

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 13, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 13, 2003

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

Penmor Lithographers
Lewiston, Maine
2003

completed audit performed pursuant to this section, including, but not restricted to, questioned costs and material weaknesses of state programs. The State Auditor shall notify affected state agencies and applicable state central service agency officials, such as, without limitation, the State Controller, State Budget Officer, State Purchasing Agent and Chief Information Officer, of the meeting time and place.

See title page for effective date.

CHAPTER 451

H.P. 1190 - L.D. 1614

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2003, June 30, 2004 and June 30, 2005

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

PART A

Sec. A-1. Supplemental appropriations and allocations. There are appropriated and allocated from various funds for the fiscal years ending June 30, 2004 and June 30, 2005, to the departments listed, the following sums.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Accident – Sickness – Health Insurance 0455

Initiative: Provides for the transfer in of one Management Analyst II position from the Bureau of Alcoholic Beverages.

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND		
	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	\$61,462	\$64,797
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ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	61,462	64,797

Alcoholic Beverages - General Operation 0015

Initiative: Transfers one Management Analyst II position to the Accident, Sickness and Health Insurance Internal Service Fund account. This position is no longer required due to the closure of liquor stores.

ALCOHOLIC BEVERAGE FUND		
	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(61,462)	(64,797)
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ALCOHOLIC BEVERAGE FUND TOTAL	(61,462)	(64,797)

Revenue Services - Bureau of 0002

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND		
	2003-04	2004-05
All Other	(7,000)	(7,200)
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GENERAL FUND TOTAL	(7,000)	(7,200)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(7,000)	(7,200)
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	61,462	64,797
ALCOHOLIC BEVERAGE FUND	(61,462)	(64,797)
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DEPARTMENTAL TOTAL - ALL FUNDS	(7,000)	(7,200)

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Division of Quality Assurance and Regulation 0393

Initiative: Provides for the transfer of technology funds between General Fund accounts to consolidate purchases within the department.

GENERAL FUND	2003-04	2004-05
All Other	(3,000)	(3,000)
GENERAL FUND TOTAL	<u>(3,000)</u>	<u>(3,000)</u>

Division of Quality Assurance and Regulation 0393

Initiative: Deappropriates funds through a reduction of All Other expenditures.

GENERAL FUND	2003-04	2004-05
All Other	(11,435)	(11,366)
GENERAL FUND TOTAL	<u>(11,435)</u>	<u>(11,366)</u>

Office of Agricultural, Natural and Rural Resources 0830

Initiative: Provides for the transfer of technology funds between General Fund accounts to consolidate purchases within the department.

GENERAL FUND	2003-04	2004-05
All Other	(1,000)	(1,000)
GENERAL FUND TOTAL	<u>(1,000)</u>	<u>(1,000)</u>

Office of Agricultural, Natural and Rural Resources 0830

Initiative: Provides for the allocation of funds provided from a pass-through grant from the Department of Environmental Protection for nonpoint source pollution programs.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	147,316	145,462
FEDERAL EXPENDITURES FUND TOTAL	<u>147,316</u>	<u>145,462</u>

Office of Agricultural, Natural and Rural Resources 0830

Initiative: Provides for the allocation of funds to support the Maine Compost School.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	43,000	43,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>43,000</u>	<u>43,000</u>

Harness Racing Commission 0320

Initiative: Provides funds for the management-initiated reclassification of one Accountant II position to a Staff Accountant position and one Clerk Typist II position to an Account Clerk II position.

GENERAL FUND	2003-04	2004-05
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Personal Services	9,537	9,398
All Other	(9,537)	(9,398)
GENERAL FUND TOTAL	<u>0</u>	<u>0</u>

Division of Market and Production Development 0833

Initiative: Provides for the transfer of technology funds between General Fund accounts to consolidate purchases within the department.

GENERAL FUND	2003-04	2004-05
All Other	(1,500)	(1,500)
GENERAL FUND TOTAL	<u>(1,500)</u>	<u>(1,500)</u>

Division of Market and Production Development 0833

Initiative: Provides for the allocation of funds for the Senior FarmShare Program that is funded through a USDA grant.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,000,000	1,000,000
FEDERAL EXPENDITURES FUND TOTAL	<u>1,000,000</u>	<u>1,000,000</u>

Division of Market and Production Development 0833

Initiative: Provides for the allocation of funds for the Farmland Protection Cooperative Agreement with the USDA's Natural Resource Conservation Service.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Capital Expenditures	1,000,000	2,000,000
FEDERAL EXPENDITURES FUND TOTAL	<u>1,000,000</u>	<u>2,000,000</u>

Food Assistance Program 0816

Initiative: Provides for the increased allocation for ongoing federal grants.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	10,000	12,000
FEDERAL EXPENDITURES FUND TOTAL	<u>10,000</u>	<u>12,000</u>

Division of Plant Industry 0831

Initiative: Provides for the increased allocation for ongoing federal grants.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	7,000	7,000
FEDERAL EXPENDITURES FUND TOTAL	<u>7,000</u>	<u>7,000</u>

Division of Plant Industry 0831

Initiative: Provides for the creation of one Entomologist II position and associated All Other. Funding provided for this initiative is from a Homeland Security grant.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
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Positions - Legislative Count	(1,000)	(1,000)
Personal Services	59,905	63,016
All Other	13,461	10,350
FEDERAL EXPENDITURES		
FUND TOTAL	73,366	73,366

Division of Animal Health and Industry 0394

Initiative: Provides for the allocation of funds for the Homeland Security Grant received from the USDA.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	71,040	71,040
FEDERAL EXPENDITURES		
FUND TOTAL	71,040	71,040

Office of the Commissioner 0401

Initiative: Provides for the transfer of technology funds between General Fund accounts to consolidate purchases within the department.

GENERAL FUND	2003-04	2004-05
All Other	5,500	5,500
GENERAL FUND TOTAL	5,500	5,500

Office of the Commissioner 0401

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
GENERAL FUND TOTAL	(3,500)	(3,600)

Beverage Container Enforcement Fund 0971

Initiative: Provides for the reclassification of a vacant Management Analyst I position to a Computer Programmer position and a vacant 1/2-time Compliance Officer position to a 1/2-time Paralegal position to better reflect the needs of the program.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	2,573	2,590
OTHER SPECIAL REVENUE		
FUNDS TOTAL	2,573	2,590

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(14,935)	(14,966)
FEDERAL EXPENDITURES		
FUND	2,308,722	3,308,868
OTHER SPECIAL REVENUE		
FUNDS	45,573	45,590
DEPARTMENTAL TOTAL -		
ALL FUNDS	2,339,360	3,339,492

BAXTER STATE PARK AUTHORITY

Baxter State Park Authority 0253

Initiative: Reclassifies an Assistant Park Ranger position to a Groundskeeper position and lengthens the position from 14 to 26 weeks.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - FTE Count	(0,462)	(0,462)
Personal Services	11,826	13,240
OTHER SPECIAL REVENUE		
FUNDS TOTAL	11,826	13,240

BAXTER STATE PARK AUTHORITY DEPARTMENT TOTALS

OTHER SPECIAL REVENUE		
FUNDS	11,826	13,240
DEPARTMENTAL TOTAL -		
ALL FUNDS	11,826	13,240

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Office of Management and Budget 0164

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-3,000)	(-3,000)
Personal Services	(198,174)	(217,628)
All Other	(4,000)	(4,000)
GENERAL FUND TOTAL	(202,174)	(221,628)

Medicaid Services - Mental Retardation 0705

Initiative: Provides for the deappropriation of funds related to the tax on residential treatment facilities for individuals with developmental disabilities.

GENERAL FUND	2003-04	2004-05
All Other	(1,003,282)	(979,066)
GENERAL FUND TOTAL	(1,003,282)	(979,066)

Elizabeth Levinson Center 0119

Initiative: Provides funds for the tax imposed on residential treatment facilities for individuals with developmental disabilities. This request will generate \$52,428 in General Fund Undedicated Revenue in each fiscal year.

GENERAL FUND	2003-04	2004-05
All Other	79,066	79,066
GENERAL FUND TOTAL	79,066	79,066

Aroostook Residential Center 0118

Initiative: Provides funds for the tax imposed on residential treatment facilities for individuals with developmental disabilities. This request will generate \$16,057 in General Fund Undedicated Revenue in fiscal year 2003-04.

GENERAL FUND	2003-04	2004-05
All Other	24,216	0
GENERAL FUND TOTAL	24,216	0

Residential Treatment Facilities Assessment

Initiative: Provides for the allocation of funds from revenue generated by the imposition of an assessment on residential treatment facilities for individuals with developmental disabilities.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	1,461,282	1,437,066
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OTHER SPECIAL REVENUE FUNDS TOTAL	1,461,282	1,437,066

Office of Management and Budget 0164

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
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GENERAL FUND TOTAL	(3,500)	(3,600)

Regional Operations 0863

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(15,500)	(15,500)
Personal Services	1,096,982	1,153,773
All Other	4,000	4,000
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GENERAL FUND TOTAL	1,100,982	1,157,773

Regional Operations 0863

Initiative: Transfers funds from Mental Health Services - Community to Regional Operations to reflect expenditures in appropriate account.

GENERAL FUND	2003-04	2004-05
All Other	52,500	52,500
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GENERAL FUND TOTAL	52,500	52,500

Elizabeth Levinson Center 0119

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(40,170)	(43,397)
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GENERAL FUND TOTAL	(40,170)	(43,397)

Mental Health Services - Children 0136

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	83,850	89,365
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GENERAL FUND TOTAL	83,850	89,365

Mental Health Services - Children 0136

Initiative: Provides funds for new Partnership for Youth in Transition grant.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	457,334	457,334
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FEDERAL EXPENDITURES FUND TOTAL	457,334	457,334

Mental Health Services - Child Medicaid 0731

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

GENERAL FUND	2003-04	2004-05
All Other	165,168	214,280
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GENERAL FUND TOTAL	165,168	214,280

Mental Health Services - Child Medicaid 0731

Initiative: Transfers funds from Mental Health Services - Child Medicaid and Medicaid Services - Mental Retardation to a new account, Mental Retardation Waiver - MaineCare for the purpose of separating waiver seed.

GENERAL FUND	2003-04	2004-05
All Other	(2,049,329)	(2,252,622)
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GENERAL FUND TOTAL	(2,049,329)	(2,252,622)

Mental Health Services - Child Medicaid 0731

Initiative: Transfers MaineCare funds from the Department of Human Services to the Department of Behavioral and Developmental Services for in-home supports.

GENERAL FUND	2003-04	2004-05
All Other	5,248,527	5,530,561
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GENERAL FUND TOTAL	5,248,527	5,530,561

Augusta Mental Health Institute 0105

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,500)	(1,500)
Personal Services	64,200	68,383
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OTHER SPECIAL REVENUE FUNDS TOTAL	64,200	68,383

Augusta Mental Health Institute 0105

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(49,657)	(62,603)
All Other	(21,918)	(26,567)
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OTHER SPECIAL REVENUE FUNDS TOTAL	(71,575)	(89,170)

Augusta Mental Health Institute 0105

Initiative: Transfers Personal Services to All Other for contracted physician services by eliminating one Physician III position.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(109,538)	(117,984)
All Other	109,538	117,984
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0

Augusta Mental Health Institute 0105

Initiative: Transfers funds from Mental Health Services-Community to Disproportionate Share-Augusta Mental Health Institute for contracting physician services.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	258,609	258,609
OTHER SPECIAL REVENUE FUNDS TOTAL	258,609	258,609

Bangor Mental Health Institute 0120

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-5,000)	(-5,000)
Personal Services	(180,530)	(188,883)
OTHER SPECIAL REVENUE FUNDS TOTAL	(180,530)	(188,883)

Bangor Mental Health Institute 0120

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(56,335)	(80,078)
All Other	(9,442)	(11,423)
OTHER SPECIAL REVENUE FUNDS TOTAL	(65,777)	(91,501)

Bangor Mental Health Institute 0120

Initiative: Transfers funds from Mental Health Services-Community to Disproportionate Share-Bangor Mental Health Institute for the purpose of increasing dental services.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	76,783	111,083
Capital Expenditures	34,300	0
OTHER SPECIAL REVENUE FUNDS TOTAL	111,083	111,083

Bangor Mental Health Institute 0120

Initiative: Transfers funds from Mental Health Services - Community to Disproportionate Share - Bangor Mental Health Institute for the purpose of providing peer support services.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	6,692	6,692

OTHER SPECIAL REVENUE FUNDS TOTAL	6,692	6,692
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Mental Health Services - Community 0121

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-14,000)	(-14,000)
Personal Services	(1,136,572)	(1,190,798)
GENERAL FUND TOTAL	(1,136,572)	(1,190,798)

Mental Health Services - Community 0121

Initiative: Transfers funds from Mental Health Services - Community to Disproportionate Share - Bangor Mental Health Institute for the purpose of increasing dental services.

GENERAL FUND	2003-04	2004-05
All Other	(56,438)	(56,438)
GENERAL FUND TOTAL	(56,438)	(56,438)

Mental Health Services - Community 0121

Initiative: Revises deappropriation of funds for Mental Health Services - Community.

GENERAL FUND	2003-04	2004-05
All Other	(6,500)	(6,500)
GENERAL FUND TOTAL	(6,500)	(6,500)

Mental Health Services - Community 0121

Initiative: Transfers funds from Mental Health Services - Community to Disproportionate Share - Bangor Mental Health Institute for the purpose of providing peer support services.

GENERAL FUND	2003-04	2004-05
All Other	(3,400)	(3,400)
GENERAL FUND TOTAL	(3,400)	(3,400)

Mental Health Services - Community 0121

Initiative: Provides funds to continue a limited-period part-time Planning and Research Associate I position through October 31, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	27,692	9,961
FEDERAL EXPENDITURES FUND TOTAL	27,692	9,961

Mental Health Services - Community 0121

Initiative: Provides for the transfer of funds from the Substance Abuse Services program to the Mental Health Services - Community program to correct curtailment in Public Law 2001, chapter 714.

GENERAL FUND	2003-04	2004-05
All Other	54,548	54,548
GENERAL FUND TOTAL	54,548	54,548

**Mental Health Services – Community
Medicaid 0732**

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

GENERAL FUND	2003-04	2004-05
All Other	222,202	266,642
GENERAL FUND TOTAL	222,202	266,642

**Mental Health Services – Community
Medicaid 0732**

Initiative: Transfers MaineCare funds from the Department of Human Services to the Department of Behavioral and Developmental Services for services to individuals due to increased MaineCare eligibility.

GENERAL FUND	2003-04	2004-05
All Other	2,600,000	3,400,000
GENERAL FUND TOTAL	2,600,000	3,400,000

**Disproportionate Share - Augusta Mental
Health Institute 0733**

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Personal Services	33,364	35,689
GENERAL FUND TOTAL	33,364	35,689

**Disproportionate Share - Augusta Mental
Health Institute 0733**

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

GENERAL FUND	2003-04	2004-05
Personal Services	49,657	62,603
All Other	21,918	26,567
GENERAL FUND TOTAL	71,575	89,170

**Disproportionate Share - Augusta Mental
Health Institute 0733**

Initiative: Transfers Personal Services to All Other for contracted physician services by eliminating one Physician III position.

GENERAL FUND	2003-04	2004-05
Personal Services	(55,653)	(59,942)
All Other	55,653	59,942
GENERAL FUND TOTAL	0	0

**Disproportionate Share - Augusta Mental
Health Institute 0733**

Initiative: Provides funds for contracting physician services.

GENERAL FUND	2003-04	2004-05
All Other	131,391	131,391
GENERAL FUND TOTAL	131,391	131,391

**Disproportionate Share – Bangor
Mental Health Institute 0734**

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Personal Services	(91,721)	(95,965)
GENERAL FUND TOTAL	(91,721)	(95,965)

**Disproportionate Share – Bangor
Mental Health Institute 0734**

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

GENERAL FUND	2003-04	2004-05
Personal Services	56,335	80,078
All Other	9,442	11,423
GENERAL FUND TOTAL	65,777	91,501

**Disproportionate Share – Bangor
Mental Health Institute 0734**

Initiative: Transfers funds from Mental Health Services - Community to Disproportionate Share - Bangor Mental Health Institute for the purpose of increasing dental services.

GENERAL FUND	2003-04	2004-05
All Other	38,768	56,438
Capital Expenditures	17,670	0
GENERAL FUND TOTAL	56,438	56,438

**Disproportionate Share – Bangor
Mental Health Institute 0734**

Initiative: Transfers funds from Mental Health Services - Community to Disproportionate Share - Bangor Mental Health Institute for the purpose of providing peer support services.

GENERAL FUND	2003-04	2004-05
All Other	3,400	3,400
GENERAL FUND TOTAL	3,400	3,400

Aroostook Residential Center 0118

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Personal Services	(32,999)	(35,161)
GENERAL FUND TOTAL	(32,999)	(35,161)

**Mental Retardation Services -
Community 0122**

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(5,500)	(5,500)
Personal Services	417,955	439,466
GENERAL FUND TOTAL	417,955	439,466

Mental Retardation Services - Community 0122

Initiative: Deallocates funds to establish one Clerk Typist III position, one Planning and Research Associate II position, one Comprehensive Planner II position and one Public Service Manager I position in a separate program for the Developmental Disabilities Council in order to segregate expenditures from the Mental Retardation Services - Community program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-4,000)	(-4,000)
Personal Services	(264,432)	(277,682)
All Other	(193,942)	(192,692)
FEDERAL EXPENDITURES FUND TOTAL	(458,374)	(470,374)

Mental Retardation Services - Community 0122

Initiative: Reduces funding to self-fund change in Federal Financial Participation rate.

GENERAL FUND	2003-04	2004-05
All Other	(108,233)	(200,178)
GENERAL FUND TOTAL	(108,233)	(200,178)

Medicaid Services – Mental Retardation 0705

Initiative: Provides funds needed for state General Fund match due to a decrease in the Federal Financial Participation rate from 66.22% to 66.01%.

GENERAL FUND	2003-04	2004-05
All Other	551,839	690,994
GENERAL FUND TOTAL	551,839	690,994

Medicaid Services – Mental Retardation 0705

Initiative: Transfers funds from Mental Health Services - Child Medicaid and Medicaid Services - Mental Retardation to a new account, Mental Retardation Waiver - MaineCare for the purpose of separating waiver seed.

GENERAL FUND	2003-04	2004-05
All Other	(57,166,893)	(61,026,079)
GENERAL FUND TOTAL	(57,166,893)	(61,026,079)

Freeport Towne Square 0814

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,500)	(-1,500)
Personal Services	(73,506)	(76,737)
GENERAL FUND TOTAL	(73,506)	(76,737)

Freeport Towne Square 0814

Initiative: Provides funds for budgeted overtime at Freeport Towne Square. This request will generate \$150,000 in General Fund Undedicated Revenue in each fiscal year.

GENERAL FUND	2003-04	2004-05
Personal Services	150,000	150,000
GENERAL FUND TOTAL	150,000	150,000

Developmental Disabilities Council 0977

Initiative: Provides funds to establish one Clerk Typist III position, one Planning and Research Associate II position, one Comprehensive Planner II position and one Public Service Manager I position in a separate program for the Developmental Disabilities Council in order to segregate expenditures from the Mental Retardation Services - Community program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(4,000)	(4,000)
Personal Services	264,432	277,682
All Other	193,942	192,692
FEDERAL EXPENDITURES FUND TOTAL	458,374	470,374

Mental Retardation Waiver - MaineCare 9999

Initiative: Transfers funds from Mental Health Services - Child Medicaid and Medicaid Services - Mental Retardation to a new account, Mental Retardation Waiver - MaineCare for the purpose of separating waiver seed.

GENERAL FUND	2003-04	2004-05
All Other	59,216,222	63,278,701
GENERAL FUND TOTAL	59,216,222	63,278,701

Office of Substance Abuse 0679

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(56,153)	(60,212)
GENERAL FUND TOTAL	(56,153)	(60,212)

Office of Substance Abuse 0679

Initiative: Provides for the transfer of funds from the Substance Abuse Services program to the Mental Health Services - Community program to correct curtailment in Public Law 2001, chapter 714.

GENERAL FUND	2003-04	2004-05
All Other	(54,548)	(54,548)
GENERAL FUND TOTAL	(54,548)	(54,548)

Office of Substance Abuse 0679

Initiative: Reduces funding to self-fund change in Federal Financial Participation rate.

GENERAL FUND	2003-04	2004-05
All Other	0	(200,178)
GENERAL FUND TOTAL	0	(200,178)

Driver Education and Evaluation Program - Substance Abuse 0700

Initiative: Transfers positions to appropriate program. Position detail on file in the Bureau of the Budget. This request will generate \$113,474 in fiscal year 2003-04 and \$122,105 in fiscal year 2004-05 in General Fund Undedicated Revenue.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	113,474	122,105
GENERAL FUND TOTAL	113,474	122,105

**Office of Substance Abuse -
Medicaid Seed 0844**

Initiative: Transfers MaineCare funds from the Department of Human Services to the Department of Behavioral and Developmental Services for services to individuals due to increased MaineCare eligibility.

GENERAL FUND	2003-04	2004-05
All Other	1,186,812	996,942
GENERAL FUND TOTAL	1,186,812	996,942

**BEHAVIORAL AND DEVELOPMENTAL
SERVICES, DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	9,543,888	10,424,025
FEDERAL EXPENDITURES FUND	485,026	467,295
OTHER SPECIAL REVENUE FUNDS	1,583,984	1,512,279
DEPARTMENTAL TOTAL - ALL FUNDS	11,612,898	12,403,599

CONSERVATION, DEPARTMENT OF

**Forest Policy and Management -
Division of 0240**

Initiative: Provides for the transfer of All Other to the Forest Policy and Management Program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	309,959	316,159
FEDERAL EXPENDITURES FUND TOTAL	309,959	316,159

**Forest Policy and Management -
Division of 0240**

Initiative: Provides for the transfer of one Senior Planner position, 2 Forester I positions, 2 Forester II positions, one Natural Science Educator position and the Personal Services and All Other from the Forest Practices account to the Forestry Policy and Management account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(6,000)	(6,000)
Personal Services	414,789	421,022
All Other	220,000	262,543
GENERAL FUND TOTAL	634,789	683,565

**Forest Policy and Management -
Division of 0240**

Initiative: Provides for the allocation of funds to establish one limited-period Clerk Typist II position and 2 limited-period Forester I positions. These positions will end on June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	158,693	166,772
FEDERAL EXPENDITURES FUND TOTAL	158,693	166,772

Forest Practices 0861

Initiative: Provides for the transfer of one Senior Planner position, 2 Forester I positions, 2 Forester II positions, one Natural Science Educator position and the Personal Services and All Other from the Forest Practices account to the Forestry Policy and Management account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-6,000)	(-6,000)
Personal Services	(414,789)	(421,022)
All Other	(220,000)	(262,543)
GENERAL FUND TOTAL	(634,789)	(683,565)

**Off-road Recreational Vehicles
Program 0224**

Initiative: Provides for the transfer of one Planning and Research Associate II position from the Snowmobile Trail Fund to the Public Reserved Lands Management Fund.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(35,375)	(35,831)
OTHER SPECIAL REVENUE FUNDS TOTAL	(35,375)	(35,831)

**Off-road Recreational Vehicles
Program 0224**

Initiative: Provides for the allocation of funds for transfer of one part-time Planning and Research Associate II position to the Snowmobile Trail Fund from the Public Reserved Lands Management Fund and provides for the allocation necessary to increase one Planning and Research Associate II position by .5 headcount to change from part-time to full-time.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	59,470	62,611
All Other	482	208
OTHER SPECIAL REVENUE FUNDS TOTAL	59,952	62,819

Boating Facilities Fund 0226

Initiative: Provides funds for new capital equipment.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	0	6,500
OTHER SPECIAL REVENUE FUNDS TOTAL	0	6,500

Land Management and Planning 0239

Initiative: Provides funds for new capital equipment.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	37,000	12,000
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	37,000	12,000

Land Management and Planning 0239

Initiative: Provides for the transfer of one Planning and Research Associate II position from the Snowmobile Trail Fund to the Public Reserved Lands Management Fund.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	35,375	35,831
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	35,375	35,831

Land Management and Planning 0239

Initiative: Provides for the allocation of funds for transfer of one part-time Planning and Research Associate II position to the Snowmobile Trail Fund from the Public Reserved Lands Management Fund and provides for the allocation necessary to increase one Planning and Research Associate II position by .5 headcount to change from part-time to full-time.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-0,500)	(-0,500)
Personal Services	(30,566)	(31,858)
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	(30,566)	(31,858)

Administrative Services - Conservation 0222

Initiative: Provides for the transfer of All Other to the Forest Policy and Management Program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(309,959)	(316,159)
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	(309,959)	(316,159)

Administrative Services - Conservation 0222

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
<hr/>		
GENERAL FUND TOTAL	(3,500)	(3,600)

CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(3,500)	(3,600)
FEDERAL EXPENDITURES FUND	158,693	166,772
OTHER SPECIAL REVENUE FUNDS	66,386	49,461
<hr/>		
DEPARTMENTAL TOTAL - ALL FUNDS	221,579	212,633

CORRECTIONS, DEPARTMENT OF

Long Creek Youth Development Center 0163

Initiative: Provides for the transfer of headcount and Personal Services from the Long Creek Youth Development Center to the Maine State Prison for the transfer of one Psychologist III position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(73,797)	(79,996)
<hr/>		
GENERAL FUND TOTAL	(73,797)	(79,996)

Long Creek Youth Development Center 0163

Initiative: Provides for the transfer of headcount and Personal Services from the Long Creek Youth Development Center to the Maine State Prison for the transfer of one Correctional Storekeeper I position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(42,109)	(45,645)
<hr/>		
GENERAL FUND TOTAL	(42,109)	(45,645)

Mountain View Youth Development Center 0857

Initiative: Provides for the transfer of funds from the Mountain View Youth Development Center to the Maine State Prison for the transfer of one Laundry Worker II position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(34,094)	(36,589)
<hr/>		
GENERAL FUND TOTAL	(34,094)	(36,589)

Mountain View Youth Development Center 0857

Initiative: Provides funds for management-initiated reclassification of a Personnel Payroll Technician position to a Personnel Assistant position.

GENERAL FUND	2003-04	2004-05
Personal Services	2,939	3,170
All Other	(2,939)	(3,170)
<hr/>		
GENERAL FUND TOTAL	0	0

Juvenile Community Corrections 0892

Initiative: Provides for the appropriation of funds to support one limited-period Public Service Coordinator II position and related All Other costs. The position will end June 11, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	88,955	92,434
All Other	16,755	16,964
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	105,710	109,398

Adult Community Corrections 0124

Initiative: Provides for the appropriation of funds to support one limited-period Probation Officer position and related All Other costs

for the York County Domestic Violence Grant requirements. This position will end June 11, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	71,725	75,055
All Other	21,863	17,577
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	93,588	92,632

State Prison 0144

Initiative: Provides for the transfer of headcount and Personal Services from the Long Creek Youth Development Center to the Maine State Prison for the transfer of one Psychologist III position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	73,797	79,996
	<hr/>	<hr/>
GENERAL FUND TOTAL	73,797	79,996

State Prison 0144

Initiative: Provides for the transfer of headcount and Personal Services from the Long Creek Youth Development Center to the Maine State Prison for the transfer of one Correctional Storekeeper I position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	42,109	45,645
	<hr/>	<hr/>
GENERAL FUND TOTAL	42,109	45,645

State Prison 0144

Initiative: Provides for the transfer of funds from the Mountain View Youth Development Center to the Maine State Prison for the transfer of one Laundry Worker II position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	34,094	36,589
	<hr/>	<hr/>
GENERAL FUND TOTAL	34,094	36,589

Administration - Corrections 0141

Initiative: Provides for the appropriation of funds to support one limited-period Clerk Typist III position, one limited-period Public Service Coordinator II position and 2 limited-period Social Services Program Specialist I positions and related All Other costs. These positions will end June 11, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	241,440	261,179
All Other	482,279	465,725
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	723,719	726,904

Administration - Corrections 0141

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
Personal Services	(3,500)	(3,600)

GENERAL FUND TOTAL	(3,500)	(3,600)
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CORRECTIONS, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(3,500)	(3,600)
FEDERAL EXPENDITURES FUND	817,307	819,536
OTHER SPECIAL REVENUE FUNDS	105,710	109,398

DEPARTMENTAL TOTAL - ALL FUNDS	919,517	925,334
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DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Military Training and Operations 0108

Initiative: Provides funds to establish one limited-period Painter position and one limited-period Plant Maintenance Engineer I position in the Federal Expenditures Fund. These positions will end on June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	98,609	104,155

FEDERAL EXPENDITURES FUND TOTAL	98,609	104,155
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Military Training and Operations 0108

Initiative: Provides for the deappropriation of funds from the General Fund and allocation of funds to the Federal Expenditures Fund, in order to change the allocation of costs of one Superintendent of Buildings position and one Storekeeper II position.

GENERAL FUND	2003-04	2004-05
Personal Services	(54,760)	(54,717)

GENERAL FUND TOTAL	(54,760)	(54,717)
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FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	54,760	54,717

FEDERAL EXPENDITURES FUND TOTAL	54,760	54,717
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Military Training and Operations 0108

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)

GENERAL FUND TOTAL	(3,500)	(3,600)
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Administration - Maine Emergency Management Agency 0214

Initiative: Provides funding for a management-initiated reclassification of one Planning and Research Associate II position to a Director of Special Projects position.

