

MAINE STATE LEGISLATURE

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APPROPRIATIONS AND FINANCIAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855, 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, 2002 and June 30, 2003"

Amend the bill by striking out the title and substituting the following:

'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, 2001, June 30, 2002 and June 30, 2003'

Further 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, 2001; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of

COMMITTEE AMENDMENT

Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Supplemental appropriations and allocations. There are appropriated and allocated from various funds for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the following amounts.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Central Motor Pool

New Initiative: Provides funding for 2 positions in Central Fleet Management. An Auto Mechanic II position and a Fleet Support Specialist position are required to prepare vehicles, manage maintenance and process new, used and surplused vehicles.

Central Motor Pool Fund	2001-02	2002-03
Positions - Legislative Count	(2.000)	(2.000)
Personal Services	\$62,158	\$64,992
All Other	8,966	8,357
Total	71,124	73,349

Central Services - Purchases

New Initiative: Provides for the deallocation of Personal Services funding for the transfer of the Director of Leased Space position to the Real Property Lease Fund account.

Postal, Printing and Supply Fund	2001-02	2002-03
Positions - Legislative Count	(-1.000)	(-1.000)
Personal Services	(78,394)	(82,314)
Total	(78,394)	(82,314)

Buildings and Grounds Operations

New Initiative: Provides funding for 2 Custodian I positions and All Other to support operations at the Maine Criminal Justice Academy.

General Fund	2001-02	2002-03
Positions - Legislative Count	(2.000)	(2.000)
Personal Services	46,142	48,450

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2	All Other	203,858	201,550
4	Total	<u>250,000</u>	<u>250,000</u>

6 New Initiative: Provides for the transfer of one Building
 8 Custodian position from the Maine Criminal Justice Academy
 10 account. The State Controller shall transfer \$39,706 in fiscal
 12 year 2001-02 and \$41,258 in fiscal year 2002-03 to General Fund
 14 unappropriate surplus from revenue derived from the academy.

12	General Fund	2001-02	2002-03
14	Positions - Legislative Count	(1,000)	(1,000)
16	Personal Services	39,706	41,258
18	Total	<u>39,706</u>	<u>41,258</u>

20 New Initiative: Provides for an allocation to expand the
 22 H-Building Fund to encompass other available sites on the BMHI
 24 campus that may be used as office space. The allocation will be
 26 for normal operating costs.

22	Other Special Revenue Funds	2001-02	2002-03
24	All Other	300,000	300,000
26	Total	<u>300,000</u>	<u>300,000</u>

28 New Initiative: Provides for the increase in allocation to pay
 30 for the transfer of the Director of Leased Space position from
 32 the Postal, Printing and Supply Fund.

32	Real Property Lease Internal Service Fund	2001-02	2002-03
34	Positions - Legislative Count	(1,000)	(1,000)
36	Personal Services	78,394	82,314
38	Total	<u>78,394</u>	<u>82,314</u>

38 **Information Services**

40 New Initiative: Provides an allocation for an additional 10
 42 positions required by the Bureau of Information Services to meet
 44 ongoing agency demands for information technology services.
 46 Position detail on file with the Bureau of the Budget.

44	Information Services Fund	2001-02	2002-03
46	Positions - Legislative Count	(10,000)	(10,000)
48	Personal Services	607,689	617,649
50	All Other	112,200	116,251
	Total	<u>719,889</u>	<u>733,900</u>

Salary Plan

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New Initiative: Provides funds for the Salary Plan to cover prospective salary cost increases associated with the collective bargaining process.

General Fund	2001-02	2002-03
Personal Services	7,500,000	7,390,275
Total	7,500,000	7,390,275

New Initiative: Deappropriates funds from projected savings in the Salary Plan.

General Fund	2001-02	2002-03
Personal Services		(267,179)
Total		(267,179)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Department Totals	2001-02	2002-03
Department Summary - All Funds	8,880,719	8,521,603
Department Summary - General Fund	7,789,706	7,414,354
Department Summary - Other Special Revenue Funds	300,000	300,000
Department Summary - Central Motor Pool Fund	71,124	73,349
Department Summary - Printing, Postal and Supply Fund	(78,394)	(82,314)
Department Summary - Real Property Lease Internal Service Fund	78,394	82,314
Department Summary - Information Services Fund	719,889	733,900

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Quality Assurance and Regulation, Division of

New Initiative: Transfers 1/2 of a Management Analyst position from the Quality Inspection program to better reflect program operations.

Other Special Revenue Funds	2001-02	2002-03
Positions - Legislative Count	(0.500)	(0.500)
Personal Services	20,664	21,756
All Other	645	678
Total	21,309	22,434

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2 New Initiative: Increases allotment for 1/2 of a Management
Analyst I position that was hired at a higher step than was
4 budgeted.

	2001-02	2002-03
Other Special Revenue Funds		
6 Personal Services	3,374	3,553
8 All Other	105	111
	3,479	3,664

10 New Initiative: Establishes 2 Consumer Protection Inspector
12 positions for conducting a feed, seed and fertilizer inspection,
labeling and testing program. This initiative will increase
14 General Fund undedicated revenues by \$256,530 annually in fiscal
16 years 2001-02 and 2002-03 from the additional collection of
registration fees.

	2001-02	2002-03
General Fund		
18 Positions - Legislative Count	(2,000)	(2,000)
20 Personal Services	108,686	111,342
22 All Other	68,272	60,000
	176,958	171,342

24 **Harness Racing Commission**

26 New Initiative: Increases hours of one intermittent Paddock
28 Assistant position and one intermittent Pari-mutuel Supervisor
position in order to meet the need of more racing days per year.

	2001-02	2002-03
General Fund		
32 Positions - FTE Count	(0.233)	(0.233)
34 Personal Services	6,211	6,211
All Other	(6,211)	(6,211)
	0	0

38 **Pesticides Control, Board of**

40 New Initiative: Continues a 20-hour-per-week Clerk Typist III
42 position established by financial order to assist with clerical
duties, data entry and report compilation.

	2001-02	2002-03
Federal Expenditures Fund		
44 Positions - Legislative Count	(0.500)	(0.500)
46 Personal Services	18,420	19,655
	18,420	19,655

50 **Milk Commission**

2 New Initiative: Transfer 312 hours of a split-funded Clerk Typist
 4 II position to the Office of the Commissioner to provide a
 departmental receptionist. Headcount is already authorized.

6	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	(5,970)	(6,168)
8			
	Total	<u>(5,970)</u>	<u>(6,168)</u>

10 **Quality Inspection**

12 New Initiative: Transfers 1/2 of a Management Analyst I position
 14 to the Division of Quality Assurance and Regulation to better
 16 reflect program operations. The receiving account has adequate
 revenue to support this change.

18	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(-0.500)	(-0.500)
20	Personal Services	(20,664)	(21,756)
	All Other	(645)	(678)
22			
	Total	<u>(21,309)</u>	<u>(22,434)</u>

24 New Initiative: Increases allotment for 1/2 of a Management
 26 Analyst I position that was hired at a higher step than was
 budgeted.

28	Other Special Revenue Funds	2001-02	2002-03
30	Personal Services	3,374	3,553
	All Other	105	111
32			
	Total	<u>3,479</u>	<u>3,664</u>

34 **Market and Production Development, Division of**

36 New Initiative: Upgrades one Planning and Research Associate I
 38 position to a Development Project Officer position.

40	General Fund	2001-02	2002-03
	Personal Services	8,737	8,737
42	All Other	(8,737)	(8,737)
44			
	Total	<u>0</u>	<u>0</u>

46 **Plant Industry, Division of**

48 New Initiative: Transfers one 800-hour intermittent Entomologist
 I position to the Division of Plant Industry's General Fund to

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assist with inspection efforts. (840 hours in '02 and 1000 hours in '03).

4	General Fund	2001-02	2002-03
	Positions - FTE Count	(0.404)	(0.481)
6	Personal Services	16,275	21,006
8	Total	<hr/>	<hr/>
		16,275	21,006
10	Other Special Revenue Funds	2001-02	2002-03
	Positions - FTE Count	(-0.385)	(-0.385)
12	Personal Services	(18,779)	(20,009)
14	All Other	(585)	(624)
16	Total	<hr/>	<hr/>
		(19,364)	(20,633)

Animal Health and Industry, Division of

New Initiative: Eliminates a Lab Technician II position that no longer has funding.

22	Federal Expenditures Fund	2001-02	2002-03
24	Positions - Legislative Count	(-1.000)	(-1.000)

Commissioner, Office of the

New Initiative: Transfers 312 hours of a split-funded Clerk Typist II position from the Maine Milk Commission to provide a departmental receptionist. The position has authorized headcount.

32	General Fund	2001-02	2002-03
	Personal Services	5,970	6,168
34	Total	<hr/>	<hr/>
		5,970	6,168

New Initiative: Establishes an allocation in the department's conference account pursuant to the Maine Revised Statutes, Title 5, section 1550 to be used to help to collect registrations fees to defray the cost of conferences.

42	Other Special Revenue Funds	2001-02	2002-03
	All Other	6,000	6,000
44	Total	<hr/>	<hr/>
		6,000	6,000

Rural Rehabilitation

New Initiative: Increases funds for scholarships and grants due to higher interest earnings for these awards.

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2	Other Special Revenue Funds	2001-02	2002-03
	All Other	6,000	6,000
4	Total	<u>6,000</u>	<u>6,000</u>
6	Commissioner, Office of the		
8	New Initiative: Provides funds for the department's share of the		
10	management initiated reclass of the Director of Administrative		
12	Services at the ACE Service Center as part of a planned		
	reorganization.		
14	General Fund	2001-02	2002-03
	All Other	2,269	2,269
16	Total	<u>2,269</u>	<u>2,269</u>
18	Division of Animal Health and Industry		
20	New Initiative: Provides 1/2 time Veterinarian position to staff		
22	foot and mouth disease prevention efforts.		
24	General Fund	2001-02	2002-03
	Positions - Legislative Count	(0.500)	(0.500)
	Personal Services	42,578	43,118
26	All Other	9,749	14,896
28	Total	<u>52,327</u>	<u>58,014</u>
30	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
	Department Totals	2001-02	2002-03
32	Department Summary - All Funds	265,843	270,981
	Department Summary - General Fund	253,799	258,799
34	Department Summary - Federal		
	Expenditures Fund	18,420	19,655
36	Department Summary - Other Special		
	Revenue Funds	(6,376)	(7,473)
38	ATLANTIC SALMON COMMISSION		
40	Atlantic Salmon Commission		
42	New Initiative: Establishes one full-time Biology Specialist		
44	position and 2 9-month Conservation Aide positions to assist in		
	salmon restoration efforts.		
46	Federal Expenditures Fund	2001-02	2002-03
48	Positions - Legislative Count	(1.000)	(1.000)
	Positions - FTE Count	(1.500)	(1.500)
50	Personal Services	76,697	82,064

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2	All Other	15,500	15,500
4	Total	<u>92,197</u>	<u>97,564</u>

6 New Initiative: Establishes one seasonal Conservation Aide position, 1560 hours, to assist salmon biologists primarily along the Kennebec River.

8	Other Special Revenue Funds	2001-02	2002-03
10	Positions - FTE Count	(0.750)	(0.750)
12	Personal Services	19,989	21,440
14	All Other	9,500	9,500
	Total	<u>29,489</u>	<u>30,940</u>

16 **ATLANTIC SALMON COMMISSION**

16	Department Totals	2001-02	2002-03
18	Department Summary - All Funds	121,686	128,504
20	Department Summary - Federal Expenditures Fund	92,197	97,564
22	Department Summary - Other Special Revenue Funds	29,489	30,940

24 **ATTORNEY GENERAL, DEPARTMENT OF THE**

26 **Administration - Attorney General**

28 New Initiative: Transfer one Assistant Attorney General position and related costs for cases of the Department of Labor, Bureau of Labor Standards from Other Special Revenue funds to the General Fund. This initiative will increase General Fund undedicated revenue by \$175,000 annually in fiscal year 2001-02 and fiscal year 2002-03.

34	General Fund	2001-02	2002-03
36	Positions - Legislative Count	(1.000)	(1.000)
38	Personal Services	63,000	66,150
40	Total	<u>63,000</u>	<u>66,150</u>

42	Other Special Revenue Funds	2001-02	2002-03
44	Positions - Legislative Count	(-1.000)	(-1.000)
46	Personal Services	(63,000)	(66,150)
48	Total	<u>(63,000)</u>	<u>(66,150)</u>

50 New Initiative: Transfer one Research Assistant position to the General Fund in the new civil rights program project.

50	Other Special Revenue Funds	2001-02	2002-03
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2	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(50,000)	(50,000)
4	Total	<u>(50,000)</u>	<u>(50,000)</u>
6	Human Services Division		
8	New Initiative: Establish one Assistant Attorney General position		
10	and related costs to handle legal issues associated with the Medicaid program.		
12	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
14	Personal Services	51,950	54,547
	All Other	6,219	3,109
16	Total	<u>58,169</u>	<u>57,656</u>
18	Administration - Attorney General		
20	New Initiative: Establish one Assistant Attorney General		
22	position and related costs to prosecute consumer law cases. The		
24	proposal will increase General Fund Undedicated Revenue by \$100,000 annually in fiscal years 2001-02 and 2002-03.		
26	General Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
28	Personal Services	51,950	54,547
	All Other	5,094	1,994
30	Total	<u>57,044</u>	<u>56,541</u>
32	New Initiative: Establish one Assistant Attorney General		
34	position and related costs to handle matters related to charities.		
36	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
38	Personal Services	51,950	54,547
	All Other	5,094	1,994
40	Total	<u>57,044</u>	<u>56,541</u>
42	New Initiative: Allocation of funds for information and		
44	technology for prosecution initiatives to combat violent crimes		
46	against women.		
48	Federal Expenditures Fund	2001-02	2002-03
	All Other	150,000	150,000
50	Total	<u>150,000</u>	<u>150,000</u>

2 **District Attorneys Salaries**

4 New Initiative: Establish 7 Assistant District Attorney
positions to assist in the area of juvenile prosecution.

	2001-02	2002-03
6 Other Special Revenue Funds		
8 Positions - Legislative Count	(7,000)	(7,000)
9 Personal Services	291,228	407,720
10 All Other	5,744	8,042
12 Total	<u>296,972</u>	<u>415,762</u>

14 New Initiative: Establish 2 Research Assistant positions to
support the child protective and child support attorneys in
16 Aroostook County.

	2001-02	2002-03
18 Federal Expenditures Fund		
19 Positions - Legislative Count	(2,000)	(2,000)
20 Personal Services	66,976	69,829
21 All Other	(66,976)	(69,829)
22 Total	<u>0</u>	<u>0</u>

24 **ATTORNEY GENERAL, DEPARTMENT OF THE**

	2001-02	2002-03
26 Department Totals		
27 Department Summary - All Funds	569,229	686,500
28 Department Summary - General Fund	120,044	122,691
29 Department Summary - Federal		
30 Expenditures Fund	208,169	207,656
31 Department Summary - Other Special		
32 Revenue Funds	241,016	356,153

34 **BAXTER STATE PARK AUTHORITY**

36 **Baxter State Park Authority**

38 New Initiative: Increase a Campground Ranger position from 18 to
52 weeks and reclassify to a full-time Interpretive Specialist
40 position to support ADA mandates, technical development and user
trends.

	2001-02	2002-03
42 Other Special Revenue Funds		
43 Positions - Legislative Count	(1,000)	(1,000)
44 Positions - FTE Count	(-0.346)	(-0.346)
45 Personal Services	36,437	37,438
48 Total	<u>36,437</u>	<u>37,438</u>

50 **Baxter State Park Authority**

2 New Initiative: Provides for the transfer of funds from Personal
 4 Services to All Other to accurately reflect costs associated with
 workers' compensation insurance for park employees.

6	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	(25,000)	(25,000)
8	All Other	25,000	25,000
10	Total	<u>0</u>	<u>0</u>

12	BAXTER STATE PARK AUTHORITY		
	Department Totals	2001-02	2002-03
14	Department Summary - All Funds	36,437	37,438
16	Department Summary - Other Special Revenue Funds	36,437	37,438

18 **CONSERVATION, DEPARTMENT OF**

20 **Administrative Services, Conservation**

22 New Initiative: Provide funds to lease office space for
 24 headquarters of DOC in a building free of environmental and
 physical hazards.

26	General Fund	2001-02	2002-03
	All Other	306,131	311,160
28	Total	<u>306,131</u>	<u>311,160</u>

30 New Initiative: Fund 30% of the Director of Real Property
 32 Management position to account for the work that the position
 34 does for the department. This position will be split-funded with
 the Bureau of Parks and Lands.

36	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	23,187	23,786
38	Total	<u>23,187</u>	<u>23,786</u>

40 **Boating Facilities Fund**

42 New Initiative: Provides funds for one 16-week project
 44 Navigational Aids Assistant position in fiscal year 2001-02 and
 46 the extension of one seasonal Assistant Park Ranger position to
 full time.

48	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1.000)	(1.000)
50	Positions - FTE Count	(-0.500)	(-0.500)

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2	Personal Services	36,402	20,000
	All Other	(36,402)	(20,000)
4	Total	<u>0</u>	<u>0</u>

6 **Off-road Recreational Vehicles Program**

8 New Initiative: Provides funds for the extension of 3 seasonal
 10 Heavy Equipment Operator positions (6463, 6498, 6459) from 16
 weeks to 20 weeks each.

12	Other Special Revenue Funds	2001-02	2002-03
	Positions - FTE Count	(0.231)	(0.231)
14	Personal Services	9,215	9,215
	All Other	(9,215)	(9,215)
16	Total	<u>0</u>	<u>0</u>

18 **Parks General Operations**

20 New Initiative: Provides for the addition of 265 weeks to 47
 22 existing positions at 24 parks, 5 new seasonal positions and
 24 related All Other expenses. This initiative will increase
 General Fund revenue by \$203,000 annually in fiscal year 2001-02
 and fiscal year 2002-03.

26	General Fund	2001-02	2002-03
28	Positions - Legislative Count	(1.000)	(1.000)
	Positions - FTE Count	(6.712)	(6.712)
30	Personal Services	241,120	241,120
	All Other	14,835	14,835
32	Capital Expenditures	(33,000)	(33,000)
34	Total	<u>222,955</u>	<u>222,955</u>

36 New Initiative: Provides funds for an additional week for the
 38 Clerk Typist II position in the campsite reservation system.

40	General Fund	2001-02	2002-03
	Positions - FTE Count	(0.038)	(0.038)

42 New Initiative: Deappropriates funds from the Director, Real
 44 Property Management position in order to split fund the position
 between Parks and General Services.

46	General Fund	2001-02	2002-03
	Personal Services	(23,187)	(23,786)
48	Total	<u>(23,187)</u>	<u>(23,786)</u>

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2 New Initiative: Deappropriates funds to reduce an Interpretive
Specialist position from year-round to 26 weeks.

4	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(-1.000)	(-1.000)
6	Positions - FTE Count	(0.500)	(0.500)
	Personal Services	(22,432)	(25,961)
8			
	Total	<u>(22,432)</u>	<u>(25,961)</u>

10
12 New Initiative: Provides funds and FTE count necessary to
transfer a Radio Operator position from the Bureau of Parks and
Lands to the Division of Forest Protection.

14	General Fund	2001-02	2002-03
16	Positions - FTE Count	(-0.346)	(-0.346)
	Personal Services	(11,544)	(12,357)
18			
	Total	<u>(11,544)</u>	<u>(12,357)</u>

20
22 **Maine State Parks Development Fund**

24 New Initiative: Provides funds for 6 seasonal and 2 year-round
Park Ranger positions and 2 seasonal Assistant Park Ranger
positions to improve security, safety, visitor assistance and
26 maintenance at parks; and one Civil Engineer I position to assist
with capital projects.

28	Other Special Revenue Funds	2001-02	2002-03
30	Positions - Legislative Count	(3.000)	(3.000)
	Positions - FTE Count	(4.000)	(4.000)
32	Personal Services	220,695	228,657
	All Other	9,265	9,265
34			
	Total	<u>229,960</u>	<u>237,922</u>

36
38 **Land Management and Planning**

40 New Initiative: Provides funds to increase 2 CT III positions
from 30 to 40 hours a week; extend 2 seasonal Park Ranger
positions; and add 3 new Park Ranger positions for 20 weeks, a
42 new P and R Associate II position for 26 weeks, 6 new Forester I
positions, one new Forester II position and one new Inter.
44 Specialist position.

46	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(8.000)	(8.000)
48	Positions - FTE Count	(1.769)	(1.769)
	Personal Services	509,718	531,287
50	All Other	65,450	65,450

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2	Total	575,168	596,737
4	New Initiative: Provides funds for the extension of a seasonal Planning and Research Associate I position to full time.		
6	Other Special Revenue Funds		
8	Positions - Legislative Count	(1.000)	(1.000)
10	Positions - FTE Count	(-0.481)	(-0.481)
10	Personal Services	16,807	19,505
12	Total	16,807	19,505
14	Forestry Administration		
16	New Initiative: Provides funds for split funding of an existing federally funded Resource Administrator position.		
18	General Fund		
20	Positions - Legislative Count	(0.500)	(0.500)
22	Personal Services	31,090	33,271
24	Total	31,090	33,271
26	New Initiative: Provides for the transfer of 1/2 of a Resource Administrator position.		
28	Federal Expenditures Fund		
30	Positions - Legislative Count	(-0.500)	(-0.500)
32	Personal Services	(31,090)	(33,271)
34	Total	(31,090)	(33,271)
34	Forest Protection, Division of		
36	New Initiative: Provides funds and FTE count necessary to transfer a Radio Operator position from the Bureau of Parks and Lands to the Division of Forest Protection.		
38			
40	General Fund		
42	Positions - FTE Count	(0.346)	(0.346)
44	Personal Services	11,544	12,357
46	Total	11,544	12,357
46	Forest Practices		
48	New Initiative: Provides funds for split funding of an existing federally funded Resource Administrator position.		
50			

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	General Fund	2001-02	2002-03
	Personal Services	(31,090)	(33,271)
4	Total	<u>(31,090)</u>	<u>(33,271)</u>
6	Forest Policy and Management, Division of		
8	New Initiative: Provides funds for the reclassification of a		
10	Planning and Research Associate I position to a Planning and		
	Research Associate II position.		
12	General Fund	2001-02	2002-03
	Personal Services	6,263	6,340
14	All Other	(6,263)	(6,340)
16	Total	<u>0</u>	<u>0</u>
18	Forest Fire Control		
20	New Initiative: Provides funds for the range change of 7 Radio		
22	Operator positions. This employee-initiated request was approved		
	by the Bureau of Human Resources.		
24	General Fund	2001-02	2002-03
	Personal Services	35,457	16,372
26	Total	<u>35,457</u>	<u>16,372</u>
28	CONSERVATION, DEPARTMENT OF		
30	Department Totals	2001-02	2002-03
	Department Summary - All Funds	1,332,956	1,345,419
32	Department Summary - General Fund	541,356	526,701
	Department Summary - Federal		
34	Expenditures Fund	(31,090)	(33,271)
	Department Summary - Other Special		
36	Revenue Funds	822,690	851,989
38	CORRECTIONS, DEPARTMENT OF		
40	Administration - Corrections		
42	New Initiative: Transfer one Victim Services Coordinator position		
44	and one Account Clerk II position to the Office of Victim		
	Services program.		
46	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-2,000)	(-2,000)
48	Personal Services	(89,198)	(93,240)
	All Other	(24,232)	(24,232)
50		<u></u>	<u></u>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

	Total	(113,430)	(117,472)
2	New Initiative: Provides funds from the DI-CAP to establish one		
4	Staff Accountant position, one Clerk Typist II position and one		
6	Personnel Specialist position and transfers one Senior Staff		
	Accountant position from the Federal Expenditures Fund program.		
8	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(-1.000)	(-1.000)
10	Personal Services	(52,693)	(55,850)
12	Total	(52,693)	(55,850)
14	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(4.000)	(4.000)
16	Personal Services	189,201	184,043
18	All Other	38,541	41,951
20	Total	227,742	225,994
22	New Initiative: Provides funds to implement the new		
24	classifications and pay ranges for security staff and other staff		
	having inmate contact.		
26	General Fund	2001-02	2002-03
	Personal Services	7,664	7,775
28	Total	7,664	7,775
30	Office of Victim Services		
32	New Initiative: Transfers one Victim Services Coordinator		
34	position and one Account Clerk II position from Administration		
	and an Advocate position from Juvenile Community Corrections.		
36	General Fund	2001-02	2002-03
	Positions - Legislative Count	(3.000)	(3.000)
38	Personal Services	137,264	144,484
40	All Other	29,704	29,704
42	Total	166,968	174,188
44	Other Special Revenue Funds	2001-02	2002-03
	All Other	13,115	13,115
46	Total	13,115	13,115
48	Correctional Program Improvement		

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: Provides, from the transfer of funds, a
 centralized account in which to manage the medical contract and
 4 establishes one Business Manager II position.

	2001-02	2002-03
6 General Fund		
Positions - Legislative Count	(1.000)	(1.000)
Personal Services	54,444	57,926
8 All Other	5,778,336	5,798,409
10 Total	5,832,780	5,856,335

12 **Adult Community Corrections**

14 New Initiative: Transfer 6 Probation Officer positions and one
 Correctional Planning Analyst position from federal funds and
 16 establish 2 Assistant Regional Correctional Administrator
 positions.

	2001-02	2002-03
18 General Fund		
20 Positions - Legislative Count	(9.000)	(9.000)
Personal Services	487,434	575,348
22 All Other	(357,250)	(390,975)
24 Total	130,184	184,373

	2001-02	2002-03
26 Federal Expenditures Fund		
Positions - Legislative Count	(-7.000)	(-7.000)
28 Personal Services	(391,172)	(408,800)
All Other	(55,287)	(56,066)
30 Total	(446,459)	(464,866)

32 **Juvenile Community Corrections**

34 New Initiative: To transfer one Advocate position to the Office
 36 of Victim Services.

	2001-02	2002-03
38 General Fund		
Positions - Legislative Count	(-1.000)	(-1.000)
40 Personal Services	(48,066)	(51,244)
All Other	(5,472)	(5,472)
42 Total	(53,538)	(56,716)

44 New Initiative: Provides federal funds for multi-systemic
 46 therapy, foster care and day reporting.

	2001-02	2002-03
48 Federal Expenditures Fund		
All Other	337,904	337,904
50 Total	337,904	337,904

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

Total 337,904 337,904

2

Maine State Prison

4

New Initiative: To transfer MSP'S portion of the medical contract to a centralized account.

6

8	General Fund	2001-02	2002-03
	All Other	(2,025,598)	(2,482,394)
10		<hr/>	<hr/>
	Total	(2,025,598)	(2,482,394)

12

New Initiative: Provides funds to implement the new classifications and pay ranges for security staff and other staff having inmate contact.

14

16

18	General Fund	2001-02	2002-03
	Personal Services	812,377	722,799
20		<hr/>	<hr/>
	Total	812,377	722,799

22

	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	3,226	6,532
24		<hr/>	<hr/>
	Total	3,226	6,532

26

	Prison Industries	2001-02	2002-03
28	Personal Services	11,001	11,074
30		<hr/>	<hr/>
	Total	11,001	11,074

32

New Initiative: Elimination of 2 Correctional Officer I positions and one Correctional Officer II position and transfer of one Correctional Officer to the canteen in fiscal year 2002-03.

34

36	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-3,000)	(-4,000)
38	Personal Services	(130,184)	(184,373)
40		<hr/>	<hr/>
	Total	(130,184)	(184,373)

42

	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count		(1,000)
44	Personal Services		46,093
	All Other		1,000
46		<hr/>	<hr/>
	Total		47,093

48

Central Maine Pre-Release Center

50

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: To transfer CMPRC portion of the medical contract
to a centralized account.

4	General Fund	2001-02	2002-03
	All Other	(103,447)	(107,585)
6			
	Total	<u>(103,447)</u>	<u>(107,585)</u>

8
10 New Initiative: Provides funds to implement the new
classifications and pay ranges for security staff and other staff
having inmate contact.

12	General Fund	2001-02	2002-03
14	Personal Services	48,573	49,225
16			
	Total	<u>48,573</u>	<u>49,225</u>

18 **Maine Correctional Center**

20 New Initiative: To transfer MCC portion of the medical contract
to a centralized account.

22	General Fund	2001-02	2002-03
24	All Other	(1,971,748)	(1,848,514)
26			
	Total	<u>(1,971,748)</u>	<u>(1,848,514)</u>

28 New Initiative: Provides funds to implement the new
30 classifications and pay ranges for security staff and other staff
having inmate contact.

32	General Fund	2001-02	2002-03
	Personal Services	414,183	392,385
34			
	Total	<u>414,183</u>	<u>392,385</u>

36	Other Special Revenue Funds	2001-02	2002-03
38	Personal Services	775	829
40			
	Total	<u>775</u>	<u>829</u>

42 New Initiative: To exchange 2 Correctional Officer positions for
44 one Chaplain I position and one Psychiatric Social Worker II
position.

46	General Fund	2001-02	2002-03
	Personal Services	(488)	(53)
48			
	Total	<u>(488)</u>	<u>(53)</u>

50

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: Delayed hiring certain positions until new
women's unit nears completion.

4	General Fund	2001-02	2002-03
	Personal Services	(284,084)	
6			
	Total	<u>(284,084)</u>	

8 **Downeast Correctional Facility**

10 New Initiative: To transfer DCF portion of the medical contract
12 to a centralized account.

14	General Fund	2001-02	2002-03
	All Other	(244,000)	(188,515)
16			
	Total	<u>(244,000)</u>	<u>(188,515)</u>

18 New Initiative: Provides funds to implement the new
20 classifications and pay ranges for security staff and other staff
22 having inmate contact.

24	General Fund	2001-02	2002-03
	Personal Services	118,081	120,703
26			
	Total	<u>118,081</u>	<u>120,703</u>
28	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	14,331	14,955
30	All Other	74	77
32			
	Total	<u>14,405</u>	<u>15,032</u>

34 New Initiative: Provides funds for one Correctional Trades Shop
36 Supervisor position for a new garment industries program at DCF.

