**

24	Positions - Legislative Count	(-1,000)
	Personal Services	(41,800)

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

36 **Remediation and Waste Management**

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

44 Provides for the transfer of
46 one Environmental Specialist
III position from an account
within Remediation and Waste
48 Management to another account
to place the position within

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

2	the appropriate funding source.		
4	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
6	TOTAL	<hr/> 43,754	<hr/> 1,729,431
8	EXECUTIVE DEPARTMENT		
10	Land For Maine's Future Fund		
12	Positions - Legislative Count		(1,000)
13	Personal Services		49,608
14	All Other		3,207
16	TOTAL		<hr/> 52,815
18	Provides for the allocation of funds for the continued support of the Land for Maine's Future Program by creating one Senior Planner position.		
24	Planning Office		
26	All Other		438,000
28	Provides for the allocation of funds for recycling and hazardous waste grants administrated by the State Planning Office.		
34	EXECUTIVE DEPARTMENT		
36	TOTAL		<hr/> 490,815
38	HOUSING AUTHORITY, MAINE STATE		
40	Maine State Housing Authority		
42	All Other		1,742,963
44	Provides for the allocation of funds due to the revenue reprojction in the Real Estate Transfer Tax program.		
46			
48			
50	MAINE STATE HOUSING AUTHORITY		<hr/>

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

2	TOTAL		1,742,963
4	HUMAN SERVICES, DEPARTMENT OF		
6	Bureau of Family Independence - Central		
8	Positions - Legislative Count	(-1,000)	(-1,000)
10	Personal Services	(2,808)	(14,602)
12	Provides for the deallocation of funds to eliminate one Clerk Typist II position from the Support Enforcement and Location Unit.		
16	Child Welfare Services		
18	All Other	1,500,000	1,500,000
20	Provides for the allocation of funds for the increased costs of services for children returned to facilities within the State.		
26	Child Welfare Services		
28	All Other	1,500,000	
30	Provides for the allocation of funds to pay for the infrastructure to provide services in-state for children placed in out-of-state facilities.		
38	Drinking Water Enforcement		
40	Personal Services	3,473	5,428
42	Provides for the allocation of funds to upgrade one Engineer Technician IV position to an Environmental Specialist IV position to oversee the data transfer and technical oversight for the Public Water Supply Supervision Grant PL 93-523.		

2	Health - Bureau of		
4	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(6,529)	(35,650)
6	Provides for the deallocation		
8	of funds to eliminate one		
10	Clerk Typist III position		
	from the radiation control		
12	program.		
	Bureau of Medical Services		
14	All Other	2,761,000	
16	Provides for the allocation		
18	of funds to cover an		
20	anticipated shortfall in the		
	Medicaid Administration		
22	account.		
	Purchased Social Services		
24	All Other		185,905
26	Provides for the allocation		
28	of funds for the continuation		
30	of the Vista and Americorps		
	projects in which up to 47		
32	Americorps Vista members		
	perform volunteer service to		
34	strengthen and supplement		
	efforts to eliminate poverty		
36	and poverty-related social		
	and environmental problems		
38	and help to meet the		
	fundamental needs of children		
40	and youth.		
	Child Support Collections		
42	All Other	10,300,000	10,300,000
44	Provides for the allocation		
46	of funds to allow for the		
	distribution of these funds		
48	to clients. The Division of		
	Support Enforcement and		
50	Recovery Unit estimates that		

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

2 child support collections in
fiscal year 1999-00 will be
\$90,000,000. The present
4 allocation of \$79,700,000
will not be sufficient to
6 make the distribution.

8 **Medical Care - Payments to
Providers**

10 All Other 132,659

12 Provides funds generated by
14 the fiscal year 1997-98
hospital tax for the Augusta
16 Mental Health Institute and
the Bangor Mental Health
18 Institute to offset a General
Fund appropriation.

20 **DEPARTMENT OF HUMAN SERVICES**
22 **TOTAL** 16,187,795 11,941,081

24 **LICENSURE OF WATER TREATMENT
PLANT OPERATORS, ADVISORY
26 BOARD FOR**

28 **Water Treatment Plant Operators -
Board of Certification**

30 All Other 8,735

32 Provides for the allocation
34 of funds to cover operating
costs.

36 **ADVISORY BOARD FOR LICENSURE OF
38 WATER TREATMENT PLANT OPERATORS
TOTAL** 8,735

40 **MARINE RESOURCES, DEPARTMENT OF**

42 **Division of Administrative Services**

44 Positions - Legislative Count (-1.000) (-1.000)

46 Provides for the deallocation
48 of one legislative headcount
authorization for one Senior
50 Planner position in order to

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

2 provide the headcount
3 necessary to establish one
4 Administrative Procedures
5 Coordinator position in the
6 Division of Administrative
7 Services.

8 **Division of Administrative Services**

10	Positions - Legislative Count	(-1.000)
	Personal Services	(36,989)
12	All Other	(740)
14	TOTAL	<hr/> (37,729)

16 Provides for the deallocation
17 of funds through the transfer
18 out of one Clerk Typist III
19 position to more accurately
20 reflect program expenditures.

22 **Division of Administrative Services**

24	Positions - Legislative Count	(0.500)
	Personal Services	17,781
26	All Other	356
28	TOTAL	<hr/> 18,137

30 Provides for the allocation
31 of funds to transfer in one
32 part-time Clerk Typist III
33 position from the Bureau of
34 Marine Patrol to more
35 accurately reflect program
36 expenditures.

38 **Division of Community Resource
39 Development**

40	Positions - Legislative Count	(1.000)
42	Personal Services	36,989
	All Other	740
44	TOTAL	<hr/> 37,729

46 Provides for the allocation
47 of funds to transfer one
48 Clerk Typist III position
49 from the Division of
50

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

2 Administrative Services to
more accurately reflect
4 program expenditures.

6 **Marine Patrol - Bureau of**

8	Positions - Legislative Count	(1,000)
	Personal Services	37,269
	All Other	631
10		<hr/>
12	TOTAL	37,900

14 Provides for the allocation
of funds to transfer one
16 Maintenance Mechanic position
from the Watercraft Fund
within the Bureau of Marine
18 Patrol in order to more
accurately reflect program
20 expenditures.

22 **Marine Patrol - Bureau of**

24	Positions - Legislative Count	(-1,000)
	Personal Services	(37,269)
26	All Other	(631)
		<hr/>
28	TOTAL	(37,900)

30 Provides for the deallocation
of funds through the transfer
32 of one Maintenance Mechanic
position to the Watercraft
34 Fund within the Bureau of
Marine Patrol to more
36 accurately reflect program
expenditures.

38 **Marine Patrol - Bureau of**

40	Positions - Legislative Count	(-1,000)
42	Personal Services	(34,868)
	All Other	(698)
44		<hr/>
46	TOTAL	(35,566)

48 Provides for the deallocation
of funds through the transfer
out of one part-time Clerk
50 Typist II position and one

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

2 part-time Clerk Typist III
 position to more accurately
 4 reflect program expenditures.

Bureau of Resource Management

6	Positions - Legislative Count		(0.500)
8	Personal Services		17,087
	All Other		342
10			<hr/>
12	TOTAL		17,429

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

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		<hr/>	<hr/>
28	TOTAL	21,954	87,811

30 Provides for the allocation
 of funds to transfer in one
 Marine Resource Scientist I
 32 position and one Scientist II
 position from the Federal
 Expenditures Fund to enable
 34 research and management of
 36 the fishery.

Bureau of Resource Management

40	Positions - FTE Count	(-0.442)	(-0.442)
	Personal Services	(3,068)	(12,268)
42	All Other	(62)	(246)
44		<hr/>	<hr/>
	TOTAL	(3,130)	(12,514)

46 Provides for the deallocation
 of funds to transfer one
 48 seasonal Conservation Aide
 position to the Federal
 Expenditures Fund to provide

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

2 research and monitoring
assistance to federal grant
4 programs.

6 **Bureau of Resource Management**

8 Personal Services 12,653
All Other 253
10 TOTAL 12,906

12 Provides for the allocation
of funds and authority to
14 extend a project Marine
Resource Scientist II
16 position through June 9, 2000.

18 **DEPARTMENT OF MARINE RESOURCES**
19 **TOTAL** 31,730 75,297

20 **MENTAL HEALTH, MENTAL RETARDATION**
21 **AND SUBSTANCE ABUSE SERVICES,**
22 **DEPARTMENT OF**

24 **Augusta Mental Health Institute**

26 Personal Services (10,926)
28 All Other (4,085)
Capital Expenditures (44)
30 TOTAL (15,055)

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

38 **Augusta Mental Health Institute**

40 All Other 81,728

42 Provides for the allocation
44 of funds for the purpose of
increasing dentist hours in
46 the department's 3 dental
clinics.

48 **Augusta Mental Health Institute**

50

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

2	Positions - Legislative Count	(13,000)	(13,000)
	Personal Services	78,432	319,484
4	All Other	408,365	463,691
6	TOTAL	<u>486,797</u>	<u>783,175</u>

8 Provides for the allocation
 of funds to continue 8 Nurse
 10 II positions and 5 Mental
 Health Worker I positions
 12 created by Financial Order
 03352FO in order to meet
 14 requirements of the Augusta
 Mental Health Consent Decree.

16 **Augusta Mental Health Institute**

18	All Other	135,301
----	-----------	---------

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

26 **Augusta Mental Health Institute**

28	Positions - Legislative Count	(-8,000)
	Personal Services	(190,142)
30	All Other	(273,798)
32	TOTAL	<u>(463,940)</u>

34 Provides for the deallocation
 of funds through the transfer
 36 of management of facilities
 and grounds and one Laborer
 38 II position, one Heavy
 Equipment Operator position,
 40 one Building Maintenance
 Supervisor position and 5
 42 Boiler Engineer positions
 from the Augusta Mental
 44 Health Institute to the
 Bureau of General Services.

46 **Bangor Mental Health Institute**

48	Personal Services	(13,617)
50	All Other	(2,647)

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

2	Capital Expenditures		(24)
4	TOTAL		<hr/> (16,288)

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

Bangor Mental Health Institute

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

20 Provides for the deallocation
of funds through the
22 elimination of 3 full-time
and one part-time Nurse II
24 positions, one Nurse I
position, 2 Licensed
26 Practical Nurse positions,
one Mental Health Worker II
28 position, 4 Mental Health
Worker I positions, one
30 Custodial Worker I position,
one Storekeeper II position,
32 one Clerk Typist II position,
one Furniture Repairer
34 position and 2 Food Service
Worker positions as a result
36 of a unit closing at the
Bangor Mental Health
Institute.

Bangor Mental Health Institute

40	All Other	69,254
----	-----------	--------

42 Provides for the allocation
44 of funds to pay the final
gross patient services
46 revenue limit for fiscal year
1997-98.

Mental Health Services - Community

50

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

2	All Other	204,556	
4	Provides for the allocation		
6	of funds to purchase hardware		
	and software for management		
	information systems.		
8	Augusta Mental Health Institute		
10	Positions - Legislative Count		(-1,000)
	Personal Services		(100,690)
12	All Other		(3,968)
14	TOTAL		<u>(104,658)</u>
16	Provides for the deallocation		
18	of funds due to the		
20	elimination of one Physician		
	III position.		
22	Augusta Mental Health Institute		
24	All Other	147,000	
26	Provides for the allocation		
28	of funds in order to fund		
30	necessary health and safety		
	needs, such as an electrical		
	infrastructure upgrade, air		
	quality and sprinkler system.		
32	DEPARTMENT OF MENTAL HEALTH, MENTAL		
	RETARDATION AND SUBSTANCE		
34	ABUSE SERVICES		
36	TOTAL	<u>821,312</u>	<u>(132,025)</u>
38	PROFESSIONAL AND FINANCIAL		
	REGULATION, DEPARTMENT OF		
40	Administrative Services - Professional		
42	and Financial Regulation		
44	Personal Services	2,625	5,300
46	Provides for the allocation		
48	of funds to upgrade one		
	Accountant II position to a		
	Staff Accountant position to		
	meet the needs of the		

2	Administrative Services Division.		
4	Banking - Bureau of		
6	Personal Services	5,850	7,800
8	Provides for the allocation of funds for the range change of the Securities Division Administrator position from range 31, confidential, to range 34, confidential.		
14	Administrative Services - Professional and Financial Regulation		
18	Personal Services	2,500	3,300
20	Provides for the allocation of funds for the renaming of the classification of the Managing Insurance Examiner position in the Supervisory bargaining unit to Assistant Director of Fiscal Operations in the Confidential bargaining unit.		
30	Banking - Bureau of		
32	Personal Services	1,450	1,450
34	Provides for the allocation of funds for the implementation of an agreement to reclassify all Staff Attorney positions and change their bargaining unit from Confidential to Professional and Technical.		
44	Insurance - Bureau of		
46	Personal Services	8,950	8,950
48	Provides for the allocation of funds for the implementation of an		
50			

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

2 agreement to reclassify all
 3 Staff Attorney positions and
 4 one Managing Insurance
 5 Examiner position and change
 6 their bargaining unit from
 7 Confidential to Professional
 8 and Technical and for the
 9 reclassification of a Senior
 10 Staff Attorney position.

11 **DEPARTMENT OF PROFESSIONAL AND**
 12 **FINANCIAL REGULATION**
 13 **TOTAL**

21,375	26,800
--------	--------

14 **PUBLIC SAFETY, DEPARTMENT OF**
 15 **Fire Marshal - Office of**

18 Positions - Legislative Count		(1,000)
20 Personal Services		69,953
21 All Other		16,116
22 Capital Expenditures		150,000
24 TOTAL		236,069

26 Provides for the allocation
 27 of funds to establish one
 28 Chemist III position and for
 29 operational expenses and
 30 upgrade of the Crime Lab
 31 facility necessary to process
 32 fire evidence, which is
 33 required due to loss of
 34 services by closure of the
 35 private contract laboratory.

36 **State Police**

38 Personal Services		7,341	7,341
40 All Other		133	133
42 TOTAL		7,474	7,474

44 Provides for the allocation
 45 of funds for the
 46 reclassification and range
 47 change for 2 Police
 48 Communication Operator
 49 positions as approved by the
 50 Bureau of Human Resources.

2	Turnpike Enforcement		
4	Personal Services	8,170	7,341
	All Other	147	133
6		<hr/>	<hr/>
	TOTAL	8,317	7,474
8	Provides for the allocation		
10	of funds for the		
12	reclassification and range		
14	change for 2 Police		
16	Communication Operator		
	positions as approved by the		
	Bureau of Human Resources.		
18	Turnpike Enforcement		
20	Positions - Legislative Count		(2,000)
	Personal Services		71,511
	All Other		31,207
22	Capital Expenditures		44,000
24			<hr/>
	TOTAL		146,718
26	Provides for the allocation		
28	of funds to establish 2 State		
30	Police Trooper positions and		
32	allocates funds for		
34	operational costs and for the		
	purchase of vehicles for the		
	troopers as requested by the		
	Maine Turnpike Authority.		
36	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL	<hr/>	<hr/>
		15,791	397,735
38	SECRETARY OF STATE,		
40	DEPARTMENT OF		
42	Administration - Archives		
44	Personal Services	1,777	4,983
46	Provides funding to continue		
48	a 36-week, part-time project		
50	Clerk Typist II position from		
	April 15, 2000 until November		
	4, 2000. This position will		
	perform extensive data entry		

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

2 needed in order to track
boxes of archival documents
4 that must be moved to
accommodate the conversion of
6 a part of the archives
facility to mobile compact
shelving.

8			
10	DEPARTMENT OF SECRETARY OF STATE		
12	TOTAL	<u>1,777</u>	<u>4,983</u>
14	SECTION		
14	TOTAL ALLOCATIONS	<u>17,675,591</u>	<u>18,162,361</u>

16 **Sec. A-4. Allocation.** The following funds are allocated from
the Federal Block Grant Fund for the fiscal years ending June 30,
18 2000 and June 30, 2001 to carry out the purposes of this Part.

20		1999-00	2000-01
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22 **ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF**

24 **Community Development Block
Grant Program**

28	All Other	1,000,000	
----	-----------	-----------	--

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

34 **DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT**

36	TOTAL	<u>1,000,000</u>	
----	--------------	------------------	--

38 **EDUCATION, DEPARTMENT OF**

40 **Learning Systems**

42	Personal Services	4,000	
44	All Other	160	

46	TOTAL	<u>4,160</u>	
----	--------------	--------------	--

48 Provides for the allocation
of funds to meet a payroll

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

2 shortfall resulting from a
3 lack of attrition and
4 unbudgeted salary and benefit
5 increases in a 2-person
6 account.

7 **DEPARTMENT OF EDUCATION**

8 **TOTAL**

_____ 4,160

9 **HUMAN SERVICES, DEPARTMENT OF**

10 **Health - Bureau of**

11 Positions - Legislative Count (-1.000)
12 Personal Services (42,282)

13 Provides for the deallocation
14 of funds to eliminate one
15 Sanitarian II position in the
16 childhood lead poisoning
17 prevention program due to the
18 reduction of federal funding.

19 **Maternal and Child Health**

20 Positions - Legislative Count (1.000)
21 Personal Services 45,903

22 Provides for the allocation
23 of funds for the transfer of
24 one Comprehensive Health
25 Planner II position from the
26 federal categorical grant.
27 The position will be
28 reclassified to Public Health
29 Nurse Consultant.

30 **Maternal and Child Health**

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

33 Provides for the allocation
34 of funds for the transfer of
35 one Health Program Manager
36 position from the federal
37 categorical grant.

38 **Maternal and Child Health**

39

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

2	Personal Services		1,566
4	Provides for the allocation of funds to reorganize one Data Entry Specialist position to a Clerk Typist III position.		
8	Purchased Social Services		
10	Positions - Legislative Count	(-1.000)	(-1.000)
12	Personal Services	(50,588)	(52,105)
14	Provides for the deallocation of funds to transfer one Social Services Program Specialist II position to the Bureau of Child and Family Services account to comply with the State's Single Audit finding.		
22	Additional Support for Persons in Retraining and Employment		
26	Positions - Legislative Count	(-1.000)	(-1.000)
28	Personal Services	(5,169)	(26,139)
30	Provides for the deallocation of funds to eliminate one Human Services Aide III position.		
34	Office of Management and Budget		
36	Personal Services		(2,079,083)
38	All Other		(30,128)
40	TOTAL		<u>(2,109,211)</u>
42	Provides for the deallocation of funds to transfer the cost of the Office of Management and Budget from the Social Services Block Grant account to the Federal Expenditures Fund to allow for the equitable distribution of costs to the benefiting programs. This transfer is		

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

2 necessary due to reductions
in the Social Services Block
Grant.

4

6 **OMB Operations -
Regional**

8 All Other (2,361,056)

10 Provides for the deallocation
12 of funds to transfer the cost
of the OMB Operations -
14 Regional from the Social
Services Block Grant account
16 to the Federal Expenditures
Fund to allow for the
18 equitable distribution of
costs to the benefiting
20 programs. This transfer is
necessary due to reductions
22 in the Social Services Block
Grant.

24 **Community Services Block
Grant**

26 All Other 844,843 147,317

28

30 Provides for the allocation
of federal Community Services
32 Block Grant funds carried
forward from state fiscal
34 year 1999 of \$697,526 and
from a grant award increase
36 of \$147,317 received in March
2000. These funds will be
38 contracted out in fiscal year
2000.

40 **Child Care Development Block
Grant**

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

44

46 Provides for the allocation
of federal Child Care
48 Development Block Grant funds
carried forward from state
50 fiscal year 1999 of \$482,591
and from a grant award of

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

2 \$651,034 for matching
increase and \$583,441 for
4 discretionary funds received
in March 2000. These funds
6 will be contracted out in
fiscal year 2000.

8 **DEPARTMENT OF HUMAN SERVICES**
9 **TOTAL** 2,506,152 (3,104,290)

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

13 **Office of Substance Abuse**

14
15 All Other 500,000

16
17 Provides for the allocation
18 of funds due to an increase
19 in the Office of Substance
20 Abuse federal block grant.
21

22
23 **Mental Health Services - Children**

24
25 All Other 117,221 117,221

26
27 Provides for an allocation of
28 funds due to an increase in
29 the Community Mental Health
30 Block Grant program.
31

32 **Mental Health Services - Community**

33
34 All Other 117,221 117,221

35
36 Provides for the allocation
37 of funds due to an increase
38 in the Community Mental
39 Health Block Grant program.
40

41
42 **DEPARTMENT OF MENTAL HEALTH, MENTAL**
43 **RETARDATION AND SUBSTANCE**
44 **ABUSE SERVICES**
45 **TOTAL** 234,442 734,442

46
47 **PUBLIC SAFETY, DEPARTMENT OF**

48 **Emergency Medical Services**
49
50

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

2	Positions - Legislative Count		(-1,000)
	Personal Services		(79,235)
4	All Other		(28,362)
6	TOTAL		<u>(107,597)</u>
8	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.		

18	DEPARTMENT OF PUBLIC SAFETY		
	TOTAL		<u>(107,597)</u>

20	SECTION		
22	TOTAL ALLOCATIONS	<u>3,744,754</u>	<u>(2,477,445)</u>

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

28		1999-00	2000-01
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30 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

32 **Bureau of Revenue Services Fund**

34	All Other	750,000	750,000
----	-----------	---------	---------

36 Provides for the allocation
 38 of funds for the Bureau of
 40 Revenue Services Internal
 42 Services Fund. Funds will be
 44 collected from agencies for
 46 services rendered to them by
 48 the bureau.

46	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
	TOTAL	<u>750,000</u>	<u>750,000</u>

50	SECTION		
	TOTAL ALLOCATIONS	<u>750,000</u>	<u>750,000</u>

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

State Prison

2			
	Positions - Legislative Count		(2,000)
4	Personal Services		83,136
	All Other		3,500
6			
8	Provides for the allocation		
	of funds to establish one		
10	Account Clerk II position and		
	one Correctional Trades		
12	Instructor position and for		
	various reclassifications to		
14	implement the Department of		
	Corrections Master Plan for		
16	the industries component at		
	the Maine State Prison.		

18	DEPARTMENT OF CORRECTIONS		
	TOTAL		86,636
20			
	SECTION		
22	TOTAL ALLOCATIONS		86,636

24 **Sec. A-8. Allocation.** The following funds are allocated from
 26 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.

28		1999-00	2000-01
	AGRICULTURE, FOOD AND RURAL		
30	RESOURCES, DEPARTMENT OF		
	Seed Potato Board		
32			
34	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(31,733)	(33,216)
36	All Other	(254)	(266)
38	TOTAL	(31,987)	(33,482)

40 Provides for the deallocation
 42 of funds through the
 44 elimination of one vacant
 46 Clerk Typist III position.
 48 The headcount only will be
 50 reallocated to the Office of
 the Commissioner in order to
 establish a Public Relations
 Representative position as
 part of a reorganization plan.

2	DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES		
4	TOTAL	(31,987)	(33,482)
6	SECTION		
6	TOTAL ALLOCATIONS	(31,987)	(33,482)

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

12		1999-00	2000-01
14	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
16	Lottery Operations		
18	All Other	46,000	46,000
20	Provides for the allocation		
22	of funds to bolster		
24	advertising efforts for the		
	Heritage Fund instant ticket		
	games.		

26	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES		
28	TOTAL	46,000	46,000
30	SECTION		
32	TOTAL ALLOCATIONS	46,000	46,000

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

38			2000-01
40	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
42	Accident, Sickness and Health		
44	Insurance Internal Service Fund		
46	Positions - Legislative Count		(11,000)
48	Positions - FTE Count		(0.361)
50	Personal Services		477,768
	All Other		718,642

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

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

6 **DEPARTMENT OF ADMINISTRATIVE AND**
FINANCIAL SERVICES
8 **TOTAL** 1,196,410

10 **SECTION**
TOTAL ALLOCATIONS 1,196,410

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

18 **1999-00** **2000-01**
20 **ADMINISTRATIVE AND FINANCIAL**
SERVICES, DEPARTMENT OF

22 **Information Services -**
24 **Bureau of**

26 Personal Services 2,036 7,562

28 Provides for the allocation
of funds to upgrade the
30 Deputy Director of
Information Services position
32 to a Chief Information
Officer position.