GENERAL FUND	2003-04	2004-05
Personal Services	2,637	4,112
All Other	(2,637)	(4,112)

GENERAL FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	2,638	4,110
FEDERAL EXPENDITURES FUND TOTAL	2,638	4,110
DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(58,260)	(58,317)
FEDERAL EXPENDITURES FUND	156,007	162,982
DEPARTMENTAL TOTAL - ALL FUNDS	97,747	104,665
ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
Community Development Block Grant Program 0587		
Initiative: Provides for the allocation of funds for the Economic Development Infrastructure Program within the Community Development Block Grant revolving loan fund.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	30,607	56,113
OTHER SPECIAL REVENUE FUNDS TOTAL	30,607	56,113
Community Development Block Grant Program 0587		
Initiative: Provides for the allocation of funds for the Public Infrastructure Program within the Community Development Block Grant revolving loan fund.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	15,303	35,708
OTHER SPECIAL REVENUE FUNDS TOTAL	15,303	35,708
ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS		
OTHER SPECIAL REVENUE FUNDS	45,910	91,821
DEPARTMENTAL TOTAL - ALL FUNDS	45,910	91,821
EDUCATION, DEPARTMENT OF		
Maine Learning Technology Fund 0304		
Initiative: Provides for the allocation of funds to correspond with current level of program activity.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	4,786,500	5,705,192

OTHER SPECIAL REVENUE FUNDS TOTAL	4,786,500	5,705,192
Maine Learning Technology Fund 0304		
Initiative: Provides for the allocation of funds for one limited-period Education Team and Policy Director position, one limited-period Education Team Coordinator position and one limited-period Administrative Assistant position for the Maine Learning Technology Initiative. These positions will end on June 18, 2005.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	266,297	269,789
All Other	107,396	108,718
OTHER SPECIAL REVENUE FUNDS TOTAL	373,693	378,507
Adult Education 0364		
Initiative: Provides for the adjustment of allocations to transfer 5% of the cost of one Education Specialist II position into the IDEA/School Age account to reflect correctly the work being done in that account.		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	(3,671)	(3,662)
FEDERAL EXPENDITURES FUND TOTAL	(3,671)	(3,662)
Leadership 0836		
Initiative: Provides for the allocation of funds to correspond with current level of program activity.		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	574,000	600,000
FEDERAL EXPENDITURES FUND TOTAL	574,000	600,000
Leadership 0836		
Initiative: Provides for the allocation to transfer one Education Specialist II position and one Education Specialist III position and funding from Title III Technology Literacy Challenge Fund account to the new No Child Left Behind Act Technology account. Position detail is on file.		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	158,609	159,142
All Other	2,250,907	2,295,926
FEDERAL EXPENDITURES FUND TOTAL	2,409,516	2,455,068
Support Systems 0837		
Initiative: Provides for the allocation of funds to correspond with current level of program activity.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	35,850	38,325
OTHER SPECIAL REVENUE FUNDS TOTAL	35,850	38,325

Support Systems 0837

Initiative: Provides for the allocation of funds to establish the federal School Renovation program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	3,000,000	3,000,000
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	3,000,000	3,000,000

Management Information Systems 0838

Initiative: Provides for the allocation of funds to establish funding for a new federal grant program as part of the No Child Left Behind Act.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	260,000	280,000
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	260,000	280,000

Management Information Systems 0838

Initiative: Provides for the allocation to transfer one Education Specialist II position and one Education Specialist III position and funding from Title III Technology Literacy Challenge Fund account to the new No Child Left Behind Act Technology account. Position detail is on file.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(140,695)	(143,787)
All Other	(2,250,907)	(2,295,926)
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	(2,391,602)	(2,439,713)

Management Information Systems 0838

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
Capital Expenditures	(3,500)	(3,600)
	<hr/>	<hr/>
GENERAL FUND TOTAL	(3,500)	(3,600)

Learning Systems 0839

Initiative: Provides for the adjustment of allocations to transfer 5% of the cost of one Education Specialist II position into the IDEA/School Age account to reflect correctly the work being done in that account.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	3,671	3,662
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	3,671	3,662

Regional Services 0840

Initiative: Provides for the establishment of one Programmer Analyst position, one Education Specialist II position and 2 Education Specialist III positions and the allocation to establish funding for a new federal grant program as part of the No Child Left Behind Act.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(4,000)	(4,000)
Personal Services	317,413	322,929
All Other	4,007,500	4,007,500
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	4,324,913	4,330,429

Regional Services 0840

Initiative: Provides for the allocation of funds for the new Teacher Quality grant program as part of the new No Child Left Behind Act federal educational initiative.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	13,400,000	13,400,000
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	13,400,000	13,400,000

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(3,500)	(3,600)
FEDERAL EXPENDITURES FUND	21,576,827	21,625,784
OTHER SPECIAL REVENUE FUNDS	5,196,043	6,122,024
	<hr/>	<hr/>
DEPARTMENTAL TOTAL - ALL FUNDS	26,769,370	27,744,208

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Maine Environmental Protection Fund 0421

Initiative: Provides for the allocation of funds for one Environmental Engineer position and one Environmental Specialist II position to meet federal requirements of the Stormwater Phase II program and related All Other.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	118,441	125,759
All Other	13,478	20,355
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	131,919	146,114

Remediation and Waste Management 0247

Initiative: Provides for the reorganization of one Environmental Specialist II position to an Oil and Hazardous Specialist I position to align function with classification.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	2,584	2,541
All Other	70	69
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	2,654	2,610

Remediation and Waste Management 0247

Initiative: Provides for the allocation of funds for building improvements.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	220,500	55,000

OTHER SPECIAL REVENUE		
FUNDS TOTAL	220,500	55,000

Remediation and Waste Management 0247

Initiative: Provides for the reorganization of one Conservation Aide position to a full-time Environmental Specialist II position to provide quality assurance and control of well and water quality data entered into the departmental groundwater database.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	16,975	18,593
All Other	460	503

OTHER SPECIAL REVENUE		
FUNDS TOTAL	17,435	19,096

Remediation and Waste Management 0247

Initiative: Provides for the allocation of funds to extend one limited-period Environmental Specialist IV position to support timely enforcement actions in Remediation and Waste Management. This position will end on June 18, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	69,884	73,773
All Other	1,892	1,998

OTHER SPECIAL REVENUE		
FUNDS TOTAL	71,776	75,771

Remediation and Waste Management 0247

Initiative: Provides for the allocation of funds for Capital Purchases in the Bureau of Remediation and Waste Management.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	663,900	567,750

OTHER SPECIAL REVENUE		
FUNDS TOTAL	663,900	567,750

Performance Partnership Grant 0851

Initiative: Provides for the transfer of one Environmental Technician position from the Performance Partnership Grant to the Maine Environmental Protection Fund to align function with funding.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(52,883)	(54,265)
All Other	(1,432)	(1,469)

FEDERAL EXPENDITURES		
FUND TOTAL	(54,315)	(55,734)

Performance Partnership Grant 0851

Initiative: Provides for the allocation of funds to authorize an additional 9 weeks to a previously downgraded Conservation Aide position to provide for a 16-week position supporting seasonal sampling and monitoring functions.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - FTE Count	(0,173)	(0,173)
Personal Services	7,193	7,847
All Other	195	213

FEDERAL EXPENDITURES		
FUND TOTAL	7,388	8,060

Performance Partnership Grant 0851

Initiative: Provides for the allocation to extend one limited-period Environmental Specialist III position through FY 04 to support the hazardous waste corrective action program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	60,196	0
All Other	1,630	0

FEDERAL EXPENDITURES		
FUND TOTAL	61,826	0

Performance Partnership Grant 0851

Initiative: Provides for the reorganization of one 1/2-time Biologist I position to a full-time Environmental Specialist III position for the management and quality assurance of the department's groundwater database.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(0,500)	(0,500)
Personal Services	27,644	29,462
All Other	749	798

FEDERAL EXPENDITURES		
FUND TOTAL	28,393	30,260

Maine Environmental Protection Fund 0421

Initiative: Provides for the transfer of one Environmental Technician position from the Performance Partnership Grant to the Maine Environmental Protection Fund to align function with funding.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	52,883	54,265
All Other	1,432	1,469

OTHER SPECIAL REVENUE		
FUNDS TOTAL	54,315	55,734

Maine Environmental Protection Fund 0421

Initiative: Provides for the allocation of funds for one 16-week Conservation Aide position by authorizing 9 weeks of new position authority and transferring 7 weeks from an existing Conservation Aide position to carry out seasonal sampling and monitoring functions.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - FTE Count	(0,174)	(0,174)
Personal Services	7,179	7,835
All Other	194	212

OTHER SPECIAL REVENUE		
FUNDS TOTAL	7,373	8,047

Maine Environmental Protection Fund 0421

Initiative: Provides for the allocation of funds for Capital Purchases in the Bureau of Remediation and Waste Management.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	73,600	73,750

OTHER SPECIAL REVENUE		
FUNDS TOTAL	73,600	73,750

Administration - Environmental Protection 0251

Initiative: Provides for the allocation of funds for the EPA One-Stop limited-period Director of Special Projects position to be extended through the biennium and transfers this position to the Overhead Account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	89,115	90,051
All Other	2,413	2,438

OTHER SPECIAL REVENUE		
FUNDS TOTAL	91,528	92,489

Administration - Environmental Protection 0251

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
GENERAL FUND TOTAL	(3,500)	(3,600)

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	(3,500)	(3,600)
FEDERAL EXPENDITURES FUND	43,292	(17,414)
OTHER SPECIAL REVENUE FUNDS	1,335,000	1,096,361
DEPARTMENTAL TOTAL - ALL FUNDS	1,374,792	1,075,347

**ETHICS AND ELECTION PRACTICES,
COMMISSION ON GOVERNMENTAL**

**Governmental Ethics and Election
Practices - Commission on 0414**

Initiative: Provides for allocation of cost for the position based on duties related to the Maine Clean Election Fund.

GENERAL FUND	2003-04	2004-05
Personal Services	(1,211)	(158)
GENERAL FUND TOTAL	(1,211)	(158)

**ETHICS AND ELECTION PRACTICES,
COMMISSION ON GOVERNMENTAL
DEPARTMENT TOTALS**

GENERAL FUND	(1,211)	(158)
DEPARTMENTAL TOTAL - ALL FUNDS	(1,211)	(158)

EXECUTIVE DEPARTMENT

**Administration - Executive - Governor's
Office 0165**

Initiative: Provides for the appropriation of funds to continue 2 limited-period Special Assistant positions established in fiscal year 2002-03 supplemental budget bill and provides funding to establish one additional limited-period Special Assistant position to staff the Office of Health Policy and Finance through January 31, 2004.

GENERAL FUND	2003-04	2004-05
Personal Services	123,867	0
All Other	8,000	0
GENERAL FUND TOTAL	131,867	0

Planning Office 0082

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
GENERAL FUND TOTAL	(3,500)	(3,600)

**EXECUTIVE DEPARTMENT
DEPARTMENT TOTALS**

GENERAL FUND	128,367	(3,600)
DEPARTMENTAL TOTAL - ALL FUNDS	128,367	(3,600)

HEALTH DATA ORGANIZATION, MAINE

Maine Health Data Organization 0848

Initiative: Provides an increase in funds for one legislatively approved position of Programmer Analyst to Senior Information System Support Specialist.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	10,675	10,829
All Other	(3,015)	(2,764)
OTHER SPECIAL REVENUE		
FUNDS TOTAL	7,660	8,065

Maine Health Data Organization 0848

Initiative: Provides for transfer of All Other to the Capital Expenditures line category to cover necessary costs related to purchasing unanticipated technology equipment.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	(21,960)	0
Capital Expenditures	21,960	0

OTHER SPECIAL REVENUE		
FUNDS TOTAL	0	0

HEALTH DATA ORGANIZATION, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
OTHER SPECIAL REVENUE FUNDS	7,660	8,065
DEPARTMENTAL TOTAL - ALL FUNDS	7,660	8,065

HUMAN RIGHTS COMMISSION, MAINE

Human Rights Commission - Regulation 0150

Initiative: Provides for the allotment of funds to conduct a human rights educational seminar.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	0	22,410
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	0	22,410

Human Rights Commission - Regulation 0150

Initiative: Provides for the allocation of federal Housing and Urban Development funds for a limited-period Field Investigator position to end no later than June 18, 2005, and for the purpose of capacity building through education and outreach programs.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	56,566	59,429
All Other	55,000	55,000
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	111,566	114,429

HUMAN RIGHTS COMMISSION, MAINE DEPARTMENT TOTALS

FEDERAL EXPENDITURES FUND	111,566	114,429
OTHER SPECIAL REVENUE FUNDS	0	22,410
	<hr/>	<hr/>
DEPARTMENTAL TOTAL - ALL FUNDS	111,566	136,839

HUMAN SERVICES, DEPARTMENT OF

Office of Management and Budget 0142

Initiative: To provide for the allocation of funds for one limited-period Public Service Coordinator I position, to coordinate the development of office space for more efficient utilization within the department. This position will end on December 31, 2003.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	39,749	0
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	39,749	0

Office of Management and Budget 0142

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
	<hr/>	<hr/>
GENERAL FUND TOTAL	(3,500)	(3,600)

OMB Operations - Regional 0196

Initiative: To provide funds for the transfer of one Clerk Typist II position established in Public Law 2001, chapter 450 from the Bureau of Family Independence - Central to OMB Operations - Regional.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)

Personal Services	40,963	43,590
	<hr/>	<hr/>
GENERAL FUND TOTAL	40,963	43,590

OMB Operations - Regional 0196

Initiative: To provide for the transfer of All Other funds for space in the Ellsworth Office to consolidate with All Other lease funding.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	69,460	69,460
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	69,460	69,460

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	34,300	34,300

OTHER SPECIAL REVENUE FUNDS TOTAL	34,300	34,300
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Foster Care 0137

Initiative: To adjust appropriations and allocations in the MaineCare and Foster Care programs, since the Federal Financial Participation rate will decline, thereby increasing the State's share from 33.78% in FY 2002-03 to 33.94% in FY 2003-04 and 33.99% in FY 2004-05.

GENERAL FUND	2003-04	2004-05
All Other	86,268	117,313

GENERAL FUND TOTAL	86,268	117,313
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FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(86,268)	(117,313)

FEDERAL EXPENDITURES FUND TOTAL	(86,268)	(117,313)
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Bureau of Child and Family Services - Regional 0452

Initiative: To provide for the transfer of funds to support the reorganization of 5 Protective Intake Worker positions to Human Services Caseworker positions.

GENERAL FUND	2003-04	2004-05
Personal Services	11,318	21,294
All Other	(11,318)	(21,294)

GENERAL FUND TOTAL	0	0
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Bureau of Elder and Adult Services 0140

Initiative: To provide for the transfer of funds to support the reorganization of one Director Division Residential Care position to Public Service Manager II position and one Director Division Adult Services position to Public Service Manager II position.

GENERAL FUND	2003-04	2004-05
Personal Services	9,173	8,963
All Other	(9,173)	(8,963)

GENERAL FUND TOTAL	0	0
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Bureau of Health 0143

Initiative: To provide for the allocation of federal funds from the Centers for Disease Control to support the establishment of a comprehensive cancer control plan.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	300,163	300,163
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	300,163	300,163

Bureau of Health 0143

Initiative: To provide for the allocation of federal funds from the Centers for Disease Control for contracts and other expenses to conduct youth suicide interventions in 10 Maine communities statewide.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	300,000	300,000
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	300,000	300,000

Bureau of Health 0143

Initiative: To provide for the allocation of federal funds from the Centers for Disease Control to support a skin cancer prevention initiative.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	76,184	0
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	76,184	0

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the Genetics Program from the National March of Dimes Foundation to support the Maine Folic Acid Council.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	12,000	5,000
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	12,000	5,000

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of an Account Clerk II position to Accounting Technician position because of increased complexities added to the Health and Environmental Testing Lab billing and accounting services.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	1,937	2,185
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	1,937	2,185

Bureau of Health 0143

Initiative: To provide for the transfer of funds between accounts for 2 positions that are incorrectly charged, one Environmental Specialist IV position and one Sanitarian II position.

GENERAL FUND	2003-04	2004-05
Personal Services	(19,564)	(19,216)
	<hr/>	<hr/>
GENERAL FUND TOTAL	(19,564)	(19,216)

Bureau of Health 0143

Initiative: To provide for the allocation of funds to transfer the Universal Newborn Hearing Screening Grant to the proper account.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(147,280)	(147,280)
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	(147,280)	(147,280)

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the reclassification of a Quality Assurance Officer position to a Microbiologist III position. This reclassification is associated with a reorganization of the microbiology section and bioterrorism mandates.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	1,130	1,185
All Other	(1,130)	(1,185)
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	0	0

Bureau of Health 0143

Initiative: To provide the allotment of funds to support the upgrade of a Lab Technician I position to Lab Technician II position. This upgrade is associated with a reorganization of the radiation and forensic section.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	2,440	2,564
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	2,440	2,564

Bureau of Health 0143

Initiative: To provide for the allocation of funds for services performed by the Public Health Nurses, such as flu and other vaccinations, tuberculosis vaccines, refugee health services and clinic assessment software application surveys.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	142,000	142,000
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	142,000	142,000

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of one Epidemiologist position to Director of Special Projects position within the Division of Disease Control.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,271	7,353
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	7,271	7,353

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of a Senior Health Program Manager position to Public Service Manager II position in the Maine Immunization Program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	8,766	8,559

FEDERAL EXPENDITURES		
FUND TOTAL	8,766	8,559

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of a Storekeeper I position to Provider Relations Specialist position in the Maine Immunization Program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	4,327	4,604
FEDERAL EXPENDITURES FUND TOTAL	4,327	4,604

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of a Management Analyst II position to Financial Analyst position in the Drinking Water Program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,042	7,374
FEDERAL EXPENDITURES FUND TOTAL	7,042	7,374

Bureau of Health 0143

Initiative: To provide for the allocation of funds for the upgrade of a Forensic Chemist I position to Chemist II position in the Health and Environmental Testing Lab.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	3,060	3,001
OTHER SPECIAL REVENUE FUNDS TOTAL	3,060	3,001

Bureau of Health 0143

Initiative: To provide for the transfer of federal funds for the newly created Senior Laboratory Scientist position.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	5,500	6,000
All Other	(5,500)	(6,000)
FEDERAL EXPENDITURES FUND TOTAL	0	0

Bureau of Health 0143

Initiative: To provide for the allocation of funds for an oral health grant from the Maine Health Access Foundation.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	50,000	0
OTHER SPECIAL REVENUE FUNDS TOTAL	50,000	0

Bureau of Health 0143

Initiative: To provide for the allocation of federal funds from the Centers for Disease Control to support the development of intensive interventions to address early detection of colon cancer.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	290,075	290,075

FEDERAL EXPENDITURES		
FUND TOTAL	290,075	290,075

Bureau of Health 0143

Initiative: To provide for the allotment of funds to purchase supplies and contracts associated with fee for services support of analytical testing for the Health and Environmental Testing Lab.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	400,000	400,000
Capital Expenditures	(100,000)	(100,000)
OTHER SPECIAL REVENUE FUNDS TOTAL	300,000	300,000

Bureau of Health 0143

Initiative: To provide for the transfer of federal allotment set up in the incorrect federal accounts in Public Law 2001, chapters 555 and 559 and reallocating these funds to the correct federal accounts.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	33,158	35,237
All Other	(36,746)	(37,480)
FEDERAL EXPENDITURES FUND TOTAL	(3,588)	(2,243)

Bureau of Health 0143

Initiative: To provide for the allocation of funds for bioterrorism preparedness and response and hospital planning conducted through the Office of Public Health Emergency Preparedness.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	11,500,000	12,500,000
Capital Expenditures	500,000	600,000
FEDERAL EXPENDITURES FUND TOTAL	12,000,000	13,100,000

Maternal and Child Health 0191

Initiative: To provide for the allocation of funds to transfer the Universal Newborn Hearing Screening Grant to the proper account.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	147,280	147,280
FEDERAL EXPENDITURES FUND TOTAL	147,280	147,280

Maternal and Child Health 0191

Initiative: To provide for the transfer of federal allotment set up in the incorrect federal accounts in chapters 555 and 559 and reallocating these funds to the correct federal accounts.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	73,026	76,790
All Other	98,109	100,071
FEDERAL EXPENDITURES FUND TOTAL	171,135	176,861

Maternal and Child Health 0191

Initiative: To provide for the allocation of funds for the Traumatic Brain Injury planning grant to carry out demonstration projects and to improve access to health and other services for the assessment and treatment of traumatic brain injury.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	75,000	56,250
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	75,000	56,250

Special Children's Services 0204

Initiative: To provide funds to support the reorganization of one Medical Care Coordinator position to a Comprehensive Health Planner I position.

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	2,119	3,956
<hr/>		
FEDERAL BLOCK GRANT FUND TOTAL	2,119	3,956

Plumbing - Control Over 0205

Initiative: To provide for the transfer of funds between accounts for 2 positions that are incorrectly charged, one Environmental Specialist IV position and one Sanitarian II position.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	19,564	19,216
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	19,564	19,216

Drinking Water Enforcement 0728

Initiative: To provide for the allocation of funds for the Drinking Water Program to support water system security measures, staff training, water system suppliers training and the Operator Expense Reimbursement Program.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	322,241	260,830
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	322,241	260,830

Bureau of Family Independence - Central 0100

Initiative: To provide funds for the transfer of one Clerk Typist II position established in Public Law 2001, chapter 450 from the Bureau of Family Independence - Central to OMB Operations - Regional.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(40,963)	(43,590)
<hr/>		
GENERAL FUND TOTAL	(40,963)	(43,590)

Bureau of Family Independence - Central 0100

Initiative: To provide for the transfer of All Other funds for space in the Ellsworth Office to consolidate with All Other lease funding.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(69,460)	(69,460)

FEDERAL EXPENDITURES FUND TOTAL	(69,460)	(69,460)
<hr/>		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	(34,300)	(34,300)
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	(34,300)	(34,300)

Bureau of Family Independence - Central 0100

Initiative: To provide for the transfer of funds appropriated and allocated in Public Law 2001, chapter 450 for 12 Family Independence Specialists and 3 Family Independence Unit Supervisors from the Bureau of Family Independence - Central account to the Bureau of Family Independence - Regional account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-8,000)	(-8,000)
Personal Services	(416,316)	(441,010)
<hr/>		
GENERAL FUND TOTAL	(416,316)	(441,010)

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-7,000)	(-7,000)
Personal Services	(380,004)	(402,365)

FEDERAL EXPENDITURES FUND TOTAL	(380,004)	(402,365)
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Bureau of Family Independence - Regional 0453

Initiative: To provide for the transfer of funds appropriated and allocated in Public Law 2001, chapter 450 for 12 Family Independence Specialist positions and 3 Family Independence Unit Supervisor positions from the Bureau of Family Independence - Central account to the Bureau of Family Independence - Regional account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(8,000)	(8,000)
Personal Services	416,316	441,010
<hr/>		
GENERAL FUND TOTAL	416,316	441,010

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(7,000)	(7,000)
Personal Services	380,004	402,365

FEDERAL EXPENDITURES FUND TOTAL	380,004	402,365
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Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and transfer of MaineCare funds from the Department of Human Services to the Department of Behavioral and Developmental Services for in-home support services.

GENERAL FUND	2003-04	2004-05
All Other	(5,248,527)	(5,530,561)
<hr/>		
GENERAL FUND TOTAL	(5,248,527)	(5,530,561)

Medical Care - Payments to Providers 0147

Initiative: To adjust appropriations and allocations in the MaineCare and Foster Care programs, since the Federal Financial Participation rate will decline, thereby increasing the State's share from 33.78% in FY 2002-03 to 33.94% in FY 2003-04 and 33.99% in FY 2004-05.

GENERAL FUND	2003-04	2004-05
All Other	1,277,428	1,786,552
GENERAL FUND TOTAL	1,277,428	1,786,552
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(2,318,067)	(3,329,985)
FEDERAL EXPENDITURES FUND TOTAL	(2,318,067)	(3,329,985)
FEDERAL BLOCK GRANT FUND	2003-04	2004-05
All Other	(25,292)	(34,475)
FEDERAL BLOCK GRANT FUND TOTAL	(25,292)	(34,475)

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and transfer of MaineCare funds from the Department of Human Services to the Department of Behavioral and Developmental Services for services to individuals who are eligible for MaineCare.

GENERAL FUND	2003-04	2004-05
All Other	(3,786,812)	(4,396,942)
GENERAL FUND TOTAL	(3,786,812)	(4,396,942)

Medical Care - Payments to Providers 0147

Initiative: To provide for the allocation of funds associated with a cost-of-living increase for school-based MaineCare services. The state share of this increase is seeded with funding that currently exists in local school budgets.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,500,000	1,500,000
FEDERAL EXPENDITURES FUND TOTAL	1,500,000	1,500,000

Medical Care - Payments to Providers 0147

Initiative: To provide for the allocation of funds for a systems change grant from the Department of Health and Human Services to develop significant and enduring change in long-term support systems for people with disabilities.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,725,000	575,000
FEDERAL EXPENDITURES FUND TOTAL	1,725,000	575,000

Medical Care - Payments to Providers 0147

Initiative: Adjusts appropriations and allocations based on rejections of expenditures.

GENERAL FUND	2003-04	2004-05
All Other	(1,736,372)	(2,395,271)
GENERAL FUND TOTAL	(1,736,372)	(2,395,271)

Nursing Facilities 0148

Initiative: To adjust appropriations and allocations in the MaineCare and Foster Care programs, since the Federal Financial Participation rate will decline, thereby increasing the State's share from 33.78% in FY 2002-03 to 33.94% in FY 2003-04 and 33.99% in FY 2004-05.

GENERAL FUND	2003-04	2004-05
All Other	372,676	491,406
GENERAL FUND TOTAL	372,676	491,406
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(548,907)	(734,315)
FEDERAL EXPENDITURES FUND TOTAL	(548,907)	(734,315)

Newborn Hearing Program 0926

Initiative: To provide for the transfer of federal allotment set up in the incorrect federal accounts in Public Law 2001, chapters 555 and 559 and reallocating these funds to the correct federal accounts.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(106,184)	(112,027)
All Other	(61,363)	(62,591)
FEDERAL EXPENDITURES FUND TOTAL	(167,547)	(174,618)

FHM - Medical Care 0960

Initiative: Allocates funds to reflect a decline in the Federal Financial Participation rate for federal fiscal year 2004, thereby increasing the State's share of expenditures.

FUND FOR A HEALTHY MAINE	2003-04	2004-05
All Other	13,090	20,206
FUND FOR A HEALTHY MAINE TOTAL	13,090	20,206

HUMAN SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(9,058,403)	(9,950,319)
FEDERAL EXPENDITURES FUND	13,380,335	11,967,765
OTHER SPECIAL REVENUE FUNDS	853,242	734,796
FUND FOR A HEALTHY MAINE	13,090	20,206
FEDERAL BLOCK GRANT FUND	(23,173)	(30,519)
DEPARTMENTAL TOTAL - ALL FUNDS	5,165,091	2,741,929

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

Licensing Services - IF&W 0531

Initiative: Provides for the allocation of funds to continue one limited-period Director of Special Projects position to manage the implementation of the MOSES project. The position has an end date of June 19, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	61,911	0
All Other	(61,911)	0
FEDERAL EXPENDITURES		
FUND TOTAL	0	0

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

DEPARTMENT TOTALS	2003-04	2004-05
FEDERAL EXPENDITURES FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: To deallocate from the Other Special Revenue Funds and allocate to the Federal Expenditures Fund.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	54,826	56,856
FEDERAL EXPENDITURES		
FUND TOTAL	54,826	56,856

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(54,826)	(56,856)
All Other	(1,020)	(1,040)
OTHER SPECIAL REVENUE FUNDS TOTAL	(55,846)	(57,896)

Courts - Supreme, Superior and District 0063

Initiative: Provides allotment to extend the Court Appointed Special Advocate limited-period position to June 11, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	69,773	75,784
All Other	1,000	1,000
OTHER SPECIAL REVENUE FUNDS TOTAL	70,773	76,784

**JUDICIAL DEPARTMENT
DEPARTMENT TOTALS**

2003-04	2004-05
FEDERAL EXPENDITURES FUND	54,826
OTHER SPECIAL REVENUE FUNDS	14,927
	18,888

DEPARTMENTAL TOTAL - ALL FUNDS	69,753	75,744
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LABOR, DEPARTMENT OF

Rehabilitation Services 0799

Initiative: Provides for the transfer of one Administrative Secretary position to Rehabilitation Services from Employment Services Activity.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	47,170	49,838
FEDERAL EXPENDITURES		
FUND TOTAL	47,170	49,838

Rehabilitation Services 0799

Initiative: Provides for the transfer of one Clerk Typist III position to Employment Services Activity from Rehabilitation Services.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(43,397)	(45,954)
FEDERAL EXPENDITURES		
FUND TOTAL	(43,397)	(45,954)

Rehabilitation Services 0799

Initiative: Provides for the transfer of one Senior Information System Support Specialist position from Rehabilitation Services to Labor Administration.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(89,055)	(89,363)
FEDERAL EXPENDITURES		
FUND TOTAL	(89,055)	(89,363)

Rehabilitation Services 0799

Initiative: Provides for the establishment of 2 limited-period Rehabilitation Counselor II positions, whose work would increase reimbursements from the federal Social Security program. These positions will end June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	109,148	115,736
FEDERAL EXPENDITURES		
FUND TOTAL	109,148	115,736

Rehabilitation Services 0799

Initiative: Provides for a one-time increase in funding for the Consumer-Directed Personal Assistance Program.

