

MAINE STATE LEGISLATURE

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R. H. B.

Date: 1/11/10

(Filing No. H-585)

APPROPRIATIONS AND FINANCIAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1177, L.D. 1668, Bill, "An Act To Implement the Recommendations of the Initiative To Streamline State Government"

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

'An Act To Implement the Recommendations of the Initiative To Streamline State Government and To Make Other Necessary Changes to Law'

Amend the bill in Part A in section 1 under the caption "AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF" in that part designated "Division of Animal Health and Industry 0394" by striking out all of the "GENERAL FUND" table (page 3, lines 29 to 32 in L.D.) and inserting the following:

GENERAL FUND	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)
Personal Services	\$0	(\$52,210)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$52,210)</u>

Amend the bill in Part A in section 1 under the caption "AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF" in the first occurrence of a part designated "Division of Market and Production Development 0833" by striking out all of the "OTHER SPECIAL REVENUE FUNDS" table (page 4, lines 5 to 8 in L.D.) and inserting the following:

OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	0.500
Personal Services	\$0	\$26,105
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$26,105</u>

COMMITTEE AMENDMENT

1 Amend the bill in Part A in section 1 under the caption "**CORRECTIONS,**
 2 **DEPARTMENT OF**" in the first occurrence of a part designated "**Adult Community**
 3 **Corrections 0124**" in the initiative in the first line (page 7, line 30 in L.D.) by striking
 4 out the following: "Public Manager III" and inserting the following: 'Public Service
 5 Manager II'

6 Amend the bill in Part A in section 1 under the caption "**ECONOMIC AND**
 7 **COMMUNITY DEVELOPMENT, DEPARTMENT OF**" in that part designated
 8 "**Business Development 0585**" by striking out all of the "**GENERAL FUND**" table
 9 (page 9, lines 17 to 20 in L.D.) and inserting the following:

GENERAL FUND	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$101,459)	(\$107,586)
GENERAL FUND TOTAL	<u>(\$101,459)</u>	<u>(\$107,586)</u>

17 Amend the bill in Part A in section 1 under the caption "**EDUCATION,**
 18 **DEPARTMENT OF**" in that part designated "**Adult Education 0364**" by striking out all
 19 of the "**FEDERAL EXPENDITURES FUND**" table (page 10, lines 1 to 4 in L.D.) and
 20 inserting the following:

FEDERAL EXPENDITURES FUND	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$21,221
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$21,221</u>

28 Amend the bill in Part A in section 1 under the caption "**EDUCATION,**
 29 **DEPARTMENT OF**" in that part designated "**Federal and State Program Services**
 30 **Z079**" by striking out all of the "**GENERAL FUND**" table (page 10, lines 11 to 14 in
 31 L.D.) and inserting the following:

GENERAL FUND	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$21,221)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$21,221)</u>

42 Amend the bill in Part A in section 1 under the caption "**HEALTH AND HUMAN**
 43 **SERVICES, DEPARTMENT OF (FORMERLY DHS)**" in that part designated "**FHM**
 44 **- Bureau of Health 0953**" by striking out all of the "**OTHER SPECIAL REVENUE**
FUNDS" table (page 13, lines 30 to 32 and page 14, lines 1 and 2 in L.D.) and inserting
 the following:

COMMITTEE AMENDMENT "A" to H.P. 1177, L.D. 1668

1	FUND FOR A HEALTHY MAINE	2009-10	2010-11
2	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
3	Personal Services	\$0	\$110,092
4			
5	FUND FOR A HEALTHY MAINE TOTAL	\$0	\$110,092
6			

7 Amend the bill in Part A in section 1 under the caption "HISTORIC
8 PRESERVATION COMMISSION, MAINE" in that part designated "Historic
9 Preservation Commission 0036" by inserting after the "GENERAL FUND" table (page
10 15, lines 13 to 16 in L.D.) the following:

11			
12	FEDERAL EXPENDITURES FUND	2009-10	2010-11
13	All Other	\$11,750	\$12,040
14			
15	FEDERAL EXPENDITURES FUND TOTAL	\$11,750	\$12,040
16			

17 Amend the bill in Part A in section 1 under the caption "HISTORIC
18 PRESERVATION COMMISSION, MAINE" by striking out all of the last 6 lines
19 (page 15, lines 17 to 23 in L.D.) and inserting the following:

