

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

SECOND SPECIAL SESSION

December 12, 1991 to January 7, 1992

SECOND REGULAR SESSION

January 8, 1992 to March 31, 1992

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1992

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1992

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

Sec. 59. Retroactivity. Section 51 of this Act takes effect retroactively to December 23, 1991.

Sec. 60. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 7, section 3923, subsection 1; section 3943, subsection 1; and section 3943, subsection 3 and that section that enacts Title 7, chapter 743 take effect July 1, 1992.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved, except as otherwise indicated.

Effective March 31, 1992,
unless otherwise indicated.

CHAPTER 780

H.P. 1547 - L.D. 2185

An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Years ending June 30, 1992 and June 30, 1993 and to Change Certain Provisions of the Laws

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

PART A

Sec. A-1. Supplemental appropriations from General Fund. There are appropriated from the General Fund for the fiscal years ending June 30, 1992 and June 30, 1993, to the departments listed, the following sums.

	1991-92	1992-93
ADMINISTRATION, DEPARTMENT OF		
Buildings and Grounds Operations		
Positions-Legislative Count		(-3.0)
Personal Services		(\$85,393)
Provides for the deappropriation of funds through the transfer of one Auto Mechanic Foreman position, one Auto Mechanic I position and one Storekeeper I position to the Central Motor Pool Fund as a continuation of reductions from fiscal year 1991-92.		
Information Services		
Positions-Legislative Count		(-7.0)
Personal Services		(394,533)
All Other		(32,657)
TOTAL		<u>(427,190)</u>

Provides for the deappropriation of funds through the transfer of the following positions to the Office of Information Services Internal Service Fund: one Administrative Secretary position, one Assistant Deputy Commissioner position, one Deputy Commissioner for Information Services position and 4 Systems Analyst positions as a continuation of reductions from fiscal year 1991-92.

Public Improvements - Planning - Construction - Administration

Positions-Legislative Count (-3.0)
Personal Services (152,207)

Provides for the deappropriation of funds through the elimination of one Director of Division of Facility Services position and 2 Engineering Technician IV positions as a continuation of reductions in fiscal year 1991-92.

Public Improvements - Division of Safety and Environmental Services

Positions-Legislative Count (-4.0)
Personal Services (140,663)

Provides for the deappropriation of funds through the elimination of one Planning and Research Associate II position, 2 Engineering Technician IV positions and one Clerk Typist III position as a continuation of reductions in fiscal year 1991-92.

Purchases - Bureau of

Positions-Legislative Count (-2.0)
Personal Services (97,044)

Provides for the deappropriation of funds through the elimination of one State Purchasing Agent position and one Buyer II position as a continuation of reductions from fiscal year 1991-92.

Risk Management - Operations

All Other (930,000)

Provides for the deappropriation of funds resulting from the forgiveness of the estimated General Fund portion of the

loan repayment and
corresponding interest costs.

**DEPARTMENT OF ADMINISTRATION
TOTAL**

(1,832,497)

ADVOCACY SERVICES, MAINE

Maine Advocacy Services

All Other (74,872)

Provides for the deappropriation of funds through the reduction in funding for the Information and Support Program.

**MAINE ADVOCACY SERVICES
TOTAL**

(74,872)

AGING, MAINE COMMITTEE ON

Aging - Maine Committee on

Positions-Legislative Count (-4.5)
Personal Services (190,069)
All Other (14,060)

Provides for the deappropriation of funds through the elimination of the Maine Committee on Aging, including one Executive Director position, one Planning and Research Associate II position, one Clerk Typist II position, one Clerk Typist IV position, one 1/2-time Advocate position and support costs, while retaining some funds to cover the costs associated with the closing of the agency.

**MAINE COMMITTEE ON AGING
TOTAL**

(204,129)

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

Administration - Agriculture

All Other (13,000)

Provides for the deappropriation of funds through the delay in computer pool upgrades as a continuation of reductions from fiscal year 1991-92.

Administration - Agriculture

Positions-Legislative Count (-1.0)
Personal Services (41,200)
All Other (25,000)

TOTAL (66,200)

Provides for the deappropriation of funds

from the elimination of one Assistant to the Commissioner for Public Information position and reducing department publications as a continuation of reductions from fiscal year 1991-92.

Administration - Agriculture

All Other (23,413)

Provides for the deappropriation of funds through the delay in computer pool upgrades and a reduction in out-of-state travel as a continuation of reductions from fiscal year 1991-92.

Agricultural Production

Positions-Legislative Count (-1.5)
Personal Services (71,000)

Provides for the deappropriation of funds through the elimination of one Veterinarian position and the transfer of 1/2 of a Lab Technician III position to the Agricultural Production dedicated account as a continuation of reductions from fiscal year 1991-92.

Agricultural Production

All Other (13,353)
Capital Expenditures (45,077)

TOTAL (58,430)

Provides for the deappropriation of funds through a reduction in general operating expenses and postponing vehicle replacements as a continuation of reductions from fiscal year 1991-92.

**Agricultural and Rural Resource
Development**

Positions-Legislative Count (-0.5)
Personal Services (19,000)
All Other (6,000)

TOTAL (25,000)

Provides for the deappropriation of funds through the elimination of one part-time Agriculture Internship and Training Coordinator position and associated operating expenses as a continuation of reductions from fiscal year 1991-92.

Agricultural and Rural Resource Development

All Other (953)

Provides for the deappropriation of funds through a reduction in contractual and general operating expenses as a continuation of reductions from fiscal year 1991-92.

Public Services - Agriculture

Positions-Legislative Count (-1.0)
 Personal Services (27,000)
 All Other (50,000)

TOTAL (77,000)

Provides for the deappropriation of funds through the elimination of one Clerk Typist II position and a reduction in food testing activities as a continuation of reductions from fiscal year 1991-92.

Public Services - Agriculture

Positions-Legislative Count (-1.0)
 Personal Services (35,000)

Provides for the deappropriation of funds from the elimination of one Consumer Food Inspector position, which reduces consumer foods inspection activities as a continuation of reductions from fiscal year 1991-92.

Public Services - Agriculture

All Other (23,277)
 Capital Expenditures (35,323)

TOTAL (58,600)

Provides for the deappropriation of funds through a reduction in food testing and inspection activities and postponing vehicle replacements as a continuation of reductions in fiscal year 1991-92.

Harness Racing Commission

All Other (65,000)

Provides for the deappropriation of funds through the reduction of contractual expenses for track judges and the number of fluid samples tested as a continuation of reductions from fiscal year 1991-92.

Harness Racing Commission

All Other (35,000)

Provides for the deappropriation of funds through the reduction of contractual expenses for track judges as a continuation of reductions from fiscal year 1991-92.

Marketing Services - Agriculture

Positions-Legislative Count (-1.0)
 Personal Services (15,000)

Provides for the deappropriation of funds from the elimination of a part-time Clerk Typist II position that supports the shipping point inspection and branding laws programs as a continuation of reductions from fiscal year 1991-92.

Marketing Services - Agriculture

Positions-Legislative Count (-2.0)
 Personal Services (67,000)

Provides for the deappropriation of funds through the elimination of one Egg-Poultry Processing Inspector position and one Master Carpenter position.

Marketing Services - Agriculture

All Other (45,854)
 Capital Expenditures (21,038)

TOTAL (66,892)

Provides for the deappropriation of funds through the elimination of the Quality Trademark Program and postponing vehicle replacements as a continuation of reductions from fiscal year 1991-92.

Potato Quality Control

All Other (39,216)

Provides for the deappropriation of funds through a reduction in grants to public organizations as a continuation of reductions from fiscal year 1991-92.

Soil and Water Conservation Commission

All Other (2,714)

Provides for the deappropriation of funds through a reduction in general operating expenses as a continuation of reductions from fiscal year 1991-92.

through reductions in grant programs providing support to public schools and cultural organizations presenting programs, performances and exhibitions by Maine artists.

Harness Racing Commission

Positions - Legislative Count
Personal Services

(-1.0)
(61,400)

Provides for the deappropriation of funds related to the elimination of the Executive Director position and the downgrading of the Chair position from salary range 90 to salary range 28.

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

(780,818)

ANIMAL WELFARE BOARD

Animal Welfare

Positions-Legislative Count
Personal Services
All Other

(-4.0)
(175,696)
100,000

TOTAL

(75,696)

Provides for the deappropriation of funds through the elimination of all authorized positions and provides funds for contractual services to privatize the Animal Welfare Board as a continuation of reductions from fiscal year 1991-92.

**ANIMAL WELFARE BOARD
TOTAL**

(75,696)

ARTS COMMISSION, MAINE

Arts - Sponsored Program

All Other

(55,845)

Provides for the deappropriation of funds through reductions in travel, general operating expenses, exhibitions and technical assistance to encourage cultural organization financial stability as a continuation of reductions from fiscal year 1991-92.

Arts - Sponsored Program

All Other

(30,427)

Provides for the deappropriation of funds

**MAINE ARTS COMMISSION
TOTAL**

(86,272)

**ATLANTIC STATES MARINE
FISHERIES COMMISSION**

**Atlantic States Marine Fisheries
Commission**

All Other

(2,685)

Provides for the deappropriation of funds through the reduction of the commissioners' travel expenses as a continuation of reductions from fiscal year 1991-92.

**ATLANTIC STATES MARINE
FISHERIES COMMISSION
TOTAL**

(2,685)

**ATTORNEY GENERAL,
DEPARTMENT OF THE**

Administration - Attorney General

Positions-Legislative Count
Personal Services

(-10.0)
(457,730)

Provides for the deappropriation of funds through the elimination of 7 Attorney positions, 2 Senior Legal Secretary positions and one Investigator position as a continuation of reductions from fiscal year 1991-92.

Administration - Attorney General

Positions-Legislative Count
Personal Services

(-2.0)
(53,034)

Provides for the deappropriation of funds through the elimination of one Legal Secretary position and one Research Assistant position.

District Attorneys' Salaries

Personal Services

(94,514)

Provides for the deappropriation of funds from up to 12 unpaid furlough days or layoffs of up to 3 to 5 Assistant District Attorney positions and no cost of living, merit, or step increases for fiscal year 1992-93 as a continuation of reductions from fiscal year 1991-92.

Human Services Division

Positions-Legislative Count	(-2,0)
Personal Services	(91,965)
All Other	(6,000)
TOTAL	<u>(97,965)</u>

Provides for the deappropriation of funds through the transfer of 2 Assistant Attorney General positions and expenses to Federal Block Grant funds.

through the transfer of 1/2 Account Clerk II position to the administrative services conservation program dedicated revenue account, the elimination of one Accountant I position and the elimination of capital purchases. Part of the savings from moving 1/2 of the Account Clerk II position to the dedicated revenue account will be used to fund the reclassifications for this account.

DEPARTMENT OF THE ATTORNEY GENERAL

TOTAL	<u>(703,243)</u>
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Capital Construction - Repairs - Improvements - Conservation

All Other	(6,214)
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Provides for the deappropriations of funds for minor repairs and capital improvements at state parks and historic sites.

AUDIT, DEPARTMENT OF

Audit - Departmental Bureau

Positions-Legislative Count	(-3,0)
Personal Services	(119,532)
All Other	(48,000)
TOTAL	<u>(167,532)</u>

Provides for the deappropriation of funds through the elimination of one vacant Auditor III position and 2 vacant Auditor I positions and All Other savings from reductions in rent expense as a continuation of reductions from fiscal year 1991-92.

Forest Fire Control - Division of

Positions-Legislative Count	(-5,0)
Personal Services	(240,046)
All Other	150,614
TOTAL	<u>(89,432)</u>

Provides for the deappropriation of funds through the elimination of one Forest Ranger III position, 3 Forest Ranger IV positions and one Auto Mechanic Foreman position and the appropriation of operating funds for fire suppression.

Audit - Departmental Bureau

Personal Services	(13,998)
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Provides for the deappropriation of funds through salary savings.

Forest Management, Utilization and Marketing

Positions-Legislative Count	(-4,0)
Personal Services	(96,336)
All Other	(11,702)
TOTAL	<u>(108,038)</u>

Provides for the deappropriation of funds through the transfer of one vacant Forester I position to the Forest Management, Utilization and Marketing program federal funds and the elimination of 3 vacant Clerk Typist II positions and related operating costs as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF AUDIT

TOTAL	<u>(181,530)</u>
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CONSERVATION, DEPARTMENT OF

Administration - Forestry

All Other	(4,000)
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Provides for the deappropriation of funds for administrative expenses and publication costs as a continuation of reductions for fiscal year 1991-92.

Administrative Services - Conservation

Positions-Legislative Count	(-1,5)
Personal Services	(34,801)
Capital Expenditures	(2,000)
TOTAL	<u>(36,801)</u>

Provides for the deappropriation of funds

Forest Management, Utilization and Marketing

Positions-Legislative Count	(-1,0)
Personal Services	(34,694)

All Other	(2,925)	Maine Conservation Corps	
TOTAL	<u>(37,619)</u>	All Other	(14,255)
Provides for the deappropriation of funds through the elimination of one Forester I position and reduced operating costs to assist small land owners.		Provides for the deappropriation of funds for 15 Conservation Corps members and 3 spring projects.	
Geographic-Based Information Services		Maine Rivers Protection Fund Program	
All Other	(8,758)	Positions-Legislative Count	(-0.5)
Provides for the deappropriation of funds for software and hardware maintenance for the Geographic-Based Information Systems.		Personal Services	(23,874)
Geological Survey		Provides for the deappropriation of funds through the transfer of 1/2 of a split-funded Recreational Planner position to the Boating Facilities Program, Other Special Revenue Fund as a continuation of reductions from fiscal year 1991-92.	
All Other	(68,441)	Policy Planning and Information	
Provides for the deappropriation of funds through reductions in the surface water and groundwater observation network, stream gauging network and mapping programs.		Positions-Legislative Count	(-1.0)
Insect and Disease Management		Personal Services	(36,750)
All Other	(6,644)	All Other	(5,000)
Provides for the deappropriation of funds for general operating expenses, professional services and supplies as a continuation of reductions for fiscal year 1991-92.		TOTAL	<u>(41,750)</u>
Land Use Regulation Commission		Provides for the deappropriation of funds through the transfer of one Natural Science Educator position and related operating costs to the Federal Expenditure Fund.	
Positions-Legislative Count	(-2.0)	Engineering and Realty	
Personal Services	(67,880)	Positions-Legislative Count	(-0.5)
Provides for the deappropriation of funds through the elimination of 2 Environmental Specialist II positions as a continuation of reductions from fiscal year 1991-92.		Personal Services	(22,085)
Land Use Regulation Commission		All Other	3,777
All Other	(1,452)	TOTAL	<u>(18,308)</u>
Capital Expenditures	(3,010)	Provides for the deappropriation of funds through the elimination of 1/2 of a Civil Engineer III position as a continuation of reductions from fiscal year 1991-92.	
TOTAL	<u>(4,462)</u>	DEPARTMENT OF CONSERVATION	
Provides for the deappropriation of funds for general operating expenses and the elimination of capital purchases.		TOTAL	<u>(536,476)</u>
Land Use Regulation Commission		CORRECTIONS, DEPARTMENT OF	
All Other	(1,452)	Administration - Corrections	
Capital Expenditures	(3,010)	Positions-Legislative Count	(-1.0)
TOTAL	<u>(4,462)</u>	Personal Services	(42,964)
Provides for the deappropriation of funds for general operating expenses and the elimination of capital purchases.		All Other	(34,065)
		TOTAL	<u>(77,029)</u>

Provides for the deappropriation of funds from the elimination of one Clerk Steno II position, leaving a Psychologist position vacant for 7 months and the reduction of operating expenses.		Provides for the deappropriation of funds from the elimination of one Plant Maintenance Engineer position.	
Charleston Correctional Facility		Food - State Prison	
Personal Services	(25,251)	All Other	(100,000)
Provides for the deappropriation of funds from leaving 2 Vocational Training Instructor positions vacant for 4 months.		Provides for the deappropriation of funds from food.	
Correctional Program Improvement		Fuel - Corrections	
All Other	(238,000)	All Other	(50,000)
Provides for the deappropriation of funds from boarding inmates at county jails.		Provides for the deappropriation of funds from fuel.	
Correctional Services		Justice - Planning, Projects and Statistics	
All Other	(136,326)	Positions-Legislative Count	(-1.0)
Provides for the deappropriation of funds from the reduction of institutional and community services. It is the intent of the Legislature that the Department of Corrections distribute the funds remaining in this program for fiscal year 1992-93 in a way that replicates, to the extent possible, funding received by community service providers in fiscal year 1991-92.		Personal Services	(34,787)
Correctional Center		All Other	(4,305)
Personal Services	(295,120)	TOTAL	(39,092)
Provides for the deappropriation of funds from leaving the following 10 positions vacant for 10 months: one Accountant I position, one Psychologist position, one Clerk Typist position, 2 Correctional Officer II positions, one Training Officer position, 2 Vocational Trades Instructor positions, one Personnel Specialist position and one Teacher position.		Provides for the deappropriation of funds from the reduction in hours of one Correctional Plans Coordinator position and rent expenses.	
Downeast Correctional Facility		Probation and Parole	
Positions-Legislative Count	(-1.0)	Positions-Legislative Count	(-2.0)
Personal Services	(33,660)	Personal Services	(72,000)
		Provides for the deappropriation of funds from the elimination of 2 Probation and Parole Officer positions.	
		State Prison	
		Personal Services	(190,350)
		All Other	(12,000)
		Capital Expenditures	(29,000)
		TOTAL	(231,350)
		Provides for the deappropriation of funds from leaving the following 6 positions vacant for 12 months: one Clerk Typist II position, one Correctional Trades Instructor position, one Caseworker position, one Psychologist position, one Auto Mechanic II position and one Accountant II position.	

**Unemployment Compensation -
Corrections**

Personal Services 22,204

Provides for the appropriation of funds for unemployment compensation payments.

Warren Correctional Facility

Personal Services (102,066)

Provides for the deappropriation of funds from the delay in filling the following 6 positions: 2 Nurse positions for 6 months, one Teacher position for 3 months, one Clerk Typist II position for 3 months, one Caseworker position for 2 months and one Unit Manager position for 10 months.

Youth Center - Maine

Personal Services (250,970)
All Other (49,030)

TOTAL (300,000)

Provides for the deappropriation of funds from leaving the following 9 positions vacant for 9 months: one Vocational Trades Instructor position, one Guidance Counselor position, one Chief of Volunteer Services position, one Director of Cottage programs position, 2 Teacher positions, one Nurse position, one Manual Training Teacher position and one Psychologist position.

**DEPARTMENT OF CORRECTIONS
TOTAL**

(1,677,690)

**DEFENSE AND VETERANS' SERVICES,
DEPARTMENT OF**

**Administration - Maine Emergency
Management Agency**

Positions-Legislative Count (-1.0)
Personal Services (16,300)

Provides for the deappropriation of funds through the elimination of one Communications Technician position, funded 50% General Fund and 50% federal funds, as a continuation of reductions from fiscal year 1991-92.

Dam Safety Program

All Other (15,796)

Provides for the deappropriation of funds through the reduction of operating expenses used to support emergency dam inspection as a continuation of reductions from fiscal year 1991-92.

Military Training and Operations

Positions-Legislative Count (-15.0)
Personal Services (364,378)
All Other (53,000)

TOTAL (417,378)

Provides for the deappropriation of funds through the elimination of one Clerk Typist II position, one Oilburner Mechanic Foreman position, 13 Building Custodian positions and the reduction in professional services, travel and office supplies as a continuation of reductions from fiscal year 1991-92.

Veterans' Services

Positions-Legislative Count (-3.0)
Personal Services (65,500)
All Other (8,000)

TOTAL (73,500)

Provides for the deappropriation of funds through the elimination of 2 Clerk Stenographer positions and one Veterans' Counselor position at Togus, leaving vacant one Clerk Typist III position and a reduction in travel expenses as a continuation of reductions from fiscal year 1991-92.

**Commission on Vietnam and Atomic
Veterans**

Positions-Legislative Count (-1.0)
Personal Services (26,997)
All Other (20,539)

TOTAL (47,536)

Provides for the deappropriation of funds through the elimination of one Clerk Stenographer II position and funds for commission expenses. The Veterans' Counselor position will assume responsibility for both Vietnam and atomic veterans and other veterans as a continuation of reductions from fiscal year 1991-92.

Veterans' Services

Positions - Legislative Count (-1.0)
 Personal Services (60,757)

Provides for the deappropriation of funds from the elimination of the Director of Veterans' Services position as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF DEFENSE AND VETERANS' SERVICES TOTAL

(631,267)

DEVELOPMENT FOUNDATION, MAINE

Development Foundation

All Other (25,142)

Provides for the deappropriation of funds through the elimination one 1/2 nonstate support staff position and reductions in grants to public and private organizations as a continuation of reductions from fiscal year 1991-92.

MAINE DEVELOPMENT FOUNDATION TOTAL

(25,142)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Comprehensive Land Use Planning

Positions-Legislative Count (-16.0)
 Personal Services (621,181)
 All Other (1,554,910)
TOTAL (2,176,091)

Provides for the deappropriation of funds through the elimination of 6 Planner II positions, 4 Senior Planner positions, one Development Program Manager position, one Deputy Commissioner of Comprehensive Planning position, one Planning and Research Associate I position, one Clerk Typist III position and the transfer of one 1/2-time Planner II position and one 1/2-time Planning and Research Associate II position to Other Special Revenue, the transfer of one Chief Planner - Public Lands position to the Federal account, and the reductions in general operating expenses and grants to cities and towns, as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TOTAL

(2,176,091)

EDUCATION, STATE BOARD OF

State Board of Education

Personal Services (3,408)
 All Other (8,000)

Provides for the deappropriation of funds through the reduction of per diem reimbursement and publication costs for information regarding parent and community volunteer programs and research costs on effective programs as a continuation of reductions from fiscal year 1991-92.

STATE BOARD OF EDUCATION TOTAL

(11,408)

EDUCATION, DEPARTMENT OF

Administration - Education

All Other (4,000)

Provides for the deappropriation of funds from a reduction in grants for alternative education projects, as a continuation of reductions from fiscal year 1991-92.

Administration - Education

All Other (2,000)

Provides for the deappropriation of funds through the reduction of travel.

Administrative Services - Education

Positions-Legislative Count (-1.0)
 Personal Services (31,791)

Provides for the deappropriation of funds through the elimination of one Administrative Secretary position as a continuation of reductions from fiscal year 1991-92.

Administrative Services - Education

Personal Services (6,138)

Provides for the deappropriation of funds from savings realized from a position downgrade as a continuation of reductions from fiscal year 1991-92.

Adult Education

All Other (17,000)

Provides for the deappropriation of funds through savings by deferring the review of laws and regulations and the development of a comprehensive data base system of the Adult Education Program as a continuation of reductions from fiscal year 1991-92.

regional offices as a continuation of reductions from fiscal year 1991-92.

Alcohol and Drug Education Services

Positions-Legislative Count (-1.0)
Personal Services (40,013)

Provides for the deappropriation of funds from the elimination of one Education Specialist III position as a continuation of reductions from fiscal year 1991-92.

Adult Education

All Other (9,500)

Provides for a deappropriation of funds through a 10% reduction in grants to Literacy Volunteers of America as a continuation of reductions from fiscal year 1991-92.

Alcohol and Drug Education Services

All Other (80,000)

Provides for the deappropriation of funds through the reduction of Alcohol and Drug Abuse Prevention and Education Services to school administrative units.

Adult Education

All Other (20,000)

Provides for the deappropriation of funds from reductions in contract services that will reduce in-service training for Adult Basic Education as a continuation of reductions from fiscal year 1991-92.

Block Grants to Municipalities

All Other (735,295)

Provides for the deappropriation of funds through the reduction of the certification block grant funding for school administrative units as opposed to the rescinding of the Block Grant funding in fiscal year 1991-92 in Public Law 1991, chapter 622.

Adult Education

All Other (154,000)

Provides for the deappropriation of funds through the reduction of the Adult Education subsidy to school administrative units at a level commensurate with the General Purpose Aid for Local Schools reduction.

Certification, Placement and Teacher Education

Positions-Legislative Count (-1.0)
Personal Services (50,480)

Provides for the deappropriation of funds through the elimination of one Education Specialist II position as a continuation of reductions from fiscal year 1991-92.

Alcohol and Drug Education Services

Positions-Legislative Count (-3.0)
Personal Services (147,616)
All Other (128,303)

Certification, Placement and Teacher Education

Positions-Legislative Count (-2.0)
Personal Services (72,807)

TOTAL (275,919)

Provides for the deappropriation of funds through the elimination of one Education Specialist III position and 2 Education Specialist II positions and through the reduction in contractual, travel, general operating, honoraria and grants from central and

Provides for the deappropriation of funds from the elimination of one Education Specialist II position and one Clerk Stenographer III position as a continuation of reductions from fiscal year 1991-92.

School-based Child Care

All Other (79,000)

Provides for the deappropriation of funds through savings in the School-based Child Care Program as a continuation of reductions from fiscal year 1991-92.

Curriculum - Education

All Other (45,000)

Provides for the deappropriation of funds from the reduction of travel as a continuation of reductions from fiscal year 1991-92 and a reduction in nonstate professional services.

Curriculum - Education

Positions-Legislative Count (-6.0)
Personal Services (269,254)

Provides for the deappropriation of funds through the elimination of one Education Specialist III position, 4 Education Specialist II positions and one Clerk Stenographer III position and provides for the funding of the reclassification of one Education Specialist II position to Education Specialist III position as a continuation of reductions from fiscal year 1991-92.

Curriculum - Education

Positions-Legislative Count (-1.0)
Personal Services (46,716)

Provides for the deappropriation of funds from the elimination of one Education Specialist II position as a continuation of reductions from fiscal year 1991-92.

Finance - Education

Positions-Legislative Count (-1.0)
Personal Services (25,850)

Provides for the deappropriation of funds through the elimination of one Account Clerk I position in the Division of Finance as a continuation of reductions from fiscal year 1991-92.

Finance - Education

Positions-Legislative Count (-1.0)
Personal Services (22,200)

Provides for the deappropriation of funds from the elimination of one Account Clerk I position as a continuation of reductions from fiscal year 1991-92.

Governor Baxter School for the Deaf

Positions-Legislative Count (-2.0)
Personal Services (47,856)

Provides for the deappropriation of funds through the elimination of one Clerk Typist II position, one Laundry Washer position and one seasonal Watchperson position.

Handicapped Children Services - Preschool

All Other (501,913)

Provides for the deappropriation of funds through a reduction in the administrative structure of Child Development Services as a continuation of reductions from fiscal year 1991-92.

Instruction - Bureau of

Positions-Legislative Count (-1.0)
Personal Services (77,533)
All Other (2,000)

TOTAL (79,533)

Provides for the deappropriation of funds from the elimination of one vacant Associate Commissioner position and related operating expenses as a continuation of reductions from fiscal year 1991-92.

Nutrition Program - Local Schools

All Other (25,000)

Provides for the deappropriation of funds by the elimination of office rental and the reduction in utilities services costs.

Planning and Management Information - Education

All Other (35,136)

<p>Provides for the deappropriation of funds through a reduction in contractual services, utilities and general operating expenditures as a continuation of reductions from fiscal year 1991-92.</p>		<p>position as a continuation of reductions from fiscal year 1991-92.</p>	
<p>Planning and Management Information - Education</p>		<p>DEPARTMENT OF EDUCATION TOTAL</p>	
	<p>(-1.0) (24,871)</p>		<hr/> <p>(2,879,921)</p>
<p>Reimbursement for State Mandates</p>		<p>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</p>	
<p>Positions-Legislative Count Personal Services</p> <p>Provides for the deappropriation of funds from the elimination of one Data Entry Specialist position as a continuation of reductions from fiscal year 1991-92.</p>		<p>Administration - Environmental Protection</p> <p>Positions-Legislative Count Personal Services All Other</p> <p>TOTAL</p>	<p>(-5.0) (192,309) (4,570)</p> <hr/> <p>(196,879)</p>
<p>All Other</p> <p>Provides for the deappropriation of funds through savings in the School Nutrition Breakfast Program as a continuation of reductions from fiscal year 1991-92.</p>	<p>(9,768)</p>	<p>Provides for the deappropriation of funds through the elimination of one Regional Director position, one Clerk III position and one Clerk Typist II position and the transfer of one Systems Group Manager position to federal funds and the transfer of one Accountant II position to dedicated funds as a continuation of reductions from fiscal year 1991-92.</p>	
<p>School Facilities Program - Local Schools</p>		<p>Administration - Environmental Protection</p>	
<p>Positions-Legislative Count Personal Services</p> <p>Provides for the deappropriation of funds through the elimination of 2 Education Specialist I positions as a continuation of reductions from fiscal year 1991-92.</p>	<p>(-2.0) (96,648)</p>	<p>All Other</p> <p>Provides for the deappropriation of funds for administrative support that benefits general program activities.</p>	<p>(19,525)</p>
<p>Special Education - Exceptional Children</p>		<p>Air Quality Control</p>	
<p>All Other</p> <p>Provides for the deappropriation of funds from cancelling conferences and reducing due process hearing costs as a continuation of reductions from fiscal year 1991-92.</p>	<p>(35,000)</p>	<p>Capital Expenditures</p> <p>Provides for the deappropriation of funds for air monitoring equipment.</p>	<p>(32,000)</p>
<p>Special Education - Exceptional Children</p>		<p>Air Quality Control</p>	
<p>Positions-Legislative Count Personal Services</p> <p>Provides for the deappropriation of funds through the elimination of one Senior Meteorologist position and the reduction of travel, printing and general operating costs as a continuation of reductions from fiscal year 1991-92.</p>	<p>(-1.0) (37,233)</p>	<p>Positions-Legislative Count Personal Services All Other</p> <p>TOTAL</p>	<p>(-1.0) (38,272) (12,342)</p> <hr/> <p>(50,614)</p>

Environmental Impact Studies

All Other (6,308)

Provides for the deappropriation of funds through the elimination of the Acid Rain Monitoring Program.

Environmental Impact Studies

Positions-Legislative Count (-1.0)
Personal Services (40,810)
All Other (489)

TOTAL (41,299)

Provides for the deappropriation of funds through the elimination of the Acid Rain Monitoring Program and the transfer of one Environmental Specialist II position to the Air Quality Control Program, federal funds, as a continuation of reductions from fiscal year 1991-92.

Lake Restoration and Protection Fund

All Other (5,001)

Provides for the deappropriation of funds through the reduction of general support for the Lakes Restoration and Protection Program and cooperative programs with regional commissions, lake associations and municipalities.

Lake Restoration and Protection Fund

Positions-Legislative Count (-1.0)
Personal Services (41,375)
All Other (1,106)

TOTAL (42,481)

Provides for the deappropriation of funds through the transfer of one Assistant Engineer position and related staff support to the Oil and Hazardous Materials Control program dedicated fund as a continuation of reductions from fiscal year 1991-92.

Land Quality Control

Capital Expenditures (33,349)

Provides for the deappropriation of funds through the elimination of 3 vehicle replacements.

Land Quality Control

Positions-Legislative Count (-2.0)
Personal Services (62,742)
All Other (4,946)

TOTAL (67,688)

Provides for the deappropriation of funds through the elimination of one Clerk IV position and one Environmental Specialist III position and reduced travel, printing and general operating costs as a continuation of reductions from fiscal year 1991-92.

Oil and Hazardous Materials Control

Positions-Legislative Count (-2.0)
Personal Services (80,810)

Provides for the deappropriation of funds through the transfer of one Environmental Specialist III position and one Data Control Specialist position to the Oil and Hazardous Materials Control program, dedicated revenue fund.

Oil and Hazardous Materials Control

All Other (6,003)

Provides for the deappropriation of funds from reductions in out-of-state travel and some small contracts.

Solid Waste Management

Positions-Legislative Count (-1.0)
Personal Services (43,293)
All Other (1,355)

TOTAL (44,648)

Provides for the deappropriation of funds through the elimination of one Geologist position and reduced licensing, training and response activities as a continuation of reductions from fiscal year 1991-92.

Water Pollution Control Training Program

All Other (11,000)

Provides for the deappropriation of funds for training of wastewater treatment plant operators.

Water Pollution Control Training Program

position from 24 hours per week to full time.

All Other (27,500)

Provides for the deappropriation of funds through reduced support for the Water Pollution Control Training Program as a continuation of reductions from fiscal year 1991-92.

COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES TOTAL

(12,311)

EXECUTIVE DEPARTMENT

Administration - Executive - Governor's Office

Water Quality Control

All Other (10,000)
Capital Expenditures (360)

TOTAL (10,360)

Provides for the deappropriation of funds through reduced postage, printing, computer supplies, dues and subscription expenses.

Personal Services (27,251)
All Other (42,000)

TOTAL (69,251)

Provides for the deappropriation of funds through maintaining a vacant position and reducing the workweek in certain other positions.

Administration - Community Services

Water Quality Control

Positions-Legislative Count (-2.0)
Personal Services (95,291)
All Other (7,076)

TOTAL (102,367)

Provides for the deappropriation of funds through the transfer of one Biologist II position to the Oil and Hazardous Materials Control Program, dedicated revenue and the transfer of one Division Director position to the Oil and Hazardous Materials Control Program, federal funds and a reduction in general operating expenses as a continuation of reductions from fiscal year 1991-92.

Positions-Legislative Count (-2.0)
Personal Services (100,268)
All Other 8,577

TOTAL (91,691)

Provides for the deappropriation of funds through the elimination of one Deputy Director of the Division of Community Services position and one Assistant to the Director of the Division of Community Services position, the transfer of one Secretary position to the federal program and the transfer in of one Program Operations Manager position from the Low-income Home Energy Assistance Program. All Other funds are necessary to cover operating expenses and to compensate for administrative funds lost due to the transfer of the Low-income Home Energy Assistance Program to the Maine State Housing Authority as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL

(777,832)

GOVERNMENTAL ETHICS AND ELECTION PRACTICES, COMMISSION ON

Commission on Governmental Ethics and Election Practices

Positions-Legislative Count (-0.5)
Personal Services (12,311)

Provides for the deappropriation of funds from the elimination of a part-time Planning and Research Assistant position and the restoration of a Clerk Stenographer III

Blaine House

Personal Services (10,000)
All Other (5,000)

TOTAL (15,000)

Provides for the deappropriation of funds through reduced hours for intermittent and part-time employees, as a continuation of reductions from fiscal year 1991-92.

Driver Education and Evaluation Program - Substance Abuse

Positions-Legislative Count (-1.0)
 Personal Services (29,723)

Provides for the deappropriation of funds through the elimination of one Alcohol Rehabilitation Counselor II position.

Provides for the deappropriation of funds through the transfer of one Business Manager position to the federal account, savings from retirement overcharges and reductions in printing and instate travel costs.

Office of Substance Abuse

All Other (316,590)

Provides for the deappropriation of funds through the continued closure of a residential rehabilitation program for women and reductions in training, prevention and outpatient services as a continuation of reductions from fiscal year 1991-92.

Head Start

Positions-Legislative Count (-1.0)
 Personal Services (27,228)

Provides for the deappropriation of funds through the elimination of one Accountant I position.

Office of Volunteer Services

Positions-Legislative Count (-1.0)
 Personal Services (43,736)
 All Other (6,489)

TOTAL (50,225)

Provides for the deappropriation of funds through the abolishment of the Office of Volunteer Services as a continuation of reductions in fiscal year 1991-92.

Maine Science and Technology Commission

Positions-Legislative Count (-1.0)
 All Other (60,314)
 Capital Expenditures (439,686)

TOTAL (500,000)

Provides for the deappropriation of funds from the Centers for Innovation, the Experimental Program to Stimulate Competitive Research match, a revised Northern Maine Technical Assistance program, and general operations including the elimination of one Development Director position as a continuation of reductions from fiscal year 1991-92.

EXECUTIVE DEPARTMENT TOTAL

(1,215,394)

FINANCE, DEPARTMENT OF

Administration - Finance

Positions-Legislative Count (-1.0)
 Personal Services (46,576)

Provides for the deappropriation of funds through the elimination of one Assistant to the Commissioner position as a continuation of reductions from fiscal year 1991-92.

Administrative Services - Finance

Positions-Legislative Count (-1.0)
 Personal Services (25,235)

Provides for the deappropriation of funds through the elimination of one vacant Account Clerk I position as a continuation of reductions from fiscal year 1991-92.

Planning Office

Positions-Legislative Count (-1.0)
 Personal Services (40,766)
 All Other (10,137)

TOTAL (50,903)

Provides for the deappropriation of funds through the elimination of one Personnel Assistant position and the reduction in All Other related expenses as a continuation of reductions from fiscal year 1991-92.

Planning Office

Positions-Legislative Count (-1.0)
 Personal Services (43,710)
 All Other (21,073)

TOTAL (64,783)

Accounts and Control - Bureau of

Positions-Legislative Count (-1.0)
 Personal Services (37,358)

Provides for the deappropriation of funds through the elimination of one vacant Systems Group Manager position as a continuation of reductions from fiscal year 1991-92.

Provides for the deappropriation of funds through the transfer of one Executive Director position, one Deputy Director position, one Legal Secretary position and one Administrative Secretary position to the Maine Health Care Finance Commission Other Special Revenue Account as a continuation of reductions from fiscal year 1991-92.

Maine Residents Property Tax Program

All Other (500,000)

Provides for the deappropriation of funds from the Property Tax Relief Fund. Eligibility criteria are adjusted in Part Q.

MAINE HEALTH CARE FINANCE COMMISSION

(231,878)

HEALTH POLICY ADVISORY COUNCIL, MAINE

Maine Health Policy Advisory Council

Positions-Legislative Count (-3.0)
 Personal Services (118,539)
 All Other (4,865)

DEPARTMENT OF FINANCE TOTAL

(609,169)

TOTAL

(123,404)

FINANCE AUTHORITY OF MAINE

Business Development Finance

All Other (6,063)

Provides for the deappropriation of funds through the reduction in grants to public and private organizations.

Provides for the deappropriation of funds through the elimination of the Maine Health Policy Advisory Council, including one Executive Director position, one Comprehensive Health Planner II position, one Clerk Typist III position and support costs while retaining some funds to cover the costs associated with the closing of the agency as a continuation of reductions from fiscal year 1991-92.

Maine Job-start Program

All Other (171,267)

Provides for the deappropriation of funds through the reductions in administrative expenses and loans.

MAINE HEALTH POLICY ADVISORY COUNCIL TOTAL

(123,404)

Natural Resources and Marketing

All Other (32,725)

Provides for the deappropriation of funds through the reduction in grants to public and private organizations.

HIGH-RISK INSURANCE ORGANIZATION, MAINE

Maine High-Risk Insurance Organization

All Other (6,245)

Provides for the deappropriation of funds as a continuation of the reductions from fiscal year 1991-92.

FINANCE AUTHORITY OF MAINE TOTAL

(210,055)

MAINE HIGH-RISK INSURANCE ORGANIZATION TOTAL

(6,245)

HEALTH CARE FINANCE COMMISSION, MAINE

Health Care Finance Commission

Positions-Legislative Count (-4.0)
 Personal Services (224,635)
 All Other (7,243)

HISTORIC PRESERVATION COMMISSION, MAINE

Historic Preservation Commission

All Other (1,755)

Provides for the deappropriation of funds from reductions in the Maine Historic Resources Survey.

Historic Preservation Commission

Positions-Legislative Count (-1.0)
Personal Services (23,498)
All Other (12,826)

TOTAL (36,324)

Provides for the deappropriation of funds through the layoff of one Clerk Typist I position from the result of restructuring within the cultural agencies as a continuation of reductions from fiscal year 1991-92.

MAINE HISTORIC PRESERVATION COMMISSION TOTAL

(38,079)

HISTORICAL SOCIETY, MAINE**Historical Society**

All Other (3,615)

Provides for deappropriation of funds through reduced library hours and services.

MAINE HISTORICAL SOCIETY TOTAL

(3,615)

HUMAN DEVELOPMENT COMMISSION, MAINE**Human Development Commission**

All Other (25,391)

Provides for the deappropriation of funds through the elimination of the Maine Human Development Commission as a continuation of reductions from fiscal year 1991-92.

MAINE HUMAN DEVELOPMENT COMMISSION TOTAL

(25,391)

HUMAN RIGHTS COMMISSION, MAINE**Human Rights Commission - Regulation**

All Other (15,000)

Provides for the deappropriation of funds as a continuation of the reductions from fiscal year 1991-92.

MAINE HUMAN RIGHTS COMMISSION TOTAL

(15,000)

HUMAN SERVICES, DEPARTMENT OF**Administration - Regional - Human Services**

Personal Services (2,629)

Provides for the deappropriation of funds through downgrading one Financial Resources Specialist position to one Clerk Typist II position for the Dover office and reclassifying one Clerk Typist II position to one Account Clerk position and to reclassify one Post Office Clerk I position to one Switchboard Operator position as a continuation of reductions from fiscal year 1991-92.

Administration - Regional - Human Services

All Other (340,000)

Provides for the deappropriation of funds through a freeze on some leased-space rents and through reductions in general operating costs as a continuation of reductions from fiscal year 1991-92.

Aid to Families with Dependent Children

All Other (455,740)

Provides for the deappropriation of funds through the reduction of the Standard of Need by 3.5% as a continuation of reductions from fiscal year 1991-92.

Aid to Families with Dependent Children

All Other (1,517,356)

Provides for the deappropriation of funds from the anticipated reductions in the Aid to Families with Dependent Children caseload.

Blind and Visually Impaired - Division for the

Positions - Legislative Count (-1.0)
Personal Services (21,279)

Provides for deappropriation of funds through the elimination of one Clerk Typist II position.

Free Drugs to Maine's Elderly

All Other (162,500)

Provides for the deappropriation of funds from eliminating the cap on copayments in the Elderly Low Cost Drug Program as a partial continuation of reductions from fiscal year 1991-92.

Child Care Services

All Other (167,400)

Provides for the deappropriation of funds through the elimination of \$25,000 in child care training and the reduction in funds for resource development centers, and stipulates that the department shall use Federal Block Grant funds related to savings in training, positions or other projected available savings to maintain the 10 current resource development centers at the original fiscal year 1990-91 level. The department shall amend the Child Care Development Block Grant Plan as may be necessary to carry out this purpose.

General Assistance - Reimbursement to Cities and Towns

All Other (268,000)

Provides for the deappropriation of funds through the reduction of the maximum limit of aid per family in the Family Crisis Assistance Program and the reduction of maximums in the Emergency Assistance Program for utilities, eviction-related expenses and total expenses as a continuation of reductions from fiscal year 1991-92.

Congregate Housing

All Other (150,000)

Provides for the deappropriation of funds from supportive services to residents of elderly subsidized housing as a continuation of reductions from fiscal year 1991-92.

General Assistance - Reimbursement to Cities and Towns

All Other (500,000)

Provides for the deappropriation of funds from General Assistance to be offset by a \$500,000 allocation from the Stripper Well Fund.

Elder and Adult Services - Bureau of

Positions-Legislative Count (-4,5)
 Personal Services (117,510)
 All Other (114,000)

 TOTAL (231,510)

Provides for the deappropriation of funds through reductions in purchased supportive services, and the elimination of 2 part-time Clerk Typist II positions, 3 full-time Caseworker Aide positions and one part-time Caseworker Aide position authorized in Public Law 1991, chapter 591 as a continuation of reductions from fiscal year 1991-92. There shall be no loss of Adult Day Care service to clients already being served as a result of this deappropriation.

Health Care Benefits for Uninsured Individuals

All Other (28,000)

Provides for the deappropriation of funds through the elimination of funding for the Select Commission on Access to Health Care as a continuation of reductions from fiscal year 1991-92.

Health - Bureau of

Positions-Legislative Count (-3,0)
 Personal Services (122,681)
 All Other (500,000)

 TOTAL (622,681)

Provides for the deappropriation of funds through the elimination of one Word Processing Operator position and one Chemist III position, the transfer of one Sanitarian II position to Federal Block

Grant funds and the reduction in Community Health program grants and reductions in health programs as a continuation of reductions from fiscal year 1991-92.		Medical Care - Payments to Providers	(577,017)
Maine Health Program		All Other	
All Other	(3,316,890)	Provides for the deappropriation of funds through savings as a result of establishing a copayment, reducing reimbursement or both for Medicaid ambulatory services, psychologist and substance abuse services, except mental health clinic services.	
Provides for the deappropriation of funds made available due to anticipated federal match for the Adult Portion of the Maine Health Program.		Medical Care - Payments to Providers	
Income Maintenance - Regional		All Other	(141,573)
Positions-Legislative Count Personal Services	(-7.5) (230,225)	Provides for the deappropriation of funds associated with additional Ommibus Budget Reconciliation Act of 1990 staff in Part B.	
Provides for the deappropriation of funds through the elimination of 7 Human Service Aide III positions and one part-time Human Service Aide position, as a continuation of reductions from fiscal year 1991-92.		Medical Care - Payments to Providers	
Medical Care - Payments to Providers		All Other	(5,587,539)
All Other	(1,012,500)	Provides for the deappropriation of funds through reductions in the state cost of the Medicaid Program.	
Provides for the deappropriation of funds through the reduction of physician reimbursements by 10% as a continuation of reductions from fiscal year 1991-92.		Medical Care Administration	
Medical Care - Payments to Providers		All Other	(8,000)
All Other	(71,330)	Provides for the deappropriation of funds from the elimination of funds to contract for staff support for the Special Select Commission on Access to Health Care, as a continuation of reductions from fiscal year 1991-92.	
Provides for the deappropriation of funds through reducing eligibility for orthodonture services to children.		Purchased Social Services	
Medical Care - Payments to Providers		All Other	(299,000)
All Other	(12,800)	Provides for the deappropriation of funds through the reduction of purchased social services that are delivered by community agencies, with the exception of transportation for the elderly, as a continuation of reductions from fiscal year 1991-92. Services to be reduced include teen health services, mental health services, aftercare and foster care. Savings are also	
Provides for the deappropriation of funds through the reduction of chiropractic services reimbursement by 10% in the Medicaid Program as a continuation of reductions from fiscal year 1991-92.			

available in anticipated balances.

Provides for the deappropriation of funds through the reduction in support services to food stamp recipients in the ASPIRE program and by not enrolling 100 new clients into the program as a continuation of the reductions from fiscal year 1991-92.

Purchased Social Services

All Other (167,500)

Provides for the deappropriation of funds through reductions in child-care programs including vouchers, training and child-care resources for the 4 job opportunity zones as a continuation of reductions from fiscal year 1991-92.

Intermediate Care - Payments to Providers

All Other (1,700,000)

Provides for the deappropriation of funds from additional savings from changes in the principles of reimbursement.

Rehabilitation - Bureau of

Positions-Legislative Count (-1.0)
 Personal Services (23,655)
 All Other (75,000)

DEPARTMENT OF HUMAN SERVICES TOTAL

(18,485,124)

TOTAL (98,655)

JUDICIAL DEPARTMENT

State Court Library Committee

All Other (46,000)

Provides for the deappropriation of funds through the consolidation of the State Court Library System in accordance with recommendations of the State Court Library Committee adopted in Public Law 1991, chapter 622.

Provides for the deappropriation of funds through the elimination of funding for 6 speech and hearing centers, reductions in the Extended Support for Persons with Head Injuries Program and the elimination of one Clerk Stenographer III position as a continuation of reductions from fiscal year 1991-92.

Rehabilitation - Vocational Rehabilitation - Bureau of

All Other (303,000)

Provides for the deappropriation of funds through the reduction of case service funds in the vocational rehabilitation program as a continuation of reductions from fiscal year 1991-92.

Courts - Supreme, Superior, District and Administrative

Personal Services (2,366,669)
 All Other (693,803)

TOTAL (3,060,472)

Provides for the deappropriation of funds through the reductions in overtime, rents, telephone, custodial services, fees for jurors, grand jury requirements, suspension of the cost-of-living increase for judges in fiscal year 1992-93. Funds are available to fill 2 vacant judge positions.

State Supplement to Federal Supplemental Security Income

All Other (242,000)

Provides for the deappropriation of funds through reductions in payments to adult foster homes and through the elimination of operating funds for 16 boarding home beds in Sanford as a continuation of reductions from fiscal year 1991-92.

JUDICIAL DEPARTMENT TOTAL

(3,106,472)

LABOR, DEPARTMENT OF

Displaced Homemakers Program

All Other (46,000)

Provides for the deappropriation of funds through the reduction in travel, training supplies, and

Welfare Employment, Education and Training

All Other (250,000)

phone expenses, as a continuation of reductions from fiscal year 1991-92.

Provides for the deappropriation of funds through the reduction of employment and training activities of the Maine Training Initiative program.

Job Training Partnership Program

Personal Services	(2,790)
All Other	(65,761)
TOTAL	(68,551)

Provides for the deappropriation of funds through the reduction of employment and training activities of the Maine Training Initiative and Health Occupations Training Programs, as a continuation of reductions from fiscal year 1991-92.

Labor Relations Board

Personal Services	(37,475)
All Other	(15,525)
TOTAL	(53,000)

Provides for the deappropriation of funds through the reduction in operating expenses for the Board, the Panel of Mediators, and the State Board of Arbitration and Conciliation, as a continuation of reductions from fiscal year 1991-92.

Occupational Information Coordination

All Other	(22,000)
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Provides for the deappropriation of funds associated with career education and occupational information activities, as a continuation of reductions from fiscal year 1991-92.

STAR

Personal Services	(55,810)
All Other	(303,409)
TOTAL	(359,219)

Provides for the deappropriation of funds from employment and training activities of the Strategic Training for Accelerated Reemployment Program, as a continuation of reductions from fiscal year 1991-92.

Job Training Partnership Program

All Other	(200,000)
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DEPARTMENT OF LABOR TOTAL (748,770)

LEGISLATURE

Legislature

Personal Services		(448,830)
All Other	(232,732)	(1,005,642)
TOTAL	(232,732)	(1,454,472)

Provides for the deappropriation of funds to meet target reductions.

Commission on Interstate Cooperation

All Other	(3,524)
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Provides for the deappropriation of funds to meet target reductions.

Special Select Committee on Access to Health Care

Personal Services	(700)
All Other	(3,220)
TOTAL	(3,920)

Provides for the deappropriation of funds to meet target reductions.

Committee to Advise Department of Human Services on AIDS

All Other	(980)
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Provides for the deappropriation of funds to meet target reductions.

LEGISLATURE TOTAL (232,732) (1,462,896)

LIBRARY, MAINE STATE

Library Development Services

All Other	(173,643)
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Provides for the deappropriation of funds from reduced travel, repairs, general operating expenses, supplies, books, films, and video supplies.

Library Development Services

Positions-Legislative Count (-4.0)
 Personal Services (99,979)

Provides for the deappropriation of funds through the elimination of one Library Section Supervisor position, one Librarian III position, one Clerk Typist II position and one Audio Visual Specialist position as a continuation of reductions from fiscal year 1991-92. Some funds were retained as a change in the funding mechanism for reclassifications previously approved in Public Law 1991, chapter 591.

reduction of costs associated with marketing and general operation as a continuation of reductions from fiscal year 1991-92.

Marine Patrol - Bureau of

Positions-Legislative Count (-1.0)
 Personal Services (39,262)

Provides for the deappropriation of funds through the transfer of one Marine Patrol Specialist position to the Marine Patrol Program, Watercraft Fund, as a continuation of reductions from fiscal year 1991-92.

Library Special Acquisitions Fund

All Other (14,000)

Provides for the deappropriation of funds from the reduced purchase of town histories and special acquisitions.

Marine Sciences - Bureau of

Positions-Legislative Count (-5.0)
 Personal Services (193,360)

Provides for the deappropriation of funds through the elimination of one Marine Resource Scientist I position, one Marine Resource Scientist III position, one Marine Resource Specialist I position, one Building Custodian position and the transfer of one Marine Resource Scientist I position to the Marine Sciences Program, Federal Fund, as a continuation of reductions from fiscal year 1991-92.

Reader and Information Services - Library

Positions-Legislative Count (-0.5)
 Personal Services (9,033)
 All Other (95,221)

 TOTAL (104,254)

Provides for the deappropriation of funds from the elimination of one 1/2-time Word Processing Operator position and from reduced travel, repairs, general operating supplies, supplies and books.

DEPARTMENT OF MARINE RESOURCES

TOTAL (543,728)

MAINE STATE LIBRARY TOTAL

(391,876)

MARITIME ACADEMY, MAINE

Maritime Academy - Operations

All Other (527,520)

Provides for the deappropriation of funds through reduction in the grant payment to the Maine Maritime Academy, as a continuation of reductions from fiscal year 1991-92.