GENERAL FUND	2003-04	2004-05
All Other	290,000	0
GENERAL FUND TOTAL	290,000	0

Rehabilitation Services 0799

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(1,117)	(1,149)
GENERAL FUND TOTAL	<u>(1,117)</u>	<u>(1,149)</u>

Employment Services Activity 0852

Initiative: Provides for the transfer of one Administrative Secretary position to Rehabilitation Services from Employment Services Activity.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(47,170)	(49,838)
FEDERAL EXPENDITURES FUND TOTAL	<u>(47,170)</u>	<u>(49,838)</u>

Employment Services Activity 0852

Initiative: Provides for the transfer of one Clerk Typist III position to Employment Services Activity from Rehabilitation Services.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	43,397	45,954
FEDERAL EXPENDITURES FUND TOTAL	<u>43,397</u>	<u>45,954</u>

Employment Services Activity 0852

Initiative: Provides for the allocation of funds in Welfare to Work and the corresponding deallocation of funds in Employment Services Activity.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	(63,319)	(59,919)
FEDERAL EXPENDITURES FUND TOTAL	<u>(63,319)</u>	<u>(59,919)</u>

Employment Services Activity 0852

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(1,053)	(1,082)
GENERAL FUND TOTAL	<u>(1,053)</u>	<u>(1,082)</u>

Welfare to Work 0880

Initiative: Provides for the allocation of funds in Welfare to Work and the corresponding deallocation of funds in Employment Services Activity.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	63,319	59,919
All Other	764,630	274,173
FEDERAL EXPENDITURES FUND TOTAL	<u>827,949</u>	<u>334,092</u>

Administration - Bur Labor Stds 0158

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
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All Other	(154)	(158)
GENERAL FUND TOTAL	<u>(154)</u>	<u>(158)</u>

Labor Relations Board 0160

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(62)	(65)
GENERAL FUND TOTAL	<u>(62)</u>	<u>(65)</u>

Employment Security Services 0245

Initiative: Provides for the purchase of capital equipment.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	125,000	125,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>125,000</u>	<u>125,000</u>

Blind and Visually Impaired - Division for the 0126

Initiative: Provides for the purchase of capital equipment.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	175,000	175,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>175,000</u>	<u>175,000</u>

Blind and Visually Impaired - Division for the 0126

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(447)	(460)
GENERAL FUND TOTAL	<u>(447)</u>	<u>(460)</u>

Rehabilitation Services - Medicaid 0965

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(625)	(643)
GENERAL FUND TOTAL	<u>(625)</u>	<u>(643)</u>

Administration - Labor 0030

Initiative: Provides for the transfer of one Senior Information System Support Specialist position from Rehabilitation Services to Labor Administration.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	89,055	89,363
FEDERAL EXPENDITURES FUND TOTAL	<u>89,055</u>	<u>89,363</u>

Administration - Labor 0030

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(42)	(43)
GENERAL FUND TOTAL	(42)	(43)

**LABOR, DEPARTMENT OF
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	286,500	(3,600)
FEDERAL EXPENDITURES FUND	873,778	389,909
OTHER SPECIAL REVENUE FUNDS	300,000	300,000
DEPARTMENTAL TOTAL - ALL FUNDS	1,460,278	686,309

**LICENSURE OF WATER TREATMENT PLANT
OPERATORS, ADVISORY BOARD**

**Water Treatment Plant Operators -
Board of Certification 0104**

Initiative: To provide allocation of funds for the water certification board, which currently licenses 160 water supplies and 700 operators. New federal rules require the examination, licensing and training of an additional 625 water systems and approximately 625 operators.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	52,236	53,803
OTHER SPECIAL REVENUE FUNDS TOTAL	52,236	53,803

**LICENSURE OF WATER TREATMENT PLANT
OPERATORS, ADVISORY BOARD**

DEPARTMENT TOTALS	2003-04	2004-05
OTHER SPECIAL REVENUE FUNDS	52,236	53,803
DEPARTMENTAL TOTAL - ALL FUNDS	52,236	53,803

MARINE RESOURCES, DEPARTMENT OF

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Specialist I position until June 18, 2005 to assist in conducting trawl surveys.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	59,927	59,443
All Other	1,438	1,426
FEDERAL EXPENDITURES FUND TOTAL	61,365	60,869

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Scientist I position until June 18, 2005 to assist in conducting trawl surveys.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	74,327	73,093
All Other	1,783	1,754
FEDERAL EXPENDITURES FUND TOTAL	76,110	74,847

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Specialist I position until June 18, 2005 to assist in developing and maintaining a whale disentanglement management plan.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	59,927	59,443
All Other	1,535	1,518
FEDERAL EXPENDITURES FUND TOTAL	61,462	60,961

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to split the funding source for an Education Specialist III position in order to meet federal grant match requirements.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	(12,031)	(11,986)
All Other	(289)	(288)
FEDERAL EXPENDITURES FUND TOTAL	(12,320)	(12,274)

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	12,031	11,986
All Other	289	288

OTHER SPECIAL REVENUE FUNDS TOTAL	12,320	12,274
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Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Technician position until June 18, 2005 to assist in federally funded fisheries management research.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	55,223	54,981
All Other	1,325	1,320
FEDERAL EXPENDITURES FUND TOTAL	56,548	56,301

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Technician position until June 18, 2005 to assist in conducting research in the cod fishery.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	55,223	54,981
All Other	1,325	1,320
FEDERAL EXPENDITURES FUND TOTAL	56,548	56,301

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to extend a limited-period Marine Resource Specialist I position until June 18, 2005 to assist in conducting research in the herring fishery.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	59,927	59,443
All Other	1,438	1,426
FEDERAL EXPENDITURES FUND TOTAL	61,365	60,869

Bureau of Resource Management 0027

Initiative: Provides for the transfer of one Marine Resource Scientist III position to the appropriate bureau within the department.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(72,963)	(76,297)
All Other	(1,751)	(1,831)
FEDERAL EXPENDITURES FUND TOTAL	(74,714)	(78,128)

Bureau of Resource Management 0027

Initiative: Provides for the transfer of one Marine Scientist III position to the appropriate bureau within the department.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	86,185	86,553
All Other	2,068	2,077
OTHER SPECIAL REVENUE FUNDS TOTAL	88,253	88,630

Marine Patrol - Bureau of 0029

Initiative: Provides for the allocation of funds for a project Clerk Typist III position ending June 19, 2004 to assist in administrative duties associated with a joint enforcement agreement between the Maine Marine Patrol and the United States Department of Commerce, Office of Law Enforcement.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	50,971	0
All Other	1,223	0
FEDERAL EXPENDITURES FUND TOTAL	52,194	0

Division of Administrative Services 0258

Initiative: Provides for the transfer of one Marine Resource Scientist III position to the appropriate bureau within the department.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	72,963	76,297
All Other	1,751	1,831
FEDERAL EXPENDITURES FUND TOTAL	74,714	78,128

Division of Administrative Services 0258

Initiative: Provides for the transfer of one Marine Scientist III position to the appropriate bureau within the department.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(86,185)	(86,553)
All Other	(2,068)	(2,077)
OTHER SPECIAL REVENUE FUNDS TOTAL	(88,253)	(88,630)

Division of Administrative Services 0258

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
GENERAL FUND TOTAL	(3,500)	(3,600)

MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

2003-04	2004-05
GENERAL FUND	(3,500)
FEDERAL EXPENDITURES FUND	413,272
OTHER SPECIAL REVENUE FUNDS	12,320
12,320	12,274

DEPARTMENTAL TOTAL - ALL FUNDS	422,092	366,548
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PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Financial Institutions - Bureau of 0093

Initiative: Provides for the allocation of funds for 2 limited-period Bank Examiner positions. These positions will end on June 18, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	105,678	111,518
All Other	36,175	36,849
OTHER SPECIAL REVENUE FUNDS TOTAL	141,853	148,367

Administrative Services - Prof and Fin Reg 0094

Initiative: Provides for the allocation of funds for website upgrades.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	60,339	60,339
OTHER SPECIAL REVENUE FUNDS TOTAL	60,339	60,339

Administrative Services - Prof and Fin Reg 0094

Initiative: Provides for the allocation of funds for the licensing system contract.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	502,825	502,825
OTHER SPECIAL REVENUE FUNDS TOTAL	502,825	502,825

Administrative Services - Prof and Fin Reg 0094

Initiative: Provides for the allocation of funds for insurance special projects.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	502,825	502,825
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	502,825	502,825

Office of Consumer Credit Regulation 0091

Initiative: Provides for the allocation of funds for one limited-period Consumer Credit Examiner-in-Charge position to provide supervisory-level financial analysis to the licensing and compliance exam divisions. This position will end on June 18, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	72,074	75,924
All Other	2,160	681
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OTHER SPECIAL REVENUE FUNDS TOTAL	74,234	76,605

Licensing and Enforcement 0352

Initiative: Provides for the allocation of funds to upgrade from one Compliance Officer position to a Senior Compliance Officer position.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	7,046	7,031
All Other	71	71
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OTHER SPECIAL REVENUE FUNDS TOTAL	7,117	7,102

Office of Securities 0943

Initiative: Provides for the allocation of funds to establish funding for the reclassification of a Securities Enforcement Supervisor position, a split position, to a Chief Assistant Securities Administrator position.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	2,018	3,417
All Other	17	29
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OTHER SPECIAL REVENUE FUNDS TOTAL	2,035	3,446

Licensure in Medicine - Board of 0376

Initiative: Provides for the allocation of funds for one limited-period Information System Support Specialist. This position will end on June 18, 2005.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	51,097	53,978
All Other	4,651	783
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	55,748	54,761

Licensure in Medicine - Board of 0376

Initiative: Provides for the allocation of funds to the Board of Licensure in Medicine software contract to update proprietary licensing/discipline software, including initiative to implement on-line license renewals.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	50,426	50,426
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OTHER SPECIAL REVENUE FUNDS TOTAL	50,426	50,426

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF DEPARTMENT TOTALS

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
	1,397,402	1,406,696
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DEPARTMENTAL TOTAL - ALL FUNDS	1,397,402	1,406,696

PUBLIC SAFETY, DEPARTMENT OF

Administration - Public Safety 0088

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
All Other	(3,500)	(3,600)
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GENERAL FUND TOTAL	(3,500)	(3,600)

State Police 0291

Initiative: Provides funds to create one limited-period Contract/Grant Specialist position to maintain contracts for State Police by reducing All Other from the lower anticipated cost of mobile data terminals. This position will end on June 18, 2005.

GENERAL FUND	2003-04	2004-05
Personal Services	23,143	24,254
All Other	(23,143)	(24,254)
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GENERAL FUND TOTAL	0	0

State Police 0291

Initiative: Provides for the continuation of federal grant projects previously approved by financial order.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,020,000	1,020,000
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FEDERAL EXPENDITURES FUND TOTAL	1,020,000	1,020,000

State Police 0291

Initiative: Provides funding for management-initiated reclassifications and range changes.

GENERAL FUND	2003-04	2004-05
Personal Services	12,421	12,274
All Other	(12,421)	(12,274)
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GENERAL FUND TOTAL	0	0

Liquor Enforcement 0293

Initiative: Provides for the transfer of one Mechanic position from Liquor Enforcement to Traffic Safety - Commercial Vehicle Enforcement to maintain operations.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(48,249)	(50,843)
GENERAL FUND TOTAL	(48,249)	(50,843)

Fire Marshal - Office of 0327

Initiative: Provides funding for management-initiated reclassifications and range changes.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	10,434	10,695
All Other	(10,434)	(10,695)
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0

Highway Safety DPS 0457

Initiative: Provides for the transfer of one Highway Safety Coordinator position to 100% Federal Fund and one Highway Safety Coordinator position to 50% Federal Fund.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	87,652	90,004
All Other	1,753	1,800
FEDERAL EXPENDITURES FUND TOTAL	89,405	91,804

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(26,666)	(27,644)
OTHER SPECIAL REVENUE FUNDS TOTAL	(26,666)	(27,644)

PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(51,749)	(54,443)
FEDERAL EXPENDITURES FUND	1,109,405	1,111,804
OTHER SPECIAL REVENUE FUNDS	(26,666)	(27,644)
DEPARTMENTAL TOTAL - ALL FUNDS	1,030,990	1,029,717

SECRETARY OF STATE, DEPARTMENT OF

Administration - Archives 0050

Initiative: Provides headcount for position authorized by Public Law 2001, chapter 704.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

FEDERAL EXPENDITURES FUND	0	0
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DEPARTMENTAL TOTAL - ALL FUNDS

0 0

TRANSPORTATION, DEPARTMENT OF

Local Bridges 0355

Initiative: Provides for the elimination of the Town Bridge Improvement program and the transfer of all balances in this program to the Highway and Bridge Improvement program, per Public Law 2001, chapter 314.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	(563,396)	(591,177)
All Other	(802,848)	(818,906)
Capital Expenditures	(5,000,000)	(5,000,000)
FEDERAL EXPENDITURES FUND TOTAL	(6,366,244)	(6,410,083)

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(390,416)	(411,369)
All Other	(247,860)	(252,817)
Capital Expenditures	(1,200,000)	(1,200,000)
OTHER SPECIAL REVENUE FUNDS TOTAL	(1,838,276)	(1,864,186)

Highway and Bridge Improvement 0406

Initiative: Provides for the elimination of the Town Bridge Improvement program and the transfer of all balances in this program to the Highway and Bridge Improvement program, per Public Law 2001, chapter 314.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	562,513	590,757
All Other	802,848	818,906
Capital Expenditures	5,000,000	5,000,000
FEDERAL EXPENDITURES FUND TOTAL	6,365,361	6,409,663

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	247,860	252,817
Capital Expenditures	1,590,416	1,611,369
OTHER SPECIAL REVENUE FUNDS TOTAL	1,838,276	1,864,186

Highway and Bridge Improvement 0406

Initiative: Provides for the deappropriation of funds to help offset the budget shortfall.

GENERAL FUND	2003-04	2004-05
Personal Services	(3,500)	(3,600)
GENERAL FUND TOTAL	(3,500)	(3,600)

Transportation Services 0443

Initiative: Provides funds for the replacement of transit buses.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Capital Expenditures	2,000,000	2,000,000
FEDERAL EXPENDITURES FUND TOTAL	2,000,000	2,000,000

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Capital Expenditures	600,000	600,000
OTHER SPECIAL REVENUE FUNDS TOTAL	600,000	600,000
TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(3,500)	(3,600)
FEDERAL EXPENDITURES FUND	1,999,117	1,999,580
OTHER SPECIAL REVENUE FUNDS	600,000	600,000
DEPARTMENTAL TOTAL - ALL FUNDS	2,595,617	2,595,980
SECTION TOTALS	2003-04	2004-05
GENERAL FUND	746,197	309,822
FEDERAL EXPENDITURES FUND	43,488,173	42,532,040
OTHER SPECIAL REVENUE FUNDS	11,601,553	12,169,462
FUND FOR A HEALTHY MAINE	13,090	20,206
FEDERAL BLOCK GRANT FUND	(23,173)	(30,519)
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	61,462	64,797
ALCOHOLIC BEVERAGE FUND	(61,462)	(64,797)
SECTION TOTAL - ALL FUNDS	\$55,825,840	\$55,001,011

PART B

Sec. B-1. Appropriations and allocations.

There are appropriated and allocated from the various funds for the fiscal years ending June 30, 2004 and June 30, 2005, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Financial and Personnel Services - Division of 0713

GENERAL FUND	2003-04	2004-05
Personal Services	16,278	9,792
All Other	(16,278)	(9,792)
GENERAL FUND TOTAL	0	0

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Office of Agricultural, Natural and Rural Resources 0830

GENERAL FUND	2003-04	2004-05
Personal Services	11,976	11,717
All Other	(11,976)	(11,717)
GENERAL FUND TOTAL	0	0

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0

ARTS COMMISSION, MAINE

Arts - Sponsored Program 0176

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,434	6,884
FEDERAL EXPENDITURES FUND TOTAL	7,434	6,884

ARTS COMMISSION, MAINE DEPARTMENT TOTALS

FEDERAL EXPENDITURES FUND	7,434	6,884
DEPARTMENTAL TOTAL - ALL FUNDS	7,434	6,884

ATTORNEY GENERAL, DEPARTMENT OF THE

Administration - Attorney General

GENERAL FUND	2003-04	2004-05
Personal Services	4,601	3,131
All Other	(4,601)	(3,131)
GENERAL FUND TOTAL	0	0

ATTORNEY GENERAL, DEPARTMENT OF THE DEPARTMENT TOTALS

GENERAL FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0

BAXTER STATE PARK AUTHORITY

Baxter State Park Authority 0253

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	3,832	4,034
OTHER SPECIAL REVENUE FUNDS TOTAL	3,832	4,034

BAXTER STATE PARK AUTHORITY		
DEPARTMENT TOTALS	2003-04	2004-05
OTHER SPECIAL REVENUE FUNDS	3,832	4,034
DEPARTMENTAL TOTAL - ALL FUNDS	3,832	4,034
BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF		
Bangor Mental Health Institute 0120		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	2,429	3,293
OTHER SPECIAL REVENUE FUNDS TOTAL	2,429	3,293
Disproportionate Share – Bangor Mental Health Institute 0734		
GENERAL FUND	2003-04	2004-05
Personal Services	1,234	1,673
All Other	(1,234)	(1,673)
GENERAL FUND TOTAL	0	0
Mental Health Services - Children 0136		
GENERAL FUND	2003-04	2004-05
Personal Services	5,940	8,786
All Other	(5,940)	(8,786)
GENERAL FUND TOTAL	0	0
Developmental Disabilities Council 0977		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,091	4,120
FEDERAL EXPENDITURES FUND TOTAL	7,091	4,120
Office of Management and Budget 0164		
GENERAL FUND	2003-04	2004-05
Personal Services	1,439	3,602
All Other	(1,439)	(3,602)
GENERAL FUND TOTAL	0	0
BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	7,091	4,120
OTHER SPECIAL REVENUE FUNDS	2,429	3,293
DEPARTMENTAL TOTAL - ALL FUNDS	9,520	7,413

CONSERVATION, DEPARTMENT OF

Land Management and Planning 0239		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	65,977	67,788
OTHER SPECIAL REVENUE FUNDS TOTAL	65,977	67,788
Forest Policy and Management - Division of 0240		
GENERAL FUND	2003-04	2004-05
Personal Services	19,486	19,369
All Other	(19,486)	(19,369)
GENERAL FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	2,732	2,686
FEDERAL EXPENDITURES FUND TOTAL	2,732	2,686
Forest Practices 0861		
GENERAL FUND	2003-04	2004-05
Personal Services	5,496	5,403
All Other	(5,496)	(5,403)
GENERAL FUND TOTAL	0	0
Off-road Recreational Vehicles Program 0224		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	23,786	15,240
OTHER SPECIAL REVENUE FUNDS TOTAL	23,786	15,240
CONSERVATION, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	2,732	2,686
OTHER SPECIAL REVENUE FUNDS	89,763	83,028
DEPARTMENTAL TOTAL - ALL FUNDS	92,495	85,714
CORRECTIONS, DEPARTMENT OF		
Administration - Corrections 0141		
GENERAL FUND	2003-04	2004-05
Personal Services	1,582	1,615
All Other	(1,582)	(1,615)
GENERAL FUND TOTAL	0	0
State Prison 0144		
GENERAL FUND	2003-04	2004-05
Personal Services	24,688	20,792
All Other	(24,688)	(20,792)

GENERAL FUND TOTAL	0	0
State Prison 0144		
PRISON INDUSTRIES FUND	2003-04	2004-05
Personal Services	3,377	1,458
PRISON INDUSTRIES FUND TOTAL	3,377	1,458
Downeast Correctional Facility 0542		
GENERAL FUND	2003-04	2004-05
Personal Services	5,680	5,797
All Other	(5,680)	(5,797)
GENERAL FUND TOTAL	0	0
CORRECTIONS, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
PRISON INDUSTRIES FUND	3,377	1,458
DEPARTMENTAL TOTAL - ALL FUNDS	3,377	1,458
DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF		
Military Training and Operations 0108		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,768	6,677
FEDERAL EXPENDITURES FUND TOTAL	7,768	6,677
Veterans Services 0110		
GENERAL FUND	2003-04	2004-05
Personal Services	5,282	3,687
All Other	(5,282)	(3,687)
GENERAL FUND TOTAL	0	0
DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	7,768	6,677
DEPARTMENTAL TOTAL - ALL FUNDS	7,768	6,677
ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
Community Development Block Grant Program 0587		
GENERAL FUND	2003-04	2004-05
Personal Services	11,388	14,106

All Other	(11,388)	(14,106)
GENERAL FUND TOTAL	0	0
FEDERAL BLOCK GRANT FUND		
Personal Services	36,917	51,716
FEDERAL BLOCK GRANT FUND TOTAL	36,917	51,716
ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL BLOCK GRANT FUND	36,917	51,716
DEPARTMENTAL TOTAL - ALL FUNDS	36,917	51,716
EDUCATION, DEPARTMENT OF		
Leadership 0836		
GENERAL FUND	2003-04	2004-05
Personal Services	10,392	9,700
All Other	(7,972)	(7,047)
GENERAL FUND TOTAL	2,420	2,653
Support Systems 0837		
GENERAL FUND	2003-04	2004-05
All Other	(580)	(700)
GENERAL FUND TOTAL	(580)	(700)
Management Information Systems 0838		
GENERAL FUND	2003-04	2004-05
All Other	(440)	(453)
GENERAL FUND TOTAL	(440)	(453)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	5,932	5,825
FEDERAL EXPENDITURES FUND TOTAL	5,932	5,825
Learning Systems 0839		
GENERAL FUND	2003-04	2004-05
All Other	(1,060)	(1,100)
GENERAL FUND TOTAL	(1,060)	(1,100)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	20,890	16,324
FEDERAL EXPENDITURES FUND TOTAL	20,890	16,324
Regional Services 0840		
GENERAL FUND	2003-04	2004-05
All Other	(340)	(400)

GENERAL FUND TOTAL	(340)	(400)
EDUCATION, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	26,822	22,149
DEPARTMENTAL TOTAL - ALL FUNDS	26,822	22,149
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
Remediation and Waste Management 0247		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	9,707	9,539
All Other	263	258
FEDERAL EXPENDITURES FUND TOTAL	9,970	9,797
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	18,667	19,057
All Other	505	516
Unallocated	1,497	1,471
OTHER SPECIAL REVENUE FUNDS TOTAL	20,669	21,044
Administration - Environmental Protection 0251		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	10,061	11,647
All Other	217	284
OTHER SPECIAL REVENUE FUNDS TOTAL	10,278	11,931
Maine Environmental Protection Fund 0421		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	9,691	12,457
All Other	262	337
OTHER SPECIAL REVENUE FUNDS TOTAL	9,953	12,794
Performance Partnership Grant 0851		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	7,669	7,553
All Other	207	206
FEDERAL EXPENDITURES FUND TOTAL	7,876	7,759
ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05

FEDERAL EXPENDITURES FUND	17,846	17,556
OTHER SPECIAL REVENUE FUNDS	40,900	45,769
DEPARTMENTAL TOTAL - ALL FUNDS	58,746	63,325
ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL		
Governmental Ethics and Election Practices - Commission on 0414		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	5,137	5,292
OTHER SPECIAL REVENUE FUNDS TOTAL	5,137	5,292
ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL DEPARTMENT TOTALS	2003-04	2004-05
OTHER SPECIAL REVENUE FUNDS	5,137	5,292
DEPARTMENTAL TOTAL - ALL FUNDS	5,137	5,292
HUMAN SERVICES, DEPARTMENT OF		
Bureau of Medical Services 0129		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	19,183	16,135
FEDERAL EXPENDITURES FUND TOTAL	19,183	16,135
Drinking Water Enforcement 0728		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	46,713	19,900
OTHER SPECIAL REVENUE FUNDS TOTAL	46,713	19,900
Foster Care 0137		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	3,690	4,050
FEDERAL EXPENDITURES FUND TOTAL	3,690	4,050
Office of Management and Budget 0142		
GENERAL FUND	2003-04	2004-05
Personal Services	4,590	4,777
All Other	(4,590)	(4,777)
GENERAL FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	10,789	12,105
FEDERAL EXPENDITURES FUND TOTAL	10,789	12,105

Health - Bureau of 0143

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	59,206	53,153
FEDERAL EXPENDITURES FUND TOTAL	59,206	53,153
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	13,183	10,585
OTHER SPECIAL REVENUE FUNDS TOTAL	13,183	10,585

Maternal and Child Health 0191

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	14,809	15,028
FEDERAL BLOCK GRANT FUND TOTAL	14,809	15,028

OMB Operations - Regional 0196

GENERAL FUND	2003-04	2004-05
Personal Services	4,068	2,861
All Other	(4,068)	(2,861)
GENERAL FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	1,921	1,886
FEDERAL EXPENDITURES FUND TOTAL	1,921	1,886

Special Children's Services 0204

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	4,455	4,380
FEDERAL BLOCK GRANT FUND TOTAL	4,455	4,380

Bureau of Child and Family Services - Regional 0452

GENERAL FUND	2003-04	2004-05
Personal Services	2,080	2,246
All Other	(2,080)	(2,246)
GENERAL FUND TOTAL	0	0

Dental Disease Prevention 0486

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	4,405	4,331
FEDERAL BLOCK GRANT FUND TOTAL	4,405	4,331

Risk Reduction 0489

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	4,410	4,333

FEDERAL BLOCK GRANT FUND TOTAL	4,410	4,333
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HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	94,789	87,329
OTHER SPECIAL REVENUE FUNDS	59,896	30,485
FEDERAL BLOCK GRANT FUND	28,079	28,072

DEPARTMENTAL TOTAL - ALL FUNDS

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Administrative Services - IF&W 0530

GENERAL FUND	2003-04	2004-05
Personal Services	16,922	18,324
All Other	(16,922)	(18,324)
GENERAL FUND TOTAL	0	0

Fisheries and Hatcheries Operations 0535

GENERAL FUND	2003-04	2004-05
Personal Services	31,324	30,947
All Other	(31,324)	(30,947)
GENERAL FUND TOTAL	0	0

Licensing Services - IF&W 0531

GENERAL FUND	2003-04	2004-05
Personal Services	28,134	16,589
All Other	(28,134)	(16,589)
GENERAL FUND TOTAL	0	0

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0

LABOR, DEPARTMENT OF

Administration - Labor 0030

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	14,147	16,002
FEDERAL EXPENDITURES FUND TOTAL	14,147	16,002
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	745	844

OTHER SPECIAL REVENUE FUNDS TOTAL	745	844
Employment Security Services 0245		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	8,584	11,855
FEDERAL EXPENDITURES FUND TOTAL	8,584	11,855
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	451	624
OTHER SPECIAL REVENUE FUNDS TOTAL	451	624
LABOR, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
FEDERAL EXPENDITURES FUND	22,731	27,857
OTHER SPECIAL REVENUE FUNDS	1,196	1,468
DEPARTMENTAL TOTAL - ALL FUNDS	23,927	29,325
LIBRARY, MAINE STATE Administration - Library 0215		
GENERAL FUND	2003-04	2004-05
Personal Services	5,095	5,003
All Other	(5,095)	(5,003)
GENERAL FUND TOTAL	0	0
Maine State Library 0217		
GENERAL FUND	2003-04	2004-05
Personal Services	3,387	3,324
All Other	(3,387)	(3,324)
GENERAL FUND TOTAL	0	0
LIBRARY, MAINE STATE DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0
MARINE RESOURCES, DEPARTMENT OF Bureau of Resource Management 0027		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	5,099	6,010
FEDERAL EXPENDITURES FUND TOTAL	5,099	6,010
Division of Community Resource Development 0043		

GENERAL FUND	2003-04	2004-05
Personal Services	4,726	4,959
All Other	(4,726)	(4,959)
GENERAL FUND TOTAL	0	0
MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
FEDERAL EXPENDITURES FUND	5,099	6,010
DEPARTMENTAL TOTAL - ALL FUNDS	5,099	6,010
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF Insurance - Bureau of 0092		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	16,114	15,828
All Other	78	76
OTHER SPECIAL REVENUE FUNDS TOTAL	16,192	15,904
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
OTHER SPECIAL REVENUE FUNDS	16,192	15,904
DEPARTMENTAL TOTAL - ALL FUNDS	16,192	15,904
PUBLIC SAFETY, DEPARTMENT OF Capitol Security - Bureau of 0101		
GENERAL FUND	2003-04	2004-05
Personal Services	14,794	14,532
All Other	(14,794)	(14,532)
GENERAL FUND TOTAL	0	0
Criminal Justice Academy 0290		
GENERAL FUND	2003-04	2004-05
Personal Services	6,731	6,613
All Other	(6,731)	(6,613)
GENERAL FUND TOTAL	0	0
Emergency Services Communication Bureau 0790		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	9,658	9,488
All Other	(9,658)	(9,488)
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0
Fire Marshal - Office of 0327		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05

Personal Services	8,321	9,390
OTHER SPECIAL REVENUE FUNDS TOTAL	8,321	9,390
PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	0
OTHER SPECIAL REVENUE FUNDS	8,321	9,390
DEPARTMENTAL TOTAL - ALL FUNDS	8,321	9,390
TRANSPORTATION, DEPARTMENT OF Traffic Service 0331		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	6,487	7,269
All Other	(6,487)	(7,269)
FEDERAL EXPENDITURES FUND TOTAL	0	0
Suspense Receivable - Transportation 0344		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	844	875
All Other	(844)	(875)
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0
Motor Transport Service 0347		
HIGHWAY GARAGE FUND	2003-04	2004-05
Personal Services	69,007	68,808
All Other	(69,007)	(68,808)
HIGHWAY GARAGE FUND TOTAL	0	0
Railroad Assistance Program 0350		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	75	88
All Other	(75)	(88)
FEDERAL EXPENDITURES FUND TOTAL	0	0
Highway and Bridge Improvement 0406		
HIGHWAY FUND	2003-04	2004-05
Personal Services	31,397	22,600
All Other	(31,397)	(22,600)
HIGHWAY FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	240,754	247,725
All Other	(240,754)	(247,725)

FEDERAL EXPENDITURES FUND TOTAL	0	0
Transportation Services 0443		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	1,917	2,278
All Other	(1,917)	(2,278)
FEDERAL EXPENDITURES FUND TOTAL	0	0
Collector Road Program 0505		
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	51	49
All Other	(51)	(49)
FEDERAL EXPENDITURES FUND TOTAL	0	0
TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
HIGHWAY FUND	0	0
FEDERAL EXPENDITURES FUND	0	0
OTHER SPECIAL REVENUE FUNDS	0	0
HIGHWAY GARAGE FUND	0	0
DEPARTMENTAL TOTAL - ALL FUNDS	0	0
SECTION TOTALS	2003-04	2004-05
GENERAL FUND	0	0
HIGHWAY FUND	0	0
FEDERAL EXPENDITURES FUND	192,312	181,268
OTHER SPECIAL REVENUE FUNDS	227,666	198,663
FEDERAL BLOCK GRANT FUND	64,996	79,788
HIGHWAY GARAGE FUND	0	0
PRISON INDUSTRIES FUND	3,377	1,458
DEPARTMENTAL TOTAL - ALL FUNDS	\$488,351	\$461,177

PART C

Sec. C-1. Appropriations and allocations.

The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Bureau of Accounts and Control 0056

Initiative: Provides for the elimination of one Senior Payroll Technician position, one Payroll Technician position, one Accountant I position, one Clerk II position and one Assistant to the Controller position. Provides for the establishment of 3 Financial Management Coordinator positions, one Senior Staff Accountant position and one Staff Accountant position. Provides for the

reclassification of one Accountant II position to a Staff Accountant position and one Supervisor of General Accounting position to a Managing Staff Accountant position. This is a bureauwide reorganization designed to strengthen internal controls, capital outlay controls and overall financial coordination.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(0,000)	(0,000)
Personal Services	\$72,889	\$86,898
GENERAL FUND TOTAL	72,889	86,898

Bureau of Accounts and Control 0056

Initiative: Provides for the transfer of one Management Analyst II position to the Bureau of the Budget to be reclassified as a Senior Budget Analyst position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(78,079)	(78,564)
GENERAL FUND TOTAL	(78,079)	(78,564)

Bureau of Accounts and Control - Systems Project 0058

Initiative: Deappropriates funds to support the reorganization in the Bureau of Accounts and Control. The funds are available due to an anticipated decrease in the use of outside contracted services. This is a bureauwide reorganization designed to strengthen internal controls, capital outlay controls and overall financial coordination.