20			
21	HISTORIC PRESERVATION COMMISSION,		
22	MAINE		
23	DEPARTMENT TOTALS	2009-10	2010-11
24			
25	GENERAL FUND	(\$11,750)	(\$12,040)
26	FEDERAL EXPENDITURES FUND	\$11,750	\$12,040
27			
28	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0
29			

30 Amend the bill in Part A in section 1 by striking out all of that part designated
31 "SECTION TOTALS" (page 22, lines 1 to 10 in L.D.) and inserting the following:

32			
33	SECTION TOTALS	2009-10	2010-11
34			
35	GENERAL FUND	(\$6,165,800)	\$19,475,103
36	HIGHWAY FUND	(\$13,450)	(\$26,902)
37	FEDERAL EXPENDITURES FUND	\$97,314	\$120,716
38	FUND FOR A HEALTHY MAINE	\$0	\$110,092
39	OTHER SPECIAL REVENUE FUNDS	\$260,961	\$449,396
40	FINANCIAL AND PERSONNEL SERVICES	\$0	(\$46,145)
41	FUND		
42			
43	SECTION TOTAL - ALL FUNDS	(\$5,820,975)	\$20,082,260
44			

COMMITTEE AMENDMENT

1 Amend the bill in Part F in section 1 in the first line (page 24, line 8 in L.D.) by
2 striking out the following: "containers" and inserting the following: 'stations' and in the
3 2nd line (page 24, line 9 in L.D.) by striking out the following: "containers" and inserting
4 the following: 'stations'

5 Amend the bill in Part H in section 1 by striking out all of paragraph E (page 25, lines
6 10 to 17 in L.D.) and inserting the following:

7 'E. Ten percent of the net slot machine income must be forwarded by the board to the
8 State Controller to be credited to the Fund for a Healthy Maine established by Title
9 22, section 1511 and segregated into a separate account under Title 22, section 1511,
10 subsection 11, with the use of funds in the account restricted to the purposes
11 described in Title 22, section 1511, subsection 6, paragraph E. For the fiscal years
12 ending June 30, 2010, June 30, 2011 and June 30, 2012, the amount credited annually
13 by the State Controller to the Fund for a Healthy Maine under this paragraph may not
14 exceed \$4,500,000 annually and any funds in excess of \$4,500,000 annually during
15 these fiscal years must be credited as General Fund undedicated revenue.'

16 Amend the bill by inserting after Part J and before the emergency clause the
17 following:

18 **'PART K**

19 **Sec. K-1. 5 MRSA §933, sub-§1, ¶L**, as enacted by PL 2005, c. 337, §2 and
20 affected by §4, is amended to read:

21 L. Director, Division of Animal Health and Industry; and

22 **Sec. K-2. 5 MRSA §933, sub-§1, ¶M**, as enacted by PL 2005, c. 337, §2 and
23 affected by §4, is repealed.

24 **PART L**

25 **Sec. L-1. Adjustment for general purpose aid for local schools.**
26 Notwithstanding any other provision of law, the Department of Education is authorized to
27 temporarily adjust payments to local school administrative units under the General
28 Purpose Aid for Local Schools program in fiscal year 2009-10 pursuant to the curtailment
29 of the allotment of \$38,098,223 contained in Executive Order 05 FY 10/11 dated
30 November 20, 2009.

31 **Sec. L-2. Report.** The Department of Education shall report to the Joint Standing
32 Committee on Education and Cultural Affairs and the Joint Standing Committee on
33 Appropriations and Financial Affairs regarding the implementation of this Part no later
34 than March 1, 2010.'

35 **SUMMARY**

36 This amendment makes the following changes to the bill.

- 37 1. It makes several technical changes to appropriations and allocations.