MARINE RESOURCES, DEPARTMENT OF

Marine Development - Bureau of

Positions-Legislative Count (-6.0)
 Personal Services (261,700)
 All Other (49,406)

 TOTAL (311,106)

Provides for the deappropriation of funds through the elimination of one Seafood Technologist position and the transfer of 2 Marine Resource Scientist I positions and 3 Marine Resource Scientist II positions to the federal program in the Marine Sciences program and the

Maritime Academy - Operations

All Other (535,751)

Provides for the deappropriation of funds in the amount of the June 1993 payment that will be deferred until after July 1, 1993, but no later than July 5, 1993.

MAINE MARITIME ACADEMY TOTAL

(1,063,271)

**MENTAL HEALTH, MAINE
COMMISSION ON**

Maine Commission on Mental Health

Positions-Legislative Count	(-1,0)
Personal Services	(58,843)
All Other	(21,805)

Provides for the deappropriation of funds to eliminate the Maine Commission on Mental Health and related staff closeout costs for unemployment.

**MAINE COMMISSION ON MENTAL
HEALTH
TOTAL**

(80,648)

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

**Administration - Mental Health and
Mental Retardation**

Positions-Legislative Count	(-4,0)
Personal Services	(190,847)

Provides for the deappropriation of funds through the elimination of one Director, Food and Nutrition Services position, one Director, Management Information position, one Legal Services Consultant position and one Clerk Typist III position, as a continuation of reductions from fiscal year 1991-92.

Augusta Mental Health Institute

Positions-Legislative Count	(-108,0)
Personal Services	(1,310,270)
All Other	(552,255)
Capital Expenditures	(9,302)

TOTAL (1,871,827)

Provides for the deappropriation of funds through the elimination of 108 positions during fiscal year 1992-93 in connection with the placement of nursing home patients in community alternatives with the objective of no longer having nursing home patients at Augusta Mental Health Institute by June 30, 1993. Such positions will be eliminated during fiscal year 1992-93 in accordance with the reports identified below. No later than May 31, 1992, the Department of Mental Health and Mental Retardation will submit a report to the Bureau of the Budget and the Office of Fiscal and Program Review identifying the 108 positions

to be eliminated by the end of fiscal year 1992-93. The Bureau of the Budget is instructed to eliminate the 108 positions according to the report and in a manner that will have eliminated a total of 108 positions by June 30, 1993. This report must include the class title and position number and such other position information as may be required by the Bureau of the Budget to form the basis for the Personal Services budget of the Augusta Mental Health Institute for fiscal year 1993-94 and fiscal year 1994-95. By September 1, 1992, the Department of Mental Health and Mental Retardation will submit an update of its privatization plan for the Augusta Mental Health Institute to the Bureau of the Budget and the Office of Fiscal and Program Review in connection with the department's biennial budget submission for fiscal years 1993-94 and 1994-95.

Augusta Mental Health Institute

Positions-Legislative Count	(-7,5)
Personal Services	(269,856)

Provides for the deappropriation of funds through the elimination of 2 Clerk Typist II positions, one Lab Technician II position, one Occupational Therapy Assistant position, one Rehabilitation Assistant position, one 12 hours Teacher position, one Psychologist IV position and one Supervisor of Grounds and Transportation position, as a continuation of reductions from fiscal year 1991-92.

Augusta Mental Health Institute

Positions-Legislative Count	(-17,5)
Personal Services	(567,814)
All Other	(79,964)

TOTAL (647,778)

Provides for the deappropriation of funds through the elimination of 9 Mental Health Worker II positions, 2 Licensed Practical Nurse positions, 2 Psychological Social Worker II positions, 2 Mental Health Worker I positions, one Mental Health Worker IV

position, one Physician Assistant position and one 1/2-time Licensed Practical Nurse position, and the reduction in supplies, utilities and nonstate professional services, as a continuation of reductions from fiscal year 1991-92.

Bangor Mental Health Institute

Positions-Legislative Count	(-18.5)
Personal Services	(564,338)
All Other	(30,000)
TOTAL	(594,338)

Provides for the deappropriation of funds through the elimination of 11 Mental Health Worker I positions, one Team Leader position, 3 Assistant Team Leader positions, 2 Licensed Practical Nurse positions, one 1/2-time Nurse II position, one 1/2-time Hospital Ward Clerk position and the reduction to 30 hours of one Psychologist III position, one 1/2-time Institutional Custodial Worker position, the reduction to 30 hours of one Recreational Therapy Aide Worker I position and the reduction to 30 hours of one Psychiatric Social Worker I position, and the reduction in supplies as a continuation of reductions from fiscal year 1991-92.

Bangor Mental Health Institute

Positions-Legislative Count	(-96.0)
Personal Services	(1,535,513)
All Other	(192,558)
Capital Expenditures	(13,421)
TOTAL	(1,741,492)

Provides for the deappropriation of funds through the elimination of 96 positions during fiscal year 1992-93 due to the increase in community placements and assuming that there will be approximately 1/2 of the current nursing home patients at the Bangor Mental Health Institute by June 30, 1993. Such positions will be eliminated during fiscal year 1992-93 in accordance with the reports identified below. No later than May 31, 1992, the Department of Mental Health and Mental Retardation will submit a report to the Bureau of the

Budget and the Office of Fiscal and Program Review identifying the 96 positions to be eliminated by the end of fiscal year 1992-93. The Bureau of the Budget is instructed to eliminate the 96 positions according to the report and in a manner that will have eliminated a total of 96 positions by June 30, 1993. This report must include the class title and position number and such other position information as may be required by the Bureau of the Budget to form the basis for the Personal Services budget of the Bangor Mental Health Institute for fiscal year 1993-94 and fiscal year 1994-95. By September 1, 1992, the Department of Mental Health and Mental Retardation will submit an update of its privatization plan for the Bangor Mental Health Institute to the Bureau of the Budget and the Office of Fiscal and Program Review in connection with the department's biennial budget submission for fiscal years 1993-94 and 1994-95.

Bath Children's Home

Positions-Legislative Count	(-1.0)
Personal Services	(48,209)
All Other	2,979
TOTAL	(45,230)

Provides for the deappropriation of funds through the elimination of one Superintendent position.

Food For Institutions - Mental Health and Mental Retardation

All Other	(44,762)
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Provides for the deappropriation of funds no longer required due to a reduction in patient census.

Fuel For Institutions - Mental Health and Mental Retardation

All Other	(9,313)
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Provides for the deappropriation of funds no longer required due to a reduction in patient census at Bangor Mental Health Institute.

Mental Health Services - Children

Positions-Legislative Count Personal Services	(-0.5) (12,902)	Pineland Center	
Provides for the deappropriation of funds of one vacant part-time Clerk Typist II position as a continuation of reductions from fiscal year 1991-92.		Positions-Legislative Count Personal Services	(-3.0) (78,643)
Mental Health Services - Children		Provides for the deappropriation of funds through the elimination of 3 Safety Officer positions, as a continuation of reductions from fiscal year 1991-92.	
All Other	(324,013)	Substance Abuse Services - Mental Health and Mental Retardation	
Provides for the deappropriation of funds through reductions in community-based services.		All Other	(92,739)
Mental Health Services - Community		Provides for the deappropriation of funds through reductions in community-based services.	
All Other	(1,490,970)	DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL	<hr/> (8,204,416)
Provides for the deappropriation of funds through reductions in community-based services.		MUNICIPAL BOND BANK, MAINE	
Mental Retardation Services - Community		Maine Municipal Bond Bank - Maine Rural Water Association	
Positions-Legislative Count Personal Services All Other	(-6.0) (240,000) (220,000)	Capital Expenditures	(16,611)
TOTAL	<hr/> (460,000)	Provides for the deappropriation of funds through a reduction in staffing hours associated with the program.	
Provides for the deappropriation of funds through reductions in community-based services and the elimination of 6 Caseworker positions not yet established. A 6% across-the-board reduction to non-Medicaid services is not included in the All Other deappropriation.		MAINE MUNICIPAL BOND BANK TOTAL	<hr/> (16,611)
Pineland Center		MUSEUM, MAINE STATE	
Positions-Legislative Count Personal Services	(-8.0) (329,706)	Administration - Museum	
Provides for the deappropriation of funds through the elimination of one Clerk Typist II position, one 1/2-time Clinical Dietetic Technician position, one Heavy Equipment Operator position, one Occupational Therapist I position, one Physician I position, 2 Nurse I positions, one part-time Domestic Worker I position and one Laundry Worker II position, as a continuation of reductions from fiscal year 1991-92.		Positions-Legislative Count Personal Services	(-2.5) (120,613)
		Provides for the deappropriation of funds through the elimination of a vacant Assistant Director position and vacant Business Manager I position and one part-time Museum Technician I position, as a continuation of reductions from fiscal year 1991-92.	
		Exhibit Design and Preparation - Museum	
		All Other	(13,475)
		Provides for the deappropriation of funds through a reduction of general operating expenses as a continuation of reductions from fiscal year 1991-92.	

**Research and Collection -
Museum**

Positions-Legislative Count (-1.0)
Personal Services (43,784)

Provides for the deappropriation of funds through the elimination of a vacant Museum Specialist II position as a continuation of reductions of fiscal year 1991-92.

savings. Savings will accrue as a result of sharing space and resources with the Division of Financial Services - Department of Administrative and Financial Services.

**STATE BOARD OF PROPERTY TAX
REVIEW**

TOTAL (3,953)

**MAINE STATE MUSEUM
TOTAL**

(177,872)

PUBLIC SAFETY, DEPARTMENT OF

Capitol Security - Bureau of

Positions-Legislative Count (-1.0)
Personal Services (22,513)

PINE TREE LEGAL ASSISTANCE

Legal Assistance

All Other (10,529)

Provides for the deappropriation of funds through the reduction of legal services to clients as a partial continuation of reductions from fiscal year 1991-92.

Provides for the deappropriation of funds from the elimination of one vacant Watchperson position as a continuation of reductions from fiscal year 1991-92.

Capitol Security - Bureau of

Personal Services (9,856)

**PINE TREE LEGAL ASSISTANCE
TOTAL**

(10,529)

Provides for deappropriation of funds no longer required due to employee participation in the 80% retirement reemployment program.

**PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF**

Banking - Bureau of

Positions-Legislative Count (-1.0)
Personal Services (40,215)
All Other (31,943)

TOTAL (72,158)

Provides for the deappropriation of funds through the elimination of one Principal Securities Specialist position and eliminates all out-of-state travel and the bureau's share of intradepartmental administrative services, as a continuation of reductions from fiscal year 1991-92.

Criminal Justice Academy

Positions-Legislative Count (-1.0)
Personal Services (38,916)

Provides for the deappropriation of funds from the elimination of one vacant Maine Criminal Justice Training Coordinator position as a continuation of reductions from fiscal year 1991-92.

Criminal Justice Academy

All Other (65,000)

Provides for the deappropriation of funds for a reduction in operating expenses.

**DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
TOTAL**

(72,158)

Emergency Medical Services

Positions-Legislative Count (-1.0)
Personal Services (30,646)

Provides for the deappropriation of funds from the elimination of one vacant Emergency Medical Services Licensing Agent position as a continuation of reductions from fiscal year 1991-92.

**PROPERTY TAX REVIEW, STATE
BOARD OF**

**Property Tax Review - State
Board of**

All Other (3,953)

Provides for the deappropriation of All Other funds due to administrative

Emergency Medical Services

All Other (71,500)

Provides for the deappropriation of funds for the regions and a reduction in operational costs.

Provides for the deappropriation of funds in order to adjust the State Police funding ratio.

DEPARTMENT OF PUBLIC SAFETY TOTAL

(2,238,504)

SACO RIVER CORRIDOR COMMISSION

Saco River Corridor Commission

All Other (100,000)

Provides for the deappropriation of funds from the elimination of 5 Agent Contracts as a continuation of reductions from fiscal year 1991-92.

All Other (1,820)

Provides for deappropriation of funds through additional reductions in operations of the Commission.

SACO RIVER CORRIDOR COMMISSION TOTAL

(1,820)

Intergovernmental Drug Enforcement

All Other (50,000)

Provides for the deappropriation of funds from reduced operations.

SECRETARY OF STATE, DEPARTMENT OF THE

Administration - Archives

Positions-Legislative Count (-1.0)
Personal Services (27,913)

Liquor Enforcement

Positions-Legislative Count (-1.0)
Personal Services (35,657)

Provides for the deappropriation of funds from the elimination of one vacant Liquor Enforcement Officer I position as a continuation of reductions from fiscal year 1991-92.

Provides for the deappropriation of funds through the elimination of one Clerk Typist III position for fiscal year 1992-93, as a continuation of reductions from fiscal year 1991-92.

Bureau of Administrative Services and Corporations

All Other (30,000)

Liquor Enforcement

Personal Services (9,445)

Provides for the deappropriation of funds no longer required due to employee participation in the 80% retirement reemployment program.

Provides for the deappropriation of funds through the reduction of computer costs associated with the new information system, as a continuation of reductions from fiscal year 1991-92.

State Police

Personal Services (779,667)
All Other (25,304)

TOTAL (804,971)

Provides for the deappropriation of funds as a result of employee participation in the 80% retirement reemployment program and reductions in operating costs.

Elections and Commissions

All Other (27,000)

Provides for the deappropriation of funds through the reduction of printing costs associated with election ballots and deferring the printing of the Constitution of Maine until fiscal year 1993-94. This will require statutory changes, as a continuation of reductions from fiscal year 1991-92.

State Police

Personal Services (1,000,000)

Elections and Commissions

Positions-Legislative Count (-0.5)
Positions-Other Count (-0.5)

<p>Personal Services (20,452)</p> <p>Provides for the deappropriation of funds through the elimination of one 1/2 time Clerk Typist II position and one seasonal Laborer I position through fiscal year 1992-93, as a continuation of reductions from fiscal year 1991-92.</p>	<p>Transportation shall report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs no later than January 29, 1993 on the ways in which these savings are being achieved.</p>
<p>DEPARTMENT OF THE SECRETARY OF STATE</p>	
<p>TOTAL (105,365)</p>	<p>Railroad Assistance Program</p> <p>Positions-Legislative Count (-1.0) Personal Services (30,890)</p> <p>Provides for the deappropriation of funds through the elimination of one Railroad Inspector position as a continuation of reductions from fiscal year 1991-92.</p>
<p>TECHNICAL COLLEGE SYSTEM, BOARD OF THE MAINE</p>	
<p>Maine Technical College System - Board of Trustees</p>	
<p>All Other (1,865,931)</p> <p>Provides for the deappropriation of funds that support the Maine Technical College System operation including maintaining personnel vacancies, reductions in capital equipment, delaying maintenance and repairs, reducing library and computer lab hours, as a continuation of reductions from fiscal year 1991-92.</p>	<p>DEPARTMENT OF TRANSPORTATION</p> <p>TOTAL (353,900)</p>
<p>Maine Technical College System - Board of Trustees</p>	
<p>All Other (1,905,731)</p> <p>Provides for the deappropriation of funds in the amount of the June 1993 payment that will be deferred until after July 1, 1993, but no later than July 5, 1993.</p>	<p>TREASURER OF STATE, OFFICE OF</p> <p>Debt Service - Treasury</p> <p>All Other (23,400,000)</p> <p>Provides for the deappropriation of funds from Debt Service and directs the Treasurer of State to authorize General Obligation debt refunding for those bonds maturing in fiscal year 1992-93. For those General Obligation Bonds being issued after the effective date of this Act, the first payment of principal must be delayed until July 1993 or later.</p>
<p>BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM</p>	
<p>TOTAL (3,771,662)</p>	<p>OFFICE OF TREASURER OF STATE</p> <p>TOTAL (23,400,000)</p>
<p>TRANSPORTATION, DEPARTMENT OF</p>	
<p>Administration - Aeronautics</p>	
<p>All Other (59,316)</p> <p>Provides for the deappropriation of funds by reducing grants to cities, towns and private organizations.</p>	<p>UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE</p> <p>Educational and General Activities - University of Maine System</p> <p>All Other (10,839,493)</p> <p>Provides for the deappropriation of funds through reductions in the grant payment to the University of Maine System, as a continuation of reductions from fiscal year 1991-92.</p>
<p>Administration - Ports and Marine Transportation</p>	
<p>All Other (263,694)</p> <p>Provides for the deappropriation of funds. The Commissioner of</p>	<p>Educational and General Activities - University of Maine System</p> <p>All Other (11,005,750)</p>

Provides for the deappropriation of funds in the amount of the June 1993 payment that will be deferred until after July 1, 1993, but no later than July 5, 1993.

reductions in position support costs as a continuation of reductions from fiscal year 1991-92.

Maine Public Broadcasting Network

All Other (171,613)

Provides for the deappropriation of funds through reductions in the grant payment to the University of Maine System, as a continuation of reductions from fiscal year 1991-92.

BOARD OF TRUSTEES OF THE UNIVERSITY OF MAINE SYSTEM TOTAL

(22,016,856)

WOMEN, MAINE COMMISSION FOR

Women - Maine Commission for

Positions-Legislative Count (-3.0)
 Personal Services (111,931)
 All Other (3,055)

Provides for the deappropriation of funds through the elimination of the Maine Commission for Women including one Executive Director position, one Assistant to the Director position, one Clerk Typist II position, and support costs while retaining some funds to cover the costs associated with the closing of the agency.

MAINE COMMISSION FOR WOMEN TOTAL

(114,986)

WORKERS' COMPENSATION COMMISSION

Workers' Compensation Commission

Positions-Legislative Count (-12.0)
 Positions-Other Count (-1.0)
 Personal Services (232,780)

Provides for the deappropriation of funds through the elimination of 6 Court Reporter positions, one Clerk II position, one Data Entry Operator position, one Accountant I position, one Planning and Research Associate position, one Workers' Compensation Chief Specialist position, one Regional Administrator position and 2 seasonal Paralegal positions and

WORKERS' COMPENSATION COMMISSION TOTAL

(232,780)

WORLD TRADE ASSOCIATION, MAINE

Maine World Trade Association

All Other (22,451)

Provides for the deappropriation of funds through reductions in All Other.

MAINE WORLD TRADE ASSOCIATION TOTAL

(22,451)

SECTION A-1

TOTAL APPROPRIATIONS (232,732) (101,774,758)

Sec. A-2. Allocation. The following funds are allocated from the Federal Expenditures Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

1992-93

AGING, MAINE COMMITTEE ON

Aging - Maine Committee on

Positions-Other Count (-1.5)
 Personal Services (76,275)
 All Other (7,469)

Provides for the deallocation of funds through the elimination of the Committee on Aging including one part-time Advocate position, one Social Services Program Specialist II position, and support costs, while retaining some funds to cover the costs associated with the closing of the agency and as a continuation of reductions from fiscal year 1991-92.

MAINE COMMITTEE ON AGING TOTAL

(83,744)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Comprehensive Land Use Planning

Positions-Other Count (1.0)
 Personal Services 52,620

Provides for the allocation of funds for one Planner-Chief Public Lands position transferred from the General Fund.

Positions-Other Count	(-2.0)
Personal Services	(84,776)
All Other	(2,585)
TOTAL	(87,361)

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT
TOTAL 52,620

Provides for the deallocation of funds through the elimination of one Environmental Specialist III position and one Environmental Specialist IV position due to reductions in federal grant funds.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Land Quality Control

Positions-Other Count	(-1.0)
Personal Services	(44,996)
All Other	(1,372)
TOTAL	(46,368)

DEPARTMENT OF ENVIRONMENTAL PROTECTION
TOTAL (320,789)

Provides for the deallocation of funds through the elimination of one Environmental Specialist III position.

HUMAN DEVELOPMENT COMMISSION, MAINE

Human Development Commission

Positions-Other Count	(-3.0)
Personal Services	(52,330)
All Other	(5,744)
Capital Expenditures	(614)

Oil and Hazardous Materials Control

Positions-Other Count	(-4.0)
Personal Services	(143,441)
All Other	(4,317)
TOTAL	(147,758)

Provides for the deallocation of funds through the elimination of the Maine Human Development Commission including one Executive Director position, one Clerk Typist III position, one Clerk Typist II position, and support costs, while retaining some funds to cover the costs associated with the closing of the agency as a continuation of reductions from fiscal year 1991-92.

Provides for the deallocation of funds through the elimination of two Environmental Specialist III positions, one Environmental Specialist II position and one Environmental Specialist IV position due to reduced federal funding.

MAINE HUMAN DEVELOPMENT COMMISSION
TOTAL (58,688)

Water Quality Control

Positions-Other Count	(-1.0)
Personal Services	(38,139)
All Other	(1,163)
TOTAL	(39,302)

HUMAN SERVICES, DEPARTMENT OF

Administration - Regional - Human Services

All Other	(297,500)
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Provides for the deallocation of funds through the elimination of one Programmer Analyst position due to the reduction in funding of the Casco Bay grant.

Provides for the deallocation of funds through a freeze on some leased-space rents and through reductions in general operating costs as a continuation of reductions from fiscal year 1991-92.

Water Quality Control

Aid to Families with Dependent Children

All Other (756,334)

Provides for the deallocation of funds through the reduction of the Standard of Need by 3.5% as a continuation of reductions from fiscal year 1991-92.

Aid to Families with Dependent Children

All Other (2,471,487)

Provides for the deallocation of matching funds in the Aid to Families with Dependent Children account.

General Assistance - Reimbursement to Cities and Towns

All Other (268,000)

Provides for the deallocation of funds through the reduction of the maximum limit of aid per family in the Family Crisis Assistance Program as a continuation of reductions from fiscal year 1991-92.

Income Maintenance - Regional

Positions-Legislative Count
Personal Services (-7.5)
(230,225)

Provides for the deallocation of funds through the elimination of 7 Human Service Aide III positions and one part-time Human Service Aide III position, as a continuation of reductions from fiscal year 1991-92.

Medical Care - Payments to Providers

All Other (1,649,172)

Provides for the deallocation of funds through the reduction of physician reimbursement by 10% as a continuation of reductions in fiscal year 1991-92.

Medical Care - Payments to Providers

All Other (939,852)

Provides for the deallocation of funds through savings as a result of establishing copayment for Medicaid ambulatory services as a continuation of reductions from fiscal year 1991-92, with the exception of mental health clinic services.

Medical Care - Payments to Providers

All Other (230,596)

Provides for the deallocation of funds from reduced costs in the Medicaid Program.

Medical Care - Payments to Providers

All Other (20,848)

Provides for the deallocation of funds from the reduction of chiropractic services reimbursement by 10% in the Medicaid program, as a continuation of reductions from fiscal year 1991-92.

Medical Care - Payments to Providers

All Other (116,183)

Provides for the deallocation of funds through reducing eligibility for orthodonture services to children.

Rehabilitation - Vocational Rehabilitation - Bureau of

Positions-Other Count
Personal Services (-1.0)
(35,247)

Provides for the deallocation of funds through the elimination of one Manager Research Evaluation and Planning position as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF HUMAN SERVICES
TOTAL

(7,015,444)

Provides for the deallocation of funds from the elimination of all authorized positions and the privatization of the Animal Welfare Board.

DEPARTMENT OF MARINE RESOURCES

Marine Sciences - Bureau of

Positions-Legislative Count (5.0)
Personal Services 228,667

Provides for the allocation of funds for the transfer of 2 Marine Resource Scientist I positions and 3 Marine Resource Scientist II positions from the Marine Development program, General Fund.

DEPARTMENT OF MARINE RESOURCES
TOTAL

228,667

SECTION A-2
TOTAL ALLOCATIONS

(7,197,378)

Sec. A-3. Allocation. The following funds are allocated from Other Special Revenue for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

1992-93

AGING, MAINE COMMITTEE ON

Aging - Maine Committee on

All Other (3,000)

Provides for the deallocation of funds through the elimination of the Maine Committee on Aging in Public Law 1991, chapter 622.

MAINE COMMITTEE ON AGING
TOTAL

(3,000)

ANIMAL WELFARE BOARD

Animal Welfare

Positions-Other Count (-3.0)
Personal Services (86,757)
All Other (202,541)
Capital Expenditures (10,930)

TOTAL (300,228)

ANIMAL WELFARE BOARD
TOTAL

(300,228)

HEALTH POLICY ADVISORY COUNCIL, MAINE

Maine Health Policy Advisory Council

All Other (5,000)

Provides for the deallocation of funds through the elimination of the Maine Health Policy Advisory Council in Public Law 1991, chapter 622.

MAINE HEALTH POLICY ADVISORY COUNCIL
TOTAL

(5,000)

LABOR, DEPARTMENT OF

Labor Relations Board

Personal Services 37,475
All Other 13,402

Provides for the allocation of funds associated with the assessment of user fees for the expenses of the members of the Board, the Panel of Mediators and the Board of Arbitration and Conciliation.

DEPARTMENT OF LABOR
TOTAL

50,877

MARINE RESOURCES, DEPARTMENT OF

Marine Patrol - Bureau of

Positions-Legislative Count (1.0)
Personal Services 39,262

Provides for the allocation of funds for one Marine Patrol Specialist position as a result of a transfer from the General Fund Marine Patrol Program.

DEPARTMENT OF MARINE RESOURCES
TOTAL

39,262

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

Augusta Mental Health Institute

Positions-Other Count	(-19.0)
Personal Services	(529,393)
All Other	(336,936)
Capital Expenditures	(38,000)

Provides for the deallocation of funds from the elimination of the following positions: 2 Heavy Equipment Operator positions, one Laborer II position, 6 Laborer I positions, one Institutional Custodian position, 3 Mental Health Worker II positions, one Employment Counselor II position, one Accountant I position, one Storekeeper II position, one Storekeeper I position, one Stores Clerk position and one Clerk I position, due to the closure of the GROW workshop located on the grounds of Augusta Mental Health Institute.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL	<u>(904,329)</u>
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WOMEN, MAINE COMMISSION FOR

Women - Maine Commission for

All Other	(3,000)
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Provides for the deappropriation of funds through the elimination of the Maine Commission for Women in Public Law 1991, chapter 622.

MAINE COMMISSION FOR WOMEN TOTAL	<u>(3,000)</u>
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SECTION A-3 TOTAL ALLOCATIONS	<u>(1,125,418)</u>
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Sec. A-4. Allocation. The following funds are allocated from Federal Block Grant funds for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

EXECUTIVE DEPARTMENT

1992-93

**Administration - Community
Services**

Positions-Legislative Count	(-1.0)
Personal Services	(40,284)
All Other	40,284
TOTAL	<u>-0-</u>

Provides for the deallocation of funds through the elimination of one Legal Services Consultant position and one Field Examiner III position and the transfer in of one DCS Fiscal Operations Manager position from the Low-Income Home Energy Assistance Program, Federal Block Grant Funds. Additional All Other funds are necessary due to administrative funds lost due to the transfer of the Low-Income Home Energy Assistance Program to the Maine State Housing Authority to cover operating expenses.

**Low-Income Home Energy
Assistance**

Positions-Legislative Count	(-13.0)
Personal Services	(560,741)
All Other	(20,433,259)
Capital Expenditures	(6,000)
TOTAL	<u>(21,000,000)</u>

Provides for the deallocation of funds through the transfer of one DCS Fiscal Operations Manager position to Administration - Community Services, Federal Block Grant Funds Account and one DCS Program Operations Manager position to Administration - Community Services, General Fund, the elimination of the remaining 11 Legislative Count positions and the transfer of the Low-Income Home Energy Assistance Program to the Maine State Housing Authority as a continuation of reductions from fiscal year 1991-92.

EXECUTIVE DEPARTMENT TOTAL	<u>(21,000,000)</u>
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HUMAN SERVICES, DEPARTMENT OF

Clerk positions as a result of the closing of 21 state liquor stores.

Administration - Regional - Human Services

All Other (212,500)

Provides for the deallocation of funds through a freeze on some leased space rents.

Alcoholic Beverages - General Operation

Positions-Legislative Count (-10.0)
Personal Services (229,876)
All Other (57,292)

TOTAL (287,168)

DEPARTMENT OF HUMAN SERVICES TOTAL

(212,500)

Provides for the deallocation of funds from the closing of 5 state liquor stores prior to August 1, 1992.

SECTION A-4 TOTAL ALLOCATIONS

(21,212,500)

DEPARTMENT OF FINANCE TOTAL

(1,391,542)

Sec. A-5. Allocation. In order to provide for the necessary expenses of operation and administration of the Bureau of Alcoholic Beverages and the State Liquor Commission, the following amounts are revenues derived from operations of the State Alcoholic Beverages Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

SECTION A-5 TOTAL ALLOCATIONS

(1,391,542)

1992-93

Sec. A-6. Allocation. In order to provide for the necessary expenses of operation and administration of the Bureau of Lottery, the following amounts, or as much as may be necessary, are allocated from the revenues derived from operations of the State Lottery Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

DEPARTMENT OF FINANCE

1992-93

Alcoholic Beverages - General Operation

Positions-Legislative Count (-1.0)
Personal Services (28,739)

Provides for the deallocation of funds through the elimination of one Director position upon the merger of the Bureau of Alcoholic Beverages and the Bureau of Lottery, as a continuation of reductions from fiscal year 1991-92.

FINANCE, DEPARTMENT OF

Lottery Operations

Positions-Legislative Count (-1.0)
Personal Services (51,683)

Provides for the deallocation of funds through the elimination of one Marketing Manager position, as a continuation of reductions from fiscal year 1991-92.

Alcoholic Beverages - General Operation

Positions-Legislative Count (-22.0)
Personal Services (734,203)
All Other (341,432)

TOTAL (1,075,635)

Provides for the deallocation of funds through the elimination of 16 Store Manager positions, 4 Assistant Store Manager positions, and 2 Retail Store

Lottery Operations

All Other (28,739)

Provides for the deallocation of funds from the elimination of one Director position upon the merger of the Bureau of Alcoholic Beverages and the Bureau of Lottery, as a continuation of reductions from fiscal year 1991-92.

DEPARTMENT OF FINANCE
TOTAL (80,422)

SECTION A-6
TOTAL ALLOCATIONS (80,422)

Sec. A-7. Allocation. The following funds are allocated from the Highway Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Act.

1992-93

PUBLIC SAFETY, DEPARTMENT OF

State Police

Personal Services 1,000,000

Provides funds for a change in the State Police funding ratio between the General Fund and the Highway Fund.

DEPARTMENT OF PUBLIC SAFETY
TOTAL 1,000,000

SECTION A-7
TOTAL ALLOCATIONS 1,000,000

PART B

Sec. B-1. Supplemental appropriations from General Fund. There are appropriated from the General Fund for the fiscal years ending June 30, 1992 and June 30, 1993, to the departments listed, the following sums.

1991-92 1992-93

ADMINISTRATION, DEPARTMENT OF

Capital Construction - Repairs - Improvements - Administration

All Other (\$200,000)

Provides for the deappropriation of funds no longer needed for interest costs on the McKown Point Certificate of Participation. Funds are made available as a result of excess earnings in the project's construction fund.

DEPARTMENT OF ADMINISTRATION
TOTAL (200,000)

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Administration - Agriculture

All Other 25,200

Provides for the appropriation of funds to continue the Hunger Prevention Program.

Agricultural Production

Positions-Legislative Count (2.0)
 Personal Services 69,235
 All Other 10,500

TOTAL 79,735

Provides for the appropriation of funds from the transfer of the Milk Quality Control Laboratory from the Bureau of Public Services to the Bureau of Agricultural Production effective July 1992.

Public Services - Agriculture

Positions-Legislative Count (-2.0)
 Personal Services (69,235)
 All Other (10,500)

TOTAL (79,735)

Provides for the deappropriation of funds through the transfer of the Milk Quality Laboratory from the Bureau of Public Services to the Bureau of Agricultural Production effective July 1992.

Harness Racing Commission

Positions-Legislative Count (1.0)
 Personal Services 33,227
 All Other (33,227)

TOTAL -0-

Provides funds for a State Racing Steward position, extending a seasonal State Racing Steward position from 16 to 24 weeks, and earned compensating time off to accommodate increased race dates awarded by the commission and to fulfill the requirements of Public Law 1991, chapter 579.

Marketing Services - Agriculture

Personal Services 59,855

Provides for the appropriation of funds to correct a double deappropriation in Public Law 1991, chapter 591, Parts B and JJJ.

Marketing Services - Agriculture

All Other 79,000

Provides for the appropriation of funds to correct a Public Law 1991, chapter 591 error that deappropriated funds from Marketing Services rather than Potato Quality Control.

Potato Quality Control - Reducing Inspection Costs

All Other (79,000)

Provides for the appropriation of funds to correct an error in Public Law 1991, chapter 591 by deappropriating funds from the proper account.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL

85,055

ATTORNEY GENERAL, DEPARTMENT OF THE

Human Services Division

Positions-Legislative Count (2.0)
 Personal Services 88,312
 All Other 4,250

TOTAL 92,562

Provides for the appropriation of funds for one Assistant Attorney General position and one Research Assistant position to support increased child protective cases.

DEPARTMENT OF THE ATTORNEY GENERAL TOTAL

92,562

AUDIT, DEPARTMENT OF

Audit - Unorganized Territory

Positions-Legislative Count (-2.0)
 Personal Services (75,415)

Provides for the deappropriation of funds through the transfer of one Fiscal Administrator position and one Clerk Typist II position to the dedicated account, Other Special Revenue. There will be an equivalent loss of revenue to the General Fund.

DEPARTMENT OF AUDIT TOTAL

(75,415)

CONSERVATION, DEPARTMENT OF

Parks - General Operations

Positions-Legislative Count (1.0)
 Personal Services 50,201
 All Other 6,000

Provides for the appropriation of funds through the transfer of a Supervisor Outdoor Recreation position and related expenses from Comprehensive Land Use Planning, within the Department of Economic and Community Development.

DEPARTMENT OF CONSERVATION TOTAL

56,201

CORRECTIONS, DEPARTMENT OF

Administration - Corrections

Positions-Legislative Count (2.0)
 Personal Services 73,364

Provides for the appropriation of funds through the transfer of one Assistant to the Commissioner position from Correctional Services to Administration and one Secretary position from the Parole Board.

Correctional Services

Positions-Legislative Count (-1.0)
 Personal Services (46,444)

Provides for the deappropriation of funds through the transfer of one Assistant to the Commissioner position from the Correctional Services to Administration.

Parole Board

Positions-Legislative Count (-1.0)
 Personal Services (26,920)

Provides for the appropriation of funds through the transfer of one Secretary position from the Parole Board to Administration.

Correctional Center

Provides for the reinstatement of one Correctional Officer II position and one Correctional Training Officer position eliminated in Public 1991, chapter 622. Authorized count and funding are currently in place.

Probation and Parole

Provides for the reinstatement of one Probation Officer position eliminated in Public Law 1991, chapter 622. Authorized count and funding are currently in place.

carry forward from year to year until all disaster-related projects have been completed.

State Prison

Provides for the reinstatement of one Clerk Typist II position eliminated in Public Law 1991, chapter 622. Authorized count and funding are currently in place.

Youth Center - Maine

Provides for the reinstatement of one Teacher Manual Training position, one Nurse II position, one Psychologist II position, one Guidance Counselor position, one Vocational Trades Instructor position, 2 Correctional Caseworker positions and 2 Teacher positions eliminated in Public Law 1991, chapter 622. Authorized count and funding are currently in place.

Correctional Center

Provides funds for one Laundry Supervisor position from the elimination of one vacant Correctional Officer I position to allow the Maine Correctional Center to provide laundry services for the Maine Youth Center. General Fund undedicated revenue will increase \$250,000 from Medicaid reimbursement from Pineland Center services not currently billable for laundry services.

**DEPARTMENT OF CORRECTIONS
TOTAL**

-0-

**DEFENSE AND VETERANS' SERVICES,
DEPARTMENT OF**

**Administration - Maine Emergency
Management Agency**

All Other 300,000

Provides for the appropriation of funds for the remaining balance of the State's share, 25%, requirement in the Disaster Assistance Program. Funds appropriated to alleviate disaster-related hardships

**DEPARTMENT OF DEFENSE AND
VETERANS' SERVICES
TOTAL**

300,000

**ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF**

Comprehensive Land Use Planning

Positions-Legislative Count (-1.0)
Personal Services (50,201)
All Other (6,000)

TOTAL -----
(56,201)

Provides for the deappropriation of funds through the transfer of a Supervisor Outdoor Recreation position and related expenses to Parks - General Operations, within the Department of Conservation.

Legal Defense Fund

All Other (98,039)

Provides for the deappropriation of funds as a result of the elimination of the statutory authority in Public Law 1991, chapter 622.

Comprehensive Land Use Planning

All Other (832,000)

Provides for the deappropriation of funds in order to establish the Financial and Technical Assistance Program in the Office of Community Development.

Office of Community Development

Positions-Legislative Count (2.0)
Personal Services 92,598
All Other 837,441

TOTAL -----
930,039

Provides funds for the Financial and Technical Assistance Program including funding for one already established Senior Planner position, 2 Planner II positions, general operating expenses, implementation grants for towns that have already initiated a growth management process, \$618,441, and grants to regional councils, \$194,000.

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT
TOTAL**

(56,201)

EDUCATION, DEPARTMENT OF

Assessment of Student Performance

Positions-Legislative Count (1.0)
Personal Services 73,839
All Other 829,356

TOTAL 903,195

Provides for the appropriation of funds to the Maine Educational Assessment Program including one Education Specialist III position, funds for the assessment contract and teacher review committees.

Curriculum - Education

All Other 300,000

Provides for the appropriation of funds for the State's share of a \$10,000,000 National Science Foundation grant to support systematic change in math and science performance and aspirations. This appropriation is restricted for this use only. If the National Science Foundation grant is not awarded to the State of Maine, these funds may not be transferred or expended for any other purpose and lapse to the General Fund at the end of fiscal year 1992-93.

Education in Unorganized Territory

All Other 77,000

Provides funds to meet tuition obligations to local public and private schools by June 30, 1993.

Education in Unorganized Territory

Capital Expenditures 36,000

Provides for the appropriation of funds for the purchase of capital equipment and grounds improvement.

General Purpose Aid for Local Schools

All Other 250,000

Provides for the appropriation of funds for General Purpose Aid for Local Schools.

**DEPARTMENT OF EDUCATION
TOTAL**

1,566,195

EXECUTIVE DEPARTMENT

Maine Science and Technology Commission

Positions-Legislative Count (1.5)
Personal Services 53,260
All Other 900,000

TOTAL 953,260

Provides for the appropriation of funds as a state match to federal grants from the National Science Foundation and the National Aeronautics and Space Administration. The match includes funding for one part-time Accountant I position and one Planner II position for grants administration. This appropriation is restricted for this use only. If the National Science Foundation and National Aeronautics and Space Administration grants are not awarded to the State of Maine, these funds may not be transferred or expended for any other purpose and lapse to the General Fund at the end of fiscal year 1992-93.

Temporary Housing Assistance Program

All Other (245,098)

Provides for the deappropriation of funds through the transfer of the Temporary Housing Assistance Program to the Maine State Housing Authority.

**Driver Education and Evaluation Program -
Substance Abuse**

Positions-Legislative Count (-2.0)
Personal Services (90,545)

Provides for the deappropriation of funds from the elimination of one Rehabilitation Counselor II position and one Substance Abuse Division Supervisor position.

**EXECUTIVE DEPARTMENT
TOTAL**

617,617

FINANCE, DEPARTMENT OF

Taxation - Bureau of

Positions-Legislative Count (12.0)
Personal Services 341,000

All Other	70,500
Capital Expenditures	69,550
TOTAL	481,050

Provides for the appropriation of funds to establish the following: 4 Tax Examiner positions, one Senior Tax Examiner position, 4 Revenue Agent positions, one Senior Revenue Agent position and 2 Clerk Typist III positions. This action is expected to generate \$3,600,000 in additional revenue in fiscal year 1992-93.

Taxation - Bureau of

Positions-Legislative Count	(8.0)
Personal Services	232,823
All Other	20,417
TOTAL	253,240

Provides for the appropriation of funds to establish one Senior Tax Examiner position, 5 Tax Examiner positions, one Data Entry Operator position and one Clerk Typist III position. This action will result in additional General Fund revenue of \$1,750,000 in fiscal year 1992-93.

Tree Growth Tax Reimbursement

All Other	1,000,000
Provides for the appropriation of funds for reimbursement to towns. Any unexpended balance lapses to the General Fund.	

**DEPARTMENT OF FINANCE
TOTAL**

1,734,290

**MAINE HIGH-RISK INSURANCE
ORGANIZATION****Maine High-Risk Insurance Organization**

All Other	514,214
Provides funds for the Maine High-Risk Insurance Organization.	

Maine High-Risk Insurance Organization

All Other	1,185,786
Provides for the appropriation of funds to correct Public Law 1991, chapter 591, Part Q.	

**MAINE HIGH-RISK INSURANCE
ORGANIZATION
TOTAL**

1,700,000

HOUSING AUTHORITY, MAINE STATE**Temporary Housing Assistance Program**

All Other	245,098
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Provides for the appropriation of funds through the transfer of the Temporary Housing Assistance Program, "THAP," from the Division of Community Services.

**MAINE STATE HOUSING AUTHORITY
TOTAL**

245,098

HUMAN SERVICES, DEPARTMENT OF**Administration - Human Services**

Positions-Legislative Count	(2.0)
Personal Services	(51,022)

Provides for the deappropriation of funds through the transfer of 2 Clerk Typist II positions to Regional Administration - Human Services.

**Administration - Regional - Human
Services**

Positions-Legislative Count	(2.0)
Personal Services	51,022

Provides funds for the transfer of 2 Clerk Typist II positions from Bureau of Administration - Human Services.

Administration - Income Maintenance

All Other	400,000
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Provides for the appropriation of funds to update the Bureau of Income Maintenance computer system.

Administration - Social Services

Positions-Legislative Count	(3.0)
Personal Services	107,128
All Other	15,400

TOTAL

122,528

Provides for the appropriation of funds for one Human Services Caseworker Supervisor position to supervise the out-of-home abuse investigation unit, one Social Services Program Specialist I position to

<p>investigate child abuse and neglect in licensed child care facilities and one Social Services Program Specialist I position to license child-placing agencies as a continuation of the fiscal year 1991-92 supplemental appropriation.</p>		<p>Personal Services (64,303)</p> <p>Provides for the deappropriation of funds through a transfer of one Sanitary Engineer III position to the federal account.</p>
Aid to Families with Dependent Children - Foster Care		
<p>All Other 33,272</p> <p>Provides for the appropriation of funds for board, care, treatment and support services for 150 to 200 additional foster children and their families as a continuation of the fiscal year 1991-92 supplemental appropriations.</p>		<p>Health - Bureau of</p> <p>Positions-Legislative Count (1.0) Personal Services 66,999</p> <p>Provides for the appropriation of funds through a transfer of one Assistant Director of Public Health Engineering Services position from the federal account.</p>
Child Welfare Services		
<p>All Other 66,176</p> <p>Provides for the appropriation of funds for board, care, treatment and support services for 150 to 200 additional foster children and their families as a continuation of the fiscal year 1991-92 supplemental appropriations.</p>		<p>Health - Bureau of</p> <p>Positions-Legislative Count (1.0) Personal Services 45,518</p> <p>Provides for the appropriation of funds to correct double deappropriations in Public Law 1991, chapter 591.</p>
Health - Bureau of		
<p>Positions-Legislative Count (0.5) Personal Services 42,426</p> <p>Provides for the appropriation of funds for the transfer of one part-time Public Health Physician position to the Division of Disease Control to investigate disease outbreaks.</p>		<p>Maine Health Program</p> <p>All Other (1,851,110)</p> <p>Provides for the deappropriation of funds through a transfer of funds for the children's portion of the Maine Health Program to the Medicaid - Payments to Providers account.</p>
Health - Bureau of		
<p>Positions-Legislative Count (1.0) Personal Services 32,177 All Other 2,000 <hr/>TOTAL 34,177</p> <p>Provides for the appropriation of funds for one Public Health Nurse II position to provide health services to a large territory in Aroostook County focusing on Title V responsibilities but also including adult care and state epidemiological work, such as tuberculosis and other disease outbreaks.</p>		<p>Medical Care - Payments to Providers</p> <p>All Other (1,185,786)</p> <p>Provides for the deappropriation of funds to correct Public Law 1991, chapter 591, Part Q.</p>
Health - Bureau of		
<p>Positions-Legislative Count (-1.0)</p>		<p>Medical Care - Payments to Providers</p> <p>All Other 1,851,110</p> <p>Provides for the appropriation of funds through a transfer of funds for the children's portion of the Maine Health Program account.</p>
Health - Bureau of		
<p>Positions-Legislative Count (-1.0)</p>		<p>Medical Care Administration</p> <p>Positions-Legislative Count (5.0) Personal Services 140,073 All Other 1,500 <hr/>TOTAL 141,573</p>

Provides for the appropriation of funds for one Reimbursement Specialist position, one Clerk Typist II position, 3 Human Service Aide III positions and associated support costs to implement the provisions of the federal Omnibus Budget and Reconciliation Act of 1990.

Purchased Social Services

All Other 500,552

Provides for the appropriation of funds for community-based purchased support services for 1,500 additional child protective cases and children at risk and their families as a continuation of fiscal year 1991-92.

Rehabilitation - Vocational Rehabilitation - Bureau of

Positions-Legislative Count (4.0)
 Personal Services 119,672
 All Other (119,672)
 TOTAL -0-

Provides for a line category transfer from All Other to Personal Services to create 2 Rehabilitation Counselor II positions and 2 Clerk Typist II positions to assist in providing vocational rehabilitation services to consent decree class members.

Aid to Families with Dependent Children - Foster Care

All Other (29,569)

Provides for the deappropriation of funds for board, care, treatment and support services for additional foster children and their families.

Child Welfare Services

All Other (57,399)

Provides for the deappropriation of funds for board, care, treatment and support services for additional foster children and their families.

Purchased Social Services

All Other (82,182)

Provides for the deappropriation of funds for community-based purchased support services for additional child protective cases and children at risk and their families.

Social Services - Regional

Positions-Legislative Count (-5.0)
 Personal Services (108,034)
 All Other (15,266)
 TOTAL (123,300)

Provides for the deappropriation of funds from the elimination of 2 Caseworker positions, 3 Clerk Typist II positions and the delay in filling positions authorized in Public Law 1991, chapter 622 in child protective services and operational support.

Administration - Social Services

Personal Services (6,550)
 All Other (1,000)
 TOTAL (7,550)

Provides for the deappropriation of funds from a delay in filling positions authorized in Public Law 1991, chapter 622.

Administration - Income Maintenance

Personal Services (31,994)
 All Other (5,000)
 TOTAL (36,994)

Provides for the deappropriation of funds from salary savings from one vacant limited-period Director, Fraud Investigations position.

Administration - Income Maintenance

Personal Services (57,029)
 All Other (5,625)
 TOTAL (62,654)

Provides for the deappropriation of funds from salary savings from one vacant Support Enforcement Agent position and 3 vacant Clerk Typist II positions related to child support collections.

Administration - Income Maintenance

Personal Services	(55,700)
All Other	(16,500)
Capital Expenditures	(1,300)
TOTAL	(73,500)

Provides for the deappropriation of funds from salary savings from one vacant Income Maintenance Unit Supervisor position and 2 vacant Income Maintenance Eligibility Specialist positions.

Social Services - Regional

Positions-Legislative Count	(35.0)
Personal Services	1,079,431
All Other	194,327
Capital Expenditures	3,714
TOTAL	1,277,472

Provides for the appropriation of funds for 25 Caseworker positions, 5 Caseworker Supervisor positions and 5 Clerk Typist II positions in child protective services and operational support to provide services to 750 additional child protective cases as a continuation of the fiscal year 1991-92 supplemental appropriation.

Special Children's Services

Positions-Legislative Count	(-0.5)
Personal Services	(42,426)

Provides for the deappropriation of funds through the transfer of one part-time Public Health Physician position to the Division of Maternal and Child Health.

Health - Bureau of

Positions-Legislative Count	(1.0)
Personal Services	30,551

Provides for the appropriation of funds for one Clerk Typist III position transferred from Health Planning and Development.

Health Planning and Development

Positions-Legislative Count	(-1.0)
Personal Services	(30,551)

Provides for the deappropriation of funds through the transfer of one Clerk Typist III position to the Bureau of Health.

Intermediate Care - Payments to Providers

All Other	(12,707,050)
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Provides for the deappropriation of funds from the transfer of state matching funds from the intermediate care facilities for the mentally retarded to the Department of Mental Health and Mental Retardation in accordance with Public Law 1991, chapter 591, Part JJ.

State Supplement to Federal Supplemental Security Income

All Other	(2,000,000)
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Provides for the deappropriation of funds from the transfer of state matching funds from the Boarding Home Program to the Department of Mental Health and Mental Retardation in accordance with Public Law 1991, chapter 591, Part JJ.

DEPARTMENT OF HUMAN SERVICES

TOTAL	(473,148)	(13,268,872)
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INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Enforcement Operations - Inland Fisheries and Wildlife

Personal Services	(5,092)
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Provides for the deappropriation of funds from the elimination of one intermittent Recreational Safety Coordinator position. Funds to be used for the reorganization of one Clerk Steno III position to one Clerk IV position in the Fisheries and Hatcheries Operations program.

Fisheries and Hatcheries Operations

Personal Services	5,092
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Provides for the appropriation of funds for the reorganization of a Clerk Steno III position to a Clerk IV position. Permanent funding is provided through the elimination of one intermittent Recreational Safety Coordinator position in Enforcement Operations - Inland Fisheries and Wildlife program.

Fisheries and Hatcheries Operations

Positions-Legislative Count	(1.0)
Personal Services	23,406
All Other	(23,406)
TOTAL	-0-

Provides for the appropriation of funds to reestablish one Fish Culturist position at the Phillips Fish Hatchery that was abolished in January 1991, by a transfer from All Other to Personal Services.

Provides for the transfer of one Clerk Typist II position and one Information Systems Support Technician position from the Library Administration Program and the transfer of funds from All Other to Personal Services as a change in funding mechanism for reclassifications previously approved in Public Law 1991, chapter 591, Part GGG.

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE
TOTAL

-0-

MAINE STATE LIBRARY
TOTAL

-0-

MARINE RESOURCES, DEPARTMENT OF

Marine Patrol - Bureau of

Positions-Legislative Count	(1.0)
Personal Services	49,984

Provides for the appropriation of funds for one position count for a Marine Patrol Officer position eliminated in error in Public Law 1991, chapter 591.

Marine Development - Bureau of

All Other	150,000
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Provides funds for an unexpected workers' compensation claim.

DEPARTMENT OF MARINE RESOURCES
TOTAL

199,984

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Augusta Mental Health Institute

Personal Services	(412,759)
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Provides for the deappropriation of funds resulting from excess employer health insurance appropriation that could not be adjusted in accordance with Public Law 1991, chapter 591, Part LLL.

Medicaid Services - Mental Retardation

All Other	1,500,000
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Provides for the appropriation of funds to offset a projected deficit in the Intermediate Care Facilities - Mental Retardation Medicaid Seed account.

Unemployment Compensation - Mental Health and Mental Retardation

MAINE STATE LIBRARY

Administration - Library

Positions-Legislative Count	(-2.0)
Personal Services	(38,000)
All Other	(7,306)
TOTAL	(45,306)

Provides for the deappropriation of funds through the transfer of one Clerk Typist II position and one Information Systems Support Technician position and All Other funds to Reader and Information Services.

Library Development Services

Personal Services	(11,650)
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Provides for the transfer of funds to Reader and the Information Services program as a change in the funding mechanism for Public Law 1991, chapter 591, Part GGG.

Reader and Information Services - Library

Personal Services	11,650
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Provides for the transfer of funds from Library Development Services program as a change in the funding mechanism for reclassifications approved in Public Law 1991, chapter 591, Part GGG.