GENERAL FUND	2003-04	2004-05
All Other	(72,889)	(86,898)
GENERAL FUND TOTAL	(72,889)	(86,898)

Bureau of the Budget 0055

Initiative: Provides for the transfer in of one Management Analyst II position from the Bureau of Accounts and Control and provides for the upgrade of the position to a Senior Budget Analyst position.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	82,983	83,695
GENERAL FUND TOTAL	82,983	83,695

Bureau of Human Resources 0038

Initiative: Provides for the deappropriation of funds in the amount of \$150,000. These funds were appropriated in fiscal year 2003-04 by Public Law 2003, chapter 20 for the purpose of assisting in the costs of training for those state workers displaced due to a workforce reduction. These funds are no longer required for their intended purpose in fiscal year 2003-04 since an appropriation was made in fiscal year 2002-03 by Public Law 2003, chapter 51 to implement this initiative sooner.

GENERAL FUND	2003-04	2004-05
All Other	(150,000)	0
GENERAL FUND TOTAL	(150,000)	0

Capital Construction/Repairs/Improvements 0059

Initiative: Provides for the appropriation of repair funds in the amount of \$250,000. These funds were deappropriated in Public Law 2003, chapter 51 to help balance the fiscal year 2002-03 shortfall with the understanding that an appropriation request would be made to cover the cost of repairs delayed from fiscal year 2002-03. These funds are necessary to provide for noncapital repairs through fiscal year 2003-04.

GENERAL FUND	2003-04	2004-05
All Other	250,000	0
GENERAL FUND TOTAL	250,000	0

Revenue Services, Bureau of 0002

Initiative: Provides for the appropriation of funds to employ contract staff to assist the Bureau of Revenue Services in the implementation of the Remote Purchase Tax Equity Project. This initiative will involve taking measures to increase enforcement of the State's existing use tax laws with respect to tangible personal property delivered by common carrier to Maine residents from other jurisdictions, as well as Internet sales to Maine residents by sellers located in this State. It is projected that this initiative will generate General Fund undedicated revenue of \$1,057,625 in fiscal year 2003-04 and \$1,423,500 in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
All Other	126,000	195,000
GENERAL FUND TOTAL	126,000	195,000

Revenue Services, Bureau of 0002

Initiative: Provides for the appropriation of funds for the Evening Shift Revenue Recovery Project. This initiative will involve undertaking additional enforcement actions after regular work hours and will run from July 1, 2004 to June 30, 2005. This initiative will allow employees to contact delinquent accounts when the taxpayers are reachable by telephone. It is projected that this initiative will generate General Fund undedicated revenue of \$616,850 in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	100,000
GENERAL FUND TOTAL	0	100,000

Revenue Services, Bureau of 0002

Initiative: Provides for the reclassification of one Data Entry Specialist position to an Economist position; this position will be self-funded through a reduction in All Other. Also provides for the deappropriation of All Other funds to support the position upgrade in the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Personal Services	29,697	28,980
All Other	(34,601)	(34,111)
GENERAL FUND TOTAL	(4,904)	(5,131)

Debt Service - Government Facilities Authority 0893

Initiative: Provides for the deappropriation of funds from savings in debt service on the psychiatric treatment center facility project.

GENERAL FUND	2003-04	2004-05
All Other	(1,434,350)	0
GENERAL FUND TOTAL	<u>(1,434,350)</u>	<u>0</u>

Information Services 0155

Initiative: Provides for the allocation of funds for a grant from the U.S. Geological Survey to enhance Maine's digital mapping of rivers, streams, ponds, lakes and coastline to national geological standards.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	140,000	0
FEDERAL EXPENDITURES FUND TOTAL	<u>140,000</u>	<u>0</u>

Information Services 0155

Initiative: Provides for the allocation of funds to continue 5 limited-period Cartographer positions in fiscal year 2003-04 and 4 limited-period Cartographer positions in fiscal year 2004-05. These positions will continue to work with local governments to bring those municipalities into the enhanced 9-1-1 system. The cost of these positions will be invoiced to the Department of Public Safety, which has funds available, the result of a telephone surcharge. It is not intended that these positions will be ongoing, although the project is taking considerably more time than originally expected. The positions will end on June 18, 2005.

OFFICE OF INFORMATION SERVICES FUND	2003-04	2004-05
Personal Services	271,369	220,907
OFFICE OF INFORMATION SERVICES FUND TOTAL	<u>271,369</u>	<u>220,907</u>

Alcoholic Beverages – General Operations 0015

Initiative: Provides for the deallocation of Personal Services and All Other funds through the elimination of 7 of the remaining 9 positions as the result of the sale or lease of the wholesale alcoholic beverages operation. Detail of positions is on file with the Bureau of the Budget. This deallocation will result in \$2,374,740 in undedicated revenue to the General Fund in fiscal year 2004-05.

ALCOHOLIC BEVERAGE FUND	2003-04	2004-05
Positions - Legislative Count	(0.000)	(-7.000)
Personal Services	0	(460,114)
All Other	0	(1,914,626)
ALCOHOLIC BEVERAGE FUND TOTAL	<u>0</u>	<u>(2,374,740)</u>

Alcoholic Beverages – General Operations 0015

Initiative: Provides for the deallocation of All Other in the Freight account within the Bureau of Alcoholic Beverages Internal Service Fund. This allocation will not be required as the result of the sale or lease of the wholesale alcoholic beverages operation. This deallocation will result in \$50,000 in undedicated revenue to the General Fund in fiscal year 2004-05.

ALCOHOLIC BEVERAGE FUND	2003-04	2004-05
All Other	0	(50,000)

ALCOHOLIC BEVERAGE FUND TOTAL	<u>0</u>	<u>(50,000)</u>
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Risk Management 0008

Initiative: Provides for the transfer out of one Boiler Inspector position from the Risk Management Claims - Internal Service Fund to the Division of Licensing and Enforcement, Other Special Revenue Fund account within the Department of Professional and Financial Regulation.

RISK MANAGEMENT FUND	2003-04	2004-05
Positions - Legislative Count	(-1.000)	(-1.000)
Personal Services	(57,251)	(60,068)
All Other	(8,800)	(9,057)
RISK MANAGEMENT FUND TOTAL	<u>(66,051)</u>	<u>(69,125)</u>

Statewide - Dental Insurance 0016

Initiative: Provides for the deappropriation of funds from departments and agencies statewide from savings in dental insurance based on proposed rate adjustments.

GENERAL FUND	2003-04	2004-05
Personal Services	0	(161,243)
GENERAL FUND TOTAL	<u>0</u>	<u>(161,243)</u>

Departments and Agencies - Statewide 0016

Initiative: Provides for the deappropriation of funds from departments and agencies statewide from projected savings through restructuring and consolidation of initiatives.

GENERAL FUND	2003-04	2004-05
Unallocated	0	(1,000,000)
GENERAL FUND TOTAL	<u>0</u>	<u>(1,000,000)</u>

Statewide - Merit Increases 0016

Initiative: Provides for the appropriation and allocation of funds as an adjustment towards restoring merit increases in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	2,130,316
GENERAL FUND TOTAL	<u>0</u>	<u>2,130,316</u>

HIGHWAY FUND		
Personal Services	0	313,838
HIGHWAY FUND TOTAL	<u>0</u>	<u>313,838</u>

OTHER SPECIAL REVENUE FUNDS		
Personal Services	0	581,932
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>0</u>	<u>581,932</u>

Business Equipment Tax Reimbursement 0806

Initiative: Provides for the deappropriation of funds from ongoing savings achieved from the change in the filing period from April 1st to August 1st. The current services budget for fiscal year 2003-04 and fiscal year 2004-05 was never adjusted to reflect the change in filing period that was implemented last session and took effect in fiscal year 2002-03.

GENERAL FUND	2003-04	2004-05
All Other	(4,442,635)	(4,217,739)
GENERAL FUND TOTAL	<u>(4,442,635)</u>	<u>(4,217,739)</u>

Health Reform Reserve Fund (New)

Initiative: Provides for the appropriation of funds to allow access to comprehensive, affordable health insurance for Maine small businesses and individuals through a nonprofit organization. Funds may be accessed by the nonprofit health organization through a transfer of funds by financial order recommended by the State Budget Officer and approved by the Governor. These funds may not lapse but must be carried forward to be used for the same purpose.

GENERAL FUND	2003-04	2004-05
All Other	374,368	374,630
GENERAL FUND TOTAL	<u>374,368</u>	<u>374,630</u>

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(5,276,617)	(2,579,036)
HIGHWAY FUND	0	313,838
FEDERAL EXPENDITURES FUND	140,000	0
OTHER SPECIAL REVENUE FUNDS	0	581,932
OFFICE OF INFORMATION SERVICES FUND	271,369	220,907
RISK MANAGEMENT FUND	(66,051)	(69,125)
ALCOHOLIC BEVERAGE FUND	0	(2,424,740)
DEPARTMENT TOTAL - ALL FUNDS	<u>(4,931,299)</u>	<u>(3,956,224)</u>

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Harness Racing Commission 0320

Initiative: Provides for a reduction in the funds for testing programs.

GENERAL FUND	2003-04	2004-05
All Other	(25,000)	(25,000)
GENERAL FUND TOTAL	<u>(25,000)</u>	<u>(25,000)</u>

Plant Industry, Division of 0831

Initiative: Deappropriates funds due to savings realized by shifting a portion of the cost of one Entomologist I position to the Other Special Revenue Funds account in this program.

GENERAL FUND	2003-04	2004-05
Personal Services	(7,246)	(7,878)
All Other	(754)	(122)

GENERAL FUND TOTAL	<u>(8,000)</u>	<u>(8,000)</u>
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Plant Industry, Division of 0831

Initiative: Allocates funds due to the costs associated with the shifting of a portion of the cost of one Entomologist I position from the General Fund account in this program.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	7,246	7,878
All Other	(7,246)	(7,878)
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>0</u>	<u>0</u>

Market and Production Development, Division of 0833

Initiative: Provides for a reduction in the funds available for marketing activities.

GENERAL FUND	2003-04	2004-05
All Other	(30,000)	(30,000)
GENERAL FUND TOTAL	<u>(30,000)</u>	<u>(30,000)</u>

Maine Milk Commission 0188

Initiative: Provides for a one-time appropriation of funds to be transferred to the Maine Milk Pool.

GENERAL FUND	2003-04	2004-05
All Other	2,400,000	0
GENERAL FUND TOTAL	<u>2,400,000</u>	<u>0</u>

Maine Milk Commission 0188

Initiative: Provides funds for the repayment of principal and interest on a 2-year loan from the Finance Authority of Maine.

GENERAL FUND	2003-04	2004-05
All Other	950,000	950,000
GENERAL FUND TOTAL	<u>950,000</u>	<u>950,000</u>

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	3,287,000	887,000
OTHER SPECIAL REVENUE FUNDS	0	0
DEPARTMENT TOTAL - ALL FUNDS	<u>3,287,000</u>	<u>887,000</u>

ARTS COMMISSION, MAINE

Arts - Administration 0178

Initiative: Provides for a deappropriation of funds through a reduction in the organizational development grants in this program.

GENERAL FUND	2003-04	2004-05
All Other	(16,134)	(15,687)
GENERAL FUND TOTAL	<u>(16,134)</u>	<u>(15,687)</u>

ARTS COMMISSION, MAINE		
DEPARTMENTAL TOTALS	2003-04	2004-05
GENERAL FUND	(16,134)	(15,687)
DEPARTMENT TOTAL - ALL FUNDS	(16,134)	(15,687)

ATLANTIC SALMON COMMISSION

Atlantic Salmon Commission 0265

Initiative: Provides for the reduction of All Other by reducing the amount in the grants category.

GENERAL FUND	2003-04	2004-05
All Other	(12,400)	(12,389)
GENERAL FUND TOTAL	(12,400)	(12,389)

Atlantic Salmon Commission 0265

Initiative: Provides for the elimination of one vacant Public Service Coordinator I position and the restoration of one Public Service Executive I position from permanent part-time to full-time.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-0,500)	(-0,500)
Personal Services	(7,646)	(9,649)
GENERAL FUND TOTAL	(7,646)	(9,649)

ATLANTIC SALMON COMMISSION

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(20,046)	(22,038)
DEPARTMENT TOTAL - ALL FUNDS	(20,046)	(22,038)

ATTORNEY GENERAL, DEPARTMENT OF

Administration - Attorney General 0310

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	247,449
GENERAL FUND TOTAL	0	247,449

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	0	71,541

FEDERAL EXPENDITURES FUND TOTAL	0	71,541
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OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	0	413,325

OTHER SPECIAL REVENUE FUNDS TOTAL	0	413,325
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Human Services Division 0696

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
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Personal Services	0	81,334
GENERAL FUND TOTAL	0	81,334

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	0	101,844

FEDERAL EXPENDITURES FUND TOTAL	0	101,844
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OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	0	31,910

OTHER SPECIAL REVENUE FUNDS TOTAL	0	31,910
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FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Personal Services	0	54,411

FEDERAL BLOCK GRANT FUND TOTAL	0	54,411
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Chief Medical Examiner 0412

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	10,256

GENERAL FUND TOTAL	0	10,256
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Victims' Compensation Board 0711

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	0	10,565

OTHER SPECIAL REVENUE FUNDS TOTAL	0	10,565
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District Attorneys Salaries 0409

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	455,741

GENERAL FUND TOTAL	0	455,741
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FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	0	13,161

FEDERAL EXPENDITURES FUND TOTAL	0	13,161
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OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	0	36,080

OTHER SPECIAL REVENUE FUNDS TOTAL	0	36,080
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Civil Rights 0039

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	5,242
GENERAL FUND TOTAL	0	5,242

ATTORNEY GENERAL, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	800,022
FEDERAL EXPENDITURES FUND	0	186,546
OTHER SPECIAL REVENUE FUNDS	0	491,880
FEDERAL BLOCK GRANT FUND	0	54,411
DEPARTMENT TOTAL - ALL FUNDS	0	1,532,859

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Office of Management and Budget 0164

Initiative: Provides for the deappropriation of funds for various administrative costs including office supplies, travel and general operations.

GENERAL FUND	2003-04	2004-05
All Other	(25,000)	(25,000)
GENERAL FUND TOTAL	(25,000)	(25,000)

Mental Health Services - Children 0136

Initiative: Provides for the deappropriation and subsequent allocation of funds to pay for room and board costs for children in residential treatment by obtaining reimbursement of expenditures for eligible children under Title IV-E of the federal Social Security Act.

GENERAL FUND	2003-04	2004-05
All Other	(100,000)	(200,000)
GENERAL FUND TOTAL	(100,000)	(200,000)

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	100,000	200,000
OTHER SPECIAL REVENUE FUNDS TOTAL	100,000	200,000

Mental Health Services - Community 0121

Initiative: Provides for the deappropriation of funds for residential services provided to people with psychiatric disabilities in private nonmedical institutions as a result of increases in the MaineCare program allowance implemented during fiscal year 2002-03.

GENERAL FUND	2003-04	2004-05
All Other	(250,000)	(250,000)
GENERAL FUND TOTAL	(250,000)	(250,000)

Mental Health Services - Community 0121

Initiative: Provides for the appropriation of funds as a result of audit recoveries from community support services.

GENERAL FUND	2003-04	2004-05
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All Other	142,026	0
GENERAL FUND TOTAL	142,026	0

Office of Substance Abuse 0679

Initiative: Provides for the deappropriation of funds for administrative costs.

GENERAL FUND	2003-04	2004-05
All Other	(64,000)	(64,000)
GENERAL FUND TOTAL	(64,000)	(64,000)

Mental Health Services - Community 0121

Initiative: Provides for the deappropriation of funds due to savings realized from the planned increase in the Medicaid Tax Equity and Fiscal Responsibility Act (TEFRA) rate paid to hospitals for inpatient psychiatric services.

GENERAL FUND	2003-04	2004-05
All Other	(200,000)	(200,000)
GENERAL FUND TOTAL	(200,000)	(200,000)

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(496,974)	(739,000)
OTHER SPECIAL REVENUE FUNDS	100,000	200,000
DEPARTMENTAL TOTAL - ALL FUNDS	(396,974)	(539,000)

CONSERVATION, DEPARTMENT OF

Parks General Operations 0221

Initiative: Provides for the appropriation of funds associated with the deappropriation of fiscal year 2002-03 funds through the delay of capital purchases from fiscal year 2002-03 to 2003-04.

GENERAL FUND	2003-04	2004-05
Capital Expenditures	125,370	0
GENERAL FUND TOTAL	125,370	0

Division of Forest Policy and Management 0240

Initiative: Provides for the continuation of one Public Service Coordinator III project position created to direct the Future Forest Economy project. This position will end on June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	112,486	112,599
FEDERAL EXPENDITURES FUND TOTAL	112,486	112,599

CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	125,370	0
FEDERAL EXPENDITURES FUND	112,486	112,599

DEPARTMENT TOTAL -		
ALL FUNDS	237,856	112,599

CORRECTIONS, DEPARTMENT OF

Maine State Prison 0144

Initiative: Provides for the appropriation of funds in the Personal Services line category to establish 5 limited-period Correctional Officer positions. These positions are needed due to the increased population and increased assaults. These positions will end on June 11, 2005.

GENERAL FUND	2003-04	2004-05
Personal Services	263,060	281,705
GENERAL FUND TOTAL	263,060	281,705

Maine Correctional Center 0162

Initiative: Provides for the appropriation of funds to open one dormitory at the Maine Correctional Center due to increased prisoner population. Establishes 12.5 limited-period positions, which will end on June 11, 2005. Position detail on file with the Bureau of the Budget.

GENERAL FUND	2003-04	2004-05
Personal Services	681,977	727,256
All Other	94,846	71,519
Capital Expenditures	10,000	0
GENERAL FUND TOTAL	786,823	798,775

CORRECTIONS, DEPARTMENT OF

DEPARTMENT TOTALS

GENERAL FUND	1,049,883	1,080,480
DEPARTMENTAL TOTAL -		
ALL FUNDS	1,049,883	1,080,480

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Veterans Services 0110

Initiative: Provides for the conversion of one vacant full-time year-round Groundskeeper I position to 2 full-time seasonal (6 months yearly) positions.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Positions - FTE Count	(1,000)	(1,000)

Veterans Services 0110

Initiative: Provides for the deappropriation of funds through the reclassification of one Clerk Typist II position to one Clerk Typist I position and the reduction of professional service expenses through the use of volunteer help.

GENERAL FUND	2003-04	2004-05
Personal Services	(4,920)	(5,213)
All Other	(10,000)	(10,000)
GENERAL FUND TOTAL	(14,920)	(15,213)

Veterans Services 0110

Initiative: Provides for the reallocation of funds from Personal Services to All Other to correct an allocation error in Public Law 2003, chapter 20.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	(12,000)	(12,000)
All Other	12,000	12,000
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0

Military Training and Operations 0108

Initiative: Provides for the deappropriation of funds through the reduction of repairs and maintenance to the armories of the State.

GENERAL FUND	2003-04	2004-05
All Other	(16,623)	(13,721)
GENERAL FUND TOTAL	(16,623)	(13,721)

Military Training and Operations 0108

Initiative: Provides for the allocation for one Clerk Typist II position to 100% General Fund and one Clerk Typist III position to 50% General Fund and 50% Federal Expenditures Fund.

GENERAL FUND	2003-04	2004-05
Personal Services	(4,109)	(3,605)
GENERAL FUND TOTAL	(4,109)	(3,605)

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	4,109	3,605
FEDERAL EXPENDITURES FUND TOTAL	4,109	3,605

Military Training and Operations 0108

Initiative: Allocates funds for the Family Assistance Grant Program through September 30, 2003.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	75,000	0
FEDERAL EXPENDITURES FUND TOTAL	75,000	0

Administration - Defense, Veterans and Emergency Management 0109

Initiative: Provides for the transfer of a portion of the salary of the commissioner and deputy commissioner from the General Fund to the Federal Expenditures Fund.

GENERAL FUND	2003-04	2004-05
Personal Services	(32,995)	(32,186)
GENERAL FUND TOTAL	(32,995)	(32,186)

Administration - Maine Emergency Management Agency 0214

Initiative: Provides for the transfer of a portion of the salary of the commissioner and deputy commissioner from the General Fund to the Federal Expenditures Fund.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	32,995	32,186
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FEDERAL EXPENDITURES FUND TOTAL	32,995	32,186

Administration - Maine Emergency Management Agency 0214

Initiative: Allocates funds to continue one limited-period Public Service Coordinator II, Emergency Management Project Consultant position to complete a federal grant. This position will end on June 19, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	83,315	0
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FEDERAL EXPENDITURES FUND TOTAL	83,315	0

Administration - Maine Emergency Management Agency 0214

Initiative: Allocates funding to establish one Planner II project position through May 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	58,058	0
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FEDERAL EXPENDITURES FUND TOTAL	58,058	0

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(68,647)	(64,725)
FEDERAL EXPENDITURES FUND	253,477	35,791
OTHER SPECIAL REVENUE FUNDS	0	0
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DEPARTMENT TOTAL - ALL FUNDS	184,830	(28,934)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Provides for the deappropriation of funds in accordance with Public Law 2003, chapter 20, Part XX through the reduction of grants to the Loring Development Authority, Manufacturing Extension Partnership, Applied Technology Development Center System and the Maine Technology Institute.

GENERAL FUND	2003-04	2004-05
All Other	(80,611)	(79,211)
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GENERAL FUND TOTAL	(80,611)	(79,211)

Business Development 0585

Initiative: Provides for the deappropriation of funds in accordance with Public Law 2003, chapter 20, Part XX by reducing spending on professional services.

GENERAL FUND	2003-04	2004-05
All Other	(20,000)	(14,113)

GENERAL FUND TOTAL	(20,000)	(14,113)
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Regional Development 0792

Initiative: Provides for the deappropriation of funds in accordance with Public Law 2003, chapter 20, Part XX by reducing the directed grant to the Eastern Maine Development Corporation to assist with the coverage of its large service delivery area.

GENERAL FUND	2003-04	2004-05
All Other	(70,000)	(70,000)
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GENERAL FUND TOTAL	(70,000)	(70,000)

Economic Conversion Division 0726

Initiative: Provides for the allocation of funds for the Schoodic Education and Research Center.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	2,000,000	1,302,449
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FEDERAL EXPENDITURES FUND TOTAL	2,000,000	1,302,449

Maine Microenterprise Initiative Fund 0447

Initiative: Provides for the one-time appropriation of funds for grants to community-based organizations.

GENERAL FUND	2003-04	2004-05
All Other	150,000	0
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GENERAL FUND TOTAL	150,000	0

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(20,611)	(163,324)
FEDERAL EXPENDITURES FUND	2,000,000	1,302,449
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DEPARTMENT TOTAL - ALL FUNDS	1,979,389	1,139,125

EDUCATION, DEPARTMENT OF

General Purpose Aid for Local Schools 0308

Initiative: Provides for the deappropriation of funds through anticipated savings in school construction interest costs and audit recoveries.

GENERAL FUND	2003-04	2004-05
All Other	(1,163,799)	(407,365)
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GENERAL FUND TOTAL	(1,163,799)	(407,365)

General Purpose Aid for Local Schools 0308

Initiative: Provides for the deappropriation of funds through anticipated savings in debt service from the delay in bonding of 4 school construction projects.

GENERAL FUND	2003-04	2004-05
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All Other	(1,388,000)	0
GENERAL FUND TOTAL	(1,388,000)	0

Education - Leadership 0836

Initiative: Provides for the appropriation of funds to be used for the PricewaterhouseCoopers audit.

GENERAL FUND	2003-04	2004-05
All Other	70,000	0
GENERAL FUND TOTAL	70,000	0

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(2,481,799)	(407,365)
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DEPARTMENT TOTAL - ALL FUNDS	(2,481,799)	(407,365)
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EDUCATION, STATE BOARD OF

State Board of Education 0614

Initiative: Provides for the deappropriation of funds by reducing per diem expenses.

GENERAL FUND	2003-04	2004-05
Personal Services	(2,958)	(2,876)
GENERAL FUND TOTAL	(2,958)	(2,876)

EDUCATION, STATE BOARD OF DEPARTMENT TOTALS

GENERAL FUND	(2,958)	(2,876)
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DEPARTMENT TOTAL - ALL FUNDS	(2,958)	(2,876)
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ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Remediation and Waste Management 0247

Initiative: Provides for the deappropriation of funds by reducing contracts, travel, printing, photocopying, supplies, rents, repairs and phone expenses.

GENERAL FUND	2003-04	2004-05
All Other	(31,136)	(29,703)
GENERAL FUND TOTAL	(31,136)	(29,703)

ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(31,136)	(29,703)
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DEPARTMENT TOTAL - ALL FUNDS	(31,136)	(29,703)
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EXECUTIVE DEPARTMENT

Administration - Executive - Governor's Office 0165

Initiative: Provides for the appropriation of funds for 3 additional limited-period Special Assistant positions for the Office of Health Policy and Finance within the Governor's Office for 30 weeks. Also provides for per diem and travel expenses for the 5-member Maine Quality Forum Advisory Council.

GENERAL FUND	2003-04	2004-05
Personal Services	122,928	0
All Other	2,704	0
GENERAL FUND TOTAL	125,632	0

Blaine House 0072

Initiative: Allocates funds for maintenance, improvements and general operations of the Blaine House from anticipated private contributions.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	5,000	5,000
OTHER SPECIAL REVENUE FUNDS TOTAL	5,000	5,000

State Planning Office 0082

Initiative: Provides for the reduction of funds to generate available resources to the Governor and Legislature and will reduce the number of studies or projects.

GENERAL FUND	2003-04	2004-05
All Other	(194)	(30,631)
GENERAL FUND TOTAL	(194)	(30,631)

State Planning Office 0082

Initiative: Provides for the reduction of funds available for matching a federal grant from the Corporation for National Service and result in the loss of an equal amount of federal funds.

GENERAL FUND	2003-04	2004-05
All Other	(10,000)	(10,000)
GENERAL FUND TOTAL	(10,000)	(10,000)

EXECUTIVE DEPARTMENT DEPARTMENT TOTALS

GENERAL FUND	115,438	(40,631)
OTHER SPECIAL REVENUE FUNDS	5,000	5,000

DEPARTMENT TOTAL - ALL FUNDS	120,438	(35,631)
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FINANCE AUTHORITY OF MAINE

Student Financial Assistance Programs 0653

Initiative: Provides for the deappropriation of funds from student financial assistance programs.

GENERAL FUND	2003-04	2004-05
All Other	(22,000)	(21,147)
GENERAL FUND TOTAL	(22,000)	(21,147)

FINANCE AUTHORITY OF MAINE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(22,000)	(21,147)
DEPARTMENT TOTAL - ALL FUNDS	(22,000)	(21,147)

HISTORIC PRESERVATION COMMISSION, MAINE

Historic Preservation Commission 0036

Initiative: Provides for the elimination of additional New Century Grant funds from this program.

GENERAL FUND	2003-04	2004-05
All Other	(6,245)	(6,072)
GENERAL FUND TOTAL	(6,245)	(6,072)

HISTORIC PRESERVATION COMMISSION, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(6,245)	(6,072)
DEPARTMENT TOTAL - ALL FUNDS	(6,245)	(6,072)

HUMAN SERVICES, DEPARTMENT OF

Bureau of Family Independence - Central 0100

Initiative: Provides for the allocation of funds for the continuation of 4 project Senior Programmer Analyst positions for the transition of responsibility for the Automated Client Eligibility System (ACES). These positions will end by June 19, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	169,953	0
FEDERAL EXPENDITURES FUND TOTAL	169,953	0
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	169,954	0
OTHER SPECIAL REVENUE FUNDS TOTAL	169,954	0

Foster Care 0137

Initiative: Provides for the deappropriation of funds used as state match for cooperative agreements with the University of Southern Maine Muskie School. The in-kind match will come from the university.

GENERAL FUND	2003-04	2004-05
All Other	(115,585)	(119,053)
GENERAL FUND TOTAL	(115,585)	(119,053)

Office of Management and Budget 0142

Initiative: Provides for the transfer of All Other funds to Personal Services for the reclassifications of 2 Clerk Typist II positions to

Account Clerk II positions and one Account Clerk I position to an Account Clerk II position.

GENERAL FUND	2003-04	2004-05
Personal Services	4,234	5,670
All Other	(4,234)	(5,670)
GENERAL FUND TOTAL	0	0

Office of Management and Budget 0142

Initiative: Provides for the allocation of funds for the continuation of a Systems Team Leader project position to provide technical support and guidance for the development of the Maine Integrated Public Health Information System. This position will end by June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	130,614	138,906
FEDERAL EXPENDITURES FUND TOTAL	130,614	138,906

Office of Management and Budget 0142

Initiative: Provides for the transfer of All Other funds to Personal Services to cover an increase of a Clerk Typist II position from 1/2-time to full-time in the Office of Vital Records.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(0,500)	(0,500)
Personal Services	26,154	28,404
All Other	(26,154)	(28,404)
OTHER SPECIAL REVENUE FUNDS TOTAL	0	0

Office of Management and Budget 0142

Initiative: Provides for the allocation of funds for one Data Base Analyst position and All Other in the Division of Technology Services to support the Environmental Public Health Tracking Grant within the Bureau of Health.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	61,772	64,536
All Other	5,000	2,000
FEDERAL EXPENDITURES FUND TOTAL	66,772	66,536

Community Services Center 0845

Initiative: Provides for the deappropriation of funds within the services center operational account.

GENERAL FUND	2003-04	2004-05
All Other	(31,702)	(31,702)
GENERAL FUND TOTAL	(31,702)	(31,702)

Purchased Social Services 0228

Initiative: Provides for the deappropriation of funds by transferring 3 special needs contracts to the social services Federal Block Grant and by eliminating a General Fund appropriation for a family preservation project, which will be funded by a federal grant.

GENERAL FUND	2003-04	2004-05
All Other	(99,520)	(99,520)
GENERAL FUND TOTAL	(99,520)	(99,520)
FEDERAL BLOCK GRANT FUND	2003-04	2004-05
All Other	79,520	79,520
FEDERAL BLOCK GRANT FUND TOTAL	79,520	79,520

Bureau of Child and Family Services - Central 0307

Initiative: Provides for the appropriation of funds due to the transfer of one Protective Intake Program Supervisor position and 2 Human Services Case Supervisor positions from the Bureau of Child and Family Services - Regional account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(3,000)	(3,000)
Personal Services	235,758	237,392
GENERAL FUND TOTAL	235,758	237,392

Child Welfare Services 0139

Initiative: Provides for the deappropriation of funds due to a one-time reduction of Community Intervention Program funding and replacement with one-time Temporary Assistance for Needy Families block grant funds in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
All Other	0	(2,000,000)
GENERAL FUND TOTAL	0	(2,000,000)

Bureau of Child and Family Services - Regional 0452

Initiative: Provides for the deappropriation of funds due to the transfer of one Protective Intake Program Supervisor position and 2 Human Services Case Supervisor positions to the Bureau of Child and Family Services - Central account.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-3,000)	(-3,000)
Personal Services	(235,758)	(237,392)
GENERAL FUND TOTAL	(235,758)	(237,392)

Bureau of Child and Family Services - Regional 0452

Initiative: Provides for the deappropriation of funds in Personal Services due to the projected attrition rate and effect of the hiring freeze on this account.

