

MAINE STATE LEGISLATURE

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L.D. 2126

Date: 3/17/20

(Filing No. H-75)

APPROPRIATIONS AND FINANCIAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1516, L.D. 2126, Bill, "An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2020 and June 30, 2021"

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

'PART A

Sec. A-1. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Bureau of General Services - Capital Construction and Improvement Reserve Fund
0883**

Initiative: Provides funding for maintenance and repair of state facilities. Any unexpended or unencumbered funds from this project at the end of the fiscal year may not lapse but must be carried forward to be used for the same purpose.

GENERAL FUND	2019-20	2020-21
All Other	\$2,000,000	\$0
GENERAL FUND TOTAL	<u>\$2,000,000</u>	<u>\$0</u>

Central Administrative Applications Z234

Initiative: Provides funding for the human resources management system.

COMMITTEE AMENDMENT

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$1,900,000	\$0
3			
4	GENERAL FUND TOTAL	<u>\$1,900,000</u>	<u>\$0</u>

5 **Information Services 0155**

6 Initiative: Provides necessary All Other for information security enhancements.

7	GENERAL FUND	2019-20	2020-21
8	All Other	\$1,748,821	\$0
9			
10	GENERAL FUND TOTAL	<u>\$1,748,821</u>	<u>\$0</u>

11 **ADMINISTRATIVE AND FINANCIAL**
 12 **SERVICES, DEPARTMENT OF**
 13 **DEPARTMENT TOTALS**

13		2019-20	2020-21
14			
15	GENERAL FUND	\$5,648,821	\$0
16			
17	DEPARTMENT TOTAL - ALL FUNDS	<u>\$5,648,821</u>	<u>\$0</u>

18 **Sec. A-2. Appropriations and allocations.** The following appropriations and
 19 allocations are made.

20 **AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF**
 21 **Bureau of Agriculture 0393**

22 Initiative: Provides one-time funding to replace the 2002 FT120 butterfat, protein and
 23 solids analyzer to ensure a safe milk supply for the public.

24	GENERAL FUND	2019-20	2020-21
25	Capital Expenditures	\$45,000	\$0
26			
27	GENERAL FUND TOTAL	<u>\$45,000</u>	<u>\$0</u>

28 **Parks - General Operations Z221**

29 Initiative: Provides funding to increase salaries for 38 Lifeguard positions and 5
 30 Lifeguard Supervisor positions and provides funds for the required certification training.

1	GENERAL FUND	2019-20	2020-21
2	Personal Services	\$0	\$64,687
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$64,687</u>

5	AGRICULTURE, CONSERVATION AND		
6	FORESTRY, DEPARTMENT OF		
7	DEPARTMENT TOTALS	2019-20	2020-21
8			
9	GENERAL FUND	\$45,000	\$64,687
10			
11	DEPARTMENT TOTAL - ALL FUNDS	<u>\$45,000</u>	<u>\$64,687</u>

12 **Sec. A-3. Appropriations and allocations.** The following appropriations and
 13 allocations are made.

14 **COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE**

15 **Maine Community College System - Board of Trustees 0556**

16 Initiative: Provides one-time funding for additional workforce development, including
 17 short-term training through the Maine Quality Centers, at Maine's 7 community colleges.

18	GENERAL FUND	2019-20	2020-21
19	All Other	\$0	\$2,500,000
20			
21	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$2,500,000</u>

22 **Sec. A-4. Appropriations and allocations.** The following appropriations and
 23 allocations are made.

24 **CORRECTIONS, DEPARTMENT OF**

25 **Administration - Corrections 0141**

26 Initiative: Reduces funding for Downeast Correctional Facility positions and All Other
 27 costs appropriated in Public Law 2019, chapter 343, Part A. The facility will open in June
 28 2021 rather than January 2021 and the positions will start March 1, 2021 rather than
 29 January 1, 2021.

30	GENERAL FUND	2019-20	2020-21
31	All Other	\$0	(\$14,537)
32			
33	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$14,537)</u>

34 **Correctional Medical Services Fund 0286**

1 Initiative: Provides one-time funding for mandated prisoner Hepatitis C treatment.

2	GENERAL FUND	2019-20	2020-21
3	All Other	\$3,000,000	\$2,500,000
4			
5	GENERAL FUND TOTAL	<u>\$3,000,000</u>	<u>\$2,500,000</u>

6 **Corrections Food Z177**

7 Initiative: Reduces funding for Downeast Correctional Facility positions and All Other
 8 costs appropriated in Public Law 2019, chapter 343, Part A. The facility will open in June
 9 2021 rather than January 2021 and the positions will start March 1, 2021 rather than
 10 January 1, 2021.

11	GENERAL FUND	2019-20	2020-21
12	All Other	\$0	(\$66,338)
13			
14	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$66,338)</u>

15 **Downeast Correctional Facility 0542**

16 Initiative: Reduces funding for Downeast Correctional Facility positions and All Other
 17 costs appropriated in Public Law 2019, chapter 343, Part A. The facility will open in June
 18 2021 rather than January 2021 and the positions will start March 1, 2021 rather than
 19 January 1, 2021.

20	GENERAL FUND	2019-20	2020-21
21	Personal Services	\$0	(\$271,966)
22	All Other	\$0	(\$137,518)
23			
24	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$409,484)</u>

25 **Mountain View Correctional Facility 0857**

26 Initiative: Provides one-time funding for increased prisoner population due to the closure
 27 of the Downeast Correctional Facility.

28	GENERAL FUND	2019-20	2020-21
29	All Other	\$500,000	\$0
30			
31	GENERAL FUND TOTAL	<u>\$500,000</u>	<u>\$0</u>

1	CORRECTIONS, DEPARTMENT OF		
2	DEPARTMENT TOTALS	2019-20	2020-21
3			
4	GENERAL FUND	\$3,500,000	\$2,009,641
5			
6	DEPARTMENT TOTAL - ALL FUNDS	\$3,500,000	\$2,009,641

7 **Sec. A-5. Appropriations and allocations.** The following appropriations and
 8 allocations are made.

9 **EDUCATION, DEPARTMENT OF**
 10 **Adult Education 0364**

11 Initiative: Provides one-time funding for workforce development. These funds do not
 12 lapse but must be carried forward to the next fiscal year to be used for the same purpose.

13	GENERAL FUND	2019-20	2020-21
14	All Other	\$0	\$1,200,000
15			
16	GENERAL FUND TOTAL	\$0	\$1,200,000

17 **Child Development Services 0449**

18 Initiative: Provides funding for increases in staff costs and health insurance related to
 19 collective bargaining completed in April 2019.

20	GENERAL FUND	2019-20	2020-21
21	All Other	\$98,955	\$1,485,945
22			
23	GENERAL FUND TOTAL	\$98,955	\$1,485,945

24 **General Purpose Aid for Local Schools 0308**

25 Initiative: Provides funding for the Maine Educational Center for the Deaf and Hard of
 26 Hearing and the Governor Baxter School for the Deaf.

27	GENERAL FUND	2019-20	2020-21
28	All Other	\$249,600	\$249,600
29			
30	GENERAL FUND TOTAL	\$249,600	\$249,600

31 **General Purpose Aid for Local Schools 0308**

32 Initiative: Provides funding for an increase in the number of students in school
 33 administrative units that are part of an education service center.

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$0	\$1,238,863
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,238,863</u>

5 **General Purpose Aid for Local Schools 0308**

6 Initiative: Transfers funding from the General Purpose Aid for Local Schools program to
 7 the Learning Systems Team program within the same fund for costs related to 2 Regional
 8 Education Representative positions transferred in Public Law 2019, chapter 343.

9	GENERAL FUND	2019-20	2020-21
10	All Other	(\$20,000)	(\$20,000)
11			
12	GENERAL FUND TOTAL	<u>(\$20,000)</u>	<u>(\$20,000)</u>

13 **General Purpose Aid for Local Schools 0308**

14 Initiative: Continues one Public Service Coordinator I position previously established by
 15 Financial Order 000426 F0.

16	GENERAL FUND	2019-20	2020-21
17	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
18	Personal Services	\$0	\$112,650
19			
20	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$112,650</u>

21 **General Purpose Aid for Local Schools 0308**

22 Initiative: Provides funding for the cost of essential programs and services to increase the
 23 state share percentage by 1% from fiscal year 2019-20 levels.

24	GENERAL FUND	2019-20	2020-21
25	All Other	\$0	\$22,041,555
26			
27	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$22,041,555</u>

28 **General Purpose Aid for Local Schools 0308**

29 Initiative: Transfers funding for the compilation and analysis of education data from the
 30 General Purpose Aid for Local Schools program to the Learning Systems Team program.

31	GENERAL FUND	2019-20	2020-21
32	All Other	\$0	(\$250,000)
33			

1 **General Purpose Aid for Local Schools 0308**

2 Initiative: Provides funding to cover an increase in the system administration portion of
3 state subsidy costs.

4	GENERAL FUND	2019-20	2020-21
5	All Other	\$0	\$7,859,885
6			
7	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$7,859,885</u>

8 **General Purpose Aid for Local Schools 0308**

9 Initiative: Transfers one Public Service Manager I position and related All Other costs
10 from the General Purpose Aid for Local Schools program to the Learning Systems Team
11 program within the same fund.

12	GENERAL FUND	2019-20	2020-21
13	POSITIONS - LEGISLATIVE COUNT	0.000	(1,000)
14	Personal Services	\$0	(\$109,076)
15	All Other	\$0	(\$10,000)
16			
17	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$119,076)</u>

18 **General Purpose Aid for Local Schools 0308**

19 Initiative: Provides funding to school administrative units to support the entrance of
20 additional students into public preschool programs.

21	GENERAL FUND	2019-20	2020-21
22	All Other	\$0	\$4,000,000
23			
24	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$4,000,000</u>

25 **General Purpose Aid for Local Schools 0308**

26 Initiative: Provides funding for ongoing data system support and upgrades.

27	GENERAL FUND	2019-20	2020-21
28	All Other	\$32,654	\$130,615
29			
30	GENERAL FUND TOTAL	<u>\$32,654</u>	<u>\$130,615</u>

31 **Leadership Team Z077**

32 Initiative: Provides funding for costs related to legislative tasks, work groups, study
33 groups, task forces, committees and other projects required of the commissioner's office.

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$0	\$68,800
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$68,800</u>

5 **Learning Systems Team Z081**

6 Initiative: Transfers funding from the General Purpose Aid for Local Schools program to
 7 the Learning Systems Team program within the same fund for costs related to 2 Regional
 8 Education Representative positions transferred in Public Law 2019, chapter 343.

9	GENERAL FUND	2019-20	2020-21
10	All Other	\$20,000	\$20,000
11			
12	GENERAL FUND TOTAL	<u>\$20,000</u>	<u>\$20,000</u>

13 **Learning Systems Team Z081**

14 Initiative: Provides one-time funding for equipment upgrades at career and technical
 15 education schools to meet national industry standards. These funds do not lapse but must
 16 be carried forward to the next fiscal year to be used for the same purpose.

17	GENERAL FUND	2019-20	2020-21
18	All Other	\$0	\$2,000,000
19			
20	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$2,000,000</u>

21 **Learning Systems Team Z081**

22 Initiative: Transfers one Public Service Manager I position and related All Other costs
 23 from the General Purpose Aid for Local Schools program to the Learning Systems Team
 24 program within the same fund.

25	GENERAL FUND	2019-20	2020-21
26	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
27	Personal Services	\$0	\$109,076
28	All Other	\$0	\$10,000
29			
30	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$119,076</u>

31 **Learning Systems Team Z081**

32 Initiative: Transfers funding for the compilation and analysis of education data from the
 33 General Purpose Aid for Local Schools program to the Learning Systems Team program.

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$0	\$250,000
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$250,000</u>

5 **Learning Through Technology Z029**

6 Initiative: Transfers one Management Analyst I position and one Office Specialist I
7 position from the General Purpose Aid for Local Schools program to the Learning
8 Through Technology program within the same fund.

9	GENERAL FUND	2019-20	2020-21
10	POSITIONS - LEGISLATIVE COUNT	0.000	2.000
11	Personal Services	\$0	\$144,566
12			
13	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$144,566</u>

14	EDUCATION, DEPARTMENT OF		
15	DEPARTMENT TOTALS	2019-20	2020-21
16			
17	GENERAL FUND	\$381,209	\$42,187,913
18			
19	DEPARTMENT TOTAL - ALL FUNDS	<u>\$381,209</u>	<u>\$42,187,913</u>

20 **Sec. A-6. Appropriations and allocations.** The following appropriations and
21 allocations are made.

22 **EDUCATION, STATE BOARD OF**

23 **State Board of Education 0614**

24 Initiative: Provides funding to support the activities of the Professional Standards Board.

25	GENERAL FUND	2019-20	2020-21
26	All Other	\$0	\$3,200
27			
28	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,200</u>

29 **Sec. A-7. Appropriations and allocations.** The following appropriations and
30 allocations are made.

31 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

32 **Developmental Services - Community Z208**

33 Initiative: Provides funding for increased caregiver and respite services in support of
34 individuals with developmental disabilities on the waiting list and their families.

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$53,750	\$215,000
3			
4	GENERAL FUND TOTAL	<u>\$53,750</u>	<u>\$215,000</u>

5 **Developmental Services Waiver - MaineCare Z211**

6 Initiative: Provides funding to increase certain rates related to the MaineCare Benefits
 7 Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for
 8 Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29,
 9 Allowances for Support Services for Adults with Intellectual Disabilities or Autism
 10 Spectrum Disorder. This funding is intended to be applied to the wages of direct care
 11 workers.