Reader and Information Services - Library

Positions-Legislative Count	(2.0)
Personal Services	54,339
All Other	(9,033)
TOTAL	45,306

Personal Services	300,000	Mental Health Services - Community	
Provides for the appropriation of funds for unemployment compensation.		All Other	(245,000)
Bangor Mental Health Institute		Provides for the deappropriation of funds from the transfer of funds for community-based services to persons with mental illness and mental retardation.	
Personal Services	792,259		
All Other	86,871		
Capital Expenditures	7,777		
TOTAL	<u>886,907</u>	Mental Retardation Services - Community	
Provides for the appropriation of funds as an offset to the deappropriation of the additional 3 wards transferred to the psychiatric portion of the Bangor Mental Health Institute disproportionate share hospital.		All Other	245,000
		Provides for the appropriation of funds for community-based services transferred from Mental Health Services.	
Mental Health Services - Children		Medicaid Services - Mental Retardation	
Positions-Legislative Count	(1.0)	All Other	14,707,050
Personal Services	39,027	Provides for the appropriation of funds from the transfer of Medicaid Seed from the Department of Human Services in accordance with Public Law 1991, chapter 591, Part JJ.	
Provides for the appropriation of funds for the transfer of one Psychiatric Social Worker I position from the Augusta Mental Health Institute.			
Augusta Mental Health Institute		DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL	<u>16,981,198</u>
Positions-Legislative Count	(-1.0)	SECRETARY OF STATE, DEPARTMENT OF THE	
Personal Services	(39,027)	Administration - Archives	
Provides for the deappropriation of funds from the transfer of one Psychiatric Social Worker I position to Mental Health Services - Children.		All Other	24,692
		Provides for the appropriation of funds for microfilming, which will result in revenues to the General Fund of \$51,144 in fiscal year 1992-93.	
Mental Retardation Services - Community		Bureau of Administrative Services and Corporations	
All Other	(9,051,184)	All Other	5,500
Provides for the deappropriation of funds through the transfer of Medicaid Seed to the Mental Retardation Medicaid Match account.		Provides for the appropriation of funds for printing and programming costs associated with changes in corporate filing requirements and requests for information.	
Medicaid Services - Mental Retardation		DEPARTMENT OF THE SECRETARY OF STATE TOTAL	<u>30,192</u>
All Other	9,051,184	TREASURER OF STATE, (OFFICE OF)	
Provides for the appropriation of funds from the transfer of Medicaid Seed from Mental Retardation Services - Community account.		Debt Service - Treasury	
		All Other	4,000,000

Provides for the appropriation of funds for payment of interest and principal on outstanding and anticipated bond issues.

Administration - Treasury

All Other 80,000

Provides for the appropriation of funds for increased operating costs.

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

4,080,000

**WORKERS' COMPENSATION
COMMISSION**

Office of Medical Coordination

Positions-Legislative Count (-2.0)
Personal Services (77,483)
All Other (15,342)
TOTAL (92,825)

Provides for the deappropriation of funds through the transfer of one Medical Coordinator position and one Secretary position to the Workers' Compensation Commission.

Workers' Compensation Commission

Positions-Legislative Count (2.0)
Personal Services 77,483
All Other 15,342
TOTAL 92,825

Provides for the appropriation of funds through the transfer of one Medical Coordinator position and one Secretary position from the Office of Medical Coordination.

**WORKERS' COMPENSATION
COMMISSION
TOTAL**

-0-

SECTION B-1

TOTAL APPROPRIATIONS (673,148) 14,287,904

Sec. B-2. Allocation. The following funds are allocated from Federal Expenditures for the fiscal years ending June 30, 1992 and June 30, 1993 to carry out the purposes of this Act.

1991-92 1992-93

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

Administration - Agriculture

Positions-Other Count (1.0)
Personal Services 24,769
All Other 250,000
TOTAL 274,769

Provides for the allocation of funds for one Clerk Typist III position and for food distribution monitoring costs and grants to food distribution agencies.

Pesticides Control - Board of

All Other 155,300

Provides for the allocation of funds for anticipated increase in grant awards for new programs.

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

430,069

**ATTORNEY GENERAL, DEPARTMENT
OF THE**

Administration - Attorney General

Positions-Other Count (1.0)
Personal Services 35,178
All Other 1,100
TOTAL 36,278

Provides for the allocation of funds for one Senior Legal Secretary position and expenses to provide legal assistance for Assistant Attorneys General. This position was established by Financial Order #3739F1.

Administration - Attorney General

Positions-Other Count (1.0)
Personal Services 53,222
All Other 3,520
TOTAL 56,742

Provides for the allocation of funds for one Assistant Attorney General position and expenses to provide legal services to the Department of Environmental Protection on hazardous waste matters. The position was established by Financial Order #3740F1.

**DEPARTMENT OF THE ATTORNEY
GENERAL
TOTAL**

93,020

CONSERVATION, DEPARTMENT OF

Administrative Services - Conservation

Personal Services	2,068
All Other	31
TOTAL	2,099

Provides for the allocation of funds to correct a reclassification action in fiscal year 1990-91, Public Law 1991, chapter 591. Reclassification of one Account Clerk I position to one Account Clerk II position was inadvertently approved under special revenue funds.

Administrative Services - Conservation

All Other	6,900
Capital Expenditures	10,000
TOTAL	16,900

Provides for the allocation of funds for travel, program expenses, a computer and related equipment for continued analysis of natural resource information.

Forest Management, Utilization and Marketing

Positions-Other Count	(1.0)
Personal Services	48,725
All Other	475,966
Capital Expenditures	31,913
TOTAL	556,604

Provides for the allocation of funds for one Forester I position transferred from the General Fund Forest Management Utilization and Marketing program to administer federal cost-share stewardship programs.

Geographic-based Information Services

Positions-Other Count	(1.5)
Personal Services	28,026
All Other	14,127
TOTAL	42,153

Provides for the allocation of funds to continue one Geographic-based Information Services Coordinator position originally established by a pending financial order and to establish one 26-week Programmer Analyst position to provide Geographic-based Information Services technical support.

Geological Survey

All Other	102,756
Provides for the allocation of funds to provide internships and curriculum for 30 earth science teachers through the Crest project.	

Insect and Disease Management

Personal Services	44,019
All Other	50,381
Capital Expenditures	28,000
TOTAL	122,400

Provides for allocation of funds for one project Biology Aide position, one project Conservation Aide position and one project Entomology Technician position to gather information on Maine's forests and forest health problems and upgrade electronic mapping and data communications equipment.

Parks - General Operations

Positions-Other Count	(1.0)
Personal Services	44,864
All Other	350,660
TOTAL	395,524

Provides for the allocation of funds through the transfer of a Community Recreation Specialist position and related expenses from the Office of Comprehensive Land Use Planning, within the Department of Economic and Community Development.

Parks - General Operations

Positions-Other Count	(0.5)
Personal Services	20,920
All Other	73,525
Capital Expenditures	200,000
TOTAL	294,445

Provides for the allocation of funds for the transfer of 1/2 of a split-funded Planning and Research Associate I position and related land and water conservation activities from the dedicated fund.

Policy Planning and Information

Positions - Other Count	(1.0)
Personal Services	36,750
All Other	5,000
TOTAL	41,750

Provides for the allocation of funds for one Natural Resource Educator position transferred from the General Fund to provide services needed to meet the terms and conditions of the Urban and Community Forestry Program, the Stewardship Program, the Stewardship Incentive Program and the Natural Resource Conservation Education Program.

Environmental Specialist II positions.

Veterans' Memorial Cemetery

Positions-Other Count (1.0)
Personal Services 22,500

Provides for the allocation of funds for one Laborer I position at the Veterans' Memorial Cemetery.

**DEPARTMENT OF CONSERVATION
TOTAL**

1,574,631

**DEPARTMENT OF DEFENSE AND
VETERANS' SERVICES
TOTAL**

4,095,500

CORRECTIONS, DEPARTMENT OF

Youth Center - Maine

Positions - Other Count (1.0)
Personal Services 28,580
All Other 235
TOTAL 28,815

Provides for the allocation of funds for one Teacher Aide position to provide assistance to Chapter I teachers in nonteaching and clerical responsibilities.

**Justice - Planning, Projects and
Statistics**

Positions - Other Count (1.0)
Personal Services 24,999

Provides for the allocation of funds for the transfer of one Correctional Plans Coordinator position due to a reduction in the number of hours paid from the General Fund.

**DEPARTMENT OF CORRECTIONS
TOTAL**

53,814

**DEFENSE AND VETERANS' SERVICES,
DEPARTMENT OF**

**Administration - Maine Emergency
Management Agency**

All Other 4,000,000

Provides for the allocation of funds for the receipt and expenditure of federal funds in the State's Disaster Assistance Program.

Military Training and Operations

Positions-Other Count (2.0)
Personal Services 73,000

Provides for the allocation of funds to establish 2

**ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF**

**Administration - Economic and Community
Development**

Personal Services 12,550
All Other 380,850

TOTAL 393,400

Provides for the allocation of federal grant funds for the Handicapped Homeless Program.

Comprehensive Land Use Planning

Positions-Other Count (-1.0)
Personal Services (44,864)
All Other (350,660)

TOTAL (395,524)

Provides for the allocation of funds through the transfer of a Community Recreation Specialist position and related expenses to Parks - General Operations, within the Department of Conservation.

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT
TOTAL**

(2,124)

EDUCATION, DEPARTMENT OF

Administration - Education

Positions-Other Count (1.0)
Personal Services 42,719
All Other 2,187

TOTAL 44,906

Provides for the allocation of funds to continue one part-time (16 hours) Education Specialist II position and one part-time (30 hours) Clerk Typist II position as established by Financial Order #3627F1.

Administration - Vocational Education

Personal Services 55,744

Provides for the allocation of funds for 2 limited-period, one year only, Clerk Stenographer II positions that were eliminated in Public Law 1991, chapter 591, Part FFF, section 2.

position that was established in error in Public Law 1991, chapter 591.

Curriculum - Education

All Other (444,689)

Provides for the deallocation of funds from an over estimation of the federal grant funds under the Dwight D. Eisenhower Grant Award.

Administration - Vocational Education

Personal Services 57,935
All Other (57,935)

TOTAL -0-

Provides for the allocation of funds for one limited-period, one year only, Technology Education Specialist II position that was eliminated in Public Law 1991, chapter 591, Part FFF, section 2.

Education of Children of Low-income Families - (Title I)

All Other 400,000

Provides for the allocation of funds for competitively awarded federal grants that integrate early childhood education with adult education in a family literacy framework.

Administration - Vocational Education

Personal Services 34,776

Provides for the allocation of funds for one limited-period, one year only, Accountant II position that was eliminated in Public Law 1991, chapter 591, Part FFF, section 2.

Education of Children of Low-income Families - (Title I)

All Other 2,854,252

Provides for the allocation of funds for the increase in program improvement grants.

Administration - Vocational Education

Personal Services 7,561

Provides for the allocation of funds for one part-time, limited-period, one year only, Clerk Typist I position that was eliminated in Public Law 1991, chapter 591, Part FFF, section 2.

Nutrition Program - Local Schools

All Other 2,500,000

Provides for the allocation of funds for reimbursement to local schools for additional meals served.

Administration - Vocational Education

Personal Services 35,572
All Other (35,572)

TOTAL -0-

Provides for the allocation of funds for one limited-period, one year only, Clerk Stenographer III position that was eliminated in Public Law 1991, chapter 591, Part FFF, section 2.

Special Education - Exceptional Children

Positions-Other Count (1.5)
Personal Services 74,733

Provides for the allocation of funds to continue one Education Specialist II position and to convert one part-time Clerk Stenographer II position to a full-time position as created by Financial Order 3668.

Alcohol and Drug Education Services

Positions-Other Count (-1.0)

Provides for the elimination of a position count for one Clerk Stenographer II

Special Education - Exceptional Children

All Other 458,944
Capital Expenditures 14,000

TOTAL 472,944

Provides funds to implement the Maine Transition System Enhancement Grant for the

Youths with Disabilities Program.

Federal Clean Air Act activities.

Special Education - Exceptional Children

All Other	(5,900)
Capital Expenditures	5,900
TOTAL	<u>-0-</u>

Provides for the transfer of funds from All Other to Capital Expenditures for word processing equipment necessary to conduct federally mandated activities.

DEPARTMENT OF EDUCATION TOTAL

6,000,227

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Administration - Environmental Protection

Personal Services	30,449
All Other	929
TOTAL	<u>31,378</u>

Provides for the allocation of funds for the transfer of one Systems Group Manager position from the Administration Environmental Protection Program General Fund and the deletion of one Staff Development Coordinator position.

Air Quality Control

Positions-Other Count	(2.0)
Personal Services	76,397
All Other	2,330
TOTAL	<u>78,727</u>

Provides for the allocation of funds from the 105 Air Federal Environmental Protection Agency grant to continue one Environmental Specialist III position and one Environmental Specialist IV position established under Financial Order 3704F.

Air Quality Control

Positions-Other Count	(1.0)
Personal Services	40,810
All Other	1,245
TOTAL	<u>42,055</u>

Provides for the allocation of funds for one Environmental Specialist II position transferred from the General Fund Environmental Impact Studies Program to carry out

Oil and Hazardous Materials Control

Positions-Other Count	(6.0)
Personal Services	338,858
All Other	33,132
TOTAL	<u>371,990</u>

Provides for the allocation of funds for the continuation of one Geologist position and one Environmental Specialist III position established under Financial Order 3422F, the establishment of one Civil Engineer I position, one Oil and Hazardous Materials Specialist I position and one Environmental Specialist III position and the transfer of one Division Director position from the Water Quality Control Program, General Fund to investigate, remediate and clean up hazardous sites at Department of Defense installations in Maine.

Oil and Hazardous Materials Control

Positions-Other Count	(1.0)
Personal Services	36,460
All Other	1,097
TOTAL	<u>37,557</u>

Provides for the allocation of funds for one Oil and Hazardous Materials Specialist I position to determine compliance with requirements for handling, storage, transportation, treatment and disposal of polychlorinated biphenyls through a new federal toxic substance control grant.

Oil and Hazardous Materials Control

Positions-Other Count	(3.5)
Personal Services	322,269
All Other	54,274
TOTAL	<u>376,543</u>

Provides for the allocation of funds for the continuation of one Geology Technician position, one Environmental Specialist II position and one 1/2-time Environmental Specialist II position established by Financial Order 3635F and establishes one 26-week seasonal Conservation Aide position.

Water Quality Control

Positions-Other Count	(5.0)
Personal Services	197,316
All Other	6,018
TOTAL	203,334

Provides for the allocation of funds from a Section 319 Non Point Source grant to continue one Assistant Engineer position established under Financial Order 3634F and one Environmental Specialist III position, one Environmental Specialist IV position, one Clerk Typist III position and one Civil Engineer I position established under Financial Order 3498F.

Oil and Hazardous Materials Control

Positions - Other Count	(-0.5)
Personal Services	(18,059)
All Other	(550)
TOTAL	(18,609)

Provides for the deallocation of funds through the transfer of 1/2 of a split-funded Accountant II position in the Lust Trust account to the Core Grant account in this same program.

Oil and Hazardous Materials Control

Positions - Other Count	(0.5)
Personal Services	18,059
All Other	550
TOTAL	18,609

Provides for the allocation of funds for 1/2 of a split funded Accountant II position from the Lust Trust account to the Core Grant account in this same program. The position will be fully funded in the Core Grant account.

Water Quality Control

Positions - Other Count	(-2.0)
Personal Services	(66,182)

Provides for the deallocation of funds through the elimination of one Planning and Research Associate II position and one Environmental Specialist III position due to reductions in federal grant funding.

Water Quality Control

Positions - Other Count	(-7.0)
Personal Services	(191,802)
All Other	(5,850)
TOTAL	(197,652)

Provides for the deallocation of funds through the elimination of one Division Director position, 4 Conservation Aide positions and 2 Environmental Specialist III positions due to reductions in federal grant funds.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

TOTAL 877,750

EXECUTIVE DEPARTMENT**Maine Science and Technology Commission**

Positions-Other Count	(1.5)
Personal Services	26,541
All Other	28,822
TOTAL	55,363

Provides for the allocation of funds for one Planner II position and one 1/2-time Accountant I position for the Environmental Protection Agency and Department of Energy Experimental Program to Stimulate Competition Research programs.

Planning Office

Positions-Other Count	(2.0)
Personal Services	86,366

Provides for the allocation of funds for the continuation of one Senior Planner position through November 30, 1992 and one Policy Development Specialist position established by Financial Orders 3501 and 3581.

Planning Office

Positions-Other Count	(1.0)
Personal Services	43,710

Provides for the allocation of funds for one Business Manager position transferred from the General Fund.

EXECUTIVE DEPARTMENT

TOTAL 185,439

HUMAN SERVICES, DEPARTMENT OF

Administration - Income Maintenance

All Other 1,725,398

Provides for the allocation of funds to upgrade and update the computer system to save substantial amounts of money in the future.

Administration - Income Maintenance

Positions-Other Count (1.0)
Personal Services 40,046

Provides for the allocation of funds through the transfer of one Income Maintenance Unit Supervisor position from the Regional Income Maintenance Program.

Aid to Families with Dependent Children - Foster Care

Positions-Other Count (2.0)
Personal Services 69,575
All Other 9,470

TOTAL 79,045

Provides funds to continue one Human Services Caseworker position and one Social Services Supervisor position authorized in fiscal year 1991-92 in Public Law 1991, chapter 591, Part FFF.

Aid to Families with Dependent Children - Foster Care

All Other 54,194

Provides for the allocation of funds for the board, care, treatment and support services for 50-75 additional foster children and their families. This is the federal share of the Aid to Families with Dependent Children Foster Care program.

Blind and Visually Impaired - Division for the

Positions-Other Count (1.0)
Personal Services 36,565

Provides for the allocation of funds to establish one Mobility and Orientation Instructor position in Portland created through Financial Order 3588.

Blind and Visually Impaired - Division for the

Capital Expenditures 25,700

Provides for the allocation of funds to increase the Capital Equipment allocation in this account.

Disability Determination - Division of

Positions-Other Count (2.0)
Personal Services 67,699

Provides for the allocation of funds to continue 2 Disability Claims Examiner positions created through Financial Order 3511.

Disability Determination - Division of

Positions-Other Count (1.0)
Personal Services 22,038

Provides for the allocation of funds for one part-time Disability Claims Adjudicator position.

Disability Determination - Division of

Positions-Other Count (2.0)
Personal Services 67,702

Provides for the allocation of funds to establish 2 Disability Claims Examiner positions.

Elder and Adult Services - Bureau of

Personal Services 10,000
All Other 90,000

TOTAL 100,000

Provides for the allocation of funds for building coalitions through grants to area agencies and community organizations and for funding 25% of a coordinator position through a continuation of Financial Order 3537.

Elder and Adult Services - Bureau of

All Other 67,070

Provides for the allocation of funds for the Long-term Care Ombudsman Program.

Health - Bureau of

Positions-Other Count (-1.0)
Personal Services (66,999)

Provides for the deallocation of funds through the transfer of one Assistant Director of Public Health Engineering Services position to the General Fund.

Health - Bureau of

Positions-Other Count (1.0)
Personal Services 64,303

Provides for the allocation of funds for the transfer of one Sanitarian Engineer III position from the General Fund.

Health - Bureau of

Positions-Other Count (2.0)
Personal Services 83,392

Provides for the allocation of funds to establish 2 Chief of Community Health Program positions needed to respond to the increased requirements of the federal Safe Drinking Water Act.

Health - Bureau of

Positions-Other Count (1.0)
Personal Services 44,843
All Other 3,000

TOTAL 47,843

Provides for the allocation of funds to establish one Health Program Manager position to administer the State Office of Rural Health grant created through Financial Order 3711.

Health - Bureau of

Positions-Other Count (1.0)
Personal Services 41,391
All Other 3,000

TOTAL 44,391

Provides for the allocation of funds to establish one Planning and Research Associate II position for the Pregnancy Risk Assessment Monitoring System created through Financial Order 3710.

Health - Bureau of

Positions-Other Count (3.0)
Personal Services 111,600
All Other 28,022

TOTAL 139,622

Provides for the allocation of funds to establish one Epidemiologist position, one Public Health Educator II position and one Clerk Typist III position for the Data Based Information Research in Public Health Agencies for Cancer Prevention and Control Program created through Financial Order 3589.

Health - Bureau of

Positions-Other Count (3.5)
Personal Services 114,752
All Other 32,250

TOTAL 147,002

Provides for the allocation of funds for one part-time Public Health Physician position, 2 Public Health Nurse II positions and one Clerk Typist III position for the Occupational Health and Safety Surveillance through Nurses in Agriculture Program.

Health - Bureau of

Positions-Other Count (1.0)
Personal Services 36,565

Provides for the allocation of funds to continue one Public Health Nurse II position to be created by a pending Financial Order.

Health - Bureau of

Positions-Other Count (6.0)
Personal Services 197,422
All Other 171,616

TOTAL 369,038

Provides for the allocation of funds to continue one Health Program Manager position, 2 Public Health Educator III positions, one Planning and Research Assistant position and 2 Word Processing Operator positions as created by Financial Order 3644F1.

Health - Bureau of

Positions-Other Count (2.0)
Personal Services 76,228
All Other 15,000

TOTAL 91,228

Provides for the allocation of funds for 2 Environmental Specialist II positions to meet requirements of the federal Safe Drinking Water Act.

Income Maintenance - Regional

Positions-Other Count (-1.0)
Personal Services (40,046)

Provides for the deallocation of funds through the transfer of one Income Maintenance Unit Supervisor position to the Income Maintenance - Administration Program.

Medical Care Administration

Positions-Other Count	(5.0)
Personal Services	184,239
All Other	5,000
TOTAL	189,239

Provides for the allocation of funds to establish 4 Health Services Consultant positions and one Clerk Typist II position and support costs for the Maine Nursing Home Case Mix Demonstration Project.

Provides for the allocation of funds to establish 4 Rehabilitation Counselor positions in field offices statewide.

**Rehabilitation - Vocational
Rehabilitation - Bureau of**

Positions-Other Count	(2.0)
Personal Services	49,200

Provides for the allocation of funds to establish 2 Clerk Typist II positions.

Medical Care Administration

Positions-Other Count	(2.0)
Personal Services	76,978
All Other	2,500
TOTAL	79,478

Provides for the allocation of funds to establish one Information System Support Specialist position and one Planning and Research Associate II position to support the HCFA demonstration project created through Financial Order 3469.

Administration - Social Services

Positions - Other Count	(1.0)
Personal Services	43,485
All Other	(43,485)
TOTAL	-0-

Provides for the allocation of funds for one Social Services Supervisor position to increase commitment to a study and program development on increased child deaths.

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

All Other	250,000
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Provides for the allocation of funds for Emergency Assistance Programs.

Medical Care Administration

Positions-Other Count	(2.0)
Personal Services	67,456
All Other	4,500
TOTAL	71,956

Provides for the allocation of funds to continue one Nurse Education Consultant position and one Clerk Typist II position as created by Financial Order 3512.

**Aid to Families with Dependent
Children**

All Other	1,367,649
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Provides for the allocation of funds for the At-risk Child Care Program through a transfer from the Aid to Families with Dependent Children-Foster Care program as a correction to Public Law 1991, chapter 591.

Medical Care Administration

Positions-Legislative Count	(1.0)
Personal Services	21,173
All Other	300
TOTAL	21,473

Provides for the allocation of funds to establish one Clerk Typist II position to maintain the Nurse Aide Registry required under the Federal Nursing Home Reform Statute.

**Aid to Families with Dependent
Children - Foster Care**

All Other	(1,367,649)
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Provides for the deallocation of funds through the transfer of funds for Child Care Vouchers in the At-risk Child Care program as a correction to Public Law 1991, chapter 591.

**Rehabilitation - Vocational
Rehabilitation - Bureau of**

Positions-Other Count	(4.0)
Personal Services	140,473

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

Positions - Other Count	(1.0)
Personal Services	28,139
All Other	3,000
TOTAL	<u>31,139</u>

Provides for the allocation of funds for one Mobility and Orientation Instructor position for the midcoast area for the Blind and Independent Living Program.

Medical Care - Payments to Providers

All Other	(9,380,419)
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Provides for the deallocation of federal match funds as a result of reductions in the state cost of the Medicaid program.

Medical Care Administration

Positions-Other Count	(4.0)
Personal Services	111,000
All Other	1,400
TOTAL	<u>112,400</u>

Provides for the allocation of funds for one Human Services Aide III position, one Benefits Recovery Supervisor position, one Reimbursement Specialist position, one Paralegal Assistant position and associated support costs to implement the provisions of the Federal Omnibus Budget and Reconciliation Act of 1990.

Aid to Families with Dependent Children - Foster Care

All Other	(49,641)
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Provides for the deallocation of federal matching funds for board, care, treatment and support services for additional foster children and their families.

Administration - Income Maintenance

Personal Services	(29,569)
All Other	(5,000)
TOTAL	<u>(34,569)</u>

Provides for the deallocation of federal matching funds.

Administration - Income Maintenance

Personal Services	(62,924)
All Other	(14,000)

Capital Expenditures	(2,400)
TOTAL	<u>(79,324)</u>

Provides for the deallocation of federal matching funds to administer emergency assistance to eligible recipients.

Administration - Income Maintenance

Personal Services	(85,544)
All Other	(8,438)
TOTAL	<u>(93,982)</u>

Provides for the deallocation of federal matching funds related to child support collections.

DEPARTMENT OF HUMAN SERVICES

TOTAL	<u>(257,516)</u>	<u>(5,233,265)</u>
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INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Boating Access Sites

All Other	50,000
Capital Expenditures	142,600

Provides for the allocation of Federal Aid in Sport Fish Restoration Funds for the continued operation of the Boating Access Program.

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE

TOTAL	<u>192,600</u>
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LABOR, DEPARTMENT OF

Administration - Bureau of Labor Standards

Positions-Other Count	(2.0)
Personal Services	68,471
All Other	26,760
Capital Expenditures	12,380

TOTAL	<u>107,611</u>
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Provides for the allocation of funds for 2 Labor Statistics Technician positions to upgrade the annual survey of occupational injuries and illnesses.

Administration - Bureau of Labor Standards

Positions-Other Count	(3.0)
Personal Services	134,334
All Other	21,705

TOTAL	<u>156,039</u>
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Provides for the allocation of funds for one Labor Statistics Technician position, one Statistician III position and one Programmer Analyst position as established by Financial Order 3777F1.

position originally authorized by Financial Order 3778F1.

DEPARTMENT OF MARINE RESOURCES
TOTAL

95,160

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Mental Health Services - Community

All Other 300,000

Provides for the allocation of funds through a transfer from a block grant account to a federal fund account to reflect recent federal changes.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION
TOTAL

300,000

PUBLIC SAFETY, DEPARTMENT OF

Criminal Justice Academy

Positions-Other Count (1.0)
Personal Services 39,583
All Other 455

TOTAL 40,038

Provides for the allocation of funds for one Field Examiner II position to assist in the administration of the federal drug control and systems improvement grants.

State Police

Positions-Other Count (4.0)
Personal Services 126,238

Provides for the allocation of funds for 2 Identification Specialist II positions and 2 Data Entry Specialist II positions to assist in approval of Criminal History Record Information.

DEPARTMENT OF PUBLIC SAFETY
TOTAL

166,276

SECTION B-2
TOTAL ALLOCATIONS

(257,516) 11,638,546

Sec. B-3. Allocation. The following funds are allocated from Other Special Revenue for the fiscal year ending June 30, 1993 to carry out the purposes of this Part.

1992-93

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Employment Security Services

All Other 2,000,000

Provides for the allocation of funds in order to pay Federal Unemployment Insurance benefits under the federal Emergency Unemployment Compensation (EUC) Act.

Regulation and Enforcement

Positions-Other Count (3.0)
Personal Services 139,049
All Other 14,750

TOTAL 153,799

Provides for the allocation of funds for one Clerk Typist II position, one Occupational Health Specialist position and one Occupational Safety Engineer position and related All Other expenditures for a pilot project to target high-hazard worksites. These positions were established on a limited period basis by Financial Order 3776F1.

DEPARTMENT OF LABOR
TOTAL

2,417,449

LIBRARY, MAINE STATE

Library Development Services

Positions-Other Count (1.0)
Personal Services 35,894
All Other 326,106
Capital Expenditures 30,000

Provides for the allocation of funds to continue one Librarian II position as created by Financial Order 3474.

MAINE STATE LIBRARY
TOTAL

392,000

MARINE RESOURCES, DEPARTMENT OF

Marine Sciences - Bureau of

Positions-Other Count (2.0)
Personal Services 95,160

Provides for the allocation of funds to continue one Planning and Research Associate II position and one Marine Resources Scientist II

Agricultural Production

Positions-Other Count (0.5)
 Personal Services 20,000

Provides for the allocation of funds for one 1/2-time Lab Technician III position as a result of a transfer from the General Fund Account.

Provides for the allocation of funds as a state match for federal contributions in support of the Aroostook Water and Soil Management Program.

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

217,000

Dairy and Nutrition Council Committee

All Other 25,000

Provides for the allocation of funds for the purchase and distribution of nutrition education supplies and information.

**ATTORNEY GENERAL,
 DEPARTMENT OF THE**

Administration - Attorney General

Personal Services 23,000
 All Other 2,100

TOTAL 25,100

Marketing Services - Agriculture

Positions-Other Count (1.0)
 Personal Services 63,000
 All Other 13,500

TOTAL 76,500

Provides for the allocation of funds for one Assistant to the Commissioner for Potato Pricing position transferred from the General Fund by Public Law 1991, chapter 591.

Provides for the allocation of funds for increased legal services for the Department of Professional and Financial Regulation.

**DEPARTMENT OF THE
 ATTORNEY GENERAL
 TOTAL**

25,100

AUDIT, DEPARTMENT OF

Audit - Unorganized Territory

Positions-Other Count (2.0)
 Personal Services 88,791
 All Other 21,306

Milk Commission

Capital Expenditures 7,500

Provides for the allocation of funds for a lap top computer, printer and various computer equipment.

Provides for the allocation of funds for one Fiscal Administrator position and one Clerk Typist II position transferred from the General Fund.

**DEPARTMENT OF AUDIT
 TOTAL**

110,097

Agricultural Production

Positions - Other Count (1.0)
 Personal Services 28,000

Provides for the allocation of funds for one Clerk Typist II position transferred from the General Fund in Public Law 1991, chapter 591.

CONSERVATION, DEPARTMENT OF

Administrative Services - Conservation

Personal Services (1,773)
 All Other (27)

TOTAL (1,800)

Aroostook Water and Soil Management Fund

All Other 60,000

Provides for the deallocation of funds to correct a reclassification action in fiscal year 1990-91 in Public Law 1991, chapter 591. Reclassification of one

Account Clerk I position to one Account Clerk II position was inadvertently approved under special revenue funds.

Administrative Services - Conservation

Positions-Other Count	(0.5)
Personal Services	14,890

Provides for the allocation of funds to transfer 1/2 of an Account Clerk II position from the Administrative Services - Conservation Program, General Fund.

Administrative Services - Conservation

Positions-Other Count	(0.5)
Personal Services	16,953

Provides for the allocation of funds to establish a 1/2-time Property Officer position.

Boating Facilities Fund

Positions-Other Count	(1.0)
Personal Services	54,300
All Other	825

TOTAL	55,125
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Provides for the allocation of funds through the transfer of a 1/2 split-funded Outdoor Recreational Planner position from the General Fund, Maine River Coordination Program and to establish a 1/2-time Civil Engineer III position.

Forest Recreation Resource Fund

Positions-Other Count	(0.5)
Personal Services	10,048
All Other	2,184
Capital Expenditures	4,000

TOTAL	16,232
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Provides for the allocation of funds to increase one 20-week seasonal Park Manager II position to 32 weeks in the Penobscot Corridor, general operating expenses and replacement of a boat, motor

and radio for campsite management.

Land Use Regulation Commission

Positions-Other Count	(0.5)
Personal Services	14,796
All Other	2,970

TOTAL	17,766
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Provides for the allocation of funds to continue one 1/2-time limited period Environmental Specialist II position established by pending Financial Order to monitor best management practices to reduce nonpoint source pollution.

Off-road Recreational Vehicles Program

All Other	14,700
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Provides for the allocation of funds for grants to municipalities for trail management.

Parks - General Operations

Capital Expenditures	2,000
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Provides for the allocation of funds for a canoe and a 2-way radio for operation and management activities on the Penobscot River Corridor.

Parks - General Operations

Positions-Other Count	(-0.5)
Personal Services	(20,920)
All Other	(73,525)
Capital Expenditures	(200,000)

TOTAL	(294,445)
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Provides for the deallocation of funds through the transfer of 1/2 of a split-funded Planning and Research Associate I position and related land and water conservation activities to Federal Funds.

Boating Facilities Fund

Personal Services	5,044
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Provides for the allocation of funds for the reorganization of

2 seasonal Laborer I positions and one seasonal Laborer II position to Assistant Park Ranger positions, and one seasonal Laborer II position to a seasonal Park Ranger position to operate and maintain boat launching facilities.

authorized in Public Law 1989, chapter 698.

DEPARTMENT OF CONSERVATION TOTAL
(153,535)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Economic Opportunity Program

All Other 500,000

Provides funds as an allocation from the Economic Opportunity Program.

Comprehensive Land Use Planning

Positions-Other Count (1.0)
Personal Services 35,747

Provides for the allocation of funds for one 1/2-time Planner II position and one 1/2-time Planning and Research Associate II position transferred from the General Fund.

Office of Tourism

All Other 35,000

Provides for the allocation of funds for increased printing of publications.

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT TOTAL
570,747

EDUCATION, DEPARTMENT OF

Student Loan Insurance Fund

Positions-Other Count (-2.0)
Personal Services (87,837)

Provides for the deallocation of funds through the elimination of one Accountant II position and one Education Specialist I position from the transfer to the Finance Authority of Maine as

DEPARTMENT OF EDUCATION TOTAL
(87,837)

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Administration - Environmental Protection

Personal Services 2,245
All Other 68

TOTAL
2,313

Provides for the allocation of funds for the transfer of one Accountant II position from the Administration - Environmental Protection General Fund program and the deletion of one Clerk IV position.

Oil and Hazardous Materials Control

Personal Services 3,355
All Other 100

TOTAL
3,455

Provides for the allocation of funds for the reorganization of one Oil and Hazardous Materials Specialist I position to one Oil and Hazardous Materials Specialist II position to effectively cover hazardous materials response activities.

Oil and Hazardous Materials Control

All Other 309,030

Provides for the allocation of funds for hazardous spill response activities and related legal costs.

Oil and Hazardous Materials Control

Positions-Other Count (2.0)
Personal Services 80,810
All Other 2,464

TOTAL
83,274

Provides for the allocation of funds for one Environmental Specialist III position and one

Data Control Specialist position transferred from the Oil and Hazardous Materials Control Program General Fund.

Provides for the allocation of funds for one Planner II position through July 31, 1992.

Oil and Hazardous Materials Control

Positions-Other Count	(2.0)
Personal Services	83,154
All Other	2,536
TOTAL	<u>85,690</u>

Provides for the allocation of funds for the transfer of one Assistant Engineer position from the Lake Restoration and Protection Fund Program General Fund and the transfer of one Biologist II position from the Water Quality Control Program General Fund.

Solid Waste Management

Positions-Other Count	(2.0)
Personal Services	77,424

Provides for the allocation of funds for one Environmental Specialist II position and one Environmental Specialist III position to correct an error in Public Law 1991, chapter 591, Part KKK, section 4.

DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL

561,186

EXECUTIVE DEPARTMENT

Public Advocate

Personal Services	(12,100)
All Other	12,100
TOTAL	<u>-0-</u>

Provides for the allocation of funds for State Cost Allocation Program in All Other that was originally allocated in Personal Services.

Planning Office

Positions-Other Count	(1.0)
Personal Services	3,712

EXECUTIVE DEPARTMENT TOTAL

3,712

HEALTH CARE FINANCE COMMISSION, MAINE

Health Care Finance Commission

Positions-Other Count	(4.0)
Personal Services	224,635
All Other	7,243
TOTAL	<u>231,878</u>

Provides for the allocation of funds through the transfer from the General Fund of one Administrative Secretary Position, one Executive Director position, one Deputy Director position and one Legal Secretary position to be funded in fiscal year 1992-93 only from the unencumbered balance forward rather than new revenues from a currently unbudgeted increase in the hospital assessments.

MAINE HEALTH CARE FINANCE COMMISSION TOTAL

231,878

HUMAN SERVICES, DEPARTMENT OF

General Assistance - Reimbursement to Cities and Towns

All Other	500,000
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Provides for the allocation of funds from the Stripper Well Fund for general assistance.

Health - Bureau of

All Other	10,000
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Provides for the allocation of funds through assessment of fees to support rabies testing.

DEPARTMENT OF HUMAN SERVICES TOTAL

510,000

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

Endangered Nongame Operations

Personal Services 24,240

Provides for the allocation of funds to correct an error in the biennial budget's federal matching ratio which left this account underfunded in Personal Services.

**DEPARTMENT OF INLAND
FISHERIES AND WILDLIFE
TOTAL**

24,240

LABOR, DEPARTMENT OF

Labor Relations Board

Personal Services 37,475
All Other 13,402

TOTAL 50,877

Provides for the allocation of funds associated with the assessment of user fees for the expenses of the members of the Labor Relations Board, the Panel of Mediators and the Board of Arbitration and Conciliation.

**DEPARTMENT OF LABOR
TOTAL**

50,877

**PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF**

Licensing of Auctioneers

Personal Services 1,000

Provides for the allocation of funds for board per diem for additional meetings of the Board of Auctioneers.

Licensing and Enforcement

Personal Services 1,000

Provides for the allocation of funds for a step increase for one Account Clerk position approved through arbitration.

Social Worker Licensure - Board of

All Other 25,000

Provides for the allocation of funds for the pass-through costs of examination and technical assistance for the application process.

**DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
TOTAL**

27,000

PUBLIC SAFETY, DEPARTMENT OF

Private Investigator Licensing

Positions-Other Count (1.0)
Personal Services 22,675
All Other 624

TOTAL 23,299

Provides for the allocation of funds for one Clerk Typist I position to assist the State Police Licensing Unit in issuing concealed firearms permits.

**Licensing and Enforcement -
Beano and Games of Chance**

Personal Services 11,184
All Other 307

TOTAL 11,491

Provides for the allocation of funds for the collective bargaining agreement between the State of Maine and the Maine State Troopers Association.

Motor Carrier Safety

Personal Services 108,002
All Other 2,969

TOTAL 110,971

Provides for the allocation of funds for the collective bargaining agreement between the State of Maine and the Maine State Troopers Association.

Traffic Safety

Personal Services	21,439
All Other	590
TOTAL	<u>22,029</u>

Provides for the allocation of funds for the collective bargaining agreement between the State of Maine and the Maine State Troopers Association.

Turnpike Enforcement

Personal Services	88,472
All Other	2,432
TOTAL	<u>90,904</u>

Provides for the allocation of funds for the collective bargaining agreement between the State of Maine and the Maine State Troopers Association.

DEPARTMENT OF PUBLIC SAFETY TOTAL	<u>258,694</u>
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TECHNICAL COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE**Maine Technical College System - Board of Trustees**

All Other	550,000
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Provides for the allocation of funds for the continued support of the Maine Fire Training and Education Program.

BOARD OF TRUSTEES OF THE MAINE TECHNICAL COLLEGE SYSTEM TOTAL	<u>550,000</u>
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SECTION B-3 TOTAL ALLOCATIONS	<u>2,899,159</u>
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Sec. B-4. Allocation. The following funds are allocated from Federal Block Grant funds for the fiscal year ending June 30, 1993 to carry out the purposes of this Part.

1992-93

ATTORNEY GENERAL, DEPARTMENT OF THE**Human Services Division**

Positions-Legislative Count	(2.0)
Personal Services	91,965
All Other	6,000
TOTAL	<u>97,965</u>

Provides for the allocation of funds for 2 Assistant Attorney General positions transferred from the General Fund to support an increased caseload in the child protective services area.

DEPARTMENT OF THE ATTORNEY GENERAL TOTAL	<u>97,965</u>
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EXECUTIVE DEPARTMENT**Office of Substance Abuse**

Positions-Legislative Count	(1.0)
Personal Services	31,954
All Other	(31,954)
TOTAL	<u>-0-</u>

Provides for the allocation of funds for one Accountant II position to perform financial functions previously done by the Department of Human Services as authorized by Public Law 1991, chapter 601, section 32, subsection 11.

EXECUTIVE DEPARTMENT TOTAL	<u>-0-</u>
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HUMAN SERVICES, DEPARTMENT OF**Health - Bureau of**

Positions-Legislative Count	(1.0)
Personal Services	31,998

Provides for the allocation of funds from the transfer of one Sanitarian II position in the Lead Poisoning Program from the General Fund.

Purchased Social Services

All Other	112,500
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Provides for the allocation of funds for community-based purchased social services for Augusta Mental Health Institute consent decree class

member children in legal custody of the Department of Human Services.

Health - Bureau of

All Other 175,000

Provides for the allocation of funds for community-based chronic disease programs and for Health and Environmental Testing Laboratory.

Maternal and Child Health

All Other 355,499
Capital Expenditures 102,295

TOTAL 457,794

Provides for the allocation of funds to continue teen and young adult health, injury control, community health nursing, services for special needs children, genetics and nutrition.

Purchased Social Services

All Other 142,400

Provides for the allocation of funds to maintain the 10 Resource Development Centers at the original fiscal year 1990-91 funding level. These funds are available from unexpended funds from the federal Child Care and Development Block Grant, which are being carried forward.

DEPARTMENT OF HUMAN SERVICES TOTAL

919,692

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Mental Health Services - Community

All Other 25,000

Provides for the allocation of funds due to increased federal funding.

Mental Health Services - Community

All Other (300,000)

Provides for the allocation of funds through a transfer from a block grant account to a federal fund account to reflect recent federal changes.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

(275,000)

SECTION B-4

TOTAL ALLOCATIONS

742,657

Sec. B-5. Allocation. The following funds are allocated from the Central Motor Pool Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Part.

1992-93

ADMINISTRATION, DEPARTMENT OF

Central Motor Pool

Positions-Other Count (7.5)
Personal Services 228,266
All Other 5,288,750

Provides for the allocation of funds for the following positions: one Computer Operator position, one Storekeeper I position, one Auto Mechanic Foreman position, 2 Auto Mechanic positions, one Laborer I position, one Business Manager I position and one part-time Property Officer position; and sufficient All Other for operations. This will effect the organization of the Central Motor Pool.

DEPARTMENT OF ADMINISTRATION TOTAL

5,517,016

SECTION B-5

TOTAL ALLOCATIONS

5,517,016

Sec. B-6. Allocation. The following funds are allocated from the Office of Information Services Training Fund for the fiscal year ending June 30, 1993 to carry out the purposes of this Part.

1992-93

ADMINISTRATION, DEPARTMENT OF

Information Services

Positions-Other Count (7.0)
 Personal Services 394,533

Provides for the allocation of funds for the following positions transferred from the General Fund: one Deputy Commissioner for Information Services position, one Administrative Secretary position, 4 System Analyst positions and one Assistant Deputy Commissioner position.

DEPARTMENT OF ADMINISTRATION TOTAL 394,533

SECTION B-6 TOTAL ALLOCATIONS \$394,533

PART C

Sec. C-1. PL 1991, c. 591, Pt. A, §6 is amended by adding before the last sentence a new sentence to read:

Notwithstanding any other provision of law, departments and agencies must take actions, as approved by the Bureau of Human Resources and the Bureau of the Budget, that achieve permanent salary savings within current appropriations and allocations that will fund approved reclassifications and range changes for fiscal year 1991-92.

Sec. C-2. Appropriation. There are appropriated from the General Fund for the fiscal year ending June 30, 1993 to the departments listed, the following sums, in order to provide funding for approved reclassifications and range changes.

1992-93

CONSERVATION, DEPARTMENT OF

Administrative Services - Conservation

Personal Services \$7,165

DEPARTMENT OF CONSERVATION TOTAL 7,165

CORRECTIONS, DEPARTMENT OF

State Prison

Personal Services 2,778

Charleston Correctional Facility

Personal Services 1,218

Bangor Pre-Release Center

Personal Services 2,162

Youth Center - Maine

Personal Services 8,775

DEPARTMENT OF CORRECTIONS TOTAL 14,933

EDUCATION, DEPARTMENT OF

Curriculum - Education

Personal Services 4,334

DEPARTMENT OF EDUCATION TOTAL 4,334

EXECUTIVE DEPARTMENT

Maine Science and Technology Commission

Personal Services 1,650

EXECUTIVE DEPARTMENT TOTAL 1,650

FINANCE, DEPARTMENT OF

Taxation - Bureau of

Personal Services 4,888

Accounts and Control - Bureau of

Personal Services 8,866

DEPARTMENT OF FINANCE TOTAL 13,754

HUMAN SERVICES, DEPARTMENT OF

Medical Care Administration

Personal Services 2,030

Administration - Regional - Human Services

Personal Services 1,180

DEPARTMENT OF HUMAN SERVICES TOTAL 3,210

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Licensing Services - Inland Fisheries and Wildlife

Personal Services 12,103

Resource Management Services - Inland Fisheries and Wildlife

Personal Services 1,871

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE TOTAL

13,974

MARINE RESOURCES, DEPARTMENT OF

Marine Sciences - Bureau of

Personal Services 1,222

DEPARTMENT OF MARINE RESOURCES TOTAL

1,222

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Administration - Mental Health and Mental Retardation

Personal Services 2,508

Office of Advocacy - Mental Health and Mental Retardation

Personal Services 6,185

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

8,693

PUBLIC SAFETY, DEPARTMENT OF

Criminal Justice Academy

Personal Services 2,393

DEPARTMENT OF PUBLIC SAFETY TOTAL

2,393

SECTION C-2

TOTAL APPROPRIATIONS 71,328

Sec. C-3. Allocation; Federal Expenditure funds. There are allocated from Federal Expenditure funds for the fiscal year ending June 30, 1993 to the departments listed, the following sums, in order to provide funding for approved reclassifications and range changes.

1992-93

CONSERVATION, DEPARTMENT OF

Administrative Services - Conservation

Personal Services 2,069

DEPARTMENT OF CONSERVATION TOTAL

2,069

HUMAN SERVICES, DEPARTMENT OF

Elder and Adult Services - Bureau of

Personal Services 1,905

Health - Bureau of

Personal Services 1,905

DEPARTMENT OF HUMAN SERVICES TOTAL

3,810

LIBRARY, MAINE STATE

Library Development Services

Personal Services 1,543

MAINE STATE LIBRARY TOTAL

1,543

PUBLIC SAFETY, DEPARTMENT OF

Motor Carrier Safety

Personal Services 837

DEPARTMENT OF PUBLIC SAFETY TOTAL

837

SECTION C-3 TOTAL ALLOCATIONS

8,259

Sec. C-4. Allocation; Other Special Revenue funds. There are allocated from Other Special Revenue funds for the fiscal year ending June 30, 1993 to the departments listed, the following sums, in order to provide funding for approved reclassifications and range changes.

1992-93

CONSERVATION, DEPARTMENT OF

Administrative Services - Conservation

Personal Services 1,226

DEPARTMENT OF CONSERVATION TOTAL

1,226

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Board of Environmental Protection Fund	
Personal Services	2,370
Administration - Environmental Protection	
Personal Services	1,870
Maine Environmental Protection Fund	
Personal Services	1,470
DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL	<u>5,710</u>
MARINE RESOURCES, DEPARTMENT OF	
Marine Sciences - Bureau of	
Personal Services	2,347
DEPARTMENT OF MARINE RESOURCES TOTAL	<u>2,347</u>
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF	
Insurance - Bureau of	
Personal Services	15,800
Banking - Bureau of	
Personal Services	5,500
Administrative Services - Professional and Financial Regulation	
Personal Services	2,600
Medicine - Board of Registration	
Personal Services	8,590
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION TOTAL	<u>32,490</u>
PUBLIC UTILITIES COMMISSION	
Public Utilities - Administrative Division	
Personal Services	2,317
All Other	(2,317)

PUBLIC UTILITIES COMMISSION TOTAL	<u>-0-</u>
SECTION C-4 TOTAL ALLOCATIONS	<u>\$41,773</u>

Sec. C-5. Funding provision. All requests for supplemental appropriations and allocations in fiscal year 1991-92 to implement reclassifications or range changes in LD 2185, "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Years ending June 30, 1992 and June 30, 1993 and to Change Certain Provisions of the Laws" must comply with section 1 of this Part.

PART D

Sec. D-1. Appropriation. There are appropriated from the General Fund for the fiscal year ending June 30, 1993 to the departments listed, the following sums, in order to provide funding for approved reclassifications and range changes.

	1992-93
CONSERVATION, DEPARTMENT OF	
Administrative Services - Conservation	
Personal Services	(\$7,165)
Provides funds for approved reclassifications and range changes. Funds available from action taken in Part A, section 1 of this Act.	
DEPARTMENT OF CONSERVATION TOTAL	<u>(7,165)</u>
CORRECTIONS, DEPARTMENT OF	
Charleston Correctional Facility	
All Other	(3,380)
Provides funds for approved reclassifications and range changes for both Charleston Correctional Facility and Bangor Pre-Release.	
State Prison	
All Other	(2,778)
Provides funds for approved reclassifications and range changes.	

Youth Center - Maine

All Other (8,775)

Provides funds for approved reclassifications and range changes.

DEPARTMENT OF CORRECTIONS TOTAL

(14,933)

EDUCATION, DEPARTMENT OF**Curriculum - Education**

Personal Services (4,334)

Provides funds for approved reclassifications and range changes. Funds available from action taken in Public Law 1991, chapter 622.

DEPARTMENT OF EDUCATION TOTAL

(4,334)

EXECUTIVE DEPARTMENT**Maine Science And Technology Commission**

Personal Services (1,650)

Provides funds for approved reclassifications and range changes. Funds available from action taken in Public Law 1991, chapter 622.

EXECUTIVE DEPARTMENT TOTAL

(1,650)

FINANCE, DEPARTMENT OF**Accounts and Control - Bureau of**

Personal Services (8,866)

Provides funds for approved reclassifications and range changes. Funds available from action taken in Public Law 1991, chapter 622.

Taxation - Bureau of

All Other (4,888)

Provides funds for approved reclassifications and range changes.

DEPARTMENT OF FINANCE TOTAL

(13,754)

HUMAN SERVICES, DEPARTMENT OF**Medical Care Administration**

Positions - Legislative Count (-1.0)
Personal Services (3,210)

Provides funds for approved reclassifications and range changes from the elimination of a Reimbursement Specialist position.

DEPARTMENT OF HUMAN SERVICES TOTAL

(3,210)

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**Licensing Services**

Positions - Legislative Count (-1.0)
Personal Services (13,974)

Provides funds for approved reclassifications and range changes from the elimination of a Clerk Typist I position.

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE TOTAL

(13,974)

MARINE RESOURCES, DEPARTMENT OF**Marine Sciences - Bureau of**

All Other (1,222)

Provides funds for approved reclassifications and range changes.

DEPARTMENT OF MARINE RESOURCES TOTAL

(1,222)

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**Administration - Mental Health and Mental Retardation**

All Other (2,508)

Provides funds for approved reclassifications and range changes.

Office of Advocacy - Mental Health and Mental Retardation

All Other (6,185)

Provides funds for approved reclassifications and range changes.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

(8,693)

PUBLIC SAFETY, DEPARTMENT OF**Criminal Justice Academy**

All Other (2,393)

Provides funds for approved reclassifications and range changes.

DEPARTMENT OF PUBLIC SAFETY TOTAL

(2,393)

PART D TOTAL APPROPRIATIONS

(\$71,328)

PART E

Sec. E-1. 30-A MRSA §4301, sub-§13, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

13. Office. "Office" means the Office of Comprehensive Land Use Planning Community Development in the Department of Economic and Community Development.

Sec. E-2. 30-A MRSA c. 187, sub-c. II, art. 3-A is enacted to read:

Article 3-A**FINANCIAL AND TECHNICAL ASSISTANCE PROGRAM****§4345. Purpose; office to administer program**

Under the provisions of this article, a municipality may request financial or technical assistance from the Office of Community Development, referred to in this article as the office, for the purpose of planning or implementing a local growth management program. A municipality that requests and receives financial assistance from the office in the form of a planning assistance grant or an implementation assistance grant shall develop and implement its growth management program in cooperation with the office under the provisions of this article.

To accomplish the purposes of this article, the office shall develop and administer a technical and financial assistance program for municipalities. The program must include direct financial assistance for planning and implementation of local growth management programs, standards governing the review of local growth management programs by the office, technical assistance to municipalities and a voluntary certification program for local growth management programs.

§4346. Technical and financial assistance program

The technical and financial assistance program for municipalities and regional councils is established to encourage and facilitate the adoption and implementation of local growth management programs throughout the State.

The office may enter into planning or implementation assistance grants only to the extent that funds are available. In awarding the grants, the office shall use the municipal priority list and funding levels developed under the former section 4344.

1. Planning assistance grants. The technical and financial assistance program must provide direct financial assistance to municipalities that choose to prepare a comprehensive plan that is consistent with this subchapter. The office shall establish provisions for municipal matching funds, not to exceed 25%, to conduct activities under this subsection. A contract for a planning assistance grant must include specific timetables governing the completion and adoption of the plan by the municipality and the submission of the plan to the office.

A municipality that receives a planning assistance grant under this subsection may expend grant money for any purpose directly related to the preparation of a municipal comprehensive plan as the municipality and the office may agree, including, without limitation:

- A. The conduct of surveys, inventories and other data-gathering activities;
- B. The hiring of planning and other technical staff;
- C. The retention of planning consultants;
- D. Contracts with regional councils for planning and related services; and
- E. Other related purposes.