GENERAL FUND	2003-04	2004-05
Personal Services	(88,333)	(88,333)
GENERAL FUND TOTAL	(88,333)	(88,333)

Elder and Adult Services - Bureau of 0140

Initiative: Provides for the appropriation of funds for homemaker services.

GENERAL FUND	2003-04	2004-05
All Other	95,000	150,000
GENERAL FUND TOTAL	95,000	150,000

Long Term Care - Human Services 0420

Initiative: Provides for the appropriation of funds for home-based care services.

GENERAL FUND	2003-04	2004-05
All Other	355,000	300,000
GENERAL FUND TOTAL	355,000	300,000

Long Term Care - Human Services 0420

Initiative: Provides for the deappropriation of funds due to savings in long-term care assessments.

GENERAL FUND	2003-04	2004-05
All Other	(100,000)	(100,000)
GENERAL FUND TOTAL	(100,000)	(100,000)

Long Term Care - Human Services 0420

Initiative: Provides for the appropriation of funds associated with reestablishing partial rate increases for MaineCare medical and remedial private-duty nursing and personal care, elderly and adults with disabilities waiver, adult day health care and adult family care providers.

GENERAL FUND	2003-04	2004-05
All Other	100,000	100,000
GENERAL FUND TOTAL	100,000	100,000

Health - Bureau of 0143

Initiative: Provides for the deappropriation of funds allocated to Healthy Start home visitations by utilizing Fund for a Healthy Maine tobacco evaluation funds for this purpose.

GENERAL FUND	2003-04	2004-05
All Other	0	(300,000)
GENERAL FUND TOTAL	0	(300,000)

Health - Bureau of 0143

Initiative: Provides for the appropriation of funds to offset the costs of 5 Public Health Nurse I positions and 2 Public Health Nurse Supervisor positions in the Maternal and Child Health Block Grant. These positions will be funded by targeted case management revenue in a like amount that is earned by these positions that, pursuant to this Act, has to be deposited in the General Fund as undedicated revenue.

GENERAL FUND	2003-04	2004-05
Personal Services	484,656	492,300
All Other	94,982	87,338
GENERAL FUND TOTAL	579,638	579,638

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from the federal Centers for Disease Control and Prevention to support nutrition and physical activity to prevent obesity and other chronic diseases.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	450,000	450,000
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FEDERAL EXPENDITURES FUND TOTAL	450,000	450,000

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from the federal Department of Health and Human Services' Health Resources and Services Administration for the AIDS Drug Assistance Program, federally funded by the Title II Ryan White Care Act.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,222,848	1,222,848
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	1,222,848	1,222,848

Health - Bureau of 0143

Initiative: Provides for the reallocation of funds between the Radon Program and the Radiological Equipment Program for the transfer of one Clerk Typist III position within the Division of Health Engineering.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(47,200)	(47,959)
All Other	(3,250)	(3,750)
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	(50,450)	(51,709)

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	47,200	47,959
All Other	3,250	3,750
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	50,450	51,709

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from the federal Department of Health and Human Services' Small Hospital Improvement Program to support Maine's small rural hospitals.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	153,799	153,799
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FEDERAL EXPENDITURES FUND TOTAL	153,799	153,799

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from an Environmental Protection Agency challenge grant for the continuation of one Programmer Analyst project position in the Health and Environmental Testing Lab to integrate drinking water data in fiscal year 2003-04. This position will end by June 19, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	64,620	0
All Other	22,739	0

FEDERAL EXPENDITURES FUND TOTAL	87,359	0
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Health - Bureau of 0143

Initiative: Provides for the allocation of funds for the continuation of a Nuclear Engineering Specialist project position to continue the oversight role of the decommissioning of the Maine Yankee facility. This position will end by June 19, 2004.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	100,089	0
All Other	2,490	0
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OTHER SPECIAL REVENUE FUNDS TOTAL	102,579	0

Health - Bureau of 0143

Initiative: Provides for the reallocation of funds from the bioterrorism grant for one Executive Director position, 2 Comprehensive Health Planner II positions, one Research Assistant position and one Clerk Typist III position within the Office of Public Health Emergency Preparedness.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(5,000)	(5,000)
Personal Services	307,314	312,849
All Other	(307,314)	(312,849)
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FEDERAL EXPENDITURES FUND TOTAL	0	0

Health - Bureau of 0143

Initiative: Provides for the allocation of funds for one Comprehensive Health Planner II position, one Epidemiologist position, one Planning and Research Associate II position, one 16-hour biweekly Public Health Physician position and 1/2 Toxicologist position and All Other to support the Environmental Public Health Tracking Grant.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(3,500)	(3,500)
Personal Services	222,400	231,937
All Other	256,390	240,344
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FEDERAL EXPENDITURES FUND TOTAL	478,790	472,281

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from a grant with the University of Wisconsin - Madison to improve the effectiveness of fish consumption advisories for mercury-contaminated sport fish.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	19,372	0
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OTHER SPECIAL REVENUE FUNDS TOTAL	19,372	0

Health - Bureau of 0143

Initiative: Provides for the allocation of funds from the State's Child Health Insurance Program to Maine's immunization program for federally mandated reimbursement for vaccines by a directive from

the federal Center for Medicare and Medicaid Services and the federal Centers for Disease Control and Prevention.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	277,107	149,030
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FEDERAL EXPENDITURES		
FUND TOTAL	277,107	149,030

Health - Bureau of 0143

Initiative: Provides for the deappropriation and deallocation of funds for one part-time Public Health Nurse I position in the General Fund, 2 seasonal Chemist Assistant positions in the Health and Environmental Testing Lab's Other Special Revenue Funds account, one Nuclear Engineer Specialist position in the Other Special Revenue Funds account, 1/2 Planning and Research Associate II position, one Nursing Education Consultant position and one Public Health Veterinarian position in the Federal Project Grants account, which will be given up in return for positions to support the Office of Public Health Emergency Preparedness and the Environmental Public Health Tracking Grant.

GENERAL FUND	2003-04	2004-05
Personal Services	(25,354)	(26,436)
All Other	(2,000)	(2,000)
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GENERAL FUND TOTAL	(27,354)	(28,436)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-2,500)	(-2,500)
Personal Services	(180,444)	(189,095)
All Other	(4,500)	(4,500)
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FEDERAL EXPENDITURES		
FUND TOTAL	(184,944)	(193,595)
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Positions - FTE Count	(-1,000)	(-1,000)
Personal Services	(100,223)	(103,713)
All Other	(3,000)	(3,000)
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OTHER SPECIAL REVENUE		
FUNDS TOTAL	(103,223)	(106,713)

FHM - Bureau of Health 0953

Initiative: Provides for the reallocation of funds within the Bureau of Health, Fund for a Healthy Maine, from the Healthy Maine Tobacco Evaluations program to the Healthy Start Home Visitations program.

FUND FOR A HEALTHY MAINE	2003-04	2004-05
All Other	0	(300,000)
<hr/>		
FUND FOR A HEALTHY		
MAINE TOTAL	0	(300,000)
FUND FOR A HEALTHY MAINE	2003-04	2004-05
All Other	0	300,000
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FUND FOR A HEALTHY		
MAINE TOTAL	0	300,000

Maternal and Child Health 0191

Initiative: Provides for the allocation of funds from a Maternal and Child Health categorical grant for the Universal Newborn Hearing Screening program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	147,280	147,280
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FEDERAL EXPENDITURES		
FUND TOTAL	147,280	147,280

Maternal and Child Health 0191

Initiative: Provides for the deallocation of funds for one Comprehensive Health Planner I position in the Maternal and Child Health Federal Grants account, which will be given up in return for positions to support the Office of Public Health Emergency Preparedness and the Environmental Public Health Tracking Grant.

FEDERAL BLOCK GRANT FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(59,318)	(62,647)
All Other	(2,000)	(2,000)
<hr/>		
FEDERAL BLOCK GRANT		
FUND TOTAL	(61,318)	(64,647)

Bureau of Family Independence - Regional 0453

Initiative: Provides for the deappropriation of funds in Personal Services due to the projected attrition rate and effect of the hiring freeze on this account.

GENERAL FUND	2003-04	2004-05
Personal Services	(88,333)	(88,333)
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GENERAL FUND TOTAL	(88,333)	(88,333)

Bureau of Medical Services 0129

Initiative: Provides for the deappropriation of funds in Personal Services due to the projected attrition rate and effect of the hiring freeze on this account.

GENERAL FUND	2003-04	2004-05
Personal Services	(88,334)	(88,334)
<hr/>		
GENERAL FUND TOTAL	(88,334)	(88,334)

Bureau of Medical Services 0129

Initiative: Provides for the transfer of funds for the continuation of 18.5 project positions established to assist at the Bureau of Medical Services, backing up staff who are dedicated to working on the development of the Medicaid Claims Management System for the MaineCare program. These positions will end by June 18, 2005.

GENERAL FUND	2003-04	2004-05
Personal Services	80,774	81,978
All Other	(80,774)	(81,978)
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GENERAL FUND TOTAL	0	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	727,367	738,698

FEDERAL EXPENDITURES		
FUND TOTAL	727,367	738,698

Bureau of Medical Services 0129

Initiative: Provides for the appropriation and allocation of funds, from a disencumbered prior year General Fund contract that will lapse back to the General Fund and Certificate of Need funds used for state match, for the continuation of the development and implementation of the Medicaid Claims Management System for the MaineCare program.

GENERAL FUND	2003-04	2004-05
All Other	100,000	0
GENERAL FUND TOTAL	100,000	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	750,000	0
FEDERAL EXPENDITURES FUND TOTAL	750,000	0
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	400,000	0
OTHER SPECIAL REVENUE FUNDS TOTAL	400,000	0

Bureau of Medical Services 0129

Initiative: Provides for the deappropriation and deallocation of funds due to savings from long-term care assessments.

GENERAL FUND	2003-04	2004-05
All Other	(350,000)	(350,000)
GENERAL FUND TOTAL	(350,000)	(350,000)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(350,000)	(350,000)
FEDERAL EXPENDITURES FUND TOTAL	(350,000)	(350,000)

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and allocation of funds due to a revenue maximization change in the method MaineCare reimburses private nonmedical institutions as a fee for service instead of paying a portion of their budget.

GENERAL FUND	2003-04	2004-05
All Other	(1,000,000)	(1,000,000)
GENERAL FUND TOTAL	(1,000,000)	(1,000,000)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,946,376	1,946,376
FEDERAL EXPENDITURES FUND TOTAL	1,946,376	1,946,376

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation of funds due to the retroactive recovery of funds associated with the mental health parity law.

GENERAL FUND	2003-04	2004-05
All Other	(2,000,000)	0
GENERAL FUND TOTAL	(2,000,000)	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(3,892,752)	0
FEDERAL EXPENDITURES FUND TOTAL	(3,892,752)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds required to increase reimbursement rates for municipally owned hospitals, thereby maximizing revenue so that these facilities would transfer funds to the State through an intergovernmental transfer (IGT).

GENERAL FUND	2003-04	2004-05
All Other	987,581	1,002,705
GENERAL FUND TOTAL	987,581	1,002,705
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,922,419	1,947,295
FEDERAL EXPENDITURES FUND TOTAL	1,922,419	1,947,295

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds required for the additional hospital and Anthem Blue Cross and Blue Shield insurance exchange for University of Maine System employees.

GENERAL FUND	2003-04	2004-05
All Other	750,000	750,000
GENERAL FUND TOTAL	750,000	750,000
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,459,782	1,459,782
FEDERAL EXPENDITURES FUND TOTAL	1,459,782	1,459,782

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds associated with reestablishing partial rate increases for MaineCare medical and remedial private nonmedical institutions, private duty nursing and personal care, elderly and adults with disabilities waiver, adult day health care and adult family care providers that were reduced in Public Law 2003, chapter 51.

GENERAL FUND	2003-04	2004-05
All Other	700,000	700,000
GENERAL FUND TOTAL	700,000	700,000

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	1,362,615	1,359,429
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	1,362,615	1,359,429

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds due to a reduction in the Physician Incentive Program payments.

GENERAL FUND	2003-04	2004-05
All Other	(200,000)	(200,000)
	<hr/>	<hr/>
GENERAL FUND TOTAL	(200,000)	(200,000)
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(389,275)	(389,275)
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	(389,275)	(389,275)

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds to partially reestablish the scope of adult transportation services and the rates paid for adult transportation reduced in Public Law 2003, chapter 20.

GENERAL FUND	2003-04	2004-05
All Other	300,000	300,000
	<hr/>	<hr/>
GENERAL FUND TOTAL	300,000	300,000
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	583,912	583,912
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	583,912	583,912

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds from a settlement due to inappropriate prescription drug relabeling and repackaging practices by the pharmaceutical manufacturing company, Bayer.

GENERAL FUND	2003-04	2004-05
All Other	(502,000)	0
	<hr/>	<hr/>
GENERAL FUND TOTAL	(502,000)	0
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(977,081)	0
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	(977,081)	0

Nursing Facilities 0148

Initiative: Provides for the appropriation of funds as a result of an increase in reimbursement rates for municipally owned hospitals, thereby maximizing revenue so that these facilities would transfer funds to the State through an intergovernmental transfer (IGT).

GENERAL FUND	2003-04	2004-05
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All Other	1,202,214	1,225,160
	<hr/>	<hr/>
GENERAL FUND TOTAL	1,202,214	1,225,160

Nursing Facilities 0148

Initiative: Provides for the adjustment of allocations incorrectly stated in Public Law 2003, chapter 20, Part B that would result from the savings associated with increasing rates paid to municipally owned nursing facilities.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	(1,554,337)	(1,567,353)
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	(1,554,337)	(1,567,353)
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	(1,201,094)	(1,222,640)
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	(1,201,094)	(1,222,640)

Nursing Facilities 0148

Initiative: Provides for the appropriation and allocation of funds required to increase reimbursement rates for municipally owned nursing facilities.

GENERAL FUND	2003-04	2004-05
All Other	1,041,818	1,093,909
	<hr/>	<hr/>
GENERAL FUND TOTAL	1,041,818	1,093,909
FEDERAL EXPENDITURES FUND	2003-04	2004-05
All Other	2,027,996	2,124,417
	<hr/>	<hr/>
FEDERAL EXPENDITURES FUND TOTAL	2,027,996	2,124,417

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	1,520,090	1,707,701
FEDERAL EXPENDITURES FUND	6,566,150	10,408,657
OTHER SPECIAL REVENUE FUNDS	(561,962)	(1,277,644)
FUND FOR A HEALTHY MAINE	0	0
FEDERAL BLOCK GRANT FUND	18,202	14,873
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	7,542,480	10,853,587

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Fisheries and Hatcheries Operations 0535

Initiative: Provides for the transfer of 2 Biologist I positions to Other Special Revenue funds and 2 Biology Specialist positions to the Federal Expenditures Fund within the Fisheries and Hatcheries Operations program.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	(5,704)	(5,913)

FEDERAL EXPENDITURES		
FUND TOTAL	(5,704)	(5,913)
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	5,704	5,913
OTHER SPECIAL REVENUE FUNDS TOTAL	5,704	5,913

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
FEDERAL EXPENDITURES FUND	(5,704)	(5,913)
OTHER SPECIAL REVENUE FUNDS	5,704	5,913
DEPARTMENT TOTAL - ALL FUNDS	0	0

JUDICIAL DEPARTMENT

Courts, Supreme, Superior and District 0063

Initiative: Provides for the deappropriation of All Other funds from savings achieved through a reorganization of program activities.

GENERAL FUND	2003-04	2004-05
All Other	0	(100,000)
GENERAL FUND TOTAL	0	(100,000)

Courts, Supreme, Superior and District 0063

Initiative: Provides for the appropriation of funds to restore merit increases for fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	141,000
GENERAL FUND TOTAL	0	141,000

JUDICIAL DEPARTMENT DEPARTMENT TOTALS

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	41,000
DEPARTMENT TOTAL - ALL FUNDS	0	41,000

LABOR, DEPARTMENT OF

Governor's Training Initiative 0842

Initiative: Provides for the deappropriation of All Other funds achieved through reductions in incumbent worker training services.

GENERAL FUND	2003-04	2004-05
All Other	(190,491)	(184,825)
GENERAL FUND TOTAL	(190,491)	(184,825)

Governor's Training Initiative 0842

Initiative: Provides for a decrease in funds for incumbent worker training to offset an increase in funds in the Employment Services Activity program to support services to dislocated workers and job seekers through Maine's Career Centers.

GENERAL FUND	2003-04	2004-05
All Other	(402,602)	(428,797)
GENERAL FUND TOTAL	(402,602)	(428,797)

Employment Services Activity 0852

Initiative: Provides for an increase in funds to support services to dislocated workers and job seekers through Maine's Career Centers. This appropriation will restore Career Center system funding to the level it would have received prior to budget rescissions, and will facilitate the maintenance of services in the centers. A corresponding deappropriation can be found in the Governor's Training Initiative program.

GENERAL FUND	2003-04	2004-05
Personal Services	223,202	235,487
All Other	179,400	193,310
GENERAL FUND TOTAL	402,602	428,797

LABOR, DEPARTMENT OF DEPARTMENT TOTALS

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(190,491)	(184,825)
DEPARTMENT TOTAL - ALL FUNDS	(190,491)	(184,825)

LAW AND LEGISLATIVE REFERENCE LIBRARY

Law and Legislative Reference Library 0636

Initiative: Provides for the appropriation of funds to restore merit increases in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	15,157
GENERAL FUND TOTAL	0	15,157

LAW AND LEGISLATIVE REFERENCE LIBRARY DEPARTMENT TOTALS

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	15,157
DEPARTMENT TOTAL - ALL FUNDS	0	15,157

LEGISLATURE

Legislature 0081

Initiative: Provides for the appropriation of funds to restore merit increases in fiscal year 2004-05.

GENERAL FUND	2003-04	2004-05
Personal Services	0	136,173
GENERAL FUND TOTAL	0	136,173

LEGISLATURE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	136,173
DEPARTMENT TOTAL - ALL FUNDS	0	136,173

LIBRARY, MAINE STATE

Maine State Library 0217

Initiative: Provides for the deappropriation of Personal Services through the reduction of a vacant Library Assistant position from 40 hours a week to 20 hours a week.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-0,500)	(-0,500)
Personal Services	(19,721)	(21,224)
GENERAL FUND TOTAL	(19,721)	(21,224)

Maine State Library 0217

Initiative: Provides for the transfer of one Librarian III position from the General Fund to the Federal Expenditures Fund.

GENERAL FUND	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(47,771)	(49,095)
GENERAL FUND TOTAL	(47,771)	(49,095)

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	47,771	49,095
FEDERAL EXPENDITURES FUND TOTAL	47,771	49,095

LIBRARY, MAINE STATE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(67,492)	(70,319)
FEDERAL EXPENDITURES FUND	47,771	49,095
DEPARTMENT TOTAL - ALL FUNDS	(19,721)	(21,224)

MARINE RESOURCES, DEPARTMENT OF

Bureau of Resource Management 0027

Initiative: Provides for the deappropriation of funds from the reduction in reliance on contracted services, out-of-state travel and supplies.

GENERAL FUND	2003-04	2004-05
All Other	(110,000)	(20,000)
GENERAL FUND TOTAL	(110,000)	(20,000)

Bureau of Resource Management 0027

Initiative: Provides for the transfer of 3 Marine Scientist II positions and associated All Other from the Division of Community Resource Development to the Shellfish Management account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(3,000)	(3,000)
Personal Services	236,757	237,934
All Other	15,000	15,000
OTHER SPECIAL REVENUE FUNDS TOTAL	251,757	252,934

Bureau of Resource Management 0027

Initiative: Provides for the continuation of 4 Marine Resource Technician project positions and the creation of 2 Marine Resource Technician project positions. These positions will end on June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	287,814	302,604
FEDERAL EXPENDITURES FUND TOTAL	287,814	302,604

Bureau of Resource Management 0027

Initiative: Provides for the allocation of funds to create 2 Marine Resource Technician project positions to assist in the scallop fishery. This will be funded by a grant from the United States Department of Commerce. These positions will end on June 19, 2004.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	95,938	0
FEDERAL EXPENDITURES FUND TOTAL	95,938	0

Bureau of Resource Management 0027

Initiative: Provides for the appropriation of funds for the purchase of a boat at the Lamoine Public Health Lab.

GENERAL FUND	2003-04	2004-05
All Other	40,000	0
GENERAL FUND TOTAL	40,000	0

Bureau of Marine Patrol 0029

Initiative: Provides for the deappropriation of funds from a reduction in capital by delaying replacement purchases.

GENERAL FUND	2003-04	2004-05
Capital Expenditures	(18,000)	0
GENERAL FUND TOTAL	(18,000)	0

Division of Community Resource Development 0043

Initiative: Provides for the deappropriation of funds from the reduction in reliance on contracted services, out-of-state travel and supplies.

GENERAL FUND	2003-04	2004-05
All Other	(8,000)	0
GENERAL FUND TOTAL	<u>(8,000)</u>	<u>0</u>

Division of Community Resource Development 0043

Initiative: Provides for the transfer of 3 Marine Scientist II positions and associated All Other from the Division of Community Resource Development to the Shellfish Management account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-3,000)	(-3,000)
Personal Services	(236,757)	(237,934)
All Other	(15,000)	(15,000)
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(251,757)</u>	<u>(252,934)</u>

Division of Administrative Services 0258

Initiative: Provides for the deappropriation of funds through the reduction in reliance on contracted services, out-of-state travel and supplies and through the reduction in Capital Expenditures by delaying the replacement of 2 servers and 4 notebook computers.

GENERAL FUND	2003-04	2004-05
All Other	(92,500)	(10,699)
Capital Expenditures	(39,908)	0
GENERAL FUND TOTAL	<u>(132,408)</u>	<u>(10,699)</u>

MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(228,408)	(30,699)
FEDERAL EXPENDITURES FUND	383,752	302,604
OTHER SPECIAL REVENUE FUNDS	0	0
DEPARTMENT TOTAL - ALL FUNDS	<u>155,344</u>	<u>271,905</u>

MUSEUM, MAINE STATE

Maine State Museum 0180

Initiative: Provides for a deappropriation of funds through a reduction in All Other in this program. Savings will be realized through reduced contractual services and miscellaneous supplies.

GENERAL FUND	2003-04	2004-05
All Other	(10,694)	(9,763)
GENERAL FUND TOTAL	<u>(10,694)</u>	<u>(9,763)</u>

MUSEUM, MAINE STATE DEPARTMENT TOTALS

GENERAL FUND	(10,694)	(9,763)
DEPARTMENT TOTAL - ALL FUNDS	<u>(10,694)</u>	<u>(9,763)</u>

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Division of Licensing and Enforcement 0352

Initiative: Provides for the transfer in of one Boiler Inspector position from the Risk Management Claims - Internal Service Fund to the Division of Licensing and Enforcement, Other Special Revenue Fund account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	56,690	59,584
All Other	9,361	9,541
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>66,051</u>	<u>69,125</u>

Administrative Services - Prof & Fin Reg 0094

Initiative: Provides for the allocation of funds to provide for the reorganization of one Data Communications Customer Assistance Coordinator position to an Information System Support Specialist position.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Personal Services	7,286	7,372
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>7,286</u>	<u>7,372</u>

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF DEPARTMENT TOTALS

OTHER SPECIAL REVENUE FUNDS	73,337	76,497
DEPARTMENT TOTAL - ALL FUNDS	<u>73,337</u>	<u>76,497</u>

PROPERTY TAX REVIEW, STATE BOARD OF

Property Tax Review, State Board of 0357

Initiative: Provides for a transfer from All Other to Personal Services to correct a line category entry error in Public Law 2003, chapter 20, Part B. This accurately reflects per diem costs within the Personal Services line category.

GENERAL FUND	2003-04	2004-05
Personal Services	12,000	12,000
All Other	(12,000)	(12,000)
GENERAL FUND TOTAL	<u>0</u>	<u>0</u>

PROPERTY TAX REVIEW, STATE BOARD OF DEPARTMENT TOTALS

GENERAL FUND	0	0
DEPARTMENT TOTAL - ALL FUNDS	<u>0</u>	<u>0</u>

PUBLIC BROADCASTING CORPORATION, MAINE

Maine Public Broadcasting Corporation 0033

Initiative: Provides for a deappropriation of All Other funds to generate savings in this program. Savings will be realized through reallocation of member donations.

GENERAL FUND	2003-04	2004-05
All Other	(32,875)	(31,686)
GENERAL FUND TOTAL	<u>(32,875)</u>	<u>(31,686)</u>

PUBLIC BROADCASTING CORPORATION, MAINE DEPARTMENT TOTALS

GENERAL FUND	(32,875)	(31,686)
DEPARTMENT TOTAL - ALL FUNDS	<u>(32,875)</u>	<u>(31,686)</u>

PUBLIC SAFETY, DEPARTMENT OF

Licensing and Enforcement - Public Safety 0712

Initiative: Transfers one Senior Information Systems/Support Specialist position from Licensing and Enforcement to the State Police Reimbursement account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(85,920)	(85,591)
All Other	(1,800)	(1,800)
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(87,720)</u>	<u>(87,391)</u>

Licensing and Enforcement - Public Safety 0712

Initiative: Provides for the deallocation of funds through the elimination of 2 State Police Detective positions, one Clerk Typist III position and one Clerk Typist II position. These positions can not be maintained due to insufficient resources in the Licensing and Enforcement Unit.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(-4,000)	(-4,000)
Personal Services	(280,711)	(284,535)
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(280,711)</u>	<u>(284,535)</u>

State Police 0291

Initiative: Transfers one Senior Information Systems/Support Specialist position from Licensing and Enforcement to the State Police Reimbursement account.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	85,920	85,591
All Other	1,800	1,800
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>87,720</u>	<u>87,391</u>

State Police 0291

Initiative: Allocates funds to establish 2 limited-period positions, one DNA Forensic Chemist position and one Clerk Typist III position. These positions end on June 18, 2005.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Personal Services	117,999	124,125
All Other	2,000	2,000
FEDERAL EXPENDITURES FUND TOTAL	<u>119,999</u>	<u>126,125</u>

State Police 0291

Initiative: Allocates funds to continue 4 Emergency Communication Specialist positions previously set up by financial order.

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
Positions - Legislative Count	(4,000)	(4,000)
Personal Services	203,236	214,400
All Other	3,000	3,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>206,236</u>	<u>217,400</u>

State Police 0291

Initiative: Provides for the deappropriation and deallocation of funds through a change in the process for vehicle replacement from a capital purchase to a lease-purchase arrangement.

GENERAL FUND	2003-04	2004-05
All Other	37,000	314,675
Capital Expenditures	(535,575)	(566,100)
GENERAL FUND TOTAL	<u>(498,575)</u>	<u>(251,425)</u>
HIGHWAY FUND	2003-04	2004-05
All Other	63,000	535,798
Capital Expenditures	(911,925)	(963,900)
HIGHWAY FUND TOTAL	<u>(848,925)</u>	<u>(428,102)</u>

Liquor Enforcement - Bureau of 0293

Initiative: Provides for separation pay of employees of the bureau.

GENERAL FUND	2003-04	2004-05
Personal Services	215,000	0
GENERAL FUND TOTAL	<u>215,000</u>	<u>0</u>

PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(283,575)	(251,425)
HIGHWAY FUND	(848,925)	(428,102)
FEDERAL EXPENDITURES FUND	119,999	126,125
OTHER SPECIAL REVENUE FUNDS	(74,475)	(67,135)
DEPARTMENT TOTAL - ALL FUNDS	<u>(1,086,976)</u>	<u>(620,537)</u>

PUBLIC UTILITIES COMMISSION

Public Utilities - Administrative Division 0184

Initiative: Provides for the transfer of one Planner II position, one Energy Audit Engineer position, one Energy Conservation Specialist position and the associated All Other to the Conservation Administration Fund from the Administrative Division.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(-3,000)	(-3,000)
Personal Services	(192,446)	(192,446)
All Other	(393,779)	(401,655)
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	(586,225)	(594,101)
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	(30,000)	(30,000)
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	(30,000)	(30,000)

Conservation Administration Fund 0966

Initiative: Provides for the transfer of one Planner II position, one Energy Audit Engineer position, one Energy Conservation Specialist position and the associated All Other to the Conservation Administration Fund from the Administrative Division.

FEDERAL EXPENDITURES FUND	2003-04	2004-05
Positions - Legislative Count	(3,000)	(3,000)
Personal Services	192,446	192,446
All Other	393,779	401,655
<hr/>		
FEDERAL EXPENDITURES FUND TOTAL	586,225	594,101
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	30,000	30,000
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	30,000	30,000

PUBLIC UTILITIES COMMISSION DEPARTMENT TOTALS

FEDERAL EXPENDITURES FUND	0	0
OTHER SPECIAL REVENUE FUNDS	0	0
<hr/>		
DEPARTMENT TOTAL - ALL FUNDS	0	0

RETIREMENT SYSTEM, MAINE STATE

Retirement Allowance Fund 0085

Initiative: Provides for the appropriation of funds to enable liquor inspectors who are laid off pursuant to Public Law 2003, chapter 20 to maintain the value of retirement benefits earned prior to layoff in accordance with provisions contained in this Act.

GENERAL FUND	2003-04	2004-05
All Other	78,000	0
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GENERAL FUND TOTAL	78,000	0

RETIREMENT SYSTEM, MAINE STATE

DEPARTMENT TOTALS	2003-04	2004-05
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GENERAL FUND	78,000	0
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DEPARTMENT TOTAL - ALL FUNDS	78,000	0

SECRETARY OF STATE, DEPARTMENT OF

Administration Archives 0050

Initiative: Provides for the deappropriation of All Other funds through the streamlining of general operations.

GENERAL FUND	2003-04	2004-05
All Other	(3,800)	(6,000)
<hr/>		
GENERAL FUND TOTAL	(3,800)	(6,000)

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the deappropriation of Personal Services through salary savings.

GENERAL FUND	2003-04	2004-05
Personal Services	0	(10,000)
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GENERAL FUND TOTAL	0	(10,000)

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the deappropriation of Capital Expenditures funds identified to replace 2 Xerox network printers purchased in 1998.

GENERAL FUND	2003-04	2004-05
Capital Expenditures	(27,520)	0
<hr/>		
GENERAL FUND TOTAL	(27,520)	0

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the deappropriation of Capital Expenditures funds identified to replace 2 desktop scanners purchased in 1998.