34 **DEPARTMENT OF ADMINISTRATIVE AND**
36 **FINANCIAL SERVICES**
TOTAL 2,036 7,562

38 **SECTION**
40 **TOTAL ALLOCATIONS** 2,036 7,562

42 **PART B**

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

50

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

	1999-00	2000-01
2		
4	ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
6	Administration - Human Resources	
8	Personal Services	\$6,372 \$5,377
10	Buildings and Grounds Operations	
12	Personal Services	8,043 9,234
14	Financial and Personnel Services - Division of	
16	Personal Services	5,094 3,366
18		
20	DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
22	TOTAL	19,509 17,977
24	ATLANTIC SALMON COMMISSION	
26	Atlantic Salmon Commission	
28	Personal Services	2,658 7,144
30	TOTAL	2,658 7,144
32	AUDIT, DEPARTMENT OF	
34	Audit - Departmental Bureau	
36	Personal Services	2,200
38	TOTAL	2,200
40	CONSERVATION, DEPARTMENT OF	
42	Forest Health And Monitoring	
44	Personal Services	11,403 8,040
46	Forest Policy and Management -	
48	Division of	
50	Personal Services	2,479 3,279

2	Parks - General Operations		
4	Personal Services	8,424	24,260
6	DEPARTMENT OF CONSERVATION		
	TOTAL	<u>22,306</u>	<u>35,579</u>
8	CORRECTIONS, DEPARTMENT OF		
10	Administration - Corrections		
12	Personal Services		19,786
14	Correctional Center		
16	Personal Services		15,395
18	Downeast Correctional Facility		
20	Personal Services		7,142
22	Northern Maine Juvenile		
24	Facility		
26	Personal Services		10,642
28	State Prison		
30	Personal Services		17,259
32	DEPARTMENT OF CORRECTIONS		
	TOTAL		<u>70,224</u>
34	ECONOMIC AND COMMUNITY DEVELOPMENT,		
36	DEPARTMENT OF		
38	Administration - Economic and		
	Community Development		
40	Personal Services	5,000	5,495
42	Business Development		
44	Personal Services	9,704	5,495
46	Maine State Film Commission		
48	Personal Services	4,698	4,271
50			

2	Office of Tourism		
4	Personal Services	7,730	3,429
6	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
8	TOTAL	<u>27,132</u>	<u>18,690</u>
10	EDUCATION, DEPARTMENT OF		
12	Leadership		
14	Personal Services	8,776	3,491
16	Learning Systems		
18	Personal Services	7,984	4,752
20	Management Information Systems		
22	Personal Services	2,063	2,053
24	Support Systems		
26	Personal Services	5,517	5,240
28	DEPARTMENT OF EDUCATION		
30	TOTAL	<u>24,340</u>	<u>15,536</u>
32	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
34	Administration - Environmental Protection		
36	Personal Services	8,833	5,694
38	Land and Water Quality		
40	Personal Services	7,509	8,354
42	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
44	TOTAL	<u>16,342</u>	<u>14,048</u>
46	HUMAN SERVICES, DEPARTMENT OF		
48	Bureau of Child and Family Services - Central		
50			

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

2	Personal Services	4,200	3,800
4	Bureau of Medical Services		
6	Personal Services		17,435
8	Elder and Adult Services - Bureau of		
10	Personal Services		2,050
12	OMB Operations - Regional		
14	Personal Services	2,300	1,100
16	DEPARTMENT OF HUMAN SERVICES		
18	TOTAL	<u>6,500</u>	<u>24,385</u>
20	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
22	Enforcement Operations - Inland Fisheries and Wildlife		
26	Personal Services		9,500
28	Fisheries and Hatcheries Operations		
30	Personal Services		22,500
32	Licensing Services - Inland Fisheries and Wildlife		
34	Personal Services		600
36	Office of the Commissioner - Inland Fisheries and Wildlife		
38	Personal Services	1,632	4,182
42	Public Information and Education - Division of		
44	Personal Services	6,110	4,202
46	Resource Management Services - Inland Fisheries and Wildlife		
48	Personal Services		3,791
50	Personal Services		3,791

2	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
4	TOTAL	<u>7,742</u>	<u>44,775</u>
6	MARINE RESOURCES, DEPARTMENT OF		
8	Bureau of Resource Management		
10	Personal Services		16,481
12	DEPARTMENT OF MARINE RESOURCES TOTAL		<u>16,481</u>
14	MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF		
18	Mental Health Services - Community		
20	Personal Services	2,780	2,196
22	Mental Retardation Services - Community		
24	Personal Services		91,766
26	Office of Substance Abuse		
28	Personal Services	2,692	1,176
30	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES TOTAL	<u>5,472</u>	<u>95,138</u>
36	MUSEUM, MAINE STATE		
38	Maine State Museum		
40	Personal Services	13,992	18,000
42	MAINE STATE MUSEUM TOTAL	<u>13,992</u>	<u>18,000</u>
44	PUBLIC SAFETY, DEPARTMENT OF		
46	Liquor Enforcement		
48	Personal Services	2,450	2,038
50			

State Police

2	Personal Services	8,664	14,201
4			
6	DEPARTMENT OF PUBLIC SAFETY		
6	TOTAL	<u>11,114</u>	<u>16,239</u>
8	SECTION		
10	TOTAL APPROPRIATIONS	<u>\$157,107</u>	<u>\$396,416</u>

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

		1999-00	2000-01
18	ATLANTIC SALMON COMMISSION		
20	Atlantic Salmon Commission		
22	Personal Services	\$3,307	\$7,076
24			
26	ATLANTIC SALMON COMMISSION		
26	TOTAL	<u>3,307</u>	<u>7,076</u>
28	CONSERVATION, DEPARTMENT OF		
30	Forest Health and Monitoring		
32	Personal Services	3,177	2,227
34	Forest Policy and Management -		
36	Division of		
38	Personal Services	7,035	4,527
40	DEPARTMENT OF CONSERVATION		
40	TOTAL	<u>10,212</u>	<u>6,754</u>
42	EDUCATION, DEPARTMENT OF		
44	Learning Systems		
46	Personal Services	7,849	2,396
48	Learning Systems		
50	Personal Services	3,588	2,920

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

2	DEPARTMENT OF EDUCATION		
	TOTAL	11,437	5,316
4			
6	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
8	Administration - Environmental Protection		
10	Personal Services	1,032	2,529
12	Land and Water Quality		
14	Personal Services	1,855	3,395
16	Performance Partnership Grant		
18	Personal Services	9,286	13,783
20			
22	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
	TOTAL	12,173	19,707
24			
26	EXECUTIVE DEPARTMENT		
28	Planning Office		
30	Personal Services	3,602	2,746
32	EXECUTIVE DEPARTMENT		
	TOTAL	3,602	2,746
34			
36	HUMAN SERVICES, DEPARTMENT OF		
38	Bureau of Family Independence - Central		
40	Personal Services	2,975	4,950
42	Health - Bureau of		
44	Personal Services	18,875	17,550
46	Bureau of Medical Services		
48	Personal Services	79,880	62,990
50	OMB Operations - Regional		

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

2	Personal Services	1,150	500
4	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	<u>102,880</u>	<u>85,990</u>
6	MARINE RESOURCES, DEPARTMENT OF		
8	Bureau of Resource Management		
10	Personal Services	1,950	2,329
12	DEPARTMENT OF MARINE RESOURCES		
14	TOTAL	<u>1,950</u>	<u>2,329</u>
16	SECTION		
	TOTAL ALLOCATIONS	<u>\$145,561</u>	<u>\$129,918</u>
18	Sec. B-3. Allocations. There are allocated from Other Special		
20	Revenue funds for the fiscal years ending June 30, 2000 and June		
22	30, 2001 to the departments listed, the sums identified in the		
	following in order to provide funding for approved		
	reclassifications and range changes.		
24		1999-00	2000-01
26	BAXTER STATE PARK AUTHORITY		
28	Baxter State Park Authority		
30	Personal Services	\$10,251	\$16,664
32	BAXTER STATE PARK AUTHORITY		
34	TOTAL	<u>10,251</u>	<u>16,664</u>
36	CONSERVATION, DEPARTMENT OF		
38	Boating Facilities Fund		
40	Personal Services	12,690	9,028
42	Off-road Recreational		
	Vehicles Program		
44	Personal Services	5,344	5,142
46	DEPARTMENT OF CONSERVATION		
48	TOTAL	<u>18,034</u>	<u>14,170</u>
50	CORRECTIONS, DEPARTMENT OF		

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

2	Vocational Training and Industries Program		
4	Personal Services	2,460	2,490
6	DEPARTMENT OF CORRECTIONS TOTAL	<hr/> 2,460	<hr/> 2,490
8			
10	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
12	Administration - Environmental Protection		
14	Personal Services	1,226	2,203
16	Maine Environmental Protection Fund		
18	Personal Services	10,534	13,166
20	Municipal Sewerage Construction		
22	Personal Services	1,760	3,492
24	Remediation and Waste Management		
26	Personal Services	12,278	6,107
28	Remediation and Waste Management		
30	Personal Services	3,766	2,488
32	Remediation and Waste Management		
34	Personal Services	3,105	5,594
36	Solid Waste Management		
38	Personal Services	4,292	4,661
40			
42	DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL	<hr/> 36,961	<hr/> 37,711
44			
46	HUMAN SERVICES, DEPARTMENT OF		
48	Drinking Water Enforcement		
50	Personal Services	20,425	14,225

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

2	DEPARTMENT OF HUMAN SERVICES		
	TOTAL	20,425	14,225
4	LABOR, DEPARTMENT OF		
6	Safety Education and Training		
8	Programs		
	Personal Services	7,517	7,145
10			
12	DEPARTMENT OF LABOR		
	TOTAL	7,517	7,145
14	MARINE RESOURCES,		
16	DEPARTMENT OF		
18	Division of Administrative		
	Services		
20	Personal Services	3,547	2,226
22	Division of Administrative		
24	Services		
	Personal Services	725	3,144
26			
28	Marine Patrol - Bureau of		
	Personal Services	1,536	1,237
30			
32	Bureau of Resource Management		
	Personal Services	1,504	1,747
34			
36	DEPARTMENT OF MARINE RESOURCES		
	TOTAL	7,312	8,354
38	PROFESSIONAL AND FINANCIAL		
40	REGULATION, DEPARTMENT OF		
42	Banking - Bureau of		
	Personal Services	4,875	2,750
44			
46	Engineers - Board of Registration		
	for Professional		
48	Personal Services	4,100	3,100
50	Insurance - Bureau of		

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

2	Personal Services	1,300	2,600
4	Licensure in Medicine - Board of		
6	Personal Services	8,200	3,800
8	Nursing - Board of		
10	Personal Services	3,150	2,150
12	DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION		
14	TOTAL	<u>21,625</u>	<u>14,400</u>
16	PUBLIC SAFETY, DEPARTMENT OF		
18	Criminal Justice Academy		
20	Personal Services	1,270	2,561
22	Emergency Services Communication Bureau		
24	Personal Services	9,669	12,471
26	Fire Marshal - Office of		
28	Personal Services	12,435	16,088
30	DEPARTMENT OF PUBLIC SAFETY		
32	TOTAL	<u>23,374</u>	<u>31,120</u>
34	SECTION		
36	TOTAL ALLOCATIONS	<u>\$147,959</u>	<u>\$146,279</u>

38 **Sec. B-4. Allocations.** There are allocated from the Federal
 40 Block Grant 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.

	1999-00	2000-01
46	HUMAN SERVICES, DEPARTMENT OF	
48	Dental Disease Prevention	
50	Personal Services	\$2,030 \$3,970

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

2	All Other	(2,030)	(3,970)
4	Special Children's Services		
6	Personal Services	3,300	1,950
6	All Other	(3,300)	(1,950)
8	DEPARTMENT OF HUMAN SERVICES		
10	TOTAL	<u>0</u>	<u>0</u>
12	SECTION		
12	TOTAL ALLOCATIONS	<u>\$0</u>	<u>\$0</u>

14 **Sec. B-5. Allocations.** There are allocated from the Internal
 16 Service Fund for the fiscal years ending June 30, 2000 and June
 18 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	ADMINISTRATIVE AND FINANCIAL		
24	SERVICES, DEPARTMENT OF		
26	Central Motor Pool		
28	Personal Services	\$1,334	\$2,579
30	DEPARTMENT OF ADMINISTRATIVE		
32	AND FINANCIAL SERVICES		
34	TOTAL	<u>1,334</u>	<u>2,579</u>
36	SECTION		
38	TOTAL ALLOCATIONS	<u>\$1,334</u>	<u>\$2,579</u>

PART C

40 **Sec. C-1. Appropriations.** There are appropriated from the
 42 General 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		
	Buildings and Grounds		

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

Operations

2			
4	All Other	(\$19,509)	(\$17,977)
6	Provides funds for approved		
8	reclassifications and range		
10	changes in this program, the		
12	Administration - Human		
	Resources Program and the		
	Financial and Personnel		
	Services - Division of		
	program.		
14	DEPARTMENT OF ADMINISTRATIVE AND		
16	FINANCIAL SERVICES		
	TOTAL	<u>(19,509)</u>	<u>(17,977)</u>
18			
20	ATLANTIC SALMON COMMISSION		
22	Atlantic Salmon Commission		
24	All Other	(2,658)	(7,144)
26	Provides funds for an		
28	approved range change and a		
	reclassification.		
30	ATLANTIC SALMON COMMISSION		
	TOTAL	<u>(2,658)</u>	<u>(7,144)</u>
32			
34	AUDIT, DEPARTMENT OF		
36	Audit - Departmental Bureau		
38	All Other		(2,200)
40	Provides funds for an		
42	approved reclassification.		
44	DEPARTMENT OF AUDIT		
	TOTAL		<u>(2,200)</u>
46			
48	CONSERVATION, DEPARTMENT OF		
50	Forest Health and Monitoring		
	All Other	(11,403)	(8,040)

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

2	Provides funds for approved reclassifications.		
4			
6	Forest Policy and Management - Division of		
8	All Other	(2,479)	(3,279)
10	Provides funds for an approved bargaining unit change.		
12			
14	Parks - General Operations		
16	Capital Expenditures	(8,424)	(24,260)
18	Provides funds for approved reclassifications and range changes.		
20			
22	DEPARTMENT OF CONSERVATION		
24	TOTAL	<u>(22,306)</u>	<u>(35,579)</u>
26	CORRECTIONS, DEPARTMENT OF		
28	Administration - Corrections		
30	All Other		(17,156)
32	Provides funds for an approved reclassification and range changes.		
34			
36	Charleston Correctional Facility		
38	All Other		(10,642)
40	Provides funds for an approved reclassification in the Northern Maine Juvenile Detention Facility program.		
42			
44	Correctional Center		
46	All Other		(15,395)
48	Provides funds for approved		

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

2	reclassifications and a range change.		
4	Downtown Correctional Facility		
6	All Other		(7,142)
8	Provides funds for approved reclassifications.		
10	Juvenile Community Corrections		
12	All Other		(2,630)
14	Provides funds for an approved reclassification and range changes in the Administration - Corrections program.		
20	State Prison		
22	All Other		(17,259)
24	Provides funds for approved reclassifications.		
28	DEPARTMENT OF CORRECTIONS		
30	TOTAL		<hr/> (70,224)
32	ECONOMIC AND COMMUNITY DEVELOPMENT,		
34	DEPARTMENT OF		
36	Administration - Economic and Community Development		
38	Personal Services	(17,434)	0
40	All Other	0	(5,495)
42	Capital Expenditures	(5,000)	0
44	TOTAL	<hr/> (22,434)	<hr/> (5,495)
46	Provides funds for an approved reclassification and range changes in this program, the Office of Tourism program and the Business Development program.		
50			

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

Business Development

2 All Other (5,495)
4 Provides funds for an
6 approved range change.

Office of Tourism

10 All Other (4,698) (7,700)
12 Provides funds for an
14 approved reclassification in
16 this program and an approved
reclassification in the Maine
State Film Commission program.

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT**

18 **TOTAL** (27,132) (18,690)

EDUCATION, DEPARTMENT OF

Leadership

26 All Other (3,491)
28 Provides funds for an
30 approved reclassification.

Learning Systems

34 All Other (7,984) (4,752)
36 Provides funds for an
38 approved reclassification.

Management Information Systems

40 All Other (2,063) (2,053)
42 Provides funds for an
44 approved reclassification.

Regional Services

46 Personal Services (8,776)
48 Provides funds for an
50

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

2	approved reclassification in the Leadership program.		
4	Support Systems		
6	All Other	(5,517)	(5,240)
8	Provides funds for an approved reclassification.		
10			
12	DEPARTMENT OF EDUCATION TOTAL	<u>(24,340)</u>	<u>(15,536)</u>
14			
16	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
18	Administration - Environmental Protection		
20			
22	All Other	(8,833)	(5,694)
24	Provides funds for an approved range change.		
26	Land and Water Quality		
28	All Other	(7,509)	(8,354)
30	Provides funds for an approved reclassification.		
32			
34	DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL	<u>(16,342)</u>	<u>(14,048)</u>
36			
38	HUMAN SERVICES, DEPARTMENT OF		
40	Bureau of Child and Family Services - Central		
42			
44	All Other	(4,200)	(3,800)
46	Provides funds for an approved reclassification.		
48	Bureau of Elder and Adult Services		
50	All Other		(2,050)

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

2 Provides funds for an
4 approved reclassification.

6 **Bureau of Medical Services**

8 All Other (17,435)

10 Provides funds for approved
12 reclassifications and range
14 changes.

16 **OMB Operations - Regional**

18 All Other (2,300) (1,100)

20 Provides funds for approved
22 reclassifications.

24 **DEPARTMENT OF HUMAN SERVICES**

26 **TOTAL** (6,500) (24,385)

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

32 **Enforcement Operations - Inland
34 Fisheries and Wildlife**

36 All Other (9,500)

38 Provides funds for an
40 approved reclassification.

42 **Fisheries and Hatcheries Operations**

44 All Other (22,500)

46 Provides funds for approved
48 reclassifications.

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

All Other (600)

Provides funds for an
approved reclassification.

Office of the Commissioner -

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

2	Inland Fisheries and Wildlife		
4	All Other	(1,632)	(4,182)
6	Provides funds for an approved reclassification.		
8	Public Information and Education - Division of		
10	All Other	(6,110)	(4,202)
12	Provides funds for approved reclassifications.		
14			
16	Resource Management Services - Inland Fisheries and Wildlife		
18	All Other		(3,791)
20	Provides funds for approved reclassifications.		
22			
24	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
26	TOTAL	<u>(7,742)</u>	<u>(44,775)</u>
28			
30	MARINE RESOURCES, DEPARTMENT OF		
32	Bureau of Resource Management		
34	All Other		(16,481)
36	Provides funds for approved reclassifications and a range change.		
38			
40	DEPARTMENT OF MARINE RESOURCES		
42	TOTAL		<u>(16,481)</u>
44	MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF		
46	Mental Health Services - Community		
48	All Other	(2,780)	(2,196)

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

2	Provides funds for an approved reclassification.		
4	Mental Retardation Services - Community		
6	All Other		(91,766)
8	Provides funds for approved reclassifications.		
10	Office of Substance Abuse		
12	All Other	(2,692)	(1,176)
14	Provides funds for an approved reclassification.		
18	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES		
20	TOTAL	<hr/>	<hr/>
22		(5,472)	(95,138)
24	MUSEUM, MAINE STATE		
26	Maine State Museum		
28	All Other	(13,992)	(18,000)
30	Provides funds for approved reclassifications.		
32	MAINE STATE MUSEUM		
34	TOTAL	<hr/>	<hr/>
36		(13,992)	(18,000)
38	PUBLIC SAFETY, DEPARTMENT OF		
40	Liquor Enforcement		
42	All Other	(2,450)	(2,038)
44	Provides funds for an approved reclassification.		
46	State Police		
48	All Other	(8,664)	(14,201)

COMMITTEE AMENDMENT

2 Provides funds for approved
reclassifications.

4 DEPARTMENT OF PUBLIC SAFETY
TOTAL (11,114) (16,239)

6
8 SECTION
10 TOTAL APPROPRIATIONS (\$157,107) (\$396,416)

12 PART D

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

16 14. Cushion provision in fiscal year 2000-01. The
18 following cushion is established for fiscal year 2000-01. The
20 state share of subsidy for fiscal year 2000-01 for operating
22 costs, program costs excluding the state share of bus purchases
24 and minimum subsidy may not be less than the state share of
26 subsidy for fiscal year 1999-00 for operating costs, program
28 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. The funds appropriated for
the fiscal year 2000-01 cushion provision are limited to the
amount appropriated by the Legislature, and the department is
authorized to prorate payments to units if the amount
appropriated is insufficient to make full payment to all units.

30 Sec. D-2. 20-A MRSA §15653, sub-§1, as amended by PL 1999, c.
32 401, Pt. GG, §6, is further amended to read:

34 1. Per pupil guarantee. The Legislature shall annually
36 establish a per pupil guarantee. For fiscal year 1999-00, the
38 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
years, it is the intent of the Legislature to achieve the per
pupil guarantee targets established in this subsection.

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

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

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

50 The intent of the Legislature is to achieve a per pupil guarantee
that matches projected spending in fiscal year 2002-03.

Beginning in fiscal year 2000-01 2001-02, if the appropriation and any increase in the mill rate determined by the Legislature to be needed under this section are not sufficient to achieve both the targeted reduction percentage in section 15603, subsection 26-A, paragraph F and the targeted per pupil guarantee, then the per pupil guarantee must advance toward the targeted per pupil guarantee in the same proportion as the reduction percentage is lowered toward the targeted reduction percentage.

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:

4. Statewide local share. For fiscal year 1999-00 2000-01, the statewide local share amount of the operating costs allocation is based on the sum of the amounts determined by multiplying for each unit 6.67 6.89 mills times the unit's property fiscal capacity. In subsequent years the mill rate is 6.67 6.89 mills, except that the Legislature shall determine if an increase is needed to achieve the targeted per pupil guarantee under this section.

Sec. D-4. Basic elementary and secondary per pupil operating rates. The basic elementary per pupil operating rate for the 2000-01 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 pupil operating rate for the 2000-01 fiscal year is \$4,138.

Sec. D-5. Per pupil guarantee and statewide factor. The per pupil guarantee for the 2000-01 fiscal year is \$4,307. The statewide factor for the 2000-01 fiscal year is 0.55970.

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

	2000-01 TOTAL
40 OPERATING COSTS	
Per pupil guarantee pursuant to the Maine Revised Statutes, Title 20-A, section 15653	\$931,358,687
46 PROGRAM COSTS	
Early Childhood	563,978

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

2	Special Education (Local)	148,103,245
4	Special Education (Tuition and Board)	13,826,263
6	Vocational Education	27,318,717
8	Transportation Operating	63,741,907
10	Bus Purchases	5,000,000
12	PROGRAM COSTS TOTAL	<u>258,554,110</u>
14	Less percentage reduction pursuant to the Maine Revised Statutes, Title 20-A, section 15603, subsection 26-A, paragraph F	(25,777,845)
18	ADJUSTED PROGRAM COSTS TOTAL	<u>232,776,265</u>
22	FOUNDATION TOTAL - COMBINED ADJUSTED OPERATING AND PROGRAM COST	<u>\$1,164,134,952</u>

24 **Sec. D-7. Foundation subsidy indexes.** This section establishes mill rates pursuant to the Maine Revised Statutes, Title 20-A, chapter 606 as follows: operating cost millage, 6.89 mills; program millage limit, 1.31 mills.

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

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

	2000-01 TOTAL	2000-01 STATE
42		
44		
46	Foundation Total - Combined Adjusted Operating and Program Cost	\$1,164,134,952 \$578,538,583
48	Minimum State Subsidy	1,515,000 1,515,000
50	ADJUSTED STATE SHARE FOUNDATION ALLOCATION TOTAL	<u>\$1,165,649,952 \$580,053,583</u>

2		2000-01
4		TOTAL
	Adjustments and Miscellaneous Costs	
6	Cost of Geographic Isolation Adjustments	\$250,000
8	Cost of Quality Incentive Adjustments	0
	Audit Adjustments	0
10	Cost of Reimbursement for Private School Services	201,000
12	Special Education Tuition and Board for State Wards and Other Pupils Placed Directly by	
14	the State	8,806,800
	State Agency Clients	19,439,400
16	English as a 2nd Language	1,600,000
	Out-of-district Placements	2,592,120
18	Long-term Drug Treatment Centers	63,415
20	Contract for Cost-of-education and Income Data	0
	Fiscal Year 2001 Cushion	2,100,000
22	Total Adjustments	<u>\$35,052,735</u>

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

30		2000-01	2000-01
32		TOTAL	STATE
34	ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$35,052,735	\$35,052,735
36	FOUNDATION, DEBT SERVICE AND		
38	ADJUSTMENTS AND MISCELLANEOUS COSTS TOTAL	\$1,278,823,538	\$671,452,552

40

42 **Sec. D-16. Limit of State's obligation.** If the State's continued
 44 obligation for any individual program contained in sections 6, 9,
 10, 13, 14 and 15 of this Part exceeds the level of funding
 provided for that program, any unexpended balances occurring in
 46 other programs may be applied to avoid proration of payments for
 any individual program. Any unexpended balances from sections 6,
 48 9, 10, 13, 14 and 15 of this Part may not lapse but must be
 carried forward for the same purpose.

50

2 **Sec. D-17. Appropriations.** Sections 1 to 15 of this Part may
not be construed to require the State to provide payments that
4 exceed the appropriation of funds for General Purpose Aid for
Local Schools for the fiscal year beginning July 1, 2000 and
ending June 30, 2001.
6

8
PART E

10 **Sec. E-1. Implementation of modified accrual; corporate income tax, cigarette and tobacco tax, estate tax and real estate transfer tax.**
12 Notwithstanding the Maine Revised Statutes, Title 5, chapter
151-B, the Commissioner of Administrative and Financial Services
14 shall recognize additional revenue in the General Fund as a
result of administratively implementing the modified accrual
16 method of accounting for revenue for the corporate income tax,
the cigarette and tobacco tax, the estate tax and the real estate
18 transfer tax.

20 **Sec. E-2. Recognition of Estate Tax Suspense account as General Fund revenue.** Notwithstanding the Maine Revised Statutes, Title
22 5, chapter 151-B, the Commissioner of Administrative and
Financial Services shall implement the recognition of payments
24 deposited into the Estate Tax Suspense account as General Fund
revenue as the deposits are made beginning in fiscal year
26 2000-01. In order to facilitate this change, the balance of the
Estate Tax Suspense account at the end of fiscal year 1999-00
28 must be recognized as General Fund revenue at the end of fiscal
year 1999-00. It is estimated that this will generate additional
30 General Fund revenue of \$4,000,000 in fiscal year 1999-00.

32
PART F

34 **Sec. F-1. 2 MRSA §6, sub-§2,** as amended by PL 1999, c. 259,
36 §1, is further amended to read:

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

42 Superintendent of Banking;

44 State Tax Assessor;

46 Superintendent of Insurance;

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

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

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

10 Deputy Commissioner, Department of Administrative and
Financial Services;

12 Associate Commissioner for Adult Services, Department of
14 Corrections;

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

18 Public Advocate;

20 Chief Information Officer; and

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

26 **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:

28 H. State Tax Assessor; and

30 I. State Budget Officer; and

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

34 J. Chief Information Officer.

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

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

50

2 **Sec. F-5. Telecommunications Personal Property Tax Reserve.** On
3 or before June 30, 2000, the State Controller shall transfer
4 \$14,662,083 from the Telecommunications Personal Property Tax
5 Reserve of the General Fund to the unappropriated surplus of the
6 General Fund. This transfer must be made available to offset the
7 fiscal impact of applying the estimated prepayment of the
8 telecommunications property tax made for the 2000 tax year to the
1999 gross tax assessment due August 15, 1999.

10 **Sec. F-6. Transportation Funding Reserve.** On or before June
11 30, 2000, the State Controller shall transfer an amount not to
12 exceed \$500,000 from the Transportation Funding Reserve in the
13 General Fund to the unallocated surplus of the Highway Fund to
14 meet the quarterly cash payment requirements of the Department of
15 Transportation for highway capital projects authorized by the
16 Legislature. On or before June 30, 2001, the State Controller
17 shall transfer an amount not to exceed \$3,544,139 from the
18 Transportation Funding Reserve in the General Fund to the
19 unallocated surplus of the Highway Fund to meet the quarterly
20 cash payment requirements of the Department of Transportation for
21 highway capital projects authorized by the Legislature. Any
22 balances remaining on June 30th of each fiscal year in the
23 Transportation Funding Reserve in the General Fund carry forward
24 to be used for the same purposes.

26 **Sec. F-7. Transfer to Highway Fund unallocated surplus.** On or
27 before June 30, 2000, the State Controller shall transfer an
28 amount not to exceed \$500,000 from the unappropriated surplus of
29 the General Fund to the unallocated surplus of the Highway Fund
30 to meet the quarterly cash payment requirements of the Department
31 of Transportation for highway capital projects authorized by the
32 Legislature. On or before June 30, 2001, the State Controller
33 shall transfer an amount not to exceed \$20,150,000 from the
34 unappropriated surplus of the General Fund to the unallocated
35 surplus of the Highway Fund. Any balances remaining on June 30th
36 of each fiscal year in the unappropriated surplus of the General
37 Fund that, when added to transfers already made under this
38 section, do not exceed \$20,650,000 carry forward to be used for
39 the same purposes.

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

46 **Sec. F-9. Position authorization.** Notwithstanding any other
47 provision of law, the Department of Administrative and
48

2 Financial Services, Bureau of Accounts and Control may establish
3 one limited-period Accounting Systems Analyst position assigned
4 full time to the design and implementation of the new automated
5 time and attendance system. This position must be funded from
6 the MFASIS System Account and must end on December 31, 2000.

8 **PART G**

10 **Sec. G-1. 5 MRSA §936, sub-§1, ¶C**, as enacted by PL 1995, c.
11 502, Pt. F, §2, is amended to read:

12 C. ~~Director, -- Policy, -- Legislative -- and -- Information -- Services~~
13 Associate Commissioner for Legislative and Program Services.

14 **Sec. G-2. 34-A MRSA §1403, sub-§2, ¶¶B and C**, as amended by PL
15 1995, c. 502, Pt. F, §18, are further amended to read:

16 B. The commissioner may appoint and set the salary for 2 3
17 associate commissioners to assist in carrying out the
18 responsibilities of the department.

19 (1) An appointment is for an indeterminate term and
20 until a successor is appointed and qualified or during
21 the pleasure of the commissioner.

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

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

27 (1) Associate Commissioner for Adult Services;

28 (1-A) Associate Commissioner for Juvenile Services;

29 (2) Assistant to the Commissioner; and

30 (3) ~~Director, -- Policy, -- Legislative -- and -- Information~~
31 Services Associate Commissioner for Legislative and
32 Program Services.