2. Implementation assistance grants. The technical and financial assistance program must provide direct financial assistance to municipalities to implement the local growth management program. The maximum municipal cost share for an implementation assistance grant may not exceed 25%. A contract for an implementation assistance grant must include specific timetables governing the municipality's submission of zoning ordinances to the office for review.

A municipality may expend implementation assistance grant money received under this subsection for any purpose directly related to the preparation of policies, programs and land use ordinances implementing a comprehensive plan that has been adopted and that is consistent with this subchapter. Activities eligible for funding by an implementation assistance grant include, but are not limited to:

- A. Assistance in the development of ordinances;
- B. Retention of technical and legal expertise for permitting activities; and
- C. The updating of local growth management programs or components of the program.

3. Technical assistance. Using its own staff, the staff of other state agencies and the resources of the regional councils, the office shall provide technical assistance to municipalities in the development, administration and enforcement of local growth management programs. The technical assistance component of the program must include a set of model land use ordinances or other implementation strategies developed by the office that are consistent with this subchapter.

4. Regional council assistance. As part of the technical and financial assistance program, the office may develop and administer a program to develop regional education and training programs, regional policies to address state goals and regional assessments. Regional assessments may include, but are not limited to, public infrastructure, inventories of agricultural and commercial forest lands, housing needs, recreation and open space needs, and projections of regional growth and economic development. The program may include guidelines to ensure methodological consistency among the State's regional councils. To implement this program, the office may contract with regional councils to assist the office in reviewing local growth management programs, to develop necessary planning information at a regional level or to provide support for local planning efforts.

5. Coordination. State agencies with regulatory or other authority affecting the goals established in this subchapter shall conduct their respective activities in a manner consistent with the goals established under this subchapter. Without limiting the application of this section to other state agencies, the following agencies shall comply with this section:

- A. Department of Conservation;
- B. Department of Economic and Community Development;
- C. Department of Environmental Protection;

D. Department of Agriculture, Food and Rural Resources;

E. Department of Inland Fisheries and Wildlife;

F. Department of Marine Resources;

G. Department of Transportation;

H. Finance Authority of Maine; and

I. Maine State Housing Authority.

§4347. Review of local programs by office

A municipality that applies for an implementation assistance grant under this article must submit its comprehensive plan and proposed zoning ordinances to the office for review. The office shall review plans and ordinances for consistency with the goals and guidelines established in this subchapter. Any contract for a planning assistance grant or an implementation assistance grant must include specific timetables governing the review of the plan by the office.

1. Review of program. In reviewing a local growth management program, the office shall do the following.

A. The office shall solicit written comments on any proposed comprehensive plan or zoning ordinance from regional councils, state agencies, all municipalities contiguous to the municipality submitting a comprehensive plan or zoning ordinance and any interested residents of the municipality or of contiguous municipalities. The comment period extends for 45 days after the office receives the proposal.

(1) Each state agency reviewing the proposal shall designate a person or persons responsible for coordinating the agency's review of the proposal.

B. The office shall prepare all written comments from all sources in a form to be forwarded to the municipality.

C. The office shall send all written comments on the proposal to the municipality within 60 days after receiving its proposal. The office shall also forward its comments and suggested revisions to any applicable regional council.

D. If warranted, the office shall issue findings specifically describing how the submitted plan or ordinance is not consistent with this subchapter and the recommended measures for remedying the deficiencies. In its findings, the office shall clearly

indicate its position on any point on which there are significant conflicts among the written comments submitted to the office.

2. Updates and amendments. A municipality may submit proposed amendments to a comprehensive plan or zoning ordinances to the office for review in the same manner as provided for the review of new plans and ordinances. After an initial review of the proposed amendments by the office, the municipality shall file a copy of an amendment to a zoning ordinance with the office within 30 days after adopting the amendment.

3. Regional councils. Subject to the availability of funding and pursuant to the conditions of a contract, each regional council shall review and submit written comments on the proposal of any municipality within its planning region. The comments must be submitted to the office and contain an analysis of:

A. How the proposal addresses identified regional needs; and

B. Whether the proposal is consistent with those of other municipalities that may be affected by the proposal.

§4348. Voluntary certification

A municipality may at any time request a certificate of consistency for its local growth management program. Upon a request for review under this section, the office shall review the program and determine whether the program is consistent with the local growth management goals and guidelines established in this subchapter.

1. Solicitation of comments. In conducting a review under this section, the office shall solicit written comments on the proposed local growth management program from regional and state agencies, all municipalities contiguous to the municipality submitting the proposed program and any interested residents of the municipality or contiguous municipalities.

A. Any regional council commenting on a proposed program or program component shall determine whether the proposed program or program component is compatible with those of other municipalities that may be affected by the proposal and with regional needs identified by the regional council.

B. Within 90 days after receiving the municipal request, the office shall issue a certificate of consistency or request revisions to the proposed program. If the same local growth management program or program component has been previously reviewed by the office under this article, denial of certification or requested revisions must be based on written findings prepared by the office at that time.

C. If the office requests revisions to the proposed program, it shall provide the municipality with findings specifically describing the deficiencies in the submitted program and the recommended measures for remedying the deficiencies.

D. The office shall provide ample opportunity for the municipality submitting a local growth management program to respond to and correct any identified deficiencies in the program.

E. As set forth in section 4349, a municipality that receives a certificate of consistency is entitled to receive preference for certain state aid programs over a municipality that has received a planning or implementation assistance grant but has not received certification within 4 years after accepting a grant.

F. The office shall provide an expedited review and certification procedure for those submissions that represent minor amendments to certified local growth management programs.

G. The office's decision on certification constitutes final agency action.

§4349. Eligibility for other state aid, grants and assistance

1. Application. The preference for municipal eligibility for the state aid, grant and assistance programs listed in this section is applicable only to those municipalities that have chosen to accept a planning assistance grant. This section does not apply to any municipality that chooses not to accept a planning assistance grant.

2. Preference. For those municipalities that have received a planning assistance grant from the office, preference must be given to municipalities that have received certification within 4 years after accepting the planning assistance grant. When awarding grants or assistance to municipalities under any of the following programs, state agencies shall consider whether or not a municipality that received a planning assistance grant has had that plan certified by the office under section 4348:

A. Programs that assist in the acquisition of land for conservation, natural resource protection, open space or recreational facilities under Title 5, chapter 353;

B. Community development block grants; and

C. Programs intended to:

(1) Accommodate or encourage additional growth and development;

(2) Improve, expand or construct public facilities;

(3) Acquire land for conservation, recreation or resource protection; or

(4) Assist in planning or managing specific economic and natural resource concerns.

This subsection does not apply to state aid, grants or other assistance for sewage treatment facilities, public health programs or education.

Sec. E-3. Rules. Chapters 201 and 202 of the rules adopted by the former Office of Comprehensive Land Use Planning governing the procedure and criteria used by the former Office of Comprehensive Land Use Planning to review local growth management programs remain in effect and are administered by the Office of Community Development in the Department of Economic and Community Development until amended or repealed by that office pursuant to the Maine Administrative Procedure Act.

Sec. E-4. Unencumbered balances. Any unencumbered grant balances available on June 30, 1992 must carry forward to carry out the granting purposes of this Part.

PART F

Sec. F-1. Appropriation. There are appropriated from the General Fund for the fiscal year ending June 30, 1993, to the departments listed, the following sums for the purpose of distributing the reduction in workers' compensation costs in accordance with Public Law 1991, chapter 591, Part FFF.

1992-93

ADMINISTRATION, DEPARTMENT OF

Buildings and Grounds Operations

All Other (\$5,870)

DEPARTMENT OF ADMINISTRATION TOTAL (5,870)

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Marketing Services - Agriculture

All Other (1,512)

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL (1,512)

CONSERVATION, DEPARTMENT OF

Parks - General Operations

All Other (3,161)

Administrative Services - Conservation

All Other (456)

Forest Fire Control - Division of

All Other (14,440)

Forest Management, Utilization and Marketing

All Other (79)

DEPARTMENT OF CONSERVATION TOTAL (18,136)

CORRECTIONS, DEPARTMENT OF

Probation and Parole

All Other (5,488)

Administration - Corrections

All Other (122)

State Prison

All Other (26,065)

Correctional Center

All Other (6,929)

Central Maine Pre-Release Center

All Other (61)

Downeast Correctional Facility

All Other (125)

Charleston Correctional Facility

All Other (163)

Bangor Pre-Release Center

All Other (67)

Youth Center - Maine

All Other (13,900)

DEPARTMENT OF CORRECTIONS TOTAL (52,920)

**DEFENSE AND VETERANS' SERVICES,
DEPARTMENT OF****Military Training and Operations**

All Other (10,942)

Veterans Services

All Other (1,520)

**DEPARTMENT OF DEFENSE AND
VETERANS' SERVICES
TOTAL**

(12,462)**EDUCATION, DEPARTMENT OF****Finance - Education**

All Other (96)

**Special Education - Exceptional
Children**

All Other (1,241)

**Governor Baxter School for
the Deaf**

All Other (3,472)

Education in Unorganized Territory

All Other (2,006)

**DEPARTMENT OF EDUCATION
TOTAL**

(6,815)**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF****Water Quality Control**

All Other (79)

**Lake Restoration and Protection
Fund**

All Other (479)

**DEPARTMENT OF ENVIRONMENTAL
PROTECTION
TOTAL**

(558)**FINANCE, DEPARTMENT OF****Taxation - Bureau of**

All Other (886)

**Accounts and Control -
Bureau of**

All Other (612)

**Executive Branch Departments
and Independent Agencies -
Statewide**

All Other 250,000

**DEPARTMENT OF FINANCE
TOTAL**

248,502**HUMAN SERVICES, DEPARTMENT OF****Alcoholism and Drug Abuse
Prevention - Human Services**

All Other (1,173)

Medical Care Administration

All Other (1,715)

**Rehabilitation - Vocational
Rehabilitation - Bureau of**

All Other (157)

**Aid to Families with Dependent
Children - Foster Care**

All Other (409)

Administration - Human Services

All Other (251)

Health - Bureau of

All Other (1,496)

**Division of Driver Education
Evaluation Programs**

All Other (241)

**Administration - Regional - Human
Services**

All Other (1,210)

Social Services - Regional

All Other (2,532)

Income Maintenance - Regional

All Other (6,626)

DEPARTMENT OF HUMAN SERVICES
TOTAL _____
(15,810)

INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF

Licensing Services - Inland
Fisheries and Wildlife

All Other (628)

Fisheries and Hatcheries Operations

All Other (2,730)

Enforcement Operations - Inland
Fisheries and Wildlife

All Other (5,836)

DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE
TOTAL _____
(9,194)

MENTAL HEALTH AND MENTAL
RETARDATION, DEPARTMENT OF

Mental Retardation Services -
Community

All Other (2,822)

Augusta Mental Health Institute

All Other (27,161)

Bangor Mental Health Institute

All Other (18,415)

Pineland Center

All Other (50,253)

Elizabeth Levinson Center

All Other (3,912)

Aroostook Residential Center

All Other (548)

DEPARTMENT OF MENTAL HEALTH
AND MENTAL RETARDATION
TOTAL _____
(103,111)

PUBLIC SAFETY, DEPARTMENT OF

Capitol Security - Bureau of

All Other (547)

Criminal Justice Academy
 All Other (304)

State Police
 All Other (15,409)

Liquor Enforcement
 All Other (778)

DEPARTMENT OF PUBLIC SAFETY
TOTAL _____
(17,038)

WORKERS' COMPENSATION
COMMISSION

Workers' Compensation Commission
 All Other (5,076)

WORKERS' COMPENSATION
COMMISSION
TOTAL _____
(5,076)

PART F
TOTAL APPROPRIATIONS _____
\$-0-

PART G

Sec. G-1. Appropriation. There are appropriated from the General Fund for the fiscal year ending June 30, 1993, to the departments listed, the following sums, for the purpose of distributing the reduction in every position that has been vacant since on or before January 1, 1990, in accordance with Public Law 1991, chapter 591, Part NN.

1992-93

AGRICULTURE, FOOD AND RURAL
RESOURCES, DEPARTMENT OF

Public Services - Agriculture
 Positions - Legislative Count (-1.0)
 Personal Services (\$31,867)

Provides for the deappropriation of funds from the elimination of a Dairy Inspector position.

DEPARTMENT OF AGRICULTURE,
FOOD AND RURAL RESOURCES
TOTAL _____
(31,867)

CORRECTIONS, DEPARTMENT OF

Correctional Center

Positions - Legislative Count (-5.0)
Personal Services (135,787)

Provides for the deappropriation of funds from the elimination of 2 Vocational Trades Instructor Mental Health and Mental Retardation positions, one Physician Assistant position and 2 Industrial Shop Supervisor positions.

Probation and Parole

Positions - Legislative Count (-2.0)
Personal Services (52,650)

Provides for the deappropriation of funds from the elimination of 2 Probation Officer positions.

Youth Center - Maine

Positions - Legislative Count (-2.0)
Personal Services (55,648)

Provides for the deappropriation of funds from the elimination of a Vocational Trades Instructor position and a Unit Director, Maine Youth Center position.

DEPARTMENT OF CORRECTIONS
TOTAL (244,085)

EDUCATION, DEPARTMENT OF

Governor Baxter School for the Deaf

Positions - Legislative Count (-2.0)
Positions - Nonlegislative Count (-3.0)
Personal Services (149,192)

Provides for the deappropriation of funds from the elimination of a Clerk Stenographer III position, a Speech and Hearing Consultant position, a Housekeeper II position, a Psychologist III position and a Light Equipment Operator position. The Housekeeper II position was substituted for an Account Clerk II position that was needed for the program.

DEPARTMENT OF EDUCATION
TOTAL (149,192)

HUMAN SERVICES, DEPARTMENT OF

Administration - Income Maintenance

Positions - Legislative Count (-1.0)
Personal Services (42,424)

Provides for the deappropriation of funds from the elimination of one Income Maintenance Unit Supervisor position.

Administration - Social Services

Positions - Legislative Count (-3.0)
Personal Services (129,928)

Provides for the deappropriation of funds from the elimination of 2 Social Services Supervisor positions and one Social Services Program Specialist II position.

Division of Driver Education Evaluation Programs

Positions - Legislative Count (-1.0)
Personal Services (37,078)

Provides for the deappropriation of funds from the elimination of one Rehabilitation Counselor II position.

Health - Bureau of

Positions - Legislative Count (-2.0)
Personal Services (99,503)

Provides for the deappropriation of funds from the elimination of one Planning and Research Associate I position, one Chemist II position and 5 seasonal Sanitarian I positions.

Income Maintenance - Regional

Positions - Legislative Count (-1.0)
Personal Services (25,433)

Provides for the deappropriation of funds from the elimination of one Clerk Typist II position.

Medical Care Administration

Positions - Legislative Count (-3.0)
 Personal Services (90,957)

Provides for the deappropriation of funds from the elimination of one Health Services Consultant position, one Clerk II position and one Clerk Typist III position.

Social Services - Regional

Positions - Legislative Count (-4.0)
 Personal Services (120,669)

Provides for the deappropriation of funds from the elimination of one Human Services Casework Supervisor position and 3 Clerk Typist II positions.

DEPARTMENT OF HUMAN SERVICES TOTAL

(545,992)

LABOR, DEPARTMENT OF

Administration - Bureau of Labor Standards

Positions - Legislative Count (-1.0)
 Personal Services (46,206)

Provides for the deappropriation of funds from the elimination of a Statistical Program Supervisor position.

DEPARTMENT OF LABOR TOTAL

(46,206)

LEGISLATURE

Legislature

Positions - Legislative Count (-3.0)

Provides for the decrease in headcount from the elimination of one Deputy Director position, one Information Services Director position and one Program Director position. Salary savings were removed for these positions in Public Law 1991, chapter 591.

LEGISLATURE TOTAL

-0-

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Augusta Mental Health Institute

Positions - Legislative Count (-3.0)
 Personal Services (92,562)

Provides for the deappropriation of funds from the elimination of a Mental Health Worker II position, a Mental Health Worker IV position and an Occupational Therapy Aide position. The Occupational Therapy Aide position is currently filled.

Bangor Mental Health Institute

Positions - Legislative Count (-5.0)
 Personal Services (253,758)

Provides for the deappropriation of funds from the elimination of a Nurse IV position, a Physician II position, 4 Occupational Therapy Assistant positions, and a Psychologist III position. Funds and headcount for the Nurse IV position and one Occupational Therapy Assistant position were removed in Public Law 1991, chapter 591 for fiscal year 1992-93.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

(346,320)

SECRETARY OF STATE, DEPARTMENT OF THE

Elections and Commissions

Positions - Nonlegislative Count (-.5)
 Personal Services (4,969)

Provides for the deappropriation of funds from the elimination of one seasonal Clerk Typist I position. The position is currently filled.

DEPARTMENT OF THE SECRETARY OF STATE TOTAL

(4,969)

PART G

TOTAL APPROPRIATIONS

(\$1,368,631)

Mental Health Institute and Bangor Mental Health Institute disproportionate share hospital and up-front hospital payments.

PART H

Sec. H-1. 32 MRSA §8109, as enacted by PL 1981, c. 126, §2, is amended to read:

DEPARTMENT OF FINANCE TOTAL

43,524,931

§8109. Renewal of license

Each private investigator's license is valid for a term of ~~one year~~ 2 years and is, unless revoked or suspended, renewable ~~annually~~ biennially.

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

All Other (15,837,609)

Sec. H-2. 32 MRSA §8117, sub-§1, as amended by PL 1983, c. 221, §2, is further amended to read:

Provides for the deappropriation of funds to offset the appropriation for Augusta Mental Health Institute and Bangor Mental Health Institute disproportionate share General Fund match and up-front hospital payments.

1. Amount. The fee for an original biennial license is ~~\$200~~ \$400, of which \$50 must be submitted with the application and ~~\$150~~ \$350 must be submitted upon issuance of the license. The fee for a biennial renewal is ~~\$100~~ \$200, which is refundable upon denial of renewal. The fee for an investigative assistant's license is \$300, of which \$100 must be submitted with the application and \$200 must be submitted upon issuance of the license.

Medical Care - Payments to Providers

All Other 681,560

Provides for the appropriation of funds to meet the projected hospital costs that will exceed the federal reimbursement cap under the Medicaid Health Care Assessment Plan due to the increases in the Bangor Mental Health Institute disproportionate share hospital costs.

PART I

Sec. I-1. Appropriation. There are appropriated from the General Fund for the fiscal years ending June 30, 1992 and June 30, 1993, to the departments listed, the following sums representing adjustments to carry out the provisions of Public Law 1991, chapter 591, Part Q pertaining to the Medicaid Health Care Assessment Plan.

DEPARTMENT OF HUMAN SERVICES TOTAL

(15,156,049)

1991-92 1992-93

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Bangor Mental Health Institute

ADMINISTRATION, DEPARTMENT OF

Buildings and Grounds Operations

All Other (\$200,633)

Provides for the deappropriation of funds to transfer that portion of the Augusta Mental Health Institute fuel costs related to the disproportionate share hospital to Other Special Revenue funds.

Positions - Legislative Count (-95.5) (-100.5)
Personal Services (877,694) (3,802,840)
All Other (111,499) (416,983)
Capital Expenditures (5,701) (31,110)

TOTAL (994,894) (4,250,933)

DEPARTMENT OF ADMINISTRATION TOTAL

(200,633)

Provides for the deappropriation of funds to transfer 3 additional wards from the Program on Aging to the psychiatric portion of the Bangor Mental Health Institute disproportionate share hospital to Other Special Revenue funds including the transfer of 95.5 positions on a list on file at the Bureau of the Budget effective April 1, 1992 and the transfer of an additional 5 positions in fiscal year 1992-93. This action will result in a loss of General

FINANCE, DEPARTMENT OF

Executive Branch Departments and Independent Agencies - Statewide

All Other 43,524,931

Provides funds to offset the deappropriation for Augusta

Fund revenue of \$250,000 in fiscal year 1991-92 and \$1,000,000 in fiscal year 1992-93.

Provides for the deappropriation of funds to transfer that portion of the Augusta Mental Health Institute and the Bangor Mental Health Institute food costs related to the disproportionate share hospital to Other Special Revenue funds.

Food for Institutions - Mental Health and Mental Retardation

All Other (28,376) (112,445)

Provides for the deappropriation of funds to transfer that portion of the Bangor Mental Health Institute food costs related to the addition of 3 wards to disproportionate share hospital to Other Special Revenue funds, effective April 1, 1992.

Fuel for Institutions - Mental Health and Mental Retardation

All Other (186,262)

Provides for the deappropriation of funds to transfer that portion of the Bangor Mental Health Institute fuel costs related to the disproportionate share hospital to Other Special Revenue funds.

Augusta Mental Health Institute

Positions - Legislative Count (-562.5)
 Personal Services (21,913,583)
 All Other (2,291,428)
 Capital Expenditures (118,230)

TOTAL (24,323,241)

Provides for the deappropriation of funds to transfer that portion of the Augusta Mental Health Institute disproportionate share hospital to Other Special Revenue funds based on the detailed plan submitted to the Joint Standing Committee on Appropriations and Financial Affairs in accordance with Public Law 1991, chapter 591, Part Q.

Unemployment Compensation - Mental Health and Mental Retardation

Personal Services (225,389)

Provides for the deappropriation of funds to transfer that portion of the Augusta Mental Health Institute and the Bangor Mental Health Institute unemployment compensation costs related to the disproportionate share hospital to Other Special Revenue funds.

Disproportionate Share Hospital Match

Personal Services 12,739,894
 All Other 2,041,735
 Capital Expenditures 75,934

TOTAL 14,857,563

Provides funds to meet the federal Medicaid match in fiscal year 1992-93 for the 2 state disproportionate share hospitals.

Bangor Mental Health Institute

Positions - Legislative Count (-354.5)
 Personal Services (13,066,750)
 All Other (2,336,335)
 Capital Expenditures (91,608)

TOTAL (15,494,693)

Provides for the deappropriation of funds to transfer that portion of the Bangor Mental Health Institute disproportionate share hospital to Other Special Revenue funds based on the detailed plan submitted to the Joint Standing Committee on Appropriations and Financial Affairs in accordance with Public Law 1991, chapter 591, Part Q.

Fuel for Institutions - Mental Health and Mental Retardation

All Other (3,093) (11,641)

Provides for the deappropriation of funds to transfer that portion of the Bangor Mental Health Institute fuel costs related to the addition of 3 wards to disproportionate share hospital to Other Special Revenue funds effective April 1, 1992.

Food for Institutions - Mental Health and Mental Retardation

All Other (627,519)

Unemployment Compensation - Mental Health and Mental Retardation

Affairs in accordance with Public Law 1991, chapter 591, Part Q.

Personal Services	(5,078)	(22,838)
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Provides for the deappropriation of funds to transfer that portion of the Bangor Mental Health Institute unemployment compensation costs related to the addition of 3 wards to the disproportionate share hospital to Other Special Revenue funds effective April 1, 1992.

Disproportionate Share Hospital Match

Personal Services	331,922	1,455,288
All Other	53,756	205,823
Capital Expenditures	2,144	11,834
TOTAL	387,822	1,672,945

Provides for the appropriation of funds for the State's matching share of the Bangor Mental Health Institute disproportionate share hospital effective April 1, 1992.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

	(643,619)	(28,724,453)
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SECTION I-1 TOTAL APPROPRIATIONS

	(643,619)	(556,204)
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Sec. I-2. Allocations. There are allocated from Other Special Revenue for the fiscal years ending June 30, 1992 and June 30, 1993, to the department listed, the following sums representing adjustments to carry out the provisions of Public Law 1991, chapter 591, Part Q, pertaining to the Medicaid Health Care Assessment Plan.

1991-92	1992-93
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MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Augusta Mental Health Institute

Positions - Other Count	(562.5)
Personal Services	22,055,141
All Other	2,842,905
Capital Expenditures	118,230
TOTAL	25,016,276

Provides funds to transfer that portion of the Augusta Mental Health Institute disproportionate share hospital from the General Fund based on the detailed plan submitted to the Joint Standing Committee on Appropriations and Financial

Bangor Mental Health Institute

Positions - Other Count	(354.5)
Personal Services	13,150,581
All Other	2,799,272
Capital Expenditures	91,608
TOTAL	16,041,461

Provides funds to transfer that portion of the Bangor Mental Health Institute disproportionate share hospital from the General Fund based on the detailed plan submitted to the Joint Standing Committee on Appropriations and Financial Affairs in accordance with Public Law 1991, chapter 591, Part Q.

Bangor Mental Health Institute

Positions - Other Count	(95.5)	(100.5)
Personal Services	882,772	3,825,678
All Other	142,968	541,069
Capital Expenditures	5,701	31,110
TOTAL	1,031,441	4,397,857

Provides funds to transfer an additional 3 wards from the Program on Aging to the psychiatric portion of the Bangor Mental Health Institute disproportionate share hospital from the General Fund including the transfer of 95.5 positions on a list on file at the Bureau of the Budget effective April 1, 1992 and the transfer of an additional 5 positions in fiscal year 1992-93.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL

	1,031,441	45,455,594
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SECTION I-2 TOTAL ALLOCATIONS

	\$1,031,441	\$45,455,594
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PART J

Sec. J-1. Appropriation. There are appropriated from the General Fund for the fiscal year ending June 30, 1993, to the departments listed, the following sums.

1992-93

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Seed Potato Board

Personal Services \$2,198
 All Other (2,198)

Provides for the transfer of funds between Personal Services and All Other to remove a negative appropriation in Personal Services resulting from Public Law 1991, chapter 591.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL -0-

ATTORNEY GENERAL, DEPARTMENT OF THE

Human Services Division

Personal Services (62,031)

Provides for the deappropriation of funds to provide the offsetting entry to remove a negative appropriation in the Department of Human Services, Legal Services - Human Services that was transferred to the Department of the Attorney General by Public Law 1991, chapter 591.

DEPARTMENT OF THE ATTORNEY GENERAL TOTAL (62,031)

CONSERVATION, DEPARTMENT OF

Forest Planning, Evaluation and Research

All Other 972

Provides for the appropriation of funds to remove a negative appropriation resulting from Public Law 1991, chapter 591.

Policy Planning and Information

All Other (972)

Provides for the deappropriation of funds to offset a negative appropriation balance in the Forest Planning, Evaluation and Research program as a result of Public Law 1991, chapter 591.

DEPARTMENT OF CONSERVATION TOTAL -0-

EDUCATION, DEPARTMENT OF

School Volunteer Program

Personal Services 351
 All Other (351)

Provides for the transfer of funds between Personal Services and All Other to remove a negative appropriation in Personal Services resulting from Public Law 1991, chapter 591.

DEPARTMENT OF EDUCATION TOTAL -0-

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Board of Environmental Protection

Personal Services 1,503

Provides for the appropriation of funds to remove a negative appropriation resulting from Public Law 1991, chapter 591. Notwithstanding the Maine Revised Statutes, Title 38, section 341-G, \$1,503 in fiscal year 1992-93 must be transferred from the Department of Environmental Protection, Board of Environmental Protection Fund account to General Fund undedicated revenue by June 30th of that fiscal year.

DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL 1,503

EXECUTIVE DEPARTMENT

Public Advocate

Personal Services 18,583

Provides for the appropriation of funds to remove a negative appropriation resulting from the transfer of this program to the Public Advocate Regulatory Fund account. Notwithstanding

the Maine Revised Statutes, Title 35-A, section 116, subsection 8, \$18,583 in fiscal year 1992-93 must be transferred from the Executive Department, Public Advocate Regulatory Fund account to General Fund undedicated revenue by June 30th of that fiscal year.

Office of Substance Abuse

Personal Services (451)

Provides for the deappropriation of funds to provide the offsetting entry to remove a negative appropriation in the Department of Human Services, Alcoholism and Drug Abuse Prevention - Human Services program that was transferred to the Office of Substance Abuse by Public Law 1991, chapter 601.

Driver Education and Evaluation Program - Substance Abuse

Personal Services (29,673)

Provides for the deappropriation of funds to provide the offsetting entry to remove a negative appropriation in the Department of Human Services, Division of Driver Education Evaluation Programs that was transferred to the Office of Substance Abuse by Public Law 1991, chapter 601.

EXECUTIVE DEPARTMENT TOTAL (11,541)

HUMAN SERVICES, DEPARTMENT OF

Alcoholism and Drug Abuse Prevention - Human Services

Personal Services 451

Provides for the appropriation of funds to remove a negative appropriation resulting from the transfer of this program to the Office of Substance Abuse in Public Law 1991, chapter 601.

Division of Driver Education Evaluation Programs

Personal Services 29,673

Provides for the appropriation of funds to remove a negative appropriation resulting from the transfer of this program to the Office of Substance Abuse in Public Law 1991, chapter 601.

Legal Services - Human Services

Personal Services 62,031

Provides for the appropriation of funds to remove a negative appropriation resulting from the transfer of this program to the Department of the Attorney General in Public Law 1991, chapter 591.

DEPARTMENT OF HUMAN SERVICES TOTAL 92,155

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Administrative Services - Professional and Financial Regulation

Personal Services 5,572

Provides funds to remove a negative appropriation resulting from the transfer of this program to the Other Special Revenue account, Administrative Services, Professional and Financial Regulation. Notwithstanding the Maine Revised Statutes, Title 10, section 8003, subsection 6, \$5,572 in fiscal year 1992-93 must be transferred from the Department of Professional and Financial Regulation, Administration - Professional and Financial Regulation account to General Fund undedicated revenue by June 30th of that fiscal year.

DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION TOTAL 5,572

PUBLIC UTILITIES COMMISSION

Public Utilities - Administrative Division

Personal Services 55,424

Provides for the appropriation of funds to remove a negative appropriation resulting from the transfer of this program to the Public Utilities Commission Regulatory Fund account. Notwithstanding the Maine Revised Statutes, Title 35-A, section 116, subsections 1 to 6, \$55,424 in fiscal year 1992-93 must be transferred from the Public Utilities Commission, Public Utilities Commission Regulatory Fund account to General Fund undedicated revenue by June 30th of that fiscal year.

PUBLIC UTILITIES COMMISSION TOTAL 55,424

SECTION J-1 TOTAL APPROPRIATIONS 81,082

Sec. J-2. Allocation. There are allocated from the Federal Expenditure Fund for the fiscal year ending June 30, 1993, to the departments listed, the following sums.

1992-93

EDUCATION, DEPARTMENT OF

Special Education - Exceptional Children

All Other 7,415

Provides funds to remove a negative allocation resulting from the transfer of this program in Public Law 1991, chapter 591.

DEPARTMENT OF EDUCATION TOTAL 7,415

SECTION J-2 TOTAL ALLOCATIONS 7,415

Sec. J-3. Allocation. There are allocated from Other Special Revenue for the fiscal year ending June 30, 1993, to the departments listed, the following sums.

1992-93

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Administration - Environmental Protection

Personal Services 800
 All Other (38,339)
 Capital Expenditures 75,000
TOTAL 37,461

Provides for the allocation of funds to remove a negative allocation resulting from Public Law 1991, chapter 591.

Land Quality Control

All Other 92

Provides for the allocation of funds to remove a negative allocation resulting from Public Law 1991, chapter 591.

DEPARTMENT OF ENVIRONMENTAL PROTECTION TOTAL 37,553

SECTION J-3 TOTAL ALLOCATIONS 37,553

Sec. J-4. Allocation. There are allocated from Federal Block Grant funds for the fiscal year ending June 30, 1993, to the departments listed, the following sums.

1992-93

HUMAN SERVICES, DEPARTMENT OF

Legal Services - Human Services

Personal Services (8,272)
 All Other 8,272

TOTAL -0-

Provides for the transfer of funds between Personal Services and All Other to remove a negative allocation in All Other resulting from the transfer of this program to the Department of the Attorney General in Public Law 1991, chapter 591.

Administration - Human Services

Personal Services (12,202)
 All Other 12,202

TOTAL -0-

Provides for the transfer of funds between Personal Services and All Other to

remove a negative allocation in All Other resulting from Public Law 1991, chapter 591.

DEPARTMENT OF HUMAN SERVICES
TOTAL -0-

SECTION J-4
TOTAL ALLOCATIONS \$-0-

PART K

Sec. K-1. Basic elementary and secondary per pupil operating rate. The basic elementary per pupil operating rate for fiscal year 1992-93 is \$3,289 and the basic secondary per pupil operating rate for fiscal year 1992-93 is \$4,677. The foundation per pupil operating rate for fiscal year 1992-93 is \$3,680.

Sec. K-2. Basic education allocation. The basic allocation of state and local funds for 1992-93 for the purposes listed is as follows.

	1992-93
Operating Costs	
Elementary and Secondary Operating Costs (adjusted)	\$792,385,746
Less Public Law 81-874 (Federal Impact Funds)	(1,600,000)
Operating Costs Total	790,785,746
Program Costs	
Early Childhood	1,161,060
Special Education (Local)	92,521,100
Special Education (Tuition and Board)	13,878,608
Vocational Education	22,529,636
Transportation Operating Costs	52,700,416
Bus Purchases	4,500,000
Program Costs Total	187,290,820
Debt Service Costs	
Principal and Interest	62,350,000
Approved Leases	5,602,273
Insured Value Factor	1,790,974
Debt Service Costs Total	69,743,247

Combined Allocations	1,047,819,813
Save Harmless	2,670,000
Minimum State Allocation	715,000
TOTAL ALLOCATION SECTION K-2	1,051,204,813

Sec. K-3. Subsidy indexes. Mill rates are established as follows. The operating cost millage is 5.97 mills. The program millage limit is 1.21 mills. The debt service millage limit is 0.48 mills.

Sec. K-4. Appropriation. The appropriation provided for General Purpose Aid for Local Schools for the fiscal year beginning July 1, 1992 and ending June 30, 1993 is calculated as follows.

	1992-93
STATE ALLOCATION	596,979,213
Adjustment to Maintain State Share of Operating Cost Allocation	0
Total Adjusted State Allocation	596,979,213
ADJUSTMENTS AND MISCELLANEOUS COSTS	
Cost of Geographic Isolation Adjustments	250,000
Cost of Quality Incentive Adjustments	0
Medicaid Seed	125,000
Audit Adjustment	(796,794)
Maine Indian Education Offset	(310,374)
Cost of Reimbursement for Private School Services	201,000
Special Education Hardship Grants	0
Special Education Tuition and Board for State Wards and Other Pupils Placed Directly by the State	3,518,052
State Agency Clients	5,954,944
Out-of-district Placements	0
Long-term Drug Treatment Centers	116,019
Total Adjustments	9,057,847
TOTAL RECOMMENDED FUNDING LEVEL	606,037,060

Adjustments due to Revenue	(89,631,179)
Limitations Adjustments to Subsidy	
Estimated Construction Audit Recoveries	(900,000)

TOTAL APPROPRIATIONS FOR FISCAL YEAR 1992-93 \$515,505,881

Sec. K-5. Limit of State's obligation. If the State's continued obligation for any individual program contained in sections 2 and 4 exceeds the level of funding provided for that program, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual program. Any unexpended balances from sections 2 and 4 may not lapse but must be carried forward to be used for the same purpose.

Sec. K-6. Appropriation. Nothing in sections 1 to 5 may be construed to require the State to provide payments that exceed the appropriation of funds for the General Purpose Aid for Local Schools for the fiscal year beginning July 1, 1992 and ending June 30, 1993, as authorized by Public Law 1991, chapter 591, §516,381,768; Public Law 1991, chapter 602, (§1,125,887); and Part B of this Act \$250,000, for a total of \$515,505,881.

PART L

Sec. L-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 12, section 8701, subsection 1, \$65,000 must be transferred from the State Forest Nursery Fund account of the Department of Conservation to General Fund undedicated revenue by June 30, 1993.

PART M

Sec. M-1. 27 MRSA §85-A, sub-§2, as amended by PL 1989, c. 700, Pt. B, §21, is further amended to read:

2. Administration. To administer the office of Museum Director. In exercising the director's administration, the Museum Director shall promulgate operating policies, establish organizational and operational procedures and exercise supervision of museum activities. The Museum Director shall employ, subject to the Civil Service Law and the approval of the Maine State Museum Commission, such assistants as may be necessary to carry out the purposes of this chapter. The Museum Director shall adopt a seal for use in the official business of the museum. The director, with the approval of the commission, may initiate a membership program to benefit the museum;

Sec. M-2. 27 MRSA §85-A, sub-§4, as enacted by PL 1987, c. 465, §2, is amended to read:

4. Acceptance of gifts, bequests, endowments and membership fees. To accept gifts, bequests and endowments and membership fees for purposes consistent with the purposes of this chapter. Any funds, if given as an endowment or trust, shall must be invested by the Treasurer of State according to the laws governing the investment of trust funds. All gifts, bequests and proceeds of endowment funds shall must be used solely to carry out the purposes for which they were made;

Sec. M-3. 27 MRSA §89, sub-§1, as amended by PL 1987, c. 465, §3, is further amended to read:

1. Revolving fund. There is established within the Maine State Museum a revolving fund for the use of the museum to cover acquisition, printing and distribution costs for scientific, historical and educational literature and for services offered by the museum for which a charge is made. Income deposited in this fund from the membership program may be used to offset the costs of the membership program, support member activities and carry out the purposes of section 85-A.

PART N

Sec. N-1. 5 MRSA c. 383, sub-c. III, art. 5-A is enacted to read:

Article 5-A

ECONOMIC OPPORTUNITY

§13090-A. Economic Opportunity Fund

1. Creation. The Economic Opportunity Fund, referred to in this section as the "fund," is created under the jurisdiction and control of the department.

2. Sources of money. The fund consists of the following:

A. All money appropriated or allocated for inclusion in the fund, from whatever source;

B. Subject to any pledge, contract or other obligation, all interest, dividends or other pecuniary gains from investment of money from the fund;

C. Subject to any pledge, contract, fee or other obligation, any money that the department receives in repayment of advances from the fund; and

D. Any other money available to the department and directed by the department to be paid into the fund.

3. Application of fund. Money in the fund may be applied to carry out any power of the department under or in connection with section 13090-B or to pay obligations incurred in connection with the fund. Money in

the fund not needed to meet the obligations of the department as provided in this section may accrue interest and be invested in a manner permitted by law.

4. Allocations from fund. The department may request allocations from the fund as it determines necessary or convenient to carry out this article, including, but not limited to, allocations for grants or loans.

5. Revolving fund. The fund is a nonlapsing, revolving fund. The department shall apply continuously all money in the fund to carry out this article.

§13090-B. Economic Opportunity Program

The Economic Opportunity Program, referred in this section as the "program," is established to provide grants to municipalities for public and private investments to stimulate economic growth.

1. Eligibility for loans. Municipalities may apply to the department for grants under the program. Municipalities shall loan money from those grants to business entities based on the following eligibility criteria.

A. The projects to be financed must:

(1) Pertain to manufacturing, industrial, real estate development, recreational or natural resource enterprises;

(2) Be located or establishing a presence in the State; and

(3) Provide significant public benefit in relation to the amount of the loan, as determined by the department. Public benefits include, but are not limited to: increased opportunities for employment; increased capital flows, particularly of capital from outside the State; increased state and municipal tax revenues; rehabilitation of blighted or underutilized areas; and provision of necessary services.

Loan proceeds may be used for any appropriate commercial purpose, as determined by the department, including working capital.

B. The department must determine that the borrower is a for-profit or nonprofit commercial entity and that it is creditworthy and reasonably likely to repay the loan.

C. The department must determine that the loan is necessary to implement the project because the borrower either has insufficient access to other funds or demonstrates, and the department determines, that the project would not provide the projected public benefits without the availability of the loan.

D. The department must determine that the project would not result in a substantial detriment to existing business in the State. In making this determination, the department shall consider factors it considers necessary to measure and evaluate the effect of the project on existing business, including:

(1) Whether a loan for a project should be approved if, as a result of the project, there would not be sufficient demand within the market area of the State served by the project to employ the efficient capacity of existing business; and

(2) Whether any adverse economic effect of the project on existing business or other municipalities is outweighed by the contribution that the project would make to the economic growth and vitality of the State.

The applicant for the loan has the burden of demonstrating a reasonable likelihood that the project would not result in a substantial detriment to existing business or other municipalities, except in cases in which no interested parties object to the project, in which event the requirements of this paragraph are satisfied. Interested parties must be given an opportunity, with or without a hearing at the discretion of the department, to present their objections to the project on grounds that the project would result in a substantial detriment to existing business or other municipalities. If such a party presents these objections with reasonable specificity and persuasiveness, the department may divulge whatever information concerning the project it considers necessary for a fair presentation by the objecting party and evaluation of such objections. If the department finds that the applicant has failed to meet its burden of proof as specified in this paragraph, the application must be denied.

2. Loan terms and conditions. The department may establish prudent terms and conditions for loans, including limiting the amount of loans for any one project and requiring adequate collateral for the loans. Loan terms may not exceed 20 years for loans primarily secured by real estate, 10 years for loans secured primarily for machinery and equipment and 7 years for other loans. The interest rate charged on each loan must be determined on a case-by-case basis.

3. Rulemaking. The department shall establish rules to implement the program.

Sec. N-2. Capitalization of Economic Opportunity Fund. Notwithstanding the Maine Revised Statutes, Title 5, section 13082, the Economic Opportunity Fund must be capitalized by a transfer of the cash available in the Community Industrial Buildings

Fund on July 1, 1992 and the funds received by the Community Industrial Buildings Fund for repayments of outstanding loans.

PART O

Sec. O-1. Establishment of Standard Oil and Coline Gas Fund. There is established the "Standard Oil and Coline Gas Fund" within the State Planning Office to be used for the implementation of a home energy rating system program. Interest accruing in this fund must be used for the same purposes. Any additional funds received from the Federal Government related to these program purposes must be deposited in this fund and allocated by the Legislature.

PART P

Sec. P-1. 10 MRSA §969-A, sub-§14-A, as enacted by PL 1989, c. 698, §6, is amended to read:

14-A. Receive funds. Receive and accept from any source; allocations, appropriations, loans, grants and contributions of money or other things of value to be held, used or applied to carry out this chapter, subject to the conditions upon which the loans, grants and contributions may be made, including, but not limited to, appropriations, allocations, loans, grants or gifts from any federal agency or governmental subdivision or the State and its agencies. ~~The In fiscal year 1992-93 only, the State Controller shall pay the authority's total state allotment for each fiscal year to the authority on July 1st and December 1st of that year. Effective July 1, 1993, the State Controller shall pay the authority's state allotment on the first day of each quarter to meet the estimated quarterly disbursement requirements of the authority for higher education programs. The authority shall submit a General Fund request for the fiscal year 1993-94 and fiscal year 1994-95 biennium in accordance with Title 5, section 1665 to support the administration of higher education programs;~~

PART Q

Sec. Q-1. 30-A MRSA §5681, sub-§5, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

5. Treasurer of State. An amount equal to 5.1% of the receipts from the taxes imposed under Title 36, Parts 3 and 8, and credited to the General Fund, ~~plus an amount equal to \$237,000 of the receipts from the tax imposed under Title 36, Part 3, shall~~ must be transferred by the Treasurer of State to the Local Government Fund on the first day of each month beginning August 1, 1992.

The Treasurer of State shall distribute the balance in the Local Government Fund on the 20th day of each month.

Sec. Q-2. 36 MRSA §1951-A, sub-§2, as enacted by PL 1991, c. 9, Pt. E, §24, is amended to read:

2. Estimated payment. Every retailer that had a tax liability under this Part in excess of \$250,000 for the preceding calendar year and is required to file a monthly return shall pay over to the State Tax Assessor by the ~~21st~~ 24th day of each month an amount equal to ~~66%~~ 80% of the retailer's liability under this Part for the corresponding month in the prior year or ~~66%~~ 80% of the retailer's liability under this Part for the actual month. Payments made pursuant to this subsection must be credited against tax due with the monthly return. The State Tax Assessor shall prescribe the voucher required to be filed with the payment. If the retailer does not file the required voucher, the amount of the retailer's liability is equal to an amount that is ~~66%~~ 80% of the retailer's liability under this Part for the corresponding month in the prior year.

Sec. Q-3. 36 MRSA §6207, sub-§2, as amended by PL 1989, c. 534, Pt. A, §7, is further amended to read:

2. Income eligibility. Claimants with household incomes in excess of ~~\$60,000~~ \$50,000 are not eligible for a benefit.

Sec. Q-4. Application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 1951-A, subsection 2 applies to estimated tax payments due after July 1, 1992.

Sec. Q-5. Application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 6207, subsection 2 applies to claims filed on or after August 1, 1992.

Sec. Q-6. PL 1991, c. 622, Pt. HH, §2, as repealed and replaced by PL 1991, c. 625, §4, is repealed.

PART R

Sec. R-1. 22 MRSA c. 402, as enacted by PL 1991, c. 591, Pt. Q, §4, is repealed.

Sec. R-2. 22 MRSA §1867 is enacted to read:

§1867. Placement of Medicaid recipients in nursing facilities

The department may not make Medicaid reimbursement for nursing facility services contingent upon the distance between the Medicaid recipient's home and the nursing facility nor upon the distance between the hospital where the Medicaid recipient is a patient and the nursing facility.

Sec. R-3. 22 MRSA §3173-C, sub-§3, ¶C, as enacted by PL 1983, c. 240, is amended to read:

C. Services furnished to any individual who is an inpatient in a hospital, ~~skilled nursing facility, intermediate care facility~~ or other medical institution, if that individual is required, as a condition of receiving services in that institution, to spend for costs of medical care all but a minimal amount of his income required for personal needs;

Sec. R-4. 22 MRSA §3173-C, sub-§6, as enacted by PL 1991, c. 622, Pt. M, §11, is repealed.

Sec. R-5. 22 MRSA §4318, 3rd ¶, as enacted by PL 1991, c. 9, Pt. U, §15, is amended to read:

The department shall enter into an agreement with the Social Security Administration to institute an interim assistance reimbursement for the purpose of the repayment of state and local funds expended for providing assistance to Supplemental Security Income applicants or recipients while the Supplemental Security Income payments are pending or suspended. Written authorization must be given by the recipients ~~and must be voluntary in nature. No applicant or recipient may be denied general assistance if the individual refuses to sign a voluntary interim assistance agreement.~~

Sec. R-6. 36 MRSA §2801-A, sub-§1, as enacted by PL 1991, c. 591, Pt. Q, §8, is amended to read:

1. Initial assessment. For hospital payment years as defined in Title 22, section 382 that end in state fiscal year 1991-92 and thereafter, each hospital ~~as defined in licensed under Title 22, section 1734 chapter 405, excluding state hospitals,~~ must be assessed 6% of the hospital's final gross patient service revenue limit as established by the Maine Health Care Finance Commission.

Sec. R-7. 36 MRSA §2801-A, sub-§8, as enacted by PL 1991, c. 591, Pt. Q, §8, is repealed.

Sec. R-8. PL 1991, c. 622, Pt. M, §§1 to 3 are repealed.

Sec. R-9. Copayments. The department shall achieve savings in fiscal year 1992-93 by designating copayments up to the following amounts per service per day or by reducing reimbursement, or both, to some or all of the following:

- A. Outpatient hospital services, \$3;
- B. Home health services, \$2;
- C. Durable medical equipment services, \$3;
- D. Ambulance services, \$2;
- E. Private duty nursing and personal care service, \$5 per month;

F. Physical therapy services, \$2;

G. Occupational therapy services, \$3;

H. Speech therapy services, \$2;

I. Substance abuse services, \$3;

J. Podiatry services, \$2;

K. Psychologist services, \$2; and

L. Chiropractic services, \$2.

Any copayments adopted pursuant to this section must be nominal in amount with monthly limits or exclusions per service category. Any reduction in reimbursement to providers or imposition of copayments must consider the need to maintain provider participation in the Medicaid program to the extent required by 42 United States Code, Section 1392 (a)(30)(A) or any succession thereto.

The annual Medicaid Report required in the Maine Revised Statutes, Title 22, section 3174-B must include a status report and analysis of the impact of copayments in the Medicaid program.

Sec. R-10. Effective date. Those sections of this Part that repeal the Maine Revised Statutes, Title 22, section 3173-C, subsection 6 and Public Law 1991, chapter 622, Part M, sections 1 to 3 take effect July 1, 1992.

PART S

Sec. S-1. PL 1991, c. 622, Pt. A, §1, under that part designated "DEPARTMENT OF INLAND FISHERIES AND WILDLIFE" in the 2nd part relating to "Resource Management Services - Inland Fisheries and Wildlife" is amended by amending the last sentence to read:

This transfer is considered a "working capital advance" and these funds must be returned to the Department of Inland Fisheries and Wildlife no later than June 30, ~~1993~~ 1994 from available General Fund appropriations to the Department of Conservation in fiscal year 1992-93 or fiscal year 1993-94.

Sec. S-2. PL 1991, c. 622, Pt. S, §§14 and 23 are repealed.

Sec. S-3. Retroactivity. Section 2 of this Part applies retroactively to December 23, 1991.

PART T

Sec. T-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 26, section 61, subsection 1, §127,763 must be transferred from the Department of Labor, Safety Education and Training Fund to General Fund undedicated revenue by June 30, 1993.

PART U

Sec. U-1. 5 MRSA §86, 2nd ¶, as amended by PL 1989, c. 501, Pt. L, §2, is further amended to read:

For a certificate under the seal of the State, \$5 for a short form and \$10 for a special detailed certificate; and for all copies at the rate of 75¢ a page if such copies are prepared by the office of the Secretary of State and at the rate of \$1 a page for proofreading such copies submitted to the office of the Secretary of State for certification. There shall be is no charge for certificates or copies requested by any department of the State. The Secretary of State may also reduce the fee for other governmental bodies.

Sec. U-2. 10 MRSA §1526-A is enacted to read:

§1526-A. Information requests

The Secretary of State shall charge a fee for responding in writing to a request for information on file, \$5.

Sec. U-3. 11 MRSA §9-413 is enacted to read:

§9-413. Powers of the Secretary of State

The Secretary of State has the power and authority necessary to administer this Part and perform the duties imposed. These powers include, without limitation, the power to:

(1) Make rules consistent with this Part;

(2) Prescribe forms for all documents required or permitted to be filed with the Secretary of State and to refuse to file documents not utilizing the prescribed forms to the extent possible; and

(3) Refuse to file any document that is not clearly legible or may not be clearly reproducible photographically.

Sec. U-4. 13 MRSA §901, as amended by PL 1977, c. 592, §1, is further amended to read:

§901. Organization

When 3 or more persons desire to be incorporated for any literary, scientific, musical, charitable, educational, social, agricultural, environmental, moral, religious, civic

or other lawful and similarly benevolent or nonprofit-making nonprofit purpose or for the purpose of fostering, encouraging and assisting the physical location, settlement or resettlement of industrial, manufacturing, fishing, agricultural and other business enterprises and recreational projects in any locality within the State, as a corporation without capital stock, they may do so by preparing and filing a certificate as set forth in section 903. An association of 2 or more municipalities, including a council of government and a regional planning commission, shall must be incorporated by a majority of the municipal officers of each of its charter member municipalities. The formation of local development corporations by a municipality for purposes of carrying out Title 10 5, chapter 102 383, subchapter 3, article 2 relating to community industrial buildings shall must be by a majority of the municipal officers. This section shall does not apply to corporations which must that are required to be organized under Title 13-B or which that elect to be organized under Title 13-B.

Sec. U-5. 13 MRSA §906 is enacted to read:

§906. Information requests

The Secretary of State shall charge a fee for responding in writing to a request for information on file, \$5.

Sec. U-6. 13-A MRSA §402, sub-§2, as amended by PL 1971, c. 439, §1, is amended to read:

2. The incorporator or incorporators may be natural persons; or domestic or foreign corporations, whether or not authorized to do business or carry on activities in this State, or any combination thereof of natural persons or domestic or foreign corporations. If a corporation acts as an incorporator, the articles of incorporation shall must be accompanied by a certificate of an appropriate officer of such that corporation, certifying that the person executing the articles on its behalf is authorized to do so.