- 1 2. It corrects a reference to fee collection stations.
- 2 3. It limits until the fiscal year ending June 30, 2012 the cap on racino funds
- 3 proposed in the bill.
- 4 4. It removes the Director, Division of Market and Production Development from the
- 5 list of major policy-influencing positions within the Department of Agriculture, Food and
- 6 Rural Resources.
- 7 5. It authorizes the Department of Education to temporarily adjust payments to local
- 8 school administrative units under the General Purpose Aid for Local Schools program in
- 9 fiscal year 2009-10 pursuant to the curtailment of the allotment of \$38,098,223 contained
- 10 in Executive Order 05 FY 10/11 dated November 20, 2009. This action is intended to
- 11 avoid overpayments of school subsidies to certain local school administrative units that
- 12 may occur if the full reduction proposed in L.D. 1671, the Governor's supplemental
- 13 budget, is enacted by the Legislature. It also requires the Department of Education to
- 14 report to the Joint Standing Committee on Education and Cultural Affairs and the Joint
- 15 Standing Committee on Appropriations and Financial Affairs regarding the
- 16 implementation of the adjustment of payments no later than March 1, 2010.

FISCAL NOTE REQUIRED

(See attached)

**124th MAINE LEGISLATURE****LD 1668****LR 2514(02)****An Act To Implement the Recommendations of the Initiative To Streamline State Government****Fiscal Note for Bill as Amended by Committee Amendment " A "****Committee: Appropriations and Financial Affairs****Fiscal Note Required: Yes****Fiscal Note**

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Net Cost (Savings)				
General Fund	(\$16,250,536)	\$16,250,536	\$16,462,016	\$17,562,385
Highway Fund	(\$13,450)	(\$26,902)	(\$26,902)	(\$26,902)
Fund for a Healthy Maine	\$776,923	\$993,063	\$1,238,663	\$118,618
Appropriations/Allocations				
General Fund	(\$6,165,800)	\$17,743,803	\$17,718,404	\$17,694,385
Highway Fund	(\$13,450)	(\$26,902)	(\$26,902)	(\$26,902)
Federal Expenditures Fund	\$97,314	\$120,716	\$124,064	\$127,513
Fund for a Healthy Maine	\$0	\$110,092	\$114,275	\$118,618
Other Special Revenue Funds	\$260,961	\$449,396	\$455,267	\$461,318
Financial and Personnel Services Fund	\$0	(\$46,145)	(\$49,837)	(\$55,133)
Revenue				
General Fund	\$1,418,574	\$1,024,282	\$1,256,388	\$132,000
Fund for a Healthy Maine	(\$776,923)	(\$882,971)	(\$1,124,388)	\$0
Other Special Revenue Funds	(\$624,651)	(\$9,311)	(\$9,311)	(\$9,311)
Transfers				
General Fund	\$8,666,162	\$468,985	\$0	\$0
Workers' Compensation Management Fund	(\$1,772,840)	\$0	\$0	\$0

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Fund Detail by Section				
Appropriations/Allocations				
General Fund				
PART A, Section 1	(\$6,165,800)	\$19,475,103	\$19,449,704	\$19,425,685
PART B, Section 3	\$0	(\$1,731,300)	(\$1,731,300)	(\$1,731,300)
Highway Fund				
PART A, Section 1	(\$13,450)	(\$26,902)	(\$26,902)	(\$26,902)
Federal Expenditures Fund				
PART A, Section 1	\$97,314	\$120,716	\$124,064	\$127,513
Fund for a Healthy Maine				
PART A, Section 1	\$0	\$110,092	\$114,275	\$118,618
Other Special Revenue Funds				
PART A, Section 1	\$260,961	\$449,396	\$455,267	\$461,318
Financial and Personnel Services Fund				
PART A, Section 1	\$0	(\$46,145)	(\$49,837)	(\$55,133)
Revenue				
General Fund				
PART E, Section 1	\$624,651	\$9,311	\$0	\$0
PART F, Section 1	\$17,000	\$132,000	\$132,000	\$132,000
PART H, Section 1	\$776,923	\$882,971	\$1,124,388	\$0
Fund for a Healthy Maine				
PART H, Section 1	(\$776,923)	(\$882,971)	(\$1,124,388)	\$0
Other Special Revenue Funds				
PART E, Section 1	(\$624,651)	(\$9,311)	(\$9,311)	(\$9,311)
Transfers				
General Fund				
PART B, Section 1	\$1,772,840	\$0	\$0	\$0
PART C, Section 1	\$6,393,322	\$0	\$0	\$0
PART G, Section 2	\$500,000	\$468,985	\$0	\$0
Workers' Compensation Management Fund				
PART B, Section 1	(\$1,772,840)	\$0	\$0	\$0