38	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	37,979	38,992
40	All Other	15,550	13,425
42			
	Total	<u>53,529</u>	<u>52,417</u>

44 **Charleston Correctional Center**

46 New Initiative: To transfer CCF portion of the medical contract
48 to a centralized account.

50	General Fund	2001-02	2002-03
	All Other	(209,418)	(217,795)

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Total	(209,418)	(217,795)
4	New Initiative: Provides funds to implement the new		
6	classifications and pay ranges for security staff and other staff		
	having inmate contact.		
8	General Fund	2001-02	2002-03
	Personal Services	51,362	53,787
10		<hr/>	<hr/>
	Total	51,362	53,787
12			
	Federal Expenditures Fund	2001-02	2002-03
14	Personal Services	5,330	5,619
	All Other	28	29
16		<hr/>	<hr/>
	Total	5,358	5,648
18			
	Other Special Revenue Funds	2001-02	2002-03
20	Personal Services	14,331	14,955
	All Other	74	77
22		<hr/>	<hr/>
	Total	14,405	15,032
24			
	Northern Maine Juvenile Facility		
26			
	New Initiative: Provides the necessary operating expenses to		
28	operate the Northern Maine Juvenile Facility.		
30	General Fund	2001-02	2002-03
	All Other	859,015	863,995
32	Capital Expenditures	25,333	
34		<hr/>	<hr/>
	Total	884,348	863,995
36	New Initiative: Provides funds to implement the new		
38	classifications and pay ranges for security staff and other staff		
	having offender contact.		
40	General Fund	2001-02	2002-03
	Personal Services	69,414	72,257
42		<hr/>	<hr/>
	Total	69,414	72,257
44			
	New Initiative: To transfer NMJF portion of the medical contract		
46	to a centralized account.		
48	General Fund	2001-02	2002-03
	All Other	(438,708)	(499,641)
50		<hr/>	<hr/>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Total	(438,708)	(499,641)
4	New Initiative: Establishes 3 Juvenile Program Worker positions.		
6	General Fund	2001-02	2002-03
6	Positions - Legislative Count	(3,000)	(3,000)
8	Personal Services	134,933	144,430
8	All Other	(43,933)	(53,430)
10	Total	<u>91,000</u>	<u>91,000</u>
12	New Initiative: Provides allocation in the event NMJF is able to secure other funding.		
14	Federal Expenditures Fund	2001-02	2002-03
16	All Other	58,572	58,572
18	Capital Expenditures	10,000	10,000
20	Total	<u>68,572</u>	<u>68,572</u>
22	Other Special Revenue Funds	2001-02	2002-03
22	All Other	1,218,125	1,218,125
24	Capital Expenditures	30,000	30,000
26	Total	<u>1,248,125</u>	<u>1,248,125</u>
28	Maine Youth Center		
30	New Initiative: To transfer SMJF portion of the medical contract to a centralized account.		
32	General Fund	2001-02	2002-03
34	All Other	(555,777)	(511,891)
36	Total	<u>(555,777)</u>	<u>(511,891)</u>
38	New Initiative: Provides funds to implement the new classifications and pay ranges for security staff and other staff having inmate contact.		
40	General Fund	2001-02	2002-03
42	Personal Services	23,974	23,974
44	Total	<u>23,974</u>	<u>23,974</u>
46	New Initiative: Elimination of 7 Juvenile Program Worker positions that no longer have funding.		
48	Other Special Revenue Funds	2001-02	2002-03
50	Positions - Legislative Count	(-7,000)	(-7,000)

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	(294,117)	(314,955)
4	Total	<u>(294,117)</u>	<u>(314,955)</u>
6	New Initiative: Deappropriation in All Other to support NMJF.		
8	General Fund	2001-02	2002-03
	All Other	(91,000)	(91,000)
10	Total	<u>(91,000)</u>	<u>(91,000)</u>
12	Administration - Corrections		
14	New Initiative: Reorganize 3 positions with the Management Information Services Division.		
16	General Fund	2001-02	2002-03
18	Personal Services	17,425	21,100
	All Other	(17,425)	(21,100)
20	Total	<u>0</u>	<u>0</u>
22	Northern Maine Juvenile Facility		
24	New Initiative: Provides the necessary operating expenses to implement the Learning for Life task force recommendations and the Jobs for Maine's Graduates Program. This initiative funds 506 hours in fiscal year 2001-02 and 674 hours in fiscal year 2002-03 for substitute teachers.		
26	General Fund	2001-02	2002-03
28	Positions - FTE Count	(0.268)	(0.268)
30	Personal Services	7,950	10,600
32	All Other	97,146	84,646
34	Total	<u>105,096</u>	<u>95,246</u>
36	Maine Youth Center		
38	New Initiative: Provides the necessary operating expenses to implement the Learning for Life task force recommendations. This initiative funds 506 hours in fiscal year 2001-02 and 674 hours in fiscal year 2002-03 for substitute teachers.		
40	General Fund	2001-02	2002-03
42	Positions - FTE Count	(0.268)	(0.268)
44	Personal Services	7,950	10,600
46	All Other	97,146	84,646
48	Total	<u>105,096</u>	<u>95,246</u>
50			

2	Juvenile Community Corrections		
4	New Initiative: Provides funds to support the building alternatives program.		
6			
8	General Fund	2001-02	2002-03
	All Other	45,000	45,000
10	Total	<u>45,000</u>	<u>45,000</u>
12	New Initiative: Provides funds to support the building alternatives program.		
14			
16	General Fund	2001-02	2002-03
	All Other	205,000	105,000
18	Total	<u>205,000</u>	<u>105,000</u>
20	New Initiative: Deappropriates funds to reallocate resources from other community-based programs to support the building alternative program.		
22			
24	General Fund	2001-02	2002-03
26	All Other	(205,000)	(105,000)
28	Total	<u>(205,000)</u>	<u>(105,000)</u>
30	Maine Youth Center		
32	New Initiative: Transfer of All Other to Personal Services to have a Clinical Director on staff rather than contract. The Clinical Director position will utilize Legislative Count designated for a Teacher Aide position that will not be filled.		
34			
36			
38	General Fund	2001-02	2002-03
	Personal Services	115,907	122,148
40	All Other	(115,907)	(122,148)
42	Total	<u>0</u>	<u>0</u>
44	CORRECTIONS, DEPARTMENT OF		
46	Department Totals	2001-02	2002-03
	Department Summary - All Funds	3,889,568	3,754,035
48	Department Summary - General Fund	2,684,680	2,542,339
	Department Summary - Federal		
50	Expenditures Fund	(87,318)	(108,592)
	Department Summary - Other Special		
	Revenue Funds	1,281,205	1,309,214

2	Department Summary - Prison Industries Fund	11,001	11,074
4	CULTURAL AFFAIRS COUNCIL, MAINE STATE		
6	New Century Program Fund		
8	New Initiative: Establishes funds for the continuation of the New Community Century Program for supplies, travel, etc., as well as for the part-time services of an existing staff member at one of the collaborating agencies.		
10			
12			
14	Other Special Revenue Funds	2001-02	2002-03
	All Other	59,500	59,500
16	Total	<u>59,500</u>	<u>59,500</u>
18	CULTURAL AFFAIRS COUNCIL, MAINE STATE		
20	Department Totals	2001-02	2002-03
	Department Summary - All Funds	59,500	59,500
22	Department Summary - Other Special Revenue Funds	59,500	59,500
24	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF		
26	Military Training and Operations		
28	New Initiative: Transfer 4 and upgrade 2 positions from the General Fund to the Federal Expenditures Fund to reflect proper funding and adjust for a required federal match.		
30			
32	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-4,000)	(-4,000)
34	Personal Services	(282,156)	(284,702)
36	Total	<u>(282,156)</u>	<u>(284,702)</u>
38	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(4,000)	(4,000)
40	Personal Services	289,661	293,860
	All Other	1,714	1,729
42	Total	<u>291,375</u>	<u>295,589</u>
44			
46	New Initiative: Transfer 4 positions from the Federal Expenditures Fund to the General Fund to reflect proper funding and adjust for a required federal match.		
48			
50	General Fund	2001-02	2002-03
	Positions - Legislative Count	(4,000)	(4,000)

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	230,282	231,043
4	Total	<u>230,282</u>	<u>231,043</u>
6	Federal Expenditures Fund	2001-02	2002-03
6	Positions - Legislative Count	(-4,000)	(-4,000)
8	Personal Services	(230,282)	(231,043)
10	All Other	(1,399)	(1,403)
12	Total	<u>(231,681)</u>	<u>(232,446)</u>
12	Veterans' Services		
14	New Initiative: To fund employee-initiated and approved range changes.		
16	General Fund	2001-02	2002-03
18	Personal Services	48,478	25,660
20	Total	<u>48,478</u>	<u>25,660</u>
22	Military Educational Benefits		
24	New Initiative: Provides educational funds in fiscal year 2001-02.		
26	General Fund	2001-02	2002-03
28	All Other	300,000	
30	Total	<u>300,000</u>	
32	Disaster Assistance	2001-02	2002-03
34	New Initiative: To provide the state share of federal disaster assistance.		
36	General Fund	2001-02	2002-03
38	All Other	424,396	
40	Total	<u>424,396</u>	
42	DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF		
44	Department Totals	2001-02	2002-03
44	Department Summary - All Funds	780,694	35,144
46	Department Summary - General Fund	721,000	(27,999)
48	Department Summary - Federal Expenditures Fund	59,694	63,143
50	ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		

Energy Resources, Office of

2

New Initiative: Transfers in Personal Services and All Other funds and one Energy Specialist position from the Energy Conservation Program account to consolidate program functions and facilitate performance budgeting.

4

6

8	General Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
10	Personal Services	47,733	49,118
	All Other	1,000	1,000
12		<hr/>	<hr/>
	Total	48,733	50,118

14

Energy Conservation Division

16

New Initiative: Transfers out Personal Services and All Other funds and one Energy Specialist position to the Energy Resources Office account to consolidate program functions and facilitate performance budgeting.

18

20

22	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-1,000)	(-1,000)
24	Personal Services	(47,733)	(49,118)
	All Other	(1,000)	(1,000)
26		<hr/>	<hr/>
	Total	(48,733)	(50,118)

28

Maine Biomedical Research Fund

30

New Initiative: To allocate an estimated unobligated balance of prior-year funds that were not disbursed in fiscal year 2000-01 due to a delay in the implementation of the program.

32

34

36	Other Special Revenue Funds	2001-02	2002-03
	All Other	10,000,000	
38		<hr/>	
	Total	10,000,000	

Community Development Block Grant Program

New Initiative: Allocates federal funds recently awarded by the United States Department of Housing and Urban Development to implement a project supporting housing and economic development in rural areas of the State.

46

48	Federal Expenditures Fund	2001-02	2002-03
	All Other	425,000	
50		<hr/>	
	Total	425,000	

2	ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
	Department Totals	2001-02	2002-03
4	Department Summary - All Funds	10,425,000	350,000
	Department Summary - General Fund	0	0
6	Department Summary - Other Special		
	Revenue Funds	10,000,000	
8	Department Summary - Federal		
	Expenditures Fund	425,000	

10
12 **EDUCATION, DEPARTMENT OF**

14 **Education in Unorganized Territory**

16 New Initiative: Transfers the IASA - Title VI grant program funds
18 from the Federal Block Grant Fund to the Federal Expenditures
20 Fund.

18	Federal Expenditures Fund	2001-02	2002-03
20	All Other	5,000	6,000
22	Total	<hr/> 5,000	<hr/> 6,000

24	Federal Block Grant Fund	2001-02	2002-03
26	All Other	(5,000)	(6,000)
28	Total	<hr/> (5,000)	<hr/> (6,000)

30 **Leadership**

32 New Initiative: Provides funding for the Partnerships in
34 Character Education federal grant program addressing student
36 behavioral issues and development of character education.

34	Federal Expenditures Fund	2001-02	2002-03
36	All Other	250,000	250,000
38	Total	<hr/> 250,000	<hr/> 250,000

40 New Initiative: Transfer one Administrative Secretary position to
42 support systems.

42	General Fund	2001-02	2002-03
44	Positions - Legislative Count	(-1,000)	(-1,000)
46	Personal Services	(39,803)	(42,283)
48	Total	<hr/> (39,803)	<hr/> (42,283)

50 **Support Systems**

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: To establish a new Administrative Secretary
 position in the School Renovation Admin. unit to provide support
 4 for a greatly increased workload in the areas of school
 construction and renovation.

6	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1.000)	(1.000)
8	Personal Services	38,220	38,990
10	Total	<u>38,220</u>	<u>38,990</u>

12 New Initiative: Transfer one Administrative Secretary position
 from Leadership.

14	General Fund	2001-02	2002-03
16	Positions - Legislative Count	(1.000)	(1.000)
18	Personal Services	39,803	42,283
20	Total	<u>39,803</u>	<u>42,283</u>

22 **Management Information Systems**

24 New Initiative: Provides funding for the federal Title VI
 Class-Size Reduction grant program assisting in recruiting and
 26 training additional teachers to reduce class size in the early
 grades.

28	Federal Expenditures Fund	2001-02	2002-03
	All Other	640,648	656,664
30	Total	<u>640,648</u>	<u>656,664</u>

32 New Initiative: Transfer IASA-Title VI program allocation from
 34 the Federal Block Grant Fund to the Federal Expenditures Fund.

36	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(4.000)	(4.000)
38	Personal Services	239,991	245,999
	All Other	2,872,827	2,944,650
40	Total	<u>3,112,818</u>	<u>3,190,649</u>

42	Federal Block Grant Fund	2001-02	2002-03
44	Positions - Legislative Count	(-4.000)	(-4.000)
	Personal Services	(239,991)	(245,999)
46	All Other	(2,872,827)	(2,944,650)
48	Total	<u>(3,112,818)</u>	<u>(3,190,649)</u>

50 **Learning Systems**

2 New Initiative: Increase one Clerk-Typist II position from 32
 4 hours to 40 hours per week.

6	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	6,820	7,030
8	Total	<u>6,820</u>	<u>7,030</u>

10 **Regional Services**

12 New Initiative: Establishes the federal advanced placement grant
 14 program to enhance student aspirations and postsecondary
 placement.

16	Federal Expenditures Fund	2001-02	2002-03
	All Other	535,959	549,358
18	Total	<u>535,959</u>	<u>549,358</u>

20 **Support Systems**

22 New Initiative: Provides funding for the reorganization of
 24 Position #01400-2621 from an Accountant I position to an
 Accounting Technician position.

26	Federal Expenditures Fund	2001-02	2002-03
28	Personal Services	1,099	1,099
30	Total	<u>1,099</u>	<u>1,099</u>

32 **Management Information Systems**

34 New Initiative: Increases funding for the federal Title VI
 36 Class-size Reduction grant program to the actual amount of the
 anticipated grant.

38	Federal Expenditures Fund	2001-02	2002-03
40	All Other	6,965,132	7,139,261
42	Total	<u>6,965,132</u>	<u>7,139,261</u>

44 **Learning Systems**

46 New Initiative: Provides increased allocation from the Fund for
 a Healthy Maine for personal services in the School Nurse
 Consultant program due to the hiring of an Education Specialist
 48 III at a higher step than budgeted.

50	Other Special Revenue Funds	2001-02	2002-03
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COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	14,794	15,221
	All Other	345	355
4	Total	<u>15,139</u>	<u>15,576</u>
6	Leadership		
8	New Initiative: Reclassifies Position #01400-6071 from a		
10	Federal-State Program Coordinator position to an Education Team		
12	Leader and Policy Director position through All Other funding		
	reductions in other accounts.		
14	General Fund	2001-02	2002-03
	Personal Services	21,066	16,961
16	Total	<u>21,066</u>	<u>16,961</u>
18	Management Information Systems		
20	New Initiative: Provides funding for the reclassification of		
22	Position #01400-6071 in the Leadership program through the		
	deferral of routine replacement of department equipment.		
24	General Fund	2001-02	2002-03
	All Other	(7,000)	(5,000)
26	Total	<u>(7,000)</u>	<u>(5,000)</u>
28	Learning Systems		
30	New Initiative: Provides funding for the reclassification of		
32	Position #01400-6071 in the Leadership program by savings in		
34	in-state travel and publication and printing costs through		
	distance learning and electronic transmission.		
36	General Fund	2001-02	2002-03
	All Other	(14,066)	(11,961)
38	Total	<u>(14,066)</u>	<u>(11,961)</u>
40	General Purpose Aid for Local Schools		
42	New Initiative: Appropriates funds in fiscal year 2002-03 to		
44	provide a 3% increase in General Purpose Aid for Local Schools		
46	General Fund	2001-02	2002-03
	All Other		13,420,153
48	Total		<u>13,420,153</u>
50			

General Purpose Aid for Local Schools

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New Initiative: Appropriates funds in fiscal year 2002-03 to provide a 4% increase in the General Purpose Aid for Local Schools program.

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General Fund	2001-02	2002-03
All Other		6,973,385
		<hr/>
Total		6,973,385

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General Purpose Aid for Local Schools

12

New Initiative: Appropriates funds in fiscal year 2002-03 to provide a cushion in the General Purpose Aid for Local Schools program.

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General Fund	2001-02	2002-03
All Other		3,000,000
		<hr/>
Total		3,000,000

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EDUCATION, DEPARTMENT OF

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Department Totals	2001-02	2002-03
Department Summary - All Funds	8,453,017	32,051,516
Department Summary - General Fund	0	23,393,538
Department Summary - Federal		
Expenditures Fund	11,517,476	11,800,061
Department Summary - Other Special		
Revenue Funds	53,359	54,566
Department Summary - Federal Block		
Grant Fund	(3,117,818)	(3,196,649)

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ENVIRONMENTAL PROTECTION, DEPARTMENT OF

34

Remediation and Waste Management

36

New Initiative: Transfers out one Clerk Typist II position to the Dedicated Overhead Account - DEP Administration to align function with funding.

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Other Special Revenue Funds	2001-02	2002-03
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(29,559)	(31,427)
All Other	(550)	(585)
	<hr/>	<hr/>
Total	(30,109)	(32,012)

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COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: Transfers in a GIS Coordinator position from the
 Federal Expenditures Fund to the Groundwater Oil Clean-up Fund
 for alignment of function with funding.

4	Other Special Revenue Funds	2001-02	2002-03
6	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	46,326	49,880
8	All Other	862	929
10	Total	<u>47,188</u>	<u>50,809</u>

12 New Initiative: Transfers in 2 ES III positions and associated
 All Other to the solid waste account, consistent with prior
 14 program mergers.

16	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(2,000)	(2,000)
18	Personal Services	99,142	106,309
	All Other	10,711	11,065
20	Unallocated	184,660	189,277
22	Total	<u>294,513</u>	<u>306,651</u>

24 New Initiative: Allocates funds from the Maine Solid Waste
 Management Fund for sampling and analytical work and other
 26 program activities.

28	Other Special Revenue Funds	2001-02	2002-03
	All Other	203,723	203,723
30	Capital Expenditures	28,000	28,000
32	Total	<u>231,723</u>	<u>231,723</u>

34 New Initiative: Allocates funds for analytical and diagnostic
 equipment used in remedial activities.

36	Federal Expenditures Fund	2001-02	2002-03
38	Capital Expenditures	15,000	
40	Total	<u>15,000</u>	

42 New Initiative: Allocates funds for Capital Expenditures to
 ensure proper storage, transport, safety, sampling and response
 44 clean-up capacity.

46	Other Special Revenue Funds	2001-02	2002-03
	Capital Expenditures	57,834	9,500
48	Total	<u>57,834</u>	<u>9,500</u>

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COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

New Initiative: Allocates funds for analytical and diagnostic equipment used in remedial activities.

4	Other Special Revenue Funds	2001-02	2002-03
	Capital Expenditures	25,000	
6		<hr/>	
	Total	25,000	

New Initiative: Allocates funds for Capital Expenditures to ensure safety, proper storage, sampling and response clean-up capacity.

12	Other Special Revenue Funds	2001-02	2002-03
14	Capital Expenditures	421,834	241,700
16		<hr/>	<hr/>
	Total	421,834	241,700

New Initiative: Allocates funds for Capital Expenditures to ensure proper storage, safety, sampling and response clean-up capacity.

22	Other Special Revenue Funds	2001-02	2002-03
	Capital Expenditures	68,434	25,500
24		<hr/>	<hr/>
	Total	68,434	25,500

New Initiative: Allocates funds for one Senior Geologist position and one Environmental Specialist III position to oversee groundwater contamination remediation in the eastern region of the State.

32	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(2,000)	(2,000)
34	Personal Services	113,214	121,427
	All Other	2,108	2,260
36		<hr/>	<hr/>
	Total	115,322	123,687

Solid Waste Management

New Initiative: Transfers out 2 positions and associated All Other to the Solid Waste account, consistent with prior program mergers.

44	Other Special Revenue Funds	2001-02	2002-03
46	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(99,142)	(106,309)
48	All Other	(10,711)	(11,065)
	Unallocated	(184,660)	(189,277)
50		<hr/>	<hr/>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

Total (294,513) (306,651)

Performance Partnership Grant

New Initiative: Transfers out 2 Central Service positions to the Dedicated Overhead Account - DEP Administration to align function with funding.

Federal Expenditures Fund	2001-02	2002-03
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(113,579)	(120,481)
All Other	(2,114)	(2,243)
Total	(115,693)	(122,724)

New Initiative: Allocates funds for the continuation of one limited-period Environmental Specialist III position until June 7, 2003 to support groundwater supply database development and management.

Federal Expenditures Fund	2001-02	2002-03
Personal Services	49,884	53,485
All Other	929	996
Total	50,813	54,481

New Initiative: Allocates funds for the purchase of 2 portable video projection units for the Non Point Source Training Center and decreases the All Other.

Federal Expenditures Fund	2001-02	2002-03
All Other	(10,000)	
Capital Expenditures	10,000	
Total	0	

New Initiative: Transfers one Biologist I position from the Maine Environmental Protection Fund to the Federal Expenditures Fund to align function with funding.

Federal Expenditures Fund	2001-02	2002-03
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	54,540	55,844
All Other	1,015	1,040
Total	55,555	56,884

New Initiative: Funds one Biologist II position and lab costs to fulfill federal responsibilities to produce total maximum daily loads for lakes and associated streams.

2	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
4	Personal Services	62,546	66,586
	All Other	57,188	57,263
6			
	Total	119,734	123,849

8
 10 New Initiative: Funds the continuation of one limited-period
 Environmental Specialist II position until June 7, 2003 for
 groundwater database quality assurance.

12	Federal Expenditures Fund	2001-02	2002-03
14	Personal Services	44,890	48,072
	All Other	3,382	3,441
16			
	Total	48,272	51,513

18
 20 New Initiative: Transfers a GIS Coordinator position from the
 Federal Expenditures Fund to the Groundwater Oil Clean-Up Fund
 for alignment of function with funding.

22	Federal Expenditures Fund	2001-02	2002-03
24	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(46,326)	(49,880)
26	All Other	(862)	(929)
28			
	Total	(47,188)	(50,809)

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 32 New Initiative: Funds one ES III position for watershed
 management efforts and nonpoint source pollution prevention
 projects in Atlantic salmon watersheds in the eastern portion of
 the State.

34	Federal Expenditures Fund	2001-02	2002-03
36	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	59,545	61,453
38	All Other	6,202	6,237
40			
	Total	65,747	67,690

42 **Maine Environmental Protection Fund**

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 46 New Initiative: Transfers out one Biologist I position from the
 Maine Environmental Protection Fund to the Performance
 Partnership Grant to align function with funding.

48	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(-1,000)	(-1,000)
50	Personal Services	(54,540)	(55,844)

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	All Other	(1,015)	(1,040)
4	Total	<u>(55,555)</u>	<u>(56,884)</u>

Administration, Environmental Protection

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New Initiative: Transfers in 2 Central Service positions from the Federal Expenditures Fund and one from the Groundwater Oil Clean-up Fund to align function with funding.

	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(3,000)	(3,000)
	Personal Services	143,138	151,908
	All Other	2,664	2,828
	Total	<u>145,802</u>	<u>154,736</u>

Administrative Service Center

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New Initiative: Allocates funds for the reorganization of the accounting staff at ACE Service Center.

	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	11,181	11,471
	All Other	591	606
	Total	<u>11,772</u>	<u>12,077</u>

Land and Water Quality

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New Initiative: Allocates All Other funds in the Coastal Zone Management Grant account to align expenditures with grant funding resources.

	Federal Expenditures Fund	2001-02	2002-03
	All Other	49,999	49,999
	Total	<u>49,999</u>	<u>49,999</u>

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New Initiative: Allocates funds for the continuation of 2 Environmental Specialist II positions until December 31, 2001 as project positions to complete field work in the DHS/DEP Groundwater GIS field location study.

	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	47,463	
	All Other	884	
	Total	<u>48,347</u>	

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: Allocates funds for the Stormwater Compensation Fund.

4	Federal Expenditures Fund	2001-02	2002-03
	All Other	50,000	
6		<hr/>	
	Total	50,000	

8 **Remediation and Waste Management**

10 New Initiative: Reorganizes a Planning and Research Associate I
12 position to a Management Analyst II position.

14	General Fund	2001-02	2002-03
	Personal Services	1,423	2,949
16	All Other	(1,423)	(2,949)
18		<hr/>	<hr/>
	Total	0	0

20 New Initiative: Deallocates funds for a transfer of a
22 Conservation Aide position from the Remediation program to the
Maine Environmental Protection Fund program to align function
with funding.

24	Federal Expenditures Fund	2001-02	2002-03
26	Positions - Other Count	(-0.500)	(-0.500)
	Personal Services	(16,185)	(17,303)
28	All Other	(301)	(322)
30		<hr/>	<hr/>
	Total	(16,486)	(17,625)

32 New Initiative: Allocates Personal Services funds to establish a
34 Project Environmental Specialist II position through June 8, 2002.

36	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	44,890	
38	All Other	836	
40		<hr/>	
	Total	45,726	

42 **Performance Partnership Grant**

44 New Initiative: Allocates funds from the EPA One-Stop Program
providing improvements on integrated workflow and data
46 management. A limited-period Natural Resource Program Manager
position is authorized until June 7, 2003.

48	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	68,307	73,243
50	All Other	316,171	1,363

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Total	384,478	74,606
4	New Initiative: Allocates funds for the establishment of one		
5	limited-period Environmental Specialist III position until June		
6	7, 2003 to take corrective action on clean-up sites.		
8	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	51,674	55,451
10	All Other	962	1,032
12	Total	52,636	56,483
14	New Initiative: Allocates funds for the continuation of one		
15	limited-period Environmental Specialist III position until June		
16	7, 2003 to support groundwater supply database development and		
17	management.		
18	Federal Expenditures Fund	2001-02	2002-03
20	Personal Services	49,884	53,485
21	All Other	929	996
22	Total	50,813	54,481
24	Maine Environmental Protection Fund		
26	New Initiative: Allocates funds for the transfer of a		
27	Conservation Aide position from the Remediation program to the		
28	Maine Environmental Protection Fund program to align function		
29	with funding.		
30			
32	Other Special Revenue Funds	2001-02	2002-03
	Positions - Other Count	(0.500)	(0.500)
34	Personal Services	16,185	17,303
35	All Other	301	322
36	Total	16,486	17,625
38	New Initiative: Allocates funds for the transfer of an		
39	Environmental Specialist IV position from the Administrative		
40	Overhead program to the Maine Environmental Protection Fund		
41	program to align function with funding.		
42			
44	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1.000)	(1.000)
46	Personal Services	64,885	69,591
47	All Other	1,208	1,296
48	Total	66,093	70,887
50			

Administration - Environmental Protection

2

New Initiative: Deallocates funds for the transfer of an Environmental Specialist IV position from the Administrative Overhead program to the Maine Environmental Protection Fund program to align function with funding.

4

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	2001-02	2002-03
Federal Expenditures Fund		
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(64,885)	(69,591)
All Other	(1,208)	(1,296)
	<hr/>	<hr/>
Total	(66,093)	(70,887)

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Administrative Service Center

16

New Initiative: Allocates funds for the Department of Environmental Protection's share of the management-initiated reclassification of the Director of Administrative Services position at the ACE Service Center as part of a planned reorganization.

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	2001-02	2002-03
Other Special Revenue Funds		
Personal Services	9,210	9,320
All Other	486	492
	<hr/>	<hr/>
Total	9,696	9,812

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ENVIRONMENTAL PROTECTION, DEPARTMENT OF

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	2001-02	2002-03
Department Totals		
Department Summary - All Funds	1,923,180	1,187,101
Department Summary - General Fund	0	0
Department Summary - Federal Expenditures Fund	745,934	327,941
Department Summary - Other Special Revenue Funds	1,177,246	859,160

38

EXECUTIVE DEPARTMENT - STATE PLANNING OFFICE

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Planning Office - Smart Growth Initiative

42

New Initiative: Establishes a limited-period Senior Planner position to assist in managing increased grant and planning activities under the smart growth initiative.

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	2001-02	2002-03
General Fund		
Personal Services	65,170	21,196
All Other	(65,170)	(21,196)
	<hr/>	<hr/>
Total	0	0

2 **State Planning Office**

4 New Initiative: Provides an allocation for approved
 6 reclassifications of an Accountant I position and an Account
 Clerk II position to Senior Staff Accountant and Staff Accountant.

8	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	2,312	4,624
10			
	Total	<u>2,312</u>	<u>4,624</u>

12 **EXECUTIVE DEPARTMENT - STATE PLANNING OFFICE**

14	Department Totals	2001-02	2002-03
	Department Summary - All Funds	2,312	4,624
16	Department Summary - General Fund	0	0
	Department Summary - Federal		
18	Expenditures Fund	2,312	4,624

20 **GOVERNOR BAXTER SCHOOL**

22 **Governor Baxter School for the Deaf**

24 New Initiative: Establishes one Literacy Teacher position, full
 26 time; 8 seasonal Teaching Assistant for the Deaf positions; one
 28 seasonal Information System Support Specialist position; and adds
 484 hours to an existing seasonal Information System Support
 Specialist position.

30	General Fund	2001-02	2002-03
	Positions - Legislative Count	(1.000)	
32	Positions - FTE Count	(7.675)	
	Personal Services	263,172	
34	All Other		272,338
36	Total	<u>263,172</u>	<u>272,338</u>

38 New Initiative: Provides one-time funds in fiscal year 2001-02
 40 and the authority to use unobligated resources in order to offset
 42 expenditures by local education authorities for the costs of
 educational programs and related services required for students
 44 under federal and state laws related to the federal Individuals
 With Disabilities Education Act. The Governor Baxter School for
 the Deaf is to submit a report, by January 15, 2002, to the
 46 Commissioner of Administrative and Financial Services and to the
 Joint Standing Committee on Education and Cultural Affairs and
 the Joint Standing Committee on Appropriations and Financial
 48 Affairs, detailing the school's specific responsibilities and the
 resources necessary to address those responsibilities.

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COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	General Fund	2001-02	2002-03
	All Other	100,000	
4	Total	<hr/>	
		100,000	
6	GOVERNOR BAXTER SCHOOL		
	Department Totals	2001-02	2002-03
8	Department Summary - All Funds	363,172	272,338
10	Department Summary - General Fund	363,172	272,338
12	MAINE HEALTH DATA ORGANIZATION		
14	Maine Health Data Organization		
16	New Initiative: Link maternal and child health national core performance and outcomes data with hospital clinical data of the State.		
18			
20	Federal Expenditures Fund	2001-02	2002-03
	All Other	58,300	58,300
22	Total	<hr/>	<hr/>
		58,300	58,300
24	MAINE HEALTH DATA ORGANIZATION		
	Department Totals	2001-02	2002-03
26	Department Summary - All Funds	58,300	58,300
28	Department Summary - Federal Expenditures Fund	58,300	58,300
30	HUMAN SERVICES, DEPARTMENT OF		
32	Office of Management and Budget		
34	New Initiative: Transfers one Information System Support Specialist position and one Information System Support Specialist II position from the Federal Project Grants account.		
36			
38	Federal Expenditures Fund	2001-02	2002-03
40	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	91,090	93,822
42	Total	<hr/>	<hr/>
		91,090	93,822
44	New Initiative: Transfers one Clerk Typist II position from the Statistics Project Federal Grant to the Vital Records account.		
46			
48	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
50	Personal Services	37,285	39,150

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Total	37,285	39,150
4	OMB Operations - Regional		
6	New Initiative: Installs foreign language computer kiosks in public reception areas in Portland, Biddeford and Lewiston offices to facilitate communications with non-English speaking clients.		
8			
10	Federal Expenditures Fund	2001-02	2002-03
12	All Other	50,000	
14	Total	<u>50,000</u>	
16	New Initiative: Replaces outdated technology equipment in support of services and programs in client service offices.		
18			
20	Federal Expenditures Fund	2001-02	2002-03
22	All Other	43,160	
24	Total	<u>43,160</u>	
26	Purchased Social Services		
28	New Initiative: Transfers the Community Intervention program to Child Welfare Services.		
30	General Fund	2001-02	2002-03
32	All Other	(3,310,000)	(3,310,000)
34	Total	<u>(3,310,000)</u>	<u>(3,310,000)</u>
36	New Initiative: Transfers grants to the Purchased Social Services program from the Bureau of Child and Family Services.		
38	Federal Expenditures Fund	2001-02	2002-03
40	All Other	3,959,227	3,959,227
42	Total	<u>3,959,227</u>	<u>3,959,227</u>
44	Child Care Services		
46	New Initiative: Allocates Child Care Development Fund grant increases to increasing child care vouchers and slots for families transitioning off TANF.		
48	Federal Block Grant Fund	2001-02	2002-03
50	All Other	1,662,302	1,662,302

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

	Total	1,662,302	1,662,302
2			
	Community Services Block Grant		
4			
6	New Initiative: Allocates increased Community Services Block Grant funds to provide case management services to low-income families with multiple barriers to self-sufficiency.		
8			
	Federal Block Grant Fund	2001-02	2002-03
10	All Other	159,857	159,857
12	Total	<u>159,857</u>	<u>159,857</u>
14	Bureau of Child and Family Services - Central		
16	New Initiative: Transfers the federal discretionary grants to the Community Services Center, including Crimes Victims Assistance, Ryan White, Family Violence Prevention and Health Systems.		
18			
20	Federal Expenditures Fund	2001-02	2002-03
	All Other	(3,228,098)	(3,228,098)
22	Total	<u>(3,228,098)</u>	<u>(3,228,098)</u>
24	New Initiative: Transfers the Refugee Resettlement Social Services, the Refugee Targeted Assistance and the Refugee Cash and Medical grants to the Community Services Center.		
26			
28	Federal Expenditures Fund	2001-02	2002-03
30	All Other	(731,129)	(731,139)
32	Total	<u>(731,129)</u>	<u>(731,139)</u>
34	Foster Care		
36	New Initiative: Expands the Statewide Youth Leadership Building, Rapid Evaluation, Family Connections Kinship, Maine Caring Families and Supported Family Services programs.		
38			
40	Federal Expenditures Fund	2001-02	2002-03
	All Other	356,494	397,575
42	Total	<u>356,494</u>	<u>397,575</u>
44	Child Welfare Services		
46	New Initiative: Transfers funds from the Purchased Social Services account for the Community Intervention program.		
48			
50	General Fund	2001-02	2002-03

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	All Other	3,310,000	3,310,000
	Total	<u>3,310,000</u>	<u>3,310,000</u>

Elder and Adult Services - Bureau of

6 New Initiative: Transfers 19 positions in the Assisted Living
8 Unit from the Bureau of Medical Services to the Bureau of Elder
10 and Adult Services. A position listing is on file in the Bureau
12 of the Budget.