33 **Sec. G-3. Intermittent positions.** Notwithstanding the Maine
34 Revised Statutes, Title 5, section 1583-A or any other provision
35 of law, the Department of Corrections may establish, if funds are
36 available, intermittent positions for the purpose of performing
37 duties for which unbudgeted overtime would otherwise be incurred.
38

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

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

12 PART H

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

16 **3. Distribution of proceeds.** Funds received by the Land
18 for Maine's Future Board under the agreement with the financial
institution, credit union or other credit card issuer must be
20 deposited in a separate, interest-bearing account within the Land
for Maine's Future Fund. The account must be held separate and
22 apart from all other money, funds and accounts. Eligible
investment earnings credited to the assets of the account become
24 part of the assets of the account. Any balance remaining in the
account at the end of any fiscal year must be carried forward to
26 the next fiscal year. Notwithstanding section 6203, subsection
3, the board may expend funds deposited in the account pursuant
28 to this section to cover administrative costs and for staff
support and consulting services, as determined necessary by the
30 board to carry out its duties under this chapter.

32 PART I

34 **Sec. I-1. Legislative intent.** It is the intent of the
36 Legislature that any unallocated funds in the Disaster Assistance
- MEMA General Fund account within the Department of Defense,
38 Veterans and Emergency Management may be used as the State's
matching share of payments for claims associated with Hurricane
40 Floyd and for any other federally approved disasters in Maine.
The funds may be allotted by financial order in the All Other
42 line category upon recommendation of the State Budget Officer and
approval of the Governor.
44

46 PART J

48 **Sec. J-1. Carrying Balance - Inland Fisheries and Wildlife program;**
lapsed balances. Notwithstanding any other provision of law,
50 \$411,276 in fiscal year 1999-00 in the Carrying Balances -

2 Inland Fisheries and Wildlife program and \$651,496 in fiscal year
the cost of collective bargaining to Inland Fisheries and
4 Wildlife. An adjustment must be made during fiscal year 1999-00
and fiscal year 2000-01 to reconcile these amounts to the actual
6 amounts in the 2000-2001 biennium.

8 **Sec. J-2. Savings Fund - Inland Fisheries and Wildlife program;
lapsed balances.** Notwithstanding any other provision of law,
10 \$39,000 in fiscal year 1999-00 in the Savings Fund - Inland
Fisheries and Wildlife program and \$50,000 in fiscal year 2000-01
12 lapse to the General Fund. These funds are needed to cover the
cost of conversion to Microsoft.

14 **Sec. J-3. Carrying Balances - Inland Fisheries and Wildlife program;
lapsed balances.** Notwithstanding any other provision of law,
16 \$78,751 in fiscal year 2000-01 in the Carrying Balances - Inland
Fisheries and Wildlife program lapse to the General Fund.
18

20 **PART K**

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

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

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

32 **Sec. K-3. Effective date.** That section of this Part that
34 repeals the Maine Revised Statutes, Title 26, chapter 5,
subchapters I, I-A and I-B, takes effect June 30, 2001.
36

38 **PART L**

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

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

46 10. Ad hoc committee compensation. The commissioner is
authorized to provide compensation to persons who are consumers
48 or family members of consumers of departmental services who are
members of ad hoc committees. The compensation may not exceed

2 \$25 per day and payment of expenses. Total compensation expenses
3 in any fiscal year may not exceed \$7,500.

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

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

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

12 **Sec. P-3. Department of Mental Health, Mental Retardation and**
13 **Substance Abuse Services; cost settlements.** Notwithstanding the Maine
14 Revised Statutes, Title 5, section 1585 or any other provision of
15 law, the Department of Mental Health, Mental Retardation and
16 Substance Abuse Services shall seek reimbursement of expenditures
17 under Medicaid Title XIX for cost settlements due the department
18 from private nonmedical institutions. Revenue from any such
19 reimbursement must be deposited in Mental Health Services -
20 Community or Mental Health Services - Children Other Special
21 Revenue accounts for the purpose of community development. The
22 allotment of available funds must be implemented by financial
23 order contingent upon the recommendation of the State Budget
24 Officer and approval of the Governor and upon review by the Joint
25 Standing Committee on Appropriations and Financial Affairs. The
26 financial order must include a plan outlining how these funds
27 will be expended and what effect, if any, such expenditure would
28 have on future appropriations. This financial order takes effect
29 upon approval by the Governor. The authority granted in this
30 section terminates on January 31, 2000 2001 unless specifically
31 extended by the Legislature. The Department of Mental Health,
32 Mental Retardation and Substance Abuse Services shall submit a
33 report to the ~~Joint Standing Committee on Appropriations and~~
34 ~~Financial Affairs and the Joint Standing Committee on Health and~~
35 Human Services joint standing committee of the Legislature having
36 jurisdiction over appropriations and financial affairs and the
37 joint standing committee of the Legislature having jurisdiction
38 over human services matters by January 14, 2000 2001 that
39 summarizes cost settlement payments that have occurred prior to
40 that date along with an estimate of payments projected through
41 June 30, 2000 2001.

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

44 **Sec. P-5. Appropriation and position transfer.** Notwithstanding
45 the Maine Revised Statutes, Title 5, section 1585 or any other
46 provision of law, the Commissioner of Mental Health, Mental
47 Retardation and Substance Abuse Services, as an interim strategy
48 to reduce the size of the Augusta Mental Health Institute and the
49 Bangor Mental Health Institute, is authorized

2 by financial order to transfer positions to the Mental Health
3 Services - Community program and to transfer available balances
4 of appropriations and allocations between line categories and
5 accounts within Augusta Mental Health Institute, Disproportionate
6 Share - Augusta Mental Health Institute; Bangor Mental Health
7 Institute, Disproportionate Share - Bangor Mental Health
8 Institute; and Mental Health Services - Community programs as the
9 positions and funds become available through the reduction in
10 size of the Augusta Mental Health Institute and the Bangor Mental
11 Health Institute. ~~The net amount to be transferred from the
12 Augusta Mental Health Institute to the Mental Health Services --
13 Community program in fiscal years 1999-00 and 2000-01 may not be
14 less than \$300,000 per year to be used for the purpose of funding
15 a safe house for trauma victims in southern Maine.~~ Positions and
16 funding from the Augusta Mental Health Institute budget must be
17 transferred as needed for reassignment to support services
18 consistent with the Augusta Mental Health Institute Consent
19 Decree Plan. Positions transferred by financial order during
20 fiscal year 1999-00 terminate on March 31, 2000 unless extended
21 through legislative approval. Positions transferred by financial
22 order during fiscal year 2000-01 terminate on May 31, 2001 unless
23 extended through legislative approval. The Department of Mental
24 Health, Mental Retardation and Substance Abuse Services shall
25 report to the Joint Standing Committee on Appropriations and
26 Financial Affairs and the Joint Standing Committee on Health and
27 Human Services by January 14, 2000 summarizing the financial
28 transactions taken to implement this section along with the
29 department's assessment of the effectiveness of the safe house.

30 **Sec. L-7. Department of Mental Health, Mental Retardation and**
31 **Substance Abuse Services; revenue.** Notwithstanding the Maine
32 Revised Statutes, Title 5, section 1585 or any other provision of
33 law, the Department of Mental Health, Mental Retardation and
34 Substance Abuse Services shall seek reimbursement of expenditures
35 under Medicaid Title XIX for targeted case management and
36 administrative cost reimbursement. Revenue in the amount of
37 \$2,053,919 in fiscal year 1999-00 and \$1,223,271 in fiscal year
38 2000-01 must be deposited in the General Fund as undedicated
39 revenue.

40 **Sec. L-8. Bangor Mental Health Institute positions.** The
41 Department of Mental Health, Mental Retardation and Substance
42 Abuse Services may substitute a vacant position for a filled
43 position on the listing of positions at the Bangor Mental Health
44 Institute that are, as of the effective date of this Part,
45 scheduled for elimination, a copy of which listing is on file at
46 the Bureau of the Budget and the Office of Fiscal and Program
47 Review if such an action will avoid a layoff. All changes must
48 be submitted in writing to the Bureau of the Budget and the
49 Office of Fiscal and Program Review at least one month before the
50

effective date of this proposed change. All changes must generate savings equal to or greater than the savings from the position listed for elimination.

PART M

Sec. M-1. 5 MRSA §286, 4th ¶, as enacted by PL 1987, c. 731, §7, is amended to read:

The commissioner shall establish ~~--a--fund~~ the Accident, Sickness and Health Insurance Internal Service Fund through the ~~Treasurer-of State in-which~~ Controller in which health insurance and dental insurance premiums collected from state departments and agencies and other plan participants, premium dividends, return of premiums resulting from risk reduction programs and any other receipts shall must be deposited to be used for the purposes of the state employee health insurance program as ~~determined-by-the-commission.~~ The fund is a continuing fund and may not lapse. Interest earned from investment of the fund shall be credited to the fund.

Sec. M-2. Transition. The operations of the Accident, Sickness and Health Insurance Dedicated Revenue Account including all positions, Personal Services, All Other, Capital Expenditures funding, cash balances and other assets and liabilities may be transferred on July 1, 2000 to the Accident, Sickness and Health Insurance Internal Service Fund. Once the transfer has taken place and the internal service fund implemented, the Accident, Sickness and Health Insurance Dedicated Revenue Account may be abolished.

PART N

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

PART O

Sec. O-1. Legislative intent and authorization. It is the intent and authorization of the Legislature that the balance of funds held in the accounts of the Maine Sludge and Residuals Research Foundation, as established in the Maine Revised

2 Statutes, Title 38, chapter 13-C, be transferred to the
BioResource Engineering Department, University of Maine at Orono,
4 to be used under the General Policy for State/University
Cooperative Projects for the University - Department of
6 Environmental Protection Cooperative Project "Characterizing Flow
of Effluent and Movement of Nutrients from Stockpiled Biosolids."

8 **PART P**

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

18 **PART Q**

Sec. Q-1. 22 MRSA §1313, sub-§3, as enacted by PL 1993, c.
20 468, §23, is amended to read:

22 **3. Costs associated with transportation, quarantine,**
testing and euthanasia. The Department of Inland Fisheries and
24 Wildlife shall provide for or pay all necessary costs for
transportation, ~~quarantine,~~ and euthanasia ~~and testing~~ of an
26 undomesticated animal suspected of having rabies. The owner of a
domesticated animal suspected of having rabies shall pay all
28 costs for transportation, quarantine, euthanasia and testing of
the animal. If a domesticated animal is a stray or the owner is
30 unknown, the municipality in which the animal was apprehended is
responsible for transportation, quarantine, euthanasia and
32 testing costs. Cost of testing animals judged by the department
to have created a public health risk of rabies must be borne by
34 the department, through its General Fund appropriations.

36 **Sec. Q-2. Transfer.** Notwithstanding any other provision of
law, the State Controller may transfer \$2,013,000 in fiscal year
38 2000-01 in the Medicaid Program from Targeted Case Management -
Child Welfare recoveries in the Federal Expenditures Fund account
40 in the Department of Human Services to General Fund undedicated
revenue no later than June 30, 2001.

42
44 **PART R**

46 **Sec. R-1. 36 MRSA §2013, sub-§§2 and 3,** as amended by PL 1993,
c. 151, §1, are further amended to read:

48
50 **2. Refund authorized.** Any person, association of persons,
firm or corporation who that purchases electricity, or that

2 purchases or leases depreciable machinery or equipment, for use
3 in commercial agricultural production, commercial fishing or
4 commercial aquacultural production must be refunded the amount of
5 sales tax paid by upon presenting to the State Tax Assessor
6 evidence that ~~the--machinery--or--equipment--complies--with--the~~
~~definitions-of-subsection-1~~ the purchase is eligible for refund
7 under this section.

8
9 Evidence required by the ~~State-Tax-Assessor~~ assessor may include
10 a copy or copies of that portion of the purchaser's or lessee's
11 most recent filing under the United States Internal Revenue Code
12 that indicates that the purchaser or lessee is engaged in
13 commercial agricultural production, commercial fishing or
14 commercial aquacultural production and that the purchased
15 machinery or equipment is depreciable for those purposes or would
16 be depreciable for those purposes if owned by the lessee.

17 In the event that any piece of machinery or equipment is only
18 partially depreciable under the United States Internal Revenue
19 Code, any reimbursement of the sales tax must be prorated
20 accordingly.

21
22 Application for refunds must be filed with the ~~State-Tax-Assessor~~
23 assessor within 36 months of the date of purchase or execution of
24 the lease.

25
26 **3. Purchases made free of tax with certificate.** Sales tax
27 ~~is not~~ need not be paid on the purchase of electricity or of a
28 single item of machinery or equipment if the purchaser has the
29 ~~certification--of~~ obtained a certificate from the ~~State--Tax~~
30 ~~Assessor~~ assessor stating that the purchaser is engaged in
31 commercial agricultural production, commercial fishing or
32 commercial aquacultural production and ~~that~~ authorizing the
33 purchaser may to purchase electricity or depreciable machinery
34 and equipment without paying Maine sales tax. The seller is
35 required to obtain a copy of the certificate together with an
36 affidavit as prescribed by the ~~State-Tax-Assessor~~ assessor, to be
37 maintained in the seller's records, attesting to the
38 qualification of the purchase for exemption pursuant to this
39 section. In order to qualify for this exemption, the electricity
40 or depreciable machinery or equipment must be used directly in
41 commercial agricultural production, commercial fishing or
42 commercial aquacultural production.

43
44 **Sec. R-2. Effective date.** That section of this Part that amends
45 the Maine Revised Statutes, Title 36, section 2013, subsections 2
46 and 3 takes effect for sales of electricity made on or after July
47 1, 2000.

PART S

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

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

- (1) Income of the taxpayer earned on interest-bearing or similar accounts of the taxpayer at a financial institution as a customer of that financial institution;
- (2) Any dividends or other distributions with respect to a taxpayer's ownership interest in a financial institution; and
- (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 for tax years beginning in 2000, 2001 or 2002, \$8,000 for tax years beginning in 2003 or 2004 and \$10,000 for tax years beginning on or after January 1, 2005, reduced by the total amount of social security benefits and railroad retirement

2 benefits paid by the United States, but not less than
3 \$0; or

4 (2) The aggregate of benefits received under employee
5 retirement plans and included in federal adjusted gross
6 income. For purposes of this paragraph, "employee
7 retirement plan" means a state, federal or military
8 retirement plan or any other retirement benefit plan
9 established and maintained by an employer for the
10 benefit of its employees under Section 401(a), Section
11 403 or Section 457(b) of the Code. "Employee
12 retirement plan" does not include an individual
13 retirement account under Section 408 of the Code, a
14 Roth IRA under Section 408A of the Code, a rollover
15 individual retirement account, a simplified employee
16 pension under Section 408(k) of the Code or an
17 ineligible deferred compensation plan under Section
18 457(f) of the Code.

19 **Sec. S-4. Appropriation.** The following funds are appropriated
20 from the General Fund to carry out the purposes of this Part.

21
22 **2000-01**

23
24 **ADMINISTRATIVE AND FINANCIAL**
25 **SERVICES, DEPARTMENT OF**

26
27 **Bureau of Revenue Services**

28
29 Positions - Legislative Count (1,000)
30 Personal Services \$16,565
31 All Other 6,725

32
33 Provides funds for a Tax
34 Examiner position, effective
35 January 1, 2001, and related
36 expenses to audit affected
37 tax returns.

38
39 **DEPARTMENT OF ADMINISTRATIVE**
40 **AND FINANCIAL SERVICES**
41 **TOTAL**

42 \$23,290

43
44 **PART T**

45 **Sec. T-1. 36 MRSA §5111, first ¶,** as repealed and replaced by
46 PL 1989, c. 495, §1 and affected by c. 596, Pt. J, §7, is amended
47 to read:
48

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

6
7 **Sec. T-2. 36 MRSA §5111, sub-§1-A**, as enacted by PL 1991, c.
8 591, Pt. YY, §2 and affected by §7, is repealed and the following
9 enacted in its place:

10 **1-A. Single individuals and married persons filing separate**
11 **returns. For single individuals and married persons filing**
12 **separate returns:**

<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 \$8,250</u>
<u>\$16,500 or more</u>	<u>\$846 plus 8.5% of the excess over \$16,500</u>

32 **Sec. T-3. 36 MRSA §5111, sub-§2-A**, as enacted by PL 1991, c.
33 591, Pt. YY, §4 and affected by §7, is repealed and the following
34 enacted in its place:

35 **2-A. Heads of households. For unmarried individuals or**
36 **legally separated individuals who qualify as heads of households:**

<u>If Maine taxable income is:</u>	<u>The tax is:</u>
<u>Less than \$6,200</u>	<u>2% of the Maine taxable income</u>
<u>At least \$6,200 but less than \$12,400</u>	<u>\$124 plus 4.5% of the excess over \$6,200</u>
<u>At least \$12,400 but less than \$24,750</u>	<u>\$403 plus 7% of the excess over \$12,400</u>

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

8 **Sec. T-4. 36 MRSA §5111, sub-§3-A**, as enacted by PL 1991, c.
 9 591, Pt. YY, §6 and affected by §7, is repealed and the following
 10 enacted in its place:

11 **3-A. Individuals filing married joint return or surviving**
 12 **spouses. For individuals filing married joint returns or**
 13 **surviving spouses permitted to file a joint return:**

14	<u>If Maine taxable income is:</u>	<u>The tax is:</u>
16	<u>Less than \$8,250</u>	<u>2% of the Maine</u>
18		<u>taxable income</u>
20	<u>At least \$8,250 but</u>	<u>\$165 plus 4.5%</u>
22	<u>less than \$16,500</u>	<u>of the excess</u>
		<u>over \$8,250</u>
24	<u>At least \$16,500 but</u>	<u>\$536 plus 7% of</u>
26	<u>less than \$33,000</u>	<u>the excess over</u>
		<u>\$16,500</u>
28	<u>\$33,000 or more</u>	<u>\$1,691 plus</u>
30		<u>8.5% of the</u>
		<u>excess over</u>
		<u>\$33,000</u>

32 **Sec. T-5. 36 MRSA §5402, sub-§1-B** is enacted to read:

34 **1-B. Cost-of-living adjustment.** The "cost-of-living
 36 adjustment" for any calendar year is the Consumer Price Index for
 37 the 12-month period ending June 30th of the preceding calendar
 38 year divided by the Consumer Price Index for the 12-month period
 39 ending June 30, 1999.

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

44 **Sec. T-7. 36 MRSA §5403**, as amended by PL 1991, c. 591, Pt.
 45 CCC, is repealed and the following enacted in its place:

46 **§5403. Annual adjustments for inflation**

48 Beginning in 2000, and each subsequent calendar year
 50 thereafter, on or about September 15th, the State Tax Assessor

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

14 **Sec. T-8. Application.** That section of this Part that enacts
15 the Maine Revised Statutes, Title 36, section 5402, subsection
16 1-B; that section that repeals section 5402, subsections 2 and 3;
17 and that section that repeals and replaces section 5403 apply to
18 tax years beginning on or after January 1, 2000.

20

PART U

22

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

36
37 (1) Income of the taxpayer earned on interest-bearing
38 or similar accounts of the taxpayer at a financial
39 institution as a customer of that financial institution;

40
41 (2) Any dividends or other distributions with respect
42 to a taxpayer's ownership interest in a financial
43 institution; and
44

45 (3) Any gain recognized on the disposition by the
46 taxpayer of an ownership interest in a financial
47 institution; and
48

2 **Sec. U-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:

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

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

12 M. Up to \$1,500 of net long-term capital gains.

14 **Sec. U-4. Application.** This Part applies to tax years
16 beginning on or after January 1, 2001.

18 **PART V**

20 **Sec. V-1. 36 MRSA §5126**, as amended by PL 1999 c. 401, Pt.
22 000, §1, is repealed and the following enacted in its place:

24 §5126. Personal exemption

26 A resident individual is allowed a personal exemption in the
28 same dollar amount that is allowed to the individual for the
taxable year for federal income tax purposes, unless the
30 individual is claimed as a dependent on another return, in which
case no personal exemption is allowed.

32 **Sec. V-2. Effective date; application.** This Part takes effect
January 1, 2001 and applies to tax years beginning on or after
34 January 1, 2001.

36 **PART W**

38 **Sec. W-1. 36 MRSA §457, sub-§5-A**, as amended by PL 1991, c.
846, §7, is repealed.

40 **Sec. W-2. 36 MRSA §457, sub-§5-B** is enacted to read:

42 5-B. Procedure. The tax on telecommunications personal
44 property of a telecommunications business must be assessed and
paid in accordance with this subsection.

46 A. The State Tax Assessor shall make the assessment by May
48 30th of each year.

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

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

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

14 **Sec. W-3. Retroactivity.** Those sections of this Part that
16 repeal the Maine Revised Statutes, Title 36, section 457,
subsection 5-A and that enact section 457, subsection 5-B apply
18 retroactively to tax payments due on August 15, 1999.

20 **PART X**

22 **Sec. X-1. 36 MRSA §5122, sub-§1, ¶J,** as amended by PL 1999, c.
24 520, §2 and affected by §5, is further amended to read:

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

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

32 K. For income tax years beginning on or after January 1,
34 1997, all items of loss, deduction and other expense of a
36 financial institution subject to the tax imposed by section
38 5206, to the extent that those items are passed through to
40 the taxpayer for federal income tax purposes, including, if
42 the financial institution is an S corporation, the
44 taxpayer's pro rata share and, if the financial institution
is a partnership or limited liability company, the
taxpayer's distributive share. An addition may not be made
under this paragraph for any losses recognized on the
disposition by a taxpayer of an ownership interest in a
financial institution, ~~and.~~

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

48 **Sec. X-4. Application.** This Part applies to tax years
50 beginning on or after January 1, 1998.

2 **Sec. X-5. Retroactivity.** This Part applies retroactively to
June 17, 1999.

4
6 **PART Y**

8 **Sec. Y-1. 36 MRSA §1102, sub-§4,** as amended by PL 1999, c.
449, §1, is further amended to read:

10 **4. Farmland.** "Farmland" means any tract or tracts of land,
including woodland and wasteland, of at least 5 contiguous acres
12 on which farming or agricultural activities, ~~either by the owner~~
~~or a lessee,~~ have ~~produced~~ contributed to a gross annual farming
14 income of at least \$2,000 per year in one of the 2, or 3 of the
5, calendar years preceding the date of application for
16 classification. The farming or agricultural activity and income
derived from that activity may be achieved by either the owner or
18 a lessee of the land.

20 Gross income as used in this section includes the value of
commodities produced for consumption by the farm household. Any
22 applicant for assessment under this subchapter bears the burden
of proof as to the applicant's qualification.

24 **Sec. Y-2. 36 MRSA §1105, first ¶,** as amended by PL 1993, c.
26 452, §7, is further amended to read:

28 The municipal assessor, chief assessor or State Tax Assessor
for the unorganized territory shall establish the 100% valuation
30 per acre based on the current use value of farmland used for
agricultural or horticultural purposes. The values established
32 must be based guided by the Department of Agriculture, Food and
Rural Resources as provided in section 1119 and adjusted by the
34 assessor if determined necessary on the basis of such
considerations as farmland rentals, farmer-to-farmer sales, soil
36 types and quality, commodity values, topography and other
relevant ~~considerations~~ factors. These values may not reflect
38 development or market value purposes other than agricultural or
horticultural use. The values may not reflect value attributable
40 to road frontage or shore frontage. ~~In developing these values,~~
~~local assessors may be guided by the Department of Agriculture,~~
42 ~~Feed and Rural Resources as provided in section 1119.~~

44 **Sec. Y-3. 36 MRSA §1108, sub-§1,** as amended by PL 1987, c.
46 728, §5, is further amended to read:

48 **1. Organized areas.** The municipal assessors shall adjust
the 100% valuations per acre for farmland for their jurisdiction
by whatever ratio or percentage of current just value, is then
50 being applied to other property within the municipality to obtain

2 the assessed values. For any tax year, the classified farmland
3 value must reflect only the current use value for farm or open
4 space purposes and shall may not include any increment of value
5 reflecting development pressure. Commencing April 1, 1978, land
6 in the organized areas subject to taxation under this subchapter
7 shall must be taxed at the property tax rate applicable to other
8 property in the municipality, which rate shall must be applied to
9 the assessed values so determined.

10 **Sec. Y-4. 36 MRSA §1109, sub-§2,** as amended by PL 1987, c.
11 728, §7, is further amended to read:

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

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

37 ~~For land classified as farmland under this subchapter for~~
38 ~~less than 5 full years, the penalty is equal to the greater of~~
39 ~~20% of its assessed fair market value at the time the land is~~
40 ~~removed from the program or the amount necessary to meet the~~
41 ~~requirements of the Constitution of Maine, Article IX, Section~~
42 ~~8.~~ For land that has been classified as farmland under this
43 subchapter ~~for 5 full years or more,~~ the penalty is the recapture
44 of the taxes that would have been paid on the land for the past 5
45 years if it had not been classified under this subchapter, less
46 all taxes that were actually paid during those 5 years and
47 interest at the rate set by the town during those 5 years on
48
49
50

2 delinquent taxes. An owner of farmland that has been classified
4 under this subchapter for 5 full years or more may pay any
6 penalty owed under this paragraph in up to 5 equal annual
8 installments with interest at the rate set by the town to begin
10 60 days after the date of assessment. Notwithstanding section
12 943, for an owner paying a penalty under this procedure, the
14 period during which the tax lien mortgage, including interest and
16 costs, must be paid to avoid foreclosure, and expiration of the
18 right of redemption is 48 months from the date of the filing of
20 the tax lien certificate instead of 18 months.

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

26 **§1119. Valuation guidelines**

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

32 **PART Z**

34 **Sec. Z-1. 38 MRSA §352, sub-§5-A**, as amended by PL 1999, c.
36 385, §§1 and 2 and c. 468, §3, is further amended by amending the
38 first paragraph to read:

40 **5-A. Accounting system.** In order to determine the extent
42 to which the functions set out in this section are necessary for
44 the licensing process or are being performed in an efficient and
46 expeditious manner, the commissioner shall require that all
48 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
well as amounts of money expended in performing those functions.
Records must be kept for a sufficient duration of time as
determined by the commissioner to establish to the commissioner's
satisfaction that the fees are appropriate. ~~This subsection is~~

~~repealed 90 days after adjournment of the Second Regular Session of the 119th Legislature.~~

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PART AA

6

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

8

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

18

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

20

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

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

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

44

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

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50

4. Permanent plans for care and custody. Promote the early establishment of permanent plans for the care and custody of children who cannot be returned to their family. It is the intent of the Legislature that the department reduce the number of

2 children receiving assistance under the United States Social
Security Act, Title IV-E, who have been in foster care more than
4 24 months, by 10% each year beginning with the federal fiscal
year that starts on October 1, 1983; and

6 **Sec. AA-5. 22 MRSA §4003, sub-§5** is enacted to read:

8 5. Report. Require the department to report monthly to the
10 joint standing committees of the Legislature having jurisdiction
over appropriations and financial affairs and health and human
12 services matters, beginning in July 2000, on the status of
14 children served by the Bureau of Child and Family Services. The
16 report must include, at a minimum, information on the
department's caseload, the location of the children in the
department's custody and the number of cases of abuse and neglect
that were not opened for assessment. This information must be
identified by program and funding source.