12	GENERAL FUND	2019-20	2020-21
13	All Other	\$0	\$499,505
14			
15	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$499,505</u>

16 **Developmental Services Waiver - Supports Z212**

17 Initiative: Provides funding for individuals with intellectual disabilities to receive services
 18 pursuant to the MaineCare Benefits Manual, Chapter II, Section 29, Support Services for
 19 Adults with Intellectual Disabilities or Autism Spectrum Disorder, promoting greater
 20 independence, employment and community engagement.

21	GENERAL FUND	2019-20	2020-21
22	All Other	\$0	\$2,605,582
23			
24	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$2,605,582</u>

25 **Developmental Services Waiver - Supports Z212**

26 Initiative: Provides funding to increase certain rates related to the MaineCare Benefits
 27 Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for
 28 Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29,
 29 Allowances for Support Services for Adults with Intellectual Disabilities or Autism
 30 Spectrum Disorder. This funding is intended to be applied to the wages of direct care
 31 workers.

32	GENERAL FUND	2019-20	2020-21
33	All Other	\$0	\$267,748
34			
35	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$267,748</u>

1 **Long Term Care - Office of Aging and Disability Services 0420**

2 Initiative: Provides funding to increase reimbursement rates for providers of state-funded,
3 consumer-directed personal support services.

4	GENERAL FUND	2019-20	2020-21
5	All Other	\$0	\$383,710
6			
7	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$383,710</u>

8 **Long Term Care - Office of Aging and Disability Services 0420**

9 Initiative: Provides funding for the increase in the reimbursement rate for providers of
10 state-funded registered nurse services.

11	GENERAL FUND	2019-20	2020-21
12	All Other	\$0	\$44,481
13			
14	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$44,481</u>

15 **Long Term Care - Office of Aging and Disability Services 0420**

16 Initiative: Provides funding to increase reimbursement rates for the 7 assisted living
17 facilities currently under contract.

18	GENERAL FUND	2019-20	2020-21
19	All Other	\$0	\$519,000
20			
21	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$519,000</u>

22 **Long Term Care - Office of Aging and Disability Services 0420**

23 Initiative: Provides funding to update pay rates to projected state median benchmarks for
24 personal support services based upon a recent study. This funding is intended to be
25 applied to the wages of direct care workers.

26	GENERAL FUND	2019-20	2020-21
27	All Other	\$0	\$3,627,137
28			
29	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,627,137</u>

30 **Long Term Care - Office of Aging and Disability Services 0420**

31 Initiative: Provides funding for the increase of the current homemaker rate under 10-149
32 Code of Maine Rules, Chapter 5, Section 69, Office of Elder Services Independent

1 Support Services Program. This funding is intended to be applied to the wages of direct
2 care workers.

3	GENERAL FUND	2019-20	2020-21
4	All Other	\$0	\$530,333
5			
6	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$530,333</u>

7 **Maine Center for Disease Control and Prevention 0143**

8 Initiative: Reallocates the costs of 43 positions within the Health and Environmental
9 Testing Laboratory. Position and allocation detail is on file with the Bureau of the
10 Budget.

11	GENERAL FUND	2019-20	2020-21
12	Personal Services	\$455,000	\$0
13			
14	GENERAL FUND TOTAL	<u>\$455,000</u>	<u>\$0</u>

15	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
16	Personal Services	(\$455,000)	\$0
17	All Other	(\$12,172)	\$0
18			
19	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$467,172)</u>	<u>\$0</u>

20 **Maine Center for Disease Control and Prevention 0143**

21 Initiative: Provides one-time funding to respond to COVID-19.

22	GENERAL FUND	2019-20	2020-21
23	All Other	\$0	\$648,211
24			
25	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$648,211</u>

26 **Maine Center for Disease Control and Prevention 0143**

27 Initiative: Provides funding for recruitment and retention efforts in accordance with
28 established human resources processes for Public Health Nurse Supervisor positions,
29 Public Health Nurse I positions, Public Health Nurse II positions, Public Health Nurse
30 Consultant positions and Nursing Education Consultant positions within the Public
31 Health Nursing Program established in the Maine Revised Statutes, Title 22, section 1961
32 to help ensure the State can fill these vital positions.

1	GENERAL FUND	2019-20	2020-21
2	Personal Services	\$0	\$351,789
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$351,789</u>

5 **Maternal and Child Health 0191**

6 Initiative: Provides funding for recruitment and retention efforts in accordance with
 7 established human resources processes for Public Health Nurse Supervisor positions,
 8 Public Health Nurse I positions, Public Health Nurse II positions, Public Health Nurse
 9 Consultant positions and Nursing Education Consultant positions within the Public
 10 Health Nursing Program established in the Maine Revised Statutes, Title 22, section 1961
 11 to help ensure the State can fill these vital positions.

12	FEDERAL BLOCK GRANT FUND	2019-20	2020-21
13	Personal Services	\$0	\$158,026
14	All Other	\$0	\$4,227
15			
16	FEDERAL BLOCK GRANT FUND TOTAL	<u>\$0</u>	<u>\$162,253</u>

17 **Medicaid Services - Developmental Services Z210**

18 Initiative: Provides funding for individuals with intellectual disabilities to receive services
 19 pursuant to the MaineCare Benefits Manual, Chapter II, Section 29, Support Services for
 20 Adults with Intellectual Disabilities or Autism Spectrum Disorder, promoting greater
 21 independence, employment and community engagement.

22	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
23	All Other	\$0	\$516,000
24			
25	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$516,000</u>

26 **Medicaid Services - Developmental Services Z210**

27 Initiative: Provides funding to increase certain rates related to the MaineCare Benefits
 28 Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for
 29 Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29,
 30 Allowances for Support Services for Adults with Intellectual Disabilities or Autism
 31 Spectrum Disorder. This funding is intended to be applied to the wages of direct care
 32 workers.

33	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
34	All Other	\$0	\$152,435
35			
36	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$152,435</u>

1 **Medicaid Waiver for Brain Injury Residential /Community Serv Z218**

2 Initiative: Adjusts funding to update rates for services provided under the MaineCare
 3 Benefits Manual, Chapter III, Section 18, Allowances for Home and Community-Based
 4 Services for Adults with Brain Injury, and Section 20, Allowances for Home and
 5 Community Based Services for Adults with Other Related Conditions. This funding is
 6 intended to be applied to the wages of direct care workers.

7	GENERAL FUND	2019-20	2020-21
8	All Other	\$0	(\$11,797)
9			
10	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$11,797)</u>

11 **Medicaid Waiver for Other Related Conditions Z217**

12 Initiative: Adjusts funding to update rates for services provided under the MaineCare
 13 Benefits Manual, Chapter III, Section 18, Allowances for Home and Community-Based
 14 Services for Adults with Brain Injury, and Section 20, Allowances for Home and
 15 Community Based Services for Adults with Other Related Conditions. This funding is
 16 intended to be applied to the wages of direct care workers.

17	GENERAL FUND	2019-20	2020-21
18	All Other	\$0	\$475,409
19			
20	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$475,409</u>

21 **Medical Care - Payments to Providers 0147**

22 Initiative: Provides funding for individuals with intellectual disabilities to receive services
 23 pursuant to the MaineCare Benefits Manual, Chapter II, Section 29, Support Services for
 24 Adults with Intellectual Disabilities or Autism Spectrum Disorder, promoting greater
 25 independence, employment and community engagement.

26	FEDERAL EXPENDITURES FUND	2019-20	2020-21
27	All Other	\$0	\$5,478,350
28			
29	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$5,478,350</u>

30 **Medical Care - Payments to Providers 0147**

31 Initiative: Provides funding for an increase in rates and change in payment method for
 32 multisystemic and functional family therapies and an increase in rates for trauma-focused
 33 cognitive behavioral therapy provided under the MaineCare Benefits Manual, Chapter III,
 34 Section 65, Behavioral Health Services, based upon a recent rate study.

1	GENERAL FUND	2019-20	2020-21
2	All Other	\$0	\$334,109
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$334,109</u>

5	FEDERAL EXPENDITURES FUND	2019-20	2020-21
6	All Other	\$0	\$586,808
7			
8	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$586,808</u>

9 **Medical Care - Payments to Providers 0147**

10 Initiative: Provides funding for an increase in rates for home and community-based
 11 behavioral therapy services provided under the MaineCare Benefits Manual, Chapter III,
 12 Section 65, Behavioral Health Services, to reflect updated pay rate information.

13	GENERAL FUND	2019-20	2020-21
14	All Other	\$0	\$259,556
15			
16	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$259,556</u>

17	FEDERAL EXPENDITURES FUND	2019-20	2020-21
18	All Other	\$0	\$455,868
19			
20	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$455,868</u>

21 **Medical Care - Payments to Providers 0147**

22 Initiative: Provides funding for an increase in the physician rate for psychiatric
 23 medication management services provided under the MaineCare Benefits Manual,
 24 Chapter III, Section 65, Behavioral Health Services, based upon a recent study.

25	GENERAL FUND	2019-20	2020-21
26	All Other	\$0	\$359,308
27			
28	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$359,308</u>

29	FEDERAL EXPENDITURES FUND	2019-20	2020-21
30	All Other	\$0	\$883,322
31			
32	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$883,322</u>

1 **Medical Care - Payments to Providers 0147**

2 Initiative: Provides funding to update pay rates to projected state median benchmarks for
 3 personal support services based upon a recent study. This funding is intended to be
 4 applied to the wages of direct care workers.

5	GENERAL FUND	2019-20	2020-21
6	All Other	\$0	\$6,969,111
7			
8	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$6,969,111</u>

9	FEDERAL EXPENDITURES FUND	2019-20	2020-21
10	All Other	\$0	\$13,857,245
11			
12	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$13,857,245</u>

13	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
14	All Other	\$0	\$920,732
15			
16	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$920,732</u>

17 **Medical Care - Payments to Providers 0147**

18 Initiative: Provides funding to increase certain rates related to the MaineCare Benefits
 19 Manual, Chapter III, Section 21, Allowances for Home and Community Benefits for
 20 Members with Intellectual Disabilities or Autism Spectrum Disorder, and Section 29,
 21 Allowances for Support Services for Adults with Intellectual Disabilities or Autism
 22 Spectrum Disorder. This funding is intended to be applied to the wages of direct care
 23 workers.

24	FEDERAL EXPENDITURES FUND	2019-20	2020-21
25	All Other	\$0	\$1,620,889
26			
27	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$1,620,889</u>

28 **Medical Care - Payments to Providers 0147**

29 Initiative: Adjusts funding to update rates for services provided under the MaineCare
 30 Benefits Manual, Chapter III, Section 18, Allowances for Home and Community-Based
 31 Services for Adults with Brain Injury, and Section 20, Allowances for Home and
 32 Community Based Services for Adults with Other Related Conditions. This funding is
 33 intended to be applied to the wages of direct care workers.

1	FEDERAL EXPENDITURES FUND	2019-20	2020-21
2	All Other	\$0	\$979,711
3			
4	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$979,711</u>

5	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
6	All Other	\$0	\$94,203
7			
8	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$94,203</u>

9 **Mental Health Services - Community Z198**

10 Initiative: Provides funding for an increase in the physician rate for psychiatric
 11 medication management services provided under the MaineCare Benefits Manual,
 12 Chapter III, Section 65, Behavioral Health Services, based upon a recent study.

13	GENERAL FUND	2019-20	2020-21
14	All Other	\$0	\$279,000
15			
16	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$279,000</u>

17 **Mental Health Services - Community Medicaid Z201**

18 Initiative: Provides funding for an increase in the physician rate for psychiatric
 19 medication management services provided under the MaineCare Benefits Manual,
 20 Chapter III, Section 65, Behavioral Health Services, based upon a recent study.

21	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
22	All Other	\$0	\$79,317
23			
24	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$79,317</u>

25 **Office for Family Independence - District 0453**

26 Initiative: Continues 45 limited-period Customer Representative Associate II - Human
 27 Services positions previously established by Financial Order 000106 F9 and continued by
 28 Financial Order 000381 F0 through June 19, 2021, funded 62.1% Other Special Revenue
 29 Funds and 37.9% General Fund within the same program. This initiative also continues
 30 one limited-period Family Independence Unit Supervisor position previously established
 31 by Financial Order 000680 F0 through June 19, 2021, funded 62.1% Other Special
 32 Revenue Funds and 37.9% General Fund within the same program, and provides funding
 33 for related All Other costs for all positions.

COMMITTEE AMENDMENT "A" to H.P. 1516, L.D. 2126

1	GENERAL FUND	2019-20	2020-21
2	Personal Services	\$0	\$1,156,452
3	All Other	\$0	\$110,774
4			
5	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,267,226</u>

6	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
7	Personal Services	\$0	\$1,894,950
8	All Other	\$0	\$217,301
9			
10	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$2,112,251</u>

11 **Office for Family Independence - District 0453**

12 Initiative: Continues 45 limited-period Customer Representative Associate II - Human
 13 Services positions and 2 limited-period Family Independence Unit Supervisor positions
 14 previously established by financial order through June 19, 2021, funded 62.1% Other
 15 Special Revenue Funds and 37.9% General Fund within the same program, and provides
 16 funding for related All Other costs to provide support at the eligibility determination call
 17 center.

18	GENERAL FUND	2019-20	2020-21
19	Personal Services	\$0	\$1,255,840
20	All Other	\$0	\$133,396
21			
22	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,389,236</u>

23	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
24	Personal Services	\$0	\$2,057,760
25	All Other	\$0	\$287,963
26			
27	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$2,345,723</u>

28 **Office for Family Independence - District 0453**

29 Initiative: Transfers and reallocates the costs of 447 positions and adjusts funding for
 30 related All Other costs to align positions with additional federal revenue for staff costs
 31 associated with MaineCare. Position and allocation detail is on file with the Bureau of the
 32 Budget.