12	General Fund	2001-02	2002-03
	Positions - Legislative Count	(8.000)	(8.000)
	Personal Services	413,310	414,754
14	All Other	122,500	122,500
16	Total	<u>535,810</u>	<u>537,254</u>

18	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(10.000)	(10.000)
20	Personal Services	506,982	510,755
22	All Other	30,000	30,000
24	Total	<u>536,982</u>	<u>540,755</u>

Health - Bureau of

26 New Initiative: Provides a state match for breast and cervical
28 cancer screening services to support community outreach and media.

30	General Fund	2001-02	2002-03
	All Other	350,000	380,000
32	Total	<u>350,000</u>	<u>380,000</u>

34 New Initiative: Addresses asthma from a public health
36 perspective, develops surveillance system, coordinates services
38 and activities, improves access to care and prevention services.

40	Federal Expenditures Fund	2001-02	2002-03
	All Other	188,758	188,758
42	Total	<u>188,758</u>	<u>188,758</u>

44 New Initiative: Allocates a cardiovascular disease federal grant
46 and establishes one Cardiovascular Health Epidemiologist position
required by the grant.

48	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(1.000)	(1.000)
50	Personal Services	113,693	119,378

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2	All Other	1,086,307	1,080,622
4	Total	<u>1,200,000</u>	<u>1,200,000</u>

6 New Initiative: Establishes one Public Health Educator III position and one Planning and Research Associate II position in the Immunization program to protect at-risk adults from preventable disability or death from diseases such as influenza, pneumonia and hepatitis.

10	Federal Expenditures Fund	2001-02	2002-03
12	Positions - Legislative Count	(2.000)	(2.000)
14	Personal Services	93,028	97,679
16	Total	<u>93,028</u>	<u>97,679</u>

18 New Initiative: Establishes one Public Health Physician position to support bioterrorism surveillance and acute epidemiology response.

20	Federal Expenditures Fund	2001-02	2002-03
22	Positions - Legislative Count	(1.000)	(1.000)
24	Personal Services	94,584	99,313
26	All Other	5,416	687
28	Total	<u>100,000</u>	<u>100,000</u>

30 New Initiative: Establishes one Public Health Nurse II position to provide quality assurance and quality improvement oversight and ongoing professional education to contractors in community-based organizations.

32	Federal Expenditures Fund	2001-02	2002-03
34	Positions - Legislative Count	(1.000)	(1.000)
36	Personal Services	43,214	44,904
38	Total	<u>43,214</u>	<u>44,904</u>

40 New Initiative: Upgrades one Programmer Analyst position to a Senior Programmer Analyst position and one Clerk Typist II position to a Clerk Typist III position within the Immunization program.

44	Federal Expenditures Fund	2001-02	2002-03
46	Personal Services	18,664	19,597
48	Total	<u>18,664</u>	<u>19,597</u>

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2 New Initiative: Transfers one Clerk Typist II position from the
 3 Statistical Projects Program to the Office of Vital Statistics in
 4 the Office of Management and Budget.

	2001-02	2002-03
Federal Expenditures Fund		
6 Positions - Legislative Count	(-1.000)	(-1.000)
7 Personal Services	(37,285)	(39,150)
8		
9 Total	(37,285)	(39,150)

10 New Initiative: Transfers one Medical Secretary position from
 11 Federal Project Grants to the Maternal and Child Health Block
 12 Grant.

	2001-02	2002-03
Federal Expenditures Fund		
16 Positions - Legislative Count	(-1.000)	(-1.000)
17 Personal Services	(33,923)	(35,619)
18		
19 Total	(33,923)	(35,619)

20 New Initiative: Transfers one Information Support Specialist
 21 position and one Information Support Specialist II position to
 22 the Office of Management and Budget Central.

	2001-02	2002-03
Federal Expenditures Fund		
26 Positions - Legislative Count	(-2.000)	(-2.000)
27 Personal Services	(91,090)	(93,822)
28		
29 Total	(91,090)	(93,822)

30 New Initiative: Provides funding for position upgrades in the
 31 Health and Environmental Testing Laboratory to reflect the
 32 increased complexity of accepting, processing and testing
 33 samples. Position listing is on file in the Bureau of the Budget.

	2001-02	2002-03
Other Special Revenue Funds		
36 Personal Services	21,000	21,840
37		
38 Total	21,000	21,840

39 New Initiative: Establishes one Chemist I position in the Health
 40 and Environmental Testing Laboratory to do chemical testing of
 41 drug enforcement samples.

	2001-02	2002-03
Other Special Revenue Funds		
46 Positions - Legislative Count	(1.000)	(1.000)
47 Personal Services	54,756	56,946
48 All Other	50,000	54,000
49		
50 Total	104,756	110,946

2 **Plumbing - Control Over**

4 New Initiative: Upgrades one Sanitarian II position to an
 6 Environmental Specialist II position in the Control Over Plumbing
 program.

8	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	2,171	2,279
10		<hr/>	<hr/>
12	Total	2,171	2,279

14 New Initiative: Upgrades one Health Program Manager position to a
 Director of Wastewater and Plumbing Control position in the
 Control Over Plumbing program.

16	Other Special Revenue Funds	2001-02	2002-03
18	Personal Services	15,841	16,634
20		<hr/>	<hr/>
22	Total	15,841	16,634

22 **Maternal and Child Health**

24 New Initiative: Upgrades one previously approved Clerk III
 26 position to a Research Assistant position.

28	Federal Block Grant Fund	2001-02	2002-03
	Personal Services	1,353	1,421
30		<hr/>	<hr/>
32	Total	1,353	1,421

34 New Initiative: Transfers one Medical Secretary position from
 Federal Project Grants to the Maternal and Child Health Block
 Grant.

36	Federal Block Grant Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
38	Personal Services	33,923	35,619
40		<hr/>	<hr/>
42	Total	33,923	35,619

42 **Special Children's Services**

44 New Initiative: Upgrades one Public Health Nurse I position to a
 46 Children with Special Health Needs Coordinator position.

48	Federal Block Grant Fund	2001-02	2002-03
	Personal Services	6,410	6,731
50		<hr/>	<hr/>
	Total	6,410	6,731

2 **Drinking Water Enforcement**

4 New Initiative: Upgrades one Paralegal Assistant position to an
 6 Environmental Specialist IV position in the Drinking Water
 Program.

8	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	5,420	5,691
10		<hr/>	<hr/>
12	Total	5,420	5,691

14 New Initiative: Upgrades one Environmental Engineer position to a
 Sanitary Engineer II position.

16	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	10,088	10,592
18		<hr/>	<hr/>
20	Total	10,088	10,592

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

24 New Initiative: Transfers Federal Block Grant Funds from the
 General Assistance program to the ASPIRE program to assist TANF
 26 recipients with support services.

28	Federal Block Grant Fund	2001-02	2002-03
	All Other	700,000	700,000
30		<hr/>	<hr/>
	Total	700,000	700,000

32 New Initiative: Transfers 7 Human Services Aide III positions
 from the Federal Expenditures Fund to the Federal Block Grant
 34 Fund in ASPIRE.

36	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(-7,000)	(-7,000)
38	Personal Services	(242,625)	(242,625)
	All Other	(21,000)	(21,000)
40		<hr/>	<hr/>
42	Total	(263,625)	(263,625)

44	Federal Block Grant Fund	2001-02	2002-03
	Positions - Legislative Count	(7,000)	(7,000)
	Personal Services	242,625	242,625
46	All Other	21,000	21,000
48		<hr/>	<hr/>
	Total	263,625	263,625

50 **Bureau of Family Independence - Central**

2 New Initiative: Implements the electronic benefit transfer (EBT)
 4 system for the distribution of food stamps and cash benefits to
 public assistance recipients.

6	General Fund	2001-02	2002-03
	All Other	550,000	482,000
8			
	Total	<u>550,000</u>	<u>482,000</u>
10			
	Federal Expenditures Fund	2001-02	2002-03
12	All Other	550,000	482,000
14			
	Total	<u>550,000</u>	<u>482,000</u>

16 **General Assistance - Reimbursement to Cities and Towns**

18 New Initiative: Transfers Federal Block Grant Funds from the
 20 General Assistance program to the ASPIRE program to assist TANF
 recipients with support services.

22	Federal Block Grant Fund	2001-02	2002-03
	All Other	(700,000)	(700,000)
24			
	Total	<u>(700,000)</u>	<u>(700,000)</u>

26 **Bureau of Medical Services**

28 New Initiative: Transfers 19 positions in the Assisted Living
 30 Unit from the Bureau of Medical Services to the Bureau of Elder
 and Adult Services. A position listing is on file in the Bureau
 32 of the Budget.

34	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-8,000)	(-8,000)
36	Personal Services	(413,310)	(414,754)
	All Other	(122,500)	(122,500)
38			
	Total	<u>(535,810)</u>	<u>(537,254)</u>
40			
	Federal Expenditures Fund	2001-02	2002-03
42	Positions - Legislative Count	(-10,000)	(-10,000)
	Personal Services	(506,982)	(510,755)
44	All Other	(30,000)	(30,000)
46			
	Total	<u>(536,982)</u>	<u>(540,755)</u>

48 New Initiative: Establishes 4 Health Services Consultant
 50 positions to accomplish increased federal long-term care
 complaint investigations.

2	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(4,000)	(4,000)
4	Personal Services	176,423	183,396
	All Other	50,637	33,634
6			
	Total	<u>227,060</u>	<u>217,030</u>

8

Community Services Center

10

New Initiative: Transfers 3 Social Services Program Specialist I positions (#00-4356; #00-4368; and #90-005) to the Department of Mental Health, Mental Retardation and Substance Abuse Services.

12

14

16	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-3,000)	(-3,000)
18	Personal Services	(154,626)	(156,865)
	All Other	(10,434)	(10,746)
20			
	Total	<u>(165,060)</u>	<u>(167,611)</u>

22

Bureau of Medical Services

24

New Initiative: Reorganizes an Account Clerk I position (#10-1891) to a Clerk III position and Health Care Financial Analyst positions (#00-1917 and #00-2156) to Financial Analyst positions.

26

28

30	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	16,678	17,513
32			
	Total	<u>16,678</u>	<u>17,513</u>

34

**Elder and Adult Services,
Bureau of**

36

New Initiative: Allocates funds for the purpose of implementing the Family Caregiver Support Program.

38

40

42	Federal Expenditures Fund	2001-02	2002-03
	All Other	564,300	564,300
44			
	Total	<u>564,300</u>	<u>564,300</u>

New Initiative: Establishes a Caseworker position to comply with the AMHI Consent Decree requiring active caseloads for caseworkers not to exceed 25 cases. This position is funded 50% by the Department of Mental Health, Mental Retardation and Substance Abuse Services.

48

50

2	General Fund	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
4	Personal Services	43,057	45,261
	All Other	(21,529)	(22,630)
6		<hr/>	<hr/>
	Total	21,528	22,631
8			
	Health, Bureau of		
10			
12	New Initiative: Allocates funds for the reorganization of Position #00-2402 from an Accountant II position to a Staff Accountant position.		
14			
	Federal Expenditures Fund	2001-02	2002-03
16	Personal Services	1,677	1,749
18		<hr/>	<hr/>
	Total	1,677	1,749
20			
22	New Initiative: Deallocates funds to correct a budgeting error. The allocation should have been straight lined from fiscal year 2000-01.		
24			
	Other Special Revenue Funds	2001-02	2002-03
26	All Other	(205,780)	(410,404)
28		<hr/>	<hr/>
	Total	(205,780)	(410,404)
30			
	Child Care Services		
32			
34	New Initiative: Allocates funds in the Child Care Development Block Grant based on increases in the grant award.		
36			
	Federal Block Grant Fund	2001-02	2002-03
38	All Other	3,760,874	3,760,874
40		<hr/>	<hr/>
	Total	3,760,874	3,760,874
42			
	Community Services Block Grant		
44			
46	New Initiative: Allocates funds in the Community Services Block Grant based on an increase in the grant award.		
48			
	Federal Block Grant Fund	2001-02	2002-03
50	All Other	383,558	383,558
		<hr/>	<hr/>
	Total	383,558	383,558
	Drinking Water Enforcement		

2 New Initiative: Allocates funds to establish 4 Environmental
 3 Specialist II positions, one Environmental Specialist III
 4 position and one Assistant Engineering position. Existing staff
 is not able to meet the needs of the program nor the demands set
 by Congress and the United States Environmental Protection Agency.

	2001-02	2002-03
6 Other Special Revenue Funds		
8 Positions - Legislative Count	(6,000)	(6,000)
9 Personal Services	283,390	297,560
10 All Other	24,000	24,000
12 Total	307,390	321,560

14 **Human Leukocyte Antigen Screening Fund**

16 New Initiative: Allocates funds in the Human Leukocyte Antigen
 17 Screening Fund based on taxpayer refunds designated for this
 18 purpose.

	2001-02	2002-03
20 Other Special Revenue Funds		
21 All Other	50,000	50,000
22 Total	50,000	50,000

24 **Medical Care - Payments to Providers**

26 New Initiative: To transfer the low-cost drugs for the elderly
 27 program to the Medical Care - Payments to Providers account.

	2001-02	2002-03
30 General Fund		
31 All Other	7,973,198	9,768,198
32 Total	7,973,198	9,768,198

	2001-02	2002-03
34 Other Special Revenue Funds		
35 All Other	10,000,000	10,000,000
36 Total	10,000,000	10,000,000

40 New Initiative: Allocates funds for the federal match for
 41 Medicaid services seeded by the Department of Mental Health,
 42 Mental Retardation and Substance Abuse Services.

	2001-02	2002-03
44 Federal Expenditures Fund		
45 All Other	1,875,998	2,156,411
46 Total	1,875,998	2,156,411

48 **Low-cost Drugs for Maine's Elderly**

50

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New Initiative: To transfer the low-cost drugs for the elderly program to the Medical Care - Payments to Providers account.

4	General Fund	2001-02	2002-03
	All Other	(7,973,198)	(9,768,198)
6		<hr/>	<hr/>
	Total	(7,973,198)	(9,768,198)
8			
	Other Special Revenue Funds	2001-02	2002-03
10	All Other	(10,000,000)	(10,000,000)
12		<hr/>	<hr/>
	Total	(10,000,000)	(10,000,000)

14	HUMAN SERVICES, DEPARTMENT OF		
	Department Totals	2001-02	2002-03
16	Department Summary - All Funds	12,370,739	12,308,407
	Department Summary - General Fund	756,468	717,020
18	Department Summary - Federal		
	Expenditures Fund	4,994,198	5,149,112
20	Department Summary - Other Special		
	Revenue Funds	348,171	168,288
22	Department Summary - Federal Block		
	Grant Fund	6,271,902	6,273,987

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Resource Management Services

New Initiative: Establishes a Biologist II position to oversee the maintenance of roads, bridges, dams, buildings and property lines and to implement wildlife habitat and forest management on department lands.

34	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count		(1,000)
36	Personal Services		61,519
	All Other		1,481
38	Capital Expenditures		12,000
40			<hr/>
	Total		75,000

Public Information and Education, Division of

New Initiative: Manage the Hunter Safety program through a transfer of this program from the Warden Service.

46	General Fund	2001-02	2002-03
48	Positions - Legislative Count	(3,000)	(3,000)
	Positions - FTE Count	(2,885)	(2,885)
50	Personal Services	167,730	173,422

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2	All Other	20,820	20,708
4	Total	<u>188,550</u>	<u>194,130</u>
6	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	65,000	65,000
8	All Other	100,000	100,000
10	Total	<u>165,000</u>	<u>165,000</u>

Enforcement Operations

12 New Initiative: Transfer the Hunter Safety program to the
14 Information and Education program.

16	General Fund	2001-02	2002-03
	Positions - Legislative Count	(-2.000)	(-2.000)
18	Positions - FTE Count	(-3.966)	(-3.966)
	Personal Services	(158,550)	(164,130)
20	All Other	(30,000)	(30,000)
22	Total	<u>(188,550)</u>	<u>(194,130)</u>

24	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	(65,000)	(65,000)
26	All Other	(100,000)	(100,000)
28	Total	<u>(165,000)</u>	<u>(165,000)</u>

30	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
	Department Totals	2001-02	2002-03
32	Department Summary - All Funds	0	75,000
	Department Summary - General Fund	0	0
34	Department Summary - Other Special Revenue Funds		75,000

JUDICIAL DEPARTMENT

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

40 New Initiative: Provides funds to continue a limited-period Court
42 Appointed Special Advocate (CASA) Staff Attorney position through
44 June 15, 2002.

46	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	59,508	
48	All Other	3,000	
50	Total	<u>62,508</u>	

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2 New Initiative: Establishes one part-time, limited-period
Volunteer Coordinator position with an end date of June 14, 2003.

4	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	37,073	39,017
6	All Other	10,000	10,000
8	Total	<u>47,073</u>	<u>49,017</u>

10 **JUDICIAL DEPARTMENT**

	Department Totals	2001-02	2002-03
12	Department Summary - All Funds	109,581	49,017
14	Department Summary - Other Special Revenue Funds	109,581	49,017

16 **LABOR, DEPARTMENT OF**

18 **Regulation and Enforcement**

20 New Initiative: Transfers 1/2 of an Occupational Health
22 Specialist position from an Other Special Revenue account and
combines it with a like position held by the same person and
funded from this federal account.

24	Federal Expenditures Fund	2001-02	2002-03
26	Positions - Legislative Count	(0.500)	(0.500)
	Personal Services	28,882	29,390
28	Total	<u>28,882</u>	<u>29,390</u>

30 New Initiative: Allocates 1/2 of the expense of a Clerk Typist
32 III position to an Other Special Revenue account because the
federal OSHA has informed BLS that it will not allow additional
34 clerical support to be funded by the grant.

36	Federal Expenditures Fund	2001-02	2002-03
	Personal Services	(19,938)	(20,624)
38	All Other	19,938	20,624
40	Total	<u>0</u>	<u>0</u>

42 **Safety Education and Training Programs**

44 New Initiative: Transfers 1/2 of an Occupational Health
46 Specialist position from this account to a federal account and
combines it with a like position held by the same person.

48	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(-0.500)	(-0.500)
50	Personal Services	(28,882)	(29,390)

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		28,882	29,390
2			
	Total	0	0
4			
6	New Initiative: Allocates 1/2 the expense of a Clerk Typist III position from a federal account because the federal OSHA has informed BLS that it will not allow additional clerical support to be funded by the grant.		
8			
10	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	19,938	20,624
12	All Other	(19,938)	(20,624)
14	Total	0	0
16	Blind and Visually Impaired, Division for the		
18	New Initiative: Provides for the elimination of one Employment and Training Specialist I position at range 17 and the creation of one Mobility and Orientation Instructor for the Blind position at range 22.		
20			
22			
	Federal Expenditures Fund	2001-02	2002-03
24	Personal Services	7,138	7,430
26	Total	7,138	7,430
28	New Initiative: Provides for the transfer of one Business Enterprise Program Assistant position from this federal funding source to an Other Special Revenue funding source.		
30			
32	Federal Expenditures Fund	2001-02	2002-03
	Positions - Legislative Count	(-1,000)	(-1,000)
34	Personal Services	(44,656)	(47,828)
	All Other	44,656	47,828
36			
	Total	0	0
38	New Initiative: Provides for the elimination of one Business Enterprise Program Assistant position at pay range 20 and the creation of a Business Enterprise Program Aide position, so called, at pay range 17.		
40			
42			
44	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	(3,834)	(4,059)
46	All Other	3,834	4,059
48	Total	0	0

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New Initiative: Provides for the transfer of one Business Enterprise Program Assistant position to this account from the federal blind and visually impaired program.

Other Special Revenue Funds	2001-02	2002-03
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	44,656	47,828
Total	44,656	47,828

LABOR, DEPARTMENT OF

Department Totals	2001-02	2002-03
Department Summary - All Funds	80,676	84,648
Department Summary - Federal Expenditures Fund	36,020	36,820
Department Summary - Other Special Revenue Funds	44,656	47,828

MARINE RESOURCES, DEPARTMENT OF

Bureau of Resource Management

New Initiative: Establishes one Data Entry Specialist position to provide data entry support for various fisheries statistics.

General Fund	2001-02	2002-03
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	30,902	31,950
All Other	(30,902)	(31,950)
Total	0	0

New Initiative: Transfers out one Senior Programmer Analyst position to the Division of Administrative Services to accurately reflect program activities.

Federal Expenditures Fund	2001-02	2002-03
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(75,356)	(75,356)
All Other	(1,507)	(1,507)
Total	(76,863)	(76,863)

Division of Administrative Services

New Initiative: Transfers in one Senior Programmer Analyst position from the Bureau of Resource Management to accurately reflect program activities.

Federal Expenditures Fund	2001-02	2002-03
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2	Positions - Legislative Count	(1,000)	(1,000)
	Personal Services	75,356	75,356
	All Other	1,507	1,507
4			
	Total	<u>76,863</u>	<u>76,863</u>

Bureau of Resource Management

8
10 New Initiative: Reorganizes 3 Marine Resource Specialist II positions to Marine Resource Scientist I positions to properly align class with job duties.

12	General Fund	2001-02	2002-03
14	Personal Services	6,213	11,982
	All Other	(6,213)	(11,982)
16			
	Total	<u>0</u>	<u>0</u>

Bureau of Marine Patrol

18
20
22 New Initiative: Appropriates funds to reorganize one Secretary position to an Administrative Secretary position to properly align class with job duties.

24	General Fund	2001-02	2002-03
26	Personal Services	2,122	3,420
	All Other	(2,122)	(3,420)
28			
	Total	<u>0</u>	<u>0</u>

Division of Community Resource Development

30
32
34 New Initiative: Appropriates funds to reorganize a Clerk Stenographer III position to a Planning and Research Associate I position to align class with job duties.

36	General Fund	2001-02	2002-03
38	Personal Services	1,847	3,244
	All Other	(1,847)	(3,244)
40			
	Total	<u>0</u>	<u>0</u>

Bureau of Marine Patrol

42
44
46 New Initiative: Allocates funds to establish 2 Marine Patrol Specialist positions and support costs within the Bureau of Marine Patrol in order to facilitate implementation of a joint enforcement agreement with the United States Coast Guard.

50	Federal Expenditures Fund	2001-02	2002-03
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COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	113,268	117,352
	All Other	25,100	15,100
4		<hr/>	<hr/>
6	Total	138,368	132,452

8 New Initiative: Deallocates funds for 6 vacant part-time Marine Patrol Officer positions and support costs.

10	Other Special Revenue Funds	2001-02	2002-03
	Positions - FTE Count	(-1,892)	(-1,892)
12	Personal Services	(79,356)	(83,571)
	All Other	(6,106)	(6,161)
14		<hr/>	<hr/>
16	Total	(85,462)	(89,732)

18 **MARINE RESOURCES, DEPARTMENT OF**

18	Department Totals	2001-02	2002-03
	Department Summary - All Funds	52,906	42,720
20	Department Summary - General Fund	0	0
	Department Summary - Federal		
22	Expenditures Fund	138,368	132,452
	Department Summary - Other		
24	Special Revenue Funds	(85,462)	(89,732)

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

30 **Regional Operations**

32 New Initiative: Provides overhead costs for 3 Nurse III positions that perform utilization review for children's services.

34	General Fund	2001-02	2002-03
36	All Other	18,000	18,000
38		<hr/>	<hr/>
	Total	18,000	18,000

40 New Initiative: Provides overhead costs for one Director of Psychology Services position and 2 Psychiatric Social Worker II positions needed to support the mental health services in the juvenile correctional facilities.

44	General Fund	2001-02	2002-03
46	All Other	27,000	18,000
48		<hr/>	<hr/>
	Total	27,000	18,000

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2 New Initiative: Provides operational costs for 22 positions
needed to meet requirements of the community consent decree.

4	General Fund	2001-02	2002-03
	All Other	198,000	132,000
6			
	Total	<u>198,000</u>	<u>132,000</u>

8 **Mental Health Services - Children**

10 New Initiative: Provides short-term residential services for
12 children with mental retardation and/or autism to provide
behavior stabilization and behavior management to prevent longer
14 term and more costly out-of-home placement.

16	General Fund	2001-02	2002-03
	All Other	150,000	150,000
18			
	Total	<u>150,000</u>	<u>150,000</u>

20 New Initiative: Continues 3 Nurse III positions that provide
22 utilization review functions, which will end in June 2001. This
request will generate \$57,496 in General Fund revenue in fiscal
24 year 2001-02 and \$64,108 in fiscal year 2002-03.

26	General Fund	2001-02	2002-03
	Positions - Legislative Count	(3,000)	(3,000)
28	Personal Services	176,563	182,741
30	Total	<u>176,563</u>	<u>182,741</u>

32 New Initiative: Establishes one Director of Psychology Services
34 position and 2 Psychiatric Social Worker II positions to support
mental health services in the juvenile correctional facilities.
This request will generate \$52,586 in General Fund revenue in
36 fiscal year 2001-02 and \$55,269 in fiscal year 2002-03.

38	General Fund	2001-02	2002-03
	Positions - Legislative Count	(3,000)	(3,000)
40	Personal Services	148,288	156,231
42	Total	<u>148,288</u>	<u>156,231</u>

44 New Initiative: Provides specialized crisis services for children
with mental retardation and/or autism to divert from costly
46 out-of-home placements and hospitalizations.

48	General Fund	2001-02	2002-03
	All Other	100,000	100,000
50			
		<u>100,000</u>	<u>100,000</u>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Total	100,000	100,000
4	New Initiative: Provides children's respite services.		
6	General Fund	2001-02	2002-03
	All Other	200,000	200,000
8	Total	<u>200,000</u>	<u>200,000</u>
10	Mental Health Services - Community Medicaid		
12	New Initiative: Transfers funds to Mental Health Services -		
14	Children for the purpose of developing mobile crisis services for		
	children with mental retardation and/or autism.		
16	General Fund	2001-02	2002-03
	All Other	(100,000)	(100,000)
18	Total	<u>(100,000)</u>	<u>(100,000)</u>
20	New Initiative: Transfers funds to Mental Health Services -		
22	Children for the purpose of developing respite services.		
24	General Fund	2001-02	2002-03
	All Other	(150,000)	
26	Total	<u>(150,000)</u>	
28	New Initiative: Transfers funds to Mental Health Services -		
30	Children to establish one Director of Psychology Services		
32	position and 2 Psychiatric Social Worker II positions to support		
	mental health services in juvenile correctional facilities.		
34	General Fund	2001-02	2002-03
	All Other	(148,288)	(156,231)
36	Total	<u>(148,288)</u>	<u>(156,231)</u>
38	New Initiative: Transfers funds to Mental Health Services -		
40	Children for the purpose of continuing 3 Nurse III positions who		
	provide utilization review.		
42	General Fund	2001-02	2002-03
44	All Other	(176,563)	(182,741)
46	Total	<u>(176,563)</u>	<u>(182,741)</u>
48	New Initiative: Transfers funds to Medicaid Services - Mental		
50	Retardation for a residential treatment program for sexual		
	offenders.		

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2	General Fund	2001-02	2002-03
	All Other	(150,000)	(300,000)
4			
	Total	<u>(150,000)</u>	<u>(300,000)</u>
6			
	New Initiative: Transfers funds to Mental Health Services -		
8	Children for the purpose of developing short-term residential		
	services for children with mental retardation and/or autism.		
10			
	General Fund	2001-02	2002-03
12	All Other	(150,000)	(150,000)
14	Total	<u>(150,000)</u>	<u>(150,000)</u>
16			
	Bangor Mental Health Institute		
18			
	New Initiative: Closure of Bangor Pre-Release.		
20	General Fund	2001-02	2002-03
	All Other	(231,568)	(231,568)
22			
	Total	<u>(231,568)</u>	<u>(231,568)</u>
24			
	New Initiative: Continues inpatient and outpatient pharmacy		
26	services at the Bangor Mental Health Institute.		
28	Other Special Revenue Funds	2001-02	2002-03
	All Other	26,509	26,509
30			
	Total	<u>26,509</u>	<u>26,509</u>
32			
	New Initiative: Establishes equity between nursing salaries of		
34	the Augusta Mental Health Institute and the Bangor Mental Health		
	Institute.		
36			
	Other Special Revenue Funds	2001-02	2002-03
38	Personal Services	71,316	75,528
40	Total	<u>71,316</u>	<u>75,528</u>
42			
	New Initiative: Provides for the deallocation of funds through a		
44	transfer to Disproportionate Share - Augusta Mental Health		
	Institute for the purpose of reflecting one Licensed Practical		
46	Nurse position and one Nurse III position in the correct program.		
	Other Special Revenue Funds	2001-02	2002-03
48	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(69,767)	(70,346)
50			

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2	Total	(69,767)	(70,346)
4	Disproportionate Share - Augusta Mental Health Institute		
6	New Initiative: Continues on-call physician coverage for nights and weekends at the Augusta Mental Health Institute.		
8	General Fund	2001-02	2002-03
10	All Other	58,103	58,103
12	Total	<u>58,103</u>	<u>58,103</u>
14	New Initiative: Transfers funds from Disproportionate Share - Bangor Mental Health Institute for the purpose of reflecting one Licensed Practical Nurse position and one Nurse III position in the correct program.		
18	General Fund	2001-02	2002-03
20	Personal Services	35,748	36,046
22	Total	<u>35,748</u>	<u>36,046</u>
24	Augusta Mental Health Institute		
26	New Initiative: Continues on-call physician coverage for nights and weekends at Augusta Mental Health Institute.		
28	Other Special Revenue Funds	2001-02	2002-03
30	All Other	113,393	113,393
32	Total	<u>113,393</u>	<u>113,393</u>
34	New Initiative: Transfers funds from Bangor Mental Health Institute for the purpose of reflecting one Licensed Practical Nurse and one Nurse III position in the correct account.		
36	Other Special Revenue Funds	2001-02	2002-03
38	Positions - Legislative Count	(2,000)	(2,000)
40	Personal Services	69,767	70,346
42	Total	<u>69,767</u>	<u>70,346</u>
44	New Initiative: Continues using contract nurses at the Augusta Mental Health Institute.		
46	Other Special Revenue Funds	2001-02	2002-03
48	All Other	261,306	
50	Total	<u>261,306</u>	

Disproportionate Share - Bangor Mental Health Institute

2

New Initiative: Continues inpatient and outpatient pharmacy services at the Bangor Mental Health Institute.

4

6	General Fund	2001-02	2002-03
	All Other	18,111	18,111
8			
	Total	<u>18,111</u>	<u>18,111</u>

10

New Initiative: Establishes equity between nursing salaries of the Augusta Mental Health Institute and the Bangor Mental Health Institute.

12

14

16	General Fund	2001-02	2002-03
	Personal Services	36,542	38,701
18			
	Total	<u>36,542</u>	<u>38,701</u>

20

New Initiative: Transfers funds to Disproportionate Share - Augusta Mental Health Institute for the purpose of reflecting one Licensed Practical Nurse position and one Nurse III position in the correct program.

22

24

26	General Fund	2001-02	2002-03
	Personal Services	(35,748)	(36,046)
28			
	Total	<u>(35,748)</u>	<u>(36,046)</u>

30

Mental Retardation Services - Community

32

New Initiative: Transfers funds to Medicaid Services - Mental Retardation for the purpose of developing a specialty team.

34

36	General Fund	2001-02	2002-03
	All Other	(55,950)	(55,950)
38			
	Total	<u>(55,950)</u>	<u>(55,950)</u>

40

New Initiative: Transfers funds to Medicaid Services - Mental Retardation for home-and-community-based waiver expenditures.

42

44	General Fund	2001-02	2002-03
	All Other	(1,615,438)	(1,615,438)
46			
	Total	<u>(1,615,438)</u>	<u>(1,615,438)</u>

48

New Initiative: Establishes 4 Social Service Program Specialist I positions, 6 Mental Health Worker II positions and 12 MHMR Caseworker positions in order to meet the requirements of the

50

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community consent decree. This initiative will increase General Fund undedicated revenue by \$1,442,787 in fiscal year 2001-02 and \$1,227,666 in fiscal year 2002-03.

4	General Fund	2001-02	2002-03
6	Positions - Legislative Count	(22,000)	(22,000)
	Personal Services	863,696	894,073
8	All Other	180,000	180,000
10	Total	<u>1,043,696</u>	<u>1,074,073</u>

12 **Medicaid Services - Mental Retardation**

14 New Initiative: Develops a residential treatment program for
16 sexual offenders who have cognitive impairments and have been
found to be in need of intensive clinical services.

18	General Fund	2001-02	2002-03
	All Other	150,000	300,000
20	Total	<u>150,000</u>	<u>300,000</u>

22 New Initiative: Develops a state team for medical, psychiatric
24 and behavioral consultation assessment of persons with a variety
26 of interrelated disabilities who pose significant and costly
challenges to the system.