Sec. U-7. 13-A MRSA §1302, sub-§1, as amended by PL 1989, c. 501, Pt. L, §26, is further amended to read:

1. ~~Any A corporation required to file deliver an annual report for filing as provided by section 1301 which that fails to deliver its properly completed annual report for filing by the date specified in the provisions of section 1301 to the Secretary of State shall pay to the Secretary of State, in addition to the regular annual report fee, the sum of \$25 for each month, or portion thereof following the month required for delivery, the report is not filed, providing the report is received by the Secretary of State prior to revocation or suspension. In no case may this penalty exceed \$300, regardless of the number of delinquent reports or the period of delinquency. Upon failure to file an the annual report and to pay the annual~~

report fee or the penalty, the Secretary of State, notwithstanding Title 4, chapter 25; and Title 5, chapter 375, shall revoke a foreign corporation's authority to do business in this State and suspend a domestic corporation from doing business. The Secretary of State shall use the procedures set forth in section 1210, relative to revoking the right of foreign corporations to do business in this State, for suspending domestic corporations. A foreign corporation whose authority to do business in this State has been revoked under this subsection ~~and which~~ that wishes to do business again in this State must be authorized as provided in section 1202. A domestic corporation ~~which~~ that has been suspended under this subsection may be reinstated by filing the current annual report, ~~together with the current annual filing fee, and by paying the penalty accrued sum of \$125 for each year the corporation failed to file an annual report.~~

Sec. U-8. 13-A MRSA §1401, sub-§35, as amended by PL 1989, c. 501, Pt. L, §27, is further amended to read:

35. Any other documents not ~~herein~~ specifically provided for in this section, §20; ~~and~~

Sec. U-9. 13-A MRSA §1401, sub-§36, as enacted by PL 1989, c. 501, Pt. L, §27, is amended to read:

36. Report of name search as provided by section 301, subsection 6, §10; ~~and~~

Sec. U-10. 13-A MRSA §1401, sub-§§37 and 38 is enacted to read:

37. Preclearance of any document for filing, §100.

38. Written response to a request for information on file, §5.

Sec. U-11. 13-B MRSA §102, sub-§5-A, as enacted by PL 1991, c. 465, §26, is repealed.

Sec. U-12. 13-B MRSA §305, sub-§3, as enacted by PL 1977, c. 525, §13, is amended to read:

3. Agent's change of name or address. If a registered agent changes ~~his or its business address name or registered office from the registered office that appearing on the record in the office of the Secretary of State, he or it may change such address and the address of the registered office of any corporations of which he or it is registered agent by filing a statement the registered agent shall file a statement of the change for all corporations affected as required above by subsection 1~~ except that ~~it~~ the statement need be signed only by the registered agent and need not be responsive to subsection 1, paragraph E or G; and ~~shall~~ **must** recite that a copy of the statement has been mailed to each such corporation.

Sec. U-13. 13-B MRSA §401, sub-§1, as enacted by PL 1977, c. 525, §13, is amended to read:

1. Incorporate. One or more persons ~~may incorporate a corporation by executing and filing acting as incorporators shall execute and file~~, in accordance with sections 403 and 404, articles of incorporations for ~~such~~ a corporation.

Sec. U-14. 13-B MRSA §401, sub-§3 is enacted to read:

3. Incorporators. The incorporator or incorporators may be natural persons or domestic or foreign corporations, whether or not authorized to do business or carry on activities in this State, or any combination of natural persons or domestic or foreign corporations. If a corporation acts as an incorporator, the articles of incorporation must be accompanied by a certificate of an appropriate officer of that corporation, certifying that the person executing the articles on its behalf is authorized to do so.

Sec. U-15. 13-B MRSA c. 13, first 3 lines are repealed and the following enacted in their place:

CHAPTER 13

ANNUAL REPORTS; POWERS OF SECRETARY OF STATE; EXCUSE; MISCELLANEOUS

Sec. U-16. 13-B MRSA §1301, as amended by PL 1991, c. 465, §30, is further amended to read:

§1301. Annual report of domestic and foreign corporations; excuse

1. Annual report. Each domestic corporation, unless excused as provided in subsection 5, ~~or condominium corporation required to file annual reports under section 1301-A~~; and each foreign corporation authorized to carry on activities in this State shall deliver for filing, within the time prescribed by this Act, ~~a biennial~~ an annual report to the Secretary of State setting forth:

A. The name of the corporation and the jurisdiction of its incorporation;

B. The address of the registered office of the corporation in this State and the name of its agent for service of process if a domestic corporation, or its registered agent if a foreign corporation; in this State at such address, including the street or rural route number, town or city, and state; and, ~~in the case of~~ if a foreign corporation, the address of its registered or principal office in its jurisdiction of incorporation; and

C. The names and business or residence addresses of the president, the treasurer, the registered agent and the secretary or clerk of the corporation, including the street or rural route number, town or city, and state.

2. Information contained in annual report. The information contained in the biennial report shall be given as of the close of business on the last day of the 2nd calendar year of the biennium for which the report is filed, including, where applicable, the calendar year in which the corporation is organized. If, between such date and the date of execution of the report, any material change has occurred with respect to any fact required to be set forth in the report, such change shall also be stated. The Secretary of State shall specify by rule the period of time to which the annual report applies as provided in subsection 4. The information contained in the annual report must be current as of the date the report is signed.

3. Execution. The biennial annual report shall must be executed as provided by section 104, except that signing by any one of the president, a vice-president, the secretary, the treasurer, an assistant secretary or any other duly authorized individual, without a 2nd signature, shall be is deemed valid under section 104, subsection 1, paragraph B, subparagraph (2).

4. Filing. Subject to rules adopted under section 1302-A, subsection 4, the biennial annual report shall must be delivered for filing between the first day of January and the first day of June of the year next succeeding the 2nd calendar year of the biennium for which the report is to be made to the Secretary of State or a designee. The annual reports may be delivered to the Secretary of State on a staggered basis as defined by the Secretary of State by rule in accordance with the Maine Administrative Procedure Act. The report must apply to the 12-month period specified by the Secretary of State. Proof to the satisfaction of the Secretary of State that the report was deposited in the United States mail in a sealed envelope, properly addressed, with postage prepaid, prior to the date that penalties become effective for late delivery of annual reports, as established by the Secretary of State by rule, is considered compliance with this subsection. One copy of the report, together with the filing fee required by this Act, shall must be delivered for filing to the Secretary of State, who shall file the report if he the Secretary of State finds that it conforms to the requirements of this Act. If the Secretary of State finds that the report does not conform, the Secretary of State shall promptly mail or otherwise return the report to the corporation for any necessary corrections, in which event the penalties prescribed by this Act for failure to file the report within the time provided in this section do not apply if the report is corrected to conform to the requirements of this Act and returned to the Secretary of State within 30 days from the date on which it was so mailed or otherwise returned to the corporation by the Secretary of State.

The Secretary of State shall promulgate rules and regulations to provide that approximately 1/2 of the biennial reports shall be filed in each calendar year.

5. Certificate of fact. The Secretary of State, upon application by any a corporation and satisfactory proof that it has ceased to carry on activities, shall file a certificate of the fact and shall give a duplicate certificate to the corporation. Thereupon, such The corporation shall be is then excused from filing biennial annual reports with the Secretary of State so as long as the corporation, in fact, carries on no activities.

6. Vote to carry on activities. The members entitled to vote or, if none, the directors of a corporation which that has been excused pursuant to subsection 5 may vote to resume carrying on activities at a meeting duly called and held for such that purpose. A certificate, executed and filed, as provided in sections 104 and 106, setting forth that a members' or directors' meeting was held, the date and location of the meeting and that a majority of the members or directors voted to resume carrying on activities, shall authorize such authorizes that corporation to carry on activities; and after such that certificate is filed, it shall be the corporation is required to file biennial annual reports.

Sec. U-17. 13-B MRSA §1301-A, as amended by PL 1991, c. 465, §31, is repealed.

Sec. U-18. 13-B MRSA §1301-B, as enacted by PL 1989, c. 875, Pt. E, §12, is repealed.

Sec. U-19. 13-B MRSA §1302, as amended by PL 1977, c. 694, §290, is further amended to read:

§1302. Failure to file annual report; incorrect report; penalties

1. Failure to file annual report. Any corporation which that is required to deliver a biennial an annual report for filing, as provided by section 1301, and which fails to deliver its properly completed biennial annual report to the Secretary of State, shall pay, after January 1, 1981, the sum of \$10 for each failure to so file on time. Upon failure to file a biennial the annual report and to pay the annual report fee or the penalty, the Secretary of State, notwithstanding Title 4, Chapter chapter 25; and Title 5, Chapter chapter 375, shall, after January 1, 1981, revoke a foreign corporation's authority to carry on activities in this State and suspend a domestic corporation from carrying on activities. He The Secretary of State shall use the procedures set forth in section 1210, relative to revoking the right of foreign corporations to carry on activities in this State, for suspending domestic corporations. A foreign corporation whose authority to carry on activities in this State has been revoked under this subsection and which that wishes to carry on activities again in this State must be authorized as provided in section 1202. A domestic corporation which that has been suspended under this subsection may be reinstated by filing the current biennial annual report and by paying the penalty for the current biennium and for each biennium that it has failed to file a biennial report accrued.

2. Nonconformity. If the Secretary of State finds that ~~any biennial~~ an annual report delivered for filing does not conform with the requirements of section 1301, ~~he~~ the Secretary of State may return the report for correction.

3. Time limit specified. If the ~~biennial~~ annual report of a corporation is not received by the Secretary of State within the time specified in section 1301, the corporation ~~shall be~~ is excused from the liability provided in this section and from any other penalty for failure to timely file the report if it establishes, to the satisfaction of the Secretary of State, that its failure to file was the result of excusable neglect and it furnishes the Secretary of State with a copy of ~~such~~ that report within 30 days after it learns of the nondelivery of the original report.

Sec. U-20. 13-B MRSA §1302-A, sub-§4, as amended by PL 1989, c. 875, Pt. E, §13, is further amended to read:

4. Report dates. The power, through the rule-making process, to provide alternative dates for filing annual ~~or biennial~~ reports and for determining the dates covered by those reports.

Sec. U-21. 13-B MRSA §1401, sub-§30, as amended by PL 1989, c. 875, Pt. E, §15, is further amended to read:

30. Report of name search. Report of name search as provided by section 301, subsection 5, §10; ~~and~~

Sec. U-22. 13-B MRSA §1401, sub-§31, as enacted by PL 1989, c. 875, Pt. E, §16, is amended to read:

31. Annual report. Annual report of a ~~condominium~~ domestic or foreign corporation as provided by section ~~1301-A~~ 1301, ~~§45~~ §20;

Sec. U-23. 13-B MRSA §1401, sub-§§32 and 33 are enacted to read:

32. Document preclearance. Preclearance of any document for filing, §100; and

33. Information request. Written response to a request for information on file, §5.

Sec. U-24. 21-A MRSA §606, sub-§§1 and 2, as enacted by PL 1985, c. 161, §6, are amended to read:

1. Number of ballots furnished. The Secretary of State shall furnish each voting place with at least 75 ballots for every 50 votes cast at that voting place at the last election of that type. If the clerk believes that extra ballots will be needed, ~~he~~ the clerk must request them from the Secretary of State a reasonable time before the election. The Secretary of State ~~shall~~ may send the requested

number to the clerk and may furnish as many additional ballots as ~~he~~ the Secretary of State believes necessary.

2. How packaged. The ballots must be packed in sealed, marked packages in ~~standard~~ units as determined by the Secretary of State. The other election materials must be separately packed in a sealed package or packages or box or boxes and sent to the clerk of each municipality. Each package or box must be labeled on the outside with the number of each kind of material enclosed and the name of the voting place for which ~~they~~ are it is intended.

Sec. U-25. 31 MRSA §408, sub-§1, ¶A, as enacted by PL 1991, c. 552, §2 and affected by §4, is amended to read:

A. Shall suspend a domestic limited partnership when:

(1) The limited partnership ~~has failed~~ fails to deliver its annual report for filing within the time specified by this chapter or fails to pay any fees or penalties as prescribed by this chapter when they become due and payable;

(2) The limited partnership fails to appoint or name a registered agent in this State;

(3) The limited partnership, after change of its registered office or registered agent, fails to file with the Secretary of State a notification of such a change; or

(4) A misrepresentation has been made of a material fact in any application, report, affidavit or other document required by this chapter; or

Sec. U-26. 31 MRSA §413, sub-§§5 and 6, as enacted by PL 1991, c. 552, §2 and affected by §4, are amended to read:

5. Deceptively similar. Set forth criteria to define the term "deceptively similar"; ~~and~~

6. Effective dates of filings. Unless specifically stated in this chapter, set forth the effective dates of filings required by this chapter; and

Sec. U-27. 31 MRSA §413, sub-§7 is enacted to read:

7. Annual report filing date. Provide alternative dates for filing annual reports and for determining the dates covered by those reports.

Sec. U-28. 31 MRSA §498, sub-§2, ¶A, as enacted by PL 1991, c. 552, §2 and affected by §4, is amended to read:

A. Notwithstanding Title 4, chapter 25 and Title 5, chapter 375, the authority of a foreign limited partnership to do business in this State may be revoked by the Secretary of State as provided in paragraphs C and D when:

(1) The foreign limited partnership fails to deliver its annual report for filing within the time specified by this chapter or fails to pay any fees or penalties as prescribed by this subchapter chapter when they become due and payable;

(2) The foreign limited partnership fails to appoint and maintain a registered agent in this State as required by section 494;

(3) The foreign limited partnership fails, after change of its registered office or registered agent, to file with the Secretary of State a statement of the change required by section 494;

(4) The foreign limited partnership has failed to file with the Secretary of State an amended application for authority required by section 495; or

(5) A misrepresentation of a material fact is made in any application, report, affidavit or other document required by this subchapter chapter.

Sec. U-29. 31 MRSA §526, sub-§6, as enacted by PL 1991, c. 552, §2 and affected by §4, is amended to read:

6. Penalty. As Except as provided in section 530, as a penalty prior to being reinstated as a domestic limited partnership under section 408, a fee of \$100;

Sec. U-30. 31 MRSA §526, sub-§§13 and 14, as enacted by PL 1991, c. 552, §2 and affected by §4, are amended to read:

13. Preclearance of document. For preclearance of any document for filing, a fee in the amount of \$100; and

14. All other filings. For receiving and filing any certificate, affidavit, agreement or any other paper provided for by this chapter, for which no different fee is specifically prescribed, a fee in the amount of \$20.;

Sec. U-31. 31 MRSA §526, sub-§§15 and 16 are enacted to read:

15. Annual report. For filing an annual report under section 529, a fee of \$60; and

16. Information request. For written response to a request for information on file, \$5.

Sec. U-32. 31 MRSA §529 is enacted to read:

§529. Annual report of domestic and foreign limited partnerships

1. Annual report. Each domestic limited partnership and each foreign limited partnership authorized to do business in this State shall file, within the time prescribed by this chapter, an annual report setting forth:

A. The name of the limited partnership;

B. The name of its registered agent and the address of its registered office in this State, including the street or rural route number, town or city and state, and, in the case of a foreign limited partnership, the address of its registered or principal office in its jurisdiction of organization;

C. A brief statement of the character of the business in which the limited partnership is actually engaged in this State, if any; and

D. The name and business or residence address of each general partner, including the street or rural route number, town or city and state.

2. Reporting period. The Secretary of State shall specify by rule the period of time to which the annual report applies as provided in subsection 3. The information contained in the annual report must be current as of the date the report is signed.

3. Execution. The annual report must be executed and signed by a general partner or any other duly authorized individual. Subject to rules adopted under section 413, the report must be delivered to the Secretary of State or a designee for filing. The annual reports may be delivered to the Secretary of State on a staggered basis as defined by the Secretary of State by rule in accordance with the Maine Administrative Procedure Act. The report must apply to the 12-month period specified by the Secretary of State. Proof to the satisfaction of the Secretary of State that, prior to the date that penalties become effective for late delivery of annual reports as established by the Secretary of State by rule, the report was deposited in the United States mail in a sealed envelope, properly addressed, with postage prepaid, is deemed a compliance with this requirement. One copy of the report, together with the filing fee required by this chapter, must be delivered for filing to the Secretary of State who shall file the report, if the Secretary of State finds that it conforms to the requirements of this chapter. If the Secretary of State finds that it does not so conform, the Secretary of State shall promptly mail or otherwise return the report to the limited partnership for any necessary corrections. The penalties prescribed by this chap-

ter for failure to file the report within the time provided in this section do not apply if the report is corrected to conform to the requirements of this chapter and returned to the Secretary of State within 30 days from the date on which it was so mailed or otherwise returned to the limited partnership by the Secretary of State.

Sec. U-33. 31 MRSA §530 is enacted to read:

§530. Failure to file annual report; incorrect report; penalties

1. Failure to file annual report. A limited partnership required to deliver an annual report for filing as provided by section 529 that fails to deliver its properly completed annual report to the Secretary of State shall pay, in addition to the regular annual report fee, the sum of \$25, providing the report is received by the Secretary of State prior to revocation or suspension of the limited partnership. Upon failure to file the annual report and to pay the annual report fee or the penalty, the Secretary of State, notwithstanding Title 4, chapter 25 and Title 5, chapter 375, shall revoke a foreign limited partnership's authority to do business in this State and suspend a domestic limited partnership from doing business. The Secretary of State shall use the procedures set forth in section 498, subsection 2, relative to revoking the right of foreign limited partnerships to do business in this State, for suspending domestic limited partnerships. A foreign limited partnership whose authority to do business in this State has been revoked under this subsection that wishes to do business again in this State must be authorized as provided in section 492. A domestic limited partnership that has been suspended under this subsection may be reinstated by filing the current annual report together with the current annual filing fee and by paying the sum of \$125 for each year the limited partnership failed to file an annual report.

2. Nonconformity. If the Secretary of State finds that any annual report delivered for filing does not conform with the requirements of section 529, the report must be returned for correction.

3. Suspension. A limited partnership while suspended may not engage in business.

4. Time limit specified. If the annual report of a limited partnership is not delivered for filing within the time specified in section 529, the limited partnership is excused from the liability provided in this section and from any other penalty for failure to file timely the report, if it establishes, to the satisfaction of the Secretary of State, that failure to file was the result of excusable neglect and it furnishes the Secretary of State with a copy of the report within 30 days after learning that the Secretary of State failed to receive the original report.

Sec. U-34. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 5, section 95, subsec-

tion 5, \$6,000 of the Other Special Revenue Fund Account within the Administration - Archives program in the Department of the Secretary of State must be transferred as undedicated revenue to the General Fund no later than June 30, 1993.

Sec. U-35. Motor vehicle computer system.

Notwithstanding any other provision of law, for fiscal year 1992-93 only, the General Fund account within the Office of the Secretary of State program in the Department of the Secretary of State may bill the Highway Fund account within the Administration - Motor Vehicles program in the Department of the Secretary of State for Highway Fund activities associated with the adjustment of the motor vehicle computer system to accommodate the discontinuation of IBM maintenance support of the existing 20-year-old hardware platform used on the effective date of this Act by the Division of Motor Vehicles branch offices. These funds must be credited as General Fund undedicated revenue not to exceed \$46,763.

PART V

Sec. V-1. Merit increases. Notwithstanding the Maine Revised Statutes, Title 26, section 979-D and any other provisions of law, any merit increase, regardless of funding source, scheduled to be awarded between July 1, 1992 and June 30, 1993 to any person employed by the State, including probationary employees, employees of the Legislature, Judicial Department and independent agencies and employees of the University of Maine System, the Maine Technical College System and Maine Maritime Academy, may not be awarded, authorized or implemented. Any savings realized by the University of Maine System, the Maine Technical College System and Maine Maritime Academy must be used to offset any proposed or implemented tuition increases.

Sec. V-2. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer is authorized to calculate the amount of savings realized by the application of section 3 of this Part that applies against each General Fund account. The State Budget Officer shall cause the calculated amount to be transferred from each General Fund account and forward a report on the distribution to the Joint Standing Committee on Appropriations and Financial Affairs.

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

1992-93

FINANCE, DEPARTMENT OF

Departments and Independent Agencies - Statewide

Personal Services (\$3,170,000)

Provides for the deappropriation of funds from suspending the granting or implementing of merit increases from July 1, 1992 to June 30, 1993.

Sec. V-4. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Independent Agencies - Statewide

Personal Services (\$1,100,000)

Provides for the deallocation of funds from suspending the granting or implementing of merit increases from July 1, 1992 to June 30, 1993.

Sec. V-5. Nonseverability. Notwithstanding the Maine Revised Statutes, Title 1, section 71, if any provision of this Part is finally determined by a court of competent jurisdiction to be invalid or to impermissibly infringe on rights secured by contract or law, this Part is invalid and without effect.

PART W

Sec. W-1. Transfer of funds. The Maine State Retirement System shall transfer \$3,000,000 from the surplus in the State Retiree Health Insurance Fund and State Retired Teachers' Health Fund to the Retirement Allowance Fund. The Director of the Maine State Retirement System shall notify the State Controller of the transfer by July 1, 1993. The State Controller shall reduce the payments to the Maine State Retirement System in July 1993 by the same \$3,000,000, which must be transferred by the State Controller to the Blue Cross and Blue Shield Withholding Fund on or before July 31, 1993. The June 1993 payment to Blue Cross and Blue Shield of Maine or the insurance carrier of record as of that date must be reduced by \$3,000,000, which must be transferred by the State Controller from the Blue Cross and Blue Shield Withholding Fund to the General Fund on or before June 30, 1993. The July 1993 payment to Blue Cross and Blue Shield of Maine must be increased by \$3,000,000.

PART X

Sec. X-1. 4 MRSA §4, sub-§2-A, as amended by PL 1989, c. 878, Pt. D, §§14 and 15 is further amended to read:

2-A. Cost-of-living adjustment. Effective July 1, 1991, and every July 1st thereafter except July 1, 1992, the State Court Administrators shall adjust the salaries of the State's associate justices and associate judges by any percentage change in the Consumer Price Index from January 1st to December 31st of the previous year, but only to a maximum increase of 4%. The State Court Administrator shall determine the cost of these adjustments; notify the State Budget Officer and the Director of the Office of Fiscal and Program Review of these costs; and include them in the Judicial Department's budget requests, as necessary. For purposes of this subsection, "Consumer Price Index" means the Consumer Price Index for Urban Wage Earners and Clerical Workers: United States City Average, All items, 1967=100, as compiled by the United States Department of Labor, Bureau of Labor Statistics or, if the index is revised or superseded, the Consumer Price Index ~~shall be~~ is the index represented by the Bureau of Labor Statistics as reflecting most accurately changes in the purchasing power of the dollar by consumers. A cost-of-living adjustment may not be made for fiscal year 1992-93.

Sec. X-2. 4 MRSA §173, sub-§4, as amended by PL 1989, c. 722, §3, is further amended to read:

4. Distribution of fees and fines. All law enforcement officers appearing for a scheduled trial in District Court at times other than their regular working hours, at the order of a prosecuting official and whether or not they are called upon to give testimony, ~~shall~~ must be compensated out of the General Fund on an hourly basis equal to that established by the State for their range and step level at the rate of \$10 for each day or part of a day that the officer is required to be physically present.

The court officer required to be present at an arraignment may be an officer other than the arresting officer, provided that the municipality has designated the officer to handle the arraignment caseload of that municipality. In addition, one or more municipalities may designate either a municipal law enforcement officer or a county law enforcement officer to represent the municipalities at arraignments on a rotating schedule.

The court shall pay any municipality a flat fee of ~~\$20~~ \$10 for each day or part ~~thereof~~ of a day that a municipal law enforcement officer, designated by the municipality as its court officer, is required to be physically present in a District Court in order to adequately handle ~~such that~~ such municipality's caseload. In addition, the court shall pay any municipality a flat fee of ~~\$20~~ \$10 per day for every day or part ~~thereof~~ of a day, but no more than ~~\$20~~ \$10 for any one day, ~~such~~ the municipality loses the services of one or more law enforcement officers because the officer or officers are performing some act authorized or required by a Maine Rule of Criminal Procedure or ~~is a witness~~ are witnesses in a criminal or traffic infraction case within the jurisdiction of the District Court. A municipality ~~shall be~~ is deemed to have lost the services of a law enforcement officer when the officer, who normally

performs duties of patrolling or maintaining order, is physically unable to perform those duties of patrolling and maintaining order for the municipality.

The sheriffs of the several counties shall designate and furnish deputy sheriffs to serve as bailiffs in each division of the District Court within their counties, if so requested by the Chief Judge. A deputy sheriff designated as bailiff must be approved by the resident judge and may not serve as a court officer for any law enforcement agency.

Compensation for reasonable and necessary expenses, as agreed to by the parties, ~~shall~~ must be paid by the District Court.

In those municipalities where a police officer has been furnished ~~heretofore~~ to serve as a bailiff, the Chief Judge may continue to authorize the use of a police officer as a bailiff and the municipality ~~shall~~ must be compensated ~~therefor~~ by the District Court. A person now appointed to serve as bailiff may not serve as court officer for a municipal police department, as provided in this subsection.

PART Y

Sec. Y-1. 2 MRSA §6, sub-§1, as amended by PL 1989, c. 700, Pt. A, §8, is further amended to read:

1. Range 91. The salaries of the following state officials and employees ~~shall be~~ are within salary range 91:

Commissioner of Transportation;

Commissioner of Conservation;

~~Commissioner of Finance;~~

~~Commissioner of Administration;~~

Commissioner of Administrative and Financial Services;

Commissioner of Education;

Commissioner of Environmental Protection;

Commissioner of Human Services;

Commissioner of Mental Health and Mental Retardation;

Commissioner of Public Safety;

Commissioner of Professional and Financial Regulation;

Commissioner of Labor;

Commissioner of Agriculture, Food and Rural Resources;

Commissioner of Inland Fisheries and Wildlife;

Commissioner of Marine Resources;

Commissioner of Corrections; and

Commissioner of Economic and Community Development.

Sec. Y-2. 2 MRSA §6, sub-§2, as repealed and replaced by PL 1989, c. 878, Pt. A, §3, is amended to read:

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

Superintendent of Banking;

Bureau of Consumer Credit Protection Superintendent;

State Tax Assessor;

Superintendent of Insurance;

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

Associate Commissioner of Administration, Department of Mental Health and Mental Retardation;

Associate Commissioner for Institutional Management; ~~and~~

Executive Director, Maine Waste Management Agency; ~~and~~

Deputy Commissioner, Department of Administrative and Financial Services.

Sec. Y-3. 2 MRSA §6, sub-§3, as repealed and replaced by PL 1989, c. 878, Pt. A, §4, is amended to read:

3. Range 89. The salaries of the following state officials and employees ~~shall be~~ are within salary range 89:

~~Director of Public Improvements;~~

Director, Bureau of General Services;

Director, Bureau of Alcoholic Beverages and Lottery Operations;

State Budget Officer;

State Controller;
 Director of the Bureau of Forestry;
 Chief of the State Police;
 Director, State Planning Office;
 Director, Energy Resources Office;
 Public Advocate;
 Commissioner of Defense and Veterans' Services;
 Director of Human Resources;
 Director, Bureau of Mental Retardation;
 Director, Bureau of Children with Special Needs;
~~and~~
 Director, Bureau of Mental Health; and
Director, Bureau of Information Services.

Sec. Y-4. 2 MRSA §6, sub-§4, as repealed and replaced by PL 1991, c. 591, Pt. E, §1, is amended to read:

4. Range 88. The salaries of the following state officials and employees are within salary range 88:

~~State Purchasing Agent;~~
 Director of the Bureau of Parks and Recreation;
~~State Director of Alcoholic Beverages;~~
 Director of Public Lands;
 Director of Employee Relations;
 Director, Bureau of Air Quality Control;
 Director, Bureau of Land Quality Control;
 Director, Bureau of Water Quality Control;
 Director, Bureau of Oil and Hazardous Materials Control;
 Director, Bureau of Administration;
 Director, Office of Planning;
 Director, Office of Waste Reduction and Recycling;
 Director, Office of Siting and Disposal Operations;
 and

Executive Director, Board of Environmental Protection.

Sec. Y-5. 2 MRSA §6, sub-§5, as amended by PL 1989, c. 612, is further amended to read:

5. Range 86. The salaries of the following state officials and employees ~~shall be~~ are within salary range 86:

Director of Labor Standards;
 Deputy Chief of the State Police;
~~Director of State Lotteries;~~
 State Archivist;
 Director of Maine Geological Survey;
 Executive Director, Maine Land Use Regulation Commission;
~~Director of the Risk Management Division;~~
~~Chairman~~ Chair, Maine Unemployment Insurance Commission;
~~Director of the Bureau of State Employee Health;~~
 Child Welfare Services Ombudsman;
 Director of the Bureau of Intergovernmental Drug Enforcement;
 Deputy Director, Operations, Retirement System;
 Deputy Director, Investments, Retirement System;
 Deputy Director, Administrative and Legal Affairs, Retirement System; and
 Executive Director, Maine Science and Technology Commission.

Sec. Y-6. 3 MRSA §551, as amended by PL 1985, c. 785, Pt. A, §4, is further amended to read:

§551. Analysis of proposed bond issues

The Commissioner of ~~Finance~~ Administrative and Financial Services, together with the Treasurer of State, shall advise the Legislature and the Governor in a timely manner and in written form as to the effect on the ~~state's~~ State's bonded debt of any bond issue or issues proposed. Specifically, the analysis provided ~~shall~~ must indicate the relationship of the issue or issues proposed to the limit on the aggregate level of outstanding state debt established by this chapter and to the future debt service requirements on the State. The analysis ~~shall~~ must be

comprehensive in nature and shall include consideration of the outstanding debt, bonds authorized but unissued, and proposed issues enacted by the Legislature and awaiting ratification or rejection by the electors.

Sec. Y-7. 5 MRSA §17, as amended by PL 1985, c, 785, Pt. A, §5, is further amended to read:

§17. Payroll deduction for Maine Warden Service Relief Association

The Commissioner of ~~Finance~~ Administrative and Financial Services is authorized to permit payroll deductions from the salaries of state employees for membership dues for the Maine Warden Service Relief Association and to transmit the funds so collected to the Maine Warden Service Relief Association under the appropriate departmental ~~regulations~~ rules concerning payroll deductions.

Sec. Y-8. 5 MRSA §20-A, first ¶, as enacted by PL 1985, c. 737, Pt. A, §15, is amended to read:

No employee of this State may take state property for personal use or for the use of others off the premises of the State. Within 3 months of leaving office or employment with the State, an employee of this State, in accordance with rules adopted by the Commissioner of ~~Finance and Administration~~ Administrative and Financial Services and this chapter, may purchase, at fair market value, state property that was assigned to the employee or state property of which the employee was the principal user at the time of ~~his~~ that employee's employment. The commissioner, by rule, shall determine state property that may be offered for sale under this chapter. No state property may be offered for sale under this chapter until the commissioner determines that the property is eligible for sale and that no state agency has any need of or use for the property. Nothing in this section may be interpreted to prohibit an employee of this State or any other person from purchasing state property at fair market value in accordance with this chapter, as a gift to an employee of this State upon ~~his~~ that employee's retirement or leaving office.

Sec. Y-9. 5 MRSA §135, first ¶, as amended by PL 1991, c. 622, Pt. K, §1 and affected by §2, is further amended to read:

The Treasurer of State may deposit the money, including trust funds of the State, in any of the banking institutions or trust companies or state or federal savings and loan associations or mutual savings banks organized under the laws of this State or in any national bank or banks or state or federal savings and loan associations located in the State, except as provided in chapter 161. When there is excess money in the State Treasury that is not needed to meet current obligations, the Treasurer of State may invest, with the concurrence of the State Controller or the Commissioner of ~~Finance~~ Administrative

and Financial Services and with the consent of the Governor, those amounts in bonds, notes, certificates of indebtedness or other obligations of the United States that mature not more than 24 months from the date of investment or in repurchase agreements secured by obligations of the United States that mature within the succeeding 24 months, prime commercial paper, tax-exempt obligations or banker's acceptances. The Treasurer of State may participate in the securities loan market by loaning state-owned bonds, notes or certificates of indebtedness of the Federal Government, provided that the loans are fully collateralized by treasury bills or cash. The Treasurer of State shall seek competitive bids for investments except when, after a reasonable investigation, it appears that an investment of the desired maturity is procurable by the State from only one source. Interest earned on those investments of money must be credited to the respective funds, except that interest earned on investments of special revenue funds must be credited to the General Fund of the State. Effective November 1, 1991, interest earned on investments of the Highway Fund must be credited to the General Fund. Interest earned on funds of the Department of Inland Fisheries and Wildlife must be credited to the General Fund. Interest earned on funds of the Baxter State Park Authority must be credited to the Baxter State Park Fund. This section does not prevent the deposit for safekeeping or custodial care of the securities of the several funds of the State in banks or safe deposit companies in this State or any other state, nor the deposit of state funds required by the terms of custodial contracts or agreements negotiated in accordance with the laws of this State. All custodial contracts and agreements are subject to the approval of the Governor.

Sec. Y-10. 5 MRSA §138, as amended by PL 1987, c. 247, §2, is further amended to read:

§138. Custody and servicing of securities; investment of trust funds; exceptions; prorations

The Treasurer of State, with the approval of the Commissioner of ~~Finance~~ Administrative and Financial Services, the ~~Bank~~ Superintendent of Banking and the Attorney General, shall invest all permanent funds held in trust by the State in such securities as are legal investments for savings banks under Title 9-B, except as provided in chapter 161. This section ~~shall~~ does not apply to the fund of the Employees' Retirement System or the fund arising from the lands reserved for public uses.

The investments need not be segregated to the separate trust funds and the earnings of the investments ~~shall~~ must be prorated according to the principal amounts of the several trusts. The identity of each separate trust fund ~~shall~~ must be maintained.

The Treasurer of State, with the approval of the Commissioner of ~~Finance~~ Administrative and Financial Services, the ~~Bank~~ Superintendent of Banking and the

Attorney General, ~~shall have~~ has the power to enter into contracts or agreements approved by the Governor with any national bank, trust company or safe deposit company located in New England or New York City for custodial care and servicing of the securities belonging to the permanent trust funds of this State. Such services ~~shall must~~ consist of the safekeeping of those securities, collection of interest and dividends, periodical checks of the portfolio deposited for safekeeping to determine all calls for redemption, in whole or in part, of any bonds owned by such funds, and any other fiscal service which that is normally covered in a custodial contract or agreement. In performing services under any such contract or agreement, the contracting bank ~~shall have~~ has all of the powers and duties prescribed for trust companies by Title 9-B, section 623.

The Treasurer of State is empowered to arrange for the payment for such services, either by cash payments to be charged pro rata to the income of such trust funds, or by an agreement for a compensating deposit balance with the bank in question, in lieu of such cash payment, or by some combination of both methods of payment. The contracting bank shall give assurance of proper safeguards, ~~which that~~ are usual to such contracts; and shall furnish insurance protection satisfactory to both parties.

The Treasurer of State ~~shall be~~ is empowered to withdraw or deposit securities from or with the custodian as circumstances may require, all withdrawal orders or delivery instructions to bear the approval in writing of the ~~Bank~~ Superintendent of Banking and that of either or both the Attorney General and the Commissioner of Finance Administrative and Financial Services.

Sec. Y-11. 5 MRSA §139, as amended by PL 1989, c. 700, Pt. A, §§11 to 13, is further amended to read:

§139. Disposal of money and securities

The Treasurer of State, with the approval of the Commissioner of Finance Administrative and Financial Services, the ~~Bank~~ Superintendent of Banking and the Commissioner of Education, shall invest and reinvest the principal of all funds derived or that may be derived from the sale and lease of lands reserved for public uses in accordance with the laws of the State governing the investment of funds of savings banks, as enumerated in Title 9-B, except as provided in chapter 161.

The Treasurer of State, with the approval of the Commissioner of Finance Administrative and Financial Services, the ~~Bank~~ Superintendent of Banking and the Commissioner of Education, ~~shall have~~ has the power to enter into a contract or agreement approved by the Governor with any national bank, trust company or safe deposit company located in New England or New York City for custodial care and servicing of the securities be-

longing to any trust fund created from funds derived or that may be derived from the sale and lease of lands reserved for public uses. Such services ~~shall must~~ consist of the safekeeping of those securities, collection of interest and dividends, periodical checks of the portfolio deposited for safekeeping to determine all calls for redemption, in whole or in part, of any bonds owned by such funds, and any other fiscal service which that is normally covered in a custodial contract or agreement. In performing services under any such contract or agreement, the contracting bank ~~shall have~~ has all of the powers and duties prescribed for trust companies by Title 9-B, section 623.

The Treasurer of State is empowered to arrange for the payment for such services, either by cash payments to be charged pro rata to the income of such trust funds, or by an agreement for a compensating deposit balance with the bank in question, in lieu of such cash payment, or by some combination of both methods of payment. The contracting bank shall give assurance of proper safeguards which that are usual to such contracts; and shall furnish insurance protection satisfactory to both parties.

The Treasurer of State ~~shall be~~ is empowered to withdraw or deposit securities from or with the custodian as circumstances may require, all withdrawal orders or delivery instructions to bear the approval in writing of the ~~Bank~~ Superintendent of Banking and that of either or both the Commissioner of Education and the Commissioner of Finance Administrative and Financial Services.

Sec. Y-12. 5 MRSA §139-A, first ¶, as amended by PL 1985, c. 785, Pt. A, §13, is further amended to read:

The Treasurer of State, with the approval of the Commissioner of Finance Administrative and Financial Services, the ~~Bank~~ Superintendent of Banking and the Attorney General, ~~shall have~~ has the power to enter into contracts or agreements approved by the Governor, with any national bank, trust company or safe deposit company located in New England or New York City, for custodial care and servicing of any securities deposited with the treasurer as a guaranty fund required by statutes.

Sec. Y-13. 5 MRSA §142, 4th ¶, as amended by PL 1985, c. 785, Pt. A, §14, is further amended to read:

The Treasurer of State ~~shall be~~ is empowered to withdraw or deposit securities from or with the custodian as circumstances may require, all withdrawal orders or delivery instructions to bear the approval in writing of the ~~Bank~~ Superintendent of Banking and that of either or both the Governor and the Commissioner of Finance Administrative and Financial Services.

Sec. Y-14. 5 MRSA §144, as amended by PL 1985, c. 785, Pt. A, §15, is further amended to read:

§144. Form of unregistered bonds

Unregistered bonds issued under the laws of the State ~~shall~~ must bear the signature, or the facsimile of the signature, of the Governor, and ~~shall~~ must be signed by the Treasurer of State or ~~his~~ the Treasurer of State's deputy and attested by the Commissioner of Finance Administrative and Financial Services, or such agent as he ~~the commissioner~~ may designate. The seal of the State may be a facsimile.

Sec. Y-15. 5 MRSA §145, as amended by PL 1985, c. 785, Pt. A, §16, is further amended to read:

§145. Registered bonds

The Treasurer of State may issue registered bonds, transferable by assignment, in pieces of not less than \$1,000, and of any multiple of 1,000, in exchange for, and in place of, any coupon bonds issued under the laws of this State, bearing the same rate of interest and maturing at the same time as the bonds ~~which he~~ that the Treasurer of State may receive therefor in exchange. The place of payment prescribed therein ~~shall~~ must be the State Treasury. Said bonds ~~shall~~ must bear the facsimile of the signature of the Governor and ~~shall~~ must be signed by the Treasurer of State or ~~his~~ the Treasurer of State's deputy and attested by the Commissioner of Finance Administrative and Financial Services, or such agent as he ~~the commissioner~~ may designate.

Sec. Y-16. 5 MRSA §145-A, 2nd ¶, as amended by PL 1985, c. 785, Pt. A, §17, is further amended to read:

The minibonds ~~shall~~ must bear the facsimile of the signature of the Governor and ~~shall~~ must be signed by the Treasurer of State, or ~~his~~ the Treasurer of State's deputy, and attested by the Commissioner of Finance Administrative and Financial Services, or such agent as he ~~the commissioner~~ may designate.

Sec. Y-17. 5 MRSA §145-B, sub-§2, as amended by PL 1985, c. 785, Pt. A, §18, is further amended to read:

2. Signatures. Registered bonds ~~shall~~ must bear the facsimile signatures of the Governor and the Treasurer of State, or ~~his~~ the Treasurer of State's deputy, and ~~shall~~ must be attested by the facsimile signature of the Commissioner of Finance Administrative and Financial Services or such agents as he ~~the commissioner~~ may designate. Whenever signatures on registered bonds of other state officials are required, their facsimile signatures may be used.

Sec. Y-18. 5 MRSA §145-C, sub-§3, as enacted by PL 1991, c. 603, §1, is amended to read:

3. Advisory committee. There is established an advisory committee on college savings bonds to advise the Treasurer of State on the issuance of college savings bonds. The advisory committee consists of 3 ex officio members, the Commissioner of Finance Administrative and Financial Services, the Commissioner of Education, the Chief Executive Officer of the Finance Authority of Maine; and one representative of the University of Maine System designated by the Governor for a 4-year term. The advisory committee shall consult with the Treasurer of State on the amount of college savings bonds to be issued by the State, their terms, maturities and structures and the marketing and availability of the bonds.

Sec. Y-19. 5 MRSA §148, as amended by PL 1985, c. 785, Pt. A, §19, is further amended to read:

§148. Cremation of old bonds

The Treasurer of State, in the presence of the Commissioner of Finance Administrative and Financial Services and the State Auditor, or such agents as they may designate, may cremate any state bonds and coupons, on the premises of the state bond and coupon paying agent, ~~which that~~ which that have matured and have been paid after the paid certification has been received by the Treasurer of State and the State Auditor. This paid certification ~~shall~~ must bear the additional sworn certification of the auditor of the bank paying agent employed by the Treasurer of State. A cremation certificate, signed under oath by the state officers named in this section and the bank paying agent auditor identifying the bonds and coupons destroyed, ~~shall~~ must be filed in the office of the Treasurer of State.

Sec. Y-20. 5 MRSA §281, as amended by PL 1987, c. 402, Pt. A, §11, is further amended to read:

§281. Department of Administrative and Financial Services; commissioner

The Department of Finance Administrative and Financial Services is established as the principal fiscal department of State Government and shall exercise such powers and perform such duties as are provided by law.

The department ~~shall be~~ is under the supervision and control of the Commissioner of Finance Administrative and Financial Services appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and to confirmation by the Legislature. The commissioner shall serve at the pleasure of the Governor.

The department shall coordinate financial planning and programming activities of departments and agencies of the State Government for review and action by the Governor, prepare and report to the Governor and to the Legislature financial data and statistics and administer under the direction of the State Liquor Commission

the laws relating to legalized alcoholic beverages within this State. The department ~~shall consist~~ consists of the bureaus and organizations ~~described~~ referenced in section ~~283~~ 947-B, and the State Liquor Commission, except the Bureau of Liquor Enforcement and the State Lottery Commission.

Sec. Y-21. 5 MRSA §283, as amended by PL 1987, c. 402, Pt. A, §13, is repealed.

Sec. Y-22. 5 MRSA §284, as enacted by PL 1985, c. 819, Pt. A, §2, is amended to read:

§284. Division of Financial and Personnel Services

The Division of ~~Administrative~~ Financial and Personnel Services is established to provide assistance to the ~~Commissioner of Finance~~ Administrative and Financial Services and to the agencies within the department in personnel matters, budgeting and financial matters, purchasing and clerical and support services, and to perform such other duties as the commissioner may designate.

Sec. Y-23. 5 MRSA §285, sub-§2, as amended by PL 1989, c. 776, §1, is further amended to read:

2. Coverage. Each state employee to whom this section applies ~~shall be~~ is eligible for a group health plan as provided in Title 24-A, sections 2802 to 2812, including major medical benefits or through a self-funded alternative. The provisions of the group insurance policy or policies or the self-funded alternative ~~shall must~~ be determined, insofar as the provisions are not inconsistent with terms and conditions contained in collective bargaining agreements negotiated pursuant to Title 26, chapter 9-B, by the State Employee Health Commission as provided in section 285-A. The master policy for the group health plan ~~shall must~~ be held by the Commissioner of ~~Administration~~ Administrative and Financial Services.

Sec. Y-24. 5 MRSA §285, sub-§§5 and 6, as amended by PL 1989, c. 776, §1, are further amended to read:

5. Purchase of policies. The commission shall purchase, by competitive bidding, from one or more insurance companies, nonprofit organizations, 3rd-party administrators or any organization necessary to administer and provide a health plan, a policy or policies or contract, to provide the benefits specified by this section. The purchase of policies by the commission ~~shall must~~ be accomplished by use of a written contract ~~which shall~~ that must be fully executed within 90 calendar days of notification of bid acceptance from the commission to the insurer. In extenuating circumstances, the Commissioner of ~~Administration~~ Administrative and Financial Services may grant a waiver to that 90-day limit. Notwithstanding this subsection, with the consent of the policyholder and of the insurer and at the sole discretion of

the commission, existing policies of insurance covering at least 1,000 of the employees defined as eligible by this section may be amended to provide the benefits specified by this section and assigned to the Commissioner of ~~Administration~~ Administrative and Financial Services for the benefit of all those eligible under this section. The company or companies or nonprofit organizations must be licensed under the laws of the State, when applicable. The policy provisions ~~shall be~~ are subject to and as provided for by the insurance laws of this State, when applicable.

6. Master policy and certificates. The insurance company, companies or nonprofit organizations or the Commissioner of ~~Administration~~ Administrative and Financial Services shall furnish the usual master policy and certificates. Each covered participant ~~shall must~~ receive a certificate setting forth the benefits to which the participant is entitled, to whom payable, to whom claims ~~shall must~~ be submitted, and summarizing the provisions of the policy principally affecting the participant.

Sec. Y-25. 5 MRSA §285-A, as amended by PL 1991, c. 591, Pt. III, §2, is further amended to read:

§285-A. State Employee Health Commission

1. Establishment. The State Employee Health Commission is established to serve as ~~trustees~~ trustee of the group health plan in this subchapter and to advise the ~~director of the state employee health insurance program~~ Executive Director of Health Insurance and the Director of the Bureau of Human Resources on health insurance issues and the Director of the Bureau of Human Resources on issues concerning employee health and wellness; and the State Employee Assistance Program ~~and the use of the Bureau of Human Resources' State Employee Health Dedicated Revenue Account, section 286-A.~~

2. Membership. The State Employee Health Commission ~~shall consist~~ consists of 15 labor and management members as follows:

- A. One labor member from each bargaining unit recognized under Title 26, chapter 9-B, appointed by the employee organization certified to represent the unit;
- B. One labor member from the largest bargaining unit recognized under Title 26, chapter 14, appointed by the employee organization authorized to represent the unit;
- C. One labor member appointed by the retiree chapters of the Maine State Employees Association;
- D. Four management members appointed by the Commissioner of ~~Administration~~ Administrative and Financial Services;

E. One management member appointed by the Court Administrators; and

F. The Executive Director of State Employee Health Insurance, ex officio.

All appointed or elected members shall serve at the pleasure of their appointing or electing authorities.

3. Voting. All votes of the commission shall must be one vote cast by labor and one vote cast by management. The votes shall must be cast by the labor ~~cochairman~~ cochair who shall must be chosen by the labor members, and the vote shall must represent the majority opinion of the labor members of the commission, and by the management ~~cochairman~~ cochair who shall be is the Director of State Employee Health the Bureau of Human Resources or the director's designee.

Sec. Y-26. 5 MRSA §286, first ¶, as repealed and replaced by PL 1991, c. 591, Pt. III, §3, is amended to read:

The Commissioner of ~~Administration~~ Administrative and Financial Services has responsibility for the state employee health insurance program through the Division of State Employee Health Insurance that is established as part of the organization of the Bureau of Human Resources. The division is headed by the Executive Director of Health Insurance. The executive director has responsibility for the daily operation of this program and for the development and maintenance of programs that promote the health and safety of the state employees. Program services must be administered through offices, systems, consultants and staff necessary to provide cost-effective, accessible and responsive services to eligible employees and retirees. Administration of the program must be consistent with rules adopted by the State Employee Health Commission. The executive director and the staff of the state employee health insurance program are appointed in accordance with the Civil Service Law.

Sec. Y-27. 5 MRSA §286, 6th ¶, as enacted by PL 1989, c. 776, §3, is amended to read:

A reserve fund, administered by the ~~director of the state employees health insurance program~~ Executive Director of Health Insurance and the Director of the Bureau of Human Resources with approval of the Commissioner of ~~Administration~~ Administrative and Financial Services, is created to protect the program from unexpected losses and self-insured losses and related expenses incurred in the provision of health and dental benefits for the eligible participants. The fund is a continuing fund and may not lapse. The Treasurer of State shall invest the fund. All proceeds of these investments accrue to the fund.

Sec. Y-28. 5 MRSA §286-A, as enacted by PL 1991, c. 591, Pt. III, §4, is amended to read:

§286-A. Bureau of Human Resources' State Employee Health Dedicated Revenue Account

The Bureau of Human Resources' State Employee Health Dedicated Revenue Account is established to include allocations made to the bureau, funds transferred to the bureau from within the department, funds from the administration allowance provided in section 286, funds from the reserve fund provided in section 1731, funds received for special services provided to state agencies and employees and funds from operational charges levied upon state agencies. The cost of administration of the State Employee Assistance Program, the State Employee Health Program and the state employee workers' compensation unit must be funded from this account.

State agency operational charges are a per employee fee paid by each agency in the same manner as premiums for state employee health insurance. With the exception of the Legislature, the per employee fee must be paid by all state agencies that have employees who are eligible to participate in the state employee health insurance program. ~~Any such state agency not paying the per employee fee as of January 1, 1990 shall pay the per employee fee starting in the fiscal year beginning July 1, 1991.~~ The State Budget Officer shall work with state agencies to budget the funds necessary for the purposes of this paragraph. The Director of the Bureau of Human Resources shall recommend a fee to the Commissioner of ~~Administration~~ Administrative and Financial Services. The director may establish a proportional fee for agencies outside of the Executive Department to reflect those programs utilized by such agencies. The rationale for the recommended fee must be well documented and include the program costs to be met by the fee. The commissioner shall provide a final recommended fee to the Governor. The Governor shall determine the per employee fee to be included in the normal budget process.

Sec. Y-29. 5 MRSA §351, as amended by PL 1987, c. 370, §1, is further amended to read:

§351. Committee membership; organization

The Commissioner of Conservation; Commissioner of ~~Administration~~ Administrative and Financial Services; Commissioner of Inland Fisheries and Wildlife; Commissioner of Marine Resources; Commissioner of Public Safety; and Commissioner of Transportation shall each designate a member of ~~their departments~~ that commissioner's department to be a member of the Advisory Committee on State Telecommunications. The Adjutant General shall designate a member of the Military Bureau and a member of the Maine Emergency Management Agency to be members of the committee.

The designee of the Commissioner of ~~Administration~~ Administrative and Financial Services is the ~~chairman~~ chair of the committee. The committee shall meet at the call of the ~~chairman~~ chair or upon the re-

quest of a majority of the committee members. The committee shall meet at least quarterly.

Sec. Y-30. 5 MRSA §642, sub-§2, as amended by PL 1987, c. 402, Pt. A, §22, is further amended to read:

2. Employee Suggestion System Board. The Employee Suggestion System Board ~~shall be~~ is composed of ~~the Commissioner of Finance, the Commissioner of Administration~~ Administrative and Financial Services and ~~one~~ 2 other ~~commissioner~~ commissioners of ~~a~~ their respective state ~~department~~ departments to be appointed by the Governor.

~~The Commissioner of Administration shall be~~ Bureau of Human Resources is responsible for administering the program, and shall assign one capable, ~~highly experienced~~ highly experienced employee of the ~~department~~ bureau to manage the program on a day-to-day basis. That employee may also have assignments not related to this program.

The board shall elect a ~~chairman~~ chair and shall adopt rules governing the proceedings, including criteria for making awards. The board shall approve each award made.

No later than March 1st of each year, the board shall submit to the joint standing committee of the Legislature having jurisdiction over ~~State Government~~ state government matters a report of its activities for the preceding calendar year, including information on the number and nature of suggestions received and awards made.

Sec. Y-31. 5 MRSA §642, sub-§7, as amended by PL 1989, c. 645, §3, is further amended to read:

7. Administration. Notwithstanding any other law, whenever an award is made from a fund, an equal amount ~~shall~~ must be transferred from the same fund to a special revenue fund available to the Department of ~~Administration~~ Administrative and Financial Services to be used to administer the program.

Sec. Y-32. 5 MRSA §884, first ¶, as repealed and replaced by PL 1991, c. 108, is amended to read:

The Advisory Council on Deferred Compensation Plans, established by section 12004-I, subsection 25, shall meet at least once a year, review the operations of the deferred compensation program and advise the Department of ~~Finance~~ Administrative and Financial Services on matters of policy relating to the activities under the program. Members of the advisory council are entitled to compensation as provided in chapter 379. The advisory council consists of 7 members as follows.

Sec. Y-33. 5 MRSA §884, sub-§1, as enacted by PL 1991, c. 108, is amended to read:

1. Ex officio members; chair. The ex officio members of the Advisory Council on Deferred Compensation Plans are: the Commissioner of ~~Finance~~ Administrative and Financial Services, or the commissioner's designee; the Superintendent of Insurance, or the superintendent's designee; and the Superintendent of Banking, or the superintendent's designee. The Commissioner of ~~Finance~~ Administrative and Financial Services, or a designee, is the chair of the advisory council.