33	GENERAL FUND	2019-20	2020-21
34	POSITIONS - LEGISLATIVE COUNT	0.000	(236.500)
35	Personal Services	\$0	(\$2,452,741)

1	All Other	\$0	(\$206,422)
2			
3	GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$2,659,163)</u>

4	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
5	POSITIONS - LEGISLATIVE COUNT	0.000	236.500
6	Personal Services	\$0	\$2,452,741
7	All Other	\$0	\$277,555
8			
9	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$2,730,296</u>

10 **Office of Child and Family Services - District 0452**

11 Initiative: Establishes 16 Child Protective Services Caseworker positions, 2 Customer
 12 Representative Associate II - Human Services positions and 2 Child Protective Services
 13 Caseworker Supervisor positions, funded 79% General Fund and 21% Other Special
 14 Revenue Funds within the same program, and provides funding for related All Other
 15 costs to achieve target case load levels.

16	GENERAL FUND	2019-20	2020-21
17	POSITIONS - LEGISLATIVE COUNT	0.000	20.000
18	Personal Services	\$0	\$1,467,508
19	All Other	\$0	\$100,393
20			
21	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,567,901</u>

22	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
23	Personal Services	\$0	\$390,066
24	All Other	\$0	\$37,835
25			
26	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$427,901</u>

27 **Special Children's Services 0204**

28 Initiative: Provides funding for recruitment and retention efforts in accordance with
 29 established human resources processes for Public Health Nurse Supervisor positions,
 30 Public Health Nurse I positions, Public Health Nurse II positions, Public Health Nurse
 31 Consultant positions and Nursing Education Consultant positions within the Public
 32 Health Nursing Program established in the Maine Revised Statutes, Title 22, section 1961
 33 to help ensure the State can fill these vital positions.

1	FEDERAL BLOCK GRANT FUND	2019-20	2020-21
2	Personal Services	\$0	\$49,393
3	All Other	\$0	\$1,321
4			
5	FEDERAL BLOCK GRANT FUND TOTAL	<u>\$0</u>	<u>\$50,714</u>

6	HEALTH AND HUMAN SERVICES,		
7	DEPARTMENT OF		
8	DEPARTMENT TOTALS	2019-20	2020-21
9			
10	GENERAL FUND	\$508,750	\$19,922,392
11	FEDERAL EXPENDITURES FUND	\$0	\$23,862,193
12	OTHER SPECIAL REVENUE FUNDS	(\$467,172)	\$9,378,858
13	FEDERAL BLOCK GRANT FUND	\$0	\$212,967
14			
15	DEPARTMENT TOTAL - ALL FUNDS	<u>\$41,578</u>	<u>\$53,376,410</u>

16 **Sec. A-8. Appropriations and allocations.** The following appropriations and
 17 allocations are made.

18 **INDIGENT LEGAL SERVICES, MAINE COMMISSION ON**
 19 **Reserve for Indigent Legal Services Z258**
 20 Initiative: Provides one-time additional funding for indigent legal services.

21	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
22	All Other	\$2,036,206	\$0
23			
24	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$2,036,206</u>	<u>\$0</u>

25 **Sec. A-9. Appropriations and allocations.** The following appropriations and
 26 allocations are made.

27 **JUDICIAL DEPARTMENT**
 28 **Courts - Supreme, Superior and District 0063**
 29 Initiative: Provides funding for the increase of one Project Manager Associate position
 30 from 40 hours biweekly to 80 hours biweekly.

31	GENERAL FUND	2019-20	2020-21
32	POSITIONS - LEGISLATIVE COUNT	0.500	0.500
33	Personal Services	(\$15,099)	\$42,909
34			
35	GENERAL FUND TOTAL	<u>(\$15,099)</u>	<u>\$42,909</u>

COMMITTEE AMENDMENT

1 **Sec. A-10. Appropriations and allocations.** The following appropriations and
 2 allocations are made.

3 **LABOR, DEPARTMENT OF**

4 **Labor Relations Board 0160**

5 Initiative: Provides funding for contracted court reporter services and reduces the hours of
 6 one vacant Office Specialist I position from 80 hours biweekly to 40 hours biweekly.

7	GENERAL FUND	2019-20	2020-21
8	POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)
9	Personal Services	(\$10,206)	(\$36,055)
10	All Other	\$10,206	\$36,055
11			
12	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$0</u>

13 **Sec. A-11. Appropriations and allocations.** The following appropriations and
 14 allocations are made.

15 **PUBLIC SAFETY, DEPARTMENT OF**

16 **State Police 0291**

17 Initiative: Provides one-time funding for a comparison microscope for the firearms unit of
 18 the crime laboratory.

19	GENERAL FUND	2019-20	2020-21
20	Capital Expenditures	\$59,800	\$0
21			
22	GENERAL FUND TOTAL	<u>\$59,800</u>	<u>\$0</u>

23 **State Police 0291**

24 Initiative: Provides one-time funding for the purchase of a gas chromatograph for the
 25 examination of fire debris.

26	GENERAL FUND	2019-20	2020-21
27	Capital Expenditures	\$48,100	\$0
28			
29	GENERAL FUND TOTAL	<u>\$48,100</u>	<u>\$0</u>

30 **PUBLIC SAFETY, DEPARTMENT OF**
 31 **DEPARTMENT TOTALS**

32		2019-20	2020-21
33	GENERAL FUND	\$107,900	\$0

1			
2	DEPARTMENT TOTAL - ALL FUNDS	\$107,900	\$0

3 **Sec. A-12. Appropriations and allocations.** The following appropriations and
 4 allocations are made.

5 **TRANSPORTATION, DEPARTMENT OF**
 6 **Highway and Bridge Capital 0406**

7 Initiative: Provides funding to support highways and bridges statewide and to support
 8 transportation innovation initiatives that reduce greenhouse gas emissions impacting our
 9 climate. These funds do not lapse but must be carried forward to the next fiscal year to be
 10 used for the same purpose.

11	GENERAL FUND	2019-20	2020-21
12	Capital Expenditures	\$8,000,000	\$0
13			
14	GENERAL FUND TOTAL	\$8,000,000	\$0

15 **Multimodal Transportation Fund Z017**

16 Initiative: Provides funding to support highways and bridges statewide and to support
 17 transportation innovation initiatives that reduce greenhouse gas emissions impacting our
 18 climate. These funds do not lapse but must be carried forward to the next fiscal year to be
 19 used for the same purpose.

20	GENERAL FUND	2019-20	2020-21
21	All Other	\$500,000	\$0
22	Capital Expenditures	\$1,500,000	\$0
23			
24	GENERAL FUND TOTAL	\$2,000,000	\$0

25	TRANSPORTATION, DEPARTMENT OF		
26	DEPARTMENT TOTALS	2019-20	2020-21
27			
28	GENERAL FUND	\$10,000,000	\$0
29			
30	DEPARTMENT TOTAL - ALL FUNDS	\$10,000,000	\$0

31 **Sec. A-13. Appropriations and allocations.** The following appropriations and
 32 allocations are made.

33 **TREASURER OF STATE, OFFICE OF**
 34 **Debt Service - Treasury 0021**

1 Initiative: Reduces funding for the Debt Service - Treasury program based upon the
2 current debt service schedule and the decrease of anticipated issuance for fiscal year
3 2019-20 from \$200 million to \$150 million.

4	GENERAL FUND	2019-20	2020-21
5	All Other	(\$10,000,000)	(\$3,607,185)
6			
7	GENERAL FUND TOTAL	<u>(\$10,000,000)</u>	<u>(\$3,607,185)</u>

8 **PART B**

9 This Part left blank intentionally.

10 **PART C**

11 **Sec. C-1. 20-A MRSA §15671, sub-§7, ¶B**, as amended by PL 2019, c. 343, Pt.
12 C, §1, is further amended to read:

13 B. The annual targets for the state share percentage of the statewide adjusted total
14 cost of the components of essential programs and services are as follows.

- 15 (1) For fiscal year 2005-06, the target is 52.6%.
- 16 (2) For fiscal year 2006-07, the target is 53.86%.
- 17 (3) For fiscal year 2007-08, the target is 53.51%.
- 18 (4) For fiscal year 2008-09, the target is 52.52%.
- 19 (5) For fiscal year 2009-10, the target is 48.93%.
- 20 (6) For fiscal year 2010-11, the target is 45.84%.
- 21 (7) For fiscal year 2011-12, the target is 46.02%.
- 22 (8) For fiscal year 2012-13, the target is 45.87%.
- 23 (9) For fiscal year 2013-14, the target is 47.29%.
- 24 (10) For fiscal year 2014-15, the target is 46.80%.
- 25 (11) For fiscal year 2015-16, the target is 47.54%.
- 26 (12) For fiscal year 2016-17, the target is 48.14%.
- 27 (13) For fiscal year 2017-18, the target is 49.14%.
- 28 (14) For fiscal year 2018-19, the target is ~~49.58%~~ 49.77%.
- 29 (15) For fiscal year 2019-20, the target is 50.78%.
- 30 (16) For fiscal year 2020-21, the target is 51.78%.

1 **Sec. C-2. 20-A MRSA §15671, sub-§7, ¶C**, as amended by PL 2019, c. 343, Pt.
2 C, §2, is further amended to read:

3 C. Beginning in fiscal year 2011-12, the annual targets for the state share percentage
4 of the total cost of funding public education from kindergarten to grade 12 including
5 the cost of the components of essential programs and services plus the state
6 contributions to the unfunded actuarial liabilities of the Maine Public Employees
7 Retirement System that are attributable to teachers, retired teachers' health insurance
8 and retired teachers' life insurance are as follows.

9 (1) For fiscal year 2011-12, the target is 49.47%.

10 (2) For fiscal year 2012-13, the target is 49.35%.

11 (3) For fiscal year 2013-14, the target is 50.44%.

12 (4) For fiscal year 2014-15, the target is 50.13%.

13 (5) For fiscal year 2015-16, the target is 50.08%.

14 (6) For fiscal year 2016-17, the target is 50.82%.

15 (7) For fiscal year 2017-18, the target is 52.02%.

16 (8) For fiscal year 2018-19, the target is 53.37%.

17 (9) For fiscal year 2019-20, and subsequent fiscal years, the target is 55%.

18 **Sec. C-3. 20-A MRSA §15671-A, sub-§2, ¶B**, as amended by PL 2019, c. 343,
19 Pt. C, §3, is further amended to read:

20 B. The commissioner shall calculate the full-value education mill rate that is required
21 to raise the statewide total local share. The full-value education mill rate is calculated
22 for each fiscal year by dividing the applicable statewide total local share by the
23 applicable statewide valuation. The full-value education mill rate must be applied
24 according to section 15688, subsection 3-A, paragraph A to determine a
25 municipality's local cost share expectation.

26 (1) For the 2005 property tax year, the full-value education mill rate is the
27 amount necessary to result in a 47.4% statewide total local share in fiscal year
28 2005-06.

29 (2) For the 2006 property tax year, the full-value education mill rate is the
30 amount necessary to result in a 46.14% statewide total local share in fiscal year
31 2006-07.

32 (3) For the 2007 property tax year, the full-value education mill rate is the
33 amount necessary to result in a 46.49% statewide total local share in fiscal year
34 2007-08.

35 (4) For the 2008 property tax year, the full-value education mill rate is the
36 amount necessary to result in a 47.48% statewide total local share in fiscal year
37 2008-09.

- 1 (4-A) For the 2009 property tax year, the full-value education mill rate is the
2 amount necessary to result in a 51.07% statewide total local share in fiscal year
3 2009-10.
- 4 (4-B) For the 2010 property tax year, the full-value education mill rate is the
5 amount necessary to result in a 54.16% statewide total local share in fiscal year
6 2010-11.
- 7 (4-C) For the 2011 property tax year, the full-value education mill rate is the
8 amount necessary to result in a 53.98% statewide total local share in fiscal year
9 2011-12.
- 10 (5) For the 2012 property tax year, the full-value education mill rate is the
11 amount necessary to result in a 54.13% statewide total local share in fiscal year
12 2012-13.
- 13 (6) For the 2013 property tax year, the full-value education mill rate is the
14 amount necessary to result in a 52.71% statewide total local share in fiscal year
15 2013-14.
- 16 (7) For the 2014 property tax year, the full-value education mill rate is the
17 amount necessary to result in a 53.20% statewide total local share in fiscal year
18 2014-15.
- 19 (8) For the 2015 property tax year, the full-value education mill rate is the
20 amount necessary to result in a 52.46% statewide total local share in fiscal year
21 2015-16.
- 22 (9) For the 2016 property tax year, the full-value education mill rate is the
23 amount necessary to result in a 51.86% statewide total local share in fiscal year
24 2016-17.
- 25 (10) For the 2017 property tax year, the full-value education mill rate is the
26 amount necessary to result in a 50.86% statewide total local share in fiscal year
27 2017-18.
- 28 (11) For the 2018 property tax year, the full-value education mill rate is the
29 amount necessary to result in a ~~50.42%~~ 50.23% statewide total local share in
30 fiscal year 2018-19.
- 31 (12) For the 2019 property tax year, the full-value education mill rate is the
32 amount necessary to result in a 49.22% statewide total local share in fiscal year
33 2019-20.
- 34 (13) For the 2020 property tax year ~~and subsequent tax years~~, the full-value
35 education mill rate is the amount necessary to result in a 45% 48.22% statewide
36 total local share in fiscal year 2020-21 ~~and after~~.
- 37 (14) For the 2021 property tax year and subsequent tax years, the full-value
38 education mill rate is the amount necessary to result in a 45% statewide total
39 local share in fiscal year 2021-22 and after.