18
20 **PART BB**

22 **Sec. BB-1. 5 MRSA §1585**, as amended by PL 1991, c. 9, Pt. E,
24 §6, is further amended to read:

26 **§1585. Transfer of unexpended appropriations**

28 **1. Transfer procedures.** Any balance of any appropriation
or subdivision of an appropriation made by the Legislature for
30 any state department or agency, which at any time may not be
required for the purpose named in such appropriations or
32 subdivision, may be transferred at any time prior to the closing
of the books to any other appropriation or subdivision of an
34 appropriation made by the Legislature for the use of the same
department or agency for the same fiscal year subject to review
by the joint standing committee of the Legislature having
36 jurisdiction over appropriations and financial affairs. Financial
orders describing such transfers must be submitted by the Bureau
38 of the Budget to the Office of Fiscal and Program Review 30 days
before the transfer is to be implemented. In case of
40 extraordinary emergency transfers, the 30-day prior submission
requirement may be waived by vote of the committee. Positions,
42 or funding for those positions, that are currently funded with
federal or other funds may not be transferred by financial order
44 to the General Fund. Financial orders proposing to transfer 4th
or 3rd quarter allotments to the 3rd, 2nd or 1st quarters that
46 result from trends that will cause financial commitments to
exceed current appropriations or allocations are subject to the
48 provisions of this section.

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

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

22 **PART CC**

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

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

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

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

46 **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
3 of the Bureau of State Police qualifies for a service retirement
4 benefit if that state police officer or employee:

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

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

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

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

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

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

2 1998 for employees identified in subsection 1,
4 paragraphs A to H and before January 1, 2000 for
6 employees identified in subsection 1, paragraphs I to K
8 in a capacity or capacities specified in subsection 1,
10 or purchased by other than the repayment of a refund
12 and eligibility to make the purchase of the service
14 credit, including, but not limited to, service credit
for military service, was achieved before July 1, 1998
for employees identified in subsection 1, paragraphs A
to H and before January 1, 2000 for employees
identified in subsection 1, paragraphs I to K, must be
computed under section 17852, subsection 1, paragraph
A. If the member is qualified under subsection 2,
paragraph B and:

16 (a) Had 10 years of creditable service on July 1,
18 1993, the amount of the segment or segments must
20 be reduced as provided in section 17852,
subsection 3, paragraphs A and B; or

22 (b) Had fewer than 10 years of creditable service
24 on July 1, 1993, the amount of the segment or
segments must be reduced as provided in section
17852, subsection 3-A; and

26 (2) The segment that reflects creditable service
28 earned after June 30, 1998 for employees identified in
30 subsection 1, paragraphs A to H and after December 31,
32 1999 for employees identified in subsection 1,
34 paragraphs I to K or purchased by repayment of an
36 earlier refund of accumulated contributions for service
38 after June 30, 1998 for employees identified in
40 subsection 1, paragraphs A to H and after December 31,
42 1999 for employees identified in subsection 1,
44 paragraphs I to K in any one or a combination of the
46 capacities specified in subsection 1, or purchased by
other than the repayment of a refund and eligibility to
make the purchase of the service credit, including, but
not limited to, service credit for military service,
was achieved after June 30, 1998 for employees
identified in subsection 1, paragraphs A to H and after
December 31, 1999 for employees identified in
subsection 1, paragraphs I to K, must be computed under
section 17852, subsection 1, paragraph A. If the
member is qualified under subsection 2, paragraph B and:

48 (a) Had 10 years of creditable service on July 1,
1993, the segment amount must be reduced in the
manner provided in section 17852, subsection 3,

paragraphs A and B for each year that the member's age precedes 55 years of age; or

(b) Had fewer than 10 years of creditable service on July 1, 1993, the segment amount must be reduced by 6% for each year that the member's age precedes 55 years of age.

Sec. 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.

Sec. CC-7. 5 MRSA §17852, sub-§4, ¶B, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

B. For persons qualifying under section 17851, subsection 4, paragraph B, ~~and who retire upon or after reaching the age of 55,~~ the retirement benefit shall must be computed in accordance with subsection 1.

Sec. CC-8. 5 MRSA §17852, sub-§4, ¶C, as amended by PL 1993, c. 410, Pt. L, §38, is repealed.

Sec. CC-9. 5 MRSA §17852, sub-§4, ¶C-1, as repealed and replaced by PL 1993, c. 410, Pt. L, §39, is repealed.

Sec. CC-10. 5 MRSA §17852, sub-§4, ¶C-2 as amended by PL 1995, c. 367, §1, is repealed.

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:

A. If the member transferred under the provisions of subsection 2, paragraph A:

(1) If applicable, the portion of the retirement benefit based upon creditable service earned before being transferred must be reduced in accordance with ~~section 17852, subsection 4, paragraph C or~~ section 17852, subsection 10, paragraph C or, if the member was covered under section 17851-A, the portion of the retirement benefit based upon creditable service earned before being transferred must be reduced as provided in that section; and

(2) The portion of the retirement benefit based upon creditable service earned after being transferred must be reduced in accordance with section 17852, subsection 3.

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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,
26 the retirement benefit must be reduced in accordance
with ~~section 17852, subsection 4, paragraph C-~~or~~~~
28 section 17852, subsection 10, paragraph C or, if the
member was covered under section 17851-A, the
30 retirement benefit must be reduced as provided in that
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
44 retirement benefit must be reduced in accordance with
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
the full actuarial costs of retirement before age 55 under the
4 Maine Revised Statutes, Title 5, section 17852, subsection 4,
paragraph C-2 before it was repealed by this Act by paying an
6 increased employee contribution to the Maine State Retirement
System. The employee contribution rate from the effective date
8 of this Act for a member who previously made the election under
Title 5, section 17852, subsection 4, paragraph C-2 is as
provided in Title 5, section 17708-B.

10 **Sec. CC-14. Expenditures in excess of allocations.** Expenditures
12 of funds required by this Part other than the General Fund and
the Highway Fund are authorized to exceed legislative allocations
14 during the fiscal year ending June 30, 2001. Appropriate
adjustments to basic work programs facilitating these
16 expenditures in excess of allocations must be recommended by the
State Budget Officer and approved by the Governor.

18 **Sec. CC-15. Adjustment of rates.** After consultation with the
20 Maine State Retirement System, the State Budget Officer shall
adjust the normal cost component of the employer contribution
22 rates on the effective date of this Part to fully fund this Part
on an actuarially sound basis. In addition, the State Budget
24 Officer shall assess the accounts in other funds for their share
of the unfunded liability costs based on total salaries in those
26 accounts in fiscal year 2000-01.

28 **Sec. CC-16. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
30 this Part.

32 **2000-01**

34 **MAINE STATE RETIREMENT SYSTEM**

36 **Retirement Allowance Fund**

38 All Other \$2,740,880

40 Provides funds for the unfunded liability
costs of the General Fund, the Highway Fund
42 and other funds related to removing state
police officers hired after September 15,
44 1984 or a special agent investigator hired
before June 21, 1982 from the 1998 Special
46 Retirement Plan.

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**
48 **Administrative and Financial Services to accumulate funds to pay**
the health insurance premiums for retired state employees and
teachers.

2 2. Funding. At the close of each fiscal year, the State
3 Controller shall transfer from the unappropriated surplus of the
4 General Fund to the Retiree Health Insurance Internal Service
5 Fund an amount equal to the balance remaining of the excess of
6 total General Fund revenues received over accepted estimates in
7 that fiscal year that would have been transferred to the Maine
8 Rainy Day Fund had the Maine Rainy Day Fund not been at its
9 statutory limit of 6% of total General Fund revenues received in
10 the immediately preceding fiscal year. Funds may also include
11 appropriations and allocations of the Legislature and direct
12 billings rates charged to state departments and agencies and other
13 participating jurisdictions.

14 **Sec. DD-2. Effective date.** This Part takes effect June 30,
15 2001.

16
17 **PART EE**

18
19 **Sec. EE-1. Transfer of hospital assessment reserve.** On or before
20 June 30, 2000, the State Controller shall lapse \$719,935 from
21 Other Special Revenue funds within the Department of
22 Administrative and Financial Services, Bureau of Revenue Services
23 to the General Fund. This amount equals the reserve for the
24 hospital assessment repealed June 30, 1998.

25
26 **Sec. EE-2. Appropriation.** The following funds are
27 appropriated from the General Fund to carry out the purposes of
28 this Part.

29
30 **1999-00**

31
32 **ADMINISTRATIVE AND FINANCIAL**
33 **SERVICES, DEPARTMENT OF**

34
35 **Bureau of Revenue Services**

36
37 **Personal Services (\$130,065)**

38
39 Deappropriates funds no longer required to
40 partially offset an appropriation to the
41 Maine Residents Property Tax Program.

42
43 **Maine Residents Property Tax Program**

44
45 **All Other \$850,000**

46
47 Provides funds to pay for the additional
48 claims received by the Bureau of Revenue

Services as a result of a public service
announcement campaign.

**DEPARTMENT OF ADMINISTRATIVE AND
FINANCIAL SERVICES**

TOTAL

\$719,935

PART FF

Sec. FF-1. 5 MRSA §12004-G, sub-§10-A, as enacted by PL 1995,
c. 322, §1, is amended to read:

10-A.	<u>Kim Wallace</u>	Expenses	10 MRSA
Education	Adaptive	Only	§373
	Equipment		
	Loan Program		
	Fund Board		

Sec. FF-2. 10 MRSA c. 11 is amended by repealing the chapter
headnote and enacting the following in its place:

CHAPTER 11

KIM WALLACE ADAPTIVE EQUIPMENT LOAN PROGRAM

Sec. FF-3. 10 MRSA §371, sub-§§1 and 2, as enacted by PL 1987,
c. 817, §2, are amended to read:

1. Board. "Board" means the Kim Wallace Adaptive Equipment
Loan Program Fund Board.

2. Fund. "Fund" means the Kim Wallace Adaptive Equipment
Loan Program Fund.

Sec. FF-4. 10 MRSA §372, as enacted by PL 1987, c. 817, §2,
is amended to read:

§372. Fund established

1. Creation of fund. There is established an the Kim
Wallace Adaptive Equipment Loan Program Fund, which ~~shall~~ must be
used to provide funding for adaptive equipment loans to qualified
borrowers within the State in order to acquire equipment designed
to assist the borrower in becoming independent. The fund ~~shall~~
must be deposited with, maintained and administered by the
Finance Authority of Maine and ~~shall~~ contain appropriations
provided for that purpose, interest accrued on the fund balance,
funds received by the board to be applied to the fund and funds
received in repayment of loans. This fund ~~shall--be~~ is a

2 nonlapsing revolving fund. All money in the fund shall must be
continuously applied to carry out the purposes of this chapter.

4 **2. Administrative expenses.** Costs and expenses of
maintaining, servicing and administering the Kim Wallace Adaptive
6 Equipment Loan Program Fund established by this chapter may be
paid out of amounts in the fund.

8
10 **Sec. FF-5. 10 MRSA §373, sub-§1,** as amended by PL 1997, c.
489, §1, is further amended to read:

12 **1. Establishment; membership.** There is established the Kim
Wallace Adaptive Equipment Loan Program Fund Board that consists
14 of 9 members as follows: the Director of the Bureau of
Rehabilitation Services or the director's designee; the Treasurer
16 of State or the Treasurer of State's designee; an experienced
consumer lender; a certified public accountant; and 5 persons
18 with a range of disabilities, all nondesignated members to be
appointed by the Governor. The board shall annually elect a
20 chair from among its members.

22 **Sec. FF-6. 10 MRSA §374, sub-§3,** as enacted by PL 1987, c.
817, §2, is amended to read:

24
26 **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
28 and state or community-based groups dealing with disabled persons
for such assistance in administering the program as the board may
30 require.

32 **PART GG**

34 **Sec. GG-1. 22 MRSA §1511, sub-§3, ¶D** is enacted to read:

36 D. In any fiscal year in which revenue deposited into the
38 fund is less than estimated by the Treasurer of State for
that fiscal year, programs and services supported by the
40 fund must be reduced accordingly in proportion to their
share of the overall fund, except for the Medical Care -
42 Payments to Providers program. The allotment of available
funds must be implemented by financial order contingent upon
44 the recommendation of the State Budget Officer and approval
of the Governor and upon review by the joint standing
46 committee of the Legislature having jurisdiction over
appropriations and financial affairs.

48 **Sec. GG-2. PL 1999, c. 401, Pt. V, §4** is amended to read:

2 **Sec. V-4. Working capital advance.** The State Controller is
3 authorized to advance to the Bureau of Health Other Special
4 Revenue Fund Account in the Department of Human Services
5 \$3,500,000 from the General Fund unappropriated surplus on July
6 1, 1999 to be allotted by financial order upon the recommendation
7 of the State Budget Officer and approval of the Governor for the
8 purpose of continuing the tobacco prevention and control
9 initiative, ~~which must be returned to the General Fund from the~~
10 ~~Fund for a Healthy Maine no later than June 30, 2000.~~

11 **Sec. GG-3. Allocation.** The following funds are allocated from
12 Other Special Revenue funds to carry out the purposes of this
13 Part.

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2000-01

**ADMINISTRATIVE AND FINANCIAL
SERVICES, DEPARTMENT OF**

**Trust Fund for a Healthy
Maine**

All Other \$11,094,848

Provides for the allocation of funds from the Fund for a Healthy Maine to the Trust Fund for a Healthy Maine in accordance with the provisions of the Maine Revised Statutes, Title 22, section 1511, subsection 3, paragraph A and section 1512, subsection 2, paragraph A.

**DEPARTMENT OF ADMINISTRATIVE AND
FINANCIAL SERVICES
TOTAL**

\$11,094,848

**HUMAN SERVICES,
DEPARTMENT OF**

Health - Bureau of

All Other \$9,000,000

Provides for the allocation of funds from the Fund for a Healthy Maine for the statewide components of programs of the Partnership for a Tobacco-free Maine focusing statewide media campaigns and statewide support for community and school tobacco-related initiatives, creating a

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

2 system of support for those throughout the
State who wish to quit smoking and the
4 evaluation of tobacco-related state programs.

6 **Medical Care - Payments to
Providers**

8 All Other \$4,000,000

10 Provides for the allocation of funds from
the Fund for a Healthy Maine to create
12 standardized medical services related to
tobacco prevention and smoking cessation,
14 expand the number of tobacco users utilizing
smoking-cessation pharmaceutical products
16 and implement an intensive hospital
outpatient-based chronic disease management
18 program for tobacco-related diseases,
beginning with cardiovascular diseases and
20 congestive heart failure. The existing
incentive program will be leveraged to
22 promote the objectives of the program and
measure its outcomes. All of the \$4,000,000
24 allocated is for direct patient care
services.

26 **Medical Care - Payments to Providers**

28 All Other \$18,000,000

30 Provides for the allocation of funds from
the Fund for a Healthy Maine to cover an
32 anticipated Medicaid shortfall.

34 **DEPARTMENT OF HUMAN SERVICES**
36 **TOTAL**

\$31,000,000

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

42 **Office of Substance Abuse**

44 Positions - Legislative Count (1,000)
Personal Services \$48,712
46 All Other 2,951,288

48 Provides for the allocation of funds from
the Fund for a Healthy Maine to implement
50 the recommendations of the Substance Abuse

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

2 Services Commission established in the Maine
Revised Statutes, Title 5, section 12004-G,
4 subsection 13-C, and establish one
Substance Abuse Program Specialist
6 position. These funds must be used to
provide additional statewide substance abuse
8 prevention, intervention and treatment
services.

10 **DEPARTMENT OF MENTAL HEALTH,
12 MENTAL RETARDATION AND SUBSTANCE
ABUSE SERVICES
14 TOTAL**

\$3,000,000

16 **SECTION TOTAL**

\$45,094,848

18 **Sec. GG-4. Allocation.** The following funds are allocated from
the Federal Expenditures Fund to carry out the purposes of this
20 Part.

22 **2000-01**

24 **HUMAN SERVICES,
26 DEPARTMENT OF**

Medical Care - Payments to Providers

28 All Other \$35,167,922

30 Provides for the allocation of federal
32 matching funds to cover an anticipated
Medicaid shortfall.

34 **Medical Care - Payments to Providers**

36 All Other \$7,815,094

38 Provides for the allocation of federal
40 matching funds associated with creating
42 standardized medical services related to
tobacco prevention and smoking cessation,
44 expanding the number of tobacco users
utilizing smoking-cessation pharmaceutical
46 products and implementing an intensive
hospital outpatient-based chronic disease
48 management program for tobacco-related
diseases.

50 **DEPARTMENT OF HUMAN SERVICES**

TOTAL

\$43,983,016

2

4

PART HH

6

Sec. HH-1. 22 MRSA §3174-T, sub-§2, as amended by PL 1999, c. 401, Pt. QQ, §1 and affected by §5, is further amended by amending the first paragraph to read:

8

10

2. Eligibility; enrollment. Health coverage under the Cub Care program is available to children ~~one-year-of-age-or-older~~ and under 19 years of age whose family income is above the eligibility level for Medicaid under section 3174-G and below the maximum eligibility level established under paragraphs A and B, who meet the requirements set forth in paragraph C and for whom premiums are paid under subsection 5.

12

14

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18

Sec. HH-2. 22 MRSA §3174-T, sub-§5, ¶A, as reallocated by RR 1997, c. 2, §46, is amended to read:

20

22

A. Premiums must be paid at the beginning of each month for coverage for that month according to the following scale:

24

(1) Families with incomes between 150% and 160% of the 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;

26

28

(2) Families with incomes between 160% and 170% of the nonfarm income official poverty line pay premiums of 10% of the benefit cost per child, but not more than 10% of the cost for 2 children; and

30

32

34

(3) Families with incomes between 170% and 185% of the nonfarm income official poverty line must pay premiums of 15% of the benefit cost per child, but not more than 15% of the cost for 2 children; and

36

38

40

(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 20% of the cost for 2 children.

42

44

Sec. HH-3. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

46

48

2000-01

50

HUMAN SERVICES, DEPARTMENT OF

2 **Medical Care - Payments to Providers**

4 All Other \$303,323

6 Provides funds from the Fund for a Healthy
8 Maine for the state share of the costs to
10 expand eligibility of the Cub Care program
to children who have not attained one year
of age.

12 **Sec. HH-4. Allocation.** The following funds are allocated from
14 the Federal Block Grant Fund to carry out the purposes of this
Part.

16 **2000-01**

18 **HUMAN SERVICES, DEPARTMENT OF**

20 **Medical Care - Payments to Providers**

22 All Other \$979,773

24 Provides funds for the federal share of the
26 costs to expand eligibility of the Cub Care
program to children who have not attained
28 one year of age.

30 **PART II**

32 **Sec. II-1. 22 MRSA c. 408-A** is enacted to read:

34 **CHAPTER 408-A**

36 **SCHOOL NURSE CONSULTANT**

38 **§1971. School nurse consultant position**

40 1. Establishment. The position of school nurse consultant
42 is established jointly within the department and the Department
of Education. The Director of the Bureau of Health within the
44 department and the Director of Special Projects and External
Affairs within the Department of Education shall jointly
supervise the school nurse consultant.

46 2. Qualifications. The school nurse consultant must be
48 licensed as a registered professional nurse in the State and have
a master's degree in nursing or a related field and experience in
50 school health care or community nursing.

§1972. Duties

2

The school nurse consultant shall provide statewide nursing leadership, consultation and direction for coordinated school health care programs. The school nurse consultant shall:

4

6

1. Liaison. Serve as a liaison and resource expert in school nursing and school health care program areas for local, regional, state and national school health care provider and policy-setting groups;

8

10

2. Information. Monitor, interpret, synthesize and disseminate relevant information related to school health care trends, school nursing practice, health-related policy changes, legal issues in school nursing and school health care program implementation and professional development;

12

14

16

3. Staff development. Foster and promote staff development for school nurses by planning and providing orientation, educational offerings and networking with universities and other providers of continuing education to meet identified needs; and

18

20

22

4. Standards. Gather and analyze data relevant to the school health care program and monitor standards to promote school nursing excellence and optimal health of school children.

24

26

Sec. II-2. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

28

30

2000-01

32

EDUCATION, DEPARTMENT OF

34

Learning Systems

36

Positions - Legislative Count	(1.000)
Personal Services	\$46,468
All Other	9,635

38

40

Provides funds from the Fund for a Healthy Maine for the salary, benefits, operating and start-up costs of an Education Specialist III position to function as a school nurse consultant.

42

44

46

DEPARTMENT OF EDUCATION

48

TOTAL

\$56,103

50

PART JJ

2 **Sec. JJ-1. 5 MRSA c. 383, sub-c. V-A** is enacted to read:

4 **SUBCHAPTER V-A**

6 **RESEARCH**

8 **§13103. Maine Biomedical Research Program**

10 1. Definitions. As used in this section, unless the
12 context otherwise indicates, the following terms have the
 following meanings.

14 A. "Biennium" means that period of time encompassed by the
 state budget fiscal biennium.

16 B. "Eligible institution" means any Maine-based nonprofit
18 institution that:

20 (1) Performs competitive biomedical research, as
22 evidenced by publication in recognized peer review
 journals; and

24 (2) Receives or expends funds to perform biomedical
26 research from federal agencies or private foundations.

28 C. "Fund" means the Maine Biomedical Research Fund
 established in subsection 3.

30 D. "Program" means the Maine Biomedical Research Program
 established in subsection 2.

32 2. Program established. The Maine Biomedical Research
34 Program is established to disburse program funds from the Maine
36 Biomedical Research Fund to eligible institutions pursuant to
 this section. The department shall administer the program. The
 department shall:

38 A. Develop and modify detailed program guidelines
40 consistent with this section in consultation as needed with
 members of the biomedical community;

42 B. Review and if necessary verify applications for funds
44 from eligible institutions;

46 C. Determine whether the institution is an eligible
 institution;

48 D. Verify that the proposed use of program funds is
50 consistent with subsection 4;

- 2 E. Determine the allocation that each eligible institution
3 will receive in a given biennium;
- 4
- 5 F. Advertise the availability of funds each biennium; and
- 6
- 7 G. Submit each biennium a summary report to the Governor
8 and the Legislature that compiles information reported to
9 the department as required by subsection 8 by all the
10 institutions that receive program funding.

11 **3. Fund established.** The Maine Biomedical Research Fund is
12 established as an Other Special Revenue fund for the purposes
13 specified in this section. The source of the fund is all
14 legislative allocations made pursuant to Title 22, section 1511,
15 subsection 6. Any unexpended balance in the fund may not lapse
16 but must be carried forward for the benefit of the fund.

17

18 **4. Use of funds.** Program funds are intended to support
19 biomedical research, with priority given to research and research
20 technologies with the potential to affect diseases, biomedical
21 mechanisms or conditions that are either caused by or related to
22 tobacco use, such as, but not limited to, cancer, heart disease,
23 diabetes, asthma, emphysema and stroke. An eligible institution
24 receiving program funds under this section may use those funds
25 for any of the following purposes:

- 26
- 27 A. Direct project funding;
- 28
- 29 B. Facilities funding, including debt service;
- 30
- 31 C. Equipment used in research, including debt service; or
- 32
- 33 D. Technical research support services.

34

35 An eligible institution that receives funds under this section
36 may charge overhead expenses consistent with federal research
37 granting criteria. The institution may utilize up to 2% of the
38 program funds it receives to evaluate the impact of the research
39 it is conducting. An institution is not obligated to expend
40 program funds during the period in which those funds are
41 received, but may carry over funding for up to 5 years.

42

43 **5. Application procedure.** In order to receive program
44 funds, an eligible institution must submit to the program:

- 45
- 46 A. A preliminary plan describing how the institution would
47 utilize program funds and what research and economic
48 benefits it anticipates as a result of this funding;
- 49
- 50

2 B. Citations of articles from peer review journals
4 published within the previous 2 years that show the
institution is engaged in competitive biomedical research;

6 C. Copies of the institution's Internal Revenue Service
form 990, showing the amount of funding from outside sources;

8 D. A breakdown and explanation of all funding from federal
10 agencies and private foundations for biomedical research,
listing each specific source of funding and its use; and

12 E. A statement signed by the institution's chief executive
14 officer asserting that all the submitted materials are
accurate.

16 6. Allocation of funds to eligible institutions. The
18 department shall allocate funds from the fund to eligible
institutions biennially, based on a formula to be developed by
20 rule of the department. The formula must be designed both to
provide an ongoing incentive to leverage outside funding and to
22 make it easier for smaller institutions to grow.

24 A. The formula must link the amount of the program funds to
be received by an eligible institution to the total amount
26 of funding that the institution has received or expended to
perform biomedical research from federal agencies and
28 private foundations during the previous 2 years. In
general, an institution receiving more funding from federal
30 agencies and private foundations will receive more program
funds under the formula.

32 B. The formula must be weighted to provide smaller eligible
34 institutions with a proportionally larger share of program
funds.

36 C. The formula must guarantee a certain minimum allocation
38 to any eligible institution, regardless of size, that has
attracted a minimum of \$1,000,000 over the previous 2 years
40 from federal or foundation sources to perform biomedical
research. That minimum must be expressed as a percentage of
42 the total pool of funds to be allocated from the fund.

44 7. Final plan. Once funding decisions are made according
to the formula established pursuant to subsection 6, each
46 eligible institution shall revise its preliminary plan into a
final plan that reflects the actual amount of funding allocated.
48 A final plan must describe how the institution would utilize the
allocated program funds and what research and economic benefits
it anticipates as a result of this funding. An institution must

2 submit a final plan to the department prior to disbursement of
3 funding.

4 **8. Accounting, evaluation and reporting requirements.** Each
5 institution receiving funding shall:

6 A. Maintain an accurate accounting of the use of all
7 program funds as required by state procedures and program
8 guidelines;

9 B. Undertake an ongoing process to evaluate the impact of
10 the research undertaken with program funds. At a minimum,
11 the evaluation process must be designed to provide the
12 following:

13 (1) An assessment of the direct and indirect economic
14 impact of the funded research; and

15 (2) An assessment of the contribution of the funded
16 research to scientific advancement and the
17 institution's competitive position; and

18 C. Each biennium, submit a report to the department. The
19 report must include:

20 (1) An accounting of the use of all program funds
21 received in the previous 2 years, prepared by a
22 certified public accountant;

23 (2) An accounting of all revenues, including
24 royalties, generated by the program's investments;

25 (3) A summary of the status of any ongoing research;

26 (4) A summary of the results of any completed
27 research; and

28 (5) Evaluation data and assessment.

29 **9. Rulemaking.** The department shall adopt routine
30 technical rules, pursuant to Title 5, chapter 375, subchapter
31 II-A to implement this section.

32 **Sec. JJ-2. 22 MRSA §1511, sub-§6, ¶¶G and H,** as enacted by PL
33 1999, c. 401, Pt. V, §1, are amended to read:

34 **G. Substance abuse prevention and treatment; and**

35 **H. Comprehensive school health programs, including**
36 **school-based health centers; and**

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Sec. JJ-3. 22 MRSA §1511, sub-§6, ¶I is enacted to read:

I. Biomedical research as described in Title 5, section 13103, subsection 4.

Sec. JJ-4. Report and recommendations. The Commissioner of Economic and Community Development, working collaboratively with Maine-based institutions performing biomedical research in the State shall study ways in which revenues, including royalties, generated by the investments authorized by this Part may be shared with the Maine Biomedical Research Fund. The commissioner shall report to the joint standing committee of the Legislature having jurisdiction over research and development matters and the joint standing committee of the Legislature having jurisdiction over appropriation and financial affairs no later than January 15, 2001 with recommendations, including legislation.

Sec. JJ-5. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2000-01

**ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF**

Maine Biomedical Research Fund

All Other \$10,000,000

Provides for the allocation of funds from the Fund for a Healthy Maine to capitalize the Maine Biomedical Research Fund.