Sec. Y-34. 5 MRSA §893, as amended by PL 1985, c. 785, Pt. A, §41, is further amended to read:

§893. Administration

Payroll deductions ~~shall~~ must be made by the appropriate payroll officer of each county, municipality or other political subdivision. The Commissioner of ~~Finance~~ Administrative and Financial Services is responsible for the administration of this chapter as it applies to state employees. Any costs incurred by the Commissioner of ~~Finance~~ Administrative and Financial Services to administer the state program ~~shall~~ must be borne equally by state employee participants, and these costs may be compensated by means of payroll deductions.

Sec. Y-35. 5 MRSA §939, as amended by PL 1985, c. 785, Pt. A, §46, is repealed.

Sec. Y-36. 5 MRSA §947-A, as amended by PL 1991, c. 591, Pt. III, §5, is repealed.

Sec. Y-37. 5 MRSA §947-B is enacted to read:

§947-B. Department of Administrative and Financial Services

1. Major policy-influencing positions. The following positions are major policy-influencing positions within the Department of Administrative and Financial Services. Notwithstanding any other provision of law, these positions and their successor positions are subject to this chapter:

A. Director, Bureau of Information Services;

B. Director, Bureau of Human Resources;

C. Director, Bureau of Employee Relations;

D. Director, Bureau of Alcoholic Beverages and Lottery Operations;

E. Director, Bureau of General Services;

F. Deputy Commissioner, Department of Administrative and Financial Services;

G. State Controller;

H. State Tax Assessor; and

I. State Budget Officer.

Sec. Y-38. 5 MRSA §1504, as amended by PL 1985, c. 785, Pt. A, §48, is further amended to read:

§1504. Charging off accounts due State

The State Controller shall charge off the books of account of the State or any department, institution or agency thereof, such accounts receivable, including all taxes for the assessment or collection of which the State is responsible, and all impounded bank accounts, as ~~shall be~~ are certified to ~~him~~ the State Controller as impractical of realization by or for the State, department, institution or agency. Such certification ~~shall~~ must be by the Attorney General, the Commissioner of Finance Administrative and Financial Services and the head of the department, institution or agency responsible for such account, subject to the approval of the Governor. In each such case, the charging off of such accounts ~~shall~~ must be recommended by the head of the department, institution or agency originally responsible for such account.

Sec. Y-39. 5 MRSA §1505, as amended by PL 1985, c. 785, Pt. A, §49, is further amended to read:

§1505. Petty Cash Funds

A Petty Cash Fund ~~shall~~ must be allowed by the Commissioner of Finance Administrative and Financial Services to each state department or agency, ~~which shall that in his the commissioner's opinion require requires~~ such a fund. The fund so established ~~shall~~ may be reimbursed only upon statements and bills audited by the State Controller.

Sec. Y-40. 5 MRSA §1506, as amended by PL 1985, c. 785, Pt. A, §50, is further amended to read:

§1506. Return of working capital advances

Whenever a working capital advance, or any part thereof, is no longer required for the purpose for which it was made, such amount ~~shall~~ must be returned to the state fund from which the advance was made. Such return ~~shall~~ may be made only on the recommendation of the department or agency head having jurisdiction over the advance and with the approval of the Commissioner of Finance Administrative and Financial Services and the Governor.

Sec. Y-41. 5 MRSA §1508, as amended by PL 1985, c. 785, Pt. A, §51, is further amended to read:

§1508. State funds eliminated

Unless the Legislature ~~shall~~ otherwise ~~direct~~ directs, the Commissioner of Finance Administrative and

Financial Services, with the approval of the Governor, ~~shall have~~ has authority to discontinue any or all special expendable state funds with the exception of the sinking funds and trust funds; and to merge the balance or balances of such fund or funds so discontinued with the General Fund.

Sec. Y-42. 5 MRSA §1541, first ¶, as amended by PL 1985, c. 785, Pt. A, §52, is further amended to read:

The Department of Finance Administrative and Financial Services, through the Bureau of Accounts and Control, ~~shall have~~ has authority:

Sec. Y-43. 5 MRSA §1541, sub-§13, as amended by PL 1985, c. 785, Pt. A, §53, is further amended to read:

13. Travel expense reimbursement. ~~The~~ Through the State Controller, with the approval of the Commissioner of Finance Administrative and Financial Services, ~~may~~ may establish policies for travel expense reimbursement and carrying out this chapter. Those policies determining which expenses ~~shall be~~ are reimbursable and levels of reimbursement ~~shall be~~ are deemed rules, and ~~shall~~ must be adopted, modified and repealed, only in accordance with procedures set forth in the Maine Administrative Procedure Act, Title 5, chapter 375.

A. Notwithstanding any other provision of law, a state agency, as defined in section 8002, subsection 2, may not authorize reimbursement for travel by any person at a rate greater than the rate established in section 8 for state employees.

Sec. Y-44. 5 MRSA §1552, sub-§2, as amended by PL 1985, c. 785, Pt. A, §54, is further amended to read:

2. Commissioner. "Commissioner" means the Commissioner of Finance Administrative and Financial Services.

Sec. Y-45. 5 MRSA §1653, sub-§2, as amended by PL 1985, c. 785, Pt. A, §55, is further amended to read:

2. Commissioner. "Commissioner" means the Commissioner of Finance Administrative and Financial Services.

Sec. Y-46. 5 MRSA §1658, as amended by PL 1989, c. 503, Pt. B, §17, is further amended to read:

§1658. Advisory Committee on Single State Audits

The Commissioner of Finance Administrative and Financial Services may appoint and maintain the Advisory Committee on Single State Audits composed of persons representing a cross section of interests governed by this chapter, such as community agencies and repre-

sentatives of interested government agencies. All members of the advisory committee shall serve without compensation or reimbursement of expenses, as set out in section 12004-I, subsection 29.

Sec. Y-47. 5 MRSA §1662, first ¶, as amended by PL 1985, c. 785, Pt. A, §57, is further amended to read:

The Department of ~~Finance~~ Administrative and Financial Services, through the Bureau of the Budget, shall have has the duty and authority:

Sec. Y-48. 5 MRSA §1662, sub-§5, as amended by PL 1987, c. 402, Pt. A, §40, is further amended to read:

5. Rules. To make rules, subject to the approval of the Commissioner of ~~Finance~~ Administrative and Financial Services, for the carrying out of this chapter and chapter 145; and

Sec. Y-49. 5 MRSA §1668, first ¶, as amended by PL 1985, c. 785, Pt. A, §59, is further amended to read:

Whenever it appears to the Commissioner of ~~Finance~~ Administrative and Financial Services that the anticipated income and other available funds of the State will not be sufficient to meet the expenditures authorized by the Legislature, ~~he~~ the commissioner shall so report in writing to the Governor, and shall send a copy of the report to the President of the Senate and the Speaker of the House and the majority and minority leaders of the Senate and House. After receiving the report, the Governor may temporarily curtail allotments equitably so that expenditures will not exceed the anticipated income and other available funds. No allotment may be terminated pursuant to this section. Any curtailment of allotments shall must, insofar as practicable, be made consistent with the intent of the Legislature in authorizing these expenditures.

Sec. Y-50. 5 MRSA §1674, first ¶, as amended by PL 1985, c. 785, Pt. A, §60, is further amended to read:

Each department or agency of State Government, ~~which that~~ is authorized to expend more than \$25,000 on a single project in any fiscal year on the construction, repair or improvement of state-owned real property; shall prepare and submit a departmental indirect cost allocation proposal to the Commissioner of ~~Finance~~ Administrative and Financial Services prior to that expenditure. These proposals shall must be on file in the Department of ~~Finance~~ Administrative and Financial Services.

Sec. Y-51. 5 MRSA §1725-A, as amended by PL 1985, c. 785, Pt. A, §61 and Pt. B, §30, is further amended to read:

§1725-A. Risk management

1. Creation and authority. The Department of ~~Administration~~ Administrative and Financial Services is designated as the agency through which this chapter shall be ~~is~~ administered and the ~~Commissioner of Administration~~ Director of the Bureau of General Services, in this chapter called the "~~commissioner~~ director," is empowered with such authority as ~~may be necessary~~ to carry out ~~its~~ the purposes of this chapter.

~~There is created within the Department of Administration a Risk Management Division, in this chapter called the "division." The division shall be Risk management responsibilities are under the supervision and administrative control of the commissioner and under the direct supervision of the Director of Risk Management the Bureau of General Services.~~

2. Director of General Services. The commissioner shall appoint a ~~the~~ Director of Risk Management the Bureau of General Services, in this chapter called the "director," to administer the ~~state's~~ State's policy on insurance management, as developed through the authority of this chapter. The director shall ~~serve at the pleasure of the commissioner and shall~~ or the director's designee must be knowledgeable of insurance practices and principles and shall must be qualified by actual experience in the field of risk management to carry out the purposes of this chapter. ~~The director shall receive compensation as determined pursuant to Title 2, section 6, subsection 5.~~

3. Personnel. The director may employ such assistants and employees as are necessary, and distribute the risk management duties ~~assigned to the division~~ among such persons as ~~he deems~~ the director considers necessary for economy and efficiency of administration. ~~Professional employees shall be hired as unclassified employees. All other employees shall be~~ Employees are subject to the Civil Service Law.

Sec. Y-52. 5 MRSA §1732, as amended by PL 1985, c. 785, Pt. A, §62, is further amended to read:

§1732. Administration

The fund shall must be administered by the Commissioner of ~~Administration~~ Administrative and Financial Services. The commissioner shall deposit the fund with the Treasurer of State for investment. All proceeds of such investment shall accrue to the fund.

Sec. Y-53. 5 MRSA §1742, first ¶, as amended by PL 1985, c. 785, Pt. A, §63, is further amended to read:

The Department of ~~Administration~~ Administrative and Financial Services, through the Bureau of ~~Public Improvements~~ General Services, shall have has authority:

Sec. Y-54. 5 MRSA §1742, sub-§2, as amended by PL 1985, c. 785, Pt. A, §64, is further amended to read:

2. Inspection. To regularly inspect state-owned and leased buildings in the State and report to the controlling department head whatever construction, repairs, alterations and improvements are ~~deemed~~ determined necessary. If the Commissioner of ~~Administration~~ Administrative and Financial Services considers it advisable, ~~he the commissioner~~ shall make a similar report to the Governor;

Sec. Y-55. 5 MRSA §1742, sub-§4, as amended by PL 1985, c. 785, Pt. A, §65, is further amended to read:

4. Review. To review the operation and maintenance of ~~state-owned~~ state-owned and leased buildings and property and to make recommendations with respect thereto to the Commissioner of ~~Administration~~ Administrative and Financial Services and controlling department or agency head concerned;

Sec. Y-56. 5 MRSA §1742, sub-§20-A, as repealed and replaced by PL 1987, c. 282, §1, is amended to read:

20-A. Utility services. To purchase or contract or approve the purchasing or contracting for electric, water, sewerage and gas services for any department and agency of State Government and to grant necessary easements for utilities;

Sec. Y-57. 5 MRSA §1742, sub-§21, as amended by PL 1987, c. 407, §1, is further amended to read:

21. Rules. To make rules, subject to the approval of the Commissioner of ~~Administration~~ Administrative and Financial Services for the purposes of carrying out this subchapter;

Sec. Y-58. 5 MRSA §1742, last ¶, as amended by PL 1971, c. 542, §5, is further amended to read:

The head of any agency, board, commission, department of the State Government or school administrative unit, not otherwise exempted by law, who contemplates any public improvement, ~~shall~~ must first obtain the approval of the ~~State Director of Public Improvements~~ the Bureau of General Services for such work. This paragraph is not intended to restrict the head of any agency, board, commission or department of the State Government from making emergency repairs to any state-owned building, public work or property or any property under lease to the State Government or to restrict any school administrative unit under like conditions ~~which~~ that is under his that person's supervision and control whenever it appears that such repairs are immediately

necessary to prevent injury to persons or further damage to such buildings or property.

Sec. Y-59. 5 MRSA §1742-D, as enacted by PL 1991, c. 9, Pt. L, §3, is amended to read:

§1742-D. Bureau of General Services; real property leases

1. Work closely with all departments and agencies. The Bureau of ~~Public Improvements~~ General Services shall work closely with all departments and agencies in locating real property leases to ensure that agency program requirements are met to the maximum extent possible. The bureau shall:

A. Maintain records of state agency real property leasing needs and all available space owned, leased and potentially available for lease, and make this information available to all state agencies;

B. Monitor market prices for real property leases on a regional basis and establish rates to be charged to state agencies on an annual basis; and

C. Hold all real property leases to ensure they are negotiated and managed to the best economic advantage of the State.

2. Establish standards; waiver. The Bureau of ~~Public Improvements~~ General Services shall establish the following:

A. Standards for occupant safety and comfort in leased space must be consistent with law and all applicable building, fire, handicapped accessibility and environmental codes; and

B. By July 1, 1991, standards for space use for all state facilities that ensure the equitable and efficient distribution of available floor space, including common areas, consistent with cost, program and functional objectives.

The Director of ~~Public Improvements~~ the Bureau of General Services may provide a waiver of the standards and criteria established under this section if the director concludes that the unique conditions of location, program or employee function require such a waiver.

3. Real Property Lease Internal Service Fund Account established. The Bureau of ~~Public Improvements~~ General Services shall establish, through the Bureau of Accounts and Control, the Real Property Lease Internal Service Fund Account. The funds deposited in the account must include, but not be limited to, appropriations made to the account, funds transferred to the account from within the Department of ~~Administration~~ Administrative and Financial Services and funds received from state departments and agencies using leasing services provided by the bureau.

4. Charges for leasing services. The Bureau of ~~Public Improvements~~ General Services may levy charges according to a rate schedule recommended by the Director of ~~Public Improvements~~ the Bureau of General Services and approved by the Commissioner of ~~Administration~~ Administrative and Financial Services against all departments and agencies using leasing services pursuant to this section.

5. Submission of budget. The Bureau of ~~Public Improvements~~ General Services shall submit a budget of estimated revenues and costs incurred by the account in connection with the leasing services established in this section.

6. Staff. The Director of ~~Public Improvements~~ the Bureau of General Services shall appoint, subject to the Civil Service Law, staff necessary to carry out the purposes of this section.

7. Payment by department or agency. Each department or agency using the services of this program must budget adequate funds to pay the leasing services provided by the Bureau of ~~Public Improvements~~ General Services.

8. Report. The Director of ~~Public Improvements~~ the Bureau of General Services shall report to the joint standing committees of the Legislature having jurisdiction over state and local government matters and appropriations and financial affairs matters by January 31st of each year with respect to the status of current leases, projected real property leasing requirements and anticipated costs for each fiscal year.

Sec. Y-60. 5 MRSA §1749, first ¶, as repealed and replaced by PL 1989, c. 483, Pt. A, §21, is amended to read:

Any contractor dissatisfied with the Director of the Bureau of ~~Public Improvements~~ General Services' decision under section 1747 may appeal the decision to the Commissioner of ~~Administration~~ Administrative and Financial Services within 5 calendar days of the receipt of notice from the director that the contractor has been excluded from receiving plans and specifications or the director has refused to accept the contractor's bid. The appeal process ~~shall~~ must be conducted at the discretion of the commissioner, but must be completed and a final decision rendered within 5 calendar days after the contractor's written notice of appeal unless extended by the commissioner. The decision of the commissioner ~~shall be~~ is final and binding. Any contractor who requests a hearing under this section ~~shall~~ must be allowed to receive plans and specifications for a particular duly advertised public improvement and bid on that improvement. The bid of any contractor submitted under this section may be disallowed upon final decision of the commissioner.

Sec. Y-61. 5 MRSA §1811, first ¶, as amended by PL 1985, c. 785, Pt. A, §70, is further amended to read:

The Department of ~~Administration~~ Administrative and Financial Services, through the Bureau of ~~Purchases~~ General Services, ~~shall have~~ has authority:

Sec. Y-62. 5 MRSA §1811, sub-§1, ¶A, as enacted by PL 1983, c. 25, is amended to read:

A. The ~~State Purchasing Agent, within the Bureau of Purchases, Director of the Bureau of General Services~~ may establish dates by which departments and agencies of State Government ~~shall~~ must order standard forms that each department or agency requires, and to determine the quantity of each standard form to be printed in order to obtain savings resulting from volume purchasing;

Sec. Y-63. 5 MRSA §1811, sub-§4 is amended to read:

4. Central duplicating service. To establish and conduct a central duplicating service at the seat of government. Such duplicating service ~~shall~~ must be available to all departments and agencies of the State Government. The ~~State Purchasing Agent~~ Director of the Bureau of General Services is empowered to make charges to those departments and agencies of the State Government making use of the facilities and supplies of the central duplicating service;

Sec. Y-64. 5 MRSA §1811, sub-§5, as amended by PL 1991, c. 129, is further amended to read:

5. Storerooms. To establish and operate, with the approval of the Commissioner of ~~Administration~~ Administrative and Financial Services, storerooms which, in the judgment of the ~~State Purchasing Agent~~ Director of the Bureau of General Services, are determined necessary for the storage and distribution of supplies, materials and equipment required for use by the State Government or any department or agency, or any political subdivision or school administrative unit;

Sec. Y-65. 5 MRSA §1811, sub-§8, as amended by PL 1991, c. 591, Pt. III, §13, is further amended to read:

8. Municipal purchasing. To permit any political subdivision or School Administrative District in the State of Maine to make purchases of foodstuffs, materials, equipment and supplies through the ~~State Bureau of Purchases~~ General Services, subject to such procedures, rules and regulations as may be prescribed by the ~~State Purchasing Agent~~ director. This subsection applies to a municipality notwithstanding any provision in its municipal charter to the contrary; and

Sec. Y-66. 5 MRSA §1811, sub-§9, as enacted by PL 1991, c. 591, Pt. III, §14, is amended to read:

9. Central Motor Pool. To establish the Central Motor Pool in the Bureau of Purchases General Services, Department of Administration Administrative and Financial Services for the purpose of acquiring, maintaining and managing vehicles for use by State Government and its employees on official state business, except the Department of Public Safety. The Central Motor Pool shall rent or lease vehicles to agencies, except the Department of Public Safety, in accordance with an established rate structure. Revenues derived from operations must be used to acquire, replace and maintain vehicles; adequately staff the Central Motor Pool; pay for required space; and otherwise provide for the overall operation of the Central Motor Pool. Department vehicles that exceed the car, light duty truck and special use vehicle specifications are exempt from this section, but are required to report in accordance with this section. For the purposes of this section, the terms "car," "light duty truck" and "special use vehicles" have the same meaning as in the federal Department of Energy Publication DOE/CE-0019/10 or any successor publication.

A. The Bureau of Purchases General Services shall work closely with all departments and agencies to identify annual transportation and vehicle usage requirements to ensure that agency program requirements are met to the maximum extent possible. The bureau shall:

- (1) Maintain the Central Motor Pool to service the transportation requirements of all state agencies not exempted under paragraph B, subparagraph (3) and their employees and control assignments of vehicles to ensure they are used to the best economic advantage of the State;
- (2) Maintain records of transportation and vehicle requirements and all motor vehicles owned, leased and available for use for those agencies not exempted under paragraph B, subparagraph (3) and make this information available to state agencies;
- (3) Require all state agencies not exempted under paragraph B, subparagraph (3) and their employees to use the Central Motor Pool when transportation is required. Employees requesting to use personal vehicles on state business are required to seek an exemption from the Central Motor Pool;
- (4) Acquire or replace Central Motor Pool vehicles in accordance with an established vehicle replacement policy;

(5) Transfer motor vehicles from other agencies, purchase, lease, lease-purchase or enter into other financing agreements for the acquisition or replacement of motor vehicles in accordance with paragraph B when it can be demonstrated that any such action or agreement provides a clear cost or program advantage to the State;

(6) Establish facilities to store and maintain motor vehicles; and

(7) Devise a mechanism for the distribution of fuel by competitive bidding by commercial vendor, by the use of existing state-owned fueling facilities, and the establishment of a statewide credit card system.

B. The Bureau of Purchases General Services shall establish the following:

- (1) Standards for vehicle operation;
- (2) Specifications for vehicles to be acquired by the State; and
- (3) Standards for the exemption or waiver of state agencies from the requirements of this section. The State Purchasing Agent Director of the Bureau of General Services may provide a waiver to an agency or an employee requiring the use of the Central Motor Pool or the standards and criteria established under this section if the State Purchasing Agent Director of the Bureau of General Services concludes that such a waiver is in the best economic interest of the State or critical agency mission.

By September 1, 1991, standards must be developed for Central Motor Pool usage by all state agencies not exempted under subparagraph (3) and employees of any such agency.

The State Purchasing Agent Director of the Bureau of General Services may provide a temporary waiver of the standards and criteria established under this section if the State Purchasing Agent Director of the Bureau of General Services concludes that the unique conditions of program or employee function require such a waiver.

C. The Bureau of Purchases General Services shall establish, through the Bureau of Accounts and Control, the Central Motor Pool Internal Service Fund Account. The funds deposited in the account must include, but are not limited to, appropriations made to the account, funds transferred to the account from within the Department of Administration Administrative and Financial Services and from the

Department of Conservation, funds received from state departments and agencies using the rental services provided by the bureau, earnings by the fund from the Treasurer of State's pool and proceeds from the sale of vehicles under the administrative control of the Central Motor Pool by the state surplus property program in the Bureau of ~~Purchases~~ General Services in accordance with current provisions of law and paragraph B.

D. The Central Motor Pool may levy charges according to a rate schedule recommended by the ~~State Purchasing Agent~~ Director of the Bureau of General Services and approved by the Commissioner of ~~Administration~~ Administrative and Financial Services against all departments and agencies using the services of the Central Motor Pool.

E. Service charges for the rental and lease of motor vehicles must be calculated to provide for vehicle replacement costs, operating costs, necessary capital investment, personal services and sufficient working capital for the Central Motor Pool.

F. The Central Motor Pool may develop a method of assigning appropriate credits to be used to reduce the charges for those agencies from which the vehicles are transferred to the Central Motor Pool. These credits must be calculated both to reasonably compensate the agencies and at the same time to assure adequate revenues to support the Central Motor Pool.

G. The ~~State Purchasing Agent~~ Director of the Bureau of General Services shall appoint, as approved by the Legislature and subject to the Civil Service Law, staff necessary to carry out the purposes of this section.

H. Each department or agency using the services of this program must budget adequate funds to pay for the leasing services provided by the Central Motor Pool.

I. Notwithstanding section 1585, agencies that are in the process of transferring vehicle operations to the Central Motor Pool may transfer Capital Expenditures funds to the All Other category for those agencies. The transfer of funds will allow agencies to pay vehicle rental expenses.

J. ~~The Bureau of Public Improvements in concert with the Director of Management and Budget Policy may negotiate, if necessary, an agreement for a lease, lease-purchase financing or other financing mechanism that will result in the ultimate ownership of a suitable garage and office facility in the Augusta-Hallowell area as may be required to house all existing or contemplated activities of the Central Motor Pool. This agreement may be for~~

~~acquisition or renovation of an existing property or new construction. The terms of the agreement may not exceed 20 years and the authority to discontinue any or all payments for the facility in the event that resources for this purpose are not available from within the resources of the Central Motor Pool must be stipulated in the agreement. All plans, contracts, terms of financing and other items relating to the agreement reached are subject to review by the State Budget Officer, the Commissioner of Finance and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.~~

K. The ~~State Purchasing Agent~~ Director of the Bureau of General Services shall report to the joint standing committees of the legislature having jurisdiction over state and local government matters and appropriations and financial affairs matters by February 15th of each year with respect to the status of current vehicle operations, projected requirements ~~and~~, anticipated costs and savings realized to date for each fiscal year.

Sec. Y-67. 5 MRS §1812, as amended by PL 1991, c. 374, §1, is further amended to read:

§1812. Scope of purchasing authority

The terms "services," "supplies," "materials" and "equipment" as used in this chapter mean any and all services, articles or things that are used by or furnished to the State or any department or agency thereof, and any and all printing, binding, publication of laws, journals and reports. Except as provided in chapters 141 to 155, any and all services, supplies, materials and equipment needed by one or more departments or agencies of the State Government must be directly purchased or contracted for by the ~~State Purchasing Agent~~ Director of the Bureau of General Services, as may be determined from time to time by rules adopted pursuant to chapters 141 to 155, which rules the Department of ~~Administration~~ Administrative and Financial Services is authorized and empowered to make. It is the intent and purpose of this chapter that the ~~State Purchasing Agent~~ Director of the Bureau of General Services purchase collectively all services, supplies, materials and equipment for the State or any department or agency thereof in a manner that will best secure the greatest possible economy consistent with the grade or quality of the services, supplies, materials and equipment best adapted for the purposes for which they are needed. Whenever supplies and materials are available for purchase ~~which that~~ are composed in whole or in part of recycled materials and are shown by the seller, supplier or manufacturer to be equal in quality and are competitively priced, except for paper and paper products, the ~~State Purchasing Agent~~ Director of the Bureau of General Services shall purchase such recycled supplies and materials. The ~~State Purchasing Agent~~ Director of the Bureau of General Services

shall also review procurement procedures and bid specifications for the purchase of products and materials to ensure, to the maximum extent feasible, the purchase of products or materials that are made with recycled materials or may be recycled or reused once discarded. For the purposes of this section and section 1812-B, "recycled materials" means materials that are composed in whole or in part of elements that are reused or reclaimed.

The Trustees of the University of Maine System may authorize the Department of ~~Administration~~ Administrative and Financial Services to act for them in any purchases.

The word "services," when used in this chapter, ~~shall be held to mean~~ means any and all window cleaning services, elevator repair and maintenance services, laundry service, linen supply service, dry cleaning service, janitor service, floor maintenance service, rubbish and garbage disposal service, tree surgeon service, all types of office machine repair and maintenance service, exterminator service, refrigerator repair and maintenance service and oil burner repair and maintenance service when any such service is performed by an independent contractor. The ~~State Purchasing Agent Director of the Bureau of General Services~~ may, with the approval of the Commissioner of ~~Administration~~ Administrative and Financial Services add to or eliminate from the various types of service set forth in this paragraph such services performed by independent contractors as may be ~~deemed by him~~ considered by the director to be in the best interests of the State.

Sec. Y-68. 5 MRSA §1813, first ¶, as amended by PL 1985, c. 785, Pt. A, §73, is further amended to read:

The ~~State Purchasing Agent Director of the Bureau of General Services~~, with the approval of the Commissioner of ~~Administration~~ Administrative and Financial Services, may adopt, modify or abrogate rules for the following purposes:

Sec. Y-69. 5 MRSA §1825, as enacted by PL 1985, c. 481, Pt. A, §13, is amended to read:

§1825. Prohibitions

All state agencies, except the Department of Transportation, are prohibited from purchasing what is normally classified as heavy equipment not previously authorized by the Legislature through the budget process, without prior written authorization from the Commissioner of ~~Finance and Administration~~ Administrative and Financial Services. All purchase requisitions for heavy equipment ~~shall~~ must indicate the budget year and account ~~which that~~ that authorized each item of equipment and, if required, contain the written authorization of the Commissioner of ~~Finance and Administration~~ Administrative and Financial Services.

Sec. Y-70. 5 MRSA §1825-B, as amended by PL 1991, c. 515, §1, is further amended to read:

§1825-B. Bids, awards and contracts

1. Purchases by competitive bidding. The ~~State Purchasing Agent Director of the Bureau of General Services~~ shall purchase collectively all goods and services for the State or any department or agency of the State in a manner that best secures the greatest possible economy consistent with the required grade or quality of the goods or services. Except as otherwise provided by law, the ~~State Purchasing Agent Director of the Bureau of General Services~~ shall make purchases of goods or services needed by the State or any department or agency of the State through competitive bidding.

2. Waiver. The requirement of competitive bidding may be waived by the ~~State Purchasing Agent Director of the Bureau of General Services~~ when:

A. The procurement of goods or services for county commissioners pursuant to Title 30-A, section 124, involves the expenditure of \$1,000 or less, and the interests of the State would best be served;

B. The ~~State Purchasing Agent Director of the Bureau of General Services~~ is authorized by the Governor to make purchases without competitive bidding because in the opinion of the Governor an emergency exists that requires the immediate procurement of goods or services;

C. After reasonable investigation by the ~~State Purchasing Agent Director of the Bureau of General Services~~, it appears that any required unit or item of supply, or brand of that unit or item, is procurable by the State from only one source;

D. It appears to be in the best interest of the State to negotiate for the procurement of petroleum products;

E. The purchase is part of a cooperative project between the State and the University of Maine System involving:

(1) An activity assisting a state agency and enhancing the ability of the university system to fulfill its mission of teaching, research and public service; and

(2) A sharing of project responsibilities and, when appropriate, costs; or

F. The procurement of goods or services involves expenditures of \$2,500 or less, in which case the ~~State Purchasing Agent Director of the Bureau of General Services~~ may accept oral proposals or invitations to bid.

3. Report. By January 15th of each year the State Purchasing Agent Director of the Bureau of General Services shall submit to the joint standing committee of the Legislature having jurisdiction over state and local government a report concerning any waivers from the competitive bidding provisions established in subsection 2, paragraph E.

4. Registry of suppliers. Suppliers desiring to have their names entered on a registry of suppliers must submit a request to the State Purchasing Agent Director of the Bureau of General Services in writing. The State Purchasing Agent Director of the Bureau of General Services may prescribe the manner and form in which such a request must be submitted and may limit the number of names of out-of-state bidders on any registry. The name of any supplier entered in such a registry who fails to submit a bid on 3 consecutive proposals or invitations to bid may be removed from the registry at the discretion of the State Purchasing Agent Director of the Bureau of General Services, except that the Department of Corrections remains on any registry until the Department of Corrections requests that the department be removed from that registry.

5. Alternate bids. When, in bid forms and specifications, an article or material is identified by using a trade name and catalog number of a manufacturer or vendor, the term "or approved equal," if not inserted with the identification, is implied. There is a presumption that any reference to a particular manufacturer's product either by trade name or by limited description has been made solely for the purpose of more clearly indicating the minimum standard of quality desired. Consideration must be given to proposals submitted on approved equal alternate commodities to the extent that such action serves the best interest of the State. The bidder submitting a proposal on a commodity other than as specified shall furnish complete identification, descriptive literature or data with respect to the alternate commodity that the bidder proposes to furnish. Lack of such information on the bid must be construed to mean that the bidder proposes to furnish the exact commodity described. The State reserves the right to reject any bids, in whole or in part, to waive any formality or technicality in any bid and to accept any item in any bid.

6. Record of bids. Each bid, with the name of the bidder, must be entered on a record. Each record, with the successful bid indicated, must be open to public inspection after the letting of the contract. A bond for the proper performance of each contract may be required of each successful bidder at the discretion of the State Purchasing Agent Director of the Bureau of General Services, with the approval of the Commissioner of Administration Administrative and Financial Services.

7. Awards to lowest bidder. Except as otherwise provided by law, orders awarded or contracts made by the State Purchasing Agent Director of the Bureau of

General Services or by any department or agency of the State must be awarded to the lowest responsible bidder, taking into consideration the qualities of the goods or services to be supplied, their conformity with the specifications, the purposes for which they are required, the date of delivery and the ultimate cost to the State. If the bidder that was initially awarded the order or contract does not perform, the State Purchasing Agent Director of the Bureau of General Services may cancel the contract and award a new contract to the 2nd lowest responsible bidder. The order or contract may not be awarded to a bidder that the State Purchasing Agent Director of the Bureau of General Services determined was not in compliance at the time the initial bid was submitted.

8. Tie bids. The State Purchasing Agent Director of the Bureau of General Services shall award contracts or purchases to in-state bidders or to bidders offering commodities produced or manufactured in the State if the price, quality, availability and other factors are equivalent.

Sec. Y-71. 5 MRSA §1825-E, as enacted by PL 1989, c. 785, §2, is amended to read:

§1825-E. Appeal procedures

The State Purchasing Agent Director of the Bureau of General Services shall ensure that every department or agency of State Government affords aggrieved persons an opportunity to appeal a contract award decision. As provided by this section, rules adopted under this subchapter must establish clear procedures by which an aggrieved person may appeal a contract award decision.

1. Stay. Persons aggrieved by a contract award decision may request a stay of a contract award decision. Such a request must be made to the State Purchasing Agent Director of the Bureau of General Services in writing within 30 days of notification of the contract award and must state the nature of the grievance.

The State Purchasing Agent Director of the Bureau of General Services shall issue a stay of a contract award decision, pending appeal, upon a showing of irreparable injury to the petitioner, a reasonable likelihood of success on the merits, and no substantial harm to adverse parties or to the general public.

The State Purchasing Agent Director of the Bureau of General Services shall notify the petitioner in writing of the State Purchasing Agent's director's decision regarding the issuance of a stay within 10 days of receipt of the request.

Failure of the petitioner to obtain a stay does not affect the petitioner's right to a hearing of appeal under this subchapter.

2. Request for hearing of appeal. Persons aggrieved by an agency contract award decision under this subchapter may request a hearing of appeal. Such a request must be made to the State Purchasing Agent Director of the Bureau of General Services in writing within 30 days of notification of the contract award. The State Purchasing Agent Director of the Bureau of General Services shall grant a hearing of appeal unless:

A. The State Purchasing Agent Director of the Bureau of General Services determines that:

- (1) The petitioner is not an aggrieved person;
- (2) A prior request by same petitioner relating to the same contract award has been granted;
- (3) The request was made more than 30 days after notice of contract award; or
- (4) The request is capricious; or

B. No contract award was granted.

The State Purchasing Agent Director of the Bureau of General Services shall notify the petitioner in writing of the State Purchasing Agent's director's decision regarding a request for a hearing of appeal within 30 days of receipt of the request. If a request for a hearing is granted, notification must be made at least 15 days before the hearing date and must include the date and location of the hearing and the names of the appeal committee members.

3. Appeal committee. A committee of 3 members shall hear a petitioner's appeal within 60 days of receipt of the request for an appeal. The Commissioner of Finance Administrative and Financial Services shall appoint the members of an appeal committee, except that persons who have any direct or indirect personal, professional or financial conflict of interest in the appeal or employees of any department affected by the contract may not serve on the appeal committee.

Members of an appeal committee appointed under this section shall meet at the appointed time and place in the presence of the petitioner and such individuals as the petitioner determines necessary for a full and fair hearing. The petitioner may present to the appeal committee any materials the petitioner considers relevant to the appeal.

The appeal committee shall keep a written record of each hearing and shall submit its decision and the reasons for its decision to the State Purchasing Agent Director of the Bureau of General Services in writing no later than 15 days following the hearing of appeal.

Subject to the requirements of rules adopted under this section and evidence presented during a hearing of appeal, the appeal committee may decide either to:

- A. Validate the contract award decision under appeal; or
- B. Invalidate the contract award decision under appeal.

Except as provided in paragraph B, an appeal committee may not modify the contract award under appeal, or make a new contract award. Contracts found invalid by an appeal committee under this subchapter become immediately void and of no legal effect.

Sec. Y-72. 5 MRSA §1833, 2nd ¶, as enacted by PL 1989, c. 501, Pt. P, §16, is amended to read:

The fund ~~shall~~ must be an internal service fund and be under the control of the Commissioner of Administrative and Financial Services and the supervision of the Bureau of Human Resources. The fund ~~shall~~ must be a continuing fund and ~~shall~~ may not lapse. The treasurer shall credit interest earned to the fund.

Sec. Y-73. 5 MRSA §1833, sub-§2, as enacted by PL 1989, c. 501, Pt. P, §16, is amended to read:

2. Transitional clause. The Workers' Compensation Management Fund ~~shall be~~ is effective July 1, 1989, to assist departments and agencies as approved by the commissioner Commissioner of Administrative and Financial Services. Central payment of workers' compensation management expenses ~~shall do~~ not take effect until October 2, 1989. Initial quarterly premium payments ~~shall be~~ are due to the fund on September 15, 1989.

By December 1, 1989, the commissioner Commissioner of Administrative and Financial Services shall inform ~~the Commissioner of Finance,~~ the State Budget Officer and any affected department or agency of the probability of increased premium charges for the remainder of the biennium. Thereafter, the commissioner shall provide notice of premium charges to the State Budget Officer and departments and agencies so that the charges may be incorporated in the normal budgetary process.

Agencies that do not have sufficient funding to pay the required premium charges shall request funds from the Second Regular Session of the 114th Legislature.

Sec. Y-74. 5 MRSA c. 158, sub-c. I, first 2 lines are repealed and the following enacted in their place:

SUBCHAPTER I
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

Sec. Y-75. 5 MRSA §§1871 and 1872, as enacted by PL 1985, c. 785, Pt. A, §78, are repealed.

Sec. Y-76. 5 MRSA §1873, sub-§2, as enacted by PL 1985, c. 785, Pt. A, §78, is amended to read:

2. Commissioner. "Commissioner" means the Commissioner of ~~Administration~~ Administrative and Financial Services.

Sec. Y-77. 5 MRSA §1873, sub-§3-A is enacted to read:

3-A. Director. "Director" means the Director of the Bureau of Information Services.

Sec. Y-78. 5 MRSA §1873, sub-§4, as enacted by PL 1985, c. 785, Pt. A, §78, is repealed.

Sec. Y-79. 5 MRSA §§1874 and 1875, as enacted by PL 1985, c. 785, Pt. A, §78, are repealed.

Sec. Y-80. 5 MRSA §1876, as amended by PL 1989, c. 501, Pt. H, is repealed.

Sec. Y-81. 5 MRSA §1877, as amended by PL 1987, c. 733, §4, is repealed.

Sec. Y-82. 5 MRSA §1877-A is enacted to read:

§1877-A. Powers and duties of commissioner

The commissioner has the authority and duties provided in this section. For purposes of this section, "commissioner" means the Commissioner of Administrative and Financial Services.

1. Report to the Legislature. The commissioner shall report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs at the beginning of the first regular session of each Legislature with respect to:

A. The degree of progress that has been made with respect to the coordination of data processing and computer programming within State Government:

(1) The Information Services Policy Board shall also evaluate the degree of progress in the coordination of data processing and computer programming within State Government and that evaluation must be included in this part of the report;

B. The problems that exist with respect to the coordination of data processing and computer programming activities within State Government:

(1) The Information Services Policy Board shall also describe and evaluate the prob-

lems that exist with respect to the coordination of data processing and computer programming in State Government and that evaluation must be included in this part of the report;

C. The degree to which personnel needs of state agencies are being met. This portion of the report must also include the evaluation of the Civil Service Policy Review Board with respect to this same issue; and

D. Any problems that exist with respect to current policies and procedures as they relate to the personnel needs of state agencies. This portion of the report must also include the evaluation of the Civil Service Policy Review Board with respect to the issue of this paragraph.

2. Asbestos abatement. The commissioner shall authorize the expenditure of funds for the abatement of asbestos-related hazards in buildings used by the courts of the State.

3. Indoor air quality and ventilation improvements. The commissioner shall develop priorities for improving indoor air quality and ventilation in preparing budget requests for the repair and capital improvement of state buildings.

Sec. Y-83. 5 MRSA c. 158, sub-c. II, first 2 lines are repealed and the following enacted in their place:

SUBCHAPTER II
BUREAU OF INFORMATION SERVICES

Sec. Y-84. 5 MRSA §1882, as enacted by PL 1985, c. 785, Pt. A, §78, is repealed.

Sec. Y-85. 5 MRSA §1883, as enacted by PL 1985, c. 785, Pt. A, §78, is amended to read:

§1883. Bureau of Information Services established

The ~~Office~~ Bureau of Information Services is established to help achieve the purpose set forth in this chapter.

Sec. Y-86. 5 MRSA §1884, as enacted by PL 1985, c. 785, Pt. A, §78, is amended to read:

§1884. Director of the Bureau of Information Services

1. Director of the Bureau of Information Services; appointment and qualifications. The Commissioner of ~~Administration~~ Administrative and Financial Services shall appoint the ~~Deputy Commissioner for Director of the Bureau of Information Services who shall be subject to review by the joint standing committee of the Legislature having jurisdiction over State Government and to~~

~~confirmation by the Legislature. The Governor shall establish the salary for the deputy commissioner. The deputy commissioner shall~~ Director of the Bureau of Information Services must be a well-qualified professional person who has demonstrated ability and accomplishments in the administration of data processing and computer programming services and telecommunications. Specifically, the ~~deputy commissioner shall~~ director must meet the following qualifications:

- A. Training, knowledge and experience in the design of data processing and computer programming systems for multiple types of users;
- B. Training, knowledge and experience in the management of data processing and computer programming systems;
- C. Training, knowledge and experience in the operation of data-processing equipment;
- D. Knowledge of telecommunications equipment and systems;
- E. An outstanding record of achievement in the administration or management of a data processing-computer programming system with multiple and diverse types of users; and
- F. Any other qualifications deemed necessary or prudent by ~~the board or the Commissioner of Administration~~ Administrative and Financial Services.

~~2. Restricted political activity. The provisions in section 679-A as they relate to the political activities of employees in the classified service shall apply to the deputy commissioner.~~

~~3. Removal. The deputy commissioner may be removed by the commissioner following review and comment by the board. If the deputy commissioner is removed for reasons other than just cause, the former deputy commissioner shall receive a sum of 1/2 of his annual compensation. The commissioner may remove the deputy commissioner for just cause, in which case, the deputy commissioner shall not receive 1/2 of his annual salary.~~

Sec. Y-87. 5 MRSA §1885, as amended by PL 1991, c. 291, §1, is further amended to read:

§1885. Purpose and organization

The ~~Office~~ Bureau of Information Services is under the direction of the ~~Deputy Commissioner of Administration for~~ Director of the Bureau of Information Services and is responsible for providing information services in data processing, planning for telecommunications and planning for the coordination of data processing throughout State Government.

1. Appointment of division director. The ~~deputy commissioner~~ Director of the Bureau of Information Services shall appoint the Director of Data Processing, referred to in this section as the division director, with the approval of the commissioner and in accordance with the Civil Service Law. The division director of the bureau must be a person with demonstrated knowledge, training and skills and significant experience in data processing and computer services. In addition, the division director must have a high record of achievement in providing data processing and computer programming services to multiple and diverse users.

~~2. Appointment of other employees. The deputy commissioner may appoint other employees, as the deputy commissioner determines necessary, to the Office of Information Services in accordance with the Civil Service Law.~~

Sec. Y-88. 5 MRSA §1886, as amended by PL 1989, c. 857, §§26 to 32, is further amended to read:

§1886. Powers and duties of the Director of the Bureau of Information Services

1. Supervision of data processing within the State Government. The ~~deputy commissioner~~ Director of the Bureau of Information Services shall supervise data processing activities within State Government.

2. Approve the acquisition and use of equipment. The ~~deputy commissioner~~ director, in accordance with written standards established by this chapter shall approve acquisition and use of all data processing and telecommunications services, equipment and systems by state agencies.

2-A. Maintain central telecommunications services. The ~~deputy commissioner~~ director shall maintain and operate central telecommunications services and may:

A. Employ or engage outside technical and professional services that may be necessary for telecommunications purposes;

B. Establish, through the Bureau of Accounts and Control, an Internal Telecommunications Fund Account. This fund ~~shall~~ must include, but is not be limited to, appropriations made to the program, funds transferred to the program from within the Department of ~~Administration~~ Administrative and Financial Services and funds received for telecommunications services rendered to system users;

C. Levy charges, according to a rate schedule based on uniform billing procedures approved by the board, against all units utilizing telecommunications services;

D. Submit a budget of estimated revenues and costs to be incurred by the program in the same

manner as required for the General Fund in chapters 145 and 149. Notwithstanding section 1583, allocations may be increased or adjusted by the State Budget Officer, with approval of the Governor, to specifically cover those adjustments determined to be necessary by the Commissioner of ~~Administration~~ Administrative and Financial Services. Further, any request for adjustment to the allocation ~~shall be~~ is subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs; and

E. Require departments and agencies to be a part of the central telecommunications service network. No capital items purchased through the Internal Telecommunications Fund may be given, transferred, sold or otherwise conveyed to any other department, agency or account without authorization through the normal budgetary process. Except as authorized by the ~~deputy commissioner~~ director, telecommunications services, equipment and systems ~~shall be~~ are deemed to be the responsibility and property of the fund.

3. Develop training and development programs in data processing. The ~~deputy commissioner~~ director is responsible for developing training and development programs for state employees in data processing and for the implementation of these programs.

4. Staff and technical assistance. The ~~deputy commissioner~~ director shall provide staff and technical assistance in data processing to other state agencies.

5. Develop and administer written standards for data processing and telecommunications. The ~~deputy commissioner~~ director shall develop and administer written standards for data processing and telecommunications subject to approval by the board. These written standards pertain to:

- A. Acquisition of equipment;
- B. Acquisition of computer programs;
- C. The development of computer systems and computer programs;
- D. Computer operations; and
- E. Any other standards determined necessary by the ~~deputy commissioner~~ director and the board.

5-A. Board approval required for written standards for data processing and telecommunications. All written standards for data processing and telecommunications are subject to final approval by the board.

6. Maintain central data processing services. The ~~deputy commissioner~~ director through the Bureau Divi-

sion of Data Processing shall maintain and operate central data processing services.

7. Develop and implement strategic and departmental planning process. The ~~deputy commissioner~~ director, in conjunction with the board and with the participation of the affected state agencies, shall develop and maintain strategic planning initiatives for all of State Government and specific state agencies for data processing and telecommunications. The ~~deputy commissioner~~ director is responsible for assisting state agencies in implementing the planning process.

A. The ~~deputy commissioner~~ director shall submit a report on the planning process to the Governor and the Legislature at the beginning of each legislative session.

8. Charges. The ~~deputy commissioner~~ director may levy appropriate charges against all state agencies utilizing services provided by the ~~office~~ bureau. The charges ~~shall~~ must be those fixed in a schedule or schedules prepared and revised as necessary by the ~~deputy commissioner~~ director and approved by the Information Services Policy Board and the commissioner. The schedule of charges ~~shall~~ must be supported and explained by accompanying information.

9. Budget. The ~~deputy commissioner~~ director shall submit a budget of estimated revenues and costs to be incurred by the ~~office~~ bureau.

10. Professional and technical services. The ~~deputy commissioner~~ director may employ or engage, within funds available, outside technical or professional personnel and services as ~~may be~~ necessary for carrying out the purposes of this chapter, subject to the approval of the commissioner.

11. Other powers and duties. The ~~deputy commissioner~~ director may make rules, subject to the approval of the Information Services Policy Board and the commissioner, for carrying out the purpose of this chapter.

12. Protection of information files. The ~~deputy commissioner~~ director, with the advice of the board, shall develop rules regarding the safeguarding, maintenance and use of information files relating to data processing required by law to be kept confidential, subject to the approval of the commissioner. The ~~office~~ shall be bureau is responsible for the enforcement of those rules. All data files ~~shall be~~ are the property of the agency or agencies responsible for their collection and utilization.

13. Assist the board. The ~~deputy commissioner~~ director shall assist the board in its duties and responsibilities. The ~~deputy commissioner~~ director shall make recommendations to the board with respect to the coordination of data processing, telecommunications and computer programming systems.

14. Report to the Legislature. The ~~deputy commissioner~~ director shall report to the joint standing committee of the Legislature having jurisdiction over State Government appropriations and financial affairs by January 31st of each year with respect to the achievements, the problems and the procedures planned for resolving the problems of the office and its mission. This report must include a complete compilation of written standards for data processing and telecommunications that have been approved by the board.

Sec. Y-89. 5 MRSA §1892, first ¶, as amended by PL 1991, c. 291, §2, is further amended to read:

The board consists of ~~17~~ 16 voting members and 2 advisory members appointed as provided in this section. For the purpose of this section, the word "designee" means a person in a major policy-influencing position as defined in chapter 71. When appointing a designee, a board member shall select one person to be the sole designee representing the particular agency.

Sec. Y-90. 5 MRSA §1892, sub-§1, ¶A, as repealed and replaced by PL 1989, c. 857, §35, is repealed.

Sec. Y-91. 5 MRSA §1892, sub-§1, ¶¶B, K and M, as repealed and replaced by PL 1989, c. 857, §35, are amended to read:

B. The Commissioner of ~~Finance~~ Administrative and Financial Services or the commissioner's designee;

K. The Executive Director of the Maine State Housing Authority or the executive director's designee;

M. The Executive Director of the Maine State Retirement System or the executive director's designee.

Sec. Y-92. 5 MRSA §1892, sub-§5, as amended by PL 1991, c. 291, §4, is further amended to read:

5. Chair. The chair of the board is appointed by the Governor from the Executive Department, except that the commissioner of the department in which the ~~Office Bureau~~ of Information Services is located is not eligible to chair the board.

Sec. Y-93. 5 MRSA §7034, sub-§§9 and 10, as enacted by PL 1991, c. 591, Pt. III, §16, are amended to read:

9. Administer state employee health insurance program. Administer a health insurance program that is consistent with the rules adopted by the State Employee Health Commission and the requirements of sections 285 to 286-A; ~~and~~

10. Administer state employee assistance program. Administer assessment and referral services for employees in need of these services in accordance with the program defined by section 957; ~~and~~

Sec. Y-94. 5 MRSA §7034, sub-§11 is enacted to read:

11. Administer state employee workers' compensation program. Administer the program of workers' compensation for state employees in conjunction with the programs for health and wellness and health insurance.

Sec. Y-95. 5 MRSA §7036, sub-§§25 and 26, as enacted by PL 1991, c. 591, Pt. III, §18, are amended to read:

25. Administer proactive state employee health and safety program. Work with the Office of Employee Relations, other bureaus and departments and state employees and their representatives to establish policies and programs that minimize the risk of injury to and incidence of illness among state employees, to include the administration of a first aid and health service in the State House complex for state employees and State House visitors; ~~and~~

26. Administer employee assistance program for state employees. Oversee and direct an employee assistance program for the purpose of assisting state employees to address and overcome personal difficulties that interfere with performance and productivity; ~~and~~

Sec. Y-96. 5 MRSA §7036, sub-§27 is enacted to read:

27. Administer state employee workers' compensation program. Administer the program of workers' compensation for state employees in conjunction with the programs for health and wellness and health insurance.

Sec. Y-97. 5 MRSA §7038, sub-§4, as enacted by PL 1985, c. 785, Pt. B, §38, is amended to read:

4. Penalty for failure to comply. The Commissioner of ~~Finance~~ Administrative and Financial Services ~~may~~ not authorize payment of any debts or liabilities of a department or salaries of persons in policy-influencing positions in a department or agency ~~which that~~, upon written notification by the director, is not in compliance with this section.

Sec. Y-98. 5 MRSA §7041, sub-§1, as enacted by PL 1985, c. 785, Pt. B, §38, is amended to read:

1. Establishment. The Policy Review Board, as authorized by chapter 379, is established to advise and

assist the Commissioner of ~~Administration~~ Administrative and Financial Services and the Director of Human Resources and to participate in specific policy-making activities.

Sec. Y-99. 5 MRSA §7041, sub-§2, as amended by PL 1985, c. 819, Pt. A, §6, is further amended to read:

2. Appointment and membership. The Policy Review Board ~~shall consist~~ consists of the Commissioner of Administration Administrative and Financial Services as an ex-officio nonvoting member and the following persons. For the purpose of this subsection, the term "designee" means a person in a major-policy influencing position as defined in chapter 71.

- A. The Commissioner of Transportation or ~~his~~ a designee;
- B. The Commissioner of Human Services or ~~his~~ a designee;
- C. The Commissioner of Mental Health and Mental Retardation or ~~his~~ a designee;
- D. The Commissioner of Conservation or ~~his~~ a designee;
- E. The Commissioner of Labor or ~~his~~ a designee;
- F. A representative from the Office of the Governor; and
- G. Two persons appointed by the Governor who are not state employees and who are well qualified by experience, training and education in personnel systems in the private sector with firms ~~which that~~ have implemented progressive personnel systems.

Sec. Y-100. 5 MRSA §7041, sub-§4, as enacted by PL 1985, c. 785, Pt. B, §38, is amended to read:

4. Meetings. The board shall meet at least ~~once a month~~ quarterly. Additional meetings ~~shall must~~ be held as necessary to conduct the business of the board and may be convened at the call of the ~~chairman~~ chair or at the call of 2 members. The board shall annually elect a ~~chairman~~ chair who may not be the Commissioner of Administration Administrative and Financial Services.