1 **Sec. C-4. 20-A MRSA §15683-C, sub-§1**, as amended by PL 2019, c. 219, §7,
2 is further amended to read:

3 **1. ~~Calculation of education~~ Education service center per-pupil rate.** The
4 Beginning in fiscal year 2020-21, the commissioner shall calculate ~~set~~ a per-pupil amount
5 rate for education service center administration of \$94 per pupil. The per-pupil amount
6 ~~for education service center administration is based on the actual General Fund~~
7 ~~expenditures for school administrative units with 2,500 students or more for the functions~~
8 ~~of school boards, elections and central offices, as defined in the State's accounting~~
9 ~~handbook for local school systems for the most recent year available, excluding~~
10 ~~expenditures for administrative technology related software and less miscellaneous~~
11 ~~revenues from other local governments, divided by the average of October and April~~
12 ~~enrollment counts for that fiscal year and set in fiscal year 2020-21 may be annually~~
13 adjusted by appropriate trends in the Consumer Price Index or other comparable index.

14 **Sec. C-5. 20-A MRSA §15688-A, sub-§1**, as amended by PL 2019, c. 343, Pt.
15 AAAAA, §1, is further amended to read:

16 **1. Career and technical education program components.** Beginning in fiscal year
17 2018-19, the allocation for career and technical education centers and career and
18 technical education regions is based upon a model that recognizes program components
19 that have been approved by the department pursuant to chapter 313 for:

20 A. Direct instruction. The direct instruction component includes personnel costs for
21 teachers, education technicians for programs and clinical supervisors for health care
22 programs. The allocation for direct instruction is the sum of the costs as determined
23 based on the following components, which the commissioner shall determine
24 annually:

25 (1) A teacher salary matrix. In determining the teacher salary matrix for each
26 program, the commissioner shall give consideration to the most recent available
27 data regarding years of education experience and years of professional work
28 experience relevant to instructional assignment;

29 (2) Student-to-teacher ratios for each program;

30 (3) The number of education technicians required for purposes of instructional
31 support, based on student enrollment and program requirements. The
32 commissioner shall calculate the education technician allocation by multiplying
33 the number of education technicians required by the statewide average salary for
34 full-time education technicians, based on the most recent available salary data,
35 but shall ensure that each career and technical education center or career and
36 technical education region is allocated at least one full-time education technician;
37 and

38 (4) The clinical supervision staffing level necessary for each program requiring
39 such staffing, based on student enrollment as determined pursuant to paragraph
40 G;

41 B. Central administration. The central administration component includes personnel
42 costs for directors, assistant directors and clerical staff working in career and

1 technical education centers and career and technical education regions, as well as
2 business managers working in career and technical education regions. The central
3 administration allocation is the sum of:

4 (1) Costs for personnel for each career and technical education center and career
5 and technical education region, as follows:

6 (a) A director, the allocation for which must be for one full-time equivalent;

7 (b) An assistant director, the allocation for which must be based on student
8 enrollment as determined pursuant to paragraph G but may not exceed one
9 full-time equivalent;

10 (c) Clerical staff, the allocation for which must be for at least one full-time
11 equivalent, with additional clerical staff allocations based on student
12 enrollment as determined pursuant to paragraph G;

13 (d) A career and technical education region business manager, the allocation
14 for which must be for one full-time equivalent; and

15 (e) Benefit costs for employees in central administration, which must be
16 calculated pursuant to section 15678, subsection 5, paragraph B; and

17 (2) Nonpersonnel costs, which the commissioner shall calculate annually based
18 upon the relationship of the most recent available career and technical education
19 expenditures for nonpersonnel costs to personnel costs;

20 C. Supplies and other expenditures such as purchased services, dues and fees for
21 instructional programs. The allocation for supplies and other expenditures is the sum
22 of:

23 (1) A per-program allocation for supplies, as determined by the commissioner
24 based on the most recent available career and technical education expenditures
25 amount, adjusted to the year prior to the allocation year; and

26 (2) A per-pupil allocation for each student in each career and technical education
27 center and each career and technical education region, determined by the
28 commissioner based on:

29 (a) The most recent available career and technical education expenditures
30 amount, adjusted for inflation to the year prior to the allocation year; and

31 (b) Student enrollment, as determined pursuant to paragraph G;

32 D. Plant operation and maintenance, including all costs for operating and
33 maintaining buildings and grounds. The commissioner shall determine the allocation
34 for plant operation and maintenance costs for each career and technical education
35 center and each career and technical education region by multiplying the square
36 footage of the career and technical education center or career and technical education
37 region building by an amount per square foot, as determined by the commissioner;

38 E. Other student and staff support, which includes costs for student services
39 coordination, career preparation, instructional technology, professional development,

1 student assessment and program safety. The other student and staff support
2 allocation is the sum of the costs for:

3 (1) A counselor, the allocation for which must be for one full-time equivalent, to
4 collaborate with sending school guidance counselors in order to maximize
5 student participation at the middle school and high school grade levels;

6 (2) Career and technical education center or career and technical education
7 region student services coordinators, the allocation for which must be based on
8 student enrollment, as determined pursuant to paragraph G, but no less than one
9 full-time equivalent;

10 (3) Benefit costs for employees under this paragraph, calculated pursuant to
11 section 15678, subsection 5, paragraph B; and

12 (4) Instructional technology, staff professional development, student assessment
13 and program safety. The commissioner shall calculate a per-pupil allocation for
14 this allocation based upon student enrollment, as determined pursuant to
15 paragraph G, and the relationship of the most recent available career and
16 technical education expenditures for these costs to total costs, adjusted to the year
17 prior to the allocation year;

18 F. Equipment provided pursuant to subsection 6; and

19 G. Student enrollment, which is determined as follows.

20 (1) For each program or plan approved pursuant to chapter 313 that has 3 years
21 of attending student counts on October 1st, student enrollment is a 3-year average
22 of the attending student counts on October 1st for that program or plan.

23 (2) For each program or plan approved pursuant to chapter 313 that is not
24 governed by subparagraph (1), including a new program or plan approved
25 pursuant to chapter 313, student enrollment must be based on the estimated
26 attending student count submitted in accordance with the application for the
27 program or plan approval. This estimated attending student count must be used
28 until the program or plan has 3 consecutive years of actual attending student
29 counts on October 1st.

30 In fiscal year 2019-20, the total allocation for a career and technical education center or
31 career and technical education region is the sum of the components in paragraphs A to E,
32 except if the sum of the components in paragraphs A to E is less than the most recent
33 expenditure data, as adjusted for inflation to the year prior to the allocation year, the
34 career and technical education center or career and technical education region may not
35 receive less than the adjusted expenditure, and if the sum of the components in
36 paragraphs A to E is more than 5% greater than the most recent expenditure data, as
37 adjusted for inflation to the year prior to the allocation year, then the career and technical
38 education center or career and technical education region may not receive more than the
39 adjusted expenditures plus 5%.

40 In fiscal year 2020-21, fiscal year 2021-22 and fiscal year 2022-23, the total allocation for
41 a career and technical education center or career and technical education region is the
42 sum of the components in paragraphs A to E, except if the sum of the components in

1 paragraphs A to E is less than the most recent expenditure data, as adjusted for inflation
2 to the year prior to the allocation year, ~~or more than the most recent expenditure data, as~~
3 ~~adjusted for inflation to the year prior to the allocation year,~~ the total allocation must be
4 determined pursuant to subsection 1-A. If the sum of the components in paragraphs A to
5 E is more than 15% greater than the most recent expenditure data, as adjusted for
6 inflation to the year prior to the allocation year, the career and technical education center
7 or career and technical education region may not receive more than the adjusted
8 expenditures plus 15%.

9 Beginning in fiscal year 2023-24, the total allocation for a career and technical education
10 center or career and technical education region is the sum of components in paragraphs A
11 to E.

12 The commissioner shall authorize monthly payment of allocations to career and technical
13 education centers and career and technical education regions in an amount equal to 1/12
14 of the total allocation. Payments for satellite programs as approved pursuant to chapter
15 313 must be made within this schedule to the responsible career and technical education
16 center or career and technical education region; it is the responsibility of the career and
17 technical education center or career and technical education region to provide the state
18 support for the approved satellite program to the school administrative unit that operates
19 the approved satellite program.

20 If a school administrative unit operating a career and technical education center or career
21 and technical education region has any unexpended funds at the end of the fiscal year,
22 these funds must be carried forward for the purposes of career and technical education.

23 **Sec. C-6. 20-A MRSA §15689, sub-§7-A, ¶B,** as enacted by PL 2019, c. 343,
24 Pt. UU, §3, is amended to read:

25 B. The commissioner shall allocate the funds appropriated by the Legislature in
26 accordance with the following.

27 (1) The amount of increased funds provided to qualifying school administrative
28 units under this subsection must be the amount necessary to fund the incremental
29 salary increases specified in this subsection.

30 (2) The number of teachers eligible for incremental salary increases in a
31 qualifying school administrative unit for a fiscal year must be based on the
32 information supplied to the department pursuant to section 13407 in that fiscal
33 year.

34 (3) The increased funds provided under this subsection must be issued to
35 qualifying school administrative units as an adjustment to the state school
36 subsidy for distribution to the teachers. Qualifying school administrative units
37 shall use the payments provided under this subsection to provide salary
38 adjustments to those teachers eligible for incremental salary increases. The
39 department shall collect the necessary data to allow the funds to be included in a
40 qualifying school administrative unit's monthly subsidy payments beginning no
41 later than February 1st of each fiscal year.

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(4) Funding for incremental salary increases in fiscal year 2020-21 must be based on data submitted to the department and certified by school administrative units as of October 1, 2019.

Sec. C-7. 20-A MRSA §15689-A, sub-§6, as enacted by PL 2005, c. 2, Pt. D, §61 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is repealed.

Sec. C-8. 20-A MRSA §15689-A, sub-§28 is enacted to read:

28. Rural schools. The commissioner may pay costs to provide musical instruments and professional development in rural schools.

Sec. C-9. 20-A MRSA §15905, sub-§1, ¶A, as amended by PL 2017, c. 284, Pt. C, §56, is further amended to read:

A. The state board may approve projects as long as no project approval will cause debt service costs, as defined in section 15672, subsection 2-A, paragraph A and pursuant to Resolve 2007, chapter 223, section 4, to exceed the maximum limits specified in Table 1 and Table 2 in subsequent fiscal years.

Table 1
Major Capital Integrated, Consolidated
Secondary and Postsecondary
Project

Fiscal year	Maximum Debt Service Limit	Maximum Debt Service Limit
1990	\$ 48,000,000	
1991	\$ 57,000,000	
1992	\$ 65,000,000	
1993	\$ 67,000,000	
1994	\$ 67,000,000	
1995	\$ 67,000,000	
1996	\$ 67,000,000	
1997	\$ 67,000,000	
1998	\$ 67,000,000	
1999	\$ 69,000,000	
2000	\$ 72,000,000	
2001	\$ 74,000,000	
2002	\$ 74,000,000	
2003	\$ 80,000,000	
2004	\$ 80,000,000	
2005	\$ 84,000,000	
2006	\$ 90,000,000	
2007	\$ 96,000,000	
2008	\$100,000,000	
2009	\$104,000,000	
2010	\$108,000,000	
2011	\$126,000,000	
2012	\$116,000,000	
2013	\$116,000,000	

1	2014	\$126,000,000	\$10,000,000
2	2015	\$126,000,000	\$10,000,000
3	2016	\$126,000,000	\$10,000,000
4	2017	\$126,000,000	\$10,000,000
5	2018	\$126,000,000	\$10,000,000
6	2019	\$126,000,000	\$10,000,000
7	2020	\$126,000,000	\$20,000,000
8	2021	\$126,000,000	\$20,000,000
9	2022	\$126,000,000	\$20,000,000
10	2023	\$126,000,000	\$20,000,000

11		<u>Table 2</u>	
12	<u>Fiscal year</u>	<u>Maximum Debt Service Limit</u>	
13	<u>2024</u>	<u>\$150,000,000</u>	
14	<u>2025</u>	<u>\$150,000,000</u>	
15	<u>2026</u>	<u>\$150,000,000</u>	
16	<u>2027</u>	<u>\$150,000,000</u>	

17 **Sec. C-10. 20-A MRSA §15905, sub-§1, ¶A-1**, as amended by PL 2011, c. 1,
18 Pt. E, §1, is further amended to read:

19 A-1. Beginning with the second regular session of the Legislature in fiscal year 1990
20 and every other year thereafter, on or before March 1st, the commissioner shall
21 recommend to the Legislature and the Legislature shall establish maximum debt
22 service limits for the next 2 biennia for which debt service limits have not been set
23 for ~~major~~ capital projects, including major projects and integrated, consolidated
24 secondary and postsecondary projects.

25 **Sec. C-11. Mill expectation.** The mill expectation pursuant to the Maine Revised
26 Statutes, Title 20-A, section 15671-A for fiscal year 2020-21 is 8.18.