PART KK

Sec. KK-1. 22 MRSA §14, sub-§1, as amended by PL 1999, c. 483, §1, is further amended to read:

1. Recovery procedures. When benefits are provided or will be provided to a beneficiary under the Medicaid program administered by the department pursuant to the United States Social Security Act, Title XIX, or under the ~~Maine--Health Program,--section-3189~~ elderly low-cost drug program under section 254, for the medical costs of injury, disease, disability or similar occurrence for which a 3rd party is, or may be, liable, the commissioner may recover from that party the reasonable value of the benefits provided. This right of recovery is separate and

2 independent from any rights or causes of action belonging to a
3 beneficiary under the Medicaid program or under the Maine-Health
4 Program elderly low-cost drug program under section 254. For
5 Medicaid recipients who participated in the Medicaid managed care
6 program, "reasonable value" means the total value of coverable
7 medical services provided measured by the amount that Medicaid
8 would have paid to providers directly for such services, were it
9 not for the managed care system. The Medicaid program and Maine
10 Health-Program the elderly low-cost drug program under section
11 254 are the payors of last resort and ~~should~~ shall provide
12 medical coverage only when there are no other available
13 resources. The Attorney General, or counsel appointed by the
14 Attorney General, may, to enforce this right, institute and
15 prosecute legal proceedings directly against the 3rd party in the
16 appropriate court in the name of the commissioner.

17 In addition to the right of recovery set forth in this
18 subsection, the commissioner must also be subrogated, to the
19 extent of any benefits provided under the Medicaid program or
20 under the Maine-Health-Program elderly low-cost drug program
21 under section 254, to any cause of action or claim that a
22 beneficiary has against a 3rd party who is or may be liable for
23 medical costs incurred by or on behalf of the beneficiary. The
24 Attorney General, or counsel appointed by the Attorney General,
25 to enforce this right may institute and prosecute legal
26 proceedings in the name of the injured person, beneficiary,
27 guardian, personal representative, estate or survivor. If
28 necessary to enforce the commissioner's right of recovery, the
29 Attorney General, or counsel appointed by the Attorney General,
30 may institute legal proceedings against any beneficiary who has
31 received a settlement or award from a 3rd party.

32 The commissioner's right to recover the reasonable value of
33 benefits provided constitutes a statutory lien on the proceeds of
34 an award or settlement from a 3rd party if recovery for Medicaid
35 costs was or could have been included in the recipient's claim
36 for damages from the 3rd party. The commissioner is entitled to
37 recover the amount of the benefits actually paid out or, with
38 regard to Medicaid recipients who participated in the managed
39 care program when the commissioner has determined that collection
40 will be cost-effective, the reasonable value of benefits provided
41 to the extent that there are proceeds available for such recovery
42 after the deduction of reasonable attorney's fees and litigation
43 costs from the gross award or settlement. In determining whether
44 collection will be cost-effective, the commissioner shall
45 consider all factors that diminish potential recovery by the
46 department, including but not limited to questions of liability
47 and comparative negligence or other legal defenses, exigencies of
48 trial that reduce a settlement or award in order to resolve the
49 recipient's claim and limits on the amount of applicable
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insurance coverage that reduce the claim to the amount recoverable by the recipient. The department's statutory lien may not be reduced to reflect an assessment of a pro rata share of the recipient's attorney's fees or litigation costs. The commissioner may compromise, or settle and execute a release of, any claim or waive any claim, in whole or in part, if the commissioner determines the collection will not be cost-effective or that the best possible outcome requires compromise, release or settlement.

Sec. KK-2. 22 MRSA §14, sub-§2-A, as amended by PL 1991, c. 9, Pt. N, §2, is further amended to read:

2-A. Assignment of rights of recovery. The receipt of benefits under the Medicaid program administered by the department pursuant to the United States Social Security Act, Title XIX, or under the ~~Maine--Health--Program,--section--3189~~ elderly low-cost drug program under section 254, constitutes an assignment by the recipient or any legally liable relative to the department of the right to recover from 3rd parties for the medical cost of injury, disease, disability or similar occurrence for which the recipient receives medical benefits. The department's assigned right to recover is limited to the amount of medical benefits received by the recipient and does not operate as a waiver by the recipient of any other right of recovery against a 3rd party that a recipient may have.

The recipient is also deemed to have appointed the commissioner as the recipient's attorney in fact to perform the specific act of submitting claims to insurance carriers or endorsing over to the department any and all drafts, checks, money orders or any other negotiable instruments connected with the payment of 3rd-party medical claims.

Sec. KK-3. 22 MRSA §14, sub-§§2-B and 2-C, as amended by PL 1991, c. 9, Pt. N, §3, are further amended to read:

2-B. Direct reimbursement to health care provider. When an insured is eligible under the Medicaid program administered by the Department of Human Services, pursuant to the United States Social Security Act, Title XIX, or under the ~~Maine--Health Program,--section--3189~~ elderly low-cost drug program under section 254, for the medical costs of injury, disease, disability or similar occurrence for which an insurer is liable, and the insured's claim is payable to a health care provider as provided or permitted by the terms of a health insurance policy or pursuant to an assignment of rights by an insured, the insurer shall directly reimburse the health care provider to the extent that the claim is honored.

2-C. **Direct reimbursement to the Department of Human Services.** When an insured is eligible under the Medicaid program administered by the Department of Human Services, pursuant to the United States Social Security Act, Title XIX, or under the ~~Maine Health Program, section 3189~~ elderly low-cost drug program under section 254, for the medical costs of injury, disease, disability or similar occurrence for which an insurer is liable, and the claim is not payable to a health care provider under the terms of the health insurance policy, the insurer shall directly reimburse the Department of Human Services, upon request, for any medical services paid by the department on behalf of a recipient under Medicaid or Maine Health Program recipient the elderly low-cost drug program under section 254 to the extent that those medical services are payable under the terms of the health insurance policy.

Sec. KK-4. 22 MRSA §14, sub-§§2-D and 2-E, as amended by PL 1991, c. 9, Pt. N, §4, are further amended to read:

2-D. **Notification of claim.** A recipient under Medicaid or Maine Health Program recipient the elderly low-cost drug program under section 254, or any attorney representing a recipient under Medicaid or Maine Health Program recipient the elderly low-cost drug program under section 254, who makes a claim to recover the medical cost of injury, disease, disability or similar occurrence for which the party received medical benefits under the Medicaid program, pursuant to the United States Social Security Act, Title XIX, or the ~~Maine Health Program, section 3189~~ elderly low-cost drug program under section 254, shall advise the department in writing with information as required by the department of the existence of the claim.

2-E. **Notification of pleading.** In any action to recover the medical cost of injury, disease, disability or similar occurrence for which the party received medical benefits under the Medicaid program or ~~Maine Health Program~~ the elderly low-cost drug program under section 254, the party bringing the action shall notify the department of that action at least 10 days prior to filing the pleadings. Department records indicating medical benefits paid by the department on behalf of the recipient are prima facie evidence of the medical expenses incurred by the recipient for the related medical services.

Sec. KK-5. 22 MRSA §14, sub-§2-H, as enacted by PL 1991, c. 815, §1, is amended to read:

2-H. **Honoring of assignments.** The following provisions apply to claims for payment submitted by the department or a health care provider.

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

2 A. Whenever a participating health care provider or the
department submits claims to an insurer, as defined in Title
4 24-A, section 4, or to a health maintenance organization on
behalf of a recipient under Medicaid or Maine-Health-Program
6 recipient the elderly low-cost drug program under section
254 for whom an assignment of rights has been received, or
8 whose rights have been assigned by the operation of law, the
insurer or health maintenance organization doing business in
10 the State must respond within 60 days of receipt of a claim
by forwarding payment or issuing a notice of denial directly
12 to the submitter of the claim.

14 B. Whenever a nonparticipating health care provider or the
department on behalf of a nonparticipating provider submits
16 claims to an insurer, as defined in Title 24-A, section 4,
or a health maintenance organization that operates through a
18 series of participation agreements on behalf of a recipient
under Medicaid or Maine-Health-Program-recipient the elderly
20 low-cost drug program under section 254 for whom an
assignment of rights has been received or whose rights have
22 been assigned by the operation of law, the insurer or health
maintenance organization doing business in the State must
24 respond within 60 days of receipt of a claim by forwarding
payment, issuing a notice of denial or issuing a copy of the
26 explanation of benefits directly to the submitter of the
claim.

28 **Sec. KK-6. 22 MRSA §14, sub-§3**, as amended by PL 1997, c.
795, §4, is further amended to read:

30 **3. Definitions.** For purposes of this section, "3rd party"
32 or "liable party" or "potentially liable party" means any entity,
including, but not limited to, an insurance carrier that may be
34 liable under a contract to provide health, automobile, workers'
compensation or other insurance coverage that is or may be liable
36 to pay all or part of the medical cost of injury, disease,
disability or similar occurrence of an applicant or recipient of
38 benefits under Medicaid or Maine--Health-Program--benefits the
elderly low-cost drug program under section 254. For purposes of
40 this section and sections 18 and 19, an "insurance carrier"
includes health insurers, group health plans as defined in 29
42 United States Code, Section 1167(1), service benefit plans and
health maintenance organizations.

44 "Liable party," "potentially liable party" or "3rd party" also
46 includes the trustee or trustees of any mortuary trust
established by the recipient or on the recipient's behalf in
48 which there is money remaining after the actual costs of the
funeral and burial have been paid in accordance with the terms of
50 the trust and in which there is no provision that the excess be

2 paid to the decedent's estate. "Liable party," "potentially
3 liable party" or "3rd party" may also include the recipient of
4 the benefits under Medicaid or Maine-Health-Program-benefits the
elderly low-cost drug program under section 254.

6 **Sec. KK-7. 22 MRSA §254, sub-§4-A,** as amended by PL 1999, c.
7 401, Pt. KKK, §1 and affected by §10 and c. 531, Pt. F, §2, is
8 further amended to read:

10 **4-A. Payment for drugs provided.** The commissioner may
11 establish the amount of payment to be made by recipients toward
12 the cost of prescription or nonprescription drugs, medication and
13 medical supplies furnished under this program provided that, for
14 persons at or below 185% of the federal poverty line, the total
15 cost for any covered purchase of a prescription or
16 nonprescription drug or medication provided under the basic
17 component of the program or the total cost of any covered
18 purchase of a generic prescription drug or medication under the
19 supplemental component of the program does not exceed 20% of the
20 price allowed for that prescription under program rules or \$2,
21 whichever is greater. For the supplemental component of the
22 program except for the covered purchase of a generic prescription
23 drug or medication, the total cost paid by the program for any
24 covered purchase of a prescription drug or medication may not
25 exceed \$2. For the supplemental component of the program except
26 for the covered purchase of a generic prescription drug or
27 medication, the total cost paid by the individual for any covered
28 purchase of a prescription drug or medication may not exceed the
29 cost of the program for that drug or medication minus the \$2 paid
30 by the program. The commissioner shall establish annual limits
31 on the costs incurred by eligible household members for covered
32 prescriptions or nonprescription drugs or medications, after
33 which the program must pay 80% of the cost of all prescriptions
34 or nonprescription drugs or medications covered by the
35 supplemental component of the program. The limits must be set by
36 the commissioner by rule as necessary to operate the program
37 within the program budget;

38 **Sec. KK-8. 22 MRSA §254, sub-§10,** as amended by PL 1999, c.
39 551, §1 is further amended to read:

42 **10. Eligible individuals.** To be eligible for the program,
43 an individual must be:

44 A. At least 62 years of age; or

46 B. Nineteen years of age or older and determined to be
48 disabled by the standards of the federal social security
49 program; and

50

2 **Sec. KK-9. 22 MRSA §254, sub-§11**, as enacted by PL 1999, c.
551, §2, is amended to read:

4 **11. Retention of eligibility.** A person who was eligible
6 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
8 eligibility for the program until February 28, 2001 if that
person is a member of a household of an eligible person; and

10 **Sec. KK-10. 22 MRSA §254, sub-§12** is enacted to read:

12 **12. Funds not to lapse.** Funds appropriated from the
14 General Fund to carry out the purpose of this section may not
lapse but must carry from year to year.

16 **Sec. KK-11. 22 MRSA §3174-G, sub-§1-B**, as enacted by PL 1999,
18 c. 401, Pt. KKK, §3 and affected by §10, is amended to read:

20 **1-B. Funding.** State funds necessary to implement
subsection 1-A must include state-funds-appropriated General Fund
22 appropriations and Other Special Revenue allocations from the
Fund for a Healthy Maine to the elderly low-cost drug program
24 operated pursuant to section 254, including rebates received in
that program from pharmaceutical manufacturers, that are no
26 longer needed in that program as a result of the Medicaid waiver
obtained pursuant to subsection 1-A, ~~and, effective in fiscal~~
28 ~~year 2000-01, no less than \$5,000,000 received from the tobacco~~
~~settlement in State of Maine, v. Philip Morris, et al., Kennebec~~
~~County Superior Court, Docket No. CV-97-134.~~

30 **Sec. KK-12. PL 1999, c. 401, Pt. KKK, §§8 and 9** are repealed.

32 **Sec. KK-13. Allocation.** The following funds are allocated
34 from Other Special Revenue funds to carry out the purposes of
this Part.

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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

2 cost of generic drugs not covered in the
basic program and to institute a
4 catastrophic component whereby the
department would establish an annual limit
6 on the total costs to be paid by eligible
persons in the program.

8
10 **PART LL**

12 **Sec. LL-1. 5 MRSA §17151, sub-§2**, as amended by PL 1997, c.
643, Pt. R, §1, is further amended to read:

14 **2. Intent.** It is the intent of the Legislature that there
16 must be appropriated and transferred annually to the retirement
system the funds necessary to meet the system's long-term and
18 short-term financial obligations based on the actuarial
assumptions established by the board upon the advice of the
20 actuary. The amount of the unfunded liability attributable to
state employees and teachers as of July 1, 1996 1999, as
22 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
24 year 1998-99 2000-01, the Legislature must appropriate or
allocate and there must be transferred to the retirement system
26 funds necessary to institute, as of July 1, 1998 2000, the
25-year 19-year amortization schedule. For each fiscal year
28 starting with the fiscal year that begins July 1, 1998 2001, the
Legislature shall appropriate or allocate and transfer to the
30 retirement system the funds necessary to meet the 25-year 19-year
requirement set forth in this subsection, unless the Legislature
32 establishes a different amortization period. Funds that have
been appropriated must be considered assets of the retirement
34 system.

36 A. The goal of the actuarial assumptions is to achieve a
fully funded retirement system.

38 B. The retirement system's unfunded liability for persons
40 formerly subject to the Maine Revised Statutes of 1944,
chapter 37, sections 212 to 220 must be repaid to the system
42 from annual appropriations over the funding period of the
retirement system.

44 C. This section may not be construed to require the State
46 to appropriate and transfer funds to meet the obligations of
participating local districts to the retirement system.

PART MM

2 **Sec. MM-1. 13 MRSA §3167-A** is enacted to read:

4 **§3167-A. Expenditure of ministerial funds**

6 A municipality may expend funds held in its ministerial
8 trust for school construction or renovation if the expenditure is
10 approved by the voters of the municipality at an election.

12 **Sec. MM-2. 20-A MRSA §15607, sub-§3**, as repealed and
replaced by PL 1999, c. 401, Pt. GG, §3, is amended to read:

14 **3. Appropriation for the state share of adjustments, debt**
16 **service and foundation; single account.** Appropriate the
18 necessary funds for the State's share for general purpose aid for
local schools with a separate amount for each of the following
components:

20 A. Adjustments described in section 15602, subsection 13;
22 section 15612; and section 15613, except section 15613,
24 subsection 13, including an appropriation for special
education pupils placed directly by the State for:

26 (1) Tuition and board for pupils placed directly by the
State in accordance with rules adopted or amended by
28 the commissioner; and

30 (2) Special educational tuition and other tuition for
32 residents of state-operated institutions attending
34 programs in school administrative units or private
schools in accordance with rules adopted or amended by
the commissioner;

36 B. Debt service subsidies described in section 15611. If
the appropriation for debt service differs from the amount
determined in accordance with section 15611, subsection 2,
38 then the debt service millage limit specified in section
15611, subsection 1 may be adjusted up or down as necessary;
40 and

42 C. Foundation subsidies described in section 15610 and
44 section 15613, subsection 13 and in chapter 606-A.

46 **Sec. MM-3. 20-A MRSA §15905, sub-§1, ¶A**, as repealed and
replaced by PL 1997, c. 469, §2, is amended to read:

48 A. The state board may approve projects as long as no
50 project approval will cause debt service costs, as defined
in section 15603, subsection 8, paragraph A, to exceed the

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

maximum limits specified in Table 1 in subsequent fiscal 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>

Sec. MM-4. 20-A MRSA §15905, sub-§1, ¶A-1, as repealed and replaced by PL 1987, c. 803, §§2 and 5, is amended to read:

A-1. Beginning with the second regular session of the Legislature in fiscal year 1990 and every other year thereafter, on or before March 1st, the commissioner shall recommend to the Legislature and the Legislature shall establish maximum debt service limits for the next ~~biennium~~ 2 biennia for which debt service limits have not been set.

Sec. MM-5. State Board of Education study of "debt service circuit breaker." The State Board of Education shall study the so-called "debt service circuit breaker" and report back to the joint standing committee of the Legislature having jurisdiction over education matters by December 14, 2001 with findings and policy recommendations regarding the most equitable manner to calculate the debt service circuit breaker. In studying this matter, the State Board of Education shall address the following issues:

1. Whether the current millage limit established for the debt service circuit breaker is a reasonable limit;

2 2. Whether a school administrative unit that is involved
3 with more than one school construction project may have
4 additional school construction projects considered as part of the
5 calculation of the local school administrative unit's debt
6 service for the purpose of the debt service circuit breaker; and

7 3. Whether a school administrative unit that is involved in
8 a locally financed school construction project may have the
9 locally financed school construction project and any additional
10 school construction projects that are financed with state support
11 considered as part of the calculation of the local school
12 administrative unit's debt service for the purpose of the debt
13 service circuit breaker.

14 **Sec. MM-6. Creation of plan.** The State Board of Education and
15 the Department of Education shall adopt rules to create a plan to
16 address the needs beyond Project #22 on the major capital
17 improvement priority list and include in the plan a review of
18 rules related to protected status of projects in the 2-year
19 cycle. The plan must include immediate and ongoing community
20 outreach and forums in the affected school administrative units
21 to build support for and confidence in the proposed changes.
22 Rules adopted pursuant to this section are major substantive
23 rules as defined in the Maine Revised Statutes, Title 5, chapter
24 375, subchapter II-A.

26

28

PART NN

30 **Sec. NN-1. Implementation of performance budgeting for the**
31 **2002-2003 biennium.** The Governor shall implement performance
32 budgeting for the 2002-03 biennium in the same form as the
33 prototype budget bills and budget document presented to the
34 Second Regular Session of the 119th Legislature in accordance
35 with the Maine Revised Statutes, Title 5, section 1710-P,
36 subsection 9.

38

PART OO

40

Sec. OO-1. Resolve 1999, c. 56, §7 is amended to read:

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Sec. 7. Proceeds. Resolved: That any proceeds from the sale
44 of property currently located at the Maine Youth Center in South
45 Portland must be deposited in the Bureau of General Services -
46 Capital Construction and Improvements Reserve Fund to be used for
47 the renovation, construction and expansion of facilities at the
48 South Portland Campus. Any proceeds from the sale of the
49 property currently located at the Maine Criminal Justice Academy
50 in Waterville must be deposited in the General

2 Services Capital Construction and Improvements Reserve Fund to be
used for the renovation, construction and expansion of the
4 facilities at the Oak Grove Campus. The Commissioner of
Administrative and Financial Services must attempt to sell or
6 lease the property currently located at the Maine Criminal
Justice Academy in Waterville at its fair market value. These
funds must be carried forward until expended; and be it further

8
10 **PART PP**

12 **Sec. PP-1. Payment of recruitment and retention adjustment.**

14 Notwithstanding the provisions of the Maine Revised Statutes,
Title 2, section 6, the Director of the Bureau of Human Resources
may approve payment of recruitment and retention adjustments
16 pursuant to Title 5, section 7065 for the positions of Director,
Bureau of Information Services and Chief Information Officer.
18

20 **PART QQ**

22 **Sec. QQ-1. 5 MRSA §17851, sub-§11,** as amended by PL 1999, c.
493, §1, is further amended to read:
24

26 **11. Maine State Prison employees.** Except as provided in
section 17851-A, the warden or deputy warden of the Maine State
Prison, any officer or employee of the Maine State Prison
28 employed as a guard or in the management of prisoners or any
person employed as the supervising officer of those officers or
30 employees or as an advocate at the Maine State Prison qualifies
for a service retirement benefit if that person:
32

34 A. Was employed in one of those capacities before September
1, 1984 and:

36 (1) Completes 20 years of creditable service in one or
more of those capacities; and
38

40 (2) Retires upon or after reaching the age of 50
years; or

42 B. Was employed in one of those capacities after August 31,
1984 and before January 1, 2000 and completed 25 years of
44 creditable service in one or more of those capacities.

46 Notwithstanding any other provision in this section, no person in
the employ of the Bangor Pre-Release Center on August 4, 1988 who
48 would have qualified for a service retirement benefit if the
Bangor Pre-Release Center had remained the administrative

responsibility of the Maine State Prison may be denied such a benefit by virtue of the transfer of that responsibility to the Charleston Correctional Facility.

A person in the employ of the Bangor Pre-Release Center on June 30, 2000 who would have qualified for a service retirement benefit if the Bangor Pre-Release Center had remained in operation may not be denied such a benefit by the closing of the Bangor Pre-Release Center.

PART RR

Sec. RR-1. Working capital advance. The State Controller is authorized to advance to the Veterans Services program, General Fund account in the Department of Defense, Veterans and Emergency Management an amount not to exceed \$100,000 from the General Fund unappropriated surplus on July 1, 2000 to be allotted by financial order upon the recommendation of the State Budget Officer and approval of the Governor for the purpose of establishing the Northern Maine Veterans' Cemetery. Any funds transferred for this purpose must be returned to the General Fund no later than June 30, 2001.

PART SS

Sec. SS-1. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

	1999-00	2000-01
CORRECTIONS, DEPARTMENT OF		
Youth Center - Maine		
Positions - Legislative Count	(1.000)	(1.000)
Provides for the creation of one Special Education Teacher position to be funded using existing federal funds.		
DEPARTMENT OF CORRECTIONS		
TOTAL	0	0

PART TT

2 **Sec. TT-1. 20-A MRSA §8355** is enacted to read:

4 **§8355. Equity and Access to Education Technology Fund established**

6 **1. Fund established.** The Equity and Access to Education
8 Technology Fund, referred to in this section as the "fund," is
10 established.

12 **2. Investment of funds.** All investment earnings on
14 balances in the fund must be credited to the fund.

16 **3. Nonlapsing fund.** Any unexpended funds remaining in the
18 fund may not lapse, but must be carried forward for the benefit
20 of the fund.

22 **4. Expenditures from fund.** It is the intent of the
24 Legislature that the fund be used only to support the education
26 technology needs of the State's teachers and students.
28 Expenditures may be made from this fund only as authorized by the
30 Legislature.

32 **Sec. TT-2. 35-A MRSA §7104-B, sub-§4, ¶¶D and E,** as enacted by
34 PL 1999, c. 409, §2, are amended to read:

36 D. Computers; and

38 E. Training; and

40 **Sec. TT-3. 35-A MRSA §7104-B, sub-§4, ¶F** is enacted to read:

42 **F. Maintenance and operating expenses of the ATM Distance
44 Learning network and administered by the Department of
46 Education.**

48 **Sec. TT-4. Sources of fund.** The Public Utilities Commission
50 shall order Bell Atlantic Telephone Company to transfer the
unexpended balance from the School and Library Network Project
based on projected expenditures through July 1, 2001 as
determined by the commission. The determination and transfer
must be made as of June 30, 2000 to the Equity and Access to
Education Technology Fund within the Department of Education.

Sec. TT-5. Allocation. The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
Part.

2000-01

EDUCATION, DEPARTMENT OF

Management Information Systems

2 All Other \$512,000

4 Allocates funds for maintenance and network
6 management of the ATM Distance Learning
network.

8

PART UU

10

12 **Sec. UU-1. 22 MRSA §1511, sub-§2, ¶¶A and B,** as enacted by PL
1999, c. 401, Pt. V, §1, are amended to read:

14 A. All money received by the State in settlement of or in
16 relation to the lawsuit State of Maine v. Philip Morris, et
al., Kennebec County Superior Court, Docket No. CV-97-134;
and

18

20 B. Money from any other source, whether public or private,
designated for deposit into or credited to the fund, and,

22 **Sec. UU-2. 22 MRSA §1511, sub-§2, ¶C,** as enacted by PL 1999,
c. 401, Pt. V, §1, is repealed.

24

26 **Sec. UU-3. 22 MRSA §1511, sub-§2-A** is enacted to read:

28 2-A. Interest earned. Interest earned or other investment
income on balances in the fund must be transferred to the General
Fund.

30

32

PART VV

34 **Sec. VV-1. Allocation.** The following funds are allocated from
36 Other Special Revenue funds to carry out the purposes of this
Part.

38

2000-01

40 **ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

42

44 **Board of Environmental
Protection Fund**

46 Positions - Legislative Count (-1,000)

48 Personal Services (\$90,287)

All Other (5,400)

50 TOTAL (\$95,687)

52 Provides for the deallocation of funds

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

2 through the transfer of one Deputy
Commissioner, Department of Environmental
4 Protection position to the Administration -
Environmental Protection program, Other
6 Special Revenue funds.

8 **Administration - Environmental
Protection**

10	Positions - Legislative Count	(1,000)
	Personal Services	\$90,287
12	All Other	5,400
14	TOTAL	<hr/> \$95,687

16 Allocates funds from the Administration -
18 Special Revenue Overhead account to
establish one Deputy Commissioner,
20 Department of Environmental Protection
position.

22 **DEPARTMENT OF ENVIRONMENTAL
PROTECTION**
24 **TOTAL**

0

26

PART WW

28

30 **Sec. WW-1. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
32 this Part.

34

2000-01

36

**PUBLIC SAFETY,
DEPARTMENT OF**

38

Bureau of State Police

40

Personal Services (\$2,037)

42

44

Deappropriates funds to eliminate one vacant
Police Communications Operator position and
to establish one Building Custodian position.

46

Sec. WW-2. Allocation. The following funds are allocated
48 from the Highway Fund to carry out the purposes of this Part.

50

2000-01

2 **PUBLIC SAFETY,
DEPARTMENT OF**

4 **Bureau of State Police**

6 Personal Services (\$3,055)

8 Deallocates funds to eliminate one Police
10 Communications Operator position and to
12 establish one Building Custodian position.

14 **PART XX**

16 **Sec. XX-1. Appropriation.** The following funds are
18 appropriated from the General Fund to carry out the purposes of
20 this Part.

2000-01

22 **CONSERVATION, DEPARTMENT OF**

24 **Forest Protection - Division of**

26 Positions - FTE Count (0.154)
28 Personal Services \$10,718
All Other (8,681)

30 Appropriates funds to increase a Laborer II
32 position from 24 to 32 weeks and
deappropriates All Other operational costs.
34 The net effect of these appropriations will
result in an increase of undedicated General
Fund revenue of \$815 in fiscal year 2000-01.