Sec. Y-101. 5 MRSA §12002-C, as amended by PL 1985, c. 785, Pt. A, §80, is further amended to read:

§12002-C. Per diem and expense vouchers

In order to receive per diem compensation or reimbursement for expenses as authorized by this chapter, a member of a board, ~~which that~~ is required to submit expense vouchers to the Department of Finance Administrative and Financial Services for reimbursement, ~~shall~~

must complete and sign an expense voucher form to the satisfaction of the Commissioner of Finance Administrative and Financial Services. Every board member shall certify in writing on the voucher form whether the per diem or expenses incurred for each item is an official meeting or hearing activity required by statute that has been called by the ~~chairman~~ chair of the board or by a person authorized by statute to call the meeting or hearing. In the event that the requested per diem or expense reimbursement is not the result of an official meeting or hearing of the board, the board member shall explain on the voucher the reason for the claim. The Commissioner of Finance Administrative and Financial Services may disapprove those expenses or portion of expenses that do not comply with this chapter.

Sec. Y-102. 5 MRSA §12003-A, sub-§8, as amended by PL 1989, c. 503, Pt. B, §29, is further amended to read:

8. Accounting procedure. Every board defined in sections 12004-A to 12004-L ~~shall have~~ has separate accounting activities as required and in the form prescribed by the Commissioner of Finance Administrative and Financial Services. These accounting procedures ~~shall must~~ show the income, expenses and expenditures of the board as separate from the income and expenditures of the department with which the board is associated or separate from the expenditures of the staff associated with or employed by the board. The expenses of the board to be shown in the activity accounts, at a minimum, shall must include any per diem or rate of compensation paid to the board members, travel expenses in state and out of state of board members and any other expenses deemed determined necessary or reasonable by the commissioner.

Sec. Y-103. 5 MRSA §12006, as amended by PL 1987, c. 402, Pt. A, §62, is further amended to read:

§12006. Penalty for failure to report

Members of any board ~~which that~~ fail to report to the Secretary of State, as required by section 12005, shall not be eligible to receive any daily rate or annual rate of compensation or any money for expenses incurred in the work of the board until the report to the Secretary of State is complete to the satisfaction of the Secretary of State. The Commissioner of Finance Administrative and Financial Services, the Secretary of State or the authorized person to pay compensation or expenses to members of the boards, shall not pay any rate of compensation or expenses to any member of a board ~~which that~~ has failed to report to the Secretary of State.

1. Notice of failure to report. The Commissioner of Finance Administrative and Financial Services shall send notice by certified mail to any board that has failed to report pursuant to section 12005. If the board fails to file the report within 30 days from the date the notice is

sent, the board ~~shall be~~ is deemed to be unwilling to disclose information vital to the public interest and necessary to determine whether the board serves the public health, safety or welfare.

A. If the board fails to respond as provided in this subsection, the Commissioner of ~~Finance Administrative and Financial Services~~ shall immediately notify the joint standing committee of the Legislature having jurisdiction over the operations of State Government of the board's failure to comply with the provisions of this chapter.

B. If the board fails to report within 6 months from the reporting date specified in section 12005, the board ~~shall be~~ is deemed unwilling to fulfill a public purpose and ~~shall~~ must be abolished. The Commissioner of ~~Finance Administrative and Financial Services~~ shall notify the board in writing that its authority is repealed and the board is abolished. The commissioner shall notify the joint standing committee of the Legislature having jurisdiction over ~~State Government state government mat-~~ ters that the board is abolished.

Sec. Y-104. 5 MRSA §12007, sub-§1, as enacted by PL 1987, c. 786, §8, is amended to read:

1. Appointment. Each board shall appoint a clerk who ~~shall be~~ is responsible for submitting reports to and responding to the Secretary of State and the Commissioner of ~~Finance Administrative and Financial Services~~. Each clerk shall provide the Secretary of State and Commissioner of ~~Finance Administrative and Financial Services~~ with the mailing address of the board and the clerk as required in this chapter. Each clerk shall respond and report in a timely manner as provided in this chapter.

Sec. Y-105. 5 MRSA §12009, sub-§1, as enacted by PL 1987, c. 786, §8, is amended to read:

1. Report to Commissioner of Administrative and Financial Services. The Secretary of State, by January 30th of each year, shall submit to the Commissioner of ~~Finance Administrative and Financial Services~~ a list of the boards, with the name and address of each clerk who failed to report as required in section 12005-A.

Sec. Y-106. 5 MRSA Pt. 26, as enacted by PL 1991, c. 622, Pt. BB, §1, is repealed.

Sec. Y-107. 8 MRSA §371, sub-§§1, 3 and 4, as enacted by PL 1987, c. 505, §2, are amended to read:

1. Bureau. "Bureau" means the Bureau of ~~Lottery Alcoholic Beverages and Lottery Operations~~ within the Department of ~~Finance Administrative and Financial Services~~ to carry out the purposes of this chapter.

3. Commissioner. "Commissioner" means the Commissioner of ~~Finance Administrative and Financial Services~~.

4. Director. "Director" means the ~~State Lottery Director of Alcoholic Beverages and Lottery Operations~~.

Sec. Y-108. 8 MRSA §372, sub-§1, as enacted by PL 1987, c. 505, §2, is repealed.

Sec. Y-109. 8 MRSA §372, sub-§2, ¶H, as enacted by PL 1987, c. 505, §2, is amended to read:

H. Certify monthly to the Treasurer of State, the commission and the commissioner a full and complete statement of lottery revenues, prize disbursements and other expenses for the preceding month; submit an annual report, subject to the approval of the commission, ~~which shall~~ that must include a full and complete statement of lottery revenues, prize disbursements and expenses, to the Governor and the Legislature, together with recommendations for changes in this chapter; ~~and~~

Sec. Y-110. 8 MRSA §372, sub-§2, ¶I, as amended by PL 1989, c. 879, §§1 and 4, is further amended to read:

I. Carry on a continuous study and investigation of the lotteries throughout the State and the operation and administration of similar laws that may be in effect in other states or countries. The director, subject to the prior approval of the commission, may enter into a written agreement with the Multi-State Lottery Association, known as Lotto*America, for the operation, marketing and promotion of a joint lottery or joint lottery games with other states.

Before the director may enter into a final agreement with Lotto*America under this paragraph, a hearing open to the public must be held. The hearing is not subject to the requirements of the Maine Administrative Procedure Act, Title 5, chapter 375. The director shall provide at least 30 days' public notice before the hearing may be held. Notice must be given by publication at least twice in a newspaper of general circulation in the State. If a final agreement with Lotto*America is entered into, the director shall submit monthly financial reports to the joint standing committee of the Legislature having jurisdiction over appropriations ~~mat-~~ ters. These reports must include statements of net profits to the General Fund and the costs to the State for operating, marketing and promoting Lotto*America.

Any final agreement entered into with Lotto*America must provide that the director has the authority to terminate the agreement upon the

provision of reasonable notice, not to exceed 6 months. The final agreement must further provide that the director may terminate the agreement at any time, without prior notice, in the event that the director's authority is withdrawn or limited by law: ; and

Sec. Y-111. 8 MRSA §372, sub-§2, ¶I, as amended by PL 1989, c. 879, §§2 and 4, is further amended to read:

I. Carry on a continuous study and investigation of the lotteries throughout the State and the operation and administration of similar laws that may be in effect in other states or countries: and

Sec. Y-112. 8 MRSA §372, sub-§2, ¶J is enacted to read:

J. Assign duties as necessary to a designee.

Sec. Y-113. 10 MRSA §918, sub-§3, as amended by PL 1989, c. 700, Pt. A, §36, is further amended to read:

3. Ex officio corporators. Ex officio corporators ~~shall~~ consist of the heads of the major state departments and agencies and the Chancellor of the University of Maine System. State department and agency heads ~~shall~~ include the following:

Treasurer of State;

Director of the State Planning Office;

Director of the State Development Office;

Commissioner of Agriculture, Food and Rural Resources;

Commissioner of Professional and Financial Regulation;

Commissioner of Conservation;

Commissioner of Education;

Commissioner of Environmental Protection;

Commissioner of ~~Finance~~ Administrative and Financial Services;

~~Commissioner of Administration~~;

Commissioner of Human Services;

Commissioner of Inland Fisheries and Wildlife;

Commissioner of Labor;

Commissioner of Marine Resources;

Commissioner of Mental Health and Mental Retardation;

Commissioner of Transportation;

Chief Executive Officer of the Finance Authority of Maine;

Executive Director of the Maine Municipal Bond Bank; and

Executive Director of the Maine State Housing Authority.

Sec. Y-114. 14 MRSA §8109, sub-§1, as amended by PL 1987, c. 402, Pt. A, §§104 and 105, is further amended to read:

1. Procedures for State. The State ~~shall have~~ has authority to settle claims filed against it pursuant to section 8104 in accordance with the following procedures.

A. Any agency may settle any claim for an amount of \$1,500 or less when such settlement is approved by the appropriate department or agency head in accordance with ~~regulations promulgated rules~~ adopted by the Commissioner of ~~Administration~~ Administrative and Financial Services.

B. Any other claim may be settled when such settlement is approved by the head of the department or agency against which the claim is filed, the Commissioner of ~~Administration~~ Administrative and Financial Services and the Attorney General.

Sec. Y-115. 14 MRSA §8115, sub-§1, as amended by PL 1987, c. 402, Pt. A, §106, is further amended to read:

1. Payment from next appropriation. In the event no insurance has been procured by the State to pay a claim or judgment arising under this chapter, and no appropriated funds are reasonably available, as determined by the Commissioner of ~~Administration~~ Administrative and Financial Services, the claim or judgment ~~shall~~ must be paid from the next appropriation to the state instrumentality whose action or omission, or the action or omission of whose employee, gave rise to the claim.

Sec. Y-116. 15 MRSA §5825, sub-§2, as enacted by PL 1987, c. 420, §2, is amended to read:

2. Department of Public Safety; centralized record. The Department of Public Safety shall maintain a centralized record of property seized, held by and ordered to the department. A report of the disposition of property previously held by the department and ordered by the court to any governmental entity ~~shall~~ must be provided at least quarterly to the Commissioner of ~~Finance~~ Administrative and Financial Services and the Office of

Fiscal and Program Review for review. These records ~~shall~~ must include an estimate as to the fair market value of items seized.

Sec. Y-117. 20-A MRSA §11054, as amended by PL 1985, c. 785, Pt. A, §91, is further amended to read:

§11054. Duties of board

The board on the part of the State shall obtain accurate accounts of all the board's receipts and disbursements and shall report to the Governor and the Commissioner of Finance Administrative and Financial Services annually on or before the 15th day of September, setting forth in such detail as the commissioner may require the transactions of the board for the fiscal year ending on the preceding June 30th. They shall include in such report recommendations for any legislation as may be necessary or desirable to carry out the intent and purposes of the New England Higher Education Compact among the states joining.

Sec. Y-118. 20-A MRSA §13451, sub-§4, as enacted by PL 1989, c. 878, Pt. A, §46, is amended to read:

4. Master policy certificates. The insurance company or companies or nonprofit organizations, or both, shall furnish the usual master policy and certificates. The original master policy and certificate ~~shall~~ must be held by the organization offering the insurance plan and the Commissioner of Administration Administrative and Financial Services shall hold a certified copy. Each insured retired teacher-member ~~shall~~ must receive a certificate setting forth the benefits to which entitled, to whom payable, to whom claims ~~shall~~ must be submitted and summarizing the provisions of the policy principally affecting the retired teacher-member.

Sec. Y-119. 23 MRSA §152, 5th ¶, as repealed and replaced by PL 1987, c. 769, Pt. A, §81, is amended to read:

The commission ~~shall~~ must maintain an office in Kennebec County. The Commissioner of Finance Administrative and Financial Services shall appoint, subject to the Civil Service Law, a clerk of the commission to keep its records and to perform such other duties as the commission ~~shall prescribe~~ prescribes. The clerk ~~shall~~ have has authority to certify to all official acts of the commission, administer oaths, issue subpoenas, and issue all processes, notices, orders or other documents necessary to the performance of the duties of the commission.

Sec. Y-120. 23 MRSA §152, 6th ¶, as repealed and replaced by PL 1987, c. 769, Pt. A, §82, is amended to read:

The Commissioner of Finance Administrative and Financial Services shall appoint and fix the compensation of a reporter to the commission, and shall review and approve all charges made by such reporter for transcripts of the record of hearings before the commission. The commissioner may appoint, subject to the Civil Service Law, such clerical assistants for the commissioner as ~~he deems~~ the commissioner considers necessary.

Sec. Y-121. 26 MRSA §979-A, sub-§5, as amended by PL 1985, c. 785, Pt. A, §98, is further amended by amending the 2nd paragraph to read:

The Bureau of Employee Relations, through the Commissioner of Administration Administrative and Financial Services, shall act as directed by the Governor to:

Sec. Y-122. 28-A MRSA §2, sub-§6, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

6. Bureau. "Bureau" means the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Finance Administrative and Financial Services.

Sec. Y-123. 28-A MRSA §2, sub-§§9-A and 10-A, as enacted by PL 1991, c. 376, §46, are amended to read:

9-A. Commissioner. "Commissioner" means the Commissioner of Finance Administrative and Financial Services.

10-A. Director. "Director" means the Director of the Bureau of Alcoholic Beverages and Lottery Operations.

Sec. Y-124. 28-A MRSA §63, sub-§1, as enacted by PL 1987, c. 45, Pt. A, §4, is repealed and the following enacted in its place:

1. Bureau of Alcoholic Beverages and Lottery Operations; rules. The commission shall establish rules and procedures for the administration of the state liquor laws. The day-to-day activities of the bureau are under the supervision of the commissioner and the director.

Sec. Y-125. 28-A MRSA §64, sub-§3, as amended by PL 1991, c. 9, Pt. FF, is further amended to read:

3. Authorized working capital. The maximum permanent working capital of the commission is established at \$2,000,000 and permanent advances up to this amount may be authorized by the Governor upon recommendation of the commission with the approval of the Commissioner of Finance Administrative and Financial Services. The permanent working capital of the commission may be supplemented by temporary loans from

other state funds upon recommendation of the commission and by approval of the Commissioner of Finance Administrative and Financial Services and the Governor.

Sec. Y-126. 28-A MRSA §71, as enacted by PL 1987, c. 45, Pt. A, §4, is repealed.

Sec. Y-127. 28-A MRSA §72-A, first ¶, as enacted by PL 1991, c. 376, §49, is amended to read:

The director or the director's designee has the following duties. The director or the director's designee shall:

Sec. Y-128. 28-A MRSA §72-A, sub-§9, as enacted by PL 1991, c. 376, §49, is amended to read:

9. Investigate and recommend changes. Carry on a continuous study and investigation of the sale of alcoholic beverages throughout the State and the operation and administration of the state-operated retail stores and recommend to the commission and the commissioner of finance any changes in the laws or rules and methods of operation that are in the best interest of the State.

Sec. Y-129. 28-A MRSA §403, sub-§1, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

1. Discount store. Notwithstanding the provisions of section 1651, the commission, with the approval of the Commissioner of Finance Administrative and Financial Services, may reduce the price of liquor in 2 state liquor stores.

Sec. Y-130. 28-A MRSA §1651, sub-§2, ¶C, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

C. Notwithstanding the other provisions of this section, with approval of the Commissioner of Finance Administrative and Financial Services, the commission may reduce the price of discontinued items of liquor. The reduced price ~~must~~ may not be less than the actual cost of the discontinued liquor items and the commission may not discontinue an item for a period of at least 6 months after that item has been listed and on sale in state liquor stores.

Sec. Y-131. Appropriations. The following funds are appropriated from the General Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB related to the creation of the Department of Administrative and Financial Services. Appropriation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and

submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

Office of the Commissioner - Administration

Positions - Legislative Count	(-5.0)
Personal Services	(\$243,133)
All Other	(51,445)
	<hr/>
TOTAL	(294,578)

Provides for the net transfer of the following positions to the new Department of Administrative and Financial Services: one Commissioner position and one Senior Administrative Secretary to the Office of the Commissioner, Administrative and Financial Services; one Director of Management and Budget and one secretary position to the Division of Financial Services; and one Personnel Officer position to the Division of Personnel Services. All remaining positions stay within the existing program.

Public Improvements - Planning - Construction - Administration

Positions - Legislative Count	(-14.0)
Personal Services	(664,105)
All Other	(34,620)
	<hr/>
TOTAL	(698,725)

Provides for the transfer of a Chief Accountant position to the Division of Financial Services dedicated account within the new Department of Administrative and Financial Services. All remaining positions stay within the existing program.

Buildings and Grounds Operations

Positions - Legislative Count	(-114.0)
Personal Services	(3,114,997)
All Other	(3,618,603)
	<hr/>
TOTAL	(6,733,600)

**Capital Construction - Repairs -
Improvements - Administration**

All Other	(504,875)
Capital Expenditures	(1,355,000)
TOTAL	(1,859,875)

Risk Management - Operations

All Other	(1,128,825)
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Employee Relations - Office of

Positions - Legislative Count	(-10.0)
Personal Services	(523,769)
All Other	(67,405)
TOTAL	(591,174)

Administration - Human Resources

Positions - Legislative Count	(-33.0)
Personal Services	(1,308,840)
All Other	(217,587)
TOTAL	(1,526,427)

Purchases - Bureau of

Positions - Legislative Count	(-10.0)
Personal Services	(294,579)
All Other	(32,849)
TOTAL	(327,428)

**State Police Headquarters
Building Maintenance**

Personal Services	(64,998)
All Other	(68,247)
TOTAL	(133,245)

**Public Improvements - Division of
Safety and Environmental Services**

Positions - Legislative Count	(-1.0)
Personal Services	(43,443)
All Other	(14,365)
TOTAL	(57,808)

**DEPARTMENT OF
ADMINISTRATION
TOTAL**

(13,351,685)

**ADMINISTRATIVE AND FINANCIAL
SERVICES, DEPARTMENT OF****Office of the Commissioner -
Administrative and Financial Services**

Positions - Legislative Count	(4.0)
Personal Services	265,209
All Other	18,000
TOTAL	283,209

Provides for the transfer of one Commissioner position to be classified as a Deputy Commissioner and one Senior Administrative Secretary position from the Office of the Commissioner within the Department of Administration; and the transfer of one Commissioner position and one Administrative Assistant position from the Office of the Commissioner within the Department of Finance.

**Financial and Personnel Services -
Division of**

Positions - Legislative Count	(12.0)
Personal Services	524,762
All Other	45,308
TOTAL	570,070

Provides for the transfer of one Director of Management and Budget position, one Secretary position and one Personnel Officer position from the Office of the Commissioner within the Department of Administration; one Accountant II position, one Director of Administrative Services position, one Personnel Manager position, one Personnel Assistant position, one Payroll Supervisor position, one Accountant I position, one Chief Accountant position and one Clerk Typist II position from the Division of Administrative Services within the Department of Finance; and one Chief Accountant position from the Bureau of Public Improvements - Planning/Construction - Administration within the Department of Administration.

**Financial and Personnel Services -
Division of**

Positions - Legislative Count	(-1.0)
Personal Services	(64,780)
All Other	(1,875)
TOTAL	(66,655)

Provides for the deappropriation of funds through the transfer of one position from the Division of Financial and Personnel Services to the Bureau of the Budget to effect the implementation of the internal control function.

Bureau of the Budget

Position - Legislative Count	(1.0)
Personal Services	64,780
All Other	1,875
TOTAL	66,655

Provides for the appropriation of funds for the transfer of one position from the Division of Financial and Personnel Services to implement the internal control function.

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

Positions - Legislative Count	(13.0)
Personal Services	614,988
All Other	34,620
TOTAL	649,608

Provides for the transfer of one Chief Accountant position to the Division of Financial Services within the new Department of Administrative and Financial Services. All remaining positions stay within the existing program.

Buildings and Grounds Operations

Positions - Legislative Count	(114.0)
Personal Services	3,114,997
All Other	3,618,603
TOTAL	6,733,600

**Capital Construction - Repairs -
Improvements - Administration**

All Other	504,875
Capital Expenditures	1,355,000

TOTAL	1,859,875
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Risk Management - Operations

All Other	1,128,825
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Employee Relations - Office of

Positions - Legislative Count	(10.0)
Personal Services	523,769
All Other	67,405
TOTAL	591,174

Administration - Human Resources

Positions - Legislative Count	(33.0)
Personal Services	1,308,840
All Other	217,587
TOTAL	1,526,427

Purchases - Division of

Positions - Legislative Count	(10.0)
Personal Services	294,579
All Other	32,849
TOTAL	327,428

**State Police Headquarters
Building Maintenance**

Personal Services	64,998
All Other	68,247
TOTAL	133,245

**Public Improvements - Division of
Safety and Environmental Services**

Positions - Legislative Count	(1.0)
Personal Services	43,443
All Other	14,365
TOTAL	57,808

Elderly Tax Deferral Program

All Other	148,530
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Maine Residents Property Tax Program

All Other	18,758,218
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Veterans Tax Reimbursement

All Other	504,902
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Salary Plan

Personal Services	314,300
All Other	(6,163)
TOTAL	308,137

Independent Audit - Finance

All Other	73,529
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Tree Growth Tax Reimbursement

All Other	3,058,825
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Budget - Bureau of the

Positions - Legislative Count	(12.0)
Personal Services	632,118
All Other	63,233
Capital Expenditures	4,735
TOTAL	700,086

Accounts and Control - Bureau of

Positions - Legislative Count	(40.0)
Personal Services	1,488,386
All Other	319,646
Capital Expenditures	15,124
TOTAL	1,823,156

**Accounts and Control - Bureau of -
Systems Project**

All Other	3,048,532
Capital Expenditures	25,000
TOTAL	3,073,532

Elderly Householders' Tax Refund

All Other	5,592,320
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Taxation - Bureau of

Positions - Legislative Count	(306.0)
Positions - Other Count	(22.5)
Personal Services	11,605,185
All Other	5,979,753
Capital Expenditures	413,825
TOTAL	17,998,763

**Executive Branch Departments and
Independent Agencies - Statewide**

Personal Services	(7,659,512)
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**Executive Branch Departments and
Independent Agencies - Statewide**

All Other	(180,000)
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**Executive Branch Departments and
Independent Agencies - Statewide**

All Other	(9,370,000)
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**Executive Branch Departments and
Independent Agencies - Statewide**

All Other	(250,000)
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**DEPARTMENT OF ADMINISTRATIVE
AND FINANCIAL SERVICES**

TOTAL	48,441,755
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FINANCE, DEPARTMENT OF**Administrative Services - Finance**

Positions - Legislative Count	(-13.0)
Personal Services	(511,992)
All Other	(25,577)
Capital Expenditures	(2,000)
TOTAL	(539,569)

Provides for the transfer of one Chief Accountant position and one Accountant II position to the Financial Services - Division of General Fund account; one Auditor III position, one vacant Accountant III position, one Account Clerk II position and 2 Account Clerk I positions to the Financial Services - Division of dedicated account; and one Director of Administrative Services position, one Personnel Manager position, one Personnel Assistant position, one Payroll Supervisor position, one Accountant I position and one Clerk Typist II position to the Division of Personnel Services within the Department of Administrative and Financial Services.

Administration - Finance

Positions - Legislative Count	(-2.0)
Personal Services	(143,209)
All Other	(7,644)
TOTAL	(150,853)

Provides for the transfer of one Commissioner position and one Administrative Assistant position to the Office of the Commissioner within the Department of Administrative and Financial Services.	
Elderly Tax Deferral Program	
All Other	(148,530)
Maine Residents Property Tax Program	
All Other	(18,758,218)
Veterans Tax Reimbursement	
All Other	(504,902)
Salary Plan	
Personal Services	(314,300)
All Other	6,163
TOTAL	(308,137)
Independent Audit - Finance	
All Other	(73,529)
Tree Growth Tax Reimbursement	
All Other	(3,058,825)
Budget - Bureau of the	
Positions - Legislative Count	(-12.0)
Personal Services	(632,118)
All Other	(63,233)
Capital Expenditures	(4,735)
TOTAL	(700,086)
Accounts and Control - Bureau of	
Positions - Legislative Count	(-40.0)
Personal Services	(1,488,386)
All Other	(319,646)
Capital Expenditures	(15,124)
TOTAL	(1,823,156)
Accounts and Control - Bureau of - Systems Project	
All Other	(3,048,532)
Capital Expenditures	(25,000)
TOTAL	(3,073,532)

Elderly Householders' Tax Refund	
All Other	(5,592,320)
Taxation - Bureau of	
Positions - Legislative Count	(-306.0)
Positions - Other Count	(-22.5)
Personal Services	(11,605,185)
All Other	(5,979,753)
Capital Expenditures	(413,825)
TOTAL	(17,998,763)

Executive Branch Departments and Independent Agencies - Statewide

Personal Services 7,659,512

Executive Branch Departments and Independent Agencies - Statewide

All Other 180,000

Executive Branch Departments and Independent Agencies - Statewide

All Other 9,370,000

Executive Branch Departments and Independent Agencies - Statewide

All Other 250,000

DEPARTMENT OF FINANCE
TOTAL (35,270,908)

SECTION Y-131
TOTAL APPROPRIATIONS (180,838)

Sec. Y-132. Allocation. The following funds are allocated from the Highway Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

State Police Headquarters
Building Maintenance

Positions - Legislative Count (-5.0)
Personal Services (\$59,512)

All Other	(38,709)
TOTAL	<u>(98,221)</u>

Transportation Building Maintenance

Positions - Legislative Count	(-14.0)
Personal Services	(380,424)
All Other	(208,244)
TOTAL	<u>(588,668)</u>

DEPARTMENT OF ADMINISTRATION

TOTAL	<u>(686,889)</u>
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ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**Transportation Building Maintenance**

Positions - Legislative Count	(14.0)
Personal Services	380,424
All Other	208,244
TOTAL	<u>588,668</u>

State Police Headquarters Building Maintenance

Positions - Legislative Count	(5.0)
Personal Services	59,512
All Other	38,709
TOTAL	<u>98,221</u>

Claims Board

Positions - Legislative Count	(2.0)
Personal Services	103,127
All Other	50,254
TOTAL	<u>153,381</u>

Salary Plan

Personal Services	942,900
-------------------	---------

Executive Branch Departments and Independent Agencies - Statewide

Personal Services	(1,674,100)
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DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

TOTAL	<u>109,070</u>
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FINANCE, DEPARTMENT OF**Claims Board**

Positions - Legislative Count	(-2.0)
Personal Services	(103,127)
All Other	(50,254)
TOTAL	<u>(153,381)</u>

Salary Plan

Personal Services	(942,900)
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Executive Branch Departments and Independent Agencies - Statewide

Personal Services	1,674,100
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DEPARTMENT OF FINANCE

TOTAL	<u>577,819</u>
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SECTION Y-132

TOTAL ALLOCATIONS	<u>-0-</u>
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Sec. Y-133. Allocation. The following funds are allocated from Other Special Revenue for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93**ADMINISTRATION, DEPARTMENT OF****Accident - Sickness - Health Insurance**

Positions - Legislative Count	(-12.0)
Personal Services	(446,017)
All Other	(196,525)
TOTAL	<u>(642,542)</u>

Provides for the transfer of one Accountant I position to Financial Services - Division of dedicated account and the transfer of one Accountant I position to Personnel Services - Division of General Fund account within the Department of Administrative and Financial Services. All remaining positions remain within the same program in the new department.

Employee Health Services

Positions - Other Count	(-7.0)
Personal Services	(314,742)
All Other	(480,917)
TOTAL	(795,659)

Administration - Human Resources

Positions - Other Count	(-2.0)
Personal Services	(85,639)
All Other	(154,830)
Capital Expenditures	(3,000)
TOTAL	(243,469)

Lewiston Office Complex - Bureau of Public Improvements

Positions - Other Count	(-1.0)
Personal Services	(28,173)
All Other	(123,276)
Capital Expenditures	(408,000)
TOTAL	(559,449)

Buildings and Grounds Operations

All Other	(66,780)
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Buildings and Grounds Operations

All Other	(155)
Capital Expenditures	(10,000)
TOTAL	(10,155)

Buildings and Grounds Operations

All Other	(435,162)
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DEPARTMENT OF ADMINISTRATION TOTAL

(2,753,216)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Accident - Sickness - Health Insurance

Positions - Legislative Count	(10.0)
Personal Services	381,167
All Other	196,525
TOTAL	577,692

Provides funds for the transfer of one Accountant I position to the Financial Services - Division of dedicated account and the transfer of one Accountant I

position to the Personnel Services - Division of General Fund account within the Department of Administrative and Financial Services. All remaining positions remain within the same program in the new department.

Financial and Personnel Services - Division of

Positions - Legislative Count	(24.0)
Personal Services	848,984
All Other	50,000
Capital Expenditures	2,500
TOTAL	901,484

Provides for the transfer of the following 24 positions to the Division of Financial and Personnel Services: one Auditor III position, one vacant Accountant III position, one Account Clerk II position and 2 Account Clerk I positions from the Division of Administrative Services within the Department of Finance; one Accountant II position, 2 Accountant I positions and one Account Clerk II position from the Bureau of Lottery within the Department of Finance; one Chief Accountant position, one Accountant III position, one Account Clerk II position, one Account Clerk I position and one Accountant I position from Central Services - Purchases within the Department of Administration; one Business Manager I position, one Accountant I position and 2 Account Clerk II positions from the Intergovernmental Telecommunications Fund within the Department of Administration; one Financial Analyst position from the Office of Informational Services within the Department of Administration; one Business Manager II position, one Accountant III position and one Accountant I position from the Bureau of Data Processing within the Department of Administration;

and 2 Accountant I positions from Accident - Sickness - Health Insurance within the Department of Administration.

Personal Services	2,835
All Other	2,683
TOTAL	5,518

Employee Health Services

Positions - Other Count	(7.0)
Personal Services	185,917
All Other	552,967
TOTAL	738,884

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL

8,921,593

FINANCE, DEPARTMENT OF**Unorganized Territory Education and Services Fund - Finance**

All Other	(4,700,000)
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County Tax Reimbursement

All Other	(683,000)
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Taxation - Bureau of

Personal Services	(2,835)
Capital Expenditures	(2,683)

TOTAL	(5,518)
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DEPARTMENT OF FINANCE TOTAL

(5,388,518)

SECTION Y-133**TOTAL ALLOCATIONS**

779,859

Sec. Y-134. Allocation. The following funds are allocated from the Postal, Printing and Supply Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93**ADMINISTRATION, DEPARTMENT OF****Central Services - Purchases**

Positions - Other Count	(-78.0)
Personal Services	(2,428,528)
All Other	(1,285,064)
TOTAL	(3,713,592)

Provides for the transfer of one Chief Accountant position, one Accountant III position, one

Administration - Human Resources

Positions - Other Count	(2.0)
Personal Services	85,639
All Other	154,830
Capital Expenditures	3,000
TOTAL	243,469

Lewiston Office Complex - Bureau of Public Improvements

Positions - Other Count	(1.0)
Personal Services	28,173
All Other	123,276
Capital Expenditures	408,000
TOTAL	559,449

Buildings and Grounds Operations

All Other	66,780
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Buildings and Grounds Operations

All Other	155
Capital Expenditures	10,000
TOTAL	10,155

Buildings and Grounds Operations

Personal Services	435,162
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Unorganized Territory Education and Services Fund - Finance

All Other	4,700,000
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County Tax Reimbursement

All Other	683,000
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Taxation - Bureau of

Account Clerk II position, one Account Clerk I position and one Accountant I position to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the same program within the new department.

1992-93

DEPARTMENT OF ADMINISTRATION TOTAL

(3,713,592)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Central Services - Purchases

Positions - Other Count	(73.0)
Personal Services	2,280,514
All Other	1,285,064
TOTAL	<u>3,565,578</u>

Provides for the transfer of one Chief Accountant position, one Accountant III position, one Account Clerk II position, one Account Clerk I position and one Accountant I position to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the same program within the new department.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL

3,565,578

SECTION Y-134 TOTAL ALLOCATIONS

(148,014)

Sec. Y-135. Allocation. In order to provide for expansion and upgrading of central telecommunications services provided by the Intergovernmental Telecommunications Fund the following amounts, or as much as may be necessary, are allocated from the revenue derived from operations of the fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

ADMINISTRATION, DEPARTMENT OF

Intergovernmental Telecommunications Fund

Positions - Legislative Count	(-38.0)
Personal Services	(1,537,671)
All Other	(7,507,787)

TOTAL (9,045,458)

Provides for the elimination of one Business Manager I position and the transfer of one Accountant I position and 2 Account Clerk II positions to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the existing program within the new department.

DEPARTMENT OF ADMINISTRATION TOTAL

(9,045,458)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Intergovernmental Telecommunications Fund

Positions - Legislative Count	(34.0)
Personal Services	1,405,738
All Other	7,507,787

TOTAL 8,913,525

Provides for the transfer of one Business Manager I position, one Accountant I position and 2 Account Clerk II positions to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the existing program within the new department.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL

8,913,525

SECTION Y-135 TOTAL ALLOCATIONS

(131,933)

Sec. Y-136. Allocation. The following funds are allocated from the Office of Information Services Fund for the fiscal year ending June 30, 1993 to carry out

the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

Information Services

Positions - Other Count	(-12.0)
Personal Services	(690,476)
All Other	(408,481)
TOTAL	<u>(1,098,957)</u>

Provides for the transfer of one Financial Analyst position to the Division of Financial Services within the Department of Administrative and Financial Services. All remaining positions remain in the existing program within the new department.

DEPARTMENT OF ADMINISTRATION	
TOTAL	<u>(1,098,957)</u>

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Information Services

Positions - Other Count	(11.0)
Personal Services	641,072
All Other	408,481
TOTAL	<u>1,049,553</u>

Provides for the transfer of one Financial Analyst position to the Division of Financial Services within the Department of Administrative and Financial Services. All remaining positions remain in the existing program within the new department.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
TOTAL	<u>1,049,553</u>

SECTION Y-136	
TOTAL ALLOCATIONS	<u>(49,404)</u>

Sec. Y-137. Allocation. The following funds are allocated from the Risk Management Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

Risk Management - Operations

Positions - Other Count	(-5.0)
Personal Services	(253,687)
All Other	(53,218)
TOTAL	<u>(306,905)</u>

DEPARTMENT OF ADMINISTRATION	
TOTAL	<u>(306,905)</u>

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Risk Management - Operations

Positions - Other Count	(5.0)
Personal Services	253,687
All Other	53,218
TOTAL	<u>306,905</u>

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
TOTAL	<u>306,905</u>

SECTION Y-137	
TOTAL ALLOCATIONS	<u>-0-</u>

Sec. Y-138. Allocation. The following funds are allocated from the Bureau of Data Processing Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

Data Processing Services

Positions - Other Count	(-157.0)
Personal Services	(7,530,569)
All Other	(9,681,929)
TOTAL	<u>(17,212,498)</u>

Provides for the transfer of one Business Manager II, one Accountant III, and one Accountant I position to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions shall remain in the existing program in the new department.

DEPARTMENT OF ADMINISTRATION TOTAL

(17,212,498)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Data Processing Services

Positions - Other Count	(154.0)
Personal Services	7,414,498
All Other	9,681,929
TOTAL	<u>17,096,427</u>

Provides for the transfer of one Business Manager II position, one Accountant III position and one Accountant I position to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the existing program in the new department.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL

17,096,427

SECTION Y-138 TOTAL ALLOCATIONS

(116,071)

Sec. Y-139. Allocation. The following funds are allocated from the Central Motor Pool Fund for the

fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

1992-93

ADMINISTRATION, DEPARTMENT OF

Central Motor Pool

Positions - Other Count	(-7.5)
Personal Services	(228,266)
All Other	(5,288,750)
TOTAL	<u>(5,517,016)</u>

DEPARTMENT OF ADMINISTRATION TOTAL

(5,517,016)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Central Motor Pool

Positions - Other Count	(7.5)
Personal Services	228,266
All Other	5,288,750
TOTAL	<u>5,517,016</u>

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL

5,517,016

SECTION Y-139 TOTAL ALLOCATIONS

-0-

Sec. Y-140. Allocation. In order to provide for the necessary expenses of operation and administration of the Bureau of Alcoholic Beverages and the State Liquor Commission, the following amounts are allocated from the revenues derived from operations of the State Alcoholic Beverages Fund for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

	1992-93
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
Alcoholic Beverages - General Operation	
All Other	517,400
Alcoholic Beverages - General Operation	
Positions - Legislative Count	(178.0)
Positions - Other Count	(10.0)
Personal Services	7,021,369
All Other	2,955,809
TOTAL	<u>9,977,178</u>
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
TOTAL	<u>10,494,578</u>
FINANCE, DEPARTMENT OF	
Alcoholic Beverages - General Operation	
All Other	(517,400)
Alcoholic Beverages - General Operation	
Positions - Legislative Count	(-211.0)
Positions - Other Count	(-10.0)
Personal Services	(7,021,369)
All Other	(2,955,809)
TOTAL	<u>(9,977,178)</u>
DEPARTMENT OF FINANCE	
TOTAL	<u>(10,494,578)</u>
SECTION Y-140	
TOTAL ALLOCATIONS	<u>-0-</u>

Sec. Y-141. Allocation. In order to provide for the necessary expenses of operation and administration of the Bureau of Lottery, the following amounts, or as much as may be necessary, are allocated from the revenues derived from operations of the State Lottery for the fiscal year ending June 30, 1993 to carry out the purposes of Public Law 1991, chapter 622, Part BB, related to the creation of the Department of Administrative and Financial Services. Allocation and position transfers between departments and programs are presented below in accordance with the detailed reorganization plan reviewed and approved by the Bureau of the Budget and submitted to the Joint Standing Committee on Appropriations and Financial Affairs.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

1992-93

Lottery Operations	
Positions - Legislative Count	(36.0)
Personal Services	1,311,748
All Other	1,067,868
TOTAL	<u>2,379,616</u>
Provides for the transfer of one Accountant II position, one Account Clerk II position and 2 Accountant I positions to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions remain in the existing program within the new department. Reflects in All Other the net effect of the charge-back for central accounting services and the lease avoidance savings from the construction of a consolidated facility for alcoholic beverages and lottery operations.	

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES	
TOTAL	<u>2,379,616</u>

FINANCE, DEPARTMENT OF	
Lottery Operations	
Positions - Legislative Count	(-40.0)
Personal Services	(1,451,338)
All Other	(973,861)
TOTAL	<u>(2,425,199)</u>

Provides for the transfer of one Accountant II, one Account Clerk II, and 2 Accountant I positions to Financial Services - Division of dedicated account within the Department of Administrative and Financial Services. All remaining positions shall remain in the existing program within the new department.

DEPARTMENT OF FINANCE	
TOTAL	<u>(2,425,199)</u>

SECTION Y-141	
TOTAL ALLOCATIONS	<u>(45,583)</u>

Sec. Y-142. Allocation of funds. Allocations for certain general ledger accounts appearing in this Part that are not specifically allocated in another Act are included in this Part for informational purposes only.

PART Z

Sec. Z-1. Department of Administrative and Financial Services; lease purchase proposal for acquisition and upgrade of telecommunications systems. Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, Division of Financial and Personnel Services may enter into financing agreements on behalf of the Bureau of Information Services Telecommunications Division for the acquisition or upgrade of telecommunications systems related to the needs of the following agencies and locations in the following amounts:

Department of Marine Resources McKown Point	\$60,000
Maine Technical College System Kennebec Valley Technical College	\$60,000
Secretary of State Division of Motor Vehicles building, Augusta	\$270,000
Department of Administrative and Financial Services Equipment and cabling to support the statewide network	\$710,000

The agreements may not exceed 3 years in duration, and \$1,100,000 in principal costs. Interest rates are estimated not to exceed 7% over the life of these agreements. Interest cost may not exceed \$155,000. The annual principal and interest costs must be paid from the All Other and Capital Expenditure allocations to the Intergovernmental Telecommunications Fund. The financing agreements must provide that the State will become the ultimate owner of the acquired or upgraded systems and that future principal and interest payments may be discontinued if the Legislature does not allocate funds for this purpose.

Up to 8% of the amount of this authorization may be used for telecommunications systems financing agreements not specifically identified in this section.

PART AA

Sec. AA-1. Maine Transportation Authority study; transfer. The Department of Transportation, in cooperation with the Maine Turnpike Authority and other interested parties, shall evaluate the feasibility of the establishment of the Maine Transportation Authority. The department shall report its findings to the joint standing committee of the Legislature having jurisdiction over transportation matters by January 15, 1993.

The Department of Transportation shall transfer \$5,000,000 of operating surplus funds, that are over and above all transfers to the Department of Public Safety and the Department of Transportation required by the Maine Revised Statutes, Title 23, received from the Maine Turnpike Authority to the General Fund by June 30, 1993.

PART BB

Sec. BB-1. 5 MRSA §150, 2nd ¶, as amended by PL 1991, c. 589, §1 and affected by §5, is further amended to read:

The Treasurer of State, with the approval of the Governor may negotiate a temporary loan or loans in anticipation of taxes levied for that fiscal year, but not exceeding a total of that amount of taxes estimated by the Treasurer of State to be collected in the fiscal year in which such temporary loan or loans, or renewal thereof, is made, provided that such temporary loans or renewals thereof may not exceed any limitation set forth in the Constitution of Maine, Article IX, Section 14. Such loans may be renewed from time to time as the Treasurer of State, with the approval of the Governor, may determine, provided that each loan or renewal thereof must be retired not later than the close of the fiscal year in which such loan was originally made and for which were levied the taxes in anticipation of the collection of which such loan was originally made; and that each such loan or renewal thereof must comply with the provisions of this section and the Constitution of Maine, Article IX, Section 14. The Treasurer of State is directed to pay such loan or loans in anticipation of taxes during such year and there is appropriated for any year in which the Treasurer of State and the Governor deem it necessary to borrow in anticipation of taxes the sum of \$30,000,000; except that for fiscal year 1991-92, the sum may not exceed \$150,000,000 and for fiscal year 1992-93, the sum may not exceed \$170,000,000.

PART CC

Sec. CC-1. 36 MRSA §4434, last ¶, as enacted by PL 1987, c. 772, §35, is amended to read:

The tax imposed by this chapter is due and payable not more than 30 days after assessment by the State Tax Assessor, unless the district attorney collects the tax due on conviction of the dealer prior to assessment by the State Tax Assessor. Any tax collected by the district attorney pursuant to this section constitutes final settlement of the assessment from which no appeal is allowed and must be sent to the State Tax Assessor at the same time as the report of conviction.

PART DD

Sec. DD-1. 34-B MRSA §1409, sub-§15 is enacted to read:

15. General Fund account; disproportionate share hospital match. The commissioner shall establish a General Fund account to provide the General Fund match for eligible disproportionate share hospital components in the Augusta Mental Health Institute and the Bangor Mental Health Institute. Any unencumbered balances of General Fund appropriations remaining at the end of each fiscal year must be carried forward to be used for the same purposes.

Sec. DD-2. 34-B MRSA §5003, sub-§4 is enacted to read:

4. General Fund account; Medicaid match; mental retardation. The commissioner shall establish a General Fund account to provide the General Fund match for mental retardation Medicaid eligible services. Any unencumbered balances of General Fund appropriations remaining at the end of each fiscal year must be carried forward to be used for the same purposes.

PART EE

Sec. EE-1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1992-93

EDUCATION, DEPARTMENT OF

General Purpose Aid for Local Schools

All Other (721,475)

Provides for the deappropriation of funds to redirect the substance abuse education funds to the Executive Department, Office of Substance Abuse.

DEPARTMENT OF EDUCATION TOTAL

(721,475)

EXECUTIVE DEPARTMENT

Office of Substance Abuse

All Other 721,475

Provides for the appropriation of funds transferred from the Department of Education, General Purpose Aid for Local Schools program, to continue to reimburse schools for substance abuse education and prevention activities.

EXECUTIVE DEPARTMENT TOTAL

721,475

PART EE TOTAL APPROPRIATIONS

\$ -0-

Sec. EE-2. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, for fiscal year 1992-93, \$721,475 of the funds appropriated to the Executive Department, Office of Substance Abuse must be transferred to the Department of Education, General Purpose Aid for Local Schools as reimbursement to schools for substance abuse education and prevention activities.

PART FF

Sec. FF-1. 5 MRSA §17001, sub-§4, ¶A, as amended by PL 1991, c. 622, Pt. DD, §1, is further amended to read:

A. The average annual rate of earnable compensation of a member during the 3 years of creditable service as an employee in Maine, not necessarily consecutive, in which the member's annual rate of earnable compensation is highest. However, if a member is subject to a temporary layoff as a result of a Governor's Executive Order, loss of pay pursuant to ~~an agreement~~ the agreements of February 15, 1991 and October 23, 1991 between the Executive Department and the American Federation of State, County and Municipal Employees, Council 93, days off without pay as authorized by legislative action or days off without pay resulting from any executive order declaring or continuing a state of emergency relating to the lack of an enacted budget document for fiscal years ending June 30, 1992 and June 30, 1993, or, if a member is subject to days off without pay, not to exceed 10 days in each fiscal year ending June 30, 1992 and June 30, 1993, as a result of actions taken by local school administrative units to offset school subsidy reductions or, notwithstanding section 18202, as a result of actions of a participating local district to offset reductions in municipal revenue sharing or a combination thereof, for the fiscal years ending June 30, 1992 and June 30, 1993, the 3-year average final compensation must be determined as if the member had not been temporarily laid off, reduced in pay or provided days off without pay; or

PART GG

Sec. GG-1. Transition; fiscal agent for certain abolished agencies. The Department of Administrative and Financial Services shall serve as the fiscal agent for the Maine Committee on Aging, the Maine Health Policy Advisory Council, the Maine Human De-

velopment Commission, the Maine Commission on Mental Health and the Maine Commission for Women for the purpose of implementing the provisions of Public Law 1991, chapter 622, that eliminates these agencies. The duties of the Department of Administrative and Financial Services are limited to those required to close out the agencies and include functions such as processing payment vouchers, processing contract documents, preparing budget documents, preparing human resource documents, preparing the final personnel payrolls and other related administrative activities required.

Essential records related to the agencies, except the personnel and payroll records of the Maine Human Development Commission, must be transferred to the Department of Administrative and Financial Services to be maintained and stored pursuant to standard procedure. The personnel and payroll records of the Maine Human Development Commission, currently held by the Department of Human Services, must be maintained by the Department of Human Services in accordance with the standard practices and procedures.

This section applies retroactively to January 1, 1992.

PART HH

Sec. HH-1. Fiscal agent for Maine State Museum. The Maine State Library shall serve as the fiscal agent for the Maine State Museum and as such, the Maine State Library business office is authorized to perform the Maine State Museum's business duties including, but not limited to, processing payment vouchers, processing contracts and encumbrance documents, preparing budget documents, and preparing human resource documents and personnel payrolls. The Director of the Maine State Museum is responsible for the daily operations of the museum.

PART II

Sec. II-1. 22 MRSA §4305, sub-§3-B, as enacted by PL 1991, c. 622, Pt. M, §23, is amended to read:

3-B. Temporary maximum levels. Notwithstanding subsection 3-A, municipalities shall establish an aggregate maximum level of assistance that is 110% of the applicable existing housing fair market rents as established by the United States Department of Housing and Urban Development pursuant to 24 Code of Federal Regulations, Section 888.115, applying the zero-bedroom level for one person, the one-bedroom level for 2 persons, the 2-bedroom level for 3 persons, the 3-bedroom level for 4 persons and the 4-bedroom level for 5 persons. For each additional person, the aggregate maximum level increases by \$75. For the purposes of this subsection, municipalities with populations greater than 10,000 are deemed Standard Metropolitan Statistical Areas in those counties for which there are 2 fair market rent values. ~~This subsection is repealed on June 30, 1992.~~

PART JJ

Sec. JJ-1. 5 MRSA §7-B, as amended by PL 1991, c. 618, §1, and affected by §7, is further amended to read:

§7-B. Use of state vehicles for commuting

No state-owned or state-leased vehicle may be used by any employee to commute between home and work, except for those vehicles authorized and assigned to a law enforcement official within the following organizational units: Bureau of State Police; Bureau of Intergovernmental Drug Enforcement; Office of the State Fire Marshal; Bureau of Liquor Enforcement; Division of Motor Vehicles; Bureau of Marine Patrol; Bureau of Forestry; Division of Forest Fire Control; Bureau of Warden Service; and Bureau of Parks and Recreation; and except for those vehicles authorized and assigned to employees of the Baxter State Park Authority.

PART KK

Sec. KK-1. Maine Labor Relations Board; transfer from General Fund allotment reserve. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the Maine Labor Relations Board is authorized to transfer from its General Fund allotment reserve for fiscal year 1991-92 to the special revenue account created by Public Law 1991, chapter 622, Part O the sum of \$5,000, consisting of \$4,000 in the "Personal Services" category and \$1,000 in the "All Other" category. These funds may be used to pay the per diem and necessary expenses for board members, members of the Panel of Mediators and members of the State Board of Arbitration and Conciliation in those instances when it is impossible or impractical to collect the estimated costs of providing services prior to the rendering of those services. Any sums paid from such transferred funds, together with the appropriate state cost allocation program charges, must remain the responsibility of the parties receiving the services and such parties shall remit payment for those services as soon as possible after receiving them. Funds transferred as authorized by this section do not lapse at the end of fiscal year 1991-92 and remain in the special revenue account until the purposes for which that account was established no longer exist.

PART LL

Sec. LL-1. 5 MRSA §12004-I, sub-§36-B is enacted to read:

36-B.	<u>Cancer Preven-</u> <u>tion and Con-</u> <u>trol Advisory</u> <u>Committee</u>	<u>Not Autho-</u> <u>rized</u>	<u>22 MRSA</u> <u>§1405-A</u>
<u>Human</u> <u>Services</u>			

Sec. LL-2. 22 MRSA §1405-A is enacted to read:

§1405-A. Cancer Prevention and Control Advisory Committee

The Cancer Prevention and Control Advisory Committee, established by Title 5, section 12004-I, subsection 36-B, is appointed by the commissioner and consists of a committee of representatives to serve as an advisory body to the department on the operation of the Cancer Registry Program and on the development and maintenance of a coordinated statewide approach to cancer prevention and control.

The committee is advisory in nature, except that the committee reviews and approves requests from outside the department for information from the Cancer Registry Program's data base.

The committee is composed of not less than 14 members. One half of the members are appointed by the Governor and 1/2 of the members are appointed jointly by the President of the Senate and the Speaker of the House of Representatives. Members serve 3-year terms, except that initially 5 members are appointed for 3 years, 5 members for 2 years and 4 members for one year. Members must include individuals with training and experience in the following fields: Medicine, Doctor of Medicine or Doctor of Osteopathy; oncology; medical and biologic sciences; hospital administration; nursing; medical records administration; hospital tumor registry operations; health promotion and education; epidemiology; and biometry. The 5 members initially appointed for terms of 3 years and 2 of the members appointed for one year must be appointed by the Governor. The 5 members initially appointed for a term of 2 years and 2 of the members appointed for one year must be appointed jointly by the President of the Senate and the Speaker of the House of Representatives. The committee shall meet at least once annually in Augusta.

PART MM

Sec. MM-1. 12 MRSA §9204, as amended by PL 1985, c. 108, §4, is repealed and the following enacted in its place:

§9204. Payment of costs

Municipalities shall pay the costs for controlling and extinguishing forest fires up to 1/4 of 1% of their state valuation on a calendar year basis. These costs must be approved by the forest fire warden in charge. A municipality going to the aid of another, even to protect itself, when requested by the state forest ranger in charge, is entitled to be paid by the municipality aided if the total suppression cost of the municipality is not over 1/4 of 1% of its state valuation.

Sec. MM-2. 12 MRSA §9205, as amended by PL 1985, c. 108, §5, is further amended to read:

§9205. Payment of costs beyond 1/4 of 1% of state valuation

All forest fire suppression costs in municipalities in an amount greater than ~~1/2~~ 1/4 of 1% of the state valuation of the municipality in which the fire occurred, excluding any costs for use or loss of that municipality's municipally owned equipment, shall must be paid by the State on a calendar year basis. Any municipality, in order to pay labor quickly, may pay beyond ~~1/2~~ 1/4 of 1% of its state valuation and submit for full state reimbursement or forward the unpaid bills, approved by the state forest ranger in charge, for payment.

Sec. MM-3. 12 MRSA §9205-A, as repealed and replaced by PL 1983, c. 855, §1, is amended to read:

§9205-A. Payment of costs in the unorganized territory

Responsibility for the control of forest fires in the unorganized territory lies with the State. The unorganized territory shall reimburse the State for ~~1/2~~ of the costs of controlling and extinguishing forest fires up to ~~1/2~~ 1/4 of 1% of the state valuation of the unorganized territory. The State may not require reimbursement for costs of services in the unorganized territory unless a municipality would be required to pay for the service under sections 9204 and 9205.

PART NN

Sec. NN-1. Abandoned property; revenue to the General Fund. The Treasurer of State shall take those actions necessary to transfer an additional \$2,080,000 in abandoned property revenue to the General Fund no later than June 30, 1993. This transfer of \$2,080,000 must be over and above the \$2,200,000 in abandoned property revenue budgeted to be transferred to the General Fund in fiscal year 1992-93.