27 **Sec. C-12. Total cost of funding public education from kindergarten to**
28 **grade 12.** The total cost of funding public education from kindergarten to grade 12 for
29 fiscal year 2020-21 is as follows:

30		2020-21
31		TOTAL
32	Total Operating Allocation	
33		
34	Total operating allocation pursuant to the Maine Revised	\$1,507,865,971
35	Statutes, Title 20-A, section 15683	
36		
37	Total adjustments to state subsidy pursuant to Title 20-A,	\$554,973,541
38	section 15689 included in subsidizable costs and total other	
39	subsidizable costs pursuant to Title 20-A, section 15681-A	
40		
41	Total Operating Allocation and Subsidizable Costs	

1		
2	Total operating allocation pursuant to Title 20-A, section	\$2,062,839,512
3	15683 and total other subsidizable costs pursuant to Title	
4	20-A, section 15681-A	
5		
6	Total Debt Service Allocation	
7		
8	Total debt service allocation pursuant to Title 20-A, section	\$103,428,195
9	15683-A	
10		
11	Total Adjustments and Targeted Education Funds	
12		
13	Adjustments pursuant to Title 20-A, section 15689	
14		
15	Audit adjustments pursuant to Title 20-A, section 15689,	\$250,000
16	subsection 4	
17		
18	Educating students in long-term drug treatment center	\$460,355
19	adjustments pursuant to Title 20-A, section 15689,	
20	subsection 5	
21		
22	Minimum teacher salary adjustment pursuant to Title 20-	\$2,100,000
23	A, section 15689, subsection 7-A	
24		
25	Regionalization, consolidation and efficiency assistance	\$6,161,789
26	adjustments pursuant to Title 20-A, section 15689,	
27	subsection 9	
28		
29	MaineCare seed payments adjustments pursuant to Title	\$1,334,776
30	20-A, section 15689, subsection 14	
31		
32	Special education budgetary hardship adjustment pursuant	\$1,000,000
33	to Title 20-A, section 15689, subsection 15	
34		
35	Total adjustments to the state share of the total allocation	\$11,306,920
36	pursuant to Title 20-A, section 15689	
37		
38	Targeted education funds pursuant to Title 20-A, section	
39	15689-A	
40		

COMMITTEE AMENDMENT "A" to H.P. 1516, L.D. 2126

1	Special education costs for state agency clients and state	\$33,737,998
2	wards pursuant to Title 20-A, section 15689-A, subsection	
3	1	
4		
5	Essential programs and services components contract	\$300,000
6	pursuant to Title 20-A, section 15689-A, subsection 3	
7		
8	Data management and support services for essential	\$7,974,245
9	programs and services pursuant to Title 20-A, section	
10	15689-A, subsection 10	
11		
12	Postsecondary course payments pursuant to Title 20-A,	\$4,000,000
13	section 15689-A, subsection 11	
14		
15	National board certification salary supplement pursuant to	\$307,551
16	Title 20-A, section 15689-A, subsection 12	
17		
18	Learning through technology program pursuant to Title 20-	\$16,114,960
19	A, section 15689-A, subsection 12-A	
20		
21	Jobs for Maine's Graduates including college pursuant to	\$3,545,379
22	Title 20-A, section 15689-A, subsection 13	
23		
24	Maine School of Science and Mathematics pursuant to	\$3,615,347
25	Title 20-A, section 15689-A, subsection 14	
26		
27	Maine Educational Center for the Deaf and Hard of	\$8,913,765
28	Hearing pursuant to Title 20-A, section 15689-A,	
29	subsection 15	
30		
31	Transportation administration pursuant to Title 20-A,	\$410,111
32	section 15689-A, subsection 16	
33		
34	Special education for juvenile offenders pursuant to Title	\$407,036
35	20-A, section 15689-A, subsection 17	
36		
37	Comprehensive early college programs funding (bridge	\$1,000,000
38	year program) pursuant to Title 20-A, section 15689-A,	
39	subsection 23	
40		
41	Community schools pursuant to Title 20-A, section 15689-	\$200,000
42	A, subsection 25	

1		
2	Maine School for Marine Science, Technology,	\$132,316
3	Transportation and Engineering pursuant to Title 20-A,	
4	section 15689-A, subsection 26	
5		
6	Musical instruments and professional development in rural	\$50,000
7	schools pursuant to Title 20-A, section 15689-A,	
8	subsection 28	
9		
10	Total targeted education funds pursuant to Title 20-A, section	\$80,708,708
11	15689-A	
12		
13	Enhancing student performance and opportunity pursuant to	
14	Title 20-A, section 15688-A and section 15672, subsection	
15	1-D	
16		
17	Career and technical education costs pursuant to Title 20-	\$57,424,775
18	A, section 15688-A, subsection 1	
19		
20	Career and technical education middle school costs	\$500,000
21	pursuant to Title 20-A, section 15672, subsection 1-D	
22		
23	College transitions programs through adult education	\$450,000
24	college readiness programs pursuant to Title 20-A, section	
25	15688-A, subsection 2	
26		
27	New or expanded public preschool programs pursuant to	\$0
28	Title 20-A, section 15688-A, subsection 4	
29		
30	National industry standards for career and technical	\$2,000,000
31	education pursuant to Title 20-A, section 15688-A,	
32	subsection 6	
33		
34	Regional school leadership academy pursuant to Title 20-	\$0
35	A, section 15688-A, subsection 9	
36		
37	Total enhancing student performance and opportunity	\$60,374,775
38	pursuant to Title 20-A, section 15688-A and section 15672,	
39	subsection 1-D	
40		
41	Total Cost of Funding Public Education from Kindergarten to	
42	Grade 12	

1		
2	Total cost of funding public education from kindergarten	\$2,318,658,110
3	to grade 12 for fiscal year 2020-21 pursuant to Title 20-A,	
4	chapter 606-B, not including normal retirement costs	
5		
6	Total normal cost of teacher retirement	\$50,697,332
7		
8	Total cost of funding public education from kindergarten	\$2,369,355,442
9	to grade 12 for fiscal year 2020-21 pursuant to Title 20-A,	
10	chapter 606-B, including normal retirement costs	
11		
12	Total cost of state contribution to unfunded actuarial	\$228,931,183
13	liabilities of the Maine Public Employees Retirement	
14	System that are attributable to teachers, retired teacher	
15	health insurance and retired teacher life insurance for fiscal	
16	year 2020-21 pursuant to Title 5, chapters 421 and 423,	
17	excluding the normal cost of teacher retirement	
18		
19	Total cost of funding public education from kindergarten	\$2,598,286,625
20	to grade 12, plus state contributions to the unfunded	
21	actuarial liabilities of the Maine Public Employees	
22	Retirement System that are attributable to teachers, retired	
23	teacher health insurance and retired teacher life insurance	
24	for fiscal year 2020-21 pursuant to Title 5, chapters 421	
25	and 423	

26 **Sec. C-13. Local and state contributions to total cost of funding public**
 27 **education from kindergarten to grade 12.** The local contribution and the state
 28 contribution appropriation provided for general purpose aid for local schools for the fiscal
 29 year beginning July 1, 2020 and ending June 30, 2021 is calculated as follows:

30		2020-21	2020-21
31		LOCAL	STATE
32	Local and State Contributions to the		
33	Total Cost of Funding Public Education		
34	from Kindergarten to Grade 12		
35			
36	Local and state contributions to the total	\$1,142,503,195	\$1,226,852,247
37	cost of funding public education from		
38	kindergarten to grade 12 pursuant to the		
39	Maine Revised Statutes, Title 20-A,		
40	section 15683, subject to statewide		
41	distributions required by law		
42			

1 State contribution to the total cost of \$228,931,183
2 unfunded actuarial liabilities of the
3 Maine Public Employees Retirement
4 System that are attributable to teachers,
5 teacher retirement health insurance and
6 teacher retirement life insurance for
7 fiscal year 2020-21 pursuant to Title 5,
8 chapters 421 and 423 excluding the
9 normal cost of teacher retirement

10 State contribution to the total cost of \$1,455,783,430
11 funding public education from
12 kindergarten to grade 12 plus state
13 contribution to the total cost of
14 unfunded actuarial liabilities of the
15 Maine Public Employees Retirement
16 System that are attributable to teachers,
17 teacher retirement health insurance and
18 teacher retirement life insurance for
19 fiscal year 2020-21 pursuant to Title 5,
20 chapters 421 and 423
21

22 **Sec. C-14. Authorization of payments.** If the State's continued obligation for
23 any individual component contained in those sections of this Part that set the total cost of
24 funding public education from kindergarten to grade 12 and the local and state
25 contributions for that purpose exceeds the level of funding provided for that component,
26 any unexpended balances occurring in other programs may be applied to avoid proration
27 of payments for any individual component. Any unexpended balances from this Part may
28 not lapse but must be carried forward for the same purpose.

29 **Sec. C-15. Limit of State's obligation.** Those sections of this Part that set the
30 total cost of funding public education from kindergarten to grade 12 and the local and
31 state contributions for that purpose may not be construed to require the State to provide
32 payments that exceed the appropriation of funds for general purpose aid for local schools
33 for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

34 **PART D**

35 This Part left blank intentionally.

36 **PART E**

37 This Part left blank intentionally.

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PART F

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PART G

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PART H

Sec. H-1. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4, or any other provision of law to the contrary, the Maine Municipal Bond Bank shall transfer \$20,000,000 during fiscal year 2019-20 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

PART I

This Part left blank intentionally.

PART J

Sec. J-1. Transfer from General Fund unappropriated surplus; Maine Budget Stabilization Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$17,431,338 during fiscal year 2019-20 from the General Fund unappropriated surplus to the Maine Budget Stabilization Fund established in the Maine Revised Statutes, Title 5, section 1532.

PART K

Sec. K-1. 12 MRSA §8908, sub-§2, as enacted by PL 2005, c. 28, §1 and amended by PL 2011, c. 657, Pt. W, §7 and PL 2013, c. 405, Pt. A, §23, is further amended to read:

2. Use of fund. The bureau may use the fund to pay operating expenses and to purchase aerial fire suppression resources, including helicopters, airplanes and spare parts, in accordance with the bureau's plan to diversify and modernize its aerial fire suppression fleet.

PART L

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PART M

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PART N

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PART S

Sec. S-1. 5 MRSA §1986 is enacted to read:

§1986. Criminal history record information for employees and contractors

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

- A. "Federal Bureau of Investigation" means the United States Department of Justice, Federal Bureau of Investigation.
- B. "State Police" means the Department of Public Safety, Bureau of State Police.

2. Background investigation requirements. The office shall perform fingerprint-based criminal history record checks for any person employed by the office, who may be offered employment by the office or who is employed by or may be offered employment by a contractor or subcontractor for the office to satisfy federal statutory and regulatory background investigation requirements, including but not limited to those established by the United States Internal Revenue Service's tax information security guidelines for federal, state and local agencies, and the Federal Bureau of Investigation, Criminal Justice Information Services Division's information security requirements for criminal history record information used for noncriminal justice purposes.

The criminal history record checks must include fingerprinting and obtaining national criminal history record information from the Federal Bureau of Investigation.

3. Fingerprint-based criminal history obtained. A person employed by the office or a person who is employed by a contractor or subcontractor for the office shall consent to having and have the person's fingerprints taken. A person who may be offered

1 employment by the office or by a contractor or subcontractor for the office shall consent
2 to having and have the person's fingerprints taken prior to being employed by the office
3 or by a contractor or subcontractor for the office. The State Police shall take or cause to
4 be taken the fingerprints of a person who has consented under this subsection and shall
5 forward the fingerprints to the Department of Public Safety, State Bureau of
6 Identification so that the bureau may conduct a state and national criminal history record
7 check on the person. The bureau shall forward the results obtained to the office. The fee
8 charged to the office by the State Police must be consistent with the fee charged to
9 executive branch agencies receiving similar services. Except for the portion of the
10 payment that constitutes the processing fee charged by the Federal Bureau of
11 Investigation, all money received by the State Police under this subsection must be paid
12 to the Treasurer of State, who shall apply the money to the expenses of administration of
13 this section by the Department of Public Safety.

14 **4. Updates to information.** The fingerprint-based criminal history record check
15 under subsection 3 must be conducted at least once every 5 years as the office determines
16 appropriate or as required under federal regulations. The office may request continuous
17 notifications of updated criminal history record information if a service providing
18 notifications of updated criminal history record information becomes available.

19 **5. Confidentiality.** Information obtained pursuant to this section is confidential and
20 may not be disseminated for purposes other than as provided in subsections 6 and 7.

21 **6. Use of information obtained.** Criminal history record information obtained
22 pursuant to this section may be used by the office for employment purposes only. The
23 information may be used only for making decisions regarding the suitability of a person
24 described in this section for new or continued employment with the office. The subject of
25 any criminal history record check under this section may contest any negative decision
26 made by the office based upon the information received pursuant to the criminal history
27 record check.

28 **7. Person's access to information obtained.** A person subject to the criminal
29 history record check pursuant to subsection 3 must be notified each time a criminal
30 history record check is performed on the person. A person subject to the criminal history
31 record check under subsection 3 may inspect and review the criminal history record
32 information pursuant to Title 16, section 709 and obtain federal information obtained
33 pursuant to the criminal history record check by following the procedures outlined in 28
34 Code of Federal Regulations, Sections 16.32 and 16.33.

35 **8. Right of subject to remove fingerprints from record.** Upon request from a
36 person subject to a criminal history record check pursuant to subsection 3, the
37 Department of Public Safety shall remove the person's fingerprints from the Department
38 of Public Safety's records and provide written confirmation of the removal to the person.

39 **9. Refusal to consent.** The office may not employ or permit the employment by a
40 contractor or subcontractor of a person who has refused to consent to the background
41 investigation requirements under this section in a position for which such background
42 investigations are required under subsection 2.