GENERAL FUND	2003-04	2004-05
Capital Expenditures	(3,400)	0
<hr/>		
GENERAL FUND TOTAL	(3,400)	0

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the deappropriation of All Other funds identified for temporary service contracts.

GENERAL FUND	2003-04	2004-05
All Other	(7,312)	(7,312)
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GENERAL FUND TOTAL	(7,312)	(7,312)

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the deappropriation of All Other funds through the streamlining of general operations.

GENERAL FUND	2003-04	2004-05
All Other	(23,068)	(16,275)

GENERAL FUND TOTAL	(23,068)	(16,275)
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Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the appropriation of funds to be used for the federal Help America Vote Act of 2002. These funds will be transferred to the federal Help America Vote Act, Other Special Revenue account.

GENERAL FUND	2003-04	2004-05
All Other	118,421	0
GENERAL FUND TOTAL	118,421	0

Bureau of Administrative Services and Corporations 0692

Initiative: Provides for the appropriation of funds necessary for the June 2003 referendum election.

GENERAL FUND	2003-04	2004-05
All Other	121,392	0
GENERAL FUND TOTAL	121,392	0

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	174,713	(39,587)
DEPARTMENT TOTAL - ALL FUNDS	174,713	(39,587)

TRANSPORTATION, DEPARTMENT OF

Transportation Waterways Administration 0298

Initiative: Provides for the deappropriation of funds to reduce the subsidy to the Maine State Ferry Service and reduce funds to Port and Marine Transportation.

GENERAL FUND	2003-04	2004-05
All Other	(71,520)	(69,536)
GENERAL FUND TOTAL	(71,520)	(69,536)

TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(71,520)	(69,536)
DEPARTMENT TOTAL - ALL FUNDS	(71,520)	(69,536)

TREASURER OF STATE, OFFICE OF

Treasury Administration 0022

Initiative: Provides for targeted savings through the reduction in spending and the anticipated postage savings from the implementation of Clareon electronic payments and EBT Smartcard for welfare recipients.

GENERAL FUND	2003-04	2004-05
All Other	(22,901)	(22,765)
GENERAL FUND TOTAL	(22,901)	(22,765)

Debt Service 0021

Initiative: Provides for savings from reduced interest rates and a change in the borrowing schedule of General Fund general obligation bonds.

GENERAL FUND	2003-04	2004-05
All Other	(2,724,047)	(6,186,530)
GENERAL FUND TOTAL	(2,724,047)	(6,186,530)

Debt Service 0021

Initiative: Provides for the appropriation of funds for debt service obligations previously deappropriated in Public Law 2003, chapter 20, Part RR, section 16.

GENERAL FUND	2003-04	2004-05
All Other	527,000	0
GENERAL FUND TOTAL	527,000	0

TREASURER OF STATE, OFFICE OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(2,219,948)	(6,209,295)
DEPARTMENT TOTAL - ALL FUNDS	(2,219,948)	(6,209,295)

UNIVERSITY OF MAINE, BOARD OF TRUSTEES OF THE

Education and General Activities - UMS 0031

Initiative: Provides for the deappropriation of funds to reflect savings to the University of Maine for the cost of health insurance through increasing MaineCare rates for hospital inpatient services to the upper payment limit.

GENERAL FUND	2003-04	2004-05
All Other	(2,250,000)	(2,250,000)
GENERAL FUND TOTAL	(2,250,000)	(2,250,000)

UNIVERSITY OF MAINE, BOARD OF TRUSTEES OF THE DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(2,250,000)	(2,250,000)
DEPARTMENT TOTAL - ALL FUNDS	(2,250,000)	(2,250,000)

SECTION TOTALS

GENERAL FUND	(7,447,676)	(8,571,206)
HIGHWAY FUND	(848,925)	(114,264)
FEDERAL EXPENDITURES FUND	9,617,931	12,517,953
OTHER SPECIAL REVENUE FUNDS	(452,396)	16,443
FUND FOR A HEALTHY MAINE	0	0
FEDERAL BLOCK GRANT FUND	18,202	69,284
OFFICE OF INFORMATION SERVICES FUND	271,369	220,907
RISK MANAGEMENT FUND	(66,051)	(69,125)

ALCOHOLIC BEVERAGE FUND	0	(2,424,740)
SECTION TOTAL - ALL FUNDS	\$1,092,454	\$1,645,252

PART D

Sec. D-1. Appropriations and allocations.

The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Maine Revenue Services 0002

Initiative: Deappropriates funds from operational savings.

General Fund	2002-03
All Other	(\$600,000)
General Fund Total	(\$600,000)

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(2002-03)	(\$600,000)
DEPARTMENT TOTAL - ALL FUNDS		(\$600,000)

EDUCATION, DEPARTMENT OF

Management Information Systems 0838

Initiative: Provides for the deappropriation of funds from the ATM program.

General Fund	2002-03
All Other	(\$20,000)
General Fund Total	(\$20,000)

General Purpose Aid for Local Schools 0308

Initiative: Provides for the deappropriation of funds from state agency clients.

General Fund	2002-03
All Other	(\$50,000)
General Fund Total	(\$50,000)

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND **2002-03**

DEPARTMENT TOTAL - ALL FUNDS **(\$70,000)**

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of savings generated by the transfer of prior year SCHIP (State Child Health Insurance Program) costs from Regular Medicaid to SCHIP at an enhanced Medicaid rate.

General Fund	2002-03
All Other	\$1,134,035
General Fund Total	\$1,134,035

Federal Block Grant Fund **2002-03**

All Other \$7,378,267

Federal Block Grant Fund Total \$7,378,267

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND **\$1,134,035**

FEDERAL BLOCK GRANT FUND **7,378,267**

DEPARTMENT TOTAL - ALL FUNDS **\$8,512,302**

SECTION TOTALS **2002-03**

GENERAL FUND **\$464,035**

FEDERAL BLOCK GRANT FUND **7,378,267**

SECTION TOTAL - ALL FUNDS **\$7,842,302**

PART E

Sec. E-1. 10 MRSA §1100-T, sub-§2, ¶A, as amended by PL 2003, c. 20, Pt. X, §1, is further amended to read:

A. A tax credit certificate may be issued in an amount not more than 40% of the amount of cash actually invested in an eligible Maine business in any calendar year or, ~~for certificates issued and investments made after June 30, 2002 but before July 1, 2003 and after June 30, 2005,~~ in an amount not more than 60% of the amount of cash actually invested in any one calendar year in an eligible Maine business located in a high-unemployment area, as determined by rule by the authority. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. E-2. 10 MRSA §1100-T, sub-§2, ¶C, as amended by PL 2003, c. 20, Pt. X, §2, is further amended to read:

C. Aggregate investment eligible for tax credits may not be more than \$5,000,000 for any one business as of the date of issuance of a tax credit certificate, ~~except that the aggregate investment eligible for tax credits may not be more than \$1,000,000 for certificates issued and investments made after June 30, 2003 and before July 1, 2005.~~

Sec. E-3. 10 MRSA §1100-T, sub-§2, ¶D, as amended by PL 2003, c. 20, Pt. X, §3, is further amended to read:

D. The investment with respect to which any individual is applying for a tax credit certificate may not be more than an aggregate of \$500,000 in any one business in any 3 consecutive calendar years, except that ~~the investment with respect to which any individual is applying for a tax credit certificate may not be more than an aggregate of \$200,000 in any one business in any 3 consecutive calendar years for certificates issued and investments made after June 30, 2003 and before July 1, 2005.~~ This the paragraph does not limit other investment by any applicant for which that applicant is not applying for a tax credit certificate.

Sec. E-4. 10 MRSA §1100-T, sub-§2-A, ¶¶A, C and D, as amended by PL 2003, c. 20, Pt. X, §4, are further amended to read:

A. A tax credit certificate may be issued to an individual who invests in a private venture capital fund in an amount that:

- (1) Is not more than 40% of the amount of cash actually invested in or unconditionally committed to a private venture capital fund in any calendar year by the individual or entity, except that, ~~for certificates issued and investments made after June 30, 2002 but before July 1, 2003 and after June 30,~~

~~2005,~~ with respect to fund investments that are made in eligible businesses that are located in a high unemployment area, as determined by rule of the authority under subsection 2, the tax credit certificate may not be more than 60% of the cash actually invested in or unconditionally committed to a private venture capital fund in any calendar year by the individual or entity; and

- (2) Does not exceed 40% of the amount of cash invested by the fund in eligible businesses, except that, ~~for certificates issued and investments made after June 30, 2002 but before July 1, 2003 and after June 30, 2005,~~ with respect to fund investments that are made in eligible businesses that are located in a high unemployment area, as determined by rule of the authority under subsection 2, a tax credit certificate may not be more than 60% of the cash invested by the fund in any calendar year in such businesses; provided that the authority may issue tax credit certificates in an amount not to exceed 20% of the amount of cash actually invested in or unconditionally committed to a private venture capital fund in any calendar year if the authority determines that the private venture capital fund is located in this State, is owned and controlled primarily by residents of this State and has designated investing in eligible businesses of this State as a major investment objective. The credit may be revoked to the extent that the private venture capital fund does not make investments eligible for the tax credit in an amount sufficient to qualify for the credits within 3 years after the date of the tax credit certificates. Notwithstanding any revocation pursuant to this subparagraph, each investor remains eligible for tax credit certificates for eligible investments as and when made by the private venture capital fund.

The aggregate amount of credits issued to investors in a fund may not exceed 40% of the amount of cash invested by the fund in eligible businesses, except that, ~~for certificates issued and investments made after June 30, 2002 but before July 1, 2003 and after June 30, 2005,~~ with respect to fund investments in eligible businesses that are located in a high unemployment area, the aggregate amount of tax credits issued to investors in a fund may not exceed 60% of the cash invested by the fund in eligible businesses.

C. Aggregate investment eligible for tax credits may not be more than \$5,000,000 for any one business for any one private venture capital fund

as of the date of issuance of a tax credit certificate, ~~except that the aggregate investment eligible for tax credits may not be more than \$1,000,000 for any one business for any one private venture capital fund as of the date of issuance of a tax credit certificate for certificates issued and investments made after June 30, 2003 and before July 1, 2005.~~

D. The investment with respect to which any individual or entity is applying for a tax credit certificate may not be more than an aggregate of \$500,000 in any one eligible business invested in by a private venture capital fund in any 3 consecutive calendar years, ~~except that the investment with respect to which any individual or entity is applying for a tax credit certificate may not be more than an aggregate of \$200,000 in any one eligible business invested in by a private venture capital fund in any 3 consecutive calendar years relative to certificates issued and investments made after June 30, 2003 and before July 1, 2005. If this paragraph does not limit other investment by any applicant for which that applicant is not applying for a tax credit certificate and except that, if the entity applying for a tax credit certificate is a partnership, limited liability company, S corporation, nontaxable trust or any other entity that is treated as a flow-through entity for tax purposes under the federal Internal Revenue Code, the aggregate limit of \$500,000 or \$200,000, as applicable, applies to each individual partner, member, stockholder, beneficiary or equity owner of the entity and not to the entity itself. This paragraph does not limit other investment by any applicant for which that applicant is not applying for a tax credit certificate.~~

Sec. E-5. 10 MRSA §1100-T, sub-§4, as amended by PL 2003, c. 20, Pt. X, §5, is further amended to read:

4. Total of credits authorized. The authority may issue tax credit certificates to investors eligible pursuant to subsections 2 and 2-A in an aggregate amount not to exceed \$2,000,000 up to and including calendar year 1996, \$3,000,000 up to and including calendar year 1997, \$5,500,000 up to and including calendar year 1998, \$8,000,000 up to and including calendar year 2001, \$11,000,000 up to and including calendar year ~~2004~~ 2002, \$14,000,000 up to and including calendar year 2003, \$17,000,000 up to and including calendar year 2004, \$20,000,000 up to and including calendar year 2005, \$23,000,000 up to and including calendar year 2006, \$26,000,000 up to and including calendar year 2007 and \$30,000,000 thereafter. The authority may provide that investors eligible for a tax credit under this section in a year

when there is insufficient credit available are entitled to take the credit when it becomes available.

Sec. E-6. 36 MRSA §5122, sub-§1, ¶¶T and U, as enacted by PL 2003, c. 20, Pt. II, §2, are repealed.

Sec. E-7. 36 MRSA §5200-A, sub-§1, ¶¶Q and R, as enacted by PL 2003, c. 20, Pt. II, §4, are repealed.

Sec. E-8. 36 MRSA §5216-B, sub-§2, as amended by PL 2003, c. 20, Pt. X, §6, is further amended to read:

2. Credit. An investor is entitled to a credit against the tax otherwise due under this Part equal to the amount of the tax credit certificate issued by the Finance Authority of Maine in accordance with Title 10, section 1100-T and as limited by this section. In the case of partnerships, limited liability companies, S corporations, nontaxable trusts and any other entities that are treated as flow-through entities for tax purposes under the Code, the individual partners, members, stockholders, beneficiaries or equity owners of such entities must be treated as the investors under this section and are allowed a credit against the tax otherwise due from them under this Part in proportion to their respective interests in those partnerships, limited liability companies, S corporations, trusts or other flow-through entities. Except as limited or authorized by subsection 3 or 4, ~~for credit certificates issued and investments made after June 30, 2002 but before July 1, 2003 and after June 30, 2005, 25% of the credit must be taken in the taxable year the investment is made and 25% per year must be taken in each of the next 3 taxable years. Except as limited or authorized by subsection 3 or 4, for credit certificates issued after June 30, 2003 but before July 1, 2005, 15% of the credit must be taken in the first 6 years after the investment is made and 10% in the 7th year after the investment is made.~~

Sec. E-9. 36 MRSA §6572, first ¶, as enacted by PL 2003, c. 20, Pt. AA, §4, is amended to read:

The assessor shall administer the 2003 Maine Tax Amnesty Program. The amnesty program applies to tax liabilities delinquent as of ~~April 16~~ August 31, 2003, including tax due for which a return has not been filed. A taxpayer may participate in the tax amnesty program whether or not the taxpayer is under audit and without regard to whether the amount due is subject to a pending administrative or judicial proceeding, except that this does not include pending criminal action or debts for which the State has secured a warrant or civil judgment in its favor in Superior Court. A taxpayer may participate in the tax amnesty program to the extent of the uncontested

portion of an assessed liability. Participation in the program is conditioned upon the taxpayer's agreement to forgo the right to protest or pursue an administrative or judicial proceeding with regard to returns filed under the tax amnesty program or to claim any refund of money paid under the tax amnesty program. A taxpayer with a tax liability within the limitations of this chapter is absolved from criminal or civil prosecution or civil penalties plus 1/2 of the interest associated with any such liability except as otherwise provided in this chapter if the taxpayer:

Sec. E-10. 36 MRSA §6574, as enacted by PL 2003, c. 20, Pt. AA, §4, is amended to read:

§6574. Amnesty period

The time period during which a 2003 amnesty return, described in section 6575, may be filed is September 1, 2003 to ~~October 31~~ November 30, 2003.

Sec. E-11. Authorization for reimbursement of costs associated with contract resolution. The Department of Administrative and Financial Services may be reimbursed from the Salary Plan program up to \$100,000 annually for the costs of contract resolution, administration, implementation and other costs required by the process of collective bargaining and negotiation procedures.

Sec. E-12. Calculation and transfer of savings; dental insurance. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of savings in Part C, section 1 that apply against each General Fund account for all departments and agencies from savings in the cost of dental insurance and shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2004-05. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than January 15, 2005.

Sec. E-13. Transfer of funds; Bureau of Alcoholic Beverages Internal Service Fund account. Notwithstanding any other provision of law, the State Controller shall transfer the \$400,000 balance of Working Capital Advance from the Bureau of Alcoholic Beverages Internal Service Fund account within the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2005.

Sec. E-14. Lottery revenues. Notwithstanding any other provision of law, the Commissioner of Administrative and Financial Services is authorized to advance the schedule of issuing one or more additional instant ticket games resulting in additional

undedicated revenue to the General Fund of \$300,000 in fiscal year 2003-04.

Sec. E-15. Transfer of funds; Real Property Lease Internal Service Fund Account. Notwithstanding any other provision of law, the State Controller shall transfer \$57,500 in fiscal year 2003-04 and \$57,500 in fiscal year 2004-05 from the Real Property Lease Internal Service Fund Account in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005 to reflect savings as a result of the renegotiation of leases.

Sec. E-16. Retirement incentive. The Commissioner of Administrative and Financial Services is authorized to offer a retirement incentive program to employees who are eligible to retire and who have reached their normal retirement age. The Personal Services savings generated from any such retirement incentive program must be used toward the restoration of merit increases, as long as such restoration may be achieved as authorized by Public Law 2003, chapter 20, Part D, section 22.

Sec. E-17. Department of Administrative and Financial Services; lease-purchase authorization. Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services on behalf of the Department of Public Safety may enter into financing arrangements in fiscal years 2003-04 and 2004-05 for the acquisition of motor vehicles for the Maine State Police. The financing arrangements entered into in each fiscal year may not exceed \$1,800,000 in principal costs, and no financing arrangement may exceed 3 years in duration. The interest rate may not exceed 5%, and total interest costs with respect to the financing arrangements entered into in each fiscal year may not exceed \$200,000. The annual principal and interest costs must be paid from the appropriate line category appropriations and allocations in the Department of Public Safety accounts.

Sec. E-18. Restructuring of state departments and agencies. The Commissioner of Administrative and Financial Services shall submit legislation to the Second Regular Session of the 121st Legislature to address restructuring of State Government agencies, consolidation of services and other efficiencies in order to achieve cost savings.

Sec. E-19. Merit increases; savings. Savings achieved as a result of merit increases not being awarded in the Judicial branch of government may be replaced by other Personal Services savings by agreement of the State and the bargaining agents representing state employees.

Sec. E-20. General Fund Salary Plan; lapsed balances. Notwithstanding any other provision of law, \$150,000 of unencumbered balance forward in fiscal year 2003-04 in the General Fund Salary Plan, General Fund account in the Department of Administrative and Financial Services lapses to the General Fund in fiscal year 2003-04.

PART F

Sec. F-1. 5 MRS §1541, sub-§10-A is enacted to read:

10-A. Internal control standards. To implement the following internal control standards that define the minimum level of quality acceptable for internal control systems in operation throughout the various state agencies and departments and constitute the criteria against which such internal control systems must be evaluated by the State Controller. Internal control systems for the various state agencies and departments must be developed in accordance with the following internal control guidelines established by the State Controller.

A. Internal control systems of state agencies and departments are to be clearly documented and readily available for examination. Documentation of a state agency's or department's internal control systems must include internal control procedures, internal control accountability systems and identification of the operating cycles. Documentation of the state agency's or department's internal control systems must appear in management directives, administrative policy, procedures and manuals.

B. All transactions and other significant events involving state agencies or departments must be promptly recorded, clearly documented and properly classified as to amount, account, fund and fiscal year. Documentation of a transaction or event must include the entire process or life cycle of the transaction or event, including the initiation or authorization of the transaction or event, all aspects of the transaction while in process and the classification in the accounting records.

C. Transactions and other significant events involving state agencies or departments may be authorized and executed only by persons acting within the scope of their authority. Authorizations must be clearly communicated to managers and employees and must include the specific conditions and terms under which authorizations may be made.

D. Key duties and responsibilities involving state agencies or departments, including autho-

rizing, approving and recording transactions; issuing and receiving assets; making payments; and reviewing or monitoring transactions, must be assigned systematically to a number of individuals to ensure that effective checks and balances exist.

E. Qualified and continuous supervision of all transactions and significant events must be provided by state agencies or departments to ensure that internal control objectives are achieved. The duties of a supervisor in carrying out this responsibility include clearly communicating the duties, responsibilities and accountabilities assigned to each staff member, systematically reviewing each member's work to the extent necessary and approving work at critical points to ensure that work flows as intended.

F. Access to resources and records must be limited to authorized individuals as determined by the state agency or department head, except that the powers and duties of the State Auditor may not be limited by this subsection. Restrictions on access to resources depend upon the vulnerability of the resource and the perceived risk of loss, both of which must be periodically assessed. The state agency or department head is responsible for maintaining accountability for the custody and use of resources and shall assign qualified individuals for that purpose. Periodic comparison must be made between the resources and the recorded accountability of the resources to reduce the risk of unauthorized use or loss and protect against waste and wrongful acts. The vulnerability and value of the state agency or department resources determine the frequency of this comparison.

Within each state agency or department there must be a qualified employee whose responsibility, in addition to the employee's regularly assigned duties, is to ensure that the state agency or department has written documentation of its internal accounting and administrative control system on file. The employee shall, annually, or more often as conditions warrant, evaluate the effectiveness of the state agency's or department's internal control system and establish and implement changes necessary to ensure the continued integrity of the system. The employee shall:

- (1) Ensure that the documentation of all internal control systems is readily available for examination by the State Controller, Commissioner of Administrative and Financial Services and State Auditor;

(2) Certify to the State Controller that the appropriate updates have been made and implemented by the state agency or department;

(3) Ensure that the results of audits and recommendations to improve state agency or department internal controls are promptly evaluated by the state agency or department management;

(4) Ensure that timely and appropriate corrective actions are effected by the state agency or department management in response to an audit; and

(5) Ensure that all actions determined by the state agency or department management as necessary to correct or otherwise resolve matters are addressed by the state agency or department in its budgetary request to the Legislature.

All unaccounted for variances, losses, shortages or thefts of funds or property must be immediately reported to the State Controller, who shall review the matter to determine the amount involved that must be reported to the appropriate state agency or department management, law enforcement officials and the State Auditor. The State Controller shall also determine the internal control weakness that contributed to or caused the condition. The State Controller shall then make recommendations to the state agency or department official overseeing the internal control system and other appropriate management officials. The recommendations of the State Controller must address the correction of the conditions found and the necessary internal control policies and procedures that must be modified. The state agency or department oversight official and the appropriate management officials shall immediately implement policies and procedures necessary to prevent a recurrence of the problems identified and report the steps taken to the State Controller. From time to time the State Controller shall examine the policies and procedures implemented to ensure that the relevant policies and procedures are functioning appropriately.

G. Notwithstanding any other provision of law relating to confidentiality of information, the State Controller is granted access to all information in the files of any department or agency of the State as necessary to carry out the duties of the State Controller under this subsection;

Sec. F-2. 5 MRSA §1547, sub-§7 is enacted to read:

7. Other related organizations. All legislatively created public instrumentalities and related organizations for which the State is financially accountable or that have a significant relationship with the State as defined by a governmental accounting standards board that are not included in subsection 3, including but not limited to eligible institutions as defined in section 13103, that receive funds from bond issues must comply with the fiscal reporting policies established by the State Controller. The fiscal and reporting policies must include:

A. Internal control standards required by section 1541, subsection 10-A;

B. Quarterly reporting to the State Controller that includes a detail of transactions and reconciliation of all accounts;

C. No later than October 15th annually, submission to the Department of Administrative and Financial Services, Bureau of Accounts and Control of all financial statements and schedules of expenditures of federal awards;

D. Financial statements that are prepared in accordance with the standards and requirements established by a governmental accounting standards board; and

E. Submission annually to the Department of Administrative and Financial Services, Bureau of Accounts and Control of a copy of the independent auditor's report, including any findings, recommendations and management letter comments, and any other materials considered necessary by the State Controller.

Legislatively created public instrumentalities and other related organizations required to comply under this subsection who must also comply with the federal Office of Management and Budget circulars, regulations issued by a governmental accounting standards board or other accounting, auditing and reporting requirements may submit that information to the State Controller to satisfy the requirements of this subsection.

Sec. F-3. Transition. State agencies and departments must be in compliance with the Maine Revised Statutes, Title 5, section 1541, subsection 10-A by June 30, 2004.

Sec. F-4. Department of Administrative and Financial Services; lease-purchase authorization. Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Department of Administrative and Financial Services, Bureau of Information Services, in cooperation with the Treasurer of State, may enter into financing arrangements in fiscal year 2003-04 and fiscal year 2004-05 for the acquisition of

hardware, software and systems to support the operations of State Government. The financing agreements may not exceed \$3,000,000 in total for the biennium and each agreement must be for a term not to exceed 3 years in duration. The interest rate may not exceed 7% and total interest cost may not exceed \$340,000. The annual principal and interest must be paid from the appropriate line category allocations in the Bureau of Information Services Internal Service Fund account.

PART G

Sec. G-1. 22 MRSA §2512, sub-§2, ¶E, as enacted by PL 1999, c. 777, §1, is amended to read:

E. Authorize inspection to continue at an official establishment on state holidays or beyond the regular work shift or workweek for state inspectors as long as the necessary inspectors are available and the official establishment pays all overtime salaries for inspections necessary to keep the plant open and other expenses caused by the overtime employment. All of these payments must be retained in a revolving fund for administering this chapter. Funds reimbursed under this chapter must be deposited into the General Fund as undedicated revenue;

PART H

Sec. H-1. 22 MRSA §3173-C, sub-§7, ¶R, as enacted by PL 2003, c. 20, Pt. K, §8, is amended to read:

R. Federally qualified health center services, \$3 per patient day, effective July 1, 2004; and

Sec. H-2. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Appropriates funds to reflect a one-year delay in implementation of the federally qualified health center MaineCare \$3 per patient day copay established in Public Law 2003, chapter 20.

General Fund	2003-04	2004-05
All Other	\$72,000	\$0
	<hr/>	<hr/>
General Fund Total	\$72,000	\$0
Federal Expenditures Fund	2003-04	2004-05
All Other	\$140,139	\$0
	<hr/>	<hr/>
Federal Expenditures Fund Total	\$140,139	\$0

HUMAN SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
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GENERAL FUND	\$72,000	\$0
FEDERAL EXPENDITURES FUND	140,139	0
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$212,139	\$0

Sec. H-3. Retroactivity. That section of this Part that amends the Maine Revised Statutes, Title 22, section 3173-C, subsection 7, paragraph R applies retroactively to March 27, 2003.

PART I

Sec. I-1. Transfer of funds; Department of Audit. Notwithstanding any other provision of law, the State Controller shall transfer \$29,096 in fiscal year 2003-04 and \$28,306 in fiscal year 2004-05 in savings from the Statewide Single Audit - Set Aside Other Special Revenue account in the Department of Audit to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

PART J

Sec. J-1. Department of Behavioral and Developmental Services; administrative costs; revenue. Notwithstanding any other provision of law, the Department of Behavioral and Developmental Services shall seek reimbursement of expenditures under Medicaid Title XIX for administrative costs. This projected additional revenue of \$400,000 in fiscal year 2003-04 and \$400,000 in fiscal year 2004-05 must be deposited in the General Fund as undedicated revenue.

Sec. J-2. Department of Behavioral and Developmental Services; recoveries and settlements; revenue. Notwithstanding any other provision of law, the Department of Behavioral and Developmental Services shall deposit to the General Fund, no later than June 30, 2004, undedicated revenue in the amount of \$2,483,117, generated from audit recoveries and contract settlements with providers.

Sec. J-3. Department of Behavioral and Developmental Services; appropriation and position transfer. Notwithstanding any other provision of law, if the Department of Behavioral and Developmental Services, Mental Retardation Services - Community program is unable to contract for mental retardation services required by the Community Consent Decree, Consumer Advisory Board v. Robert W. Glover et al, USDC Civil No. 91-321-P-C, then the department is authorized by financial order to transfer up to 8 vacant positions and existing funding from General Fund appropriations to establish 8 mental health and mental retardation caseworker positions.

Sec. J-4. Appropriations and allocations.

The following appropriations and allocations are made.

**BEHAVIORAL AND DEVELOPMENTAL SERVICES,
DEPARTMENT OF****Mental Health Services - Children**

Initiative: Provides funds to partially restore previous reductions to children's services programs, including \$183,334 for outpatient services, \$133,333 for homeless services, \$133,333 for early intervention services and \$350,000 for case management services.

General Fund	2003-04	2004-05
All Other	\$800,000	\$0
General Fund Total	\$800,000	\$0

PART K

Sec. K-1. 34-A MRSA §1215, as reallocated by RR 2001, c. 1, §43, is amended to read:

§1215. Accreditation

~~All adult correctional facilities and juvenile facilities operated by the department must be accredited. The department shall seek accreditation of its correctional and detention facilities by a nationally recognized correctional accrediting body by January 1, 2005 and must shall maintain any accreditation thereafter obtained. The department shall report to the joint standing committees of the Legislature having jurisdiction over criminal justice matters and appropriations and financial affairs regarding its progress towards accreditation by January 1, 2005.~~

Sec. K-2. Commission established. That the Commission to Improve the Sentencing, Supervision, Management and Incarceration of Prisoners, referred to in this section as "the commission," is established.

1. Commission membership. The commission consists of 17 members appointed as follows:

- A. Two members of the Senate appointed by the President of the Senate;
- B. Two members of the House of Representatives appointed by the Speaker of the House;
- C. The Attorney General or a designee;
- D. The Commissioner of the Department of Corrections or a designee;
- E. The Commissioner of Behavioral and Developmental Services or a designee;
- F. A representative of Adult Community Corrections appointed by the Commissioner of Corrections;

G. A representative of a statewide association of prosecutors nominated by the association and appointed by the Governor;

H. A representative of a statewide association of county commissioners nominated by the association and appointed by the Governor;

I. A representative of a statewide association of county sheriffs nominated by the association and appointed by the Governor;

J. A representative of a statewide association of criminal defense lawyers appointed by the Governor;

K. A member of the public appointed by the Governor; and

L. A representative of a statewide membership organization representing people with mental illness and their families appointed by the Governor.

The commission shall ask the Chief Justice of the Supreme Judicial Court to serve or name a designee to serve as a voting member of the commission and to appoint 2 trial judges or their designees to serve as voting members of the commission.

2. Appointments; chairs; meetings. All appointments must be made no later than 30 days following the effective date of this Act. The Governor shall appoint a chair from among the membership of the commission, who shall call and convene the first meeting of the commission no later than 15 days after appointments of all members. The commission may hold a total of 6 meetings, one of which may be a public hearing.

3. Duties. Duties of the commission are as follows.

A. The commission shall conduct its research and prepare its recommendations with the express purpose of:

- (1) Reducing the overall prison population in both state and county facilities, with a focus on lowering the population of non-violent offenders;
- (2) Reducing the overall cost of the corrections system;
- (3) Accomplishing policy, program and structural improvements that reduce recidivism and improve the transition of prisoners back into the community;
- (4) Preserving community safety;

(5) Respecting the needs of victims and communities in the process of holding offenders accountable for their actions; and

(6) Developing recommendations that address the factors leading to prison overcrowding, the impact of current sentencing laws, the use of alternate sentences and means to reduce recidivism, in particular that caused by mental illness and substance abuse.