28	General Fund	2001-02	2002-03
	All Other	55,950	55,950
30	Total	<u>55,950</u>	<u>55,950</u>

32 New Initiative: Transfers funds from Mental Retardation Services
34 - Community for home-and-community-based waiver expenditures.

36	General Fund	2001-02	2002-03
	All Other	1,615,438	1,615,438
38	Total	<u>1,615,438</u>	<u>1,615,438</u>

40 **Office of Management and Budget**

42 New Initiative: Transfers 3 Social Service Program Specialist I
44 positions from the Department of Human Services for the purpose
of licensing mental health and substance abuse programs.

46	General Fund	2001-02	2002-03
48	Positions - Legislative Count	(3,000)	(3,000)
	Personal Services	154,626	156,865
50	All Other	10,434	10,746

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2	Total	165,060	167,611
4	New Initiative: Provides an allocation from funding received from audit resolutions.		
6			
8	Federal Expenditures Fund	2001-02	2002-03
	All Other	80,000	80,000
10	Total	80,000	80,000
12	Mental Health - Children		
14	New Initiative: Provides funding to increase MHMR Caseworker positions one pay range pursuant to an arbitration award.		
16			
18	General Fund	2001-02	2002-03
	Personal Services	168,225	65,380
20	Total	168,225	65,380
22	New Initiative: Increase in Community Mental Health Services block grant.		
24			
26	Federal Block Grant Fund	2001-02	2002-03
	All Other	353,370	176,685
28	Total	353,370	176,685
30	New Initiative: Provides an allocation for federal funds earned through the department's cost allocation plan for mental retardation services.		
32			
34	Federal Expenditures Fund	2001-02	2002-03
	All Other	40,000	40,000
36	Total	40,000	40,000
38	Mental Health Services - Community		
40	New Initiative: Provides funding to increase MHMR Caseworker positions one pay range pursuant to an arbitration award.		
42			
44	General Fund	2001-02	2002-03
46	Personal Services	1,498	1,528
48	Total	1,498	1,528

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2 New Initiative: Increase in Community Mental Health Services
block grant.

4	Federal Block Grant Fund	2001-02	2002-03
6	All Other	171,126	85,563
8	Total	<u>171,126</u>	<u>85,563</u>

10 New Initiative: Transfer of funds to the Department of Human
12 Services to establish one Caseworker position to comply with the
AMHI Consent Decree requiring caseloads for caseworkers not to
exceed 25 cases.

14	General Fund	2001-02	2002-03
16	All Other	(21,528)	(22,631)
18	Total	<u>(21,528)</u>	<u>(22,631)</u>

20 **Bangor Mental Health Institute**

22 New Initiative: Provides funding to increase MHMR Caseworker
positions one pay range pursuant to an arbitration award.

24	Other Special Revenue Funds	2001-02	2002-03
26	All Other	996	1,017
28	Total	<u>996</u>	<u>1,017</u>

30 New Initiative: Provides funds to contract for nurse coverage
due to difficulty in recruiting state employees.

32	Other Special Revenue Funds	2001-02	2002-03
34	All Other	262,670	
36	Total	<u>262,670</u>	

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

40 New Initiative: Continue on-call physician coverage for nights
and weekends at the Augusta Mental Health Institute.

42	General Fund	2001-02	2002-03
44	All Other	37,242	38,359
46	Total	<u>37,242</u>	<u>38,359</u>

48 New Initiative: Establish one Physician III position and one
50 Social Service Manager I position through a transfer from All
Other to Personal Services.

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2	General Fund	2001-02	2002-03
	Personal Services	84,280	84,368
4	All Other	(84,280)	(84,368)
6	Total	<u>0</u>	<u>0</u>

8 New Initiative: Wage parity for dentists and hygienists.

10	General Fund	2001-02	2002-03
	All Other	40,543	41,220
12	Total	<u>40,543</u>	<u>41,220</u>

14 **Augusta Mental Health Institute**

16 New Initiative: Continue on-call physician coverage for nights
18 and weekends at Augusta Mental Health Institute.

20	Other Special Revenue Funds	2001-02	2002-03
	All Other	72,582	74,759
22	Total	<u>72,582</u>	<u>74,759</u>

24 New Initiative: Establish one Physician III position and one
26 Social Service Manager I position through a transfer from All
28 Other to Personal Services.

30	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(2,000)	(2,000)
	Personal Services	164,480	170,370
32	All Other	(164,480)	(170,370)
34	Total	<u>0</u>	<u>0</u>

36 New Initiative: Wage parity for dentists and hygienists.

38	Other Special Revenue Funds	2001-02	2002-03
	All Other	79,126	83,236
40	Total	<u>79,126</u>	<u>83,236</u>

42 New Initiative: Modernization of management information system.

44	Other Special Revenue Funds	2001-02	2002-03
46	All Other	44,222	7,484
48	Total	<u>44,222</u>	<u>7,484</u>

50 **Disproportionate Share - Bangor Mental Health Institute**

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2 New Initiative: Provides funding to increase MHMR Caseworker
 4 positions one pay range pursuant to an arbitration award.

	2001-02	2002-03
6 General Fund		
Personal Services	502	511
8 Total	502	511

10 **Mental Retardation Services - Community**

12 New Initiative: Provides funding to increase MHMR Caseworker
 14 positions one pay range pursuant to an arbitration award.

	2001-02	2002-03
16 General Fund		
All Other	824,402	238,705
18 Total	824,402	238,705

20 **Freeport Towne Square**

22 New Initiative: Provides funding to increase MHMR Caseworker
 24 positions one pay range pursuant to an arbitration award.

	2001-02	2002-03
26 General Fund		
All Other	4,896	2,215
28 Total	4,896	2,215

30 **Office of Substance Abuse**

32 New Initiative: Increase in block grant.

	2001-02	2002-03
34 Federal Block Grant Fund		
All Other	300,000	300,000
36 Total	300,000	300,000

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

40 New Initiative: Continues using contract nurses at Augusta
 42 Mental Health Institute.

	2001-02	2002-03
44 General Fund		
All Other	133,894	
46 Total	133,894	

48 New Initiative: Modernization of management information system.
 50

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2	General Fund	2001-02	2002-03
	All Other	22,659	3,831
4	Total	<u>22,659</u>	<u>3,831</u>
6	Disproportionate Share - Bangor Mental Health Institute		
8	New Initiative: Provides funds to contract for nurse coverage due to difficulty in recruiting state employees.		
10			
12	General Fund	2001-02	2002-03
	All Other	132,530	
14	Total	<u>132,530</u>	
16	MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES,		
	DEPARTMENT OF		
18	Department Totals	2001-02	2002-03
	Department Summary - All Funds	4,604,423	2,926,323
20	Department Summary - General Fund	2,727,807	1,862,149
	Department Summary - Other Special		
22	Revenue Funds	932,120	381,926
	Department Summary - Federal		
24	Expenditures Fund	120,000	120,000
	Department Summary - Federal		
26	Block Grant Fund	824,496	562,248
28	PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF		
30	Administrative Services - Professional and Financial Regulation		
32	New Initiative: Provides for the deallocation of funds, eliminates the Information Systems Support Technician position, #09270600105, and transfers the count to the Board of Dental Examiners.		
34			
36			
38	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(29,500)	(29,500)
40	Total	<u>(29,500)</u>	<u>(29,500)</u>
42			
44	Dental Examiners - Board of		
46	New Initiative: Provides for the allocation of funds to establish a Clerk Typist III position in the Board of Dental Examiners and transfers in a position count from the commissioner's office.		
48			
50	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)

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2	Personal Services	44,730	46,475
4	Total	<u>44,730</u>	<u>46,475</u>

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

6	Department Totals	2001-02	2002-03
8	Department Summary - All Funds	15,230	16,976
10	Department Summary - Other Special Revenue Funds	15,230	16,975

PUBLIC SAFETY, DEPARTMENT OF

Liquor Enforcement

16 New Initiative: Transfer one Administrative Secretary position to the State Police.

18	General Fund	2001-02	2002-03
20	Positions - Legislative Count	(-1,000)	(-1,000)
22	Personal Services	(42,058)	(43,244)
	Total	<u>(42,058)</u>	<u>(43,244)</u>

24 New Initiative: Lease vehicles instead of purchasing.

26	General Fund	2001-02	2002-03
28	All Other	42,283	83,861
30	Capital Expenditures	(150,500)	(86,000)
	Total	<u>(108,217)</u>	<u>(2,139)</u>

32 New Initiative: Transfer one Clerk Typist III position to Liquor Enforcement Program from the State Police.

34	General Fund	2001-02	2002-03
36	Positions - Legislative Count	(1,000)	(1,000)
38	Personal Services	38,050	39,182
40	Total	<u>38,050</u>	<u>39,182</u>

42 New Initiative: Transfer one Administrative Secretary position from the Liquor Enforcement Program.

44	General Fund	2001-02	2002-03
46	Personal Services	16,930	17,408
48	Total	<u>16,930</u>	<u>17,408</u>

50 New Initiative: Transfer one Clerk Typist III position to the Liquor Enforcement Program.

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2	General Fund	2001-02	2002-03
	Personal Services	(15,317)	(15,773)
4			
	Total	<u>(15,317)</u>	<u>(15,773)</u>
6			
	Turnpike Enforcement		
8			
	New Initiative: Establishment of 3 Emergency Communications Specialist positions necessary for 24-hour coverage.		
10			
12	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(3,000)	(3,000)
14	Personal Services	169,744	172,904
	All Other	3,300	
16			
	Total	<u>173,044</u>	<u>172,904</u>
18			
	Licensing and Enforcement - Public Safety		
20			
	New Initiative: Establish a Lieutenant position to provide supervision.		
22			
24	Other Special Revenue Funds	2001-02	2002-03
	Positions - Legislative Count	(1,000)	(1,000)
26	Personal Services	88,924	89,978
	All Other	17,505	12,561
28	Capital Expenditures	26,500	
30			
	Total	<u>132,929</u>	<u>102,539</u>
32			
	Administration - Public Safety		
34			
	New Initiative: Transfers one Planning and Research Associate II position from the Criminal Justice Academy and one Senior Planner position, one Planning and Research Associate II position and one Planning and Research Associate I position from Highway Safety.		
36			
38			
	Federal Expenditures Fund	2001-02	2002-03
40	Positions - Legislative Count	(4,000)	(4,000)
	Personal Services	216,474	226,089
42	All Other	1,581	1,651
44			
	Total	<u>218,055</u>	<u>227,740</u>
46			
	New Initiative: Transfer in one Accounting Technician position from the Criminal Justice Academy and transfer out one Planning and Research Associate position to the Criminal Justice Academy.		
48			
50	Other Special Revenue Funds	2001-02	2002-03

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2	Personal Services	5,707	6,062
	All Other	42	44
4	Total	<u>5,749</u>	<u>6,106</u>

6 **Emergency Medical Services**

8 New Initiative: Transfers one Clerk Typist III position and one
 10 Public Health Educator III position from the Federal Block Grant
 Fund to the General Fund.

12	General Fund	2001-02	2002-03
	Positions - Legislative Count	(2,000)	(2,000)
14	Personal Services	102,771	109,456
	All Other	(7,771)	(14,456)
16	Total	<u>95,000</u>	<u>95,000</u>

18	Federal Block Grant Fund	2001-02	2002-03
20	Positions - Legislative Count	(-2,000)	(-2,000)
	Personal Services	(97,366)	(101,929)
22	Total	<u>(97,366)</u>	<u>(101,929)</u>

24 **Criminal Justice Academy**

26
 28 New Initiative: Transfers one Planning and Research Associate II
 position to the Administration program to consolidate planning
 and research functions of the department.

30	Federal Expenditures Fund	2001-02	2002-03
32	Positions - Legislative Count	(-1,000)	(-1,000)
	Personal Services	(57,541)	(59,151)
34	All Other	(565)	(580)
36	Total	<u>(58,106)</u>	<u>(59,731)</u>

38 New Initiative: Transfer out one Accounting Technician position
 40 to the Administration program and transfer in one Planning and
 Research Associate position from the Administration program.

42	Other Special Revenue Funds	2001-02	2002-03
	Personal Services	(5,707)	(6,062)
44	All Other	(56)	(59)
46	Total	<u>(5,763)</u>	<u>(6,121)</u>

48 New Initiative: Transfer of one Building Custodian position from
 50 the Academy to the Bureau of General Services.

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

	Other Special Revenue Funds	2001-02	2002-03
2	Positions - Legislative Count	(-1.000)	(-1.000)
	Personal Services	(39,707)	(41,258)
4	All Other	(390)	(405)
6	Total	<u>(40,097)</u>	<u>(41,663)</u>
8	Highway Safety DPS		
10	New Initiative: Transfers one Senior Planner position, one		
12	Planning and Research Associate I position and one Planning and		
14	Research Associate II position to Administration program to		
	consolidate planning and research functions of the department.		
	Federal Expenditures Fund	2001-02	2002-03
16	Positions - Legislative Count	(-3.000)	(-3.000)
	Personal Services	(158,933)	(166,937)
18	All Other	(1,515)	(1,592)
20	Total	<u>(160,448)</u>	<u>(168,529)</u>
22	PUBLIC SAFETY, DEPARTMENT OF		
	Department Totals	2001-02	2002-03
24	Department Summary - All Funds	152,385	221,750
	Department Summary - General Fund	(15,612)	90,434
26	Department Summary - Federal		
	Expenditures Fund	(499)	(520)
28	Department Summary - Other Special		
	Revenue Funds	265,862	233,765
30	Department Summary - Federal Block		
	Grant Fund	(97,366)	(101,929)
32	TRANSPORTATION, DEPARTMENT OF		
34	Ports and Marine Transportation		
36	New Initiative: Appropriates funds to provide an operating		
38	subsidy for the Sunset Bay Ferry Company.		
40	General Fund	2001-02	2002-03
	All Other	5,000	5,000
42	Total	<u>5,000</u>	<u>5,000</u>
44	TRANSPORTATION, DEPARTMENT OF	2001,02	2002-03
46	Department Totals		
	Department Summary - All Funds	5,000	5,000
48	Department Summary - General Fund	5,000	5,000
50	TREASURER OF STATE, OFFICE OF		

2 **Debt Service - Treasury**

4 New Initiative: Provides for a reduction in funding representing
 6 a change in borrowing requirements for fiscal years 2001-02 and
 2002-03.

8	General Fund	2001-02	2002-03
	All Other	(3,297,505)	(112,581)
10		<hr/>	<hr/>
12	Total	(3,297,505)	(112,581)

14 **TREASURER OF STATE, OFFICE OF
 Department Totals**

16	Department Summary - All Funds	2001-02	2002-03
		(3,297,505)	(112,581)
18	Department Summary - General Fund	(3,297,505)	(112,581)

20		2001-02	2002-03
22	Section Summary - All Funds	51,255,048	64,030,262
	Section Summary - General Fund	12,649,915	37,064,783
24	Section Summary - Federal Expenditures Fund	18,297,181	17,874,945
26	Section Summary - Other Special Revenue Funds	15,624,724	4,734,554
28	Section Summary - Federal Block Grant Funds	3,881,214	3,537,657
30	Section Summary - Postal Printing & Supply Fund	(78,394)	(82,314)
32	Section Summary - Office of Information Services Fund	719,889	733,900
34	Section Summary - Central Motor Pool	71,124	73,349
	Section Summary - Real Property Lease Internal Service Fund	78,394	82,314
36	Section Summary - Prison Industries Fund	11,001	11,074

38

40

PART B

42

44 **Sec. B-1. Appropriation.** There are appropriated from the
 46 General Fund for the fiscal years ending June 30, 2002 and June
 48 30, 2003 to the departments listed the sums identified in the
 following in order to provide funding for approved
 reclassifications and range changes.

48

50

2001-02	2002-03
----------------	----------------

2	AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF		
4	Division of Animal Health and Industry		
6	Personal Services	\$4,302	\$5,560
8	All Other	(4,302)	(5,560)
10	TOTAL	<u>0</u>	<u>0</u>
12	Division of Quality Assurance and Regulation		
14	Personal Services	10,019	7,045
16	All Other	(10,019)	(7,045)
18	TOTAL	<u>0</u>	<u>0</u>
20	Harness Racing Commission		
22	Personal Services	2,897	3,312
24	All Other	(2,897)	(3,312)
26	TOTAL	<u>0</u>	<u>0</u>
28	DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES		
30	TOTAL	<u>0</u>	<u>0</u>
32	CONSERVATION, DEPARTMENT OF		
34	Maine Land Use Regulation Commission		
36	Personal Services	13,345	15,769
38	All Other	(13,345)	(15,769)
40	TOTAL	<u>0</u>	<u>0</u>
42	DEPARTMENT OF CONSERVATION		
44	TOTAL		
46	CORRECTIONS, DEPARTMENT OF		
48	Adult Community Corrections		
50	Personal Services	5,218	5,282
	All Other	(5,218)	(5,282)
	TOTAL	<u>0</u>	<u>0</u>

2	Correctional Center		
4	Personal Services	6,386	6,386
	All Other	(6,386)	(6,386)
6		<hr/>	<hr/>
	TOTAL	0	0
8			
	Downeast Correctional Facility		
10	Personal Services	5,231	5,231
12	All Other	(5,231)	(5,231)
		<hr/>	<hr/>
14	TOTAL	0	0
16			
	Juvenile Community Corrections		
18	Personal Services	7,799	7,892
	All Other	(7,799)	(7,892)
20		<hr/>	<hr/>
	TOTAL	0	0
22			
	DEPARTMENT OF CORRECTIONS		
24	TOTAL	<hr/>	<hr/>
		0	0
26			
	DEFENSE, VETERANS AND EMERGENCY		
28	MANAGEMENT, DEPARTMENT OF		
	Military Training and Operations		
30	Personal Services	3,436	3,398
32	All Other	(3,436)	(3,398)
		<hr/>	<hr/>
34	TOTAL	0	0
36			
	Veterans Services		
38	Personal Services	6,655	8,875
	All Other	(6,655)	(8,875)
40		<hr/>	<hr/>
	TOTAL	0	0
42			
	DEPARTMENT OF DEFENSE, VETERANS		
44	AND EMERGENCY MANAGEMENT		
	TOTAL	<hr/>	<hr/>
46		0	0
48			
	EDUCATION, DEPARTMENT OF		
50	Management Information Systems		

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	2,142	2,218
	All Other	(2,142)	(2,218)
4	TOTAL	<hr/> 0	<hr/> 0
6	Support Systems		
8	Personal Services	21,612	12,830
	All Other	(21,612)	(12,830)
10	TOTAL	<hr/> 0	<hr/> 0
12			
14	DEPARTMENT OF EDUCATION		
	TOTAL	<hr/> 0	<hr/> 0
16	EXECUTIVE DEPARTMENT		
18	Planning Office		
20	Personal Services	12,258	10,385
	All Other	(12,258)	(10,385)
22	TOTAL	<hr/> 0	<hr/> 0
24			
26	EXECUTIVE DEPARTMENT		
	TOTAL	<hr/> 0	<hr/> 0
28	HUMAN SERVICES, DEPARTMENT OF		
30	Bureau of Child and Family		
	Services - Central		
32	Personal Services	8,700	3,600
34	All Other	(8,700)	(3,600)
36	TOTAL	<hr/> 0	<hr/> 0
38	Bureau of Child and Family		
	Services - Regional		
40	Personal Services	2,200	4,600
42	All Other	(2,200)	(4,600)
44	TOTAL	<hr/> 0	<hr/> 0
46	Bureau of Medical Services		
48	Personal Services	15,890	12,550
	All Other	(15,890)	(12,550)
50	TOTAL	<hr/> 0	<hr/> 0

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	TOTAL	0	0
4	Bureau of Health		
6	Personal Services	17,430	15,015
6	All Other	(17,430)	(15,015)
8	TOTAL	<u>0</u>	<u>0</u>
10	Office of Management and Budget		
12	Personal Services	4,900	2,600
14	All Other	(4,900)	(2,600)
16	TOTAL	<u>0</u>	<u>0</u>
18	OMB Operations - Regional		
20	Personal Services	11,590	5,720
20	All Other	(11,590)	(5,720)
22	TOTAL	<u>0</u>	<u>0</u>
24	DEPARTMENT OF HUMAN SERVICES		
26	TOTAL	<u>0</u>	<u>0</u>
28	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
30	Enforcement Operations - Inland Fisheries and Wildlife		
32	Personal Services	3,996	2,406
34	All Other	(3,996)	(2,406)
36	TOTAL	<u>0</u>	<u>0</u>
38	Office of the Commissioner - Inland Fisheries and Wildlife		
40	Personal Services	3,379	3,420
42	All Other	(3,379)	(3,420)
44	TOTAL	<u>0</u>	<u>0</u>
46	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
48	TOTAL	<u>0</u>	<u>0</u>
50	MARINE RESOURCES, DEPARTMENT OF		

2	Bureau of Resource Management		
4	Personal Services	10,011	4,994
	All Other	(5,011)	(4,994)
6	Capital Expenditures	(5,000)	
8	TOTAL	<u>0</u>	<u>0</u>
10	Division of Administrative Services		
12	Personal Services	12,247	7,802
	All Other	(12,247)	(7,802)
14	TOTAL	<u>0</u>	<u>0</u>
16	Bureau of Marine Patrol		
18	Personal Services	55,057	33,264
20	All Other	(55,057)	(33,264)
22	TOTAL	<u>0</u>	<u>0</u>
24	DEPARTMENT OF MARINE RESOURCES		
26	TOTAL	<u>0</u>	<u>0</u>
28	MENTAL HEALTH, MENTAL RETARDATION		
30	AND SUBSTANCE ABUSE SERVICES,		
32	DEPARTMENT OF		
34	Disproportionate Share - AMHI		
36	Personal Services	2,696	1,220
38	Drivers Education and Evaluation		
40	Program - Substance Abuse		
42	Personal Services	1,726	1,872
	All Other	(1,726)	(1,872)
44	TOTAL	<u>0</u>	<u>0</u>
46	Office of Management and		
48	Budget		
50	Personal Services	(2,696)	(1,220)
	DEPARTMENT OF MENTAL HEALTH,		
	MENTAL RETARDATION AND SUBSTANCE		
	ABUSE SERVICES	<u> </u>	<u> </u>

2	TOTAL	0	0
4	PUBLIC SAFETY, DEPARTMENT OF		
6	State Police		
8	Personal Services	13,382	9,639
	All Other	(13,382)	(9,639)
10	TOTAL	<u>0</u>	<u>0</u>
12	DEPARTMENT OF PUBLIC SAFETY		
14	TOTAL	<u>0</u>	<u>0</u>
16	SECTION		
	TOTAL APPROPRIATIONS	<u>0</u>	<u>0</u>

18 **Sec. B-2. Allocations; Federal Expenditures Fund.** There are
20 allocated from the Federal Expenditures Fund for the fiscal years
22 ending June 30, 2002 and June 30, 2003 to the departments listed
the sums identified in the following in order to provide funding
for approved reclassifications and range changes.

24		2001-02	2002-03
26	AGRICULTURE, FOOD AND RURAL		
28	RESOURCES, DEPARTMENT OF		
30	Division of Quality Assurance		
	and Regulation		
32	Personal Services	10,499	5,169
34	All Other	(10,499)	(5,169)
36	DEPARTMENT OF AGRICULTURE, FOOD		
	AND RURAL RESOURCES		
38	TOTAL	<u>0</u>	<u>0</u>
40	ARTS COMMISSION, MAINE		
42	Arts - Sponsored Program		
44	Personal Services	1,375	993
46	MAINE ARTS COMMISSION		
	TOTAL	<u>1,375</u>	<u>993</u>
48	CONSERVATION, DEPARTMENT OF		
50	Administration - Forestry		

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	6,027	3,317
4	Division of Forest Policy and Management		
6	Personal Services	12,609	13,559
8			
10	DEPARTMENT OF CONSERVATION TOTAL	<u>18,636</u>	<u>16,876</u>
12	EDUCATION, DEPARTMENT OF		
14	Support Systems		
16	Personal Services	44,308	20,668
18	DEPARTMENT OF EDUCATION TOTAL	<u>44,308</u>	<u>20,668</u>
20			
22	ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
24	Administration - Environmental Protection		
26	Personal Services	2,839	1,717
28	Land and Water Quality		
30	Personal Services	7,119	9,208
32	Performance Partnership Grant		
34			
36	Personal Services	13,454	7,170
38	DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL	<u>23,412</u>	<u>18,095</u>
40			
42	HUMAN SERVICES, DEPARTMENT OF		
44	Bureau of Family Independence - Central		
46	Personal Services	1,500	850
48	Bureau of Medical Services		
50			

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	Personal Services	15,210	11,655
4	Bureau of Health		
6	Personal Services	18,420	15,060
8	Office of Management and Budget		
10	Personal Services	13,400	15,600
12	OMB Operations - Regional		
14	Personal Services	18,200	11,700
16	DEPARTMENT OF HUMAN SERVICES		
16	TOTAL	<u>66,730</u>	<u>54,865</u>
18	MARINE RESOURCES, DEPARTMENT OF		
20	Bureau of Resource Management		
22	Personal Services	8,736	9,260
24	DEPARTMENT OF MARINE RESOURCES		
26	TOTAL	<u>8,736</u>	<u>9,260</u>
28	SECTION		
28	TOTAL ALLOCATIONS	<u>163,197</u>	<u>120,757</u>
30	Sec. B-3. Allocations; Other Special Revenue. There are allocated		
32	from Other Special Revenue funds for the fiscal years ending June		
34	30, 2002 and June 30, 2003 to the departments listed the sums		
34	identified in the following in order to provide funding for		
34	approved reclassifications and range changes.		
36		2001-02	2002-03
38	AGRICULTURE, FOOD AND RURAL		
40	RESOURCES, DEPARTMENT OF		
42	Board of Pesticides Control		
44	Personal Services	4,001	4,051
44	All Other	(4,001)	(4,051)
46	TOTAL	<u>0</u>	<u>0</u>
48	DEPARTMENT OF AGRICULTURE, FOOD		
50	AND RURAL RESOURCES		
50	TOTAL	<u>0</u>	<u>0</u>

2	CONSERVATION, DEPARTMENT OF		
4	Administrative Services -		
	Conservation		
6	Personal Services	2,235	2,356
8			
10	Off-Road Recreational Vehicle		
	Program		
12	Personal Services	33,595	14,589
14	DEPARTMENT OF CONSERVATION		
	TOTAL	<u>35,830</u>	<u>16,945</u>
16			
18	DEFENSE, VETERANS AND EMERGENCY		
	MANAGEMENT, DEPARTMENT OF		
20	Administration - Maine Emergency		
	Management Agency		
22	Personal Services	6,262	6,340
24			
26	DEPARTMENT OF DEFENSE, VETERANS		
	AND EMERGENCY MANAGEMENT		
	TOTAL	<u>6,262</u>	<u>6,340</u>
28			
30	ENVIRONMENTAL PROTECTION,		
	DEPARTMENT OF		
32	Administration - Environmental		
	Protection		
34	Personal Services	23,636	28,276
36			
38	Board of Environmental Protection		
	Fund		
40	Personal Services	7,737	6,954
42	Maine Environmental Protection		
	Fund		
44	Personal Services	10,355	10,368
46			
48	Remediation and Waste Management		
	Personal Services	33,621	30,012
50			

2	DEPARTMENT OF ENVIRONMENTAL PROTECTION		
4	TOTAL	<u>75,349</u>	<u>75,610</u>
6	GOVERNMENTAL ETHICS AND ELECTION PRACTICES, COMMISSION ON		
8	Commission on Governmental Ethics and Election Practices		
10	Personal Services	13,359	13,754
12			
14	COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES		
16	TOTAL	<u>13,359</u>	<u>13,754</u>
18	HUMAN SERVICES, DEPARTMENT OF		
20	Drinking Water Enforcement		
22	Personal Services	33,235	15,325
24	Plumbing - Control Over		
26	Personal Services	3,425	1,865
28	DEPARTMENT OF HUMAN SERVICES		
30	TOTAL	<u>36,660</u>	<u>17,190</u>
32	LABOR, DEPARTMENT OF		
34	Safety, Education and Training Program		
36	Personal Services	11,301	14,829
38	DEPARTMENT OF LABOR		
40	TOTAL	<u>11,301</u>	<u>14,829</u>
42	MARINE RESOURCES, DEPARTMENT OF		
44	Bureau of Resource Management		
46	Personal Services	8,237	10,483
48	Marine Patrol - Bureau of		
50	Personal Services	3,095	4,442
	DEPARTMENT OF MARINE RESOURCES	<u> </u>	<u> </u>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	TOTAL	11,332	14,925
4	MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF		
6	Augusta Mental Health Institute		
8	Personal Services	4,343	2,430
10			
12	DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES		
14	TOTAL	<u>4,343</u>	<u>2,430</u>
16	PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF		
18	Bureau of Insurance		
20	Personal Services	16,775	11,325
22			
24	Office of Consumer Credit Regulation		
26	Personal Services	3,000	3,000
28	DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION		
30	TOTAL	<u>19,775</u>	<u>14,325</u>
32	PUBLIC SAFETY, DEPARTMENT OF		
34	Office of Fire Marshal		
36	Personal Services	1,095	1,355
38	DEPARTMENT OF PUBLIC SAFETY TOTAL	<u>1,095</u>	<u>1,355</u>
40	PUBLIC UTILITIES COMMISSION		
42	Public Utilities - Administrative Services		
44			
46	Personal Services	9,753	4,754
48	All Other	(9,753)	(4,754)
50	PUBLIC UTILITIES COMMISSION TOTAL	<u>0</u>	<u>0</u>

2	SECTION		
4	TOTAL ALLOCATIONS	215,306	177,703
6	Sec. B-4. Allocations; Federal Block Grant Fund. There are		
8	allocated from the Federal Block Grant Fund for the fiscal years		
10	ending June 30, 2002 and June 30, 2003 to the departments listed		
12	the sums identified in the following in order to provide funding		
14	for approved reclassifications and range changes.		
16		2001-02	2002-03
18	HUMAN SERVICES, DEPARTMENT OF		
20	Bureau of Health		
22	Personal Services	7,000	7,000
24	DEPARTMENT OF HUMAN SERVICES		
26	TOTAL	7,000	7,000
28	SECTION		
30	TOTAL ALLOCATIONS	\$7,000	\$7,000

PART C

Sec. C-1. 5 MRSA §1519, sub-§§1-A and 3 to 5 are enacted to read:

1-A. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Board" means the Board of Trustees, Maine State Retirement System established under section 12004-F, subsection 9.

B. "Commissioner" means the Commissioner of Administrative and Financial Services.

C. "Fund" means the Retiree Health Insurance Internal Service Fund.

3. Investment of the fund. The board shall invest the cash assets of the fund that are not required to pay insurance premiums and other operating expenses at the request of the commissioner in the same manner and according to the same investment policy and practices by which the board invests the assets of the Maine State Retirement System. The board shall

2 treat the fund as held in trust on behalf of the State for the
3 purposes specified in this section and no other and shall
4 separately account for the fund as investment assets, attributing
5 to the fund its proportional share of investment returns and of
6 investment management costs and expenses, including costs and
7 expenses of the retirement system arising because of the board's
8 investment of the fund. The commissioner and the board shall
9 develop jointly a memorandum of understanding that sets out their
10 mutual understanding of the investment of the fund, the related
11 investment accounting and investment return and expense
12 attribution.

13
14 4. Audit of the fund. The commissioner shall ensure
15 adequate audit of the investment management of the fund and the
16 expenditures of the fund each fiscal year within the scope of the
17 annual audit of the Maine State Retirement System and the State's
18 single audit or through a separate audit as considered
19 appropriate by the board. Any separate audit must be reported to
20 the Governor, the Legislature, the commissioner and the State
21 Controller in as timely a manner as possible after the close of
22 each fiscal year.

23
24 5. Use of the fund. Notwithstanding subsection 1, the fund
25 may be used for necessary audit services, legal expenses,
26 investment management fees and services, general administrative
27 expenses, costs related to the management and administration of
28 the fund and health insurance premium costs.

29
30 **Sec. C-2. Calculation and transfer; retiree health insurance costs.**
31 Notwithstanding the Maine Revised Statutes, Title 5, section
32 1585, in fiscal year 2002-03, the State Budget Officer shall
33 calculate the amounts set aside at the close of fiscal year
34 2000-01 pursuant to Title 5, section 1519 that apply against each
35 affected account in the Personal Services appropriations and
36 allocations of the affected accounts based on the proportionate
37 share of retiree health insurance costs in the Personal Services
38 appropriations and allocations of the affected accounts and shall
39 transfer the calculated amounts by financial order upon the
40 approval of the Governor. These transfers are considered
41 adjustments to appropriations and allocations in fiscal year
42 2002-03. The State Budget Officer shall provide the joint
43 standing committee of the Legislature having jurisdiction over
44 appropriations and financial affairs with a report of the
45 transferred amounts no later than January 31, 2004.