43 **Sec. S-2. 25 MRSA §1542-A, sub-§1, ¶U is enacted to read:**

1 U. Who is required to have a criminal history record check under Title 5, section
2 1986.

3 **Sec. S-3. 25 MRSA §1542-A, sub-§3, ¶T** is enacted to read:

4 T. The State Police shall take or cause to be taken the fingerprints of the person
5 named in subsection 1, paragraph U, at the request of that person or the Department
6 of Administrative and Financial Services, Office of Information Technology, and
7 upon payment of the fees as provided under Title 5, section 1986.

8 **PART T**

9 This Part left blank intentionally.

10 **PART U**

11 This Part left blank intentionally.

12 **PART V**

13 This Part left blank intentionally.

14 **PART W**

15 **Sec. W-1. PL 2019, c. 343, Pt. HHH, §2** is amended to read:

16 **Sec. HHH-2. Transfer of Personal Services balances to All Other; state**
17 **psychiatric centers.** Notwithstanding any provision of law to the contrary, for fiscal
18 years 2019-20 and 2020-21 only, the Department of Health and Human Services is
19 authorized to transfer available balances of Personal Services appropriations and
20 allocations in the Disproportionate Share - Dorothea Dix Psychiatric Center program, the
21 Disproportionate Share - Riverview Psychiatric Center program and, the Riverview
22 Psychiatric Center program and the Dorothea Dix Psychiatric Center program after all
23 salary, benefit and other obligations are met to the All Other line category of those
24 programs. These amounts may be transferred by financial order upon the
25 recommendation of the State Budget Officer and approval of the Governor. These
26 transfers are not considered adjustments to appropriations.

27 **PART X**

28 **Sec. X-1. 36 MRSA §111, sub-§1-A,** as amended by PL 2019, c. 233, §1, is
29 further amended to read:

30 **1-A. Code.** "Code" means the United States Internal Revenue Code of 1986 and
31 amendments to that Code as of December 31, ~~2018~~ 2019.

32 **Sec. X-2. 36 MRSA §5124-C, sub-§1,** as enacted by PL 2017, c. 474, Pt. B, §2,
33 is amended to read:

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1. Amount; before January 1, 2020. For tax years beginning on or after January 1, 2018 and before January 1, 2020, the standard deduction of a resident individual is equal to the standard deduction as determined in accordance with the Code, Section 63, subject to the phase-out under subsection 2.

Sec. X-3. 36 MRSA §5124-C, sub-§1-A is enacted to read:

1-A. Amount; on or after January 1, 2020. For tax years beginning on or after January 1, 2020, the standard deduction of a resident individual is equal to the federal standard deduction, subject to the phase-out under subsection 2.

Sec. X-4. Application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 111, subsection 1-A applies to tax years beginning on or after January 1, 2019 and to any prior tax years as specifically provided by the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2019.

PART Y

Sec. Y-1. 36 MRSA §2892, last ¶, as enacted by PL 2019, c. 343, Pt. EEE, §1, is amended to read:

For state fiscal years beginning on or after July 1, 2019 ~~but before July 1, 2021~~, the hospital's taxable year is the hospital's fiscal year that ended during calendar year 2016.

PART Z

This Part left blank intentionally.

PART AA

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PART BB

Sec. BB-1. Increase to medication passes. The Department of Health and Human Services shall amend 10-149 C.M.R. Chapter 5, Section 63, In-home and Community Support Services for Elderly and Other Adults, for residents who reside in one of the assisted living facilities that have contracts with the department to increase the number of reimbursable medication passes from 3 reimbursable medication passes per consumer per day to 6 reimbursable medication passes per consumer per day. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

PART CC

Sec. CC-1. Transfer from General Fund; additional funds for indigent legal services. No later than June 30, 2020, the State Controller shall transfer \$2,036,206 from the unappropriated surplus of the General Fund to the Maine

1 Commission on Indigent Legal Services, Reserve for Indigent Legal Services program,
2 Other Special Revenue Funds. Funds transferred pursuant to this section are in addition
3 to funds transferred pursuant to Public Law 2019, chapter 343, Part PPPP, section 1.

4 **PART DD**

5 **Sec. DD-1. Transfer; Inland Fisheries and Wildlife carrying account.**
6 Notwithstanding any provision of law to the contrary, the State Controller shall transfer
7 \$300,000 by June 30, 2020 from the Inland Fisheries and Wildlife Carrying Balances -
8 General Fund account within the Department of Inland Fisheries and Wildlife to the
9 Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account
10 within the Department of Inland Fisheries and Wildlife. These funds may be allotted by
11 financial order upon recommendation of the State Budget Officer and approval of the
12 Governor.

13 **PART EE**

14 **Sec. EE-1. 26 MRSA §1221, sub-§4-A, ¶A,** as amended by PL 2007, c. 352, Pt.
15 A, §2, is further amended to read:

16 A. The standard rate of contributions is 5.4%. A contributing employer's rate may
17 not be varied from the standard rate unless the employer's experience rating record
18 has been chargeable with benefits throughout the period of 24 consecutive calendar
19 months ending on the computation date applicable to such a year. A contributing
20 employer newly subject to this chapter shall pay contributions at a rate equal to the
21 greater of the predetermined yield or 1.0% until the employer's experience rating
22 record has been chargeable with benefits throughout the period of 24 consecutive
23 calendar months ending on the computation date applicable to such a year. For rate
24 years thereafter, the employer's contribution rate is determined in accordance with
25 this subsection and subsection 3.

26 Effective January 1, 2008, the contribution rate must be reduced by the Competitive
27 Skills Scholarship Fund predetermined yield as defined in section 1166, subsection 1,
28 paragraph C, except that a contribution rate under this paragraph may not be reduced
29 below 1%.

30 Effective January 1, 2021, the contribution rate must also be reduced by the
31 Unemployment Program Administrative Fund predetermined yield as defined in
32 section 1167, subsection 1, paragraph C, except that a contribution rate under this
33 paragraph may not be reduced below 1%.

34 **Sec. EE-2. 26 MRSA §1221, sub-§4-A, ¶B,** as amended by PL 2017, c. 284, Pt.
35 CCCCC, §5, is further amended to read:

36 B. Subject to paragraph A, an employer's contribution rate for the 12-month period
37 commencing January 1st of each year is based upon the employer's experience rating
38 record and determined from the employer's reserve ratio. The employer's reserve
39 ratio is the percent obtained by dividing the amount, if any, by which the employer's
40 contributions, credited from the time the employer first or most recently became an
41 employer, whichever date is later, up to and including June 30th of the preceding

1 year, including any part of the employer's contributions due for that year paid on or
 2 before July 31st of that year, exceed the employer's benefits charged during the same
 3 period, by the employer's average annual payroll for the period of 36 consecutive
 4 months ending June 30th of the preceding year. The employer's contribution rate is
 5 determined under subparagraphs (1) to (8).

6 (1) The commissioner shall prepare a schedule listing all employers for whom a
 7 reserve ratio has been computed pursuant to this paragraph, in the order of their
 8 reserve ratios, beginning with the highest ratio. For each employer, the schedule
 9 must show:

10 (a) The amount of the employer's reserve ratio;

11 (b) The amount of the employer's annual taxable payroll; and

12 (c) A cumulative total consisting of the amount of the employer's annual
 13 taxable payroll plus the amount of the annual taxable payrolls of all other
 14 employers preceding the employer on the list.

15 (2) The commissioner shall segregate employers into contribution categories in
 16 accordance with the cumulative totals under subparagraph (1), division (c). The
 17 contribution category is determined by the cumulative payroll percentage limits
 18 in column B. Each contribution category is identified by the contribution
 19 category number in column A that is opposite the figures in column B, which
 20 represent the percentage limits of each contribution category. If an employer's
 21 taxable payroll falls in more than one contribution category, the employer must
 22 be assigned to the lower-numbered contribution category, except that an
 23 employer may not be assigned to a higher contribution category than is assigned
 24 any other employer with the same reserve ratio.

25

26	A	B		C	D	E
27	Contribution	% of Taxable Payrolls		Experience	Phase-in	Phase-in
28	Category	From	To	Factors	Experience	Experience
29					Factors 2002	Factors 2000
30					and 2003	and 2001
31	1	00.00	05.00	.30	.38750	.4750
32	2	05.01	10.00	.35	.43125	.5125
33	3	10.01	15.00	.40	.47500	.5500
34	4	15.01	20.00	.45	.51875	.5875
35	5	20.01	25.00	.50	.56250	.6250
36	6	25.01	30.00	.55	.60625	.6625
37	7	30.01	35.00	.60	.65000	.7000
38	8	35.01	40.00	.65	.69375	.7375
39	9	40.01	45.00	.70	.73750	.7750
40	10	45.01	50.00	.75	.78125	.8125
41	11	50.01	55.00	.80	.82500	.8500
42	12	55.01	60.00	.90	.91250	.9250

1	13	60.01	65.00	1.00	1.00000	1.0000
2	14	65.01	70.00	1.10	1.08750	1.0750
3	15	70.01	75.00	1.25	1.21875	1.1875
4	16	75.01	80.00	1.40	1.35000	1.3000
5	17	80.01	85.00	1.60	1.52500	1.4500
6	18	85.01	90.00	1.90	1.78750	1.6750
7	19	90.01	95.00	2.20	2.05000	1.9000
8	20	95.01	100.00	2.60	2.40000	2.2000

9 (3-A) Beginning January 1, 2008, the commissioner shall compute a reserve
 10 multiple to determine the schedule and planned yield in effect for a rate year. The
 11 reserve multiple is determined by dividing the fund reserve ratio by the average
 12 benefit cost rate. The determination date is October 31st of each calendar year.
 13 The schedule and planned yield that apply for the 12-month period commencing
 14 on January 1, 2008 and every January 1st thereafter are shown on the line of the
 15 following table that corresponds with the applicable reserve multiple in column
 16 A.

17	A	B	C
18	Reserve	Schedule	Planned
19	Multiple		Yield
20	Over 1.58	A	0.6%
21	1.50 - 1.57	B	0.7%
22	1.42 - 1.49	C	0.8%
23	1.33 - 1.41	D	0.9%
24	1.25 - 1.32	E	1.0%
25	.50 - 1.24	F	1.1%
26	.25 - .49	G	1.2%
27	Under .25	H	1.3%

28 (4) The commissioner shall compute the predetermined yield by multiplying the
 29 ratio of total wages to taxable wages for the preceding calendar year by the
 30 planned yield.

31 (5) The commissioner shall determine the contribution rates effective for a rate
 32 year by multiplying the predetermined yield by the experience factors for each
 33 contribution category. Contribution category 20 in the table in subparagraph (2)
 34 must be assigned a contribution rate of at least 5.4%. The employer's experience
 35 factor is the percentage shown in column C in the table in subparagraph (2) that
 36 corresponds with the employer's contribution category in column A, except that
 37 the experience factors in column E must be used to determine the contribution
 38 rates for rate years 2000 and 2001 and those in column D must be used for rate
 39 years 2002 and 2003. Beginning January 1, 2018, for rate years when schedule A
 40 is in effect as determined in subparagraph (3-A), the experience factor in
 41 subparagraph (2) for contribution category 1 is assigned an experience factor of
 42 0.00 in column C.

1 (6) If, subsequent to the assignment of contribution rates for a rate year, the
2 reserve ratio of an employer is recomputed and changed, the employer must be
3 placed in the position on the schedule prepared pursuant to subparagraph (1) that
4 the employer would have occupied had the corrected reserve ratio been shown on
5 the schedule. The altered position on the schedule does not affect the position of
6 any other employer.

7 (7) In computing the contribution rates, only the wages reported by employers
8 liable for payment of contributions into the fund and net benefits paid that are
9 charged to an employer's experience rating record or to the fund are considered in
10 the computation of the average benefit cost rate and the ratio of total wages to
11 taxable wages.

12 (8) Beginning January 1, 2008, all contribution rates must be reduced by the
13 Competitive Skills Scholarship Fund predetermined yield as defined in section
14 1166, subsection 1, paragraph C, except that contribution category 20 under this
15 paragraph may not be reduced below 5.4%.

16 (9) Beginning January 1, 2021, the contribution rate must also be reduced by the
17 Unemployment Program Administrative Fund predetermined yield as defined in
18 section 1167, subsection 1, paragraph C, except that a contribution rate under this
19 paragraph may not be reduced below 1%.

20 **PART FF**

21 **Sec. FF-1. 26 MRSA §1167** is enacted to read:

22 **§1167. Unemployment Program Administrative Fund**

23 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
24 following terms have the following meanings.

25 A. "Unemployment Program Administrative Fund contributions" or "fund
26 contributions" means the money payments required by this section to be made into
27 the Unemployment Program Administrative Fund by an employer as a percentage of
28 the employer's taxable payroll based on the Unemployment Program Administrative
29 Fund predetermined yield in effect for the Unemployment Program Administrative
30 Fund rate year.

31 B. "Unemployment Program Administrative Fund planned yield" means the
32 percentage of wages, as defined in section 1043, subsection 19, equal to .04% of the
33 total wages for each contributing employer subject to this chapter.

34 C. "Unemployment Program Administrative Fund predetermined yield" means the
35 amount determined by multiplying the ratio of total wages to taxable wages, as
36 defined by section 1221, subsection 6, paragraph L, by the Unemployment Program
37 Administrative Fund planned yield. The Unemployment Program Administrative
38 Fund predetermined yield is rounded to the nearest .01%.

39 D. "Unemployment Program Administrative Fund rate year" has the same meaning
40 as "rate year" under section 1221, subsection 6, paragraph F.