36 **DEPARTMENT OF CONSERVATION
TOTAL**

\$2,037

40 **PART YY**

42 **Sec. YY-1. 20-A MRSA §13451, sub-§3,** as amended by PL 1997,
44 c. 643, Pt. 00, §1 and affected by §3, is further amended to read:

46 **3. Payment by State.** The State shall pay 30% of the
48 retired teacher members' share of this insurance. Beginning July
1, 2001, the State shall pay 35% of the retired teacher members'
share of this insurance.

50 **PART ZZ**

2 **Sec. ZZ-1. 5 MRSA §18005, sub-§2**, as amended by PL 1991, c.
885, Pt. E, §12 and affected by §47, is further amended to read:

4
6 **2. Workers' compensation or similar law.** The amount
payable under this article must be reduced by any amount received
by the surviving spouse and dependent child or dependent children
8 under former Title 39, the Workers' Compensation Act or Title
39-A, Part 1, the Maine Workers' Compensation Act of 1992, or a
10 similar law. For purposes of this article, a death benefit paid
to a law enforcement officer under Title 25, chapter 195-A is not
12 considered a benefit paid under a "similar law" and may not be
used to reduce the amount payable under this article.

14 A. Lump-sum settlements of benefits that would reduce the
16 accidental death benefits under this subsection must be
prorated on a monthly basis in an equitable manner
18 prescribed by the board.

20 B. The prorated lump-sum settlement amounts must reduce the
accidental death benefits payable monthly under this article.

22 **Sec. ZZ-2. 5 MRSA §18605, sub-§2**, as amended by PL 1991, c.
24 885, Pt. E, §16 and affected by §47, is further amended to read:

26 **2. Workers' compensation or similar law.** The amount payable
under this article must be reduced by any amount received by the
28 surviving spouse and dependent child or dependent children under
former Title 39, the Workers' Compensation Act or Title 39-A,
30 Part 1, the Maine Workers' Compensation Act of 1992, or a similar
law. For purposes of this article, a death benefit paid to a law
32 enforcement officer under Title 25, chapter 195-A is not
considered a benefit paid under a "similar law" and may not be
34 used to reduce the amount payable under this article.

36 A. Lump-sum settlements of benefits that would reduce the
accidental death benefits under this subsection must be
38 prorated on a monthly basis in an equitable manner
prescribed by the board.

40 B. The prorated lump-sum settlement amounts must reduce the
accidental death benefits payable monthly under this article.

44 **Sec. ZZ-3. 25 MRSA c. 195-A** is enacted to read:

46 **CHAPTER 195-A**

48 **DEATH BENEFITS FOR LAW ENFORCEMENT OFFICERS**
50 **KILLED IN THE LINE OF DUTY**

§1611. Definitions

2 As used in this chapter, unless the context otherwise
4 indicates, the following terms have the following meanings.

6 1. Chief. "Chief" means the Chief of the State Police.

8 2. Law enforcement officer or officer. "Law enforcement
10 officer" or "officer" means an active state police officer,
12 municipal police officer, county sheriff, deputy sheriff, game
14 warden, fire marshal, liquor enforcement officer or marine patrol
16 officer in this State.

§1612. Death benefit

16 1. Amount; recipients. In a case in which the chief
18 determines under rules adopted pursuant to this section that a
20 law enforcement officer has died while in the line of duty, the
22 State shall pay a benefit of \$50,000 as follows:

24 A. If there is no surviving child of the officer, to the
26 surviving spouse of such officer;

28 B. If there is a surviving child or children and a
30 surviving spouse, 1/2 to the surviving child or children of
32 the officer in equal shares and 1/2 to the surviving spouse;

34 C. If there is no surviving spouse, to the child or
36 children of the officer in equal shares; or

38 D. If there is no surviving child or spouse of the officer,
40 to the parent or parents of the officer in equal shares.

42 2. Interim benefit payment. When the chief determines,
44 upon showing of need and prior to final action, that the death of
46 an officer is one for which a benefit will probably be paid, the
48 chief may make an interim benefit payment not exceeding \$3,000 to
the individual or individuals entitled to receive a benefit under
subsection 1 in the manner set out in subsection 1.

3. Deduction of interim payment. The chief shall deduct
the amount of an interim payment made pursuant to subsection 2
from the amount of any final benefit paid to the individual or
individuals entitled to receive a benefit under subsection 1.

4. Repayment of interim payment; waiver. If a final
benefit is not paid, the recipient or recipients of any interim
payment under subsection 2 are liable for repayment of the amount
received. The chief may waive all or part of the repayment if the

chief determines that undue hardship would result from that repayment.

5. Execution or attachment prohibited. A benefit paid under this section is not subject to execution or attachment.

6. Other benefits. The \$50,000 benefit payable under this section may not be considered a benefit paid under a "similar law" in Title 5, sections 18005 and 18605 and may not be used to reduce an accidental death benefit amount payable under those provisions or under any other provision of law.

7. Rulemaking. The chief shall adopt rules to carry out the purposes of this section. Rules adopted pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter II-A.

Sec. ZZ-4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

PUBLIC SAFETY, DEPARTMENT OF

State Death Benefits - Law Enforcement Officers

All Other \$50,000

Appropriates initial funding to be used to provide a death benefit for law enforcement officers killed in the line of duty. 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.

PART AAA

Sec. AAA-1. 5 MRSA §13063-D is enacted to read:

§13063-D. Grants to municipalities to retain mature or dominant employers

The commissioner shall authorize grants to municipalities for the purpose of assisting those municipalities to retain mature or dominant employers, as defined in rules adopted by the commissioner, especially manufacturing firms presently located in the State. In awarding grants under this section, the

2 commissioner shall consider the economic health of the region in
3 which the municipality is located, the economic and social
4 impacts that would be or have been created by the loss of the
5 mature or dominant employer and the likelihood of returning that
6 employer to a financially viable condition. In awarding any
7 grant under this section, the commissioner shall take appropriate
8 measures to ensure accountability and a positive return on the
9 public's investment.

10 **Sec. AAA-2. Transfer of funds.** Notwithstanding the Maine
11 Revised Statutes, Title 5, section 13063-C, the State Controller
12 is authorized to transfer \$345,000 on a one-time basis from the
13 Job Retention Program to the Department of Economic and Community
14 Development's "Administration - Economic and Community
15 Development" program in fiscal year 2000-01 to carry out the
16 purposes of section 1 of this Part. These funds must be allotted
17 by financial order upon the recommendation of the State Budget
18 Officer and approval of the Governor to carry out the purposes of
19 section 1 of this Part.
20

22 PART BBB

24 **Sec. BBB-1. 5 MRSA §1513, sub-§1,** as amended by PL 1999, c.
25 401, Pt. GGG, §1 and affected by §2, is further amended to read:
26

27 **1. Maine Rainy Day Fund.** The As the next priority after
28 the transfers made pursuant to section 1517, the State Controller
29 shall at the close of each fiscal year transfer reserve from the
30 unappropriated surplus of the General Fund to the Maine Rainy Day
31 Fund an amount equal to 1/2 of the balance remaining after
32 transfers made pursuant to section 1517 from the excess of total
33 General Fund revenues received over accepted estimates in that
34 fiscal year and transfer that amount to the Maine Rainy Day Fund
35 at the beginning of the next fiscal year. Accepted revenue
36 estimate may not be increased after adjournment of each First
37 Regular Session of the Legislature except as provided. For the
38 first year of the biennium, revenue estimates for the 2nd year of
39 the biennium may be adjusted once during the Second Regular
40 Session of the Legislature. Accepted revenue estimates may be
41 increased for other fiscal periods only if an amount not to
42 exceed ~~1/2~~ 1/4 of the increase is transferred by the State
43 Controller to the Rainy Day Fund at the same time from the
44 unappropriated surplus of the General Fund. The fund may not
45 exceed 6% of the total General Fund revenues received in the
46 immediately preceding fiscal year and may not lapse, but remain
47 in a continuing carrying account to carry out the purposes of
48 this section. A reduction in the fund is not necessary in the
49 event the total General Fund revenues received in the immediately
50 preceding fiscal year are less than the total General Fund

revenues received in the fiscal year 2 years previous and if the fund is at its 6% limit.

Sec. BBB-2. 5 MRSA §1517, as enacted by PL 1995, c. 464, §4, is amended to read:

§1517. Transfer to Retirement Allowance Fund

~~At As the first priority before any other transfer, at the close of each fiscal year, the State Controller shall transfer from the unappropriated surplus of the General Fund to the Retirement Allowance Fund established in section 17251 an amount equal to 1/2 of the balance remaining after all other required transfers from the excess of total General Fund revenues received over accepted estimates in that fiscal year and all required deductions of appropriations, financial commitments, designated funds, transfers from the unappropriated surplus of the General Fund or transfers from the available balance remaining in the General Fund have been made.~~

General Fund revenue estimates may be made once during the First Regular Session of the Legislature and adjustments to these accepted revenue estimates may be made once during the Second Regular Session of the Legislature without mandatory transfer of funds to the Retirement Allowance Fund. If adjustments are made to those initial estimates presented to each regular session of the Legislature, an amount not to exceed 1/2 of the excess of the estimated revenue ~~over the amounts required by law to be set aside for other purposes~~ must be appropriated to the Retirement Allowance Fund.

Sec. BBB-3. 5 MRSA §1519 is enacted to read:

§1519. Debt Avoidance Fund

The Debt Avoidance Fund is established for the purpose of avoiding the issuance of authorized general obligation debt. Expenditures from the Debt Avoidance Fund may only be made for purposes approved by the voters for which General Fund general obligation debt would be issued. Expenditures from the Debt Avoidance Fund may be made by the vote of the Legislature upon recommendation of the Governor.

As the next priority after the transfer made pursuant to section 1513, at the close of each fiscal year, the State Controller shall transfer from the unappropriated surplus of the General Fund to the Debt Avoidance Fund an amount equal to the balance remaining after all other required transfers from the

2 excess of total General Fund revenues received over accepted
3 estimates in that fiscal year and all required deduction of
4 appropriations, financial commitments, designated funds,
5 transfers from the unappropriated surplus of the General Fund or
6 transfers from the available balance remaining in the General
7 Fund have been made.

8
9
10 **PART CCC**

11 **Sec. CCC-1. Use of federal reimbursement funds.** All federal
12 funding received by the Department of Mental Health, Mental
13 Retardation and Substance Abuse Services related to the
14 construction of the new psychiatric treatment center in Augusta
15 must be deposited in the Maine State Retirement System -
16 Retirement Allowance Fund established under the Maine Revised
17 Statutes, Title 5, section 17251. These funds must be used to
18 reduce the unfunded actuarial liability.

19 **Sec. CCC-2. Report.** No later than October 1st of each year,
20 the Commissioner of Mental Health, Mental Retardation and
21 Substance Abuse Services shall report to the joint standing
22 committee of the Legislature having jurisdiction over
23 appropriations and financial affairs regarding the aggregate
24 amount transferred to the Retirement Allowance Fund pursuant to
25 section 1 of this Part.

26
27
28 **PART DDD**

29 **Sec. DDD-1. 20-A MRS §7412** is enacted to read:

30
31 **§7412. Governor Baxter School for the Deaf Student Trust**
32 **Fund established**

33 **1. Fund established.** Notwithstanding the provisions of
34 Title 5, section 135-A, the Governor Baxter School for the Deaf
35 Student Trust Fund, referred to in this section as the "fund," is
36 established.

37 **2. Investment of funds.** The money in the fund may be
38 invested by the Treasurer of State with the assistance of one or
39 more fiduciaries or registered investment advisors. The duties
40 and expenses of the fiduciaries or registered investment advisors
41 must handled in a manner consistent with Title 5, section 17108,
42 subsections 2 and 3. All earnings must be credited to the fund.

43 **3. Nonlapsing fund.** Any unexpended funds remaining in the
44 fund may not lapse but must be carried forward for the benefit of
45 the fund.

2 4. Expenditures from the fund. Expenditures may be made
4 from the fund only by the Legislature.

6 **Sec. DDD-2. Transfer to Governor Baxter School for the Deaf**
7 **Student Trust Fund.** Notwithstanding the provisions of the Maine
8 Revised Statutes, Title 5, chapter 316-A, the State Controller
9 shall credit to the Governor Baxter School for the Deaf Student
10 Trust Fund, established in Title 20-A, section 7412, a transfer
11 of \$1,000,000 from the Victim's Compensation Fund no later than
12 June 30, 2001.

14 **PART EEE**

16 **Sec. EEE-1. 5 MRSA §3360-E, first ¶,** as amended by PL 1999, c.
17 360, §7 and affected by §9, is further amended to read:

18 The board may award compensation to a claimant of up to
19 \$7,500 \$15,000 for actual and unreimbursed losses and eligible
20 expenses of any person who is sexually assaulted or who suffers
21 personal injury or death as the result of a crime specified in
22 section 3360, subsection 3.

24 **Sec. EEE-2. 5 MRSA §3360-E, 2nd ¶,** as enacted by PL 1997, c.
25 378, §9, is amended to read:

26 An award of compensation for the benefit of a family or
27 household member is derivative of the claim of the victim. The
28 total compensation paid for all claims arising from the crime
29 against the victim may not exceed \$7,500 \$15,000.

32 **PART FFF**

34 **Sec. FFF-1. 5 MRSA §1547,** as amended by P&SL 1969, c. 236,
35 §C, is repealed and the following enacted in its place:

36 **§1547. Annual financial report of the State**

37 The State Controller shall prepare a comprehensive annual
38 financial report in accordance with standards established by a
39 governmental accounting standards board. This report is the
40 official annual financial report of the State Government as
41 defined in section 1541, subsection 11.

42 **1. Bureau of Accounts and Control shall complete financial**
43 **statements, notes and other documentation. Following the**
44 **official close of the State's fiscal year ending on June 30th,**
45 **the Department of Administrative and Financial Services, Bureau**
46 **of Administration shall submit to the Legislature a report of the**
47 **State's financial condition for the fiscal year ending on June 30th,**
48 **including a statement of the State's financial position at the end**
49 **of the fiscal year and a statement of the State's financial**
50 **operations for the fiscal year.**

2 of Accounts and Control, under the direction of the State
3 Controller, shall prepare and complete all financial statements,
4 notes and other documentation as considered necessary by the
5 State Controller in accordance with all governing rules, statutes
6 and generally accepted accounting principles. This information
7 must be made available to the Department of Audit no later than
8 November 1st of that year.

9
10 2. State agencies shall adhere to guidelines and
11 procedures. In order to ensure compliance with subsection 1, all
12 state departments, agencies and component units as described in
13 subsection 3 shall adhere to all established guidelines and
14 procedures set forth by the State Controller to ensure the
15 accurate reporting of the State's financial condition to the
16 Department of Audit.

17
18 3. Component units. Component units of the State include,
19 but are not limited to, the following organizations: the Loring
20 Development Authority of Maine; the Finance Authority of Maine;
21 the Maine Educational Loan Authority; the Maine Municipal Bond
22 Bank; the Maine Health and Higher Education Facilities Authority;
23 the Maine Governmental Facilities Authority; the Maine Maritime
24 Academy; the Maine State Housing Authority; the University of
25 Maine System; the Maine Technical College System; and the Maine
26 State Retirement System. The State Controller may identify
27 additional component units in accordance with standards
28 established by a governmental accounting standards board.

29
30 4. State departments and agencies shall submit financial
31 statements. All state departments and agencies shall submit to
32 the Department of Administrative and Financial Services, Bureau
33 of Accounts and Control, no later than September 1st following
34 the official close of the State's fiscal year, all financial
35 statements and schedules of expenditures of federal awards and
36 any other materials considered necessary by the State Controller.

37
38 5. Component units shall submit audited financial
39 statements. All component units, as described in subsection 3,
40 shall submit audited financial statements to the Department of
41 Administrative and Financial Services, Bureau of Accounts and
42 Control no later than October 15th following the official close
43 of the State's fiscal year.

44
45 6. Maine Turnpike Authority. Notwithstanding any other
46 provision of law, the Maine Turnpike Authority, beginning on July
47 1, 2012 and every July 1st thereafter, is directed to submit its
48 annual financial report to the Department of Administrative and
49 Financial Services, Bureau of Accounts and Control, the
50 Department of Audit and the joint standing committee of the
Legislature having jurisdiction over appropriations and financial

2 affairs and the joint standing committee of the Legislature
4 having jurisdiction over transportation matters in accordance
6 with all governing rules, statutes and generally accepted
8 accounting principles.

10 **PART GGG**

12 **Sec. GGG-1. 22 MRSA c. 252-B** is enacted to read:

14 **CHAPTER 252-B**

16 **POISON CONTROL CENTER**

18 **§1346. Official poison control center**

20 1. Designation. The Maine Poison Center, located at the
22 Maine Medical Center, is the official state poison control center.

24 2. Services. The Maine Poison Center shall provide
26 clinical toxicology services through critical expertise and
28 assistance in the diagnosis and management of poisonings.

30 3. Certification. The Maine Poison Center is encouraged to
32 achieve certification from a national association of poison
34 control centers by May 1, 2003. The Maine Poison Center shall
36 achieve certification from a national association of poison
38 control centers not later than December 1, 2004.

40 4. Alternative funding sources. The Maine Poison Center
42 shall seek funding from other sources to fully support the level
44 of services it offers.

46 **Sec. GGG-2. Report.** The Maine Poison Center shall report
48 its progress in pursuing alternative funding sources and the
50 status of its efforts to achieve certification to the joint
standing committees of the Legislature having jurisdiction over
appropriations and financial affairs and health and human
services matters no later than February 15, 2001.

Sec. GGG-3. Appropriation. The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

2000-01

**HUMAN SERVICES,
DEPARTMENT OF**

Bureau of Health

2 All Other \$255,000

4 Provides funds for poison control services.

6

PART HHH

8

Sec. HHH-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

18 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
20 Resolve 1997, chapter 107.

22

1. Membership. The Chief Justice of the Supreme Judicial
Court may appoint judges, clerks, attorneys and members of the
24 public to serve as members of the Court Unification Oversight
Committee.

26

2. Ongoing goals. The Court Unification Oversight
28 Committee shall identify from time to time additional ongoing
goals for unifying the District Court and Superior Court.

30

3. Workload. The Court Unification Oversight Committee
32 shall monitor the workload of judges and clerks, paying
particular attention to the workload in the District Court
34 clerks' offices.

36

4. Annual report. The Court Unification Oversight
Committee shall report by January 15, 2001 and annually
38 thereafter to the Supreme Judicial Court and the joint standing
committee of the Legislature having jurisdiction over judiciary
40 matters on:

42

A. The implementation of the recommendations of the court
unification task force;

44

B. The identification and implementation of additional
ongoing goals;

46

C. The degree to which the implementation of each of the
court unification task force's recommendations has achieved
48 the intended purpose of better service to the public;

50

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. HHH-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 ~~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 ~~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 ~~publication~~ publication.

38 When the issues of law presented in any case before the law
39 court Law Court can be clearly understood, they shall ~~shall~~ must be
40 decided, and ~~no~~ a case shall ~~may not~~ 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. HHH-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

36 B. Concurrent jurisdiction is vested in the Supreme
37 Judicial Court as provided in Title 14, section 5301.

38 **3. Appellate jurisdiction.** The Superior Court shall hear
39 appeals as follows:

40 A. Administrative appeals brought pursuant to Title 5,
41 chapter 375, subchapter VII and the Maine Rules of Civil
42 Procedure, Rules 80B and 80C; and

43 B. Appeals from the District Court:

44 (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. HHH-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
13 amended to read:

14 **§152. District Court; civil jurisdiction**

16 The District Court shall--have has jurisdiction in the
18 following civil matters:

20 **1. Jurisdiction exercised by trial justices and municipal**
22 **courts.** The civil jurisdiction exercised by all trial justices
23 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:

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

- 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,
4 section 3001, and in accordance with Title 38, sections 435
to 446 and section 449;
- 6 D. The plumbing and subsurface waste water disposal rules
8 adopted by the Department of Human Services under Title 22,
section 42;
- 10 E. Laws pertaining to public water supplies, Title 22,
12 ~~sections 2642, 2647 and 2648~~ chapter 601, subchapter IV;
- 14 F. Local ordinances enacted under Title 22, section 2642,
and in accordance with Title 30-A, section 3001;
- 16 G. Local land use ordinances enacted under Title 30-A,
18 section 3001;
- 20 H. Local building codes adopted pursuant to Title 30-A,
22 section 3001, and in accordance with Title 30-A, chapter
185, subchapter I;
- 24 I. Automobile junkyards, Title 30-A, chapter 183,
subchapter I;
- 26 J. Regulation and inspection of plumbing, Title 30-A,
28 chapter 185, subchapter III;
- 30 K. Malfunctioning domestic waste water disposal units,
Title 30-A, section 3428;
- 32 L. The subdivision law, Title 30-A, chapter 187, subchapter
34 IV; local subdivision ordinances enacted under Title 30-A,
section 3001; and subdivision regulations adopted under
36 Title 30-A, section 4403;
- 38 M. Local zoning ordinances enacted under Title 30-A,
section 3001, and in accordance with Title 30-A, section
40 4352;
- 42 N. All laws administered by the Department of Environmental
Protection, Title 38, chapters 2 to 16;
- 44 O. Local ordinances regarding air pollution control enacted
46 pursuant to Title 38, section 597; and
- 48 P. The laws pertaining to harbors in Title 38, chapter 1,
subchapter I; local harbor ordinances adopted in accordance
50 with Title 38, section 7 and regulations adopted by
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
for divorce, annulment of marriage or judicial separation and
36 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,
from the Superior Court to the District Court in accordance with
42 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. HHH-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 now in effect for removal of actions to the Superior Court shall apply.~~

Sec. HHH-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. HHH-7. 14 MRSA §1901,** as repealed and replaced by PL
10 1993, c. 675, Pt. B, §10, is amended to read:

11 **§1901. Supreme Judicial Court; exceptions**

12
13 **1. Appeals from District Court.** Except as provided in
14 subsection 2 3 or by court rule, an appeal may be taken from the
15 District Court to the Superior Supreme Judicial Court sitting as
16 the Law Court for the county embracing the division in which the
17 judgment was rendered within 30 days after judgment. Within
18 those 30 days, the appellant must pay to the court the required
19 fees for the appeal and in that case no execution issues and the
20 clerk may enter the appeal in the Superior Law Court as a new
21 entry.

22
23 ~~2. Exceptions. The following requirements apply to appeals~~
24 ~~from the District Court.~~

25
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
30 ~~B. If all parties agree, a final appeal from civil matters,~~
31 ~~including family matters, originating in the District Court~~
32 ~~may be made to the Superior Court in lieu of a 2nd appeal to~~
33 ~~the Supreme Judicial Court.~~

34
35 **3. Exceptions.** An appeal from the District Court is to the
36 Superior Court in the case of:

37
38 A. An appeal in a forcible entry and detainer case,
39 pursuant to section 6008 and the Maine Rules of Civil
40 Procedure, Rule 80D(f); and

41
42 B. An appeal in a small claims case brought pursuant to
43 chapter 738 and the Maine Rules of Civil Procedure, Rule 80L.

44
45 **Sec. HHH-8. 14 MRSA §6051, sub-§9,** as amended by PL 1995, c.
46 694, Pt. D, §21 and affected by Pt. E, §2, is repealed.

47
48 **Sec. HHH-9. 15 MRSA §1,** as amended by PL 1985, c. 179, is
49 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.

42 **Sec. HHH-10. 15 MRSA §1028, sub-§3** is enacted to read:

44 **3. No further relief.** The determination by the Superior
46 Court under this section is final and no further relief is
48 available.

50 **Sec. HHH-11. 15 MRSA §1029, sub-§4** is enacted to read:

4. No further relief. The review under this section is
final and no further relief is available.

2 **Sec. HHH-12. 15 MRSA §1051, sub-§§5 and 6**, as enacted by PL
3 1987, c. 758, §20, are amended to read:

4
5 **5. Appeal by defendant.** A defendant may appeal to a single
6 Justice of the Supreme Judicial Court a denial of bail, the kind
7 or amount of bail set or the conditions of release imposed by
8 which the defendant is aggrieved. The single justice shall may
9 not conduct a hearing de novo respecting bail, but shall review
10 the lower court's order. The defendant has the burden of showing
11 that there is no rational basis in the record for the lower
12 court's denial of bail, the kind or amount of bail set or the
13 conditions of release imposed of which the defendant complains.
14 The determination by the single justice is final and no further
15 relief is available.

16
17 **6. Appeal by State.** The State may appeal to a single
18 Justice of the Supreme Judicial Court the granting of bail, the
19 kind or amount of bail set or the lower court's failure to impose
20 a condition of release. The single justice shall may not conduct
21 a hearing de novo respecting bail, but shall review the lower
22 court's order. The State has the burden of showing that there is
23 no rational basis in the record for the lower court's granting of
24 bail, the kind or amount of bail set or the omission of the
25 conditions of which the State complains. The determination by
26 the single justice is final and no further relief is available.

27 **Sec. HHH-13. 15 MRSA §1097, sub-§3**, as enacted by PL 1995, c.
28 356, §19, is amended to read:

29
30 **3. Appeal.** A defendant in custody as a result of an order
31 issued under this section by the District Court may appeal to the
32 Superior Court and a defendant in custody as a result of an order
33 issued under this section by the Superior Court may appeal to a
34 single Justice of the Supreme Judicial Court. The appeal must be
35 in accordance with the procedures set forth in section 1028, as
36 far as applicable, except that the review is limited to a review
37 of the record to determine whether the order was rationally
38 supported by the evidence. The determination by the court or
39 single justice is final and no further relief is available.

40
41 **Sec. HHH-14. 15 MRSA §1099-A, sub-§2**, as enacted by PL 1995,
42 c. 356, §19, is amended to read:

43
44 **2. Appeal.** A defendant in custody as a result of an order
45 issued under this section may appeal to a single Justice of the
46 Supreme Judicial Court who shall review the revocation pursuant
47 to the procedures set forth in section 1051, subsection 5. The
48 determination by the single justice is final and no further
49 relief is available.

2 **Sec. HHH-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. HHH-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. HHH-17. 15 MRSA §2115, first ¶**, as repealed and replaced
37 by PL 1987, c. 166, §3, is amended to read:

38 In any criminal proceeding in the Superior Court, any
39 defendant aggrieved by a judgment of conviction, ruling or order
40 may appeal to the Supreme Judicial Court, sitting as the Law
41 Court. ~~The time for taking the appeal and the manner and any~~
42 ~~conditions for the taking of the appeal shall be as the Supreme~~
43 ~~Judicial Court provides by rule.~~ The Supreme Judicial Court
44 shall provide by rule the time for taking the appeal and the
45 manner and any conditions for the taking of the appeal.

46 **Sec. HHH-18. 15 MRSA §2115-A, sub-§§1 and 2**, as amended by PL
47 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-cour~~ 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-cour~~
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. HHH-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. HHH-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.

2 **Sec. HHH-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
a judgment of conviction, it is not necessary for the State to
6 appeal. It may argue that error in the proceedings at trial in
fact supports the judgment. The State may also establish that
8 error harmful to it was committed prior to trial or in the trial
resulting in the conviction from which the defendant has
10 appealed, which error should be corrected in the event that the
~~law-court~~ Law Court reverses on a claim of error by the defendant
12 and remands the case for a new trial. If the case is so reversed
and remanded, the ~~law-court~~ Law Court shall also order correction
14 of the error established by the State.