46
47 **Sec. C-3. Retiree health insurance rates.** The State Budget
48 Officer shall adjust the retiree health insurance rates in fiscal
49 year 2002-03 based on the actuarial amounts and rates provided by
50 the Department of Administrative and Financial Services, Division
of Financial and Personnel Services so that the actual retiree

2 health insurance costs in each account affected by section 2 of
3 this Part approximate the net appropriations and allocations to
4 each account after the adjustments required by section 2.

5 **Sec. C-4. Effective date.** That section of this Part that enacts
6 the Maine Revised Statutes, Title 5, section 1519, subsection 1-A
7 and subsections 3 to 5 takes effect June 30, 2001.

8
9
10 **PART D**

11 **Sec. D-1. 36 MRSA §5102, sub-§6,** as repealed and replaced by
12 PL 1999, c. 708, §33 and affected by §51, is amended to read:

13 **6. Corporation.** "Corporation" means any business entity
14 subject to income taxation as a corporation under the laws of the
15 United States, except the following:

16 **A.** A corporation that is subject to tax under chapter 357
17 or that would be subject to tax under chapter 357 if the
18 insurance business conducted by such corporation were
19 conducted in this State;

20 **B.** A corporation subject to tax under section 5206; or

21 **C.** A business entity referred to in Title 24-A, section
22 1157, subsection 5, paragraph B, subparagraph (1).

23 For purposes of this subsection, a corporation described in
24 paragraph A is an "insurance company," and a health maintenance
25 organization to the extent operated under authority of a
26 certificate issued by the Superintendent of Insurance pursuant to
27 Title 24-A, section 4204 is a "Maine health maintenance
28 organization." Notwithstanding paragraph A, an insurance company
29 is subject to the tax imposed by this Part with respect to income
30 it receives from a Maine health maintenance organization, except
31 where the Maine health maintenance organization is separately
32 organized and subject to income taxation. The provisions of this
33 Part pertaining to the taxation and reporting obligations of a
34 unitary business, including section 5200, section 5220,
35 subsection 5 and section 5244, apply to the income, factors and
36 affiliations of an insurance company arising from a Maine health
37 maintenance organization as though the Maine health maintenance
38 organization were a separate corporation, but do not otherwise
39 apply to such insurance company.

40 **Sec. D-2. 36 MRSA §5202-C** is enacted to read:

41 **§5202-C. Separate accounting required in certain cases**

2 A corporation that is subject to tax under chapter 357 or
4 that would be subject to tax under chapter 357 if the insurance
6 business conducted by such corporation were conducted in this
8 State shall separately account to the State Tax Assessor for
10 income received from a health maintenance organization to the
12 extent operated under authority of a certificate issued by the
14 Superintendent of Insurance pursuant to Title 24-A, section 4204,
except income from a health maintenance organization that is
separately organized and subject to income taxation. The
assessor may distribute, apportion or allocate gross income,
deductions, credits, allowances or assets between or among
related entities and operating divisions if the assessor
determines such action to be necessary in order to prevent
evasion of taxes or to properly reflect earned income.

16 **Sec. D-3. 36 MRSA §5206-D, sub-§5,** as enacted by PL 1997, c.
18 404, §5 and affected by §10, is amended to read:

20 **5. Compensation.** "Compensation" means wages, salaries,
22 commissions and any other form of remuneration paid to employees
24 for personal services. "Compensation" includes amounts paid to
26 an employee-leasing company for leased employees and amounts paid
to a temporary services company for temporary employees, pursuant
to a contract between the taxpayer and an employee-leasing
company or temporary services company.

28 **Sec. D-4. 36 MRSA §5206-D, sub-§§7-A, 8-A, 20-A and 20-B** are
enacted to read:

30 **7-A. Employee-leasing company.** "Employee-leasing company"
32 means a business that contracts with client companies to supply
34 workers to perform services for client companies, except that the
36 term "employee-leasing company" does not include private
employment agencies that provide workers to client companies on a
temporary help basis.

38 **8-A. Leased employee.** "Leased employee" means an
40 individual who performs services for a client company pursuant to
a contract between the client company and an employee-leasing
company.

42 **20-A. Temporary help.** "Temporary help" means employee
44 services provided to client companies for a contractual period of
less than 12 months.

46 **20-B. Temporary services company.** "Temporary services
48 company" means a private employment agency, other than an
employee-leasing company, that provides workers to client
companies on a temporary help basis.

50

2 **Sec. D-5. 36 MRSA §5206-E, sub-§4**, as enacted by PL 1997, c.
404, §5 and affected by §10, is amended to read:

4 **4. Payroll factor.** The payroll factor is a fraction, the
6 numerator of which is the total amount paid in this State during
the taxable year by the taxpayer for compensation and the
8 denominator of which is the total compensation paid both in and
outside this State during the taxable year. The payroll factor
10 includes only that compensation that is included in the
computation of the apportionable income tax base for the taxable
12 year. Eighty-five percent of any amounts paid pursuant to a
contract by the taxpayer to an employee-leasing company for
leased employees, and 100% of the amount paid pursuant to a
14 contract to a temporary services company for temporary employees,
must be included in the taxpayer's payroll factor. The payroll
16 factor of an employee-leasing company or a temporary services
company must exclude compensation paid to leased or temporary
18 employees who are providing personal services to client companies.

20 A. The compensation of any employee for services or
activities that are connected with the production of income
22 that is not includable in the apportionable income base and
payments made to any independent contractor or any other
24 person not properly classifiable as an employee are excluded
from both the numerator and denominator of the factor.

26 B. Compensation is paid in this State if any one of the
28 following tests, applied consecutively, is met.

30 (1) The employee's services are performed entirely in
this State.

32 (2) The employee's services are performed both in and
34 outside the State, but the service performed outside
the State is incidental to the employee's service in
36 the State. For the purposes of this subsection,
"incidental" means any service that is temporary to
38 transitory in nature or that is rendered in connection
with an isolated transaction.

40 (3) If the employee's services are performed both in
42 and outside the State, the employee's compensation is
attributed to this State:

44 (a) If the employee's principal base of
46 operations is in this State;

48 (b) If there is no principal base of operations
in any state in which some part of the services
50 are performed, but the place from which the

2 services are directed or controlled is in this State; or

4 (c) If the principal base of operations and the
6 place from which the services are directed or
8 controlled are not in any state in which some part
of the service is performed, but the employee's
residence is in this State.

10 **Sec. D-6. 36 MRSA §5210, sub-§3**, as enacted by PL 1981, c.
12 698, §187, is amended to read:

14 **3. Compensation.** "Compensation" means wages, salaries,
16 commissions and any other form of remuneration paid to employees
18 for personal services. "Compensation" includes amounts paid to
an employee-leasing company for leased employees and amounts paid
to a temporary services company for temporary employees, pursuant
to a contract between the taxpayer and an employee-leasing
company or temporary services company.

20 **Sec. D-7. 36 MRSA §5210, sub-§§3-A, 3-B, 7 and 8** are enacted to
22 read:

24 **3-A. Employee-leasing company.** "Employee-leasing company"
26 means a business that contracts with client companies to supply
workers to perform services for the client companies, except that
28 the term "employee-leasing company" does not include private
employment agencies that provide workers to client companies on a
temporary help basis.

30 **3-B. Leased employee.** "Leased employee" means an individual
32 who performs services for a client company pursuant to a contract
between the client company and an employee-leasing company.

34 **7. Temporary help.** "Temporary help" means employee services
36 provided to client companies for a contractual period of less
than 12 months.

38 **8. Temporary services company.** "Temporary services company"
40 means a private employment agency, other than an employee-leasing
42 company, that provides workers to client companies on a temporary
help basis.

44 **Sec. D-8. 36 MRSA §5211, sub-§12**, as enacted by P&SL 1969, c.
46 154, §F, is amended to read:

48 **12. Payroll factor.** The payroll factor is a fraction, the
50 numerator of which is the total amount paid in this State during
the tax period by the taxpayer for compensation, and the
denominator of which is the total compensation paid everywhere

2 during the tax period. Eighty-five percent of any amounts paid
3 pursuant to a contract by the taxpayer to an employee-leasing
4 company for leased employees, and 100% of the amount paid
5 pursuant to a contract to a temporary services company for
6 temporary employees, must be included in the taxpayer's payroll
7 factor. The payroll factor of an employee-leasing company or a
8 temporary services company must exclude compensation paid to
9 leased or temporary employees who are providing personal services
10 to client companies.

11 **Sec. D-9. Application date.** Those sections of this Part that
12 amend the Maine Revised Statutes, Title 36, section 5102,
13 subsection 6 and enact Title 36, section 5202-C apply to tax
14 years beginning on or after January 1, 2002. Those sections of
15 this Part that amend Title 36, section 5206-D, subsection 5;
16 section 5206-E, subsection 4; section 5210, subsection 3; and
17 section 5211, subsection 12 and that enact Title 36, section
18 5206-D, subsections 7-A, 8-A, 20-A and 20-B and section 5210,
19 subsections 3-A, 3-B, 7 and 8 apply to tax years beginning on or
20 after January 1, 2002.

21
22 **PART E**

23
24 **Sec. E-1. PL 1999, c. 401, Pt. E, §5,** as amended by PL 1999, c.
25 731, Pt. F, §4, is further amended to read:

26
27 **Sec. E-5. Position authorization.** Notwithstanding any other
28 provision of law, the Department of Administrative and Financial
29 Services, Bureau of the Budget is authorized to establish ~~one~~ 2
30 limited-period Senior Budget Analyst ~~position~~ positions for
31 backup for an existing ~~position~~ positions assigned full time to
32 the design and implementation of the new Budget Management System
33 ~~and one limited-period Management Analyst II position to provide~~
34 ~~project management support to the Budget Management System~~
35 ~~project team.~~ These positions must be funded from the Budget
36 Management System project budget provided for in Public Law 1999,
37 chapter 4 and must end on June 30, 2001 2002.

38
39
40 **PART F**

41
42 **Sec. F-1. Department of Administrative and Financial Services;**
43 **lease-purchase authorization.** Pursuant to the Maine Revised
44 Statutes, Title 5, section 1587, the Department of Administrative
45 and Financial Services in cooperation with the Treasurer of State
46 may enter into financing arrangements in fiscal years 2001-02 and
47 2002-03 for the acquisition of motor vehicles for the Central
48 Motor Pool. The financing agreements may not exceed 4 years in
49 duration and \$4,600,000 in principal

2 costs. The interest rate may not exceed 6% and total interest
costs may not exceed \$690,000. The annual principal and interest
4 costs must be paid from the appropriate line category allocations
in the Central Motor Pool account.

6 **Sec. F-2. Department of Administrative and Financial Services;**
lease-purchase authorization. Pursuant to the Maine Revised
8 Statutes, Title 5, section 1587, the Department of Administrative
and Financial Services, Bureau of Information Services, in
10 cooperation with the Treasurer of State may enter into financing
arrangements in fiscal years 2001-02 and 2002-03 for the
12 acquisition of hardware, software and systems to support the
operations of State Government. The financing agreements may not
14 exceed 3 years in duration and \$3,000,000 in principal costs.
The interest rate may not exceed 7% and total interest costs may
16 not exceed \$340,000. The annual principal and interest costs must
be paid from the appropriate line category allocations in the
18 Bureau of Information Services Internal Service Fund account.

20 **Sec. F-3. Maine Governmental Facilities Authority; issuance of**
securities. Pursuant to the Maine Revised Statutes, Title 4,
22 section 1606, subsection 1, the Maine Governmental Facilities
Authority may issue securities in its own name in an amount up to
24 \$7,360,000, the proceeds of which must be used for the purposes
of paying the cost of the construction and renovation of the
26 following projects: utilities infrastructure replacement and
renovation at the Augusta Mental Health Institute, certain
28 renovations at Buildings G, H and I at the Governor Baxter School
for the Deaf and renovations at the Department of Transportation
30 building in Augusta.

32 **PART G**

34 **Sec. G-1. 34-A MRSA §1214 is enacted to read:**

36 **§1214. Office of Victim Services**

38 **1. Establishment.** The Office of Victim Services, referred
40 to in this section as the "office," is established within the
department to advocate for compliance by the department, any
42 correctional facility, any detention facility, community
corrections as defined in section 1210-A or any contract agency
44 with all laws, administrative rules and institutional and other
policies relating to the rights and dignity of victims.

46 **2. Victim Services Coordinator.** The Victim Services
48 Coordinator shall direct and coordinate the office.

2 A. The Victim Services Coordinator shall report only to the
commissioner or an associate commissioner.

4 B. The Victim Services Coordinator shall, with the approval
of the commissioner or an associate commissioner, select
6 other victim advocates needed to carry out the intent of
this section and who shall report only to the Victim
8 Services Coordinator.

10 3. Duties. The office, through the Victim Services
Coordinator and other victim advocates, shall:

12 A. Receive or refer complaints made by victims;

14 B. Intercede on behalf of victims with officials of the
16 department, any correctional facility, any detention
18 facility, community corrections as defined in section 1210-A
or any contract agency or assist these persons in the
20 resolution of victim-related issues;

22 C. Act as an information source regarding the rights of
victims and keep informed about all laws, administrative
24 rules and institutional and other policies relating to the
rights and dignity of victims and about relevant legal
26 decisions and other developments related to the field of
corrections, both in this State and in other parts of the
28 country;

30 D. Ensure that victims who request notice of release
receive it;

32 E. Assist victims who are being harassed by persons in the
custody or under the supervision of the department with
34 obtaining protection from that harassment; and

36 F. Assist victims with obtaining victim compensation,
restitution and other benefits of restorative justice.

38 4. Confidentiality. Requests for action by the office must
40 be treated confidentially and may be disclosed only to a state
agency if necessary to carry out the statutory functions of that
42 agency or to a criminal justice agency if necessary to carry out
the administration of criminal justice or the administration of
44 juvenile criminal justice. In no case may a victim's request for
notice of release be disclosed outside the department and the
46 office of the attorney for the State with which the request was
filed.

48 Sec. G-2. 34-A MRSA §1403, sub-§9, ¶E, as amended by PL 1991,
50 c. 716, §6, is further amended to read:

2 E. Funds from these industries accounts may be used to pay
4 for materials, supplies, equipment, salaries and other costs
6 of establishing and operating applied technology training,
8 work and industrial programs. For industries programs
10 certified by the United States Department of Justice under
12 the United States Code, Title 18, Section 1761, mandatory
14 contributions ~~to the Crime-Victim-Assistance-Program shall~~
for crime victim services must be made from these industries
accounts and transferred to the control of the ~~Department of~~
~~Human Services to be used exclusively for the Crime-Victim~~
~~Assistance-Program~~ Office of Victim Services, as established
in section 1214.

16 **Sec. G-3. Transfer of funds; teachers at Northern Maine Juvenile**
18 **Facility.** Notwithstanding the Maine Revised Statutes, Title 5,
20 section 1585 or any other provision of law, the Department of
22 Corrections is authorized to transfer, by financial order,
24 Personal Services, All Other or Capital Expenditures funding
between accounts within the same fund for the purposes of paying
overtime expenses and authorized labor market adjustments for
teachers at the Northern Maine Juvenile Facility in accordance
with Title 5, section 7065.

26 **Sec. G-4. Intermittent positions.** Notwithstanding the Maine
28 Revised Statutes, Title 5, section 1583-A or any other provision
30 of law, the Department of Corrections may establish, if funds are
available, intermittent positions for the purpose of performing
duties for which unbudgeted overtime would otherwise be incurred.

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

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

40 **Sec. G-5. Rename Southern Maine Juvenile Facility.**
42 Notwithstanding any other provision of law, on July 1, 2001, the
44 title of the Southern Maine Juvenile Facility is changed to Long
Creek Youth Development Center.

46 **Sec. G-6. Revision clause.** Wherever in the Maine Revised
48 Statutes the words "Southern Maine Juvenile Facility" appear or
reference is made to that entity or those words, they are amended
to read and mean "Long Creek Youth Development Center" or

2 "facility" as appropriate and the Revisor of Statutes shall
implement this revision when updating, publishing or republishing
the statutes.

4 **Sec. G-7. Rename Northern Maine Juvenile Facility.**

6 Notwithstanding any other provision of law, on July 1, 2001, the
title of the Northern Maine Juvenile Facility is changed to
8 Mountain View Youth Development Center.

10 **Sec. G-8. Revision clause.** Wherever in the Maine Revised

12 Statutes the words "Northern Maine Juvenile Facility" appear or
reference is made to that entity or those words, they are amended
to read and mean "Mountain View Youth Development Center" or
14 "facility" as appropriate and the Revisor of Statutes shall
implement this revision when updating, publishing or republishing
16 the statutes.

18 **Sec. G-9. Funds carried forward.** Notwithstanding the Maine

20 Revised Statutes, Title 5, section 1585, or any other provision
of law, an amount not to exceed \$582,099 in the Personal Services
line category remaining on June 30, 2001 in the General Fund,
22 Maine Correctional Center program in the Department of
Corrections may not lapse but must be carried forward to fiscal
24 year 2001-02 within the same account for the purpose of allowing
overtime funds to be used as needed to prepare the department for
26 openings of new facilities.

28 **Sec. G-10. Funds carried forward.** Notwithstanding the Maine

30 Revised Statutes, Title 5, section 1585, or any other provision
of law, an amount not to exceed \$293,279 in the Personal Services
line category remaining on June 30, 2001 in the General Fund,
32 Northern Maine Juvenile Facility program in the Department of
Corrections may not lapse but must be carried forward to fiscal
34 year 2001-02 within the same or renamed account for the purpose
of allowing overtime funds to be used as needed to prepare the
36 department for openings of new facilities.

38 **Sec. G-11. Funds carried forward.** Notwithstanding the Maine

40 Revised Statutes, Title 5, section 1585, or any other provision
of law, an amount not to exceed \$488,333 in the Personal Services
line category remaining on June 30, 2001 in the General Fund,
42 Maine State Prison program in the Department of Corrections may
not lapse but must be carried forward to fiscal year 2001-02
44 within the same account for the purpose of allowing overtime
funds to be used as needed to prepare the department for openings
46 of new facilities.

48 **Sec. G-12. Funds carried forward.** Notwithstanding the Maine

50 Revised Statutes, Title 5, section 1585, or any other provision
of law, an amount not to exceed \$557,407 in the

2 Personal Services line category remaining on June 30, 2001 in the
3 General Fund, Maine Youth Center program in the Department of
4 Corrections may not lapse but must be carried forward to fiscal
5 year 2001-02 within the same or renamed account for the purpose
6 of allowing overtime funds to be used as needed to prepare the
7 department for openings of new facilities.

8 **PARTH**

10 **Sec. H-1. 5 MRSA §937, sub-§1, ¶F**, as repealed and replaced by
11 PL 1995, c. 465, Pt. A, §6, is amended to read:

12 F. Director, Planning and Management Information; and

14 **Sec. H-2. 5 MRSA §937, sub-§1, ¶G**, as amended by PL 1995, c.
15 560, Pt. F, §2, is repealed.

18 **Sec. H-3. 20-A MRSA §203, sub-§1, ¶F**, as amended by PL 1989,
19 c. 414, §3, is further amended to read:

20 F. Director, Planning and Management Information; and

22 **Sec. H-4. 20-A MRSA §203, sub-§1, ¶G**, as amended by PL 1995,
23 c. 560, Pt. F, §9, is repealed.

26 **Sec. H-5. General purpose aid for local schools; lapsed balances.**
27 Notwithstanding any other provision of law, \$239,054 in fiscal
28 year 2001-02 in general purpose aid for local schools lapses to
29 General Fund unappropriated surplus as a result of construction
30 aid recoveries.

32 **PART I**

34 **Sec. I-1. 12 MRSA §7020** is enacted to read:

36 **§7020. Land Management Fund**

38 The Land Management Fund is established within the
39 Department of Inland Fisheries and Wildlife. The fund is
40 authorized to receive revenue from the sale of timber, lease of
41 lands, gifts and other revenues associated with the use of
42 department-owned land. The fund must be held separate and apart
43 from all other money, funds and accounts. Any balance remaining
44 in the fund at the end of any fiscal year must be carried forward
45 to the next fiscal year.

48 **Sec. I-2. Carrying balances - Inland Fisheries and Wildlife program;**
49 **lapsed balances.** Notwithstanding any other provision of law,
50 \$104,916 in fiscal year 2001-02 and \$110,613 in fiscal year

2002-03 in the Carrying Balances - Inland Fisheries and Wildlife program lapse to the General Fund. An adjustment must be made during fiscal year 2001-02 and fiscal year 2002-03 to reconcile these amounts to the actual revenue in the 2002-2003 biennium.

Sec. I-3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	2001-02	2002-03
INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
Public Information and Education - Division of		
Positions - FTE Count	(0.924)	(0.924)
Personal Services	\$20,000	\$20,000
Appropriates funds to restore 3 part-time Recreational and Safety Coordinator positions.		

PART J

Sec. J-1. 5 MRSA §946, sub-§1, ¶K, as amended by PL 1995, c. 395, Pt. G, §3 and affected by §20, is further amended to read:

K. Assistant Associate Commissioners; and

Sec. J-2. 5 MRSA §946, sub-§1, ¶L, as enacted by PL 1995, c. 395, Pt. G, §4 and affected by §20, is amended to read:

L. Director, Division of Mental Retardation; and

Sec. J-3. 5 MRSA §946, sub-§1, ¶M is enacted to read:

M. Deputy Commissioner.

Sec. J-4. 34-B MRSA §1202, sub-§2, ¶B, as amended by PL 1995, c. 395, Pt. C, §2, is further amended to read:

B. If the office of the commissioner is vacant or if the commissioner is absent or disabled, the ~~associate~~ deputy commissioner ~~for programs~~ shall perform the duties and have the powers provided by law for the commissioner.

Sec. J-5. 34-B MRSA §1202, sub-§2, ¶D, as enacted by PL 1995, c. 395, Pt. C, §3, is amended to read:

2 D. If the offices of the commissioner and the ~~asseeiate~~
3 ~~deputy~~ commissioner ~~for--programs~~ are vacant or if both
4 officials are absent or disabled, the associate commissioner
5 for administration shall perform the duties and have the
6 powers provided by law for the commissioner.

8 **Sec. J-6. 34-B MRSA §1204, sub-§2**, as amended by PL 2001, c.
9 194, §1, is further amended to read:

10 **2. Appointments of deputy commissioner, associate**
11 **commissioners and other employees.** The commissioner's powers to
12 appoint a deputy commissioner, associate commissioners and other
13 employees are as follows.

16 A. The commissioner may appoint, subject to the Civil
17 Service Law and except as otherwise provided, any employees
18 who may be necessary.

20 B. The commissioner may appoint and set the salaries for an
21 ~~asseeiate--commissioner--for--programs~~ a deputy commissioner,
22 an associate commissioner for administration and an
23 associate commissioner for systems operations to assist in
24 carrying out the responsibilities of the department.

26 (1) Each appointment must be for an indeterminate term
27 and until a successor is appointed and qualified or
28 during the pleasure of the commissioner.

30 (3) To be eligible for appointment as associate
31 commissioner for administration, a person must have
32 training and experience in general management.

34 ~~(4)---To--be--eligible--for--appointment--as--asseeiate~~
35 ~~commissioner--for--programs--a--person--must--have--training~~
36 ~~and--experience--in--the--planning--and--administration--of~~
37 ~~human--services.~~

38 (5) To be eligible for appointment as associate
39 commissioner for systems operations, a person must have
40 training and experience in general management or
41 administration.

44 C. The commissioner shall appoint the following officials
45 to serve at the commissioner's pleasure:

46 (1) Associate Commissioners;

48 (2) Superintendent, Augusta Mental Health Institute;

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- (3) Superintendent, Bangor Mental Health Institute;
- ~~(4) Superintendent, Pineland Center;~~
- (5) Director, Mental Retardation Facility;
- (6) Director, Elizabeth Levinson Center;
- ~~(7) Assistant to the Commissioner for Public Information;~~
- (8) Assistant to the Commissioner;
- (10) Regional Directors, who shall report directly to the commissioner; and
- (11) Director, Office of Substance Abuse, who shall report directly to the commissioner; and
- (12) Deputy Commissioner.

D. The commissioner, with the approval of the Governor, may employ and set the salaries up to the maximum adjusted pay grade for clinical director positions. Clinical director positions are excluded from the definition of state employee under Title 26, section 979-A, subsection 6, and are not subject to the Civil Service Law. Employees in that classification hired after July 1, 1989 serve at the pleasure of the commissioner and ~~shall~~ must, as a condition of continued employment, maintain clinical privileges to practice medicine as determined by the respective medical staff and the superintendent of the facility.

E. Employees in the classification of clinical director may elect to retain current bargaining unit and civil service status. Employees so "grandfathered" retain salary and benefit entitlement provided for on current pay schedules and collective bargaining agreements.

Sec. J-7. 34-B MRSA §1204, sub-§3, ¶¶A and B, as amended by PL 1995, c. 560, Pt. K, §16, are further amended to read:

A. The commissioner may delegate powers and duties given under this Title to the deputy commissioner, associate commissioners and chief administrative officers of state institutions.

B. The commissioner may empower the deputy commissioner, associate commissioners and chief administrative officers of

2 state institutions to further delegate powers and duties
delegated to them by the commissioner.

4
6 **PART K**

8 **Sec. K-1. Appropriation and allocation transfer.** Notwithstanding
the Maine Revised Statutes, Title 5, section 1585 or any other
10 provision of law, the Governor Baxter School for the Deaf is
authorized to transfer available balances of appropriations and
12 allocations between line categories within the same account in
fiscal year 2001-02 by financial order, upon the recommendation
of the State Budget Officer and approval of the Governor.

14
16 **Sec. K-2. Position authorization.** Notwithstanding any other
provision of law, the Governor Baxter School for the Deaf is
18 authorized to extend one limited-period Education Team and Policy
Director position to June 30, 2002. This position is necessary
20 for the continued development and implementation of residential
services, health services, guidance program and policy
22 development and implementation 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, 2002.

24
26 **PART L**

28 **Sec. L-1. 33 MRSA §1953, sub-§1, ¶C,** as enacted by PL 1997, c.
508, Pt. A, §2 and affected by §3, is amended to read:

30
32 C. Stock or other equity interest in a business association
or financial organization, including a security entitlement
34 under Title 11, Article 8, except for property described in
paragraph Q, 5 years after the earlier of:

36 (1) The date of the most recent dividend, stock split
or other distribution unclaimed by the apparent owner;
38 or

40 (2) The date of the 2nd mailing of a statement of
account or other notification or communication that was
42 returned as undeliverable or after the holder
discontinued mailings, notifications or communications
44 to the apparent owner;

46 **Sec. L-2. 33 MRSA §1953, sub-§1, ¶O,** as amended by PL 1999, c.
284, §2, is further amended to read:

2 O. All other property, 5 years after the owner's right to
demand the property or after the obligation to pay or
4 distribute the property arises, whichever first occurs; and

6 **Sec. L-3. 33 MRSA §1953, sub-§1, ¶P**, as enacted by PL 1999, c.
284, §3, is amended to read:

8 P. Notwithstanding paragraph E, property contained in a
10 prearranged funeral or burial plan described in Title 32,
section 1401, including deposits containing funds from such
12 a plan, 3 years after the death of the person on whose
behalf funds were paid into the plan; and

14 **Sec. L-4. 33 MRSA §1953, sub-§1, ¶Q** is enacted to read:

16 O. Property distributable in the course of a
18 demutualization or related reorganization of an insurance
company, 2 years after the earlier of:

20 (1) The date of the distribution of the property; or

22 (2) The date of last contact with a policyholder.

24 **Sec. L-5. 36 MRSA §112, sub-§9**, as enacted by PL 1997, c. 526,
26 §7, is amended to read:

28 **9. Services provided to another agency of State.** The
assessor may undertake, by arrangement with another agency of the
30 State, to provide or assist with revenue collection services for
that agency after consultation with the joint standing committee
32 of the Legislature having jurisdiction over state and local
government matters.

34 **Sec. L-6. 36 MRSA §191, sub-§2, ¶X**, as amended by PL 2001, c.
36 293, §6, is further amended to read:

38 X. The disclosure to the Department of Human Services of
information relating to the administration of the elderly
40 low-cost drug program and the Healthy Maine Prescription
Program established under Title 22, section 258; and

42 **Sec. L-7. 36 MRSA §191, sub-§2, ¶Y**, as enacted by PL 1999, c.
44 708, §16, is amended to read:

46 Y. The disclosure by the State Tax Assessor, upon request
in writing of any individual against whom an assessment has
48 been made pursuant to section 177, subsection 1, of the
following information:

- 2 (1) Information regarding the underlying tax liability
to the extent necessary to apprise the individual of
the basis of the assessment;
- 4
- 6 (2) The name of any other individual against whom an
assessment has been made for the same underlying tax
debt; and
- 8
- 10 (3) The general nature of any steps taken by the
assessor to collect the underlying tax debt from any
other individuals and the amount collected; and
- 12

14 **Sec. L-8. 36 MRSA §191, sub-§2, ¶Z is enacted to read:**

16 Z. The disclosure to the Treasurer of State when necessary
for the performance of the Treasurer of State's official
duties as administrator under Title 33, chapter 41 of the
18 following information:

- 20 (1) The current mailing address for a taxpayer for
purposes of returning unclaimed or abandoned property
22 to the rightful owner or heir; and
- 24 (2) The names and mailing addresses of all Maine
corporate income tax filers in an electronic medium
26 prescribed by the State Tax Assessor.

28 **Sec. L-9. Transfer.** Notwithstanding Public Law 2001, chapter
358, Part W or any other provision of law, the Treasurer of State
30 shall transfer \$1,000,000 from the Abandoned Property Fund to the
unappropriated surplus of the General Fund no later than June 1,
32 2002 and \$1,000,000 from the Abandoned Property Fund to the
unappropriated surplus of the General Fund no later than June 1,
34 2003.

36

PART M

38

Sec. M-1. Funding change of bargaining unit. Notwithstanding
40 any other provision of law, the Department of Public Safety, with
the approval of the State Budget Officer, shall identify the
42 necessary funding from budgeted resources to implement the change
of bargaining unit from Professional Technical to Supervisory
44 Services for the Senior DNA Forensic Analyst position within the
Bureau of State Police.

46

Sec. M-2. Funding for position upgrades. Notwithstanding any
48 other provision of law, the Department of Human Services, with
the approval of the State Budget Officer, shall identify the
50 necessary funding from budgeted resources to provide for position

upgrades in the Drinking Water program and the Eating and Lodging program and a previously approved upgrade of one Planning and Research Associate position.

PART N

Sec. N-1. Maine Governmental Facilities Authority. Pursuant to the Maine Revised Statutes, Title 4, section 1606, subsections 1 and 2, the Maine Governmental Facilities Authority is authorized to issue securities in its own name in an amount up to \$5,500,000 on or after February 28, 2003 for the purpose of paying the cost of courthouse projects or parts of projects in Rockland and other locations designated by the Maine Governmental Facilities Authority.

PART O

Sec. O-1. 27 MRSA §267, as amended by PL 1975, c. 771, §293, is further amended to read:

§267. Expenses

The actual cash expenses of the State Historian incurred while in the discharge of his official duties, including any sum necessarily contracted by him the State Historian for clerical assistance, shall ~~shall~~ must be paid from the State Treasury but shall ~~shall~~ may not exceed \$500 a year. Any portion of said amount may be expended by the State Historian, under the direction of the Governor, in the publication of historical matter and data relating to the history of the State. ~~The appropriation so made available shall constitute a continuous carrying account and any balance of same shall be carried forward and be credited to the appropriation for the same purpose for the succeeding year.~~ Funding for the activities of the State Historian must be appropriated to the Maine Historic Preservation Commission.

Sec. O-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	2001-02	2002-03
EDUCATION, DEPARTMENT OF		
Office of State Historian		
All Other	(\$500)	(\$500)
Deappropriates funds from		

2 this program to offset the
3 appropriation to the Maine
4 Historic Preservation
5 Commission in support of the
6 activities of the State
7 Historian.

8 **HISTORIC PRESERVATION COMMISSION**

10 **Historic Preservation Commission**

12 All Other \$500 \$500

14 Provides funds in support of
15 the activities of the State
16 Historian.

18

PART P

20

21 **Sec. P-1. Appropriation.** The following funds are appropriated
22 from the General Fund to carry out the purposes of this Part.

24

2001-02 2002-03

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

28

30 **Educational and General
31 Activities - UMS**

32

All Other \$75,000

34

35 Provides a one-time
36 appropriation of funds to the
37 teachers for elementary and
38 middle schools project at the
39 Lewiston-Auburn College of
40 the University of Southern
41 Maine to be used as seed
42 money for program-related
43 investments in support of
44 establishing a comprehensive,
45 long-range endowed fellowship
46 for students in the
47 Lewiston-Auburn College
48 teachers for elementary and
middle schools project.