Sec. NN-2. Report. The Treasurer of State shall file a progress report with the Joint Standing Committee on Appropriations and Financial Affairs no later than January 15, 1993 concerning the transfer of an additional \$2,080,000 in abandoned property revenue to the General Fund.

PART OO

Sec. OO-1. 5 MRSA §1583-A is enacted to read:

§1583-A. Creation of positions

1. Prohibition. Notwithstanding any other provision of law, positions that are intended to be ongoing may not be created with any state or federal funds, including internal service funds, unless funds are specifically appropriated or allocated by the Legislature.

Sec. OO-2. PL 1989, c. 501, Pt. P, §48 is repealed.

Sec. OO-3. PL 1991, c. 591, Pt. A, §§22 and 24 are amended to read:

Sec. A-22. Appropriation or allocation of funds. Any funds appearing in this Act that are specifically appropriated or allocated in another Act are included in this Act for informational purposes only, as are general ledger enterprise accounts exclusive of the State Alcoholic Beverages Fund and the State Lottery Fund, trust fund accounts and agency fund accounts. Governmental funds not specifically appropriated or allocated in another Act are appropriated or allocated in accordance with section A-1.

Sec. A-24. Allotments in excess of legislatively authorized allocations. Allotments in Other Special Revenue and internal service fund accounts may exceed current year allocations and the unused balance of allocations authorized to carry forward by law under the following conditions provided that Other Special Revenue and internal service funds are expended in accordance with the statutes that establish them and for no other purpose:

1. Sufficient cash is available from Other Special Revenue or the internal service fund or the unencumbered balance authorized to carry forward by law;

2. Allotment is required to provide for the costs of approved collective bargaining agreements;

3. Failure to allot these available funds could have a significant detrimental impact on current programs;

4. Allotment of these available funds is recommended by the State Budget Officer and approved by the Governor by financial order as an allotment increase in the annual work program;

5. Allotment of these available funds is subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs; and

6. Allotment of these funds does not take effect until 30 days after the approval by the Governor.

In case of extraordinary emergency situations, the 30-day wait beyond approval by the Governor may be waived by vote of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs upon written recommendation of the State Budget Officer. Dedicated revenue and internal service fund accounts authorized by law to carry unused allocations forward will not be subject to the above provided that the request for allotment increase is within the legislatively authorized allocations as defined in this

section. It is the intent of the Legislature that authority for unused allocations to carry forward in Other Special Revenue and internal service fund accounts be limited to only specific, extraordinary circumstances.

PART PP

Sec. PP-1. 5 MRSA §1811-A, as enacted by PL 1991, c. 622, Pt. OO, is repealed.

Sec. PP-2. Retroactivity. Section 1 of this Part applies retroactively to December 23, 1991.

PART QQ

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

1992-93

CORRECTIONS, DEPARTMENT OF

Youth Center - Maine

Personal Services (\$2,000,000)

Provides for the deappropriation of funds through the development of a Request for Proposal, (RFP) for privatizing the care and treatment for portions of the Juvenile Corrections Facility program during fiscal year 1992-93.

Youth Center - Maine

Positions - Legislative Count (-5.0)
Personal Services (125,000)

Provides for the deappropriation of funds from the elimination of one Clerk Stenographer II position, one Psychiatric Social Worker I position, one Correctional Caseworker position, one Training School Counselor I position and one Correctional Maintenance Mechanic position to transfer funds to the Medical Care - Payments to Providers program in the Department of Human Services to provide the State Matching share for the Residential Treatment Center programs.

**DEPARTMENT OF CORRECTIONS
TOTAL** (2,125,000)

EDUCATION, DEPARTMENT OF

General Purpose Aid for Local Schools

All Other (125,000)

Provides for the deappropriation of funds to transfer funds to the Medical Care - Payments to Providers program in the Department of Human Services to provide the State Matching share for the Residential Treatment Center programs.

**DEPARTMENT OF EDUCATION
TOTAL** (125,000)

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

All Other 375,000

Provides for the appropriation of funds from transfers to provide the State Matching share for the Residential Treatment Center programs.

**DEPARTMENT OF HUMAN SERVICES
TOTAL** 375,000

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Mental Health Services - Children

All Other (125,000)

Provides for the deappropriation of funds to transfer funds to the Medical Care - Payments to Providers program in the Department of Human Services to provide the State Matching share for the Residential Treatment Center programs.

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION
TOTAL** (125,000)

**SECTION QQ-1
TOTAL APPROPRIATIONS** (2,000,000)

Sec. QQ-2. Allocation. The following funds are allocated from Federal Expenditure funds to carry out the purposes of this Part.

1992-93

CORRECTIONS, DEPARTMENT OF

Youth Center - Maine

Personal Services 2,000,000

Provides for the allocation of federal funds through the development of a Request for Proposal, (RFP) for privatizing the care and treatment of the Juvenile Corrections programs during fiscal year 1992-93.

**DEPARTMENT OF CORRECTIONS
TOTAL** 2,000,000

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

All Other 610,804

Provides for the allocation of funds for the Federal Match for the Residential Treatment Center programs.

**DEPARTMENT OF HUMAN SERVICES
TOTAL** 610,804

**SECTION QQ-2
TOTAL ALLOCATIONS** \$2,610,804

Sec. QQ-3. Privatization of care and treatment of committed juvenile offenders. By July 1, 1992, the Department of Corrections shall submit to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Select Committee on Corrections for input and comment its plan for privatizing the care and treatment of juveniles. That plan must include:

1. Assurances that the level and quality of services to be provided to committed juvenile offenders will be equivalent to that currently provided;

2. Written assurances of eligibility for federal medical reimbursement;

3. Demonstrated cost savings to the State, taking due consideration of direct and indirect state costs for development, monitoring, evaluation, security services, provision of facilities and any other component of state contribution;

4. Analysis of total costs to taxpayers of the combination of privatized and state-funded programs and services;

5. Assurances that security for neighboring communities will be equivalent to that currently provided and will include effective plans for dealing with attempted escapes;

6. A statement of future plans for the use or disposition of the Maine Youth Center grounds;

7. Plans regarding the granting of hiring preferences to current employees of the Maine Youth Center in privatized programs; and

8. Plans regarding payment sources for the costs of educating juveniles who are in privatized facilities.

PART RR

Sec. RR-1. 2 MRSA §6, sub-§2, as amended by PL 1991, c. 579, §1 and affected by §19, is further amended to read:

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

Superintendent of Banking;

Bureau of Consumer Credit Protection Superintendent;

State Tax Assessor;

Superintendent of Insurance;

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

Associate Commissioner of Administration, Department of Mental Health and Mental Retardation;

Associate Commissioner for Institutional Management; and

Executive Director, Maine Waste Management Agency; and

~~Chair, State Harness Racing Commission.~~

Sec. RR-2. 8 MRSA §261-A, sub-§6, as enacted by PL 1991, c. 579, §4 and affected by §18, is amended to read:

6. Chair. The Governor shall appoint one of the 5 commission members as chair. Beginning July 1, 1992, this position is a full-time, unclassified, ~~major policy-influencing~~ position and is entitled to an annual

salary as determined by the Governor within salary range 90, ~~as established by Title 2, section 6, subsection 2 28.~~ The chair serves at the pleasure of the Governor.

PART SS

Sec. SS-1. Department of Mental Health and Mental Retardation study; referrals to Bath Children's Home. The Department of Mental Health and Mental Retardation shall study the manner in which referrals for service are currently made to the Bath Children's Home and shall report its recommendations on ways to improve the referral process to the joint standing committee of the Legislature having jurisdiction over human resource matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs no later than January 15, 1993.

Sec. SS-2. Department of Mental Health and Mental Retardation plan; closure of Pineland Center. The Department of Mental Health and Mental Retardation shall prepare, with appropriate public input, a plan for the closure of Pineland Center. The plan must be submitted to the joint standing committee of the Legislature having jurisdiction over human resource matters no later than February 1, 1993.

PART TT

Sec. TT-1. 30-A MRSA §4722, sub-§1, ¶W, as amended by PL 1991, c. 622, Pt. J, §20 and affected by §25, is further amended to read:

W. Pursuant to the purpose of the Act to provide housing assistance to persons of low income and in accordance with rules adopted under the Maine Administrative Procedure Act, operate programs to provide energy conservation and fuel assistance on behalf of persons of low income in connection with single-family or multi-unit residential housing and accept, obtain, distribute and administer federal and state funds, including block grants, for energy conservation and fuel assistance for the purpose of operating those programs; ~~and~~.

(1) The Maine State Housing Authority shall report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs on June 30, 1992 and annually thereafter on the low-income energy assistance program. The report must include, but is not limited to, program revenue and expenditures, number of individuals served and types of services provided; and

PART UU

Sec. UU-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 5, section 286-A,

\$150,000 must be transferred from the Bureau of Human Resources' State Employee Health Dedicated Revenue Account to the General Fund as undedicated revenue by June 30, 1993.

PART VV

Sec. VV-1. PL 1991, c. 591, Pt. BB, §5 is amended to read:

Sec. BB-5. General Fund savings. General Fund savings as a result of the voluntary employee incentive program may not be used to fund other state programs but must be held pending a report to the ~~Second~~ First Regular Session of the ~~115th~~ 116th Legislature.

Sec. VV-2. PL 1991, c. 591, Pt. BB, §6 is repealed and the following enacted in its place:

Sec. BB-6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	<u>1991-92</u>	<u>1992-93</u>
FINANCE, DEPARTMENT OF		
<u>Salary Plan</u>		
Personal Services	(\$250,000)	(\$250,000)
<u>Provides for the deappropriation of funds from voluntary employee incentive programs.</u>		

PART WW

Sec. WW-1. Reduction in work schedule for all state employees in fiscal year 1992-93. Notwithstanding any other provision of law, the weekly work schedule for each state employee in the executive branch, legislative branch and other agencies of State Government is reduced by one hour for payrolls effective in fiscal year 1992-93. Notwithstanding any other provision of law, the weekly work schedule for each state employee in the judicial branch is reduced by one hour for payrolls effective in fiscal year 1992-93. Supervisors shall be responsible for conferring with employees for the scheduling of the one-hour reduction, subject to operational needs of the department or agency. Each employee must be given at least 14 days' notice of the change in that individual's schedule. Compensation for all state employees for the payrolls effective in fiscal year 1992-93 must be reduced in accordance with this section.

The reduction in work schedules required in this section does not affect state employee rights and benefits that are established under contract or in law and that are based on work schedules in effect prior to the effective date of this Act. Rights and benefits must be determined as if the work schedules of employees had not been reduced.

Sec. WW-2. Calculation; transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall calculate the amount in sections 4 to 9 of this Part that applies against each General Fund, Highway Fund, Federal Expenditure, Other Special Revenue, internal service fund and enterprise fund account for all departments and agencies based on the total General Fund appropriations and various allocations to those accounts. The State Budget Officer shall cause the calculated amount to be transferred from each account.

Sec. WW-3. Transfer of savings. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the State Budget Officer is authorized to transfer all savings occurring as a result of sections 7 to 9 of this Part to the General Fund as undedicated revenue on a periodic basis, but not later than June 30, 1993. The State Budget Officer shall provide a status report on the amounts being transferred to the General Fund by January 15, 1993.

Sec. WW-4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	1992-93
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
Departments and Agencies - Statewide	

Personal Services	(\$4,716,700)
Provides for the deappropriation of funds associated with reducing the weekly work schedule for each state employee in accordance with section 1 of this Part.	

Sec. WW-5. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

	1992-93
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF	
Departments and Agencies - Statewide	

Personal Services	(\$1,533,350)
Provides for the deallocation of funds associated with reducing the weekly work schedule for	

each state employee in accordance with section 1 of this Part.

Sec. WW-6. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$1,533,350)

Provides for the deallocation of funds associated with reducing the weekly work schedule for each state employee in accordance with section 1 of this Part.

Sec. WW-7. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$1,341,700)

Provides for the deallocation of funds associated with reducing the weekly work schedule for each state employee in accordance with section 1 of this Part.

Sec. WW-8. Allocation. The following funds are allocated from the various internal service funds to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$376,700)

Provides for the deallocation of funds associated with reducing the weekly work schedule for each state employee in accordance with section 1 of this Part.

Sec. WW-9. Allocation. The following funds are allocated from the various enterprise funds to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$218,350)

Provides for the deallocation of funds associated with reducing the weekly work schedule for each state employee in accordance with section 1 of this Part.

PART XX

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

1992-93

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative

All Other (\$5,000)

Provides for the deappropriation of funds no longer required.

State Court Library Committee

All Other \$5,000

Provides funds to continue the Lincoln County Law Library.

JUDICIAL DEPARTMENT TOTAL

\$-0-

TOTAL APPROPRIATIONS PART XX

\$-0-

PART YY

Sec. YY-1. Rule required. The Bureau of Insurance shall adopt a rule by August 1, 1992 to adjust the premium for the workers' compensation classification for professional hockey players to reflect the employer's contractual obligation to continue salary and medical benefits during the course of any injury.

PART ZZ

Sec. ZZ-1. Allocation. The following funds are allocated from the Ground Water Oil Clean-up Fund to carry out the purposes of this Part.

1992-93

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF****Oil and Hazardous Materials
Control**

All Other \$3,437

Provides funds from the Ground Water Oil Clean-up Fund to compensate Ann McCaffrey Rathmell for legal fees associated with an underground tank leak.

PART AAA

Sec. AAA-1. Institutional closure or privatization. Except for the Maine Youth Center, a state correctional facility, mental health facility or mental retardation facility may not be closed or privatized until the appropriate state agency has a plan that ensures:

1. The continued delivery of equivalent services at levels being provided in the facility on the effective date of this Part; and
2. Demonstrated cost savings to the State when, in comparing costs:
 - A. Additional costs of providing the same service as proposed by a contractor are included;
 - B. The pro rata share of existing administrative salaries and benefits, rent, equipment costs, utilities and materials are included; and
 - C. The costs for continuing state costs, such as costs for inspection, supervision and monitoring are included.

PART BBB

Sec. BBB-1. Tree growth reimbursement. Notwithstanding any other provision of law, a municipality that did not receive tree growth reimbursement in fiscal year 1991-92 for tax year 1991 pursuant to the Maine Revised Statutes, Title 36, section 383 is eligible for reimbursement at the same prorated amount that all eligible reimbursed municipalities received for tax year 1991. The State Tax Assessor shall reimburse these municipalities from fiscal year 1992-93 appropriations for tree growth reimbursement. A municipality may not be reimbursed for tree growth losses in fiscal year 1992-93 if found ineligible pursuant to Title 36, section 327.

PART CCC

Sec. CCC-1. 36 MRSA §1752, sub-§3-C is enacted to read:

3-C. Flea market. "Flea market" means one location at which the owner of retail sales space rents or leases space to more than 4 persons for less than a 12-month period for the purpose of offering goods for sale.

Sec. CCC-2. 36 MRSA §1754-A is enacted to read:

§1754-A. Registration of owners of space temporarily rented as retail space

A person who rents or leases property and has more than 4 persons renting or leasing space at one location for less than a 12-month period for the purpose of retail sales shall register with the State Tax Assessor. The form for application for registration and the registration certificates must be prescribed and furnished free by the State Tax Assessor. For each location where more than 4 persons rent or lease space for less than 12 months from the same person, the State Tax Assessor shall issue a registration certificate, which must be conspicuously displayed at that location. The person shall provide the State Tax Assessor by the 15th of each month following any month in which rental or lease activity has occurred the names, addresses and tax registration certificate numbers of those persons who have rented space during the previous month. Informational returns must be prescribed and furnished free by the State Tax Assessor. Returns required under this section must be treated as returns filed under this Title and are subject to section 187.

Sec. CCC-3. 36 MRSA §2113, as amended by PL 1977, c. 696, §277, is further amended by adding at the end a new paragraph to read:

For purposes of this section, a person required to register under section 1754-A who engages in any business for which registration is required under section

1754-A without being the holder of a currently valid registration certificate commits a separate offense for each calendar month or part of a month during which that person engages in that business.

Sec. CCC-4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Bureau of Taxation

Positions - Legislative Count	(1.0)
Personal Services	\$29,838
All Other	5,536
Capital Expenditures	7,793

Provides funds for one Tax Examiner position and associated administrative costs.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

TOTAL 43,167

HUMAN SERVICES, DEPARTMENT OF

Bureau of Health

Positions - Legislative Count	(1.0)
Personal Services	39,985
Capital Expenditures	58,281

Provides funds for one Chemist II position and for drug testing equipment to provide better regulation of harness racing in Maine.

DEPARTMENT OF HUMAN SERVICES

TOTAL \$98,266

SECTION CCC-4

TOTAL APPROPRIATIONS \$141,433

PART DDD

Sec. DDD-1. 5 MRSA c. 330, as amended, is repealed.

Sec. DDD-2. 5 MRSA §12004-G, sub-§16, as enacted by PL 1987, c. 786, §5, is repealed.

Sec. DDD-3. 22 MRSA §3721, sub-§§1 and 2, as enacted by PL 1987, c. 402, Pt. A, §142, are repealed.

Sec. DDD-4. 22 MRSA §3721, sub-§§2-A and 3-A are enacted to read:

2-A. Bureau. "Bureau" means the Bureau of Child and Family Services within the department.

3-A. Income. "Income" means annual contributions made to the fund through the income tax checkoff plus interest earned by the fund.

Sec. DDD-5. 22 MRSA §3721, sub-§§5 and 6, as enacted by PL 1991, c. 9, Pt. BB, §1, are repealed.

Sec. DDD-6. 22 MRSA §3722, as enacted by PL 1987, c. 402, Pt. A, §142, is amended to read:

§3722. Maine Children's Trust Fund

1. Establishment. There is established the Maine Children's Trust Fund. ~~It shall receive~~ The fund receives money deposited by the Treasurer of State pursuant to Title 36, section 5285. The fund is administered by the bureau.

2. Purpose. The purpose of the Maine Children's Trust Fund is to provide ~~a mechanism for voluntary contributions by Maine taxpayers through an income tax checkoff for permanent funding of prevention programs designed to prevent abuse, neglect and mental illness among Maine children. This funding is intended primarily to support local prevention programs which do not duplicate other state-funded programs.~~

Sec. DDD-7. 22 MRSA §3723, as amended by PL 1989, c. 700, Pt. A, §83, is repealed.

Sec. DDD-8. 22 MRSA §3724, as amended by PL 1991, c. 9, Pt. BB, §3, is repealed.

Sec. DDD-9. 22 MRSA §3725, as amended by PL 1991, c. 9, Pt. BB, §4, is repealed.

Sec. DDD-10. 22 MRSA §3725-A is enacted to read:

§3725-A. Disbursement of fund income

The bureau shall disburse income in accordance with the following provisions.

1. Distribution to community coordinating committees. Notwithstanding section 3873, the bureau shall distribute income available under this section to the community coordinating committees created under chapter 1057. The bureau shall distribute the income on a per capita basis, with each coordinating committee receiving an amount that reflects the population of its area of jurisdiction. The community coordinating committees shall use funds received under this subsection to award direct

grants for the development and operation of prevention programs.

2. Administrative allowance. The bureau may expend up to but no more than 1% of income each year to administer the fund.

3. Income up to \$100,000. Of the first \$100,000 of income each year, the amount remaining after disbursement of the administrative allowance must be expended as follows: 1/3 must be allocated to the fund and 2/3 must be disbursed in accordance with subsection 1.

4. Income greater than \$100,000 up to \$500,000. One half of the amount of income each year that exceeds \$100,000 but does not exceed \$500,000 must be allocated to the fund. The bureau shall disburse the remainder in accordance with subsection 1.

5. Income above \$500,000. Income each year that exceeds \$500,000 must be allocated to the fund until the fund reaches \$4,000,000. When the fund reaches \$4,000,000, contributions cease, as provided in Title 36, section 5285, and, notwithstanding subsections 3 and 4, the bureau shall disburse annually in accordance with subsections 1 and 2 the total amount of interest earned by the fund.

Sec. DDD-11. 22 MRSA §3726, as enacted by PL 1987, c. 402, Pt. A, §142, is repealed.

Sec. DDD-12. 22 MRSA §3726-A is enacted to read:

§3726-A. Rules; report

The commissioner may adopt rules to implement this chapter. Annually by January 15, the commissioner shall submit a report to the joint standing committees of the Legislature having jurisdiction over human resources matters and appropriations matters. The report must provide a summary of the fund for the previous fiscal year, including the amount of income, the amount and a description of each disbursement made and the amount allocated to the fund.

Sec. DDD-13. 22 MRSA §5312 is enacted to read:

§5312. Head Start

The Head Start program is administered by the Bureau of Child and Family Services.

Sec. DDD-14. 22 MRSA c. 1477 is enacted to read:

CHAPTER 1477

COMMUNITY SERVICES

§5321. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Bureau. “Bureau” means the Bureau of Child and Family Services within the department.

2. Community action agency. “Community action agency” means a private nonprofit agency that has previously been designated by and authorized to accept funds from the Federal Community Services Administration under the United States Economic Opportunity Act of 1964.

3. Director. “Director” means the director of the bureau.

4. Poverty level. “Poverty level” means the official poverty level issued by the Director of the United States Office of Management and Budget.

5. Service area. “Service area” means the geographical area within the jurisdiction of a community action agency.

§5322. Bureau responsibilities

The bureau shall carry out the responsibilities of State Government related to planning and financing community services and community action agencies and shall administer state and federal community services programs and other block grants that may be available, including, but not limited to, the Community Services Block Grant.

§5323. Powers and duties

1. Federal, state and other funds. Through plans and contracts, the bureau shall obtain, distribute and administer federal, state and other community services funds. Any balances of funds appropriated to the bureau to carry out the purposes of this chapter may not lapse, but must be carried forward from year to year to be expended for the same purpose.

2. Monitoring of poverty level. The bureau shall monitor the poverty level of state citizens and carry out the following activities:

A. Conduct an annual survey of poverty in Maine, reporting the results of this survey to the Governor, the Legislature and the public;

B. Make recommendations annually to the Governor and the Legislature on ways and means to combat and reduce poverty in the State;

C. Seek federal, state and private funds to combat poverty in the State; and

D. Advise the Governor, the Legislature and local officials on the impact of state and local policies on poverty in the State.

3. Overseeing community action agencies. The bureau shall oversee community action agencies as follows.

A. The bureau shall designate community action agencies every 7 years in accordance with the requirements of this chapter.

B. The bureau shall establish audit requirements in accordance with the Human Services Community Agency Accounting Practices Act.

C. The bureau shall evaluate community action agencies every 3 years.

4. Planning and coordination for state services. The bureau shall provide planning and coordination for state services to people with low income.

5. Technical assistance. The bureau shall provide technical assistance to community action agencies and other groups serving the interests of people with low income in this State.

6. Monitoring local program operators. The bureau shall monitor subgrantees to ensure conformance with appropriate rules.

§5324. Community action agencies

1. Designation. Community action agencies must be designated by the bureau to carry out the purposes of this chapter. In making these designations, the bureau shall solicit and consider comments from other state agencies or authorities that operate programs in which community action agencies participate. These designations are for 7 years.

2. Designation withdrawn. The bureau may withdraw its designation of a community action agency after an evaluation in which the agency has demonstrated substantial incompetency and a clear inability to carry out the purposes of this chapter, unless there is or has been financial malfeasance, which may be cause for immediate withdrawal of designation. In performing these evaluations, the bureau shall solicit and consider comments from other state agencies or authorities that operate programs in which the community action agency participates.

The bureau shall notify an agency of a pending withdrawal of designation. Upon notification, the agency has up to 6 months to take corrective action, at which time a designation withdrawal evaluation must be performed by the bureau. Failure to pass this evaluation means immediate loss of designation.

Upon the final order from the bureau that rescinds a community action agency's designation, the community action agency may file a petition for review of this final decision in the appropriate Superior Court within 30 days under the Maine Rules of Civil Procedure, Rule 80B.

3. Community action agencies. Community action agencies have the power and duty to:

A. Develop information regarding the causes and conditions of poverty in the service area;

B. Determine how much and how effectively assistance is being provided to deal with those causes and conditions;

C. Establish priorities among projects, activities and areas as needed for the best and most efficient use of available resources;

D. Develop, administer and operate programs to reduce poverty with particular emphasis on self-help approaches and programs to promote economic opportunities through affirmative action;

E. Initiate, sponsor and provide programs and services responsive to the needs of the poor that are not otherwise being met;

F. Promote interagency cooperation and coordination of all services and activities in the service area that are related to the purposes of this chapter;

G. Establish effective procedures by which the poor and other concerned area residents may influence the character of programs affecting their interests, provide for their regular participation in the implementation of those programs and provide technical and other support needed to enable low-income and neighborhood groups to secure on their own behalf available assistance from public and private sources;

H. Join with and encourage business, labor and other private groups and organizations to undertake, together with private officials and agencies, activities in support of the purposes of this chapter that will result in the increased use of private resources and capabilities in providing social and economic opportunities to low-income citizens;

I. Enter into contracts with federal, state and local public agencies and private agencies and organizations, businesses and individuals as necessary to carry out the purposes of this chapter; and

J. Receive funds from federal, state and local public and private sources as appropriate to carry out the purposes of this chapter.

§5325. Governing board for community action agency

1. Board of directors; establishment. Each community action agency shall establish a governing board of directors, which must consist of not less than 15 nor more than 30 members. One third of the members must be representatives of low-income residents of the service area who are selected through a democratic process in accordance with guidelines established by the bureau. One third of the members must be elected public officials or their designees or officials of public agencies operating in the service area. One third of the members must be representatives of private sector organizations, including business and industry, as well as educational, civic, labor and religious organizations. All meetings of the board of directors must be in accordance with the freedom of access laws.

2. Responsibilities. A community action agency board of directors is responsible for the following:

A. Overall direction, oversight and development of policies of the agency;

B. Selection, evaluation and dismissal of the executive director of the community action agency;

C. Approval of all contracts;

D. Approval of all agency budgets;

E. Performance of an annual audit by an independent, qualified outside auditor. The audit must be submitted upon completion to the bureau;

F. Convening public meetings to provide low-income and other citizens of the service area the opportunity to comment upon policies and programs of the community action agencies; and

G. Evaluate agency programs and assess community and agency needs.

§5326. Programs

All programs administered by community action agencies must conform with federal and state laws and regulations. Applicants for programs and assistance must be promptly notified of their rights and responsibilities when they qualify for or are denied services.

§5327. Allocation of Community Services Block Grant funds

1. Distribution of Community Services Block Grant funds. In accordance with Title 5, section 1670, the bureau shall administer and distribute to community action agencies Community Services Block Grant funds received from the Federal Government. The bureau may expend up to but not more than 5% of the block grant per fiscal year to carry out its administrative functions under this chapter.

2. Community action agencies; priority. Of the amount passed through to local agencies, community action agencies must receive first priority in the allocation of Community Services Block Grant funds. These funds must be distributed according to a formula determined annually as follows.

A. Twenty percent of the amount passed through to local agencies must be divided equally among all designated agencies.

B. The balance of the funds must be distributed according to rules adopted by the bureau.

3. Block grant proposals. Proposals for Community Services Block Grant funds submitted to the Legislature by the bureau in accordance with Title 5, section 1670 must be developed and must:

A. Include a description of current allocation of Community Services Block Grant funds and how the plan proposes to change that allocation;

B. Retain the absolute minimum necessary for administrative costs; and

C. Provide for maximum flexibility within community action agencies for the use of Community Services Block Grant funds.

§5328. Confidentiality of records

1. Confidentiality. Records containing the following information are confidential and may not be considered public records for the purpose of Title 1, section 402, subsection 3:

A. Any information acquired by a state agency, municipality, district, private corporation, copartnership, association, fuel vendor, private contractor, individual or an employee or agent of any of those persons or entities, providing services related to authorized programs of the bureau or programs administered by community action agencies, when that information was provided by the applicant for those services or by any 3rd person; and

B. Any statements of financial condition or information pertaining to financial condition submitted

to any of the persons or entities set forth in paragraph A in connection with an application for services related to authorized programs of the bureau or programs administered by community action agencies.

2. Exceptions. Notwithstanding subsection 1, any person or agency directly involved in the administration or auditing of authorized programs of the bureau or programs administered by community action agencies and any agency of the State with a legitimate reason to know must be given access to those records described in subsection 1.

3. Waiver of protection. Nothing in this section may be construed to limit in any way the right of any person whose interest is protected by this section to waive in writing the benefits of protection.

4. Reports to State Government or Federal Government. Notwithstanding subsection 1, the bureau may make such full and complete reports concerning its administration of authorized programs as may be required by the Federal Government, any agency or department of the Federal Government or the Legislature.

§5329. Rules

The bureau shall adopt rules to carry out the requirements of this chapter.

Sec. DDD-15. 30-A MRSA §5042, sub-§1, as amended by PL 1989, c. 700, Pt. A, §128, is further amended to read:

1. Membership. The Interagency Task Force on Homelessness and Housing Opportunities shall consist consists of ~~13~~ 12 people appointed as follows:

A. The commissioners or their designees of:

- (1) The Department of Human Services;
- (2) The Department of Labor;
- (3) The Department of Corrections;
- (4) The Department of Education;
- (5) The Department of Economic and Community Development; and
- (6) The Department of Mental Health and Mental Retardation;

B. The ~~Directors~~ director of:

- (1) The Maine State Housing Authority; and
- ~~(2) The Division of Community Services;~~

C. Five persons appointed jointly by the President of the Senate and the Speaker of the House of Representatives as follows:

- (1) One member to represent a community action agency;
- (2) One member to represent a nonprofit agency providing shelter to the homeless;
- (3) One member to represent a nonprofit housing development corporation;
- (4) One member to represent municipalities; and
- (5) One member to represent low-income people.

Sec. DDD-16. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1992-93

EXECUTIVE DEPARTMENT

Head Start

Positions-Legislative Count	(-1.0)
Personal Services	(\$31,561)
All Other	(2,327,135)
	<hr/>
TOTAL	(2,358,696)

Provides for the deappropriation of funds due to the transfer of the Head Start program and one Clerk Typist III position to the Department of Human Services.

Administration - Community Services

Positions-Legislative Count	(-2.0)
Personal Services	(95,704)
All Other	(20,000)
	<hr/>
TOTAL	(115,704)

Provides for the deappropriation of funds through the elimination of one Director position and one Program Operations Manager position and related funds due to the elimination of the Office of Community Services.

**EXECUTIVE DEPARTMENT
TOTAL** (2,474,400)

**HUMAN SERVICES, DEPARTMENT
OF**

Head Start

Positions-Legislative Count	(1.0)
Personal Services	31,561
All Other	2,327,135

Provides for the appropriation of funds due to the transfer of the Head Start program and one Clerk Typist III position from the Office of Community Services.

**DEPARTMENT OF HUMAN
SERVICES
TOTAL** 2,358,696

**SECTION DDD-16
TOTAL APPROPRIATIONS** (\$115,704)

Sec. DDD-17. Allocation. The following funds are allocated from Federal Expenditure funds to carry out the purposes of this Part.

1992-93

EXECUTIVE DEPARTMENT

Head Start

Positions-Other Count	(-2.0)
Personal Services	(\$75,558)
All Other	(8,612)

Provides for the deallocation of funds due to the transfer of the Head Start program to the Department of Human Services to include one State Head Start Program Coordinator position and one Secretary position.

**EXECUTIVE DEPARTMENT
TOTAL** (84,170)

**HUMAN SERVICES, DEPARTMENT
OF**

Head Start

Positions-Other Count	(2.0)
Personal Services	75,558
All Other	8,612

Provides for the allocation of funds due to the transfer of the Head Start program from the

Office of Community Services to include one State Head Start Program Coordinator position and one Secretary position.

**DEPARTMENT OF HUMAN SERVICES
TOTAL** 84,170

**SECTION DDD-17
TOTAL ALLOCATIONS** \$-0-

Sec. DDD-18. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Part.

1992-93

EXECUTIVE DEPARTMENT

**Maine Children's Trust Fund -
Community Services**

Positions-Other Count	(-1.0)
Personal Services	(\$24,571)
All Other	(94,938)

Provides for the deallocation of funds due to the transfer of the Maine Children's Trust Fund to the Department of Human Services and the elimination of one Clerk Typist II position.

**EXECUTIVE DEPARTMENT
TOTAL** (119,509)

**HUMAN SERVICES, DEPARTMENT
OF**

**Maine Children's Trust Fund -
Child and Family Services**

All Other	119,509
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Provides for the allocation of funds for costs to administer the Maine Children's Trust Fund and for distribution to child abuse and neglect councils to award direct grants for the development and operation of prevention programs.

**DEPARTMENT OF HUMAN
SERVICES
TOTAL** 119,509

**SECTION DDD-18
TOTAL ALLOCATIONS** \$-0-

Sec. DDD-19. Allocation. The following funds are allocated from Federal Block Grant funds to carry out the purposes of this Part.

1992-93

EXECUTIVE DEPARTMENT

Administration - Community Services

Positions-Legislative Count	(-1.0)
Personal Services	(\$53,593)
All Other	(1,946,407)

Provides for the deallocation of funds through the transfer of the Community Services Block Grant to the Department of Human Services to include the transfer of one Fiscal Operations Manager position.

EXECUTIVE DEPARTMENT TOTAL

(2,000,000)

HUMAN SERVICES, DEPARTMENT OF

Community Services Block Grant

Positions-Legislative Count	(1.0)
Personal Services	53,593
All Other	1,946,407

Provides for the allocation of funds due to the transfer of the Community Services Block Grant program and one Fiscal Operations Manager position from the Office of Community Services.

DEPARTMENT OF HUMAN SERVICES TOTAL

(2,000,000)

SECTION DDD-19 TOTAL ALLOCATIONS

\$-0-

Sec. DDD-20. Transition provisions. The following provisions apply to the reassignment of the duties and responsibilities of the former Office of Community Services.

1. The Department of Human Services is the successor in every way to the powers, duties and functions of the former Office of Community Services.

2. Notwithstanding the provisions of the Maine Revised Statutes, Title 5, all accrued expenditures, assets, liabilities, balances or appropriations, allocations, transfers, revenues or other available funds in an account or subdivision of an account of the Office of Community Services must be transferred to the proper accounts by the State Controller upon the request of the State Budget Officer and with the approval of the Governor.

3. All rules and procedures in effect, in operation or adopted on the effective date of this Part by the former Office of Community Services or any of its administrative units or officers remain in effect until rescinded, revised or amended by the proper authority. All existing rules regarding the Maine Children's Trust Fund that were adopted by the Board of the Maine Children's Trust Fund, the Division of Community Services or the Office of Community Services remain in effect until rescinded, revised or amended by the proper authority.

4. All contracts, agreements and compacts in effect on the effective date of this Part in the former Office of Community Services remain in effect.

5. The positions of Director and Program Operations Manager within the Office of Community Services are abolished. Any position not specifically transferred under this Part is also abolished. Authorized Community Services Block Grant positions and authorized Head Start positions are transferred to the Department of Human Services, Bureau of Child and Family Services. The Bureau of Human Resources shall assist with the orderly implementation of these provisions.

6. All records, property and equipment previously belonging to or allocated for the use of the Office of Community Services are transferred to the Department of Human Services, Bureau of Child and Family Services.

Sec. DDD-21. Revision clause. The Revisor of Statutes shall change all references to the former Office of Community Services that appear in the Maine Revised Statutes to the appropriate agency or bureau.

PART EEE

Sec. EEE-1. 5 MRSA §1581 is amended to read:

§1581. Form of appropriation bill

The ~~general fund~~ General Fund appropriation bill provided for in section 1664 ~~shall~~ must be drawn so as to authorize the appropriation to be made to each department or agency of the State Government for each fiscal year of the biennium. ~~Such~~ The appropriation ~~shall~~ must provide specific amounts for personal services, capital expenditures and amounts for all other departmental expenses. Appropriations for the acquisition of property ~~shall~~ must be in such detail under each department or agency as the Governor-elect or the Governor ~~shall determine~~ determines. ~~Such~~ Those appropriations ~~shall~~ may not be segregated in greater detail than the major classes or projects for which they are expendable during each fiscal year of the biennium. The Law and Legislative Reference Library established under Title 3, chapter 7, subchapter II must be a separate appropriation not included under any other department or agency in the General Fund appropriation bill.

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

1992-93

LAW AND LEGISLATIVE REFERENCE LIBRARY

Law and Legislative Reference Library

Positions - Legislative Count	(15.0)
Personal Services	\$702,764
All Other	307,111
Capital Expenditures	1,500

Provides funds to establish the Law and Legislative Reference Library as a separate entity for budget purposes.

LAW AND LEGISLATIVE REFERENCE LIBRARY

TOTAL 1,011,375

LEGISLATURE

Law and Legislative Reference Library

Positions - Legislative Count	(-15.0)
Personal Services	(702,764)
All Other	(307,111)
Capital Expenditures	(1,500)

Provides for the deappropriation of funds to establish the Law and Legislative Reference Library as a separate entity for budget purposes.

LEGISLATURE TOTAL (1,011,375)

SECTION EEE-2 TOTAL APPROPRIATIONS \$-0-

PART FFF

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

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Bureau of Taxation

Positions-Legislative Count	(2.0)
Personal Services	\$59,676
All Other	11,072
Capital Expenditures	15,586

Provides funds for 2 Tax Examiner positions and associated administrative costs. This action will result in additional General Fund revenue of \$600,000 in fiscal year 1992-93.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL \$86,334

MAINE HIGH-RISK INSURANCE ORGANIZATION

Maine High-Risk Insurance Organization

All Other (\$300,000)

Provides for the deappropriation of funds to partially offset an appropriation in Part B, section 1.

MAINE HIGH-RISK INSURANCE ORGANIZATION TOTAL (\$300,000)

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Medicaid Services - Mental Retardation

All Other (\$1,000,000)

Provides for the deappropriation of funds to partially offset an appropriation in Part B, section 1.

DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL (\$1,000,000)

SECTION FFF-1 TOTAL APPROPRIATIONS (\$1,213,666)

PART GGG

Sec. GGG-1. Change to certain state employee pay dates in fiscal year 1992-93. Notwithstanding the Maine Revised Statutes, Title 5, section 10 or any other provision of law, the State Controller is authorized to modify the final pay dates for state employees in Cycle A and Cycle B for the final payrolls in

fiscal year 1992-93. The State Controller is authorized to change the June 23, 1993 and June 30, 1993 pay dates so that state employees are paid for those pay dates on July 1, 1993.

Sec. GGG-2. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall calculate the amount in sections 3 and 4 of this Part that applies against each General Fund and Highway Fund account for all departments and agencies based on the total General Fund appropriations and Highway Fund allocations to those accounts. The State Budget Officer shall cause the calculated amount to be transferred from each account.

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

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$3,850,000)

Provides for the deappropriation of funds associated with a modification of Cycle A and Cycle B payrolls in fiscal year 1992-93 in accordance with section 1 of this Part.

Sec. GGG-4. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Personal Services (\$3,046,000)

Provides for the deallocation of funds associated with a modification of Cycle A and Cycle B payrolls in fiscal year 1992-93 in accordance with section 1 of this Part.

PART HHH

Sec. HHH-1. 5 MRSA §17701-A is enacted to read:

§17701-A. Member contributions; members hired after July 1, 1992

Notwithstanding section 17701, a member hired after July 1, 1992 shall contribute to the retirement system or have pick-up contributions made at a rate of 7.5% of earnable compensation, except as otherwise provided in this Part.

Sec. HHH-2. 5 MRSA §17702, first ¶, as amended by PL 1987, c. 739, §§15 and 48, is further amended to read:

Notwithstanding any other provision in this Part, except as provided in subsection 5, the State may agree to provide for members, pursuant to law, through a collective bargaining contract, or as the Legislative Council may agree to provide; for approved legislative employees, payment for a member's mandatory contribution to the Maine State Retirement System, as established by section 17701, instead of deducting the contribution from the member's compensation or having the contribution picked up by the employer.

Sec. HHH-3. 5 MRSA §17702, sub-§5 is enacted to read:

5. Member contribution. Amounts paid by the State in lieu of the member contribution do not include the 1% that is paid by a member hired after July 1, 1992.

Sec. HHH-4. 5 MRSA §17708-A is enacted to read:

§17708-A. State Police; members hired after July 1, 1992

Notwithstanding section 17708, a state police officer hired after July 1, 1992 shall contribute to the retirement system at a rate of 1% of earnable compensation in addition to the contribution required under section 17708.

Sec. HHH-5. 5 MRSA §17709-A is enacted to read:

§17709-A. Inland fisheries and wildlife officers; members hired after July 1, 1992

Notwithstanding section 17709, a law enforcement officer in the Department of Inland Fisheries and Wildlife hired after July 1, 1992 shall contribute to the retirement system at a rate of 1% of earnable compensation in addition to the contribution required under section 17709.

Sec. HHH-6. 5 MRSA §17710-A is enacted to read:

§17710-A. Marine resources officers; members hired after July 1, 1992

Notwithstanding section 17710, a law enforcement officer in the Department of Marine Resources hired after July 1, 1992 shall contribute to the retirement system at a rate of 1% of earnable compensation in addition to the contribution required under section 17710.

Sec. HHH-7. 5 MRSA §17711-A is enacted to read:

§17711-A. Forest rangers; members hired after July 1, 1992

Notwithstanding section 17711, a forest ranger in the Department of Conservation, Bureau of Forestry hired after July 1, 1992 shall contribute to the retirement system at a rate of 1% of earnable compensation in addition to the contribution required under section 17711.

Sec. HHH-8. 5 MRSA §17712-A is enacted to read:

§17712-A. Maine State Prison employees; members hired after July 1, 1992

Notwithstanding section 17712, an employee of the Maine State Prison who holds a position described in section 17851, subsection 11 and who is hired after July 1, 1992 shall contribute to the retirement system at a rate of 1% of earnable compensation in addition to the contribution required under section 17712.

Sec. HHH-9. Intent. It is the intent of this Part that, for each dollar collected from a member of the Maine State Retirement System hired after July 1, 1992, the employer's share must be reduced by a percentage determined by the Maine State Retirement System. The percentage at this time is approximately 80%.

Sec. HHH-10. Transfer of funds. For members of the Maine State Retirement System hired after July 1, 1992, the State Controller shall withhold from any payroll check paid to the member the full percentage rate or, in cases where the employer is paying the pick-up rate, 1% will be withheld from the employee. The amount equal to the additional 1% deducted from each employee's paycheck under this Part must be retained in the account from which the salary was paid. The amounts retained in the General Fund must be deposited in a suspense account. Part of those funds will be used to pay the Maine State Retirement System. The State Controller shall notify the Maine State Retirement System of the amount withheld from the employee's paycheck in order that the amount may be credited to the employee's account. The State Controller shall pay to the Maine State Retirement System the amount of the employer share, the pick-up amount and the amount in excess of the pick-up share in order to give credit to the

employee for the additional 1%. Any amount remaining in the suspense account must be transferred to the General Fund prior to the end of the fiscal year. It is the intent that this process be used for fiscal year 1992-93 and that, when the Maine State Retirement System calculates the percentages for future budgets, the State's share be reduced an appropriate amount due to the increased contribution by the employees.

The Director of the Maine State Retirement System shall notify the State Controller of the actual amount of funds the system has received from teachers throughout the State because of the additional 1% withheld from their payroll checks and an estimate of the amount to be collected for the remainder of the fiscal year and the comparable amount that the State can reduce the payment to the Maine State Retirement System for teachers' retirement. The amount remaining in the teachers' retirement account must lapse to the General Fund before the end of the fiscal year. It is the intent that this process be used for fiscal year 1992-93 and that, when the Maine State Retirement System calculates the percentages for future budgets, the State's share be reduced an appropriate amount due to the increased contribution by the employee.

Sec. HHH-11. Application. This Part applies to persons first hired by the State after July 1, 1992 and to persons in state service prior to that date who separate from state service and are rehired after July 1, 1992. It does not apply to persons placed on laid-off status before or after that date who are recalled to active status after July 1, 1992.

PART III

Sec. III-1. Salary adjustment. Notwithstanding any other provision of law, the annual salary of any person who received at least a 3% cost-of-living salary adjustment on or subsequent to April 1, 1991 and who is employed by the State, including probationary employees and including employees of the University of Maine System, the Maine Technical College System and the Maine Maritime Academy, and whose annual salary exceeds \$50,000 is reduced by 3% effective at the beginning of the pay period closest to July 1, 1992. Any savings realized by the University of Maine System, the Maine Technical College System and the Maine Maritime Academy must be used to offset any proposed or implemented tuition increases.

Sec. III-2. Additional salary adjustment. Notwithstanding any other provision of law, the annual salary of any person employed by the State, including probationary employees and including employees of the University of Maine System, the Maine Technical College System and the Maine Maritime Academy, that exceeds \$50,000 is reduced by 2% effective at the beginning of the pay period closest to July 1, 1992. Any savings realized by the University of Maine System, the Maine Tech-

nical College System and the Maine Maritime Academy must be used to offset any proposed or implemented tuition increases.

Sec. III-3. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer is authorized to calculate the amount of savings realized by the application of sections 1 and 2 of this Part that applies against each account. The State Budget Officer shall cause the calculated amount to be transferred from each account and shall forward a report on the distribution to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs no later than January 15, 1993.

Sec. III-4. Transfer of savings. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the State Budget Officer is authorized to transfer \$100,000 of savings from Other Special Revenue, internal service fund and enterprise fund accounts for all departments and agencies occurring as a result of sections 1 to 3 of this Part to the General Fund as undedicated revenue on a periodic basis, but not later than June 30, 1993. The State Budget Officer shall provide a status report on the amounts being transferred to the General Fund by January 15, 1993.

Sec. III-5. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Independent Agencies - Statewide

Personal Services (\$302,468)

Provides for the deappropriation of funds from the 3% reduction of salaries for all employees with an annual adjusted salary in excess of \$50,000 in the executive branch of government pursuant to section 1 of this Part.

Departments and Independent Agencies - Statewide

Personal Services (\$190,346)

Provides for the deappropriation of funds from the 2% reduction of salaries for all employees with an annual

adjusted salary in excess of \$50,000 in the executive branch of government pursuant to section 2 of this Part.

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
TOTAL

(\$492,814)

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative

Personal Services (\$11,275)

Provides for the deappropriation of funds from the 3% reduction of salaries for all employees with an annual adjusted salary in excess of \$50,000 in accordance with section 1 of this Part.

Courts - Supreme, Superior, District and Administrative

Personal Services (\$8,862)

Provides for the deappropriation of funds from the 2% reduction of salaries for all employees with an annual adjusted salary in excess of \$50,000 in accordance with section 2 of this Part.

JUDICIAL DEPARTMENT
TOTAL

(\$20,137)

LEGISLATURE

Legislature

Personal Services (\$11,847)

Provides for the deappropriation of funds from the 3% reduction of salaries for all employees with an annual adjusted salary in excess of \$50,000 in accordance with section 1 of this Part.

Legislature

Personal Services (\$17,852)

Provides for the deappropriation of funds from the 2% reduction of salaries for

all employees with an annual adjusted salary in excess of \$50,000 in accordance with section 2 of this Part.

LEGISLATURE	
TOTAL	(\$29,699)
SECTION III-5	
TOTAL APPROPRIATIONS	(\$542,650)

PART JJJ

Sec. JJJ-1. Pretax accounts for certain state employee benefits. Notwithstanding any other provision of law, the Commissioner of Administrative and Financial Services shall adopt rules to allow state employees to make payroll deductions for health care and dependent day-care expenses that qualify as a "cafeteria plan" pursuant to the United States Internal Revenue Code, Section 125, as amended.

PART KKK

Sec. KKK-1. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer shall calculate the amount in sections 6 to 9 of this Part that applies against each General Fund, Other Special Revenue, enterprise or internal service fund account for all departments and agencies based on the total appropriations and allocations to those accounts, except for the following accounts: General Purpose Aid to Local Schools; Education in the Unorganized Territory; Debt Service - Treasury; Teacher Retirement; Aid to Families with Dependent Children; Aid to Families with Dependent Children - Foster Care; General Assistance; Maine Health Program; Intermediate Care - Payments to Providers; Medical Care - Payments to Providers; Bureau of Rehabilitation; and Bureau of Rehabilitation - Vocational Rehabilitation. In addition, the amount of funds appropriated or allocated for higher education programs, grants to municipalities and schools and grants to public and private organizations are excepted from this calculation. The State Budget Officer shall cause the calculated amount to be transferred from each account.

Sec. KKK-2. Implementation; detailed plan. Each department and agency affected by this Part shall submit a detailed implementation plan in accordance with the requirements of sections 1 and 4 of this Part, which must be approved in advance of any implementation by the Commissioner of Administrative and Financial Services, upon the recommendation of the State Budget Officer. The heads of all departments and agencies must prorate the reductions required by sections 1, 6, 7, 8 and 9 of this Part among the line categories in a way to achieve permanent savings and that are in proportion to their existing appropriations and allocations and as excepted by section 1 of this Part. The Commissioner of Adminis-

trative and Financial Services, in approving each detailed plan, is authorized to adjust the reduction among accounts and line categories only under extenuating circumstances.

Sec. KKK-3. Report. The Commissioner of Administrative and Financial Services shall submit a report on the implementation of this Part to the Joint Standing Committee on Appropriations and Financial Affairs no later than September 30, 1992.

Sec. KKK-4. Program or service eliminations. In implementing this Part, the heads of all departments and agencies in State Government, along with the Commissioner of Administrative and Financial Services and the State Budget Officer, shall take all necessary precautions to ensure that no program or service otherwise authorized by the Legislature is eliminated in fiscal year 1992-93 as a result of this Part.

Sec. KKK-5. Transfer of savings. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, the State Budget Officer is authorized to transfer all savings occurring as a result of sections 7 to 9 of this Part to the General Fund as undedicated revenue on a periodic basis, but not later than June 30, 1993. The State Budget Officer shall provide a status report on the amounts being transferred to the General Fund by January 15, 1993.

Sec. KKK-6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

All Other	(\$3,015,000)
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Provides for the deappropriation of funds by an across-the-board reduction of approximately 0.9% in fiscal year 1992-93 except as provided in section 1 of this Part.

Sec. KKK-7. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Unallocated (\$900,000)

Provides for the deallocation of funds by an across-the-board reduction of approximately 0.9% in fiscal year 1992-93 except as provided in section 1 of this Part.

Sec. KKK-8. Allocation. The following funds are allocated from the various internal service funds to carry out the purpose of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Unallocated (\$540,000)

Provides for the deallocation of funds by an across-the-board reduction of approximately 0.9% in fiscal year 1992-93 except as provided in section 1 of this Part.

Sec. KKK-9. Allocation. The following funds are allocated from the various enterprise funds to carry out the purposes of this Part.

1992-93

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Departments and Agencies - Statewide

Unallocated (\$171,000)

Provides for the deallocation of funds by an across-the-board reduction of approximately 0.9% in fiscal year 1992-93 except as provided in section 1 of this Part.

See title page for effective date, unless otherwise indicated.

CHAPTER 781

S.P. 721 - L.D. 1911

An Act Related to the Planning and Delivery of Mental Health Services

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

PART A

Sec. A-1. 34-B MRSA §3006, as amended by PL 1987, c. 887, §7, is repealed.

Sec. A-2. 34-B MRSA §3006-A is enacted to read:

§3006-A. State mental health plan

Annually the commissioner shall prepare a state mental health plan that meets the requirements of federal Public Law 99-660, as amended, while serving the broader interests of the State. The commissioner shall appoint a committee to assist in the preparation of the state mental health plan. In addition to meeting the requirements of federal Public Law 99-660, the committee must include members who represent the interests of people with low income, and at least 51% of the members must be current or former consumers of mental health services. The state mental health plan must include, but is not limited to, the following:

1. Five-year forecast. A 5-year forecast of mental health service needs in the State by region and statewide;

2. Assessment. An assessment of the current status of mental health services in the State, including strengths and weaknesses and an evaluation of performance in relation to the objectives of the previous year;

3. Goals. Mental health service goals for the State, including public and private sectors for the 5-year period;

4. Objectives. Objectives for state mental health services in the next biennium; and

5. Plan. A plan that includes resource requirements, timetables, the expected outcome of the stated objectives in each year of the biennium and criteria for evaluating the outcome.

The commissioner shall review and report on the implementation of this section and submit a report to the joint standing committee of the Legislature having jurisdiction over human resources matters by December 15, 1995. This section is repealed on April 1, 1996.

Sec. A-3. 34-B MRSA §3902, sub-§9, as amended by PL 1989, c. 335, §5, is further amended to read:

9. State mental health plan. To participate in the development of the state mental health plan required by section ~~3006~~ 3006-A; and