16 **Sec. HHH-22. 15 MRSA §2115-B**, as enacted by PL 1997, c.
317, Pt. B, §1, is amended to read:

18 **§2115-B. Appeal by aggrieved contemnor**

20 **1. Summary contempt proceedings involving punitive**
22 **sanctions.** In a summary contempt proceeding involving punitive
sanctions, accompanied or unaccompanied by remedial sanctions,
24 instituted under either the Maine Rules of Criminal Procedure,
Rule 42 or the Maine Rules of Civil Procedure, Rule 66, before a
26 Judge of the District Court, Probate Court or Administrative
Court or a Justice of the Superior Court or the Supreme Judicial
28 Court, a contemnor who is aggrieved by an order and imposition of
a punitive sanction may appeal, ~~as provided under section 2111~~
30 ~~and the applicable Maine Rules of Criminal Procedure, to the~~
~~Superior Court and, if unsuccessful, to the Supreme Judicial~~
32 ~~Court, sitting as the Law Court, as provided under section 2111~~
~~or 2115 and the applicable Maine Rules of Criminal Procedure. In~~
34 ~~a like proceeding, instituted under either the Maine Rules of~~
~~Criminal Procedure, Rule 42 or the Maine Rules of Civil~~
36 ~~Procedure, Rule 66, before a Justice of the Superior Court or a~~
~~Justice of the Supreme Judicial Court, any contemnor aggrieved by~~
38 ~~an order and imposition of a punitive sanction may appeal to the~~
~~Supreme Judicial Court, sitting as the Law Court, as provided~~
40 ~~under section 2115 and the applicable Maine Rules of Criminal~~
~~Procedure.~~

42 **2. Plenary contempt proceedings involving punitive**
44 **sanctions.** In a plenary contempt proceeding involving punitive
sanctions, accompanied or unaccompanied by remedial sanctions,
46 instituted under either the Maine Rules of Criminal Procedure,
Rule 42 or the Maine Rules of Civil Procedure, Rule 66, any
48 contemnor aggrieved by an adjudication and imposition of a
punitive sanction ~~tried other than in the Superior Court or~~
50 ~~Supreme Judicial Court~~ may appeal, ~~as provided under section 2111~~

2 ~~and the applicable Maine Rules of Criminal Procedure, to the~~
3 ~~Superior Court, and if unsuccessful, to the Supreme Judicial~~
4 ~~Court, sitting as the Law Court, as provided under section 2111~~
5 ~~or 2115 and the applicable Maine Rules of Criminal Procedure. In~~
6 ~~a like proceeding instituted under either the Maine Rules of~~
7 ~~Criminal Procedure, Rule 42 or the Maine Rules of Civil~~
8 ~~Procedure, Rule 66, any sentence aggrieved by an adjudication~~
9 ~~and imposition of a punitive sanction tried in the Superior Court~~
10 ~~or Supreme Judicial Court, may appeal to the Supreme Judicial~~
11 ~~Court, sitting as the Law Court, as provided under section 2115~~
12 ~~and the applicable Maine Rules of Criminal Procedure.~~

13 **Sec. HHH-23. 15 MRSA §2151, sub-§§1 and 2,** as enacted by PL
14 1997, c. 354, §1, are amended to read:

15 **1. Different term could not be imposed.** In any case in
16 which a different term of imprisonment could not have been
17 imposed; or

18 **2. Plea agreements.** In any case in which the particular
19 disposition involving imprisonment was imposed as a result of a
20 court accepting a recommendation of the type specified in the
21 Maine Rules of Criminal Procedure, Rule 11A, subsection (a)(2) or
22 (a)(4); or

23 **Sec. HHH-24. 15 MRSA §2151, sub-§3** is enacted to read:

24 **3. Restitution.** As limited by Title 17-A, section 1330-A.

25 **Sec. HHH-25. 17-A MRSA §1207, sub-§1,** as enacted by PL 1997,
26 c. 273, §3, is amended to read:

27 **1. District Court proceeding.** In a probation revocation
28 proceeding in the District Court, a person whose probation is
29 revoked may appeal to the Superior Court under Title 15, section
30 2111 and the applicable Maine Rules of Criminal Procedure. An
31 ~~appeal to the Law Court, from an adverse decision of the Superior~~
32 ~~Court sitting as an intermediate appellate court, is not an~~
33 ~~appeal of right. The time, manner and specific conditions for~~
34 ~~taking that appeal to the Law Court are as the Supreme Judicial~~
35 ~~Court provides in the Maine Rules of Criminal Procedure. The~~
36 ~~determination by the Superior Court is final and no further~~
37 ~~relief is available.~~

38 **Sec. HHH-26. 19-A MRSA §103,** as enacted by PL 1995, c. 694,
39 Pt. B, §2 and affected by Pt. E, §2, is amended to read:

40 **§103. Jurisdiction**

2 Except as otherwise expressly provided, the District Court
has original jurisdiction, ~~concurrent with the Superior Court,~~ of
all actions under this Title.

4
6 **Sec. HHH-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~~
~~Court have~~ has jurisdiction to enter a separation decree:

10 A. Upon the petition of a married person who lives apart or
12 who desires to live apart from that person's spouse for a
period in excess of 60 continuous days; or

14 B. Upon joint petition of a married couple who live apart
16 or who desire to live apart for a period in excess of 60
continuous days.

18 **Sec. HHH-28. 19-A MRSA §852, sub-§1,** as enacted by PL 1995,
20 c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended by
amending the first paragraph to read:

22 **1. Issue of preliminary injunction.** In all actions for
24 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. HHH-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. HHH-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. HHH-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. HHH-32. 19-A MRSA §1556**, as enacted by PL 1995, c.
694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

26 **§1556. Remedies**

28 The ~~Superior Court or~~ District Court has jurisdiction over
30 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. HHH-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 **1. Petition.** If a parent, spouse or child resides in this
44 State, a parent, a spouse, a guardian or a municipality providing
maintenance may petition the ~~Superior Court~~, District Court or
46 Probate Court to order a nonsupporting parent or spouse to
contribute to the support of the nonsupporting person's spouse or
48 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. HHH-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. HHH-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. HHH-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
28 read:

30 **24. Tribunal of this State.** A "tribunal of this State"
means the District Court, ~~the Superior Court~~ or the Department of
32 Human Services.

34 **Sec. HHH-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
40 The ~~Superior Court and the~~ District Court have has
jurisdiction over all proceedings brought under this chapter.

42 **Sec. HHH-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
46 **3. Class C or greater.** For Class C or greater crimes, the
District Court jurisdiction is subject to Title 4, section ~~152~~
165 and Title 17-A, section 9.

2 **Sec. HHH-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. HHH-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. HHH-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**

34	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. HHH-42. Effective date.** This Part takes effect January
48 1, 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 III

Sec. III-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
chapter. Rules adopted pursuant to this section are routine
34 technical rules as defined in Title 5, chapter 375, subchapter
36 II-A.

38 **Sec. III-2. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
40 this Part.

	2000-01
44 MAINE TECHNICAL COLLEGE SYSTEM -	
46 BOARD OF TRUSTEES OF THE	
Maine Technical College System -	
48 Board of Trustees	
50 All Other	\$376,000

COMMITTEE AMENDMENT

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 JJJ**

10 **Sec. JJJ-1. Labor force initiatives.** The Department of Human
11 Services and the State Board of Nursing, in consultation with
12 consumers, providers and other interested parties, shall adopt or
13 amend rules and propose such legislation to the Legislature as
14 may be required to create career ladders and address labor
15 shortage issues. By August 1, 2000, the Department of Human
16 Services shall amend its rules to provide for continuing
17 certification on the Maine Registry of Certified Nursing
18 Assistants of a certified nursing assistant who, over a 24-month
19 period, performs for 8 hours nursing or nursing-related services
20 that are supervised by a registered nurse. The rules may not
21 require that nursing or nursing-related services be performed in
22 a nursing facility or hospital. The rules must be retroactive for
23 2 years. Rules adopted pursuant to this provision are routine
24 technical rules as defined in the Maine Revised Statutes, Title
25 5, chapter 375, subchapter II-A.

26 **Sec. JJJ-2. Provision of best practices forums.** The Department of
27 Human Services shall participate in a series of best practices
28 forums to provide educational workshops and opportunities to
29 providers of long-term care services. Workshops and forums may
30 be cosponsored by entities other than the department.

31 **Sec. JJJ-3. Development of standardized contracts and rule
32 adoption.** The Department of Human Services shall develop and
33 adopt rules to require the use of standardized contracts to be
34 used for long-term care services between the service provider and
35 the consumer when appropriate to the service and setting. Rules
36 adopted pursuant to this section take effect January 1, 2001.
37 Rules adopted or amended pursuant to this section are routine
38 technical rules as defined in the Maine Revised Statutes, Title
39 5, chapter 375, subchapter II-A.

40 **Sec. JJJ-4. Rule amendment regarding default licensing.** The
41 Department of Human Services and the Department of Public Safety
42 shall amend their rules regarding licensing for long-term care
43 facilities and services to provide for default licensing for new
44 applicants. The rules must provide that default licensing takes
45 effect when a new applicant has filed a completed application,
46 has not been provided the necessary notifications, inspections or
47

2 services from state agencies and a period of more than 90 days
has elapsed since notification that the application is complete.
4 The Department of Human Services and the Department of Public
Safety and persons or entities performing functions for those
6 departments shall notify a new applicant within 2 weeks of filing
by the applicant on whether the application is complete. The
8 Department of Human Services and the Department of Public Safety
shall provide necessary services and inspections within 90 days
10 of the filing of the completed application. Rules adopted
pursuant to this section take effect January 1, 2001. Rules
12 adopted pursuant to this section are routine technical rules as
defined in the Maine Revised Statutes, Title 5, chapter 375,
subchapter II-A.

14
16 **Sec. JJJ-5. Expansion of the National Fire Protection Association
Life Safety Code inspection capacity.** The Department of Human
18 Services, the Department of Public Safety and municipal fire
officials shall work together to devise ways to expand the
20 delegation of the National Fire Protection Association Life
Safety Code inspections. The Department of Human Services and
22 the Department of Public Safety shall report to the joint
standing committee of the Legislature having jurisdiction over
24 health and human services matters by January 1, 2001 on their
progress under this section. The joint standing committee of the
Legislature having jurisdiction over health and human services
26 matters has authority to report out legislation on life safety
code inspections.

28
30 **Sec. JJJ-6. Rule amendment regarding the principles of
reimbursement for nursing facilities.** The Department of Human
32 Services shall amend the principles of reimbursement for nursing
facilities to ensure that reimbursement reflects the current cost
34 of providing services in an efficient manner. The department
shall reconsider the provision that allows retention of 25% of
36 cost savings in the direct cost component. The revised
principles of reimbursement must merge routine and indirect cost
38 components into a single routine cost component category; must
include medical supplies as a direct cost component; must
40 incorporate the most recent time-study information; must rebase
to the most recent audited year; must contain an annual inflation
42 adjustment appropriate to the industry; must include performance
standards, measurable outcomes and satisfaction surveys of
44 consumers and family members; must utilize cost caps, including,
but not limited to, cost caps for facilities based on size; and
46 must recognize regional variations in labor costs. Rules amended
pursuant to this section take effect September 1, 2000. Rules
48 amended pursuant to this section are routine technical rules as
defined in the Maine Revised Statutes, Title 5, chapter 375,
subchapter II-A.

50

2 **Sec. JJJ-7. Report on long-term care insurance.** The Department
of Human Services, the Maine State Retirement System and the
4 State Employee Health Insurance Program shall work together to
study the provision of group long-term care insurance to
6 employees of the State and other public sector employees and
retirees and to their family members and to the citizens of the
8 State. The study must consider the CalPERS system operating in
California, other models used in other states and the feasibility
10 of regional cooperation among states. The State Employee Health
Insurance Program is the lead agency in the study and shall
12 report to the joint standing committee of the Legislature having
jurisdiction over health and human services matters by April 1,
14 2001 regarding the study and any recommendations.

16 **Sec. JJJ-8. Development of a public awareness campaign.** The
Department of Human Services, Bureau of Elder and Adult Services
18 shall coordinate with the Bureau of Health a public awareness
campaign that focuses on the benefits of a healthy lifestyle and
20 the need to plan for long-term care. The department shall report
to the joint standing committee of the Legislature having
22 jurisdiction over health and human services matters by January 1,
2001 on its progress on the campaign.

24 **Sec. JJJ-9. Rule amendment regarding licensing and surveys of
providers of long-term care services.** Consistent with the
26 requirements of the federal Medicaid and Medicare programs, the
Department of Human Services shall amend its rules regarding the
28 duration of licenses for providers of long-term care services and
the surveys required of those providers. In preparing the
30 amendments, the department shall consider performance standards,
recognized standards of best practice, desired and measurable
32 outcomes and satisfaction surveys of consumers and their
families. To the extent not in conflict with the requirements of
34 applicable federal programs, the rules must provide for the
reasonable lengthening of license periods and some relaxation of
36 survey requirements for providers of services with a documented
track record of consistently high-quality service delivery as
38 measured by performance standards and other appropriate
criteria. Rules adopted pursuant to this section take effect
40 July 1, 2001. Rules adopted or amended pursuant to this section
are major substantive rules as defined in the Maine Revised
42 Statutes, Title 5, chapter 375, subchapter II-A.

44 **Sec. JJJ-10. Review of reimbursement under the Medicaid
program.** The Department of Human Services shall review its
46 rules on reimbursement for assisted living and home care services
and shall report to the joint standing committee of the
48 Legislature having jurisdiction over health and human services
matters by January 1, 2001 its recommendations for including in
50 the reimbursement formulas for those services, factors for acuity

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of consumer condition, level of need for services, performance standards and consumer satisfaction surveys.

Sec. JJJ-11. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

2000-01

10 HUMAN SERVICES, DEPARTMENT OF

12 Nursing Facilities

All Other \$2,500,000

Provides for the appropriation of funds to ensure that the principles of reimbursement for nursing facilities reflect the current cost of providing services in an efficient manner.

22 Long-term Care - Human Services

All Other 1,210,000

Provides for the appropriation of funds to provide services to persons on waiting lists for home-based care.

30 Medical Care - Payments to Providers

All Other 1,290,000

Provides for the appropriation of funds to develop new long-term care services and options. Funds appropriated for this purpose may not be used for any other purpose.

DEPARTMENT OF HUMAN SERVICES

TOTAL \$5,000,000

Sec. JJJ-12. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

2000-01

HUMAN SERVICES, DEPARTMENT OF

2 **Nursing Facilities**

4 All Other \$4,884,434

6 Provides for the allocation of funds for the
7 federal match to ensure that the principles
8 of reimbursement for nursing facilities
9 reflect the current cost of providing
10 services in an efficient manner.

12 **Medical Care - Payments to
13 Providers**

14 All Other 2,520,368

16 Provides for the allocation of funds for the
17 federal match to develop new long-term care
18 services and options. Funds allocated for
19 this purpose may not be used for any other
20 purpose.

22 **DEPARTMENT OF HUMAN SERVICES**

24 **TOTAL** \$7,404,802

26 **PART KKK**

28 **Sec. KKK-1. 4 MRSA §173, sub-§4-A, ¶¶A and B,** as enacted by
30 PL 1997, c. 750, Pt. A, §2, are amended to read:

32 A. The court shall reimburse the municipality or county
33 that employs the law enforcement officer a flat fee of ~~\$25~~
34 \$50 for each day or part of a day that a law enforcement
35 officer is physically present for a scheduled trial in
36 District Court, whether or not the officer is called upon to
37 give testimony.

38 B. The court shall pay a municipality or county a flat fee
39 of ~~\$25~~ \$50 for each day or part of a day that a municipal or
40 county law enforcement officer, designated by the
41 municipality or county as its court officer, is physically
42 present in a District Court in order to adequately handle
43 that municipality's or county's case load.

44 The court officer required to be present at an arraignment
45 may be an officer other than the arresting officer if the
46 municipality or county has designated the officer to handle
47 the arraignment case load of that municipality or county.
48 In addition, one or more municipalities may designate either
49
50

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2 a municipal law enforcement officer or a county law
enforcement officer to represent the municipalities at
arraignments.

4

6 **Sec. KKK-2. Allocation.** The following funds are allocated
from Other Special Revenue funds to carry out the purposes of
this Part.

8

2000-01

10

JUDICIAL DEPARTMENT

12

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

16

All Other

\$109,270

18

18 Allocates funds to authorize expenditures in
20 excess of current allocations from the Law
Enforcement Agency Reimbursement Fund to
22 reflect the increase of the reimbursement
amount paid to municipal and county law
24 enforcement agencies from \$25 a day to \$50 a
day.

26

PART LLL

28

30 **Sec. LLL-1. Appropriation.** The following funds are
appropriated from the General Fund to carry out the purposes of
this Part.

32

1999-00

34

EDUCATION, DEPARTMENT OF

36

Magnet Schools

38

All Other

\$171,000

40

42 Provides funds on a one-time basis to be
applied toward a principal payment remaining
on a \$3,000,000 dormitory at the Maine
44 School of Science and Mathematics.

2 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.'

4 Further amend the bill by inserting at the end before the
6 summary the following:

8 **FISCAL NOTE**

10 APPROPRIATIONS AND ALLOCATIONS

	1999-00	2000-01	BIENNIUM
16 General Fund Appropriations			
18 PART A, Section A-1	\$37,254,445	\$174,908,287	\$212,162,732
19 PART B, Section B-1	157,107	396,416	553,523
20 PART C, Section C-1	(157,107)	(396,416)	(553,523)
21 PART S, Section S-4		23,290	23,290
22 PART CC, Section CC-16		2,865,355	2,865,355
23 PART EE, Section EE-2	719,935		719,935
24 PART WW, Section WW-1		(2,037)	(2,037)
25 PART XX, Section XX-1		2,037	2,037
26 PART ZZ, Section ZZ-4		50,000	50,000
27 PART GGG, Section GGG-3		255,000	255,000
28 PART HHH, Section HHH-41		368,000	368,000
29 PART III, Section III-2		376,000	376,000
30 PART JJJ, Section JJJ-11		5,000,000	5,000,000
31 PART LLL, Section LLL-1	171,000		171,000
32 GENERAL FUND, TOTAL	38,145,380	183,845,932	221,991,312
34 Federal Expenditures Fund			
36 PART A, Section A-2	64,283,989	52,050,303	116,334,292
37 PART B, Section B-2	145,561	129,918	275,479
38 PART GG, Section GG-4		43,983,016	43,983,016
39 PART KK, Section KK-12		(23,804,694)	(23,804,694)
40 PART JJJ, Section JJJ-12		7,404,802	7,404,802
42 FEDERAL EXPENDITURES	64,429,550	79,763,345	144,192,895
44 FUND, TOTAL			
46 Other Special Revenue			
47 Funds (excluding Fund for			
48 a Healthy Maine)			
50 PART A, Section A-3	17,675,591	18,162,361	35,837,952

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	PART B, Section B-3	147,959	146,279	294,238
2	PART TT, Section TT-5		512,000	512,000
	PART VV, Section VV-1		0	0
4	PART KKK, Section KKK-2		109,270	109,270
6	OTHER SPECIAL REVENUE			
	FUNDS, TOTAL	17,823,550	18,929,910	36,753,460
8				
	Other Special Revenue			
10	Funds (Fund for			
	a Healthy Maine)			
12				
	PART GG, Sections GG-3		45,094,848	45,094,848
14	PART HH, Section HH-3		303,323	303,323
	PART II, Section II-2		56,103	56,103
16	PART JJ, Section JJ-5		10,000,000	10,000,000
	PART KK, Section KK-12		(5,000,000)	(5,000,000)
18	PART KK, Section KK-13		10,000,000	10,000,000
20	(FUND FOR A HEALTHY MAINE)			
	OTHER SPECIAL REVENUE			
22	FUNDS, TOTAL		60,454,274	60,454,274
24				
	Federal Block Grant Fund			
26				
	PART A, Section A-4	3,744,754	(2,477,445)	1,267,309
28	PART B, Section B-4	0	0	0
	PART HH, Section HH-4		979,773	979,773
30				
	FEDERAL BLOCK GRANT			
32	FUND, TOTAL	3,744,754	(1,497,672)	2,247,082
34				
	Highway Fund			
36				
	PART WW, Section WW-2		(3,055)	(3,055)
38	HIGHWAY FUND, TOTAL		(3,055)	(3,055)
40				
	Bureau of Revenue			
42	Services Fund			
44	PART A, Section A-5	750,000	750,000	1,500,000
46	BUREAU OF REVENUE			
	SERVICES FUND, TOTAL	750,000	750,000	1,500,000
48				
	Alcoholic Beverage Fund			
50				
	PART A, Section A-6	223,566	(115,885)	107,681

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2	ALCOHOLIC BEVERAGE			
	FUND, TOTAL	223,566	(115,885)	107,681
4	Prison Industries Fund			
6	PART A, Section A-7		86,636	86,636
8	PRISON INDUSTRIES FUND,			
10	TOTAL		86,636	86,636
12	Seed Potato Board Fund			
14	PART A, Section A-8	(31,987)	(33,482)	(65,469)
16	SEED POTATO BOARD FUND,			
18	TOTAL	(31,987)	(33,482)	(65,469)
20	State Lottery Fund			
22	PART A, Section A-9	46,000	46,000	92,000
24	STATE LOTTERY FUND,			
	TOTAL	46,000	46,000	92,000
26	Accident, Sickness &			
28	Health Insurance Internal			
	Service Fund			
30	PART A, Section A-10		1,196,410	1,196,410
32	ACCIDENT SICKNESS &			
34	HEALTH INSURANCE INTERNAL			
	SERVICE FUND,			
36	TOTAL		1,196,410	1,196,410
38	Office of Information			
	Services Fund			
40	PART A, Section A-11	2,036	7,562	9,598
42	OFFICE OF INFORMATION			
44	SERVICES FUND,			
	TOTAL	2,036	7,562	9,598
46	Central Motor Pool			
48	PART B, Section B-5	1,334	2,579	3,913
50	CENTRAL MOTOR POOL,			

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2	TOTAL	1,334	2,579	3,913
4				
6	GENERAL FUND UNDEDICATED REVENUE			
8		1999-00	2000-01	BIENNIUM
8	PART A			
	Section A-1			
10	Education - EUT	(3,584)	(3,638)	(7,222)
	Section A-1			
12	DHS - Bur. of			
	Medical Services		959,000	959,000
14	Section A-1			
	MHMR&SAS - MH Svcs			
16	- Comm.		111,236	111,236
	Section A-1			
18	MHMR&SAS - MH Svcs			
	- Children		55,383	55,383
20	Section A-1			
	MHMR&SAS			
22	- Office of Mgmt. & Budget		300,000	300,000
	Section A-1			
24	MHMR&SAS - MR Services		97,182	97,182
	Section A-3			
26	DAFS - Bur. of Revenue			
	Services		1,795,868	1,795,868
28	Section A-6			
	DAFS - Alcoholic			
30	Beverages	(223,566)	115,885	(107,681)
	PART E			
32	Section E-1	7,621,735	259,001	7,880,736
	Section E-2	4,000,000		4,000,000
34	PART L			
	Section L-7	2,053,919	1,223,271	3,277,190
36	PART Q			
	Section Q-2		2,013,000	2,013,000
38	PART R		(237,487)	(237,487)
	PART S	(1,553,806)	(20,516,452)	(22,070,258)
40	PART T		(2,853,504)	(2,853,504)
	PART U		(1,005,151)	(1,005,151)
42	PART V		(587,549)	(587,549)
	PART W	(14,400,000)	0	(14,400,000)
44	PART X	(867,386)	(495,670)	(1,363,056)
	PART XX			
46	Section XX-1		815	815
48	GENERAL FUND UNDEDICATED			
	REVENUE, TOTAL	(3,372,688)	(18,768,810)	(22,141,498)
50				

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

ADJUSTMENTS TO GENERAL FUND BALANCE

	1999-00	2000-01	BIENNIUM
PART F			
Section F-5	14,662,083		14,662,083
Section F-7	(500,000)	(20,150,000)	(20,650,000)
PART J			
Section J-1	411,276	651,496	1,062,772
Section J-2	39,000	50,000	89,000
Section J-3		78,751	78,751
PART EE			
Section EE-1	719,935		719,935
PART GG			
Section GG-2	(3,500,000)		(3,500,000)
ADJUSTMENTS TO GENERAL FUND BALANCE, TOTAL	\$11,832,294	(\$19,369,753)	(\$7,537,459)

ADJUSTMENTS TO HIGHWAY FUND BALANCE

	1999-00	2000-01	BIENNIUM
PART F			
Section F-6	500,000	3,544,139	4,044,139
Section F-7	500,000	20,150,000	20,650,000
ADJUSTMENTS TO HIGHWAY FUND BALANCE, TOTAL	\$1,000,000	\$23,694,139	\$24,694,139

Part R will result in net reductions of General Fund revenue of \$237,487 in fiscal year 2000-01, \$252,434 in fiscal year 2001-02 and \$257,179 in fiscal year 2002-03 as a result of the sales tax exemption for electricity used in commercial agriculture, fishing or aquaculture. Part R will also reduce dedicated revenue to the Local Government Fund for state-municipal revenue sharing by \$12,763 in fiscal year 2000-01, \$13,566 in fiscal year 2001-02 and \$13,821 in fiscal year 2002-03.

Part S will result in net reductions of General Fund revenue of \$1,553,806 in fiscal year 1999-00, \$20,516,452 in fiscal year 2000-01, \$16,639,632 in fiscal year 2001-02 and \$19,169,872 in fiscal year 2002-03 as a result of the individual income tax exemption for pension income. Part S will also reduce dedicated revenue to the Local Government Fund for state-municipal revenue sharing by \$83,503 in fiscal year 1999-00, \$1,102,570 in fiscal

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

2 year 2000-01, \$894,227 in fiscal year 2001-02 and \$1,030,204 in
3 fiscal year 2002-03. An additional General Fund appropriation of
4 \$23,290 is included for the additional administrative costs of
5 the Bureau of Revenue Services in fiscal year 2000-01. Ongoing
6 administrative costs are estimated to be approximately \$34,000
annually beginning in fiscal year 2001-02.

8 Part T will result in net reductions of General Fund revenue
9 of \$2,853,504 in fiscal year 2000-01, \$9,256,226 in fiscal year
10 2001-02 and \$16,041,231 in fiscal year 2002-03 as a result of the
11 changes to the individual income tax brackets. Part T will also
12 reduce dedicated revenue to the Local Government Fund for
13 state-municipal revenue sharing by \$153,350 in fiscal year
14 2000-01, \$497,437 in fiscal year 2001-02 and \$862,068 in fiscal
year 2002-03.

16 Part U will result in net reductions of General Fund revenue
17 of \$1,005,151 in fiscal year 2000-01, \$4,064,788 in fiscal year
18 2001-02 and \$4,243,727 in fiscal year 2002-03 as a result of the
19 individual income tax exemption for pension income. Part U will
20 also reduce dedicated revenue to the Local Government Fund for
21 state-municipal revenue sharing by \$54,018 in fiscal year
22 2000-01, \$218,445 in fiscal year 2001-02 and \$228,061 in fiscal
23 year 2002-03. The Bureau of Revenue Services will incur
24 additional administrative costs of approximately \$32,000 in
25 fiscal year 2001-02 and \$34,000 annually beginning in fiscal year
26 2002-03.

28 Part V will result in net reductions of General Fund revenue
29 of \$587,549 in fiscal year 2000-01, \$2,733,512 in fiscal year
30 2001-02 and \$7,413,358 in fiscal year 2002-03 as a result of the
31 earned income tax credit. Part V will also reduce dedicated
32 revenue to the Local Government Fund for state-municipal revenue
33 sharing by \$31,575 in fiscal year 2000-01, \$146,901 in fiscal
34 year 2001-02 and \$398,400 in fiscal year 2002-03.