Maine Patent Program

2

All Other (75,000)

4

6 Provides a one-time
deappropriation of funds, due
8 to a delay in implementing
the program, to offset the
appropriation for the
10 Lewiston-Auburn College
teachers for elementary and
12 middle schools project.

**14 Educational and General
Activities - UMS**

16

All Other 4,338,583

18

20 Provides funds in fiscal year
2002-03 for a 2.5% increase
in the system's base budget.

22

**24 BOARD OF TRUSTEES OF THE
UNIVERSITY OF MAINE SYSTEM
TOTAL**

26

_____ \$0 _____ \$4,338,583

28 MAINE MARITIME ACADEMY

30 Maine Maritime Academy - Operations

32

All Other \$192,132

34

36 Provides funds in fiscal year
2002-03 through a 2.5%
increase in the institution's
base budget.

38

**40 MAINE MARITIME ACADEMY
TOTAL**

42

_____ 192,132

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

46

**48 Maine Technical College
System, Board of Trustees
of the**

50

All Other 1,009,155

2 Provides funds in fiscal year
 3 2002-03 for a 2.5% increase
 4 in the system's base budget.

6 **BOARD OF TRUSTEES OF THE**
 7 **MAINE TECHNICAL COLLEGE**
 8 **SYSTEM**
 9 **TOTAL**

1,009,155

10 **SECTION**
 11 **TOTAL APPROPRIATIONS**

\$0 \$5,539,870

14 **Sec. P-2. Transfer from General Fund Salary Plan; Maine Technical**
 15 **College System.** Notwithstanding the Maine Revised Statutes, Title
 16 5, section 1676 or any other provision of law, in fiscal year
 17 2001-02 and fiscal year 2002-03 the Maine Technical College
 18 System may receive transfers from the General Fund Salary Plan
 19 for the costs of collective bargaining agreements for employees
 20 of the Maine Technical College System in an amount not to exceed
 21 \$334,832 in fiscal year 2001-02 and \$1,295,800 in fiscal year
 22 2002-03.

24 **PART Q**

26 **Sec. Q-1. Appropriation.** The following funds are appropriated
 27 from the General Fund to carry out the purposes of this Part.

30 **2001-02 2002-03**

32 **LEGISLATURE**

34 **Legislature**

36 Positions - Legislative Count (6.500) (6.500)
 37 Positions - FTE Count (-6.220) (-6.220)

38 Provides for the continuation
 39 of an adjustment of headcount
 40 that was authorized in Public
 41 Law 2001, chapter 1 and
 42 reflects the number of
 43 positions authorized by the
 44 Legislative Council to
 45 support the activities of the
 46 Legislature.

48 **Legislature**

2	Positions - Legislative Count	(3.000)	(3.000)
	Positions - FTE Count	(-0.807)	(-0.807)

4

6 Provides for an adjustment of headcount to reflect the number of positions authorized by the Legislative Council to support the organization of the 120th Legislature. The authority for this headcount ends January 4, 2003.

14 **Legislature**

16	Personal Services	\$178,859	\$214,115
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18

20 Provides funds for salary and fringe benefit costs to more accurately reflect current services funding requirements of the Legislature.

24 **Legislature**

26	Positions - Legislative Count	(1.000)	(1.000)
28	Personal Services	45,576	65,122
	All Other	(66,600)	(100,000)
30	TOTAL	(21,024)	(34,878)

32

34 Provides for the line category transfer of funds to establish one Client Desktop Support position to replace desktop support currently provided by contract.

40	LEGISLATURE		
	TOTAL	\$157,835	\$179,237

42

44 **PART R**

46 **Sec. R-1. Allocation.** The following funds are allocated from Other Special Revenue funds to carry out the purposes of this

48 Part.

50 2001-02

2 **LEGISLATURE**

4 **Legislature**

6 All Other \$25,000

8 Provides for the allocation
 10 of funds to support a
 12 celebration of the State
 14 House renovations. This
 allocation is to be supported
 by private fund-raising
 efforts.

16 **PARTS**

18 **Sec. S-1. Transfer of funds; Fund for a Healthy Maine.**
 20 Notwithstanding the Maine Revised Statutes, Title 22, section
 22 1511, the State Controller shall transfer \$10,300,000 in fiscal
 year 2002-03 from the Fund for a Healthy Maine to the General
 Fund unappropriated surplus.

24 **Sec. S-2. Allocation.** The following funds are allocated from
 26 Other Special Revenue funds to carry out the purposes of this
 Part.

28 **HUMAN SERVICES, DEPARTMENT OF**

30 **Purchased Social Services**

32 New Initiative: Deallocates funding from the Purchased Social
 34 Services program for child care funded by the Fund for a Healthy
 Maine.

Other Special Revenue Funds	2001-02	2002-03
All Other	(\$2,555,000)	(\$2,785,000)
Total	(2,555,000)	(2,785,000)

42 **Health, Bureau of**

44 New Initiative: Deallocates funding from the Bureau of Health
 46 account for home visitations funded by the Fund for a Healthy
 Maine.

Other Special Revenue Funds	2001-02	2002-03
All Other	(1,600,000)	(1,600,000)

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

	Total	(1,600,000)	(1,600,000)
2			
	Health, Bureau of		
4			
6	New Initiative: Deallocates funding from the Bureau of Health account for community and school grants funded by the Fund for a Healthy Maine.		
8			
	Other Special Revenue Funds	2001-02	2002-03
10	All Other	(1,515,000)	(1,515,000)
12	Total	<u>(1,515,000)</u>	<u>(1,515,000)</u>
14	Bureau of Medical Services		
16	New Initiative: Deallocates funding from the Bureau of Medical Services for Medicaid targeted case management services for oral health care funded by the Fund for a Healthy Maine.		
18			
20	Other Special Revenue Funds	2001-02	2002-03
22	All Other	(350,000)	(350,000)
24	Total	<u>(350,000)</u>	<u>(350,000)</u>
	Federal Expenditures Fund	2001-02	2002-03
26	All Other	(693,686)	(697,277)
28	Total	<u>(693,686)</u>	<u>(697,277)</u>
30	Medical Care - Payments to Providers		
32	New Initiative: Allocates funding to the Medical Care-Payments to Providers program for tobacco cessation and prevention funded by the Fund for a Healthy Maine.		
34			
36	Other Special Revenue Funds	2001-02	2002-03
38	All Other	700,000	700,000
40	Total	<u>700,000</u>	<u>700,000</u>
	Federal Expenditures Fund	2001-02	2002-03
42	All Other	1,387,371	1,394,554
44	Total	<u>1,387,371</u>	<u>1,394,554</u>
46	Low-cost Drugs to Maine's Elderly		
48	New Initiative: Deallocates funding from the Low-cost Drugs to Maine's Elderly funded by the Fund for a Healthy Maine.		
50			

	Other Special Revenue Funds	2001-02	2002-03
2	All Other	(2,000,000)	(2,000,000)
4	Total	(2,000,000)	(2,000,000)

6 **Bureau of Health**

8 New Initiative: Deallocates funding from the Bureau of Health
 10 account for dental access grants funded by the Fund for a Healthy
 Maine.

	Other Special Revenue Funds	2001-02	2002-03
12	All Other	(330,000)	(330,000)
14	Total	(330,000)	(330,000)

16 **HUMAN SERVICES, DEPARTMENT OF**

	DEPARTMENT TOTALS	2001-02	2002-03
18	Department Summary - All Funds	(6,956,315)	(7,182,723)
20	Department Summary - Other Special Revenue Funds	(7,650,000)	(7,880,000)
22	Department Summary - Federal Expenditures Fund	693,685	697,277

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

30 **Office of Substance Abuse**

32 New Initiative: Deallocates funding for substance abuse
 prevention, intervention and treatment services from the Fund for
 a Healthy Maine.

	Other Special Revenue Funds	2001-02	2002-03
34	All Other	(900,000)	(825,000)
36	Total	(900,000)	(825,000)

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

	DEPARTMENT TOTALS	2001-02	2002-03
44	Department Summary - All Funds	(900,000)	(825,000)
46	Department Summary - Other Special Revenue Funds	(900,000)	(825,000)

48 **Sec. S-3. Transfer of funds; Fund for a Healthy Maine.**
 50 Notwithstanding the Maine Revised Statutes, Title 22, section
 1511, the State Controller shall transfer \$8,550,000 in fiscal

2 year 2001-02 and \$8,705,000 in fiscal year 2002-03 from the Fund
for a Healthy Maine to the General Fund unappropriated surplus.

4

PART T

6

Sec. T-1. 5 MRSA §1513, sub-§§1-R and 1-T are enacted to read:

8

1-R. Transfer from Maine Rainy Day Fund; Baxter Compensation Authority Other Special Revenue Fund account. Notwithstanding subsection 2 and section 1585, \$2,000,000 must be transferred by the State Controller from the available balance in the Maine Rainy Day Fund to the Baxter Compensation Authority Other Special Revenue Fund account in fiscal year 2001-02.

10

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1-T. Transfer from Governor Baxter School for the Deaf Compensation Fund within Maine Rainy Day Fund; Governor Baxter School for the Deaf victims' compensation. Notwithstanding subsection 2 and section 1585 or any other provision of law, an amount not to exceed \$3,000,000 may be transferred by the State Controller from the balance in the Governor Baxter School for the Deaf Compensation Fund within the Maine Rainy Day Fund to the Baxter Compensation Authority Other Special Revenue Fund account to be made available by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the payment of costs of administration of the Baxter Compensation Authority and for the payment of compensation to former students who were victims of abuse at the Governor Baxter School for the Deaf or its predecessors. Transfers by the State Controller from the Governor Baxter School for the Deaf Compensation Fund within the Maine Rainy Day Fund must be made upon written request of the Baxter Compensation Authority board and the approval of the program director of the Baxter Compensation Program.

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Sec. T-2. 5 MRSA §1513-A is enacted to read:

36

§1513-A. Governor Baxter School for the Deaf Compensation Fund established

38

40

The Governor Baxter School for the Deaf Compensation Fund, referred to this section as the "compensation fund," is established within the Maine Rainy Day Fund and must be segregated and maintained as a separate account known as the Governor Baxter School for the Deaf Compensation Fund. On July 1, 2001, the State Controller shall capitalize the compensation fund in the amount of \$3,000,000.

42

44

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48

Sec. T-3. 5 MRSA §12004-B, sub-§9 is enacted to read:

2 6. Claimant. "Claimant" means a person who alleges having
3 suffered abuse while a student at the Maine School for the Deaf
4 or the Governor Baxter School for the Deaf and applies for
5 compensation from the program.

6 7. Claims consultant. "Claims consultant" means a person
7 employed by the program to assist claimants in preparing their
8 claims for submission to the compensation panel.

10 8. Compensation panel. "Compensation panel" means the
11 3-person panel appointed by the authority to hear claims and make
12 decisions, consisting of the determination of eligibility and
13 determination of the compensation amount, as provided in section
14 22004.

16 9. Final compensation decision. "Final compensation
17 decision" means the decision of the compensation panel with
18 regard to eligibility and level of compensation if it is not
19 appealed within 60 days of the decision, and the decision of the
20 appeal board if the decision of the compensation panel is
21 appealed.

22 10. Program. "Program" means the Baxter Compensation
23 Program established in section 22021.

26 11. Program director. "Program director" means the person
27 appointed by the authority to direct the program as provided in
28 section 22003.

30 12. Program principles. "The program principles" means the
31 compilation of theoretical and practical bases for operation of
32 the program as provided in section 22007.

34 13. Trust fund. "Trust fund" means the Baxter Compensation
35 Authority Other Special Revenue Fund account authorized pursuant
36 to section 1513, subsection 1-T, or its successor.

38 **§22002. Baxter Compensation Authority**

40 1. Established. The Baxter Compensation Authority,
41 established in section 12004-G, subsection 26-E, is a public
42 instrumentality of the State, and the exercise by the authority
43 of the powers conferred by this chapter is considered and held to
44 be the performance of essential governmental functions.

46 2. Purpose. The authority is established to administer the
47 Baxter Compensation Program.

48 3. Members. The authority board consists of 5 members, to
49 be appointed by the Governor, subject to review by the joint
50

2 standing committee of the Legislature having jurisdiction over
3 judiciary matters and confirmation by the Legislature.
4 Collectively, the members must have knowledge and experience in
5 deaf culture; abuse and its effects; the legal system; and
6 redress and compensation principles.

7 4. Chair; quorum. The members of the board shall select a
8 chair from among the members. Three members constitute a
9 quorum. Action taken by the board must be by majority vote.

10 5. Powers. The authority may:

11 A. Buy or lease real and personal property to carry out its
12 duties;

13 B. Establish positions and employ and contract with persons
14 to carry out its duties; and

15 C. Accept funds from all sources to be deposited in the
16 trust fund.

17 6. Duties. The authority has the following duties.

18 A. The authority shall establish the Baxter Compensation
19 Program as provided in section 22021.

20 B. The authority shall appoint a program director as
21 provided in section 22003.

22 C. The authority shall appoint a compensation panel as
23 provided in section 22004.

24 D. The authority board shall serve as the appeal board as
25 provided in section 22005.

26 E. The authority shall complete the training and education
27 under section 22006.

28 F. The authority shall adopt program guidelines as provided
29 in section 22007.

30 G. The authority shall establish criteria for 3 tiers of
31 compensation based on the severity of abuse suffered by the
32 former students using well-established legal principles
33 governing awarding damages. The 3 tiers of compensation
34 are: \$25,000; \$60,000; and \$100,000.

35 H. The authority shall submit an annual written report by
36 January 15th of each year to the Governor, the Attorney
37 General and the joint standing committee of the Legislature
38

2 having jurisdiction over judiciary matters. The report must
3 include information on the following:

4 (1) The activities of the authority within the last 12
5 months;

6 (2) The number of employees and volunteers and their
7 responsibilities;

8 (3) Data pertaining to the following:

9 (a) Requests for information;

10 (b) Applications filed;

11 (c) Claims submitted to the compensation panel;

12 (d) Decisions made by the compensation panel, and
13 the nature of the decisions;

14 (e) Decisions appealed to the appeal board, and
15 the grounds for and outcomes of the appeals;

16 (f) Claims pending completion prior to being
17 submitted to the compensation panel;

18 (g) Claims pending decision by the compensation
19 panel;

20 (h) Claims pending resolution by the appeal
21 board; and

22 (i) Awards made and paid;

23 (4) Amount of compensation paid;

24 (5) Any other information that would help to evaluate
25 the performance of the program; and

26 (6) Any recommended legislation the authority
27 determines is necessary to carry out its duties.

28 1. The authority shall develop an evaluation process to
29 make ongoing determinations concerning the program's
30 effectiveness and operation within the program guidelines.

31 7. Application of laws. The authority is subject to the
32 budget, accounts and control and auditing requirements of Part 4.

2 4. Decision-making; quorum. The compensation panel members
3 shall work together as collaboratively as possible. Decisions on
4 claims must be determined by a majority vote. All 3 members must
5 be present in order for a vote to be taken.

6 5. Training and education. Before handling any claims, the
7 compensation panel shall complete the training and education
8 under section 22006.

10 **§22005. Appeal board**

12 1. Appointment. The authority board shall serve as the
13 appeal board to hear and decide appeals of the decision of the
14 compensation panel.

16 2. Decisions. Decisions on claims must be determined by a
17 majority vote. Three members constitute a quorum.

18 **§22006. Training and education**

20 1. Training and education program. The program director
22 shall coordinate training and education for the members of the
23 authority, the program director and the compensation panel in the
24 following subject areas:

26 A. Deaf culture;

28 B. Physical and sexual abuse and its effects;

30 C. Basic applicable legal principles; and

32 D. Any other subject useful to the operation of the program.

34 2. Required. Members of the authority, the program
35 director and the compensation panel shall participate in the
36 training and education.

38 **§22007. Program principles and guidelines**

40 1. Duties. The program has the following duties.

42 A. The program shall provide American Sign Language
43 interpreters to ensure communication between program staff
44 and claimants, their families and friends and advocates
45 providing support.

46 B. The program shall explain to the claimants the
47 compensation process from initial contact with the program
48 through acceptance of the award, release of the State from
49 further liability and the making of the apology.

2 C. The program shall allow claimants to be accompanied in
4 all steps of the process by friends, family and other
 support people.

6 D. The program shall promote provision of support and
8 immediate access to counseling resources for claimants
 recounting their experiences, especially those disclosing
10 abuse for the first time.

12 E. The program shall inform as many former students as
14 possible about the program and give those students an
 opportunity to apply for compensation.

16 F. The program shall work with former students and their
18 families in situations in which the former student is not
 capable of making decisions concerning participation in the
 program.

20 G. The program shall develop a plan for working with and
22 providing services to former students no longer living in
 the State.

24 H. The program may employ only persons who do not have any
26 personal bias with regard to the Governor Baxter School for
28 the Deaf, any employee of the Governor Baxter School for the
 Deaf or any claimant.

30 2. Program guidelines. The authority shall adopt program
32 guidelines as the theoretical and practical bases for the
 operation of the program that are consistent with subsection 1,
 using the following sources as guidance:

34 A. The final report of the Committee to Develop a
36 Compensation Program for Victims of Abuse at the Governor
 Baxter School for the Deaf, established by Resolve 1999,
 chapter 127, Part B;

38 B. The guiding principles that have been adopted and used
40 by other compensation programs as bases for operation of the
 programs;

42 C. The report of the Law Commission of Canada, "Restoring
44 Dignity: Responding to Child Abuse in Canadian
 Institutions," issued in 2000;

46 D. Judicial practice, in the State and elsewhere,
48 concerning the awarding of damages; and

2 E. Any other reports, rules or other sources the authority
3 determines useful.

4 3. Process. The program guidelines are not rules and the
5 authority is not required to proceed under the Maine
6 Administrative Procedure Act in adopting the program guidelines,
7 although the authority may hold public hearings and solicit
8 comments as provided in that Act. In developing the program
9 guidelines, the authority shall seek input from and work as
10 collaboratively as possible with all interested parties and
11 groups, including the deaf community.

12 §22008. Status of members and employees

13 1. State employees. Members and employees of the authority
14 may not be construed to be state employees for the purpose of the
15 state civil service provisions of Part 2 and chapter 372, and any
16 other purpose except for the following:

17 A. Employees of the authority are deemed state employees
18 for the purposes of the state retirement provisions of Part
19 20, and the state employee health insurance program under
20 chapter 13, subchapter II; and

21 B. For the purposes of the Maine Tort Claims Act, the
22 authority is deemed a governmental entity and its members
23 and employees are deemed employees as those terms are
24 defined in Title 14, section 8102.

25 2. Limitation of liability. A person who is a member of
26 the authority or an employee of the authority is not subject to
27 personal liability for having acted within the course and scope
28 of the person's membership or employment to carry out any power
29 or duty under this chapter. The authority shall indemnify a
30 member or employee of the authority against expenses actually and
31 necessarily incurred by the person in connection with the defense
32 of any action or proceeding in which the person is made a party
33 by reason of past or present association with the authority.

34 §22009. Public proceedings and records; confidentiality

35 1. Public proceedings and records. Except as provided in
36 subsection 2, all meetings and records of the authority are
37 subject to the provisions of Title 1, chapter 13, subchapter I.

38 2. Confidential. All information provided by a claimant or
39 a claimant's family is confidential until the claim is submitted
40 to the compensation panel. Once the claim is submitted to the
41 compensation panel, the claim is a public record.

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§22010. Repeal

This chapter is repealed on July 1, 2007.

SUBCHAPTER II

THE BAXTER COMPENSATION PROGRAM

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12
§22021. Baxter Compensation Program

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26
1. Purposes. The purposes of the Baxter Compensation Program are:

A. To provide compensation to former students who suffered abuse by a state employee or as a result of state action or inaction while students at either the Maine School for the Deaf or the Governor Baxter School for the Deaf;

B. To assist in the victims' healing process by admitting the State's responsibility for not protecting students from abuse by a state employee or as a result of state action or inaction while the victims were attending the Maine School for the Deaf or the Governor Baxter School for the Deaf; and

C. To apologize to the students who were abused and to their families.

28
30
2. Program director; duties. The program director shall direct the program.

A. The program director is responsible for hiring, supervising and firing all employees authorized by the authority. The program director shall maintain only the number of employees necessary to operate the program.

36
38
B. The program director is responsible for the day-to-day operations of the program, including overseeing the work of the claims consultants.

40
42
C. The program director shall report to the authority on a regular basis as determined by the authority, and shall keep the authority informed about the program and its operation.

44
46
D. The program director shall maintain communication with the deaf community and other potential beneficiaries of the program.

48
E. The program director may not have any personal bias with regard to the Governor Baxter School for the Deaf, any

2 employee of the Governor Baxter School for the Deaf or any
3 claimant.

4 3. Location; travel. The program must be established in a
5 central office location. The program director and all program
6 personnel, including the claims consultants and the compensation
7 panel are based in the central office. Claim consultants may
8 travel as needed to assist claimants in preparing their claims.
9 The compensation panel may travel as needed to carry out its
10 responsibilities.

11 4. Claims consultants. The program director shall hire a
12 sufficient number of claims consultants to work with the persons
13 applying for compensation. Claims consultants must be selected
14 to provide personal and professional diversity sufficient to
15 allow claimants to select the claims consultant with whom they
16 feel the most comfortable.

17 A. The qualifications for claims consultants include:

- 18 (1) Fluency in American Sign Language;
19
20 (2) Knowledge of or familiarity with abuse and its
21 effects;
22
23 (3) Knowledge of or familiarity with deaf culture;
24
25 (4) Ability to work with deaf interpreters;
26
27 (5) Ability to work with and refer claimants to
28 therapists and counselors; and
29
30 (6) An absence of personal bias with regard to the
31 Governor Baxter School for the Deaf, any employee of
32 the Governor Baxter School for the Deaf or any claimant.

33 B. The duties of claims consultants include:

- 34 (1) Working with claimants and potential claimants;
35
36 (2) Helping claimants prepare their materials for
37 submission to the compensation panel;
38
39 (3) Recording claimants' stories and experiences for
40 use in the claims process, including presentation to
41 the compensation panel in written, audio or audio
42 visual formats;
43
44 (4) Assisting claimants in collecting and
45 corroborating information;
46
47
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- 2 (5) Explaining the compensation program process to
3 claimants;
- 4 (6) Explaining the decision of the compensation panel;
- 6 (7) Assisting claimants in assembling the materials
8 necessary to appeal the compensation panel's decision
10 to the appeal board;
- 12 (8) Referring claimants to a professional outside the
14 program in order to secure legal and financial advice;
- 16 (9) Referring claimants to counseling when
18 appropriate; and
- 20 (10) Other reasonable duties necessary for the
22 operation of the program as assigned by the program
24 director.

26 A claimant is not required to use the services of a claims
28 consultant to file a claim for compensation.

30 **§22022. Eligibility**

32 A person is eligible to receive compensation if:

34 1. Victim of abuse. That person was abused by a state
36 employee or as a result of state action or inaction while a
38 student at the Maine School for the Deaf or the Governor Baxter
40 School for the Deaf, and the abuse occurred either at the school
42 or was associated with the school;

44 2. Date of abuse. The abuse occurred prior to January 1,
46 2001; and

48 3. Filing deadline. The claim for compensation is filed
50 with the program by March 31, 2006.

§22023. Claim process

1. Application. A person may apply for compensation by
 submitting a completed claim form to the program.

2. Submit to compensation panel. The claimant or, if
 requested by the claimant, a claims consultant shall submit the
 information about the claim to the compensation panel.

§22024. Decision

50

2 The compensation panel shall issue a decision on each
3 submitted claim. The decision consists of 2 parts.

4 1. Eligibility determination. The compensation panel shall
5 determine whether the claimant is eligible to receive
6 compensation. For the claimant to be eligible for compensation,
7 the compensation panel must determine that:

8 A. The claimant was a student at the Maine School for the
9 Deaf or the Governor Baxter School for the Deaf. The
10 compensation panel may use reliable information in addition
11 to the information included in the claim;

12 B. The allegation of abuse includes abuse that occurred
13 before January 1, 2001; and

14 C. The claimant was abused by a state employee or as a
15 result of state action or inaction while a student at the
16 Maine School for the Deaf or the Governor Baxter School for
17 the Deaf. The compensation panel shall make this
18 determination if the compensation panel finds there is a
19 reasonable likelihood that the claimant was abused while a
20 student at the Maine School for the Deaf or the Governor
21 Baxter School for the Deaf. The abuse may have occurred at
22 either school or elsewhere, but the abuse must have been
23 associated with attendance or residence at either school
24 while the State was responsible for the claimant's care and
25 custody.

26 2. Determination of compensation amount. If the
27 compensation panel determines that the claimant is eligible under
28 subsection 1, the compensation panel shall review the claim to
29 determine the amount of compensation. The panel shall apply the
30 criteria adopted under section 22002, subsection 6, paragraph G,
31 to the facts of the claim to determine which level of
32 compensation is to be awarded. When making the determination,
33 the panel shall award compensation at the highest level that the
34 facts of the claim support.

35 3. Decision. The compensation panel shall complete its
36 decision within 60 days of the filing of the complete claim with
37 the compensation panel.

38 4. Communication of the decision. The compensation panel
39 shall provide to the claims consultant who assisted the claimant
40 or, if no claims consultant assisted the claimant, to a claims
41 consultant a written statement of the decision, including
42 separate findings on each of the determinations. The claims
43 consultant shall provide the statement and explain its content
44 and meaning to the claimant. The claims consultant shall also

2 explain the options available to the claimant if the claimant is
3 not satisfied with the compensation panel's decision.

4 **§22025. Appeal**

6 1. Appeal. If the claimant is not satisfied with the final
7 decision of the compensation panel, the claimant may appeal the
8 decision to the appeal board. The appeal must be submitted
9 within 60 days of the communication of the decision to the
10 claimant, although the appeal board may extend the time limit for
11 good cause.

12
13 2. Appeal costs. If the claimant appeals the decision, the
14 claimant is responsible for paying the costs of the appeal as
15 follows.

16
17 A. If the claimant is appealing the compensation panel's
18 decision under section 22024, subsection 1 that the claimant
19 is not eligible for compensation, the claimant is not
20 required to pay any appeal costs.

21
22 B. If the claimant is appealing the compensation panel's
23 decision under section 22024, subsection 2 regarding the
24 level of compensation, the costs must be paid as follows:

25
26 (1) If the appeal board disagrees with the claimant
27 and upholds the compensation panel's decision, the
28 appeal cost is \$2,500, to be withheld from the
29 compensation payment; or

30
31 (2) If the appeal board agrees with the claimant and
32 increases the compensation award of the compensation
33 panel, the claimant is not required to pay any appeal
34 cost.

35
36 3. Assistance of claims consultant. At the request of a
37 claimant, a claims consultant shall assist the claimant in
38 assembling the materials necessary to appeal the decision.

39
40 4. Appeal on record and appeal documents. The appeal board
41 may make the decision on the appeal based solely on the record of
42 the claim and documents submitted with the appeal. The appeal
43 board is not required to conduct a hearing or take testimony, but
44 may do so if it so chooses.

45
46 5. Standard of review. The appeal board shall review the
47 decision of the compensation panel and may overrule the decision
48 only if the appeal board determines the decision of the
49 compensation panel is arbitrary and capricious.

50

2 6. Decision. The appeal board shall complete its decision
within 60 days of the filing of the appeal with the appeal board.

4 7. Communication of decision. The appeal board shall
provide to the claims consultant a written statement of the
6 appeal board's decision. The claims consultant shall provide the
statement and explain its content and meaning to the claimant.

8 8. Decision final. The decision of the appeal board is
10 final and is not appealable to any court or other authority.

12 **§22026. Acceptance**

14 1. Notification. The claimant shall notify a claims
consultant whether the claimant will accept the compensation
16 awarded by the program.

18 2. Release. To receive payment of the compensation, the
claimant must release the State from any further liability by
20 signing a release form provided by the program.

22 3. Financial advice. A claims consultant shall provide to
the claimant who has been awarded compensation the names and
24 addresses of professionals who have agreed to work with claimants
to provide financial advice.

26 **§22027. Payment**

28 The program shall pay compensation within 30 days of the
30 final compensation decision, or as soon thereafter as possible.

32 **§22028. Apology**

34 1. Personal apology. When the program pays compensation,
the State shall issue a personal apology to the claimant.

36 2. Process. The State shall issue the apology as follows.

38 A. The program director shall prepare the apology, and
40 deliver the document to the Legislature and the Governor.

42 B. The President of the Senate, the Speaker of the House of
44 Representatives and the Governor shall personally sign the
apology document.

46 **SUBCHAPTER III**

48 **SERVICES**

50 **§22041. Counseling**

2 1. Referrals. Claims consultants shall refer claimants and
3 their families for counseling when the claims consultants believe
4 such referral may be helpful.

6 2. Counseling. Claimants are eligible for counseling
7 without cost to them as provided through the Department of Mental
8 Health, Mental Retardation and Substance Abuse Services. The
9 Department of Mental Health, Mental Retardation and Substance
10 Abuse Services shall continue to provide counseling services for
11 former students of the Governor Baxter School for the Deaf and
12 the Maine School for the Deaf.

14 **Sec. T-6. 20-A MRSA §7412, sub-§3,** as enacted by PL 1999, c.
15 731, Pt. PPP, §1, is amended to read:

16 **3. Nonlapsing fund; transfer to General Fund.** Any Until
17 July 1, 2007, any unexpended funds remaining in the fund may not
18 lapse but must be carried forward for the benefit of the fund.
19 On July 1, 2007, any unexpended funds remaining in the fund must
20 be transferred to the General Fund.

22 **Sec. T-7. 20-A MRSA §7412, sub-§4,** as enacted by PL 1999, c.
23 731, Pt. PPP, §1, is repealed.

26 **Sec. T-8. Baxter Compensation Authority Other Special Revenue**
27 **Fund account established.** Notwithstanding any other provisions of
28 law, the Baxter Compensation Authority Other Special Revenue Fund
29 account, referred to in this section as the "account," is
30 established. The account is established for the purpose of
31 receiving funds from any source and expending those funds for the
32 payment of administration of the Baxter Compensation Authority
33 established in the Maine Revised Statutes, Title 5, section
34 12004-G, subsection 26-E and for the payment of compensation to
35 former students who were victims of abuse at the Governor Baxter
36 School for the Deaf or its predecessors.

38 **Sec. T-9. Transfer from Governor Baxter School for the Deaf Student**
39 **Trust Fund.** Notwithstanding any other provision of law, on July
40 1, 2001 the State Controller shall transfer \$1,000,000 from the
41 Governor Baxter School for the Deaf Student Trust Fund
42 established in the Maine Revised Statutes, Title 20-A, section
43 7412 to the Baxter Compensation Authority Other Special Revenue
44 Fund account to be made available by financial order upon the
45 recommendation of the State Budget Officer and approval of the
46 Governor.

48 **Sec. T-10. Allocation.** The following funds are allocated from
49 Other Special Revenue funds to carry out the purposes of this
50 Part.

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2001-02

2002-03

BAXTER COMPENSATION AUTHORITY

Baxter Compensation Authority

Positions - Legislative Count	(4.000)	(6.000)
Personal Services	\$79,710	\$266,767
All Other	1,063,900	24,800

Provides funds for the costs associated with administering the Baxter Compensation Program. Funding is included for the salary, fringe benefits, office expenses and one-time start-up costs for one Program Director position, one Administrative Secretary position, one Claims Consultant position and one Certified Interpreter position in fiscal year 2001-02, for one additional Claims Consultant position and for one additional Certified Interpreter position in fiscal year 2002-03 and for per diem and expenses of members of the authority board and the compensation panel. Funding is also provided for the compensation due former students who were abused while attending the Governor Baxter School for the Deaf or the Maine School for the Deaf.

BAXTER COMPENSATION AUTHORITY

TOTAL	<u>\$1,143,610</u>	<u>\$291,567</u>
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PART U

Sec. U-1. 5 MRSA §1520 is enacted to read:

§1520. Statewide Radio and Network System Reserve Fund

1 1. Fund established. The Statewide Radio and Network
2 System Reserve Fund, referred to in this section as the "fund,"
3 is established as an internal service fund in the Department of
4 Administrative and Financial Services, Bureau of Information
5 Services, referred to in this section as the "bureau," for the
6 purposes of managing the fund and acquiring, expanding, upgrading
7 and replacing a statewide radio and network system for use by
8 state agencies. The bureau shall charge a fee to agencies using
9 the statewide radio and network system in accordance with an
10 established rate structure. Revenues derived from operations
11 must be used to pay the costs of the lease-purchase to acquire a
12 system, expand, upgrade and replace the system, and to manage the
13 fund.