1 2. **Established.** The Unemployment Program Administrative Fund, referred to in
2 this section as "the fund," is established as a special fund in the State Treasury. All
3 receipts, including interest, fines and penalties collected from the Unemployment
4 Program Administrative Fund contributions, must be paid into the fund. Income from the
5 investment of the fund must be deposited to the credit of the fund. All money in the fund
6 must be deposited, administered and disbursed in the same manner and under the same
7 conditions and requirements as are provided by law for other special funds.

8 3. **Administered.** The money in the fund must be administered by the commissioner
9 exclusively for the purpose of administering this chapter and for the costs of
10 administering the fund.

11 4. **Employers liable for fund contribution.** Each employer, as defined in section
12 1043, subsection 9, other than an employer liable for a payment in lieu of a contribution,
13 shall pay a fund contribution. Beginning January 1, 2021, fund contributions are payable
14 in the same manner as described under section 1221, subsection 1 and in accordance with
15 section 1221, subsection 4-A.

16 5. **Receipts.** All receipts collected from fund contributions, including interest, fines
17 and penalties on fund contributions not paid when due, must be paid into the fund.

18 6. **Experience rating records.** Fund contributions may not be credited to an
19 employer's experience rating record as described in section 1221, subsection 3.

20 7. **Relationship to unemployment insurance contributions.** Fund contributions
21 may not be considered as part of the employer's unemployment insurance contribution
22 rate pursuant to section 1221. Unemployment insurance contributions for all employers
23 subject to the contribution provisions of this chapter must be reduced by a percentage
24 equal to the total fund contribution assessment as in section 1221, subsection 4-A.
25 Exceptions pertaining to new employer rates and contribution rate category 20 are
26 described in section 1221, subsection 4-A, paragraphs A and B.

27 8. **Other provisions of this chapter.** All provisions of this chapter and rules
28 adopted under this chapter regarding payments, time limits, dates of payment, reports,
29 interest and penalties on amounts not paid by employers when due, fines, liens and
30 warrants that apply to the collection of contributions also apply to the collection of fund
31 contributions.

32 9. **Maximum fund balance.** The Department of Labor shall transfer any cash
33 balance that exceeds 180 days working capital as of December 31, 2023, and every year
34 thereafter, from the Unemployment Program Administrative Fund to the Unemployment
35 Compensation Fund within 30 days.

36 **PART GG**

37 **Sec. GG-1. Money credited to State of Maine account in Unemployment**
38 **Trust Fund under Section 903(f) of federal Social Security Act.** Money
39 credited to the account of the State of Maine in the federal Unemployment Trust Fund by
40 the United States Secretary of the Treasury on July 29, 2009 pursuant to Section 903(f) of
41 the federal Social Security Act may not be requisitioned from the State's account or used
42 except for the payment of benefits and for the payment of expenses incurred for the

1 administration of the State's unemployment compensation law and public employment
2 offices. Money used for the payment of benefits is requisitioned as defined in the Maine
3 Revised Statutes, Title 26, section 1162. Money requisitioned and used for the payment
4 of expenses incurred for the administration of the State's unemployment compensation
5 law and public employment offices requires a specific appropriation by the Legislature as
6 provided in section 2. That use is only permissible if the expenses are incurred and the
7 money is requisitioned after the effective date of a law making an appropriation and
8 specifying the purposes for which the money is appropriated and the amounts
9 appropriated for those purposes. Any amount that may be obligated under such an
10 appropriation is limited to an amount that does not exceed the amount by which the
11 aggregate of the amounts transferred to the account of the State of Maine pursuant to
12 Section 903(f) of the federal Social Security Act exceeds the aggregate of the amounts
13 used by the State pursuant to this Act and charged against the amounts transferred to the
14 account of the State of Maine.

15 For purposes of this section, the amounts obligated under an appropriation for
16 administrative purposes must be charged against transferred amounts at the exact time the
17 obligation is entered into. The appropriation, obligation and expenditure or other
18 disposition of money appropriated under this section must be accounted for in accordance
19 with standards established by the United States Secretary of Labor. Money appropriated
20 as provided in this Act for the payment of administration must be requisitioned as needed
21 for the payment of obligations incurred under the appropriation and, upon requisition,
22 must be deposited in the Employment Security Administration Fund from which
23 payments are made. Money so deposited must, until expended, remain a part of the
24 unemployment fund and, if it will not be immediately expended, must be returned
25 promptly to the account of the State of Maine in the federal Unemployment Trust Fund.

26 **Sec. GG-2. Allocation maintaining state unemployment compensation**
27 **and public employment system.** There is allocated out of funds made available to
28 the State under Section 903(f) of the federal Social Security Act, as amended, the sum of
29 \$27,534,100, in accordance with section 1, to be used under the direction of the
30 Department of Labor for the purpose of maintaining and operating the State's
31 unemployment compensation and public employment system. The uses include both
32 personnel and nonpersonnel administrative costs required to administer the
33 unemployment insurance program, deliver employment assistance services through the
34 Department of Labor's career center system and provide labor market information
35 program services for workers and employers in the State.

36 The amount obligated pursuant to this Act may not exceed at any time the amount by
37 which the aggregate of the amounts transferred to the account of the State of Maine
38 pursuant to Section 903(f) of the federal Social Security Act exceeds the aggregate of the
39 amounts obligated for administration and paid out for benefits and required by law to be
40 charged against the amounts transferred to the account of the State of Maine.

41 **PART HH**

42 This Part left blank intentionally.

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PART II

This Part left blank intentionally.

PART JJ

This Part left blank intentionally.

PART KK

This Part left blank intentionally.

PART LL

Sec. LL-1. 10 MRSA §1100-T, sub-§2, ¶A, as amended by PL 2013, c. 438, §3, is further amended to read:

A. For investments made in tax years beginning before January 1, 2012, a tax credit certificate may be issued in an amount not more than 40% of the amount of cash actually invested in an eligible Maine business in any calendar year or in an amount not more than 60% of the amount of cash actually invested in any one calendar year in an eligible Maine business located in a high-unemployment area, as determined by rule by the authority. For investments made in tax years beginning on or after January 1, 2012, a tax credit certificate may be issued to an investor other than a private venture capital fund in an amount not more than 60% of the amount of cash actually invested in an eligible Maine business in any calendar year. For investments made in tax years beginning on or after January 1, 2014, a tax credit certificate may be issued to an investor other than a private venture capital fund in an amount not more than 50% of the amount of cash actually invested in an eligible Maine business in any calendar year. For investments made on or after April 1, 2020, a tax credit certificate may be issued to an investor other than a private venture capital fund in an amount not more than 40% of the amount of cash actually invested in an eligible Maine business in any calendar year. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. LL-2. 10 MRSA §1100-T, sub-§2, ¶C, as amended by PL 2003, c. 451, Pt. E, §2, is further amended to read:

C. Aggregate investment eligible for tax credits may not be more than \$5,000,000 for any one business as of the date of issuance of a tax credit certificate. Beginning with investments made on or after April 1, 2020, aggregate investment eligible for tax credits may not be more than \$3,500,000 for any one business as of the date of issuance of a tax credit certificate and not more than \$2,000,000 for any calendar year.

Sec. LL-3. 10 MRSA §1100-T, sub-§2, ¶I, as enacted by PL 2001, c. 642, §7 and affected by §12, is amended to read:

1 I. The business receiving the investment may not be in violation of the requirements
2 of subsection 6 7.

3 **Sec. LL-4. 10 MRSA §1100-T, sub-§2-A, ¶B**, as amended by PL 2009, c. 470,
4 §3, is further amended to read:

5 B. As used in this subsection, unless the context otherwise indicates, an "eligible
6 business" means a business located in the State that:

- 7 (1) Is a manufacturer;
- 8 (2) Is engaged in the development or application of advanced technologies;
- 9 (3) Provides a product or service that is sold or rendered, or is projected to be
10 sold or rendered, predominantly outside of the State;
- 11 (4) Brings capital into the State, as determined by the authority; or
- 12 (5) Is certified as a visual media production company under Title 5, section
13 13090-L.

14 **Sec. LL-5. 10 MRSA §1100-T, sub-§2-C, ¶A**, as enacted by PL 2011, c. 454,
15 §6, is amended to read:

16 A. For investments made in tax years beginning on or after January 1, 2012, a tax
17 credit certificate may be issued to a private venture capital fund in an amount that is
18 not more than 50% of the amount of cash actually invested in an eligible business.
19 For investments made on or after April 1, 2020, a tax credit certificate may be issued
20 to a private venture capital fund in an amount that is not more than 40% of the
21 amount of cash actually invested in an eligible business. The tax credit certificate
22 may be revoked and the credit recaptured pursuant to Title 36, section 5216-B,
23 subsection 5 to the extent that the authority determines that the eligible business for
24 which the tax credit certificate was issued moves substantially all of its operations
25 and assets outside of the State during the period ending 4 years after an investment,
26 except in the case of an arm's length, fair value acquisition approved by the authority.
27 A private venture capital fund that received the 20% credit certificate under
28 subsection 2-A, paragraph A, subparagraph (2) for an investment is not eligible for a
29 tax credit certificate under this subsection for that investment.

30 **Sec. LL-6. 10 MRSA §1100-T, sub-§2-C, ¶B**, as amended by PL 2013, c. 438,
31 §4, is further amended to read:

32 B. As used in this subsection, unless the context otherwise indicates, "eligible
33 business" means a business located in the State that has certified that the amount of
34 the investment is necessary to allow the business to create or retain jobs in the State
35 and that, as determined by the authority:

- 36 (1) Is a manufacturer or a value-added natural resource enterprise;
- 37 (2) Is engaged in the development or application of advanced technologies;
- 38 (3) Provides a product or service that is sold or rendered, or is projected to be
39 sold or rendered, predominantly outside of the State; or

1 (5) Is certified as a visual media production company under Title 5, section
2 13090-L.

3 **Sec. LL-7. 10 MRSA §1100-T, sub-§2-C, ¶C**, as enacted by PL 2011, c. 454,
4 §6, is amended to read:

5 C. Aggregate investment eligible for tax credit certificates, including investments
6 under this subsection and under subsection 2, may not be more than \$5,000,000 for
7 any one eligible business. Beginning with investments made on or after April 1,
8 2020, aggregate investment eligible for tax credit certificates, including investments
9 under this subsection and under subsection 2, may not be more than \$3,500,000 for
10 any one eligible business in total and not more than \$2,000,000 for any calendar year.

11 **Sec. LL-8. 10 MRSA §1100-T, sub-§2-C, ¶D**, as amended by PL 2013, c. 438,
12 §4, is further amended to read:

13 D. The investment with respect to which any private venture capital fund is applying
14 for a tax credit certificate may not be more than the lesser of an amount equal to
15 \$500,000 times the number of investors in the private venture capital fund and an
16 aggregate of \$4,000,000 in any one eligible business invested in by a private venture
17 capital fund in any 3 consecutive calendar years, ~~except that this.~~ For investments
18 made on or after April 1, 2020, the investment with respect to which any private
19 venture capital fund is applying for a tax credit certificate may not be more than the
20 lesser of an amount equal to \$500,000 times the number of investors in the private
21 venture capital fund and an aggregate of \$3,500,000 in any one eligible business
22 invested in by a private venture capital fund. This paragraph does not limit other
23 investment by an applicant for which that applicant is not applying for a tax credit
24 certificate. A private venture capital fund must certify to the authority that it will be
25 in compliance with these limitations. The tax credit certificate issued to a private
26 venture capital fund may be revoked and any credit taken recaptured pursuant to Title
27 36, section 5216-B, subsection 5 if the fund is not in compliance with this paragraph.

28 **Sec. LL-9. 10 MRSA §1100-T, sub-§4**, as amended by PL 2013, c. 438, §5, is
29 further amended to read:

30 **4. Total of credits authorized.** The authority may issue tax credit certificates to
31 investors eligible pursuant to subsections 2, 2-A and 2-C in an aggregate amount not to
32 exceed \$2,000,000 up to and including calendar year 1996, \$3,000,000 up to and
33 including calendar year 1997, \$5,500,000 up to and including calendar year 1998,
34 \$8,000,000 up to and including calendar year 2001, \$11,000,000 up to and including
35 calendar year 2002, \$14,000,000 up to and including calendar year 2003, \$17,000,000 up
36 to and including calendar year 2004, \$20,000,000 up to and including calendar year 2005,
37 \$23,000,000 up to and including calendar year 2006, \$26,000,000 up to and including
38 calendar year 2007 and \$30,000,000 up to and including calendar year 2013, in addition
39 to which, the authority may issue tax credit certificates to investors eligible pursuant to
40 subsections 2, 2-A and 2-C in an annual amount not to exceed \$675,000 for investments
41 made between January 1, 2014 and December 31, 2014, \$4,000,000 for investments made
42 in calendar year 2015 and, \$5,000,000 for investments made in calendar years 2016 to
43 2019, \$15,000,000 for investments made in calendar years 2020 to 2026 and \$5,000,000
44 each year for investments made in calendar years beginning with 2016 2027. The

1 authority may provide that investors eligible for a tax credit under this section in a year
2 when there is insufficient credit available are entitled to take the credit when it becomes
3 available subject to limitations established by the authority by rule. Rules adopted
4 pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375,
5 subchapter 2-A.

6 **Sec. LL-10. 10 MRSA §1100-T, sub-§6**, as amended by PL 2011, c. 454, §8, is
7 repealed.

8 **Sec. LL-11. 10 MRSA §1100-T, sub-§7** is enacted to read:

9 7. Reports. The following reports are required regarding activities under this
10 section.