36 Part W will result in a one-time reduction of General Fund
37 revenue of \$14,400,000 in fiscal year 1999-00.

40 Part X will result in net reductions of General Fund revenue
41 of \$867,386 in fiscal year 1999-00, \$495,670 in fiscal year
42 2000-01 and \$307,914 in fiscal year 2001-02 as a result of the
43 conformity for deductibility of the self-employed health
44 insurance deduction. Part X will also reduce dedicated revenue
45 to the Local Government Fund for state-municipal revenue sharing
46 by \$46,614 in fiscal year 1999-00, \$26,638 in fiscal year 2000-01
and \$16,548 in fiscal year 2001-02.

48 The individual income tax, corporate income tax and sales
49 tax changes in this bill will result in net reductions of
50

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

2 dedicated revenue to the Local Government Fund for
state-municipal revenue sharing totaling \$1,852 in fiscal year
1999-00, \$1,378,989 in fiscal year 2000-01, \$1,785,170 in fiscal
4 year 2001-02 and \$2,530,572 in fiscal year 2002-03.

6 Part Z repeals the repeal date of the Maine Environmental
Protection Fund fee schedule, resulting in the continued
8 collection of fees that otherwise would not have been available
to support the costs of staff associated with license activities.

10 Part CC removes state police officers hired after September
12 15, 1984 and a special agent investigator hired before June 21,
1982 from the 1998 Special Retirement Plan, increasing the
14 unfunded liability of the Maine State Retirement System by
\$2,740,880. Since the Constitution of Maine, Article IX, Section
16 18-A, prohibits the creation of unfunded liabilities except those
that result from experience losses, this bill includes a one-time
18 General Fund appropriation of \$2,740,880 to cover the estimated
General Fund cost of \$886,374, the estimated Highway Fund cost of
20 \$1,445,424 and the cost to accounts in other funds, estimated to
be \$409,082.

22 Removing these state police officers and the special agent
24 investigator from the 1998 Special Retirement Plan will also
increase the normal cost component of the employer retirement
26 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
28 increased employer contributions to the Maine State Retirement
System for these employees estimated to be \$146,292 in fiscal
30 year 2000-01. A General Fund appropriation of \$124,475 is
included to cover the General Fund cost of \$47,386 and the
32 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
34 event that the increase in the employer retirement contribution
rates exceeds the allotments in General Fund and Highway Fund
36 accounts during fiscal year 2000-01. The cost to accounts in
other funds, estimated to be \$21,817 in fiscal year 2000-01, may
38 require increased allotments to meet these additional personal
services expenditures.

40 Part DD establishes the Retiree Health Insurance Internal
42 Service Fund to be supported with access to the General Fund's
unappropriated surplus at the end of fiscal year 2000-01 and
44 beyond. The amount of funds that will be available for transfer
from General Fund unappropriated surplus at the end of each
46 fiscal year can not be determined at this time.

48 Part LL reduces the statutory amortization schedule for the
Maine State Retirement System unfunded liability from 25 years to
50 19 years starting in fiscal year 2000-01. This will result in

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

2 General Fund appropriations and Highway Fund allocations and
allocations from other funds in fiscal years 2001-02 and 2002-03
4 being greater than they otherwise might have been due to the
favorable experience in the unfunded liability. This change
will, however, produce significant amortization savings over the
6 next 19 years.

8 Part MM increases the debt service limit from \$74,000,000 to
\$80,000,000 in fiscal year 2002-03 and from \$80,000,000 to
10 \$84,000,000 in fiscal year 2004-05, resulting in additional
General Fund debt service costs to the Department of Education,
12 General Purpose Aid for Local Schools program beginning in fiscal
year 2003-04. Future additional General Fund appropriations,
14 estimated to be \$4,200,000 in fiscal year 2003-04 and \$7,000,000
in fiscal year 2004-05, will be required for these additional
16 debt service costs. Part MM also requires the State Board of
Education to conduct a study and submit a required report and the
18 State Board of Education and the Department of Education to adopt
rules to create a plan regarding major capital improvements.
20 These costs can be absorbed by the board and the department
utilizing existing budgeted resources.

22 Part PP authorizes the payment of recruitment and retention
24 adjustments for 2 positions in the Department of Administrative
and Financial Services. These costs will be absorbed by the
26 department utilizing existing budgeted resources.

28 Part QQ retains retirement provisions for employees of the
Bangor Pre-Release Center. The Department of Corrections may
30 incur additional unbudgeted retirement costs beginning in fiscal
year 2001-02 associated with the retention of retirement
32 provisions for the employees affected by the closure of the
Bangor Pre-Release Center.

34 Part UU requires that interest earned or other investment
36 income resulting from the Fund for a Healthy Maine must be
transferred to the General Fund. The amount of additional
38 revenue that will be deposited to the General Fund beginning in
fiscal year 2000-01 can not be determined at this time.

40 Part YY increases the state share of retired teachers'
42 health insurance from 30% to 35% beginning July 1, 2001. The
estimated additional General Fund appropriations that will be
44 needed to fund this increase in fiscal years 2001-02 and 2002-03
will be approximately \$780,961 and \$874,676, respectively.

46 Part ZZ includes a General Fund appropriation of \$50,000 in
48 fiscal year 2000-01 for the Department of Public Safety to
provide initial funding for state death benefits for law
50 enforcement officers killed in the line of duty. The Department

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

2 of Public Safety will also require additional General Fund
appropriations and Highway Fund allocations if more than one
4 benefit payment is made in fiscal year 2000-01. The amounts can
not be determined at this time.

6 Part BBB establishes the order of priority of transfers of
excess revenue at the end of each fiscal year. The Retirement
8 Allowance Fund is established as the first priority and its share
of the excess revenue is increased. The Maine Rainy Day Fund is
10 established as the second priority and its share of the excess
revenue is decreased. This Part also establishes the Debt
12 Avoidance Fund to avoid the issuance of debt authorized by the
voters but not yet issued. The net impact of this Part on the
14 amounts to be transferred to the Maine Rainy Day Fund, Retirement
Allowance Fund, Debt Avoidance Fund and the amounts available in
16 the General Fund for other purposes can not be determined at this
time. The net fiscal impact of any transfers to the Debt
18 Avoidance Fund on the amount of bonds issued and future debt
service costs also can not be determined at this time.

20 Part CCC requires that all federal reimbursement funds
received by the Department of Mental Health, Mental Retardation
22 and Substance Abuse Services related to the construction of the
new psychiatric treatment facility in Augusta must be deposited
24 in the Maine State Retirement System Retirement Allowance Fund to
reduce the unfunded liability. The total estimated amount that
26 may be received from federal reimbursement funds related to the
construction costs for this facility is approximately
28 \$36,725,358. The amount that will be received in each fiscal
year can not be determined at this time.

32 Part DDD establishes the Governor Baxter School for the Deaf
Student Trust Fund and requires a transfer of \$1,000,000 from the
34 Victims' Compensation Fund administered by the Department of the
Attorney General. The impact of this transfer on the Victims'
36 Compensation Fund can not be determined at this time.

38 Part EEE increases the maximum amount that the Victims'
Compensation Board may award to the victim or family of the
40 victim. The impact of this increase on the Victims' Compensation
Fund can not be determined at this time.

42 Part JJJ includes several provisions requiring various
44 departments and agencies to adopt or amend rules, to conduct
certain studies and to submit reports. The State Board of
46 Nursing within the Department of Professional and Financial
Regulation, the Department of Public Safety, the Maine State
48 Retirement System and the Office of State Employee Health within
the Department of Administrative and Financial Services will
50 incur some minor additional costs to work with the Department of

Human Services. These costs can be absorbed within the existing budgeted resources of the respective agencies and departments. The ability of the Department of Human Services to absorb these costs within existing budgeted resources can not be determined at this time.

Part KKK increases the reimbursement fee paid to municipal and county law enforcement agencies by the court from \$25 to \$50. The additional amount to be paid from the Law Enforcement Agency Reimbursement Fund will be \$293,311 in fiscal year 2000-01. The additional expenditures will reduce the amount to be transferred to the General Fund at the end of the fiscal year by this same amount. Based on initial estimates when this dedicated fund was established in Public Law 1997, chapter 750, the revenue accruing to the fund was approximately equal to the estimated expenditures. As a result, no General Fund revenue is currently budgeted to be transferred. Based on more recent estimates after several months of actual experience, the dedicated revenue accruing to this dedicated fund will be sufficient to cover the additional expenditures. An adjustment to the allocation to authorize the additional expenditures is less than the increased cost due to these revised estimates and is estimated to be \$109,270 in fiscal year 2000-01.'

SUMMARY

This is the minority report of the Joint Standing Committee on Appropriations and Financial Affairs.

PART A

Part A does the following.

It makes supplemental appropriations from the General Fund.

It makes supplemental allocations from the Federal Expenditures Fund.

It makes supplemental allocations from the Other Special Revenue funds.

It makes supplemental allocations from the Federal Block Grant Fund.

It makes supplemental allocations from the Bureau of Revenue Services Fund.

It makes supplemental allocations from the Alcoholic Beverage Fund.

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2 It makes supplemental allocations from the Prison Industries
Fund.

4

6 It makes supplemental allocations from the Seed Potato Board
Fund.

8 It makes supplemental allocations from the State Lottery
Fund.

10

12 It makes supplemental allocations from the Accident,
Sickness and Health Insurance Internal Service Fund.

14 It makes supplemental allocations from the Office of
Information Services Fund.

16

PART B

18

Part B does the following.

20

22 It makes appropriations from the General Fund for approved
reclassifications and range changes.

24 It makes allocations from the Federal Expenditures Fund for
approved reclassifications and range changes.

26

28 It makes allocations from the Other Special Revenue funds
for approved reclassifications and range changes.

30 It makes allocations from the Federal Block Grant Fund for
approved reclassifications and range changes.

32

34 It makes allocations from the Internal Service Fund for
approved reclassifications and range changes.

36

PART C

38 Part C makes appropriations from the General Fund as
reductions to support approved reclassifications and range
changes.

40

42

PART D

44 Part D specifies the General Purpose Aid for Local Schools
actual education cost certification and appropriation levels for
fiscal year 2000-01 as required by the Maine Revised Statutes,
Title 20-A, section 15605.

46

48

PART E

50

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

2 Part E does the following.

4 It implements the modified accrual method of accounting for
6 revenue for the corporate income tax, the cigarette and tobacco
8 tax, the estate tax and the real estate transfer tax.

10 It recognizes the Estate Tax Suspense Account as General
12 Fund revenue.

14 PART F

16 Part F does the following.

18 It amends the law to establish the Chief Information Officer
20 in the Department of Administrative and Financial Services and
22 the Associate Commissioner for Legislative and Program Services
24 in the Department of Corrections at pay range 90.

26 It establishes the Chief Information Officer as a major
28 policy influencing position.

30 It amends the law to extend the authorization for 2
32 limited-period positions in the Bureau of the Budget to June 30,
34 2001.

36 It authorizes the transfer of funds from the
38 Telecommunications Property Tax Reserve to the General Fund.

40 It authorizes the transfer of funds from the Transportation
42 Funding Reserve to the Highway Fund.

44 It authorizes the transfer of funds from the unappropriated
46 surplus of the General Fund to the Highway Fund.

48 It authorizes the Department of Administrative and Financial
Services, Bureau of Information Services to establish 3
limited-period positions to assist with the implementation of the
E-911 system.

It authorizes the Department of Administrative and Financial
Services, Bureau of Accounts and Control to establish one
limited-period position for the design and implementation of the
new automated time and attendance system.

PART G

Part G replaces a Director, Policy, Legislative and
Information Services position with an Associate Commissioner for
Legislative and Program Services position and establishes the new

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

2 position as a major policy-influencing position within the
Department of Corrections.

4 It authorizes the Department of Corrections to establish,
6 subject to available funds, intermittent positions.

8 PART H

10 Part H amends the law as it relates to the Land for Maine's
Future credit card to allow funds to be used for administrative
12 support directly related to land acquisition.

14 PART I

16 Part I establishes legislative intent to use unallocated
disaster assistance funds as state match for other federally
18 approved disasters in Maine.

20 PART J

22 Part J lapses funds to the General Fund in fiscal years
1999-00 and 2000-01.

24 PART K

26 Part K does the following.

28 It repeals the bedding, upholstered furniture, stuffed toys
and flammable fabrics laws.

30 It amends the law to make the General Fund, Governor's
32 Training Initiative account nonlapsing.

34 PART L

36 Part L does the following.

38 It amends the law to authorize the Department of Mental
Health, Mental Retardation and Substance Abuse Services to
40 compensate ad hoc committee members.

42 It repeals provisions of the law as they relate to regional
family support councils.

44 It amends the law as it relates to the use of funds by the
46 Department of Mental Health, Mental Retardation and Substance
Abuse Services to develop community services.

48 It authorizes the Department of Mental Health, Mental
50 Retardation and Substance Abuse Services to seek reimbursement of

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

2 expenditures under Medicaid Title XIX for targeted case
management.

4 It authorizes the Department of Mental Health, Mental
Retardation and Substance Abuse Services to substitute a vacant
6 position for a filled position on the list of positions at the
Bangor Mental Health Institute that are scheduled to be
8 eliminated.

10 PART M

12 Part M establishes the Accident, Sickness and Health
Insurance Internal Service Fund for the state employee health
14 insurance program. This Part also provides a transition
provision to allow the operations of the Accident, Sickness and
16 Health Insurance Dedicated Revenue Account to be transferred to
the Accident, Sickness and Health Insurance Internal Service Fund.
18

20 PART N

22 Part N authorizes the extension of one limited-period
Program Director of the Deaf position at the Governor Baxter
School for the Deaf to June 30, 2001.
24

26 PART O

28 Part O authorizes the transfer of funds held in the accounts
of the Maine Sludge and Residuals Research Foundation to the
BioResource Engineering Department of the University of Maine at
30 Orono.

32 PART P

34 Part P authorizes carrying balances in the Public Advocate
Program from fiscal year 1999-00 to be expended for purposes
36 established in the Maine Revised Statutes, Title 35-A, section
1702.
38

40 PART Q

42 Part Q does the following.

44 It clarifies that the Department of Inland Fisheries and
Wildlife shall pay all necessary costs for transportation and
46 euthanasia of an undomesticated animal suspected of having rabies
and clarifies that the Department of Human Services shall pay for
the costs of required rabies testing.
48

50 It also authorizes the transfer of funds in the Medicaid
Program from Targeted Case Management - Child Welfare recoveries

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

2 in the Department of Human Services to undedicated General Fund
revenue.

4 PART R

6 Part R provides a sales tax exemption for electricity used
8 in commercial agriculture, fishing or aquaculture beginning July
1, 2000.

10 PART S

12 Part S provides an income tax deduction for public and
14 private pension income to the extent that the pension income,
together with social security benefits and railroad retirement
16 benefits, does not exceed \$6,000 in tax years beginning in 2000,
2001 or 2002; \$8,000 for tax years beginning in 2003 or 2004; and
18 \$10,000 for tax years beginning on or after January 1, 2005.
This Part makes no change to the current law that exempts all
20 social security and railroad retirement benefits from state
income tax.

22 PART T

24 Part T provides for full indexing of the individual income
26 tax brackets for tax years beginning on or after January 1, 2001.

28 PART U

30 Part U provides an income tax exemption for individuals of
up to \$1,500 of net long-term capital gains for tax years
32 beginning on or after January 1, 2001.

34 PART V

36 Part V provides that the personal exemption of the state
individual income is the same as the personal exemption for
38 purposes of the federal income tax for tax years beginning on or
after January 1, 2001.

40 PART W

42 Part W eliminates the prepayment of 1/2 of the next year's
44 tax on telecommunications personal property.

46 PART X

48 Part X establishes conformity in the Maine income tax laws
for the health insurance deduction for self-employed individuals.

50 PART Y

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

2 Part Y reduces the withdrawal penalty under the Farm and
4 Open Space Tax Law to the minimum required by the Constitution of
6 Maine. The Part also makes further changes to clarify the Farm
 and Open Space Tax Law.

8 PART Z

 Part Z repeals the repeal date of the Maine Environmental
10 Protection Fund fee schedule.

12 PART AA

14 Part AA requires that the Commissioner of Human Services
16 prepare and submit to the Legislature a monthly report containing
18 detailed expenditure projections for the Medical Care - Payments
20 to Providers program. Part AA also requires the Commissioner of
 Human Services to submit monthly reports to the Legislature on
 the status of children served by the Bureau of Child and Family
 Services.

22 PART BB

24 Part BB requires transfers of allotment from the 4th or 3rd
26 quarters of a fiscal year to the 3rd, 2nd or first quarters by
28 financial order to be treated as "30-day" financial orders or, in
30 the case of "extraordinary emergency," to be subject to a waiver
 vote by the joint standing committee of the Legislature having
 jurisdiction over appropriations and financial affairs if the
 transfer will cause financial commitments to exceed current
 appropriations or allocations.

32 PART CC

34 Part CC removes state police officers hired after September
36 15, 1984 and a special agent investigator hired after June 21,
38 1982 from the 1998 Special Retirement Plan. Part CC also
40 appropriates funds to cover the resulting unfunded liability
 costs to the Maine State Retirement System and appropriates funds
 for increased employer retirement costs.

42 PART DD

44 Part DD establishes the Retiree Health Insurance Internal
46 Service Fund within the Department of Administrative and
 Financial Services.

48 PART EE

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

2 Part EE transfers \$719,935 from Other Special Revenue funds
3 within the Department of Administrative and Financial Services,
4 Bureau of Revenue Services to the General Fund. This amount
5 equals the reserve for the hospital assessment repealed June 30,
6 1998. It also provides a supplemental appropriation from the
7 General Fund to pay for additional claims in the Maine Residents
8 Property Tax Program.

10 PART FF

11 Part FF renames the Adaptive Equipment Loan Program Fund the
12 Kim Wallace Adaptive Equipment Loan Program Fund.

14 PART GG

15 Part GG requires that revenues deposited into the Fund for a
16 Healthy Maine that are less than estimated for programs and
17 services supported by the Fund for a Healthy Maine must be
18 reduced proportionately to their share of the overall fund,
19 except the Medical Care - Payments to Providers program.

20 Part GG also amends the law to eliminate the requirement
21 that the Fund for a Healthy Maine return a working capital
22 advance to the General Fund.

23 Part GG also provides allocations in 5 areas. It allocates
24 10% of estimated tobacco settlement revenue to the Trust Fund for
25 a Healthy Maine. The Partnership for a Tobacco-free Maine is
26 funded to create a support system for those who want to quit
27 smoking and for other statewide tobacco interventions. Funds are
28 provided to implement the recommendations of the Substance Abuse
29 Services Commission, and a program is established to improve
30 delivery of and access to quality care for Medicaid recipients.
31 Funding is also provided to cover an anticipated Medicaid
32 shortfall.

36 PART HH

37 Part HH expands the eligibility of the Cub Care program to
38 children who have not attained one year of age. It also
39 allocates funds from the Fund for a Healthy Maine to the
40 Department of Human Services for fiscal year 2000-01 for that
41 purpose.

44 PART II

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

2 Part II establishes a new position of school nurse
consultant jointly within the Department of Human Services and
4 the Department of Education. This position will provide
statewide nursing leadership for coordinated school health care
6 programs. This Part also includes an allocation to the
Department of Education from the Fund for a Healthy Maine for the
8 salary, benefits, operating and start-up costs of an Education
Specialist III position to function as the school nurse
consultant.

10
12 PART JJ

14 Part JJ creates the Maine Biomedical Research Program, using
a \$10,000,000 allocation from the Fund for a Healthy Maine.
16 Funds are intended to support biomedical research with priority
given to research and research technologies with the potential to
affect diseases, biomedical mechanisms or conditions that are
18 either caused by or related to tobacco use. A report is due to
the First Regular Session of the 120th Legislature concerning
20 ways to share revenue, including royalties, generated by
biomedical research funded by this Part.

22
24 PART KK

26 Part KK expands the supplemental program of the low-cost
drugs to Maine's elderly to cover 80% of the cost of generic
28 drugs not covered in the basic program, to institute a
catastrophic component whereby the Department of Human Services
would establish an annual limit on the total costs to be paid by
30 eligible persons in the program, after which the program must pay
80% of all covered drugs or medications, and to make the low-cost
32 drugs to Maine's elderly program the payor of last resort through
a 3rd-party liability recovery process.

34
36 PART LL

38 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
40 Maine Revised Statutes, Title 5, section 17151, subsection 2 was
amended to lower that maximum amortization schedule to 25 years,
42 starting in fiscal year 1999. This had the net effect of
lowering the amortization schedule by 5 years.

44 Part LL reduces the statutory amortization schedule for the
46 unfunded liability from 25 years to 19 years starting in fiscal
year 2001, which has the effect of reducing the amortization
48 schedule required by the Constitution of Maine by a total of 9
years and the present statutory amortization schedule by 4 years.

50

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

2 It is estimated that the 19-year amortization schedule will
lower total payments, when compared to the total payments
4 required under the 25-year amortization schedule, by
approximately \$1,850,000,000. The "net present value" of that
amount is approximately \$557,000,000.

6
8 PART MM

10 Part MM increases the school construction debt service limit
to \$74,000,000 in fiscal year 2001-02 and
12 to \$80,000,000 for fiscal year 2002-03 and fiscal year 2003-04
and further increases the school construction debt service limit
14 to \$84,000,000 in fiscal year 2004-05. Part MM also directs the
State Board of Education to study the so-called "debt service
16 circuit breaker." Part MM also directs the State Board of
Education to adopt rules to create a plan to address the needs
beyond Project #22 on the major capital improvement priority list.

18
20 PART NN

22 Part NN 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
with the Maine Revised Statutes, Title 5, section 1710-P,
26 subsection 9.

28
30 PART OO

32 Part OO 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.

36
38 PART PP

40 Part PP allows the Director of the Bureau of Human Resources
within the Department of Administrative and Financial Services to
42 approve payment of recruitment and retention adjustments for the
positions of Director, Bureau of Information Services and Chief
Information Officer.

44
46 PART QQ

48 Part QQ provides that a person in the employ of the Bangor
Pre-Release Center on June 30, 2000 who would have qualified for
a service retirement benefit if the Bangor Pre-Release Center had
remained in operation may not be denied such a benefit by the
closing of the Bangor Pre-Release Center.

50

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

PART RR

2

Part RR authorizes the State Controller to advance to the Veterans Services program, General Fund account in the Department of Defense, Veterans and Emergency Management an amount not to exceed \$100,000 from the General Fund unappropriated surplus on July 1, 2000 for the purpose of establishing the Northern Maine Veterans' Cemetery. Any funds transferred for this purpose must be returned to the General Fund no later than June 30, 2001.

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PART SS

12

Part SS creates a Special Education Teacher position at the Maine Youth Center to be funded with existing federal funds.

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PART TT

18

Part TT establishes the Equity and Access to Education Technology Fund. The fund is to be used to support the education technology needs of the State's teachers and students. Expenditures from the fund may be made only as authorized by the Legislature. The funding source for the fund will be the unexpended balance from the so-called School and Library Network Project.

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26

Part TT also adds maintenance and operating expenses of the ATM Distance Learning network to the allowable uses from funds received by the 0.5% assessment on telecommunications services.

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30

Part TT also provides an Other Special Revenue funds allocation in fiscal year 2000-01 to the Department of Education for the maintenance and network management of the ATM Distance Learning network.

32

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PART UU

36

Part UU transfers interest on investment earnings from the Fund for a Healthy Maine to the General Fund.

38

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PART VV

42

Part VV transfers one Deputy Commissioner position from the Board of Environmental Protection Fund to the Administration - Special Revenue Overhead account within the Administration - Environmental Protection program of the Department of Environmental Protection.

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PART WW

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

2 Part WW eliminates one Police Communications Operator
position and establishes one Building Custodian position within
the Department of Public Safety, Bureau of State Police.

4
6 PART XX

8 Part XX provides additional funds to increase and fully fund
a Laborer II position from 24 weeks to 32 weeks and
deappropriates unneeded operational costs.

10
12 PART YY

14 Part YY increases the State's share for health insurance
premiums for retired educators from 30% to 35% on July 1, 2001.

16
18 PART ZZ

20 Part ZZ establishes state death benefits for law enforcement
officers killed in the line of duty.

22
24 PART AAA

26 Part AAA transfers funds within the Department of Economic
and Community Development's Job Retention Program to the
Administration program to be used for grants to municipalities to
retain mature or dominant employers.

28
30 PART BBB

32 Part BBB establishes the transfers to the Retirement
Allowance Fund as the first priority of the surplus revenue at
the close of each fiscal year and increases the amount of that
transfer to 1/2 the surplus revenue. The Maine Rainy Day Fund
would receive 1/2 of the balance of the excess after the
Retirement Allowance Fund transfer, or 1/4 of the surplus
revenue. A similar change in the priority of claims for certain
increases of General Fund revenue estimates is also included in
this Part.

40 Part BBB also establishes a Debt Avoidance Fund that would
receive the remainder of the excess revenue after the transfers
to the Retirement Allowance Fund and the Maine Rainy Day Fund.
The Debt Avoidance Fund is established to avoid the issuance of
bonds authorized by the voters but as yet unissued.

46
48 PART CCC

Part CCC authorizes the transfer of funds received from the
Federal Government related to the construction costs of the

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

2 psychiatric center in Augusta to the Maine State Retirement
System for the Retirement Allowance Fund.

4 PART DDD

6 Part DDD establishes the Governor Baxter School for the Deaf
Student Trust Fund. It also authorizes a transfer of \$1,000,000
8 from the Victims' Compensation Fund to the Governor Baxter School
for the Deaf Student Trust Fund no later than June 30, 2001.

10 PART EEE

12 Part EEE increases the maximum amount that the Victims'
14 Compensation Board may award and pay from the Victims'
Compensation Fund to the victim or family of the victim of crimes
16 covered by the fund.

18 PART FFF

20 Part FFF requires the Maine Turnpike Authority, beginning
July 1, 2012, to submit its annual financial report to the
22 Department of Administrative and Financial Services, Bureau of
Accounts and Control, the Department of Audit and the joint
24 standing committees of the Legislature having jurisdiction over
appropriations and financial affairs and transportation matters
26 in accordance with generally accepted accounting principles.

28 PART GGG

30 Part GGG designates the Maine Poison Center at the Maine
Medical Center as the official state poison control center and
32 provides a \$255,000 General Fund appropriation for poison control
services.

34 PART HHH

36 Part HHH implements the recommendations of the Court
38 Unification Task Force as amended by the majority report of the
Joint Standing Committee on Judiciary.

40 PART III

42 Part III establishes the Maine Firefighter Training Fund and
44 appropriates initial funding of \$376,000 for the fund.

46 PART JJJ

48 Part JJJ includes several initiatives related to long-term
care, including amendments to address labor force issues in the
50 nursing field, develop standardized contracts, provide default

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

2 licensing for new applicants, reflect current costs in the
principles of reimbursement, and change the duration of licensing
4 and the surveys required of providers of long-term care
services. It also requires a report on ways to expand delegation
6 of the National Fire Protection Association Life Safety Code and
provides General Fund appropriations of \$5,000,000 in fiscal year
2000-01 for long-term care initiatives.

8

PART KKK

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Part KKK increases from \$25 to \$50 the reimbursement rate
12 for law enforcement personnel who testify in court.

14

PART LLL

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Part LLL provides funds on a one-time basis to be applied
toward a principal payment remaining on a dormitory at the Maine
18 School of Science and Mathematics.