14 A. The bureau shall work closely with all departments and
15 agencies to identify radio and network requirements for the
16 statewide system to ensure that agency program requirements
17 are met to the maximum extent possible. The bureau shall:

18 (1) Ensure that the annual costs of the lease or
19 lease-purchase are paid in a timely manner and that the
20 financial affairs of the fund are properly managed;

21 (2) Maintain records of radio and network system
22 requirements for all agencies using the system and make
23 this information available to state agencies;

24 (3) Require state agencies to become part of the
25 statewide radio and network system when replacing their
26 current systems or purchasing new systems;

27 (4) Acquire, expand, upgrade or replace the statewide
28 radio and network system in accordance with an
29 established replacement plan; and

30 (5) Transfer radio equipment and network
31 infrastructure into the fund from agencies using the
32 system, purchase, lease, lease-purchase or enter into
33 other financing agreements, in accordance with section
34 1587, for the acquisition, expansion, upgrade or
35 replacement of the system or any of its components in
36 accordance with paragraph B when it can be demonstrated
37 that any such action or agreement provides a clear cost
38 or program advantage to the State.

39 B. The Chief Information Officer and the bureau, in
40 conjunction with the agencies using the statewide radio and
41 network system, shall establish the following:

2 (1) Standards for statewide radio and network system
 operations;

4 (2) Specifications for systems and components to be
 acquired by the State; and

6 (3) Standards for the exemption or waiver of state
8 agencies from the requirements of this section.

10 By January 15, 2002, standards must be developed for
12 statewide radio and network system usage by all state
 agencies not exempted under subparagraph (3).

14 C. The bureau shall establish, through the Department of
16 Administrative and Financial Services, Bureau of Accounts
 and Control, the Statewide Radio and Network System Reserve
18 Fund account. The funds deposited in the account may
 include, but are not limited to, appropriations made to the
20 account, funds transferred to the account from within the
 Department of Administrative and Financial Services, funds
22 received from state departments and agencies using the
 services provided by the bureau, earnings by the fund from
24 the Treasurer of State's pool and proceeds from the sale of
 system assets under the administrative control of the fund
26 by the state surplus property program in the Department of
 Administrative and Financial Services, Bureau of General
28 Services in accordance paragraph B and other provisions of
 law.

30 D. The fund may levy charges according to a rate schedule
32 recommended by the Director of the Bureau of Information
 Services and approved by the Commissioner of Administrative
34 and Financial Services against all departments and agencies
 using the services of the statewide radio and network system.

36 E. Service charges for the statewide radio and network
38 system must be calculated to provide for system acquisition
 costs, expansion costs, upgrade costs, necessary capital
40 investment and fund management costs, replacement costs and
 sufficient working capital for the fund.

42 F. Each department or agency using the services of the
44 statewide radio and network system must budget adequate
 funds to pay for costs described in paragraph E.

46 **Sec. U-2. Report on radio and network system.** The Chief
48 Information Officer of the Department of Administrative and
 Financial Services shall prepare a report on all activities
50 undertaken pursuant to the Maine Revised Statutes, Title 5,
 section 1520, subsection 1, paragraph B and submit the report by

January 31, 2002 to the Joint Standing Committee on Appropriations and Financial Affairs; the Joint Standing Committee on Criminal Justice; the Joint Standing Committee on Inland Fisheries and Wildlife; the Joint Standing Committee on Marine Resources; the Joint Standing Committee on Natural Resources; and the Joint Standing Committee on Transportation.

Sec. U-3. Department of Administrative and Financial Services; lease-purchase authorization. Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, Bureau of Information Services may enter into financing arrangements on or after September 1, 2002 for the acquisition of hardware, software and systems to support the operations of the Statewide Radio and Network System Reserve Fund, established in Title 5, section 1520. The financial agreements may not exceed 7 years in duration and \$8,700,000 in principal costs. The interest rate may not exceed 6% and interest costs may not exceed \$2,100,000. Annual principal and interest costs must be paid from the appropriate line category allocations in the Bureau of Information Services, Statewide Radio and Network System Reserve Fund.

Sec. U-4. Appropriations and allocations. The following amounts are appropriated and allocated from various funds.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Statewide Radio and Network System

New Initiative: Provides funds to implement the statewide radio and network system replacement. The capital allocation will be used for planning and engineering services. The All Other funds will be used for the costs of a lease-purchase agreement or other financing vehicle construct and deployment. Provides for the transfer of funds from the General Fund to the newly established internal service fund.

Statewide Radio and Network System Reserve Fund	2001-02	2002-03
All Other		268,000
Capital Expenditures	500,000	
Total	500,000	268,000

Sec. U-5. Contingent effective date. This Part takes effect only if the transfer to accomplish the purposes of this Part is made pursuant to Part FF.

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PART V

Sec. V-1. PL 2001, c. 358, Pt. V, §4, sub-§1 is amended to read:

1. Replacement of state liquor stores. The Department of ~~Administrative--and--Financial--Services,--Bureau--of--Alcoholic Beverages--and--Lottery--Operations~~ Public Safety, Bureau of Liquor Enforcement may license up to 6 agency stores in a municipality with a population over 20,000 where a state liquor store has been closed and up to 3 agency stores in a municipality where a state liquor store has been closed. The Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall establish monthly discounts for all agency stores. ~~The issuance of an agency liquor store license and the operation of agency liquor stores licensed pursuant to this Part are governed by the Maine Revised Statutes, Title 28-A, chapter 19.~~ Notwithstanding the Maine Revised Statutes, Title 28-A, section 453, the Department of Public Safety, Bureau of Liquor Enforcement is authorized to waive the spacing requirement for agency liquor stores in order to license a sufficient number of agency stores in municipalities to implement this Part, to close 8 state liquor stores by December 31, 2001 and 6 additional state liquor stores by December 31, 2002, and to replace the 14 state liquor stores with agency stores.

PART W

Sec. W-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$150,000 in fiscal year 2001-02 from the General Fund Attorney General - Contingent program to General Fund unappropriated surplus no later than June 30, 2002.

Sec. W-2. Transfer to General Fund. Notwithstanding any other provision of law, the State Controller shall transfer \$2,550,000 from the Department of Professional and Financial Regulation, Securities Division Other Special Revenue account to the General Fund in fiscal year 2001-02.

PART X

Sec. X-1. 22 MRSA §4002, sub-§3-A, as enacted by PL 1987, c. 511, Pt. A, §2, is repealed.

2 3. Contracted services. The program shall operate by
3 contract with a nonprofit organization that the Executive
4 Department determines to be free of potential conflict of
5 interest and best able to provide the services on a statewide
6 basis. The ombudsman may not be actively involved in state-level
7 political party activities or publicly endorse, solicit funds for
8 or make contributions to political parties on the state level or
9 candidates for statewide elective office. The ombudsman may not
10 be a candidate for or hold any statewide elective or appointive
11 public office.

12 4. Services. The program shall provide services directly
13 or under contract and may set priorities for service among the
14 types of inquiries and complaints. The program may:

15 A. Provide information to the public about the services of
16 the program through a comprehensive outreach program. The
17 ombudsman shall provide information through a toll-free
18 telephone number or numbers;

19 B. Answer inquiries, investigate and work toward resolution
20 of complaints regarding the performance and services of the
21 department and participate in conferences, meetings and
22 studies that may improve the performance of the department;

23 C. Provide services to persons to assist them in protecting
24 their rights;

25 D. Inform persons of the means of obtaining services from
26 the department;

27 E. Provide information and referral services;

28 F. Analyze and provide opinions and recommendations to
29 agencies, the Governor and the Legislature on state
30 programs, rules, policies and laws;

31 G. Determine what types of complaints and inquiries will be
32 accepted for action by the program and adopt policies and
33 procedures regarding communication with persons making
34 inquiries or complaints and the department;

35 H. Apply for and utilize grants, gifts and funds for the
36 purpose of performing the duties of the program; and

37 I. Collect and analyze records and data relevant to the
38 duties and activities of the program and make reports as
39 required by law or determined to be appropriate.

40

2 5. Access to persons, files and records. As necessary for
4 the duties of the program, the ombudsman has access to the files
6 and records of the department, without fee, and to the personnel
8 of the department for the purposes of investigation of an inquiry
10 or complaint. The ombudsman may also enter the premises of the
12 department for the purposes of investigation of an inquiry or
14 complaint without prior notice. The program shall maintain the
16 confidentiality of all information or records obtained under this
18 subsection.

20 6. Confidentiality of records. Information or records
22 maintained by the program relating to a complaint or inquiry are
24 confidential and may not be disclosed unless the disclosure is
26 permitted by law and consented to by the ombudsman or ordered by
28 court. Records maintained by the program are not public records
30 as defined in Title 1, chapter 13.

32 7. Liability. Any person who in good faith submits a
34 complaint or inquiry to the program pursuant to this section is
36 immune from any civil or criminal liability. For the purpose of
38 any civil or criminal proceedings, there is a rebuttable
40 presumption that any person acting pursuant to this section did
42 so in good faith. The ombudsman and employees and volunteers in
44 the program are employees of the State for the purposes of the
46 Maine Tort Claims Act.

48 8. Penalties. A person who intentionally obstructs or
hinders the lawful performance of the ombudsman's duties commits
a Class E crime. A person who penalizes or imposes a restriction
on a person who makes a complaint or inquiry to the ombudsman as
a result of that complaint or inquiry commits a Class E crime.
The Attorney General shall enforce this subsection under Title 5,
section 191.

9. Information. Beginning January 1, 2002, information
about the services of the program and any applicable grievance
and appeal procedures must be given to all children and families
receiving child welfare services from the department and from all
persons and entities contracting with the department for the
provision of child welfare services.

10. Report. The program shall report to the Governor, the
department and the Legislature before January 1st each year on
the activities and services of the program, priorities among
types of inquiries and complaints that may have been set by the
program, waiting lists for services, the provision of outreach
services and recommendations for changes in policy, rule or law
to improve the provision of services.

2 11. Oversight. The joint standing committee of the
 3 Legislature having jurisdiction over health and human services
 4 matters shall review the operations of the program and may make
 5 recommendations to the Governor regarding the contract for
 6 services under this section. The committee may submit legislation
 7 that it determines necessary to amend or repeal this section.

8 **Sec. X-6. Report.** By January 31, 2003, the director of the
 9 ombudsman program within the Executive Department, established in
 10 the Maine Revised Statutes, Title 22, section 4087-A, shall
 11 report to the joint standing committee of the Legislature having
 12 jurisdiction over health and human services matters on the
 13 feasibility of and any action required for transferring authority
 14 for child ombudsman and advocacy services and programs and the
 15 funding associated with those services and programs on July 1,
 16 2003. In compiling this report, the director shall consider the
 17 services provided directly or indirectly by the Department of
 18 Mental Health, Mental Retardation and Substance Abuse Services;
 19 the Department of Corrections, Office of Advocacy; the Department
 20 of Mental Health, Mental Retardation and Substance Abuse
 21 Services, Office of Advocacy and Consumer Affairs; the Department
 22 of Education; the Department of Human Services; the Department of
 23 Corrections; the Department of Human Services, Bureau of Elder
 24 and Adult Services; the Disability Rights Center; and such other
 25 agencies as the director determines to be appropriate. The joint
 26 standing committee of the Legislature having jurisdiction over
 27 health and human services matters may submit legislation to the
 28 121st Legislature to transfer authority over child ombudsman and
 29 advocacy services and programs and the funding associated with
 30 those services and programs to the ombudsman program.

32 **Sec. X-7. Appropriation.** The following funds are appropriated
 33 from the General Fund to carry out the purposes of this Part.

	2001-02	2002-03
36 HUMAN SERVICES,		
38 DEPARTMENT OF		
40 Bureau of Child and		
41 Family Services - Regional		
42		
43 Positions - Legislative Count	(21,000)	(21,000)
44 Personal Services	\$751,079	\$1,051,510
45 All Other	141,750	196,560
46		
47 TOTAL	892,829	1,248,070

48 Provides funds for 18 Human

2 Services Caseworker positions
 and 3 Human Services
 4 Caseworker Supervisor
 positions and related
 6 operating costs to accomplish
 100% compliance with safety
 8 and well-being reviews. This
 initiative will increase
 General Fund undedicated
 10 revenue by \$690,058 in fiscal
 year 2001-02 and \$956,886
 12 in fiscal year 2002-03.

**14 Bureau of Child and Family
 Services - Regional**

16	All Other	95,040	98,842
18	Provides funds to cover		
20	increased utilization of cell		
22	phones by Human Services		
	Caseworkers.		

**24 Bureau of Child and Family
 Services - Regional**

26	All Other	82,500	85,800
28	Provides funds for travel due		
30	to increased site visits by		
32	Human Services Caseworkers		
	and the placement of children.		

**34 Bureau of Child and Family
 Services - Regional**

36	Positions	(3,000)	(3,000)
38	Personal Services	169,627	237,477
40	All Other	20,250	28,080
	TOTAL	<u>189,877</u>	<u>265,557</u>

42 Provides funds for the
 44 establishment of one Division
 Director position and 2
 46 Program Administrators -
 Child Protective positions
 48 and related operating costs
 to provide program oversight,
 50 policy development, contract

2 monitoring and foster care
3 recruitment.

4
5 **Temporary Assistance for**
6 **Needy Families**

8 All Other (676,188) (875,198)

10 Provides for the
11 deappropriation of funds in
12 the Temporary Assistance for
13 Needy Families account
14 based on availability of
15 one-time TANF Child Support
16 Collection funds, which will
17 be allocated in the Other
18 Special Revenue account.

20 **DEPARTMENT OF HUMAN SERVICES**
21 **TOTAL** 584,058 823,071

22 **EXECUTIVE DEPARTMENT**

24 **Ombudsman Program**

26 All Other 106,000 133,815

28 Provides funds to contract
29 with a nonprofit organization
30 to operate an ombudsman
31 program. Funding is included
32 for one Ombudsman position
33 and one support staff
34 position, operating costs and
35 one-time start-up costs.

38 **TOTAL**
39 **APPROPRIATIONS** \$690,058 \$956,886

40 **Sec. X-8. Allocation.** The following funds are allocated from
41 the Federal Expenditures Fund to carry out the purposes of this
42 Part.

44
45 **2001-02**

46 **HUMAN SERVICES,**
47 **DEPARTMENT OF**

50 **Bureau of Child and Family**

Services - Central

2 All Other \$37,500
 4
 6 Allocates funds for the
 8 replacement of 25 laptop
 computers to increase staff
 efficiency in the field.

10 **Sec. X-9. Allocation.** The following funds are allocated from
 12 the Other Special Revenue funds to carry out the purposes of this
 Part.

14 2001-02 2002-03

16 **HUMAN SERVICES,
 DEPARTMENT OF**

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

22 All Other \$37,500

24 Allocates funds for the
 26 replacement of 25 laptop
 computers to increase staff
 28 efficiency in the field.

30 **Temporary Assistance for
 Needy Families**

32 All Other 676,188 875,198

34 Allocates funds based on the
 36 availability of one-time
 earned TANF Child Support
 38 Collection revenues.

40 **DEPARTMENT OF HUMAN SERVICES**
TOTAL \$713,688 \$875,198

42 **Sec. X-10. Transfer.** Notwithstanding any other provision of
 44 law, the State Controller shall transfer \$4,043,531 in fiscal
 year 2001-02 from the Department of Human Services, Child Support
 46 Collections, Other Special Revenue account, representing a
 portion of the State's share of Child Support collections earned
 but not transferred to the Temporary Assistance for Needy
 48 Families Other Special Revenue account.

HUMAN SERVICES, DEPARTMENT OF

2

**Temporary Assistance for
Needy Families**

4

6

All Other	(\$378,000)	(\$1,650,000)
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Provides for the deappropriation of funds in the Temporary Assistance for Needy Families account based on availability of one-time TANF child support collection funds, which will be allocated in the Other Special Revenue account.

18

Bureau of Medical Services

20

22

All Other	378,000	1,650,000
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Provides funds for the completion of Phase I and for the implementation of Phases II and III of the Claims Management System based on approved Advanced Planning Document estimates.

32

DEPARTMENT OF HUMAN SERVICES

TOTAL

_____	_____
0	0

34

36

Sec. Y-2. Allocation. The following funds are allocated from the Federal Expenditures Fund to carry out the purposes of this Part.

38

2001-02	2002-03
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40

HUMAN SERVICES, DEPARTMENT OF

42

Bureau of Medical Services

44

46

All Other	\$12,942,080	\$13,087,391
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48

50

Allocates federal matching funds for the completion of Phase I and for the implementation of Phase II

2 and Phase III of the Claims
Management System based on
4 approved Advanced Planning
Document estimates.

6
8 **Sec. Y-3. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this
Part.

	2001-02	2002-03
12 HUMAN SERVICES, DEPARTMENT OF		
14 Temporary Assistance for		
16 Needy Families		

18 All Other	\$378,000	\$1,650,000
20 Allocates funds based on the		
22 availability of one-time		
earned TANF Child Support		
24 Collection revenues.		

26 **PART Z**

28 **Sec. Z-1. 5 MRSA c.316-B** is enacted to read:

30 **CHAPTER 316-B**

32 **SEXUAL ASSAULT FORENSIC EXAMINER ADVISORY BOARD**

34 **§3360-N. Sexual Assault Forensic Examiner Advisory Board**
36 **established; membership**

38 **1. Establishment and membership.** The Sexual Assault
Forensic Examiner Advisory Board, referred to in this chapter as
40 the "board," established under section 12004-J, subsection 13, is
established within the Department of the Attorney General. The
42 board consists of 13 members appointed by the Attorney General.
Members must include the following:

44 **A. One physician licensed to practice medicine in the State;**

46 **B. One member of the State Board of Nursing;**

48 **C. One sexual assault nurse examiner;**

50 **D. One representative from a sexual assault center;**

- 2 E. One member from a statewide coalition against sexual
3 assault;
- 4
- 5 F. One survivor of sexual assault;
- 6
- 7 G. One attorney from the Department of the Attorney General;
- 8
- 9 H. One employee of the Maine State Police Crime Laboratory;
- 10
- 11 I. One member from a statewide association of prosecutors;
- 12
- 13 J. One member from a statewide association of hospitals;
- 14
- 15 K. One member who is a forensic pediatric health care
16 provider; and
- 17
- 18 L. Two public members.

19

20 2. Terms of appointment. The term of each member of the
21 board is 3 years. When a vacancy occurs prior to the expiration
22 of a term, the appointment to fill that vacancy is for the
23 balance of the unexpired term. Notwithstanding this subsection,
24 the Attorney General may appoint initial members of the board for
25 terms of fewer than 3 years to ensure staggered terms.

26

27

28 3. Chair. The member to be appointed by the Attorney
29 General pursuant to subsection 1, paragraph G shall act as the
30 chair of the board.

31

32 4. Meetings. The board may not meet more than once a month.

33

34 5. Quorum. Five members of the board constitute a quorum.

35

36 §3360-O. Duties

37

38 The board shall advise and assist the State in promoting and
39 supporting the statewide creation, growth and sustainability of
40 sexual assault forensic examiner programs. The board shall
41 provide advice and assistance regarding training, technical
42 assistance, standards and resources to the sexual assault
43 forensic examiner programs.

44 §3360-P. Administration

45

46 The Department of the Attorney General shall provide general
47 administrative oversight for the board's policies and
48 responsibilities. When appropriate, the Department of the
49 Attorney General may employ personnel necessary to carry out the
50 purposes of the board; lease, rent or acquire adequate equipment

and facilities; accept federal funds or grants that are available to carry out or implement the board's objectives; and provide technical assistance and training to sexual assault forensic examiners.

Sec. Z-2. 5 MRSA §12004-J, sub-§13 is enacted to read:

8 <u>13.</u> 10 <u>Criminal</u> 12 <u>Justice</u>	<u>Sexual</u> <u>Assault</u> <u>Forensic</u> <u>Examiner</u> <u>Advisory</u> <u>Board</u>	<u>Expenses</u> <u>Only</u>	<u>5 MRSA</u> <u>§3360-N</u>
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PART AA

Sec. AA-1. 5 MRSA §150, 2nd ¶, as amended by PL 1995, c. 665, Pt. P, §1 and affected by PL 1997, c. 643, Pt. E, §5, is further amended to read:

The Treasurer of State, with the approval of the Governor, may negotiate a temporary loan or loans in anticipation of taxes levied for that fiscal year, but not exceeding a total of that amount of taxes estimated by the Treasurer of State to be collected in the fiscal year in which the temporary loan or loans, or renewal of the temporary loan or loans, is made, as long as the temporary loans or renewals of the temporary loans do not exceed any limitation set forth in the Constitution of Maine, Article IX, Section 14. Any such loans may be renewed from time to time as the Treasurer of State, with the approval of the Governor, determines, except that each loan or renewal of the loan must be retired not later than the close of the fiscal year in which the loan was originally made and for which were levied the taxes in anticipation of the collection of which the loan was originally made; and that each loan or renewal of the loan must comply with the provisions of this section and the Constitution of Maine, Article IX, Section 14. The Treasurer of State shall pay the loan or loans in anticipation of taxes during the year and there is appropriated for any year in which the Treasurer of State and the Governor determine it necessary to borrow in anticipation of taxes the sum of \$30,000,000; except that for ~~fiscal year 1991-92, the sum may not exceed \$150,000,000; for fiscal year 1992-93, the sum may not exceed \$170,000,000; for fiscal year 1993-94, the sum may not exceed \$170,000,000; and for fiscal year 1994-95, the sum may not exceed \$175,000,000; and for fiscal year 1995-96, the sum may not exceed \$182,000,000; and for fiscal year 1996-97, the sum may not exceed \$190,000,000~~ fiscal year 2001-02, the sum may not exceed \$100,000,000.

Commission

2	Personal Services	2,640
4	All Other	17,360
6	TOTAL	20,000

8 Provides initial operating funds for the
 10 Maine Fire Protection Services Commission.
 12 These funds may not lapse but must be
carried forward until June 30, 2002 to be
used for this same purpose.

14 Maine Fire Protection Services Commission

16	All Other	30,000
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18 Provides one-time funds to contract for
 20 actuarial and other planning services to
 22 create plans for a health insurance bridge
 24 for retired career firefighters and for a
 length-of-service incentive program for
 26 volunteer firefighters. These funds may not
lapse but must be carried forward until June
30, 2002 to be used for these same purposes.

28 MAINE FIRE PROTECTION SERVICES COMMISSION
30 TOTAL

50,000

32 MAINE TECHNICAL COLLEGE SYSTEM - BOARD OF TRUSTEES OF THE

34 Maine Technical College System -
36 Board of Trustees

38	All Other	\$323,900
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40 Appropriates additional funds for 3
 42 full-time and 32 part-time positions to be
 established by the Maine Fire Training and
 44 Education Program to develop and deliver
 standardized firefighter training in local
 46 communities throughout the State.

48 MAINE TECHNICAL COLLEGE SYSTEM - BOARD OF TRUSTEES OF THE
TOTAL

\$323,900

50

SECTION
TOTAL APPROPRIATIONS

\$376,000

PART CC

Sec. CC-1. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

2002-03

ENVIRONMENTAL PROTECTION,
DEPARTMENT OF

Dam Repair and Reconstruction Fund

All Other \$5,000

Notwithstanding the provisions of the Maine Revised Statutes, Title 38, section 844, allocates funds on a one-time basis to fund the costs of a low-flow study to be conducted by the Aroostook Water and Soil Management Board.

PART DD

Sec. DD-1. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall calculate the amount in section 2 of this Part that applies against each General Fund account for all departments and agencies based on the total appropriations to those accounts, except for the following programs: General Purpose Aid for Local Schools; Education in the Unorganized Territory; Debt Service - Treasury; Teacher Retirement; General Assistance; Medical Care - Payments to Providers; Nursing Facilities; Mental Health Services - Child Medicaid; Mental Health Services - Community Medicaid; Medicaid Services - Mental Retardation; and all programs under the University of Maine System, the Maine Maritime Academy, the Maine Technical College System and the Department of Inland Fisheries and Wildlife. The State Budget Officer shall cause the calculated amount to be transferred from each account. These transfers are considered adjustments to appropriations and allocations.

2 Services after all required deductions of appropriations and
3 budgeted financial commitments and as the next priority after the
4 transfers required pursuant to the Maine Revised Statutes, Title
5 5, sections 1507, 1511, 1513 and 1519 and the amounts authorized
6 pursuant to Public Law 2001, chapter 358, Part X, section 2 an
7 amount not to exceed \$19,612,220 as determined in section 2. At
8 the close of fiscal year 2000-01, transfers authorized pursuant
9 to Title 5, section 1519 may not exceed \$2,000,000. No transfers
10 are authorized at the close of fiscal year 2000-01 pursuant to
11 Title 5, section 1517.

12 **Sec. FF-2. Priority of transfers.** Transfers made in accordance
13 with section 1 of this Part must be expended for the purposes
14 listed in this section in the following amounts and priority
15 order.

16 **1. EDUCATION, DEPARTMENT OF**

17 **Health Insurance - Retired Teachers** **\$1,336,160**

18
19 New Initiative: Provides funds to increase the State's
20 contribution for health insurance for retired teacher members
21 from 30% to 35% beginning July 1, 2002.
22
23

24
25 **2. AGRICULTURE, FOOD AND RURAL RESOURCES,**
26 **DEPARTMENT OF**

27 **Office of Agricultural, Natural and Rural Resources** **\$50,000**

28
29 New Initiative: Appropriates funds for the United States
30 Geological Survey to conduct a low-flow study in Aroostook County.
31
32

33 **3. EDUCATION, DEPARTMENT OF**

34 **Magnet School** **\$195,006**

35
36 New Initiative: Appropriates funds for a cost-of-living
37 adjustment to the base funding level for the Maine School of
38 Science and Mathematics.
39
40

41 **4. MENTAL HEALTH, MENTAL RETARDATION AND**
42 **SUBSTANCE ABUSE SERVICES, DEPARTMENT OF**

43 **Disproportionate Share - Bangor Mental Health Institute** **\$43,654**

44
45 New Initiative: Purchase of a pharmacy system that measures and
46 dispenses medications.
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5. EDUCATION, STATE BOARD OF

State Board of Education **\$74,000**

New Initiative: Provides funding to continue the implementation of essential programs and services.

6. HUMAN SERVICES, DEPARTMENT OF

Bureau of Health **\$25,000**

New Initiative: Appropriates funds on a one-time basis to design and conduct a health study of selected residents of Orrington relating to levels of mercury.

7. AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Office of the Commissioner **\$5,581**

New Initiative: Increases the department's contribution to the ACE Service Center for funding of proposed reclasses.

8. LABOR, DEPARTMENT OF

Labor Relations Board **\$23,093**

New Initiative: Provides funds to increase a Clerk Stenographer III position from 32 to 40 hours per week. Per diem is requested for members attending meetings on administrative matters that can not be billed to particular parties.

9. ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Maine Biomedical Research Fund **\$2,000,000**

New Initiative: Provides grant funds to continue biomedical research in the State.

10. UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Education and General Activities - UMS **\$2,000,000**

New Initiative: Continues funding for applied research and development of the University of Maine System.

**11. ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

**Bureau of General Services Capital Improvement
Reserve Fund** **\$125,000**

New Initiative: Provides funding for repairs to a hangar in Greenville.

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

**Bureau of General Services Capital Improvement
Reserve Fund** **\$400,000**

New Initiative: Provides funds to the Bureau of General Services to complete renovations to the HETL building and clinical labs.

13. CORRECTIONS, DEPARTMENT OF

Administration - Corrections **\$800,000**

New Initiative: Provides for the continued development of the department's technology plan.

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

Statewide Radio and Network System **\$268,000**

New Initiative: Provides funds to implement the statewide radio and network system replacement. The capital allocation will be used for planning and engineering services. The All Other funds will be used for the costs of a lease-purchase agreement or other financing vehicle construct and deployment. Provides for the transfer of funds from the General Fund to the newly established internal service fund.

15. EDUCATION, DEPARTMENT OF

Management Information Systems **\$380,000**

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New Initiative: Provides funding for maintenance and network management for additional sites established in the ATM distance learning network. The Department of Education must report back to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Education by January 15, 2002 on the status of the ATM distance learning network initiative.

16. LABOR, DEPARTMENT OF

Maine Centers for Women, Work and Community **\$34,001**

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New Initiative: Appropriates funds for a 3% salary increase and an accompanying personnel benefits increase for all current program staff.

**17. ECONOMIC AND COMMUNITY DEVELOPMENT,
DEPARTMENT OF**

Applied Technology Development Center System **\$300,000**

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New Initiative: Provides grant funds to continue the operation of the 7 technology-based incubation centers.

18. MAINE STATE FILM COMMISSION

Maine State Film Commission **\$10,000**

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New Initiative: Appropriates additional funds for this program to help promote the growth of the film industry statewide.

19. MAINE STATE MUSEUM

Maine State Museum **\$187,655**

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New Initiative: Provides funds to establish one Assistant Director position and training, supplies and exhibit materials costs and other general operating costs.

**20. PROFESSIONAL AND FINANCIAL REGULATION,
DEPARTMENT OF**

Licensing and Enforcement **\$13,000**

2 New Initiative: Provides funds for the Maine Athletic Commission
4 to cover the anticipated shortfall in program operations in
fiscal year 2001-02.

6

**21. ECONOMIC AND COMMUNITY DEVELOPMENT,
8 DEPARTMENT OF**

10 **Office of Tourism** **\$1,000,000**

12 New Initiative: Provides funds to match a federal grant to plan
14 and construct the Downeast Heritage Center on the St. Croix River
in Calais and to promote tourism and economic growth in
Washington County.

16

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

20

Reserve for Tax Conformity **\$10,000,000**

22

24 New Initiative: Provides funds to be used as a reserve against
future revenue reductions that result from the State taking
26 action to conform Maine tax laws to the United States Internal
Revenue Code.

28

23. PUBLIC SAFETY, DEPARTMENT OF

30

Administration - Public Safety **\$225,000**

32

34 New Initiative: Provides funds for one Coordinator position and
one half-time Clerk Typist III position to reflect a delayed
36 start date of October 1, 2001 for the new violence against women
initiative.

38

24. ATTORNEY GENERAL, DEPARTMENT OF THE

40

Administration - Attorney General **\$117,070**

42

44 New Initiative: Provides funds effective March 1, 2002 to
establish one Research Assistant position and for related costs
46 for the sexual assault forensic examiner program.

46

48 **Sec. FF-3. Calculation and transfer.** Notwithstanding the Maine
Revised Statutes, Title 5, section 1585, in fiscal year 2001-02,
the State Budget Officer shall calculate the amounts that may be
50 transferred to the various state departments and

2 agencies for the projects listed in section 2 of this Part and
3 shall transfer the calculated amounts by financial order upon the
4 approval of the Governor. These transfers are considered
5 adjustments to appropriations and allocations in fiscal year
6 2001-02. The State Budget Officer shall provide the joint
7 standing committee of the Legislature having jurisdiction over
8 appropriations and financial affairs with a report of the
9 transferred amounts no later than January 31, 2003. Amounts
10 transferred pursuant to this Part and not expended during fiscal
11 year 2001-02 may not lapse at the end of fiscal year 2001-02 but
12 must be carried forward to be used for the purposes for which
13 they were originally transferred.

14
15 **PART GG**

16 **Sec. GG-1. 28-A MRSA §2, sub-§25-A**, as amended by PL 1997, c.
17 373, §17, is further amended to read:

18
19 **25-A. Retail employee.** "Retail employee" means any person
20 employed by a retailer ~~or by the alcohol bureau~~ to sell liquor in
21 a licensed establishment or ~~state or~~ agency liquor store. For
22 the purposes of violations of this Title and rules of the bureau,
23 a retail employee is deemed an agent of the retailer or ~~state or~~
24 agency liquor store that employs that employee.

25
26 **Sec. GG-2. 28-A MRSA §2, sub-§32**, as amended by PL 1997, c.
27 373, §19, is repealed.

28
29 **Sec. GG-3. 28-A MRSA §83, sub-§8** is enacted to read:

30
31 **8. Lease of facilities.** The alcohol bureau may lease and
32 equip warehouses and other merchandising facilities that are
33 necessary to carry out the purposes of this Title.

34
35 **Sec. GG-4. 28-A MRSA §123, sub-§§2 and 4**, as amended by PL
36 1997, c. 373, §30, are further amended to read:

37
38 **2. Sale of liquor for consumption off the premises on days**
39 **other than Sunday.** Shall this municipality authorize the State
40 to permit the operation of ~~state liquor stores and~~ agency liquor
41 stores on days other than Sunday?
42

43
44 **4. Sale of liquor for consumption off the premises on**
45 **Sundays.** Shall this municipality authorize the State to permit
46 the operation of ~~state liquor stores and~~ agency liquor stores on
47 Sundays?
48

49 **Sec. GG-5. 28-A MRSA c. 9**, as amended, is repealed.
50

2 alcohol bureau by mailing a check for payment to the alcohol
bureau or by other method approved by the alcohol bureau,
4 when notified of the amount due or upon receiving a liquor
delivery. Payments that are mailed must be received or
6 postmarked within 3 days of receipt of a liquor delivery or
notification of the amount due.