11 A. A business eligible to have investors receive a tax credit under this section shall
12 report to the authority, in a manner determined by the authority, the following
13 information regarding that business's activities in the State over the calendar year in
14 which the investment occurred and for each additional year for which a credit is
15 claimed:

16 (1) The total amount of private investment received by the eligible business from
17 each investor eligible to receive a tax credit;

18 (2) The total number of persons employed by the eligible business as of
19 December 31st;

20 (3) The total number and geographic location of jobs created and retained by the
21 eligible business stated separately for all jobs in the State and for those jobs that
22 would not have been created or retained in the absence of the credit;

23 (4) Total annual payroll of the eligible business stated separately for all
24 employees in the State and for those employees who would not have been
25 employed in the absence of the credit; and

26 (5) Total sales revenue of the eligible business stated separately within and
27 outside the State.

28 B. An investor eligible for a tax credit under this section shall notify the authority
29 when a business that received an investment from that investor eligible for a credit
30 under this section ceases operations and the likely reasons for the cessation of
31 business.

32 C. The authority shall report annually to the joint standing committee of the
33 Legislature having jurisdiction over taxation matters and to the Office of Program
34 Evaluation and Government Accountability on all activity under this section during
35 the prior calendar year. The authority shall identify in its report businesses receiving
36 investments eligible for a credit under this section and the authority's determination
37 as to whether the investments would have been made in the absence of the credit.

38 **Sec. LL-12. 36 MRSA §5216-B, sub-§6** is enacted to read:

39 6. Evaluation; specific public policy objective; performance measures. The
40 credit provided under this section is subject to ongoing legislative review in accordance

1 with Title 3, chapter 37. The Office of Program Evaluation and Government
2 Accountability shall submit an evaluation of the credit provided under this section to the
3 joint legislative committee established to oversee program evaluation and government
4 accountability matters and the joint standing committee of the Legislature having
5 jurisdiction over taxation matters. In developing evaluation parameters to perform the
6 review, the office shall consider:

7 A. That the specific public policy objectives of the credit provided under this section
8 are:

9 (1) To increase job opportunities for residents of the State in businesses that
10 export products or services from the State;

11 (2) To increase private investment in small new and existing businesses,
12 especially those that experience significant difficulty in the absence of investment
13 incentives in obtaining equity financing to carry the businesses from start-up
14 through initial development; and

15 (3) To increase municipal tax bases; and

16 B. Performance measures, including, but not limited to:

17 (1) The number and geographic distribution of full-time employees added or
18 retained during a period being reviewed who would not have been added or
19 retained in the absence of the credit;

20 (2) The amount of qualified investment in eligible businesses during the period
21 being reviewed;

22 (3) The change in the number of businesses created or retained in the State as a
23 result of the credit;

24 (4) Measures of fiscal impact and overall economic impact to the State; and

25 (5) The amount of the tax revenue loss for each year being reviewed divided by
26 the number of jobs created or retained.

27 **PART MM**

28 **Sec. MM-1. Carrying balances; Department of Health and Human**
29 **Services web portal upgrade.** Notwithstanding any provision of law to the contrary,
30 at the end of each fiscal year the State Controller shall carry forward, to be used for the
31 same purposes, any unexpended balance of the \$1,700,000 appropriated in Public Law
32 2019, chapter 343 in the All Other line category in the Office for Family Independence -
33 District program, General Fund account for the purpose of upgrades to the public
34 assistance web portal.

35 **PART NN**

36 **Sec. NN-1. Payments to State from Maine Governmental Facilities**
37 **Authority operating account.** Notwithstanding any provision of law to the contrary,

1 the Maine Governmental Facilities Authority shall transfer \$4,000,000 from the balance
2 in the authority's operating account to the State as undedicated revenue no later than June
3 30, 2020.'

4 **SUMMARY**

5 **PART A**

6
7 This Part makes appropriations and allocations.

8 **PART C**

9
10 This Part does the following.

11 1. It establishes the total cost of education from kindergarten to grade 12, the state
12 contribution, the annual target state share percentage and the mill expectation for the local
13 contribution for fiscal year 2020-21.

14 2. It establishes, beginning in fiscal year 2020-21, the per-pupil rate for education
15 service center administration.

16 3. With respect to fiscal years 2020-21, 2021-22 and 2022-23, it caps the total
17 allocation for a career and technical education center or career and technical education
18 region.

19 4. It provides that funding for incremental salary increases in fiscal year 2020-21
20 must be based on data submitted to the Department of Education and certified by school
21 administrative units as of October 1, 2019.

22 5. It amends the laws governing the payment of targeted education funds to remove
23 authorization for the annual education research contract and to authorize the payment of
24 costs to provide musical instruments and professional development in rural schools.

25 6. It establishes for fiscal years 2023-24 through 2026-27 the debt service ceiling for
26 capital projects, including major projects and integrated, consolidated secondary and
27 postsecondary projects.

28 **PART H**

29
30 This Part directs the Maine Municipal Bond Bank to transfer \$20,000,000 during
31 fiscal year 2019-20 from the Liquor Operation Revenue Fund to the unappropriated
32 surplus of the General Fund.

33 **PART J**

34
35 This Part directs the State Controller to transfer \$17,431,338 during fiscal year 2019-
36 20 from the General Fund unappropriated surplus to the Maine Budget Stabilization Fund
37 established in the Maine Revised Statutes, Title 5, section 1532.

38 **PART K**

39

1 This Part authorizes the Department of Agriculture, Conservation and Forestry,
2 Bureau of Forestry to pay operating expenses from the Aerial Fire Suppression Fund.

3 **PART S**
4

5 This Part implements criminal history record checks for certain individuals with
6 access to federal tax information and other federally protected data at the Department of
7 Administrative and Financial Services, Office of Information Technology. The criminal
8 history record checks apply to all new applicants and current employees and contractors
9 or subcontractors of the office to ensure compliance with federal laws and regulations
10 governing access to federally protected data, including, but not limited to, the Internal
11 Revenue Service's criminal history record check requirements for all employees and
12 contractors with access to federal tax information and the Federal Bureau of
13 Investigation's Criminal Justice Information Services Division.

14 **PART W**
15

16 This Part authorizes the Department of Health and Human Services to transfer
17 available balances of Personal Services appropriations and allocations in the
18 Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate
19 Share - Riverview Psychiatric Center program, the Riverview Psychiatric Center program
20 and the Dorothea Dix Psychiatric Center program after all salary, benefit and other
21 obligations are met to the All Other line category.

22 **PART X**
23

24 This Part updates references to the United States Internal Revenue Code of 1986
25 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal
26 Revenue Code of 1986, as amended through December 31, 2019, for tax years beginning
27 on or after January 1, 2019 and for any prior tax years as specifically provided by the
28 United States Internal Revenue Code of 1986, as amended. It also provides that, for tax
29 years beginning on or after January 1, 2020, the Maine standard deduction under the
30 Maine income tax is equal to the federal standard deduction and is not limited by the
31 federal Internal Revenue Code of 1986, Section 63.

32 **PART Y**
33

34 This Part clarifies that, with regard to each hospital in the State, the hospital's fiscal
35 year that ended during calendar year 2016 is intended to be the hospital's taxable year for
36 all state fiscal years beginning on or after July 1, 2019 for the purpose of taxes imposed
37 by Title 36, section 2892.

38 **PART BB**
39

40 This Part requires the Department of Health and Human Services to amend the Office
41 of Elderly Services Policy Manual, 10-149 C.M.R. Chapter 5, Section 63 to increase the
42 number of reimbursable medication passes per consumer per day from 3 to 6.

43 **PART CC**

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This Part transfers \$2,036,206 to the Maine Commission on Indigent Legal Services; this transfer is in addition to a transfer of \$16,526,403 made in July 2019.

PART DD

This Part transfers funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to fund a Personal Services shortfall in fiscal year 2019-20.

PART EE

This Part reduces unemployment insurance trust fund contributions for employers by a percentage used to calculate the Unemployment Program Administrative Fund assessment except as described in the Maine Revised Statutes, Title 26, section 1221, subsection 4-A, paragraphs A and B pertaining to new employer rates and contribution rate category 20.

PART FF

This Part establishes the Unemployment Program Administrative Fund for the purpose of operating the Maine unemployment insurance program, including both personnel and nonpersonnel costs, and for the costs of administering the fund.

PART GG

This Part authorizes the use of unemployment insurance modernization funds under the American Recovery and Reinvestment Act of 2009 and Section 903(f) of the federal Social Security Act for the purposes of operating the State's unemployment compensation and public employment systems.

PART LL

This Part amends the Maine Seed Capital Tax Credit Program by:

1. For investments made on or after April 1, 2020:
 - A. Reducing from 50% to 40% of investment the maximum credit available to individual investors and private venture capital funds;
 - B. Reducing from \$5,000,000 to \$3,500,000 the total aggregate investment eligible for tax credits for any one business; and
 - C. Limiting to \$2,000,000 the eligible total aggregate investment for any one business in any calendar year;
2. Increasing from \$5,000,000 to \$15,000,000 the overall annual limit on total authorized credits for calendar years 2020 through 2026;
3. Expanding the definition of "eligible business" to include businesses that provide a product that is sold predominantly outside the State; and

1 4. Providing a structure for the required reporting of data to facilitate an evaluation
2 of the effectiveness of the credit by the Office of Program Evaluation and Government
3 Accountability.

4 **PART MM**

5
6 This Part authorizes the carry-forward of any remaining balance of the amount
7 appropriated in Public Law 2019, chapter 343 in the Office for Family Independence -
8 District program, General Fund account within the Department of Health and Human
9 Services for the purpose of upgrades to the public assistance web portal to be used for the
10 same purposes in the next fiscal year.

11 **PART NN**

12
13 This Part authorizes a transfer of a portion of the accumulated balance in the
14 operating account of the Maine Governmental Facilities Authority to the State in fiscal
15 year 2019-20. This balance has built up over the last 20 years from loan initiation fees,
16 maintenance fees and related interest that exceed amounts needed to fund the actual costs
17 of administering these loans and has been identified as a resource that could be
18 transferred to the State.

19 **FISCAL NOTE REQUIRED**

20 (See attached)



Approved: 03/16/20

(102)

MAC

129th MAINE LEGISLATURE

LD 2126

LR 3206(02)

An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2020 and June 30, 2021

Fiscal Note for Bill as Amended by Committee Amendment

A(H-775)

Committee: Appropriations and Financial Affairs

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$8,428,025	\$66,564,494	\$53,530,124	\$53,472,582
Appropriations/Allocations				
General Fund	\$10,176,581	\$63,123,557	\$52,076,624	\$52,042,832
Federal Expenditures Fund	\$0	\$23,862,193	\$23,862,193	\$23,862,193
Other Special Revenue Funds	\$1,569,034	\$9,378,858	\$5,034,579	\$5,152,367
Federal Block Grant Fund	\$0	\$212,967	\$212,967	\$212,967
Revenue				
General Fund	\$21,216,100	(\$3,440,937)	(\$1,453,500)	(\$1,429,750)
Other Special Revenue Funds	(\$86,100)	(\$134,063)	(\$76,500)	(\$75,250)
Transfers				
General Fund	(\$19,467,544)	\$0	\$0	\$0
Other Special Revenue Funds	\$2,036,206	\$0	\$0	\$0
Fund Detail by Section				
Appropriations/Allocations				
General Fund				
PART A, Section 1	\$5,648,821	\$0	\$0	\$0
PART A, Section 2	\$45,000	\$64,687	\$67,016	\$69,428
PART A, Section 3	\$0	\$2,500,000	\$0	\$0
PART A, Section 4	\$3,500,000	\$2,009,641	\$0	\$0
PART A, Section 5	\$381,209	\$42,187,913	\$38,991,968	\$38,996,170
PART A, Section 6	\$0	\$3,200	\$3,200	\$3,200
PART A, Section 7	\$508,750	\$19,922,392	\$16,578,433	\$16,537,733

(2022)

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
PART A, Section 9	(\$15,099)	\$42,909	\$44,454	\$46,054
PART A, Section 10	\$0	\$0	(\$1,262)	(\$2,568)
PART A, Section 11	\$107,900	\$0	\$0	\$0
PART A, Section 12	\$10,000,000	\$0	\$0	\$0
PART A, Section 13	(\$10,000,000)	(\$3,607,185)	(\$3,607,185)	(\$3,607,185)
Federal Expenditures Fund				
PART A, Section 7	\$0	\$23,862,193	\$23,862,193	\$23,862,193
Other Special Revenue Funds				
PART A, Section 7	(\$467,172)	\$9,378,858	\$5,034,579	\$5,152,367
PART A, Section 8	\$2,036,206	\$0	\$0	\$0
Federal Block Grant Fund				
PART A, Section 7	\$0	\$212,967	\$212,967	\$212,967
Revenue				
General Fund				
PART H, Section 1	\$20,000,000	\$0	\$0	\$0
PART X, Section 1	(\$2,783,900)	(\$2,141,562)	(\$171,000)	(\$147,250)
PART LL, Section 1	\$0	(\$1,299,375)	(\$1,282,500)	(\$1,282,500)
PART NN, Section 1	\$4,000,000	\$0	\$0	\$0
Other Special Revenue Funds				
PART X, Section 1	(\$86,100)	(\$83,438)	(\$9,000)	(\$7,750)
PART LL, Section 1	\$0	(\$50,625)	(\$67,500)	(\$67,500)
Transfers				
General Fund				
PART J, Section 1	(\$17,431,338)	\$0	\$0	\$0
PART CC, Section 1	(\$2,036,206)	\$0	\$0	\$0
Other Special Revenue Funds				
PART CC, Section 1	\$2,036,206	\$0	\$0	\$0