B. To accomplish its purpose, the commission shall examine multiple strategies for addressing issues related to the continually and rapidly increasing prison populations at both the county jail and state prison levels, including diversion from jail or prison, programming to improve re-entry from jail or prison back to the community, community alternatives to incarceration and changes in sentencing laws, policies and practices. In conducting its examination, the commission shall:

(1) Study factors leading to overcrowding in state and county correctional facilities; examine and analyze the prison population and projected growth at both the state and county level to include offenses, length of sentence and other issues such as mental illness and substance abuse, which lead to incarceration or reincarceration; and identify trends in the offender population and determine what impact these changes will have on future growth;

(2) Examine factors linking juvenile and adult offender populations;

(3) Review existing program and treatment levels for the incarcerated offender population and recommend improvements based on projected need and effective programs supported by research; and

(4) Consult with and seek input from former inmates as well as from organizations advocating for the mentally ill.

4. Staff assistance. The State Planning Office shall provide staffing assistance.

5. Compensation. The members of the commission who are Legislators are entitled to the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for necessary expenses incurred for their attendance at authorized meetings of the commission. Members of the commission who are not otherwise compensated by their employers or other entities that they represent are entitled to receive reimbursement of necessary

expenses incurred for their attendance at authorized meetings.

6. Report. The commission shall submit a report that includes its findings and recommendations, including legislation, to the joint standing committee of the Legislature having jurisdiction over sentencing policies during the Second Regular Session of the 121st Legislature no later than December 3, 2003. The commission is authorized to introduce legislation related to its report to the Second Regular Session of the 121st Legislature at the time of submission of its report.

Sec. K-3. Appropriations and allocations. The following appropriations and allocations are made.

CORRECTIONS, DEPARTMENT OF

Administration - Corrections 0141

Initiative: Appropriates funds to contract services to support the data collection, research and evaluation work of the Commission to Improve the Sentencing, Supervision, Management and Incarceration of Prisoners.

General Fund	2003-04	2004-05
All Other	\$250,000	\$0
General Fund Total	\$250,000	\$0

CORRECTIONS, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	\$250,000	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$250,000	\$0

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Appropriates funds for the per diem and expenses of legislative members of the Commission to Improve the Sentencing, Supervision, Management and Incarceration of Prisoners.

General Fund	2003-04	2004-05
Personal Services	\$1,320	\$0
All Other	1,200	0
General Fund Total	\$2,520	\$0

LEGISLATURE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	\$2,520	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$2,520	\$0

SECTION TOTALS	2003-04	2004-05
GENERAL FUND	\$252,520	\$0
SECTION TOTAL - ALL FUNDS	\$252,520	\$0

PART L

Sec. L-1. 5 MRSA §13054, sub-§§1 and 2, as amended by PL 2003, c. 20, Pt. Q, §1, are further amended to read:

1. Commissioner. "Commissioner" means the Commissioner of ~~Tourism~~, Economic and Community Development.

2. Department. "Department" means the Department of ~~Tourism~~, Economic and Community Development.

Sec. L-2. PL 2003, c. 20, Pt. Q, §2 is repealed.

Sec. L-3. Revision clause. Wherever in the Maine Revised Statutes the words "Department of Tourism, Economic and Community Development" appear or reference is made to that department or those words, they are amended to read and mean "Department of Economic and Community Development" or "department," as appropriate, and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

PART M

Sec. M-1. PL 2003, c. 20, Pt. D, §22 is amended to read:

Sec. D-22. Merit increases. Notwithstanding the Maine Revised Statutes, Title 26, section 979-D and any other provision of law, any merit increase, regardless of funding source, scheduled to be awarded between July 1, 2003 and June 30, ~~2005~~ 2004 to any person employed by the Executive Branch, departments of the constitutional officers and the Department of Audit may not be awarded, authorized or implemented. These savings may be replaced by other Personal Services savings by agreement of the State and the bargaining agents representing state employees.

Sec. M-2. PL 2003, c. 20, Pt. XX is repealed.

PART N

Sec. N-1. 5 MRSA §1516, sub-§3 is enacted to read:

3. Private contributions. The Blaine House Renovations and Repairs Fund, Other Special Revenue Funds account, is established in the Executive Department. This account may receive and accept allocations, appropriations, grants and contributions of money to be used for capital improvements, renovations and repairs to and general operations of the

Blaine House. This account may not lapse but must be carried forward from year to year.

Sec. N-2. Planning Office - Smart Growth Initiative; lapsed balances. Notwithstanding any other provision of law, \$4,094 of unencumbered balance forward in fiscal year 2003-04 in the Planning Office - Smart Growth Initiative General Fund account in the Executive Department lapses to the General Fund in fiscal year 2003-04.

Sec. N-3. Land for Maine's Future Fund; lapsed balances. Notwithstanding any other provision of law, \$47,441 of unencumbered balance forward in fiscal year 2003-04 in the Land for Maine's Future Fund General Fund account in the Executive Department lapses to the General Fund in fiscal year 2003-04.

PART O

Sec. O-1. 26 MRSA §62, as amended by PL 2001, c. 398, Pt. B, §§1 and 2, is further amended to read:

§62. Occupational Safety Loan Fund

1. Establishment of fund. There is established in the State Treasury a special fund known as the Occupational Safety Loan Fund, for the purposes of making loans, interest rate subsidies and grants in accordance with section 63, and of providing funds for the administration of that section. The loan fund must be administered by the commissioner. The department has authority over the loan fund and may do all things necessary or convenient in the administration of the loan fund and shall formulate and adopt rules pursuant to Title 5, chapter 375 governing the administration, maintenance, loan disbursements, loan repayments, making of grants and interest rate subsidies and collections of the loan fund, and perform all other functions that the laws of this State specifically authorize or that are necessary or appropriate. All money and securities in the loan fund must be held in trust by the Treasurer of State for the purposes of the loan and interest rate subsidy program established and grants authorized under section 63 and may not be money or property for the general use of the State, except that during the fiscal year ending June 30, 1991, the State may transfer up to \$400,000 to the undedicated General Fund revenues. The Treasurer of State shall invest the money of the fund in accordance with law. The fund does not lapse.

2. Loans, interest rate subsidies and grants from fund. The loan fund may make loans and grants and provide interest rate subsidies in accordance with section 63.

3. Source of fund. The loan fund ~~shall be~~ is established and maintained by funds received from the following:

- A. Repayments of loans made by the loan fund and accrued interest on those loans;
- B. Interest, income and dividends from investments made by the Treasurer of State under subsection 1; and
- C. Payments pursuant to subparagraph (1).

(1) The commissioner shall assess a levy based on the total actual workers' compensation premiums paid in 1984 by employers under former Title 39, the Workers' Compensation Act or under Title 39-A, Part 1, the Maine Workers' Compensation Act of 1992. As soon as practicable after July 1, 1985, the commissioner shall assess upon and collect from each insurance carrier licensed to do workers' compensation business in the State an amount equal to 1/2 of 1% of the total workers' compensation insurance premiums paid to that insurance carrier during 1984 by employers in the State. The levy assessment constitutes an element of loss for the purpose of establishing rates for workers' compensation insurance.

(a) The Commissioner of Labor shall send notice of the assessments by certified mail to each carrier and self-insured employer. Payment of assessments must be received in the principal office of the Department of Labor before a date specified in the notice, but not more than 90 days after the date of the mailing.

Sec. O-2. 26 MRSA §63, first ¶, as amended by PL 2001, c. 398, Pt. B, §3, is further amended to read:

The department may administer a statewide program to make ~~low interest~~ low-interest loans, interest rate subsidies for loans and ~~to make~~ grants to improve safety and promote healthful working conditions in factories, workshops and workplaces in this State. This program is known as the Occupational Safety Loan Program.

Sec. O-3. 26 MRSA §63, sub-§1, as amended by PL 1991, c. 93, §3, is further amended to read:

1. Criteria for loans and loans receiving interest rate subsidies. The department shall ~~promulgate~~ adopt rules to implement the Occupational Safety

Loan Program, which ~~shall~~ must include, but may not be limited to, the following loan criteria:

A. The purpose of the loan must be to improve, install or erect equipment ~~which that~~ reduces hazards to and promotes the health and safety of workers;

C. No loan may be made in an amount in excess of \$50,000 to any single applicant, ~~or at an interest rate in excess of 3%.~~ A loan made by the department may not have an interest rate in excess of 3%. A loan receiving an interest rate subsidy may not have an effective rate in excess of 3%. The maximum term of an individual loan ~~shall be~~ is 10 years. The Commissioner of Labor may waive the limitation on the amount, the duration, or both, of a loan to address severe circumstances, as funds are available;

D. A majority vote of the Commission on Safety and Health in the Maine Workplace is necessary to recommend approval of a loan or an interest rate subsidy that is then transmitted to the department for final disposition in accordance with the policies adopted by the department;

E. Loan and interest rate subsidy applications must be reviewed by both the Commission on Safety and Health in the Maine Workplace and the department for feasibility, such as, for the general reasonableness and safety need for the proposal, whether the applicant has sufficient capital, whether an adequate safety analysis or other counseling requirement has been completed, whether the applicant is creditworthy within the scope of this program and whether the collateral offered to secure the loan is adequate;

F. Loans are not insured or guaranteed by the State, but the department shall require collateral in the form of security for the loan, if available, and may, in appropriate cases, take a mortgage on real estate;

G. Loan and interest rate subsidy applications must be on forms and accompanied by additional information as required by the department. Loan and interest rate subsidy applicants may be required to submit whatever personal or ~~business related~~ business-related financial information as may be necessary to determine eligibility for the Occupational Safety Loan Program; and

H. Loans and interest rate subsidies may not be approved without a prior safety inspection by the division of industrial safety and a recommendation by the division for the installation of the safety device.

Sec. O-4. Transfer of funds; Occupational Safety Loan Program account. Notwithstanding any other provision of law, \$401,209 must be transferred from the Occupational Safety Loan Program account in the Finance Authority of Maine to the General Fund as undedicated revenue no later than June 30, 2004.

PART P

Sec. P-1. 22 MRSA §254, sub-§1, as amended by PL 2003, c. 20, Pt. GGG, §2, is further amended to read:

1. Prescription and nonprescription drugs. Prescription and nonprescription drugs, medications and medical supplies of manufacturers that enter into rebate agreements pursuant to subsection 8. The department may create and implement a preferred drug list. These drugs may be made available through the operation of this program.

A. The basic component of the program must provide drugs and medications for cardiac conditions and high blood pressure, diabetes, arthritis, anticoagulation, hyperlipidemia, osteoporosis, chronic obstructive pulmonary disease and asthma, incontinence, thyroid diseases, glaucoma, parkinson's disease, multiple sclerosis and amyotrophic lateral sclerosis. The basic component must also provide over-the-counter medications that are prescribed by a health care provider and approved as cost-effective by the department.

B. The supplemental component of the program must provide all prescription drugs and medications of manufacturers that enter into rebate agreements pursuant to subsection 8 other than those prescription drugs and medications provided under paragraph A;

Sec. P-2. 22 MRSA §254, sub-§4, as amended by PL 2003, c. 20, Pt. GGG, §3, is further amended to read:

4. Method of prescribing or ordering drugs. The method of prescribing or ordering the drugs under subsection 1, which may include, but is not limited to, the use of standard or larger prescription refill sizes so as to minimize operational costs and to maximize economy ~~and may also include supply by mail order.~~ Unless the prescribing physician indicates otherwise or the department determines that it would not be cost-effective, the use of generic or chemically equivalent drugs is required, as long as these drugs are of the same quality and have the same mode of delivery as is provided to the general public, consistent with good pharmaceutical practice;

Sec. P-3. 22 MRSA c. 1071, sub-c. 15 is enacted to read:

SUBCHAPTER 15

YOUTH IN NEED OF SERVICES PROGRAM

§4099-A. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Case manager. "Case manager" means an agent of the department authorized by this subchapter to perform all case management functions for a youth alleged or found to be in need of services. "Case manager" may include community-based agencies contracted by the department and persons employed by those agencies to provide case management services.

2. Court. "Court" means the District Court.

3. Services. "Services" means housing, education, food, medical care, mental health or substance abuse services or treatment, supervision by a parent or legal guardian and support services, including mediation services, that may assist a youth in need of services or the youth's family or legal guardian.

4. Youth in need of services. "Youth in need of services" means a child under 15 years of age who:

A. Is without proper care or subsistence, education, a home or medical or other care necessary for the child's well-being;

B. Is without or beyond the control of the child's parent or legal guardian; or

C. Is in imminent danger of serious physical, mental or emotional injury or at risk of prosecution for a juvenile offense.

§4099-B. Youth in Need of Services Program

1. Youth in Need of Services Program established. The Youth in Need of Services Program, referred to in this subchapter as "the program," is established within the department to provide preliminary assessments, safety plans and other services as specified in this subchapter to youth and their families and legal guardians.

§4099-C. Preliminary assessment; safety plan; other services

1. Preliminary assessment. When a case manager is informed that a youth may be in need of services, the case manager shall make a preliminary assessment within 48 hours, including weekends and

holidays, to determine whether the youth is a youth in need of services as defined in this subchapter and whether further action should be taken under subsection 2 or 3.

2. Safety plan. When a case manager determines that a youth is in need of services, the case manager shall immediately develop a safety plan and arrange services for the youth and, if appropriate, for the youth's family or legal guardian.

3. Imminent danger. If a youth is determined by a case manager to be in need of services and is in imminent danger of serious physical, mental or emotional injury or at risk of prosecution for a juvenile offense, the case manager shall attempt to contact the family or legal guardian, if appropriate, to begin services to the youth and family or legal guardian and shall promptly file a petition to commence court proceedings.

A. If the court finds that a youth is in need of services and is in imminent danger of serious physical, mental or emotional injury or at risk of prosecution for a juvenile offense, the court shall order that a service provider offer appropriate services to the youth and the youth's family or legal guardian if appropriate.

B. In a proceeding brought under this subsection, if the court orders a service provider to offer appropriate services to a youth or the youth's family or legal guardian, the court may not order secure residential placement or inpatient treatment or order a youth to participate in services or enter an order of enforcement or contempt.

4. Treatment by spiritual means. A youth may not be considered to be in need of services under this subchapter solely because treatment is provided by spiritual means by an accredited practitioner of a recognized religious organization. When medical treatment is authorized under this subchapter, treatment by spiritual means by an accredited practitioner of a recognized religious organization may also be considered if requested by a youth or the youth's parent or legal guardian.

5. Reporting. The department shall report by October 1, 2003 and annually thereafter to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the number and nature of preliminary assessments, safety plans and court proceedings under this section. The report must include safety plans and court proceedings under this section. The report must include recommendations for policy initiatives, rulemaking and legislative action for youth in need of services.

Sec. P-4. PL 2003, c. 51, Pt. H, §7 is amended to read:

Sec. H-7. Intergovernmental transfer.

The Commissioner of Administrative and Financial Services shall annually establish the amount that must be transferred from the City of Portland as an intergovernmental transfer. The amounts that must be transferred to the State as undedicated General Fund revenue from the City of Portland must be \$1,000,000 in fiscal year 2002-03 and must be at least ~~\$2,000,000~~ \$2,492,618 in fiscal year 2003-04 and at least ~~\$2,000,000~~ \$2,544,709 in fiscal year 2004-05.

Sec. P-5. Intergovernmental transfer; municipally funded facilities.

The Commissioner of Administrative and Financial Services shall annually establish the amount that must be transferred from Mayo Regional Hospital in Dover-Foxcroft and Cary Medical Center in Caribou as an intergovernmental transfer. The amounts that must be transferred to the State as undedicated General Fund revenue from these municipally funded facilities must be at least \$2,590,000 in fiscal year 2003-04 and at least \$2,630,000 in fiscal year 2004-05.

Sec. P-6. Rename Youth in Need of Services Pilot; distribution of funds.

Notwithstanding any other provision of law, the "Youth in Need of Services Pilot" is renamed "Youth in Need of Services Program." All funds appropriated or allocated to the Youth in Need of Services Program must be distributed equally among the Bangor, Lewiston and Portland programs.

Sec. P-7. Department of Human Services; revenue.

Notwithstanding any other provision of law, \$1,134,035 of reimbursements under Title XXI of the United States Social Security Act will be deposited as General Fund undedicated revenue in fiscal year 2002-03.

Sec. P-8. Department of Human Services MaineCare rules.

The Department of Human Services is required to adopt MaineCare emergency rules, effective July 1, 2003, for the purpose of changing its methods and standards for setting MaineCare payment rates for hospital services in order to achieve the deallocations in the Part I and Part II budgets and as deemed necessary by the department to ensure the efficient operation of the MaineCare program.

Sec. P-9. Lapsed balances.

Notwithstanding any other provision of law, \$100,000 of the encumbered balance forward in fiscal year 2002-03 in the Bureau of Medical Services, General Fund account in the Department of Human Services must be disencumbered and this amount lapses to the General Fund in fiscal year 2002-03.

Sec. P-10. Department of Human Services accounts; lapsed balances.

Notwithstanding

any other provision of law, \$500,000 of encumbered balance forward in fiscal year 2002-03 in the Department of Human Services accounts must be disencumbered and this amount lapses to the General Fund in fiscal year 2002-03.

Sec. P-11. Department of Human Services; revenue. Notwithstanding any other provision of law, the Department of Human Services shall seek reimbursement of expenditures under Medicaid, Title XIX of the United States Social Security Act for targeted case management in the amount of \$579,638 in fiscal year 2003-04 and \$579,638 in fiscal year 2004-05. This revenue must be deposited in the General Fund as undedicated revenue.

PART Q

Sec. Q-1. Transfer of funds; Safety Education and Training Fund. Notwithstanding any other provision of law, the State Controller shall transfer \$100,000 in fiscal year 2003-04 and \$100,000 in fiscal year 2004-05 from the Safety Education and Training Fund, Other Special Revenue Funds account in the Department of Labor to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005, respectively.

Sec. Q-2. Transfer of funds; Blind and Visually Impaired. Notwithstanding any other provision of law, the State Controller shall transfer \$100,000 in fiscal year 2003-04 and \$100,000 in fiscal year 2004-05 from the Blind and Visually Impaired, Other Special Revenue Funds account in the Department of Labor to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005, respectively.

PART R

Sec. R-1. PL 2003, c. 20, Pt. F, § 4 is amended to read:

Sec. F-4. Merit increases. Notwithstanding the Maine Revised Statutes, Title 26, section 979-D and any other provision of law, any ~~step~~ merit increase, regardless of funding source, scheduled to be paid between July 1, 2003 and June 30, ~~2005~~ 2004 to any person employed by the legislative branch may not be awarded, authorized or implemented unless the Legislative Council replaces these savings with other Personal Services savings within its budgeted resources.

Sec. R-2. Legislative accounts; lapsed balances; Commission on Interstate Cooperation. Notwithstanding any other provision of law, \$13,032 of unencumbered balance forward in fiscal year 2003-04 in the Commission on Interstate

Cooperation account in the Legislature lapses to the General Fund in fiscal year 2003-04.

Sec. R-3. Legislative accounts; lapsed balances; Commission on Uniform State Laws. Notwithstanding any other provision of law, \$8,833 of unencumbered balance forward in fiscal year 2003-04 in the Commission on Uniform State Laws account in the Legislature lapses to the General Fund in fiscal year 2003-04.

Sec. R-4. Legislative accounts; lapsed balances; Legislative General Fund. Notwithstanding any other provision of law, \$215,000 of unencumbered balance forward in the Personal Services line category in fiscal year 2003-04 in the Legislative General Fund account in the Legislature lapses to the General Fund in fiscal year 2003-04.

Sec. R-5. Legislative accounts; lapsed balances; Office of Program Evaluation and Government Accountability. Notwithstanding any other provision of law, \$17,223 of unencumbered balance forward in fiscal year 2003-04 in the Office of Program Evaluation and Government Accountability account lapses to the General Fund in fiscal year 2003-04.

PART S

Sec. S-1. 25 MRSA §1541, sub-§6, as amended by PL 2003, c. 20, Pt. R, §8, is further amended to read:

6. Establishment of fees. The State Bureau of Identification may charge a fee to individuals, nongovernmental organizations, governmental organizations that are engaged in licensing and governmental organizations that are not a governmental entity of the State, a county of the State or a municipality of the State for each criminal history record check requested for noncriminal justice purposes pursuant to Title 16, chapter 3, subchapter ~~VIII~~ 8. The requestor shall provide a name and date of birth for each record being requested. A request made pursuant to 5 United States Code, Section 9101 must be accompanied by fingerprints. A governmental organization that is engaged in licensing may charge an applicant for the cost of the criminal history record check. The commissioner shall establish a schedule of fees that covers the cost of providing these services. Revenues generated from these fees must be credited to the General Fund.

Sec. S-2. Speed enforcement. Notwithstanding any other provision of law, the Commissioner of Public Safety is authorized to increase the number of speed enforcement details using aircraft by 85 per year.

PART T

Sec. T-1. 3 MRSA §959, sub-§1, ¶D, as amended by PL 2001, c. 439, Pt. EEEE, §1, is further amended to read:

D. The joint standing committee of the Legislature having jurisdiction over criminal justice matters shall use the following list as a guideline for scheduling reviews:

(1) Department of Public Safety, except for the ~~Bureau of Liquor Enforcement~~ division designated by the Commissioner of Public Safety to enforce the law relating to the manufacture, importation, storage, transportation and sale of all liquor and to administer those laws relating to licensing and the collection of taxes on malt liquor and wine and the Emergency Services Communication Bureau, in 2001; and

(2) Department of Corrections in 2003.

Sec. T-2. 3 MRSA §959, sub-§1, ¶J, as amended by PL 1999, c. 127, Pt. C, §11, is further amended to read:

J. The joint standing committee of the Legislature having jurisdiction over legal and veterans' affairs shall use the following schedule as a guideline for scheduling reviews:

(2) State Liquor and Lottery Commission in 1999;

(3) ~~Bureau of Liquor Enforcement~~ The division within the Department of Public Safety designated by the Commissioner of Public Safety to enforce the law relating to the manufacture, importation, storage, transportation and sale of all liquor and to administer those laws relating to licensing and the collection of taxes on malt liquor and wine in 1999; and

(4) Department of Defense, Veterans and Emergency Management in 2001.

Sec. T-3. 5 MRSA §10051, sub-§3, as amended by PL 1999, c. 547, Pt. B, §19 and affected by §80, is further amended to read:

3. Appellate jurisdiction. The District Court has exclusive jurisdiction to review disciplinary decisions of occupational licensing boards and commissions taken pursuant to Title 10, section 8003 and licensing decisions of the ~~Bureau of Liquor Enforcement~~ Department of Public Safety taken pursuant to Title 28-A, sections 453-A, 458 and 653. Chapter 375, subchapter ~~VH~~ I governs these pro-

ceedings as far as applicable, substituting "District Court" for "Superior Court."

Sec. T-4. 25 MRSA §2901, as amended by PL 1999, c. 668, §114, is further amended to read:

§2901. Department; commissioner

There is created and established the Department of Public Safety to coordinate and efficiently manage the law enforcement and public safety responsibilities of the State, to consist of the Commissioner of Public Safety, in this chapter called "commissioner," who is appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over criminal justice matters and to confirmation by the Legislature, to serve at the pleasure of the Governor, and the following: the Bureau of State Police, ~~the Bureau of Liquor Enforcement~~, the Office of the State Fire Marshal, the Maine Criminal Justice Academy, the Bureau of Highway Safety and the Maine Drug Enforcement Agency.

Sec. T-5. 25 MRSA §2902, sub-§3, as amended by PL 2001, c. 559, Pt. KK, §4, is repealed.

Sec. T-6. 25 MRSA Pt. 10, as amended, is repealed.

Sec. T-7. 28-A MRSA §2, sub-§6, as amended by PL 1993, c. 730, §4, is further amended to read:

6. Bureau. "Bureau" means the ~~Bureau of Liquor Enforcement, which includes the Liquor Licensing and Tax Division,~~ division within the Department of Public Safety designated by the commissioner to enforce the law relating to the manufacture, importation, storage, transportation and sale of all liquor and to administer those laws relating to licensing and collection of taxes on malt liquor and wine.

Sec. T-8. 28-A MRSA §2, sub-§8-A, as amended by PL 1997, c. 373, §12, is repealed.

Sec. T-9. 28-A MRSA §82, sub-§5, as amended by PL 1997, c. 571, §1, is further amended to read:

5. Appeals. Review all appeals from the decisions of municipal officers. The ~~chief commissioner~~ may conduct appeal hearings or appoint a hearings officer to conduct appeal hearings. Except as provided in section 805, the decision of the chief commissioner is final.

The ~~chief commissioner~~ or the hearings officer may conduct hearings in any licensing matter pending before the bureau. If a hearings officer conducts the

hearing, the hearings officer, after holding the hearing, shall file with the bureau all papers connected with the case and report the findings to the chief commissioner. The chief commissioner shall render a final decision based upon the record of the hearing.

The chief commissioner or the hearings officer may administer oaths and issue subpoenas for witnesses and subpoenas duces tecum to compel the production of books and papers relating to any license question in dispute before the bureau or to any matter involved in a hearing. Witness fees in all proceedings are the same as for witnesses before the Superior Court and must be paid by the bureau, except that, notwithstanding Title 16, section 253, the bureau is not required to pay the fees before the travel and attendance occur;

Sec. T-10. 28-A MRSA §161, sub-§7, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

7. Right of access. Every bottle club shall allow ~~liquor enforcement officers and other~~ law enforcement officers to enter the premises at reasonable times for the purpose of investigating compliance with this Title.

A. Entry into the premises under this subsection must be conducted in a reasonable manner so as not to disrupt the operation of the bottle club.

B. The investigation must be limited to those areas involved in the actual operation of the bottle club, including storage areas.

Sec. T-11. 28-A MRSA §714, sub-§3, ¶¶A and B, as amended by PL 1993, c. 730, §35, are further amended to read:

A. Every keg of malt liquor offered for sale by an ~~off-premise~~ off-premises retail licensee must be tagged in a manner and with a label approved by the chief commissioner identifying the keg. The tag must be supplied for each keg, without fee, by the wholesaler or small brewer of the keg.

B. The retail seller of the keg shall complete a form designed and approved by the chief commissioner and affix the label to each keg supplied to the retail seller by the distributor of the keg. The form must be printed and distributed, without fee, by the wholesaler or small brewer of the keg. The form must include the name, address and date of birth of the purchaser and the identification number of the keg. The form must summarize the requirements of this section, the penalties for violating any provision of this section and the penalties for providing alcohol to a minor. The seller shall retain the form as a record subject to chapter 31.

Sec. T-12. 28-A MRSA §803, sub-§1, as amended by PL 1997, c. 373, §76 and 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

1. Violation of law or rule. Upon discovering a violation of federal or state law, rule or regulation relating to liquor, or an infraction of a rule adopted by the bureau, the chief commissioner, or the chief's commissioner's designee, shall:

A. Report the violation to the District Court Judge in a signed complaint; or

B. Issue warnings to the licensees involved.

Sec. T-13. 28-A MRSA §803, sub-§6, as amended by PL 1997, c. 373, §79 and 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

6. Warnings. Upon the written recommendation of the chief commissioner, or the chief's commissioner's designee, the District Court Judge, instead of notifying a licensee against whom a complaint is pending to appear for hearing, may send the licensee a warning. Warnings must be sent by registered or certified mail and contain a copy of the complaint. A licensee to whom a warning is sent may demand a hearing by notifying the District Court Judge by registered or certified mail within 10 days from the date the warning was mailed.

Sec. T-14. 29-A MRSA §2054, sub-§1, ¶B, as amended by PL 2001, c. 360, §5, is further amended to read:

B. "Authorized emergency vehicle" means any one of the following vehicles:

- (1) An ambulance;
- (2) A Baxter State Park Authority vehicle operated by a Baxter State Park ranger;
- (3) A Bureau of Marine Patrol vehicle operated by a coastal warden;
- (4) A Department of Conservation vehicle operated by a forest ranger;
- (5) A Department of Conservation vehicle used for forest fire control;
- (6) A Department of Corrections vehicle used for responding to the escape of or performing the high-security transfer of a prisoner, juvenile client or juvenile detainee;
- (7) A Department of Inland Fisheries and Wildlife vehicle operated by a warden;

- (8) A Department of Public Safety vehicle operated by a ~~liquor enforcement officer~~, a capital security officer appointed pursuant to Title 25, section 2908, a state fire investigator or a Maine Drug Enforcement Agency officer;
- (9) An emergency medical service vehicle;
- (10) A fire department vehicle;
- (11) A hazardous material response vehicle, including a vehicle designed to respond to a weapon of mass destruction;
- (12) A railroad police vehicle;
- (13) A sheriff's department vehicle;
- (14) A State Police or municipal police department vehicle;
- (15) A vehicle operated by a chief of police, a sheriff or a deputy sheriff when authorized by the sheriff;
- (16) A vehicle operated by a municipal fire inspector, a municipal fire chief, an assistant or deputy chief or a town forest fire warden;
- (17) A vehicle operated by a qualified deputy sheriff or other qualified individual to perform court security-related functions and services as authorized by the State Court Administrator pursuant to Title 4, section 17, subsection 15; or
- (18) A Federal Government vehicle operated by a federal law enforcement officer.

Sec. T-15. 36 MRSA §172, sub-§1, as amended by PL 1997, c. 373, §171, is further amended to read:

1. Liquor licensee. If the taxpayer is a liquor licensee, to the Department of Public Safety, ~~Bureau of Liquor Enforcement~~, which shall construe that liability and lack of cooperation to be a ground for denying, suspending or revoking the taxpayer's liquor license in accordance with Title 28-A, section 707 and chapter 33; or

Sec. T-16. Transition provisions.

1. All references in the Maine Revised Statutes, Title 28-A to the functions performed by the Chief of the Bureau of Liquor Enforcement within the Department of Public Safety are deemed to refer to functions of the Commissioner of Public Safety, and all references to functions performed by the Bureau of Liquor Enforcement are deemed to refer to functions

of the division within the Department of Public Safety designated by the commissioner to enforce the law relating to the manufacture, importation, storage, transportation and sale of all liquor and to administer those laws relating to licensing and the collection of taxes on malt liquor and wine. It is the express intent of the Legislature that all provisions of Title 28-A remain fully enforceable and, in order to effectuate this intent, the Commissioner of Public Safety or officials designated by the commissioner may enforce any provision of Title 28-A.

2. All existing rules and procedures in effect, in operation or adopted by the Bureau of Liquor Enforcement or the Chief of the Bureau of Liquor Enforcement remain in effect and continue in effect until rescinded, revised or amended by the proper authority.