8 **2. Checks not honored on presentation; consequences.** If
any check is not honored on presentation or if an agency liquor
10 store fails to pay for liquor as prescribed in subsection 1, the
bureau shall withhold any license not issued or immediately take
12 back the license if already issued, voiding that license until
such time as the check or invoice is paid in full, together with
14 the cost of the check failure or collection procedure. The
alcohol bureau or bureau may order that person to make all
16 payments to the alcohol bureau or bureau by cash, certified check
or money order for a period not to exceed one year.

18 **Sec. GG-10. 28-A MRSA §353,** as amended by PL 1997, c. 373,
20 §40, is further amended to read:

22 **§353. Business hours**

24 ~~State-liquor-stores-and-agency~~ Agency liquor stores may be
open for the sale and delivery of liquor between the hours of 6
26 a.m. and 1 a.m. in municipalities and unincorporated places that
have voted in favor of the operation of state liquor stores under
28 local option provisions. Notwithstanding any local option
decisions to the contrary, ~~state-liquor-stores-and~~ agency liquor
30 stores may ~~be-open~~ sell liquor from 9 a.m. Sunday to 1 a.m. the
next day. ~~The--alcohol-bureau--shall--establish--the--hours--of~~
32 ~~operation-of-each-state-liquor-store.~~

34 **Sec. GG-11. 28-A MRSA §354,** as enacted by PL 1987, c. 45,
Pt. A, §4, is amended to read:

36 **§354. Sales to minors or intoxicated persons**

38 ~~No-state-liquor-store-or~~ An agency liquor store may not sell
40 liquor to a minor or to a visibly intoxicated person.

42 **Sec. GG-12. 28-A MRSA §355,** as amended by PL 1997, c. 373,
§41, is further amended to read:

44 **§355. Closed in cases of riots; hurricanes; flood**

46 The Governor or the alcohol bureau may, in cases of riots,
48 hurricanes and floods, order any or all ~~state-liquor-stores-or~~
agency liquor stores to close.

50

2 Sec. GG-13. 28-A MRSA c. 17, as amended, is repealed.

4 Sec. GG-14. 28-A MRSA §451-A is enacted to read:

6 §451-A. Discount agency liquor stores

8 1. Discount store. Notwithstanding the provisions of
10 section 1651, the bureau, with the approval of the Commissioner
12 of Administrative and Financial Services, may establish 2
14 discount agency liquor stores and reduce the price of liquor in
16 those 2 stores.

18 2. Location. One store must be located to be convenient to
20 the southbound lanes of the Maine Turnpike, near Exit 1 of the
22 Maine Turnpike. One store must be located in Calais.

24 Sec. GG-15. 28-A MRSA §453, as amended by PL 1997, c. 373,
26 §46, is further amended to read:

28 §453. Location of agency liquor stores

30 1. Location requirements. The bureau may license an agency
32 liquor store only when the following requirements are met.

34 A. The proposed agency liquor store is located in a
36 municipality or unincorporated place that has voted in favor
38 of the operation of state liquor stores under local option
40 provisions.

42 ~~C. The proposed agency liquor store is not within 2.5 miles~~
44 ~~of an existing state liquor store or an existing agency~~
46 ~~liquor store that was licensed before May 1, 1993.~~

48 ~~D. If a state liquor store closes, the~~ The bureau may grant
50 ~~more than one agency store license in a municipality when~~
~~the bureau considers it appropriate. Agency liquor stores~~
~~licensed before May 1, 1993 that replace closed state liquor~~
~~stores are exempt from the distance requirement in paragraph~~
~~C~~ issue up to 6 agency store licenses in a municipality with
a population over 20,000 where a state liquor store has been
closed and up to 3 agency store licenses in a municipality
where a state liquor store has been closed. The bureau is
authorized to issue one agency store license in any other
municipality where no state liquor store has existed as it
considers appropriate.

E. The bureau does not issue to a person or corporation
more than 2 of the 3 licenses issued to replace a state
liquor store. For purposes of this restriction, each
partner of a partnership, each corporation that owns an

2 interest in another corporation and each person who owns 20%
3 or more of the shares or other interest in a corporation is
4 deemed to own a license granted to the partnership or
5 corporation.

6 F. The bureau may relicense stores in existence or licensed
7 before April 30, 2001.

8
9 ~~2. --- Replacement of state or agency liquor stores. --- The~~
10 ~~alcohol bureau may not replace a state liquor store and the~~
11 ~~bureau may not replace an existing agency liquor store that~~
12 ~~closes with a new agency liquor store if there is another state~~
13 ~~or existing agency liquor store within 3.5 miles. --- This~~
14 ~~subsection does not prevent the bureau from locating a~~
15 ~~replacement agency liquor store within 3.5 miles of another~~
16 ~~replacement agency liquor store for the same town.~~

17 ~~2-A. --- Replacement of state liquor stores closed in fiscal~~
18 ~~year 1991-92. --- The bureau may replace a state liquor store closed~~
19 ~~after July 1, 1990 with 2 agency liquor stores if:~~

20
21 ~~A. --- The agency stores are within a 10 mile radius of the~~
22 ~~location of the closed state liquor store, and~~

23
24 ~~B. --- The bureau does not issue to a person or corporation~~
25 ~~more than 2 of the 3 licenses issued to replace a state~~
26 ~~liquor store. --- For purposes of this restriction, each~~
27 ~~partner of a partnership, each corporation that owns an~~
28 ~~interest in another corporation and each person who owns 20%~~
29 ~~or more of the shares or other interest in a corporation is~~
30 ~~deemed to own a license granted to the partnership or~~
31 ~~corporation.~~

32
33 **Sec. GG-16. 28-A MRSA §453-A, sub-§§1, 1-A and 2, as amended**
34 **by PL 1997, c. 373, §47, are repealed.**

35
36 **Sec. GG-17. 28-A MRSA §453-B, as repealed and replaced by PL**
37 **2001, c. 358, Pt. V, §2, is repealed and the following enacted in**
38 **its place:**

39 **§453-B. License fees**

40
41 The initial license fee for an agency liquor store is \$2,000
42 and the renewal fee for an annual license is \$300. The annual
43 license fee for a reselling agent is \$100.

44
45 **Sec. GG-18. 28-A MRSA §455, as amended by PL 1997, c. 373,**
46 **§48, is further amended to read:**

47
48 **§455. Liquor for agency liquor stores**

2 Agency liquor stores must buy ~~their-liquor~~ all spirits from
4 the alcohol bureau under section 606.

6 **Sec. GG-19. 28-A MRSA §459**, as enacted by PL 1993, c. 276,
8 §1, is amended to read:

8 **§459. Delivery of liquor by agency liquor stores**

10 Agency liquor stores may ~~deliver--liquor~~ sell spirits and
12 fortified wines to establishments that are licensed to serve
14 liquor on premises. Agency liquor stores may not sell any
alcoholic beverage to an on-premise licensee unless it was
purchased from the alcohol bureau.

16 **Sec. GG-20. 28-A MRSA §606, sub-§1**, as repealed and replaced
18 by PL 1993, c. 276, §2, is amended to read:

20 **1. Purchase of liquor.** Subject to the restrictions
22 provided in subsection 1-A, a person licensed to sell spirits
24 must purchase liquor from ~~a-state-or~~ an agency liquor store.
This subsection does not apply to public service corporations
operating interstate.

26 **Sec. GG-21. 28-A MRSA §606, sub-§1-A**, as repealed and
replaced by PL 1993, c. 276, §3, is amended to read:

28 **1-A. On-premises licensees; purchase of spirits.** A person
30 licensed to sell spirits for consumption on the premises may
32 purchase spirits from the alcohol bureau or an agency liquor
store properly licensed as a reselling agent by the alcohol
bureau only in accordance with this subsection.

34 **A.** The sale price of spirits sold to a licensee under this
36 subsection ~~must equal the price for which a licensee would~~
purchase liquor at a state store is the retail price set by
the commission without the sales tax.

38 **B.** Upon completion of a transaction, the agency liquor
40 store and the on-premise licensee shall each retain a copy
of the licensee order form.

42 **Sec. GG-22. 28-A MRSA §606, sub-§§4 and 5**, as amended by PL
44 1997, c. 373, §58, are further amended to read:

46 **4. Discount for agency liquor stores.** The alcohol bureau
48 shall sell spirits and fortified wines to agency liquor stores
for a price of at least 8% less than the list price established
50 ~~for-the-state-liquor-stores~~ under chapters 65 and 67.

5. **Sale to government instrumentalities.** The alcohol bureau may authorize ~~the sale of~~ sell spirits to government instrumentalities within the State approved by the bureau. The alcohol bureau shall set the price.

Sec. GG-23. 28-A MRSA §606, sub-§8, as amended by PL 1997, c. 24, Pt. L, §4, is further amended to read:

8. Limits on price. An agency liquor store ~~may not~~ shall sell spirits and fortified wine ~~for less than 103% of the price paid by the agency liquor store.~~ ~~An agency liquor store may not sell spirits to persons other than on premises licenses for more than the list price set in accordance with chapters 65 and 67 at a price set by the alcohol bureau including all sale pricing. Upon written approval from the bureau, an agency liquor store may reduce the price of spirits and fortified wine to deplete inventory of discontinued items.~~

Sec. GG-24. 28-A MRSA §708, sub-§5, as enacted by PL 1993, c. 615, §4, is amended to read:

5. Combination packages. Notwithstanding subsection 3, agency liquor store licensees may offer for sale any package or combination of packages of spirits that the commission has approved for sale ~~in-state-liquor-stores.~~

Sec. GG-25. 28-A MRSA §1651, sub-§1, as amended by PL 1999, c. 166, §1, is further amended to read:

1. State liquor tax. Except as provided in subsection 2, the commission shall determine and set the list price at which to sell all spirits and fortified wine that will produce an aggregate state liquor tax sufficient to pay all liquor-related expenses of the Bureau of Alcoholic Beverages and Lottery Operations and to return to the General Fund an amount substantially equal to the amount of state liquor tax collected in the previous fiscal year. ~~With the exception of the discount agency liquor stores in Kittery and Calais, list~~ List prices must be uniform statewide.

C. The commission shall add any cost to the State related to handling containers returned for refund pursuant to Title 32, section 1863-A to the established price without markup.

Sec. GG-26. 28-A MRSA §1651, sub-§2, ¶C, as amended by PL 1995, c. 181, §1, is further amended to read:

C. Notwithstanding the other provisions of this section, with approval of the Commissioner of Administrative and Financial Services, the commission may reduce the price of

2 ~~discontinued or slow-selling items of liquor and fortified~~
3 ~~wine. The reduced price may not be less than the actual~~
4 ~~cost of the discontinued liquor items.~~

6 **Sec. GG-27. 28-A MRSA §1651, sub-§2, ¶E,** as enacted by PL
1987, c. 45, Pt. A, §4, is amended to read:

8 E. Notwithstanding the other provisions of this section,
9 the commission may establish special prices on certain
10 listed liquor spirits items to be made available to the
11 consumer ~~at all state stores~~. These special prices must not
12 be lower than the price established for the same listed item
13 at the 2 discount state agency liquor stores authorized
14 under section 403 451-A.

16 **Sec. GG-28. 28-A MRSA §2073, sub-§3, ¶¶B to D,** as enacted by
17 PL 1987, c. 45, Pt. A, §4, are amended to read:

18 B. For-hire carriers and contract carriers, authorized by
19 the Department of Public Safety, may transport liquor to
20 state agency liquor stores, to liquor warehouses, to
21 licensees, and to purchasers of liquor at state agency
22 liquor stores and from manufacturers to liquor warehouses,
23 state to agency liquor stores and to the state line for
24 transportation outside the State.

26 C. Licensees may transport liquor from state agency liquor
27 stores to their places of business.

30 D. Manufacturers may transport liquor within the State to
31 liquor warehouses ~~and state liquor stores~~, to persons
32 authorized under paragraph E and to the state line for
33 transportation outside the State.

34 **Sec. GG-29. 28-A MRSA §2073, sub-§3, ¶F,** as amended by PL
35 1997, c. 373, §154, is further amended to read:

38 F. The bureau may authorize hospitals and state
39 institutions to purchase liquor, for medicinal purposes
40 only, from wholesale licensees and state agency liquor
41 stores. This authorization must be in writing.

44 **Sec. GG-30. 28-A MRSA §2075, sub-§2,** as amended by PL 1993,
c. 730, §47, is further amended to read:

46 2. **Transportation of spirits within the State.** No A person
47 may not transport or cause to be transported any spirits within
48 the State in a quantity greater than 4 quarts unless the spirits
49 were purchased from a state or an agency liquor store.

2 **Sec. GG-31. 28-A MRSA §2076, sub-§1**, as amended by PL 1997,
c. 373, §156, is further amended to read:

4 **1. Delivery of liquor.** Except with the bureau's written
6 permission, ~~no~~ a person may not knowingly transport to or cause
8 to be delivered to any person other than the alcohol bureau any
spirits not purchased from a-state an agency liquor store or the
alcohol bureau.

10 **Sec. GG-32. 28-A MRSA §2229, sub-§2**, as amended by PL 1997,
c. 373, §162, is repealed.

12 **Sec. GG-33. 28-A MRSA §2229, sub-§2-A** is enacted to read:

14 **2-A. Unfit liquor.** If any forfeited liquor is determined
16 by the court to be unfit or unsatisfactory for consumption or
retail sale, the court may order the liquor destroyed by any
18 officer competent to serve the process on which it was
forfeited. The officer shall make the return to the court. The
20 liquor must be destroyed in a manner that is environmentally
sound.

22 **Sec. GG-34. 28-A MRSA §2230, sub-§2, ¶B**, as amended by PL
24 1997, c. 373, §163, is further amended to read:

26 **B.** Secure the liquor for a period of 30 days, after which
time the agency shall transfer the liquor to the bureau,
28 which shall dispose of the liquor. The bureau shall dispose
of any malt liquor or wine and shall transfer any spirits to
30 the alcohol bureau for sale at state liquor stores or
disposal.

32 **Sec. GG-35. State liquor stores to be closed**

34 **1. Closing by October 31, 2001.** The Department of
36 Administrative and Financial Services, Bureau of Alcoholic
Beverages and Lottery Operations shall take any action necessary
38 to close all state liquor stores as expeditiously as possible
with the goal of having all state liquor stores closed by October
40 31, 2001.

42 **2. Replacement of state liquor stores.** The Department of
Administrative and Financial Services, Bureau of Alcoholic
44 Beverages and Lottery Operations may license up to 6 agency
stores in a municipality with a population over 20,000 where a
46 state liquor store has been closed and up to 3 agency stores in a
municipality where a state liquor store has been closed. The
48 Department of Administrative and Financial Services, State Liquor
and Lottery Commission shall establish monthly discounts for all
50 agency stores. The issuance of an agency liquor store license

2 and the operation of agency liquor stores licensed pursuant to
this Part are governed by the Maine Revised Statutes, Title 28-A,
chapter 19.

4
6 **3. Requirement of at least one replacement agency liquor
store before closing.** A state liquor store may not be closed
8 unless at least one replacement agency liquor store with a
federal wholesale registration and licensed as a reselling agent
10 has been licensed within 10 miles of the state store being closed
or unless the Director of the Bureau of Alcoholic Beverages and
12 Lottery Operations within the Department of Administrative and
Financial Services determines that reasonable alternative access
14 is available to persons who previously purchased spirits from the
state liquor store being closed.

16 **4. Assistance to employees.** The State shall provide
assistance within existing programs to employees who are laid off
18 as a result of the closing of state liquor stores and the
contracting of wholesale liquor functions. This assistance may
20 include, but is not limited to, retraining, career planning and
assistance in obtaining other employment and may be provided
22 before or after an employee leaves state employment.

24 **5. Laws applicable to state liquor stores until closed.**
Until all state liquor stores have been closed, the provisions of
26 law applying to state liquor stores on January 1, 2001 continue
to apply to the operation of the stores remaining open, and the
28 Department of Administrative and Financial Services, Bureau of
Alcoholic Beverages and Lottery Operations and the Department of
30 Public Safety, Bureau of Liquor Enforcement continue to have
authority to act under those laws as if those laws were currently
32 in effect.

34 **Sec. GG-36. Funding employee assistance.** Notwithstanding any
other provision of law, the State Budget Officer is authorized to
36 transfer by financial order upon approval of the Governor up to
\$300,000 from the General Fund Salary Plan program and to
38 transfer by financial order amounts between line categories
within the Alcoholic Beverages - General Operations program
40 during fiscal year 2001-02 to provide up to \$616,000 to fund for
employee assistance costs for full-time and part-time state
42 liquor store employees for whom reasonable alternative state
government employment is not available or can not be found and
44 the Department of Administrative and Financial Services, Bureau
of Employee Relations shall negotiate with the applicable
46 bargaining agent regarding the assistance provided as well as the
eligibility criteria for assistance. The State Budget Officer
48 shall provide quarterly status reports to the joint standing
committees of the Legislature having jurisdiction over
50 appropriations and financial affairs and legal and veterans

affairs beginning April 30, 2001. The report must include an update on the implementation of this section and all transfers from the General Fund Salary Plan program.

Sec. GG-37. PL 2001, c. 358, Pt. V, §§3 to 8 are repealed.

Sec. GG-38. Appropriations and allocations. The following amounts are appropriated and allocated to carry out the purposes of this Part.

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

Alcoholic Beverages - General Operation

New Initiative: Provides for an increase in the Freight account to reflect the increased number of stops that will be made by the trucking contractor as a result of moving to an agency network for all liquor sales.

Alcoholic Beverage Fund	2001-02	2002-03
All Other	73,343	75,876
Total	73,343	75,876

Alcoholic Beverages - General Operation

New Initiative: Provides for an adjustment to the allocation for Personal Services and All Other to reflect the closing of the state-run liquor stores.

Alcoholic Beverage Fund	2001-02	2002-03
Positions - Legislative Count	(-97.000)	(-97.000)
Positions - FTE Count	(-5.784)	(-5.784)
Personal Services	(1,462,989)	(4,282,932)
All Other	(7,056)	(1,771,345)
Total	(1,470,045)	(6,054,277)

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

DEPARTMENT TOTALS	2001-02	2002-03
Department Summary - All Funds	(1,396,702)	(5,978,401)
Department Summary - Alcoholic Beverage Fund	(1,396,702)	(5,978,401)

PUBLIC SAFETY, DEPARTMENT OF

Liquor Enforcement

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

	PART B, Section B-2	163,197	120,757
2	PART S, Section S-2	693,685	697,277
	PART X, Section X-8	37,500	
4	PART Y, Section Y-2	12,942,080	13,087,391
		<hr/>	<hr/>
6	FEDERAL EXPENDITURES FUND,		
	TOTAL	32,133,643	31,780,370
8			
	Other Special Revenue funds		
10	(excluding Fund for a Healthy Maine)		
12	PART A, Section A-1	15,609,585	4,718,978
	PART B, Section B-3	215,306	177,703
14	PART R, Section R-1	25,000	
	PART T, Section T-10	1,143,610	291,567
16	PART X, Section X-9	713,688	875,198
	PART Y, Section Y-3	378,000	1,650,000
18	PART CC, Section CC-1		5,000
	PART EE, Section EE-1	(181,569)	(181,551)
20		<hr/>	<hr/>
	OTHER SPECIAL REVENUE FUNDS,		
22	TOTAL	17,903,620	7,536,895
24	Fund for a Healthy Maine		
26	PART A, Section A-1	15,139	15,576
	PART S, Section S-2	(8,550,000)	(8,705,000)
28		<hr/>	<hr/>
	FUND FOR A HEALTHY MAINE,		
30	TOTAL	(8,534,861)	(8,689,424)
32	Federal Block Grant Fund		
34	PART A, Section A-1	3,881,214	3,537,657
	PART B, Section B-4	7,000	7,000
36	PART X, Section X-12	4,043,531	
		<hr/>	<hr/>
38	FEDERAL BLOCK GRANT FUND, TOTAL	7,931,745	3,544,657
40	Postal, Printing & Supply Fund		
42	PART A, Section A-1	(78,394)	(82,314)
		<hr/>	<hr/>
44	POSTAL, PRINTING & SUPPLY		
	FUND, TOTAL	(78,394)	(82,314)
46			
	Office of Information Services Fund		
48			
	PART A, Section A-1	719,889	733,900
50		<hr/>	<hr/>

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	OFFICE OF INFORMATION SERVICES FUND, TOTAL	719,889	733,900
4	Central Motor Pool Fund		
6	PART A, Section A-1	71,124	73,349
8	CENTRAL MOTOR POOL FUND, TOTAL	<u>71,124</u>	<u>73,349</u>
10	Real Property Lease Internal Service Fund		
12	PART A, Section A-1	78,394	82,314
14	REAL PROPERTY LEASE INTERNAL SERVICE FUND, TOTAL	<u>78,394</u>	<u>82,314</u>
16			
18	Prison Industries Fund		
20	PART A, Section A-1	11,001	11,074
22	PRISON INDUSTRIES FUND, TOTAL	<u>11,001</u>	<u>11,074</u>
24	Statewide Radio and Network System Reserve Fund		
26	PART U, Section U-4	500,000	268,000
28	STATEWIDE RADIO AND NETWORK SYSTEM RESERVE FUND, TOTAL	<u>500,000</u>	<u>268,000</u>
30			
32	Alcoholic Beverages Fund		
34	PART GG, Section GG-37	100,684	1,998,640
36	PART GG, Section GG-38	(1,396,702)	(5,978,401)
38	ALCOHOLIC BEVERAGES FUND, TOTAL	<u>(1,296,018)</u>	<u>(3,979,761)</u>
40	GENERAL FUND UNDEDICATED REVENUE		
42		2001-02	2002-03
44	PART A		
46	Agriculture	256,530	256,530
48	Attorney General	275,000	275,000
50	Conservation	203,000	203,000
	MHMRSAS	1,552,869	1,347,043
	PART L, Section L-9	1,000,000	1,000,000
	PART X, Section X-7	690,058	956,886
	PART AA, Section AA-1	5,000,000	

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

2	PART GG	513,118	2,842,779
4	GENERAL FUND UNDEDICATED REVENUE, TOTAL	9,490,575	6,881,238
6	ADJUSTMENTS TO GENERAL FUND BALANCE		
8		2001-02	2002-03
10	PART A Public Safety	39,706	41,258
12	PART H, Section H-5	239,054	
14	PART I, Section I-2	104,916	110,613
16	PART W, Section W-1	150,000	
18	PART W, Section W-2	2,550,000	
20	PART S, Section S-1		10,300,000
22	PART S, Section S-3	8,550,000	8,705,000
24	ADJUSTMENTS TO GENERAL FUND BALANCE, TOTAL	11,633,676	19,156,871
26	ADJUSTMENTS TO FUND FOR A HEALTHY MAINE BALANCE		
28		2001-02	2002-03
30	PART S, Section S-1		(10,300,000)
32	PART S, Section S-3	(8,550,000)	(8,705,000)
34	ADJUSTMENTS TO FUND FOR A HEALTHY MAINE BALANCE, TOTAL	(8,550,000)	(19,005,000)

SUMMARY

- 36 Part A makes supplemental appropriations and allocations.
- 38 Part B makes supplemental appropriations and allocations
40 from various governmental funds for approved reclassifications
and range changes.
- 42 Part C does the following:
- 44 1. Amends the Retiree Health Insurance Internal Service
46 Fund law to clarify investment, audit and use of the fund; and
 - 48 2. Authorizes the State Budget Officer to distribute
50 retiree health insurance costs to affected accounts as
appropriation and allocation adjustments.

COMMITTEE AMENDMENT "B" to H.P. 655, L.D. 855

Part D does the following:

1. Amends the law as it relates to the definition of "corporation" to ensure that all health maintenance organizations are equitably subjected to the corporate income tax; and

2. Amends the law as it relates to the definition of "compensation" for payroll tax calculation on leased or temporary employees.

Part E does the following:

1. Amends the law concerning positions to support the design and implementation of the new Budget Management System within the Department of Administrative and Financial Services.

Part F does the following:

1. Authorizes the Department of Administrative and Financial Services to enter into lease-purchase agreements to purchase motor vehicles for the Central Motor Pool;

2. Authorizes the Department of Administrative and Financial Services to enter into lease-purchase agreements to purchase hardware, software and systems in support of the operations of State Government; and

3. Authorizes the issuance of securities by the Maine Governmental Facilities Authority.

Part G establishes the Office of Victim Services within the Department of Corrections and authorizes the transfer of funds by financial order to pay overtime and labor market adjustments for teachers at the Northern Maine Juvenile Facility. Part G also authorizes the Department of Corrections to establish intermittent positions to avoid unbudgeted overtime. This Part renames the Southern Maine Juvenile Facility the "Long Creek Youth Development Center" and the Northern Maine Juvenile Facility the "Mountain View Youth Development Center." This Part also authorizes the Department of Corrections to carry forward funds for overtime.

Part H removes the Federal and State Education Program Coordinator from the list of appointments by the Commissioner of Education. It also authorizes funds to be lapsed from the general purpose aid for local schools account to the General Fund.

Part I establishes the Land Management Fund within the Department of Inland Fisheries and Wildlife. This Part also authorizes certain carrying balances within the Inland Fisheries

and Wildlife program to lapse to the General Fund.

Part J amends the law to create a Deputy Commissioner position within the Department of Mental Health, Mental Retardation and Substance Abuse Services.

Part K authorizes the Governor Baxter School for the Deaf to transfer available balances of appropriations and allocations between line categories by financial order and authorizes the extension of a limited-period position to June 30, 2002.

Part L changes the presumptive abandonment period for property related to the demutualization or related reorganization of an insurance company to 2 years. It also allows the Department of Administrative and Financial Services, Bureau of Revenue Services to share certain information with the Treasurer of State. It also transfers additional amounts from the Abandoned Property Fund in fiscal year 2001-02 and fiscal year 2002-03.

Part M authorizes the change of bargaining unit from Professional Technical to Supervisory Services for the Senior DNA Forensic Analyst position within the Department of Public Safety, Bureau of State Police. This Part also authorizes the Department of Human Services to fund position upgrades in the Drinking Water program and the Eating and Lodging program and the previously approved upgrade of one Planning and Research Associate position within existing budgeted resources.

Part N authorizes the Maine Governmental Facilities Authority to issue securities up to \$5,500,000 for certain courthouse projects.

Part O eliminates the Office of State Historian program, deappropriates its current funding and provides funding for the Office of State Historian program within the Historic Preservation Commission program. It also eliminates the nonlapsing funds language.

Part P funds the Lewiston-Auburn College teachers for elementary and middle schools project through a delay in the Maine Patent Program and provides 2.5% increases in the base budgets for the University of Maine System, the Maine Technical College System and Maine Maritime Academy.

Part P also authorizes transfers from the General Fund Salary Plan to the Maine Technical College System for collective bargaining costs in fiscal year 2001-02 and fiscal year 2002-03.

Part Q continues an adjustment of headcount that was

2 authorized in Public Law 2001, chapter 1; reflects the number of
positions authorized by the Legislative Council to support the
4 activities of the Legislature and the organization of the 120th
Legislature; provides sufficient funds in the personal services
6 line category to meet the needs of the current organizational
structure of the Legislature; and provides for a line category
8 transfer of funds to establish a position to replace desktop
support currently provided by contract.

10 Part R funds a celebration of the State House renovations.

12 Part S authorizes funds to be transferred from the Fund for
a Healthy Maine to the General Fund and provides additional
14 deallocations from the Fund for a Healthy Maine.

16 Part T does the following:

18 1. It contains recommendations of the Committee to Develop
a Compensation Program for Victims of Abuse at the Governor
20 Baxter School for the Deaf, created by Resolve 1999, chapter 127,
Part B. This Part takes the place of L.D. 271 and L.D. 293.

22 2. It creates the Baxter Compensation Authority, which
24 establishes the Baxter Compensation Program to pay compensation
to the former students who were sexually or physically abused
26 while attending the Governor Baxter School for the Deaf or its
predecessor, the Maine School for the Deaf. Claims for
28 compensation must be filed by March 31, 2006. All compensation
must be paid out by July 1, 2007, when the program ceases to
30 exist.

32 The compensation and costs of the program will be paid from
the Baxter Compensation Authority Other Special Revenue Fund
34 account. The amount of \$1,000,000 is transferred from the
Governor Baxter School for the Deaf Student Trust Fund into the
36 account on July 1, 2001. The amount of \$2,000,000 is transferred
from the Maine Rainy Day Fund into the account in fiscal year
38 2001-02. The amount of \$3,000,000 is set aside in the Governor
Baxter School for the Deaf Compensation Fund within the Maine
40 Rainy Day Fund to be made available by financial order to pay
compensation to the victims and to pay administrative costs of
42 the program.

44 Part U establishes a Statewide Radio and Network System
Reserve Fund as an internal service fund within the Department of
46 Administrative and Financial Services for the purpose of
replacing the current radio and network system. This Part
48 requires the Chief Information Officer of the Department of
Administrative and Financial Services to prepare a report to
50 specified committees of the Legislature on all activities of the

2 radio and network system. This Part also provides lease-purchase
3 authorization for the acquisition of hardware and software for
4 the radio and network system and provides funding for the
financing costs.

6 Part V clarifies that the Bureau of Liquor Enforcement
7 within the Department of Public Safety is responsible for
8 licensing agency liquor stores and authorizes the Department of
9 Public Safety, Bureau of Liquor Enforcement to waive the spacing
10 requirement for agency liquor stores in order to license a
11 sufficient number of agency stores in municipalities to implement
12 this Part.

14 Part W transfers \$150,000 to the General Fund in fiscal year
15 2001-02 from available balances in an account within the
16 Department of the Attorney General designated for the legal
17 expenses involved with the defense of the boundary dispute with
18 New Hampshire to the unappropriated surplus of the General Fund.
19 Part W also transfers \$2,550,000 from the Department of
20 Professional and Financial Regulation, Securities Division to the
General Fund in fiscal year 2001-02.

22 Part X does the following.

24
25 1. It repeals the child welfare services ombudsman, a
26 position in the Executive Department that has not been funded in
years.

28
29 2. It establishes an ombudsman program within the Executive
30 Department through contract with an independent nonprofit
31 organization. Ombudsman services will be provided by one
32 ombudsman and one support staff.

34
35 3. It provides that the duties of the ombudsman include
36 serving the children and families with regard to child welfare
services provided by the Department of Human Services.

38
39 4. It provides for penalties for persons who intentionally
40 interfere with the performance of the ombudsman's duties and for
41 persons who penalize or impose restrictions on a person who makes
42 a complaint or inquiry to the ombudsman.

44
45 5. It requires a report in January 2003 regarding combining
46 other advocacy and ombudsman functions within the Department of
47 Education, the Department of Human Services, the Department of
48 Mental Health, Mental Retardation and Substance Abuse Services,
the Department of Corrections and the Disability Rights Center.

50 6. It provides funding for 18 new caseworkers, 3
supervisors, one Division Director and 2 Program Administrator -

2 Child Protective positions in child welfare services in the
Department of Human Services, increases funding for travel and
cellular phone time and provides funding for laptop computers.

4
6 7. It transfers \$4,043,531 from the Department of Human
Services, Child Support Collections, Other Special Revenue
8 account representing a portion of the State's share of child
support collections earned but not transferred to the temporary
10 Assistance for Needy Families, Other Special Revenue account and
provides for a corresponding General Fund deappropriation due to
the availability of one-time funds from child support collections.

12
14 Part Y provides funds for the Department of Human Services
for the completion of Phase I and for Phase II and Phase III of
the Claims Management System.

16
18 Part Z establishes the Sexual Assault Forensic Examiner
Advisory Board within the Department of the Attorney General.

20
22 Part AA authorizes a tax anticipation note of up to
\$100,000,000 for fiscal year 2001-02 and provides a General Fund
appropriation to cover the debt service costs associated with
that note.

24
26 Part BB amends Public Law 1999, chapter 731 to provide that
funds of the Maine Fire Protection Services Commission do not
lapse but must be carried forward until June 30, 2002.

28
30 Part CC allocates funds on a one-time basis from the Dam
Repair and Reconstruction Fund for a low-flow study to be
conducted by the Aroostook Water and Soil Management Board.

32
34 Part DD provides for an across-the-board reduction of
approximately 1% to General Fund accounts with some exception for
fiscal year 2001-02 and fiscal year 2002-03.

36
38 Part EE deallocates funds to the Public Advocate within the
Executive Department in order to limit growth within the Office
of the Public Advocate.

40
42 Part FF sets up a priority of transfers from unappropriated
surplus at the close of fiscal year 2000-01.

44
46 Part GG amend the law to provide for the closing of all
state-operated liquor stores.