3. All existing forms, licenses, letterheads and similar items bearing the name of or referring to the Bureau of Liquor Enforcement may be utilized by the division designated by the Commissioner of Public Safety pursuant to this section until existing supplies of those items are exhausted.

PART U

Sec. U-1. Account established. The Help America Vote Act of 2002 Other Special Revenue Funds account is established as a nonlapsing Other Special Revenue funds account in the Department of the Secretary of State, Bureau of Corporations, Elections and Commissions to carry out the mandates of the federal Help America Vote Act of 2002. Interest earned on funds deposited in the Help America Vote Act of 2002 Other Special Revenue Funds account must accrue to the account and become part of the assets of the account. The account must be held separate and apart from all other money, funds and accounts.

Sec. U-2. Transfer of funds. Notwithstanding any other provision of law, the State Controller is authorized to transfer \$100,000 of unencumbered balance forward in fiscal year 2003-04 in the Bureau of Corporations, Elections and Commissions, General Fund account in the Department of the Secretary of State, to the Help America Vote Act of 2002 Other Special Revenue Funds account.

Sec. U-3. Federal Expenditures Fund account. Funds received from the Federal Government as a result of the federal Help America Vote Act of 2002 must be deposited in an account that must be held separate and apart from all other money, funds and accounts. Interest earned on funds deposited in the Help America Vote Act of 2002 Federal Expenditures Fund account must accrue to the account and become part of the assets of the account.

PART V

Sec. V-1. Appointment of temporary officials. Notwithstanding the Maine Revised Statutes, Title 5, section 1, the temporary terms of the Acting Commissioner of the Department of Behavioral and Developmental Services, the Acting Commissioner of the Department of Human Services and the Acting Commissioner of the Department of Economic and Community Development may be extended 6 months beyond the current scheduled end dates of those temporary positions.

PART W

Sec. W-1. Healthy Community Coalitions funding. For the purpose of continuing health improvement and community development activities, for fiscal year 2003-04 the Commissioner of Human Services shall continue to fund the 5 Healthy Community Coalitions currently funded under the Bureau of Health sustainability grant program. Each of the 5 Healthy Community Coalitions, located in Augusta, Bucksport, Houlton, Rumford and Lubec must be funded at an amount not less than \$25,000 each for fiscal year 2003-04 from funds allocated to the department under the federal preventive health block grant program. The commissioner is authorized to contract with these Healthy Community Coalitions for the purposes of implementing this Part.

PART X

Sec. X-1. 5 MRSA §1511, as amended by PL 2001, c. 559, Pt. V, §1, is further amended to read:

§1511. Reserve for General Fund operating capital

The State Controller ~~may shall~~, at the close of each fiscal year, transfer ~~from the 16% of the Unappropriated Surplus of the General Fund to the Reserve for General Fund Operating Capital such amounts as may be available from time to time up to an amount of \$1,000,000 a year~~ until a maximum of \$50,000,000 is achieved. The State Controller is further authorized, at the close of each fiscal year, to transfer from the Unappropriated Surplus of the General Fund to the Loan Insurance Reserve amounts as may be available from time to time, up to an amount of \$1,000,000 per year after the transfers have been made pursuant to section 1507. The balance of this reserve must be paid to the Finance Authority of Maine if such payment does not cause the balance in the reserve fund maintained by the authority, when added to amounts held in the Finance Authority of Maine Mortgage Insurance Fund that are not committed or encumbered for another purpose, to exceed \$35,000,000. Any balance in the Loan Insurance Reserve is appropriated for this purpose.

Sec. X-2. 5 MRSA §1513, sub-§1, as corrected by RR 1999, c. 2, §1, is amended to read:

1. Maine Budget Stabilization Fund. As the first priority before any other transfer, the State Controller shall at the close of each fiscal year ~~reserve from transfer 32% of the unappropriated surplus of the General Fund an amount equal to 1/2 the excess of total General Fund revenues received over accepted estimates in that fiscal year and transfer that amount to the Maine Rainy Day Budget Stabilization Fund at the beginning of the next fiscal year. Accepted revenue estimates may not be increased after adjournment of each First Regular Session of the Legislature except as provided. For the first year of the biennium, revenue estimates for the 2nd year of the biennium may be adjusted once during the Second Regular Session of the Legislature. Accepted revenue estimates may be increased for other fiscal periods only if an amount not to exceed 1/2 of the increase is transferred by the State Controller to the Rainy Day Fund at the same time from the unappropriated surplus of the General Fund. The fund may not exceed 6% 10% of the total General Fund revenues received in the immediately preceding fiscal year and may not lapse, but remains in a continuing carrying account to carry out the purposes of this section. A reduction in the fund is not necessary in the event the total General Fund revenues received in the immediately preceding fiscal year are less than the total General Fund revenues received in the fiscal year 2 years previous and if the fund is at its 6% 10% limit. The limit at the close of a fiscal year is based on the total General Fund revenues received in the fiscal year being closed.~~

Sec. X-3. 5 MRSA §1513, sub-§3-A, as enacted by PL 1999, c. 749, §2 and affected by §3, is amended to read:

3-A. Investment proceeds; exception. At the close of every month during which the Maine ~~Rainy Day Budget Stabilization~~ Fund is at the ~~6% 10%~~ limitation described in subsection 1, the State Controller shall transfer from the General Fund to the Retirement Allowance Fund established in section 17251 an amount equivalent to the investment earnings that otherwise would have been credited to the Maine ~~Rainy Day Budget Stabilization~~ Fund.

Sec. X-4. 5 MRSA §1513, sub-§5, as enacted by PL 2001, c. 439, Pt. CCCC, §1, is amended to read:

5. Death benefits. The Governor shall allocate funds from the Maine ~~Rainy Day Budget Stabilization~~ Fund as needed to pay benefits due pursuant to Title 25, chapter 195-A. Allocations may be made upon written request of the Chief of the State Police, State Fire Marshal or Director of Maine Emergency Medical

Services, and after consultation with the State Budget Officer.

Sec. X-5. 5 MRSA §1513-A, as enacted by PL 2001, c. 439, Pt. T, §2, is repealed.

Sec. X-6. 5 MRSA §1517, as enacted by PL 1995, c. 464, §4, is amended to read:

§1517. Transfer to Retirement Allowance Fund

At the close of each fiscal year, the State Controller shall transfer ~~from 32% of the unappropriated surplus of the General Fund to the Retirement Allowance Fund established in section 17251 an amount equal to 1/2 of the balance remaining after all other required transfers from the excess of total General Fund revenues received over accepted estimates in that fiscal year and all required deductions of appropriations, financial commitments, designated funds, transfers from the unappropriated surplus of the General Fund or transfers from the available balance remaining in the General Fund have been made.~~

~~General Fund revenue estimates may be made once during the First Regular Session of the Legislature and adjustments to these accepted revenue estimates may be made once during the Second Regular Session of the Legislature without mandatory transfer of funds to the Retirement Allowance Fund. If adjustments are made to those initial estimates presented to each regular session of the Legislature, an amount not to exceed 1/2 of the excess of the estimated revenue over the amounts required by law to be set aside for other purposes must be appropriated to the Retirement Allowance Fund.~~

Sec. X-7. 5 MRSA §1519, sub-§2, as enacted by PL 1999, c. 731, Pt. DD, §1 and affected by §2, is repealed.

Sec. X-8. 5 MRSA §1664, as amended by PL 2001, c. 559, Pt. AA, §2 and c. 702, §4 is further amended by adding at the end a new paragraph to read:

The total General Fund appropriation for each fiscal year of the biennium in the Governor's budget submission to the Legislature may not exceed the General Fund appropriation of the previous fiscal year multiplied by one plus the average real personal income growth rate, as defined in section 1665, subsection 1, plus the average forecasted inflation rate. For purposes of this paragraph, "average forecasted inflation rate" means the average forecasted change in the Consumer Price Index underlying the revenue projections developed by the Revenue Forecasting Committee pursuant to chapter 151-B. This appropriation limitation may be exceeded only by the amount of the additional costs or the lost federal revenue from the following exceptional circumstances:

unfunded or under-funded new federal mandates; losses in federal revenues or other revenue sources; citizens' initiatives or referenda that require increased state spending; court orders or decrees that require additional state resources to comply with the orders or decrees; and sudden or significant increases in demand for existing state services that are not the result of legislative changes that increased eligibility or increased benefits. The Governor may designate exceptional circumstances that are not explicitly defined in this paragraph but meet the intent of this paragraph. For purposes of this paragraph, "exceptional circumstances" means an unforeseen condition or conditions over which the Governor and the Legislature have little or no control. Exceptional circumstances do not apply to new programs or program expansions that go beyond existing program criteria and operation.

Sec. X-9. 5 MRSA §1665, sub-§1, as enacted by PL 1989, c. 501, Pt. P, §13, is amended to read:

1. Expenditure and appropriation requirements. On or before September 1st of the even-numbered years, all departments and other agencies of the State Government and corporations and associations receiving or desiring to receive state funds under the provisions of law shall prepare, in the manner prescribed by and on blanks furnished them by the State Budget Officer, and submit to the officer estimates of their expenditure and appropriation requirements for each fiscal year of the ensuing biennium contrasted with the corresponding figures of the last completed fiscal year and the estimated figures for the current fiscal year. The total General Fund appropriation requests submitted by each department and agency for each fiscal year may not exceed the General Fund appropriation of the previous fiscal year multiplied by one plus the average real personal income growth rate. For purposes of this subsection, "average real personal income growth rate" means the average for the prior 10 calendar years, ending with the most recent calendar year for which data is available, of the percent change in personal income in this State for a calendar year, as estimated by the United States Department of Commerce, Bureau of Economic Analysis, less the percent change in the Consumer Price Index for that calendar year. For purposes of this subsection, "Consumer Price Index" has the same meaning as in Title 36, section 5402, subsection 1. The expenditure estimates shall be classified to set forth the data by funds, organization units, character and objects of expenditure. The organization units may be subclassified by functions and activities, or in any other manner, at the discretion of the State Budget Officer.

Sec. X-10. 5 MRSA §13063-C, sub-§4, ¶B, as enacted by PL 2001, c. 680, §1, is amended to read:

B. Notwithstanding section 1585, any balance remaining in the program after July 31, 2007 must be transferred to the Maine ~~Rainy Day~~ Budget Stabilization Fund as established in section 1513.

Sec. X-11. 10 MRSA §1023-L, sub-§2, ¶D, as amended by PL 2001, c. 356, §6, is further amended to read:

D. Money transferred from the available balance in the Underground Oil Storage Replacement Fund, pursuant to Public Law 1999, chapter 505, Part A, section 15; and

Sec. X-12. 10 MRSA §1023-L, sub-§2, ¶E, as corrected by RR 1999, c. 1, §12, is repealed.

Sec. X-13. 25 MRSA §1612, sub-§7, as enacted by PL 2001, c. 439, Pt. CCCCC, §4, is amended to read:

7. Payment from the Maine Budget Stabilization Fund. Benefits are payable from the Maine ~~Rainy Day~~ Budget Stabilization Fund as provided in Title 5, section 1513.

Sec. X-14. Special purpose funds. The Joint Standing Committee on Appropriations and Financial Affairs shall review the need for and funding of special purpose funds, including, but not limited to, a capital improvement fund. The committee shall report its findings and recommendations, including legislation, to the Second Regular Session of the 121st Legislature.

PART Y

Sec. Y-1. Appropriations and allocations.

The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

FHM - Human Leukocyte 0962

Initiative: This allocation corrects amounts incorrectly deallocated in Public Law 2003, chapter 20, Part B by adjusting the amounts allocated in Part A of that chapter to reflect the totals as set out in Part A.

FUND FOR A HEALTHY MAINE	2003-04	2004-05
All Other	\$56,145	\$56,145
<hr/>		
FUND FOR A HEALTHY MAINE TOTAL	56,145	56,145
<hr/>		
HUMAN SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
<hr/>		
FUND FOR A HEALTHY MAINE	56,145	56,145

DEPARTMENT TOTAL -		
ALL FUNDS	56,145	56,145
<hr/>		
UNIVERSITY OF MAINE, BOARD OF TRUSTEES OF THE		
Educational and General Activities - UMS 0031		
Initiative: This allocation corrects amounts incorrectly deallocated in Public Law 2003, chapter 20, Part B by adjusting the amounts allocated in Part A of that chapter to reflect the totals as set out in Part A.		
OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
All Other	446,137	455,060
<hr/>		
OTHER SPECIAL REVENUE FUNDS TOTAL	446,137	455,060
<hr/>		
UNIVERSITY OF MAINE, BOARD OF TRUSTEES OF THE		
DEPARTMENT TOTALS	2003-04	2004-05
<hr/>		
OTHER SPECIAL REVENUE FUNDS	446,137	455,060
<hr/>		
DEPARTMENT TOTAL -		
ALL FUNDS	446,137	455,060
<hr/>		
SECTION TOTALS	2003-04	2004-05
<hr/>		
FUND FOR A HEALTHY MAINE	56,145	56,145
OTHER SPECIAL REVENUE FUNDS	446,137	455,060
<hr/>		
SECTION TOTAL -		
ALL FUNDS	\$502,282	\$511,205

PART Z

Sec. Z-1. Negotiation of provider contracts in fiscal years 2003-04 and 2004-05.

1. The Chancellor of the University of Maine System, referred to in this section as "the chancellor," and any insurance company or 3rd-party administrator acting at the direction of the State, referred to in this section as "the carrier," insuring or administering the University of Maine System health plan for employees and retirees, referred to in this section as "the plan," shall negotiate agreements with hospitals participating in the carrier's provider network to reduce the expense incurred by the plan in state fiscal year 2003-04 by the amount of \$2,250,000 and in state fiscal year 2004-05 by the amount of \$2,250,000. It is not the intent of the Legislature to require negotiations to reduce such expenses beyond state fiscal year 2005. In undertaking such negotiations, the carrier is deemed at all times to be the agent of the State of Maine and the University of Maine System. The chancellor and the carrier, acting at the direction of the State, may offer or demand such terms and conditions as the chancellor

considers to be in the best interest of the university to reduce the expense of the plan, including, but not limited to, offering or demanding reductions in standard hospital reimbursement rates, rebates and refunds and uniform terms relating to such reductions, rebates or refunds. The chancellor may not affect or seek to affect amounts paid to hospitals relating to any other customer of the carrier. The hospital discount rate resulting from this specific arrangement is not intended to affect the underlying premium rates for any purpose. This pooling of funds by the State is not intended to affect plan cost recoveries, plan cost structures or the university's ability to negotiate with carriers regarding the plan.

2. The Commissioner of Human Services shall implement appropriate normalizing adjustments, no less than annually, to the public revenue component and the annual periodic interim payments of each hospital under subsection 1, consistent with the requirements of Title XIX of the federal Social Security Act, to offset the impact of any plan-related revenue reduction under this section. If any payment made in accordance with this subsection is subsequently determined to be subject to recoupment, the State shall reimburse the hospital for all such recoupment costs paid by the hospital.

3. Any carrier subject to this section is immune from any claim of or liability to any enrollee, any hospital or other health care provider for any action taken in furtherance of the authority and directives as set forth in this section. A reimbursement rate, discount or rebate resulting from an agreement under subsection 1 may not be used by the carrier as a reference or base rate for any other contractual arrangement.

4. In the event that the expense-reduction target specified in subsection 1 is not achieved, either in whole or in part, the Governor shall request funding to the extent necessary to address any resulting funding shortfall.

5. Notwithstanding the provisions of the Maine Revised Statutes, Title 24-A, including sections 2174, 2185 and 2677-A, the agreement negotiated in accordance with subsection 1 may provide for adjustments to the amounts payable to providers on an aggregate services basis and on a retrospective basis, and such adjustments may not require any change to previously calculated coinsurance amounts, deductibles, lifetime maximums, benefit differentials or other benefit calculations relating to services to individual enrollees covered under the plan provided by or arranged by the University of Maine System. The chancellor shall provide notice to all such covered persons that the State has arranged for a reduction in the cost of medical services to the University of Maine System and that such reduction will not be taken into

consideration in the calculation of coinsurance amounts, deductibles, lifetime maximums, benefit differentials or other benefit calculations applicable to the plan benefits provided by or arranged by the system. Such notice must include any additional disclosures necessary to fully inform such persons of the implications of this arrangement. It is not the responsibility of the carrier to provide such disclosure or notice.

PART AA

Sec. AA-1. 36 MRSA §1760, sub-§46, as amended by PL 1993, c. 670, §3, is repealed and the following enacted in its place:

46. Medical patients and their families. Sales to incorporated nonprofit organizations providing:

A. Temporary residential accommodations to pediatric patients suffering from critical illness or disease such as cancer or who are accident victims, to adult patients with cancer or to the families of the patients; or

B. Temporary residential accommodations, or food, or both, to hospital patients or to the families of hospital patients.

PART BB

Sec. BB-1. Transfer of funds; IV-D Cooperative Agreement. Notwithstanding any other provision of law, the State Controller shall transfer \$180,000 in fiscal year 2003-04 from the IV-D Cooperative Agreement, Other Special Revenue Funds account in the Judicial Department to the General Fund no later than June 30, 2004.

PART CC

Sec. CC-1. Carrying balance; Bureau of Resource Management. Notwithstanding any other provision of law, \$90,000 in the All Other line category in the Bureau of Resource Management, General Fund account in the Department of Marine Resources must carry forward to fiscal year 2003-04 to be used for the purposes originally intended.

Sec. CC-2. Carrying balance; Bureau of Marine Patrol. Notwithstanding any other provision of law, \$58,000 in the Capital Expenditures line category in the Bureau of Marine Patrol, General Fund account in the Department of Marine Resources must carry forward to fiscal year 2003-04 to be used for the purposes originally intended.

Sec. CC-3. Carrying balance; Division of Community Resource Development. Notwithstanding any other provision of law, \$8,000 in the All Other line category in the Division of Community

Resource Development, General Fund account in the Department of Marine Resources must carry forward to fiscal year 2003-04 to be used for the purposes originally intended.

Sec. CC-4. Carrying balance; Division of Administrative Services. Notwithstanding any other provision of law, \$80,000 in the All Other line category and \$59,908 in the Capital Expenditures line category in the Division of Administrative Services, General Fund account in the Department of Marine Resources must carry forward to fiscal year 2003-04 to be used for the purposes originally intended.

PART DD

Sec. DD-1. 5 MRSA §135, first ¶, as amended by PL 2003, c. 20, Pt. T, §3, is further amended to read:

The Treasurer of State may deposit the money, including trust funds of the State, in any national bank or in any banking institution, trust company, state or federal savings and loan association or mutual savings bank organized under the laws of this State or having a location in the State except as provided in chapter 161. Before making a deposit, the Treasurer of State must consider the rating of the banking institution, trust company, state or federal savings and loan association or mutual savings bank on its most recent assessment conducted pursuant to the federal Community Reinvestment Act, 12 United States Code, Section 2901. 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 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 and its agencies and instrumentalities that mature not more than 36 months from the date of investment or in repurchase agreements that mature within the succeeding 12 months that are secured by obligations of the United States and its agencies and instrumentalities that mature within the succeeding 36 months, prime commercial paper, tax-exempt obligations and corporate bonds rated "AAA" that mature not more than 36 months from the date of investment, banker's acceptances or so-called "no-load" shares of ~~an~~ any investment company registered under the federal Investment Company Act of 1940, ~~whose shares are marketed through so-called "no load" money market mutual funds that maintain a constant share price, only if the investments of the investment company are limited to the securities allowed by this section as amended, that complies with Rule 2a-7 guidelines and maintains a constant share price.~~ The Treasurer of State may participate in the securities loan market by loaning state-owned bonds, notes or certificates of indebted-

ness of the Federal Government, only if 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 July 1, 1995, interest earned on investments of the Highway Fund must be credited to the Highway 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.

PART EE

Sec. EE-1. Disaster assistance. Notwithstanding the Maine Revised Statutes, Title 37-B, section 744, subsection 2-A or any other provisions of law, the Governor may accept public assistance grant funds from the Federal Government for the Federal Emergency Management Agency's disaster declaration FEMA-1468-DR, concerning 10 Maine counties, to help local governments to recover from the effects of extreme winter conditions beginning December 17, 2002 on behalf of local governmental units for the purposes of repair or replacing publicly owned facilities within the disaster area or relocating public facilities outside of the disaster area, as long as the affected local governmental units obligate local financial resources of 25% of the total cost of damage to local public facilities.

PART FF

Sec. FF-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$12,500 in fiscal year 2003-04 and \$12,500 in fiscal year 2004-05 in savings from the Hazardous Waste Fund Other Special Revenue Funds account in the Department of Environmental Protection to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

Sec. FF-2. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$17,995 in fiscal year

2003-04 and \$17,995 in fiscal year 2004-05 in savings from the Groundwater Oil Clean-up Fund Other Special Revenue Funds account in the Department of Environmental Protection to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

Sec. FF-3. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$59,877 in fiscal year 2003-04 and \$58,049 in fiscal year 2004-05 in savings from the Maine Environmental Protection Fund Other Special Revenue Funds account in the Department of Environmental Protection to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

Sec. FF-4. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$2,500 in fiscal year 2003-04 and \$2,500 in fiscal year 2004-05 in savings from the State Revolving Fund Other Special Revenue Funds account in the Department of Environmental Protection to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

PART GG

Sec. GG-1. 5 MRSA §17851, sub-§10, as amended by PL 1997, c. 769, §9, is further amended to read:

10. Liquor inspectors. Except as provided in subsection 10-A and in section 17851-A, a liquor inspector, including the chief inspector, qualifies for a service retirement benefit if that inspector:

- A. Was employed in that capacity before September 1, 1984;
- B. Completes at least 25 years of creditable service in that capacity; and
- C. Retires upon or after reaching age 55.

Sec. GG-2. 5 MRSA §17851, sub-§10-A is enacted to read:

10-A. Liquor inspectors laid off pursuant to public law. This subsection applies to any liquor inspector, including the chief inspector, who:

- A. Began employment as a liquor inspector or chief inspector prior to September 1, 1984;
- B. Was serving in that capacity on September 1, 1984; and
- C. Was laid off as a liquor inspector or chief inspector pursuant to Public Law 2003, chapter 20.

Notwithstanding any other law, a liquor inspector or chief inspector covered by this subsection who did not complete the age or service requirements for retirement under section 17851, subsection 10 prior to being laid off and who subsequently earns service in any special or regular plan covered by the retirement system qualifies for a service retirement benefit upon completing at least 25 years of service and attaining 55 years of age.

Sec. GG-3. 5 MRSA §17852, sub-§9-A is enacted to read:

9-A. Liquor inspectors; benefit calculation exception. Notwithstanding any other law, the total amount of the service retirement benefit for a member qualifying under section 17851, subsection 10-A is computed as follows:

A. The part of the member's service retirement benefit based upon the service earned in a liquor inspector or chief inspector position covered by section 17851, subsection 10-A is computed as 1/50th of the member's average final compensation multiplied by the number of years of creditable service in the capacity of liquor inspector or chief inspector; and

B. The part of the member's benefit based upon membership service earned in a position not covered by section 17851, subsection 10-A must be computed in accordance with the formula for computing benefits for the plan by which the member is then covered.

PART HH

Sec. HH-1. 36 MRSA §141, sub-§2, ¶A, as enacted by PL 1979, c. 378, §4, is amended to read:

A. An assessment may be made within 6 years from the date the return was filed if the tax liability shown on the return, after adjustments necessary to correct any mathematical errors apparent on the face of the return, is less than 1/2 of the tax liability determined by the State Tax Assessor and the additional liability is attributable to information which was required to be reported but was not reported in the return. In determining whether the 50% threshold provided by this paragraph is satisfied, the assessor may not consider any portion of the understated tax liability for which the taxpayer has substantial authority supporting its position.

Sec. HH-2. Retroactive application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 141, subsection 2, paragraph A applies retroactively to January 1, 2003. On or after the effective date of this Act, the State Tax Assessor may issue a 6-year assessment pursuant to section 141,

subsection 2, paragraph A with respect to any tax incurred within the 6-year period allowed by that provision of law, even if the normal 3-year limitation period has expired prior to the effective date of this Act.

PART II

Sec. II-1. 36 MRSA §5122, sub-§1, ¶¶T and U, as enacted by PL 2003, c. 20, Pt. II, §2, are amended to read:

T. For tax years beginning in 2003, 2004 and 2005, and notwithstanding any other provision of law and to the extent not included in the amount determined for purposes of paragraph A, the amount equal to income from school construction bonds issued in accordance with the Code, Section 148(f)(4)(D)(vii) in excess of \$5,000,000 to the extent the amount is not included in federal adjusted gross income; ~~and~~

U. For tax years beginning in 2003, 2004 and 2005, and notwithstanding any other provision of law, income from exempt facility bonds used to provide qualified public educational facilities as defined by the Code, Section 142(k), to the extent not included in federal adjusted gross income; ~~and~~

Sec. II-2. 36 MRSA §5122, sub-§1, ¶V is enacted to read:

V. For tax years beginning on or after January 1, 2003 and before January 1, 2006, the amount claimed as a federal income adjustment for student loan interest under the Code, Section 62(a)(17), but only for interest paid after 60 months from the start of the loan repayment period.

PART JJ

Sec. JJ-1. 10 MRSA §1100-Y, sub-§2, ¶A, as amended by PL 2003, c. 20, Pt. DD, §1, is further amended to read:

A. For initial certification, the organization must be a private, nonprofit organization that is qualified under Section 501(c)(3) of the Internal Revenue Code, that has as one of its purposes the provision of need-based scholarships to eligible students, that meets the standards adopted by the authority by rule under subsection 7, that files reports as required by this section and that:

- (1) Is affiliated with and designated by an accredited institution of higher education in this State; or
- (2) Has filed as a nonprofit corporation with the Secretary of State on or before

April 1, ~~2004~~ 2005 and continues as a nonprofit corporation in good standing with the Secretary of State.

Sec. JJ-2. 10 MRSA §1100-Y, sub-§7, as amended by PL 2003, c. 20, Pt. DD, §2 and affected by §7, is further amended to read:

7. Rulemaking. The authority, after consultation with the Bureau of Revenue Services, shall establish rules for the application, eligibility and annual filing requirements necessary to implement the certification of qualified scholarship organizations pursuant to this section and may include any rules necessary to establish initial application fees and penalties, which may include monetary penalties and revocation of certification, to ensure that a qualified scholarship organization is fulfilling the requirements of this section. These rules may also include any necessary conflict-of-interest provisions pertaining to qualified scholarship organizations. The authority shall also establish any rules necessary to define postsecondary education loans that are eligible for the recruitment credits provided under Title 36, sections 2528 and 5219-V. Rules adopted pursuant to this subsection, including those setting initial application fees and penalties, are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The authority shall submit a report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs and to the joint standing committee of the Legislature having jurisdiction over taxation matters by January 30, ~~2005~~ 2006 on the rules and rule-making process to implement the tax credit program established pursuant to this subchapter.

Sec. JJ-3. 36 MRSA §2527, sub-§2, ¶¶B and C, as amended by PL 2003, c. 20, Pt. DD, §3, are further amended to read:

B. Twenty percent of the amount contributed during the taxable year to a qualified scholarship organization for need-based scholarships for tax years beginning in ~~2005~~ 2006; or

C. Fifty percent of the amount contributed during the taxable year to a qualified scholarship organization for need-based scholarships for tax years beginning after ~~2005~~ 2006.

Sec. JJ-4. 36 MRSA §2528, sub-§1, ¶B, as amended by PL 2003, c. 20, Pt. DD, §4, is further amended to read:

B. Beginning in ~~2005~~ 2006, 15% of the amount of loan repayments paid during the taxable year to a creditor on behalf of an employee of the taxpayer as part of a postsecondary education loan repayment agreement between the taxpayer and the employee of the taxpayer.

Sec. JJ-5. 36 MRSA §5219-U, sub-§2, ¶¶B and C, as amended by PL 2003, c. 20, Pt. DD, §5, are further amended to read:

B. Twenty percent of the amount contributed during the taxable year to a qualified scholarship organization for need-based scholarships for tax years beginning in ~~2005~~ 2006; or

C. Fifty percent of the amount contributed during the taxable year to a qualified scholarship organization for need-based scholarships for tax years beginning after ~~2005~~ 2006.

Sec. JJ-6. 36 MRSA §5219-V, sub-§1, ¶B, as enacted by PL 2003, c. 20, Pt. DD, §6, is amended to read:

B. Beginning in ~~2005~~ 2006, 15% of the amount of loan repayments paid during the taxable year to a creditor on behalf of an employee of the taxpayer as part of a postsecondary education loan repayment agreement between the taxpayer and the employee of the taxpayer.

PART KK

Sec. KK-1. 36 MRSA §5122, sub-§1, ¶R, as enacted by PL 2003, c. 20, Pt. II, §2, is repealed.

PART LL

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

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Transfers General Fund funds appropriated to the Maine Space Grant Consortium in fiscal year 2004-05 to fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	\$100,000	(\$100,000)
General Fund Total	\$100,000	(\$100,000)

Administration - Economic and Community Development 0069

Initiative: Deappropriates funds from the Maine Space Grant Consortium in fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	(\$24,000)	\$0
General Fund Total	(\$24,000)	\$0

Maine EPSCoR Capacity Fund 0074

Initiative: Deallocates funds for the Maine Space Grant Consortium in fiscal year 2003-04 allocated in Public Law 2003, chapter 20, Part RR, section 17.

Other Special Revenue Funds	2003-04	2004-05
All Other	(\$100,000)	\$0
Other Special Revenue Funds Total	(\$100,000)	\$0

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	\$76,000	(\$100,000)
OTHER SPECIAL REVENUE FUNDS	(100,000)	0
DEPARTMENT TOTAL - ALL FUNDS	(\$24,000)	(\$100,000)

PART MM

Sec. MM-1. Transfer; Fund for Healthy Maine. Notwithstanding any other provision of law, the State Controller shall transfer \$300,000 from the Fund for a Healthy Maine Other Special Revenue Funds account in the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART NN

Sec. NN-1. 20-A MRSA §10952, sub-§7, as amended by PL 2001, c. 449, §1, is further amended to read:

7. Borrow money. To borrow money pursuant to this chapter and issue evidences of indebtedness to finance the acquisition, construction, reconstruction, improvement or equipping of any one project, or more than one, or any combination of projects, or to refund evidences of indebtedness hereafter issued or to refund general obligation debt of the State, or to refund any such refunding evidences of indebtedness or for any one, or more than one, or all of those purposes, or any combination of those purposes, and to provide for the security and payment of those evidences of indebtedness and for the rights of the holders of them, except that any borrowing pursuant to this chapter, exclusive of borrowing to refund evidences of indebtedness, to refund general obligation debt of the State, or to fund issuance costs or necessary reserves, may not exceed in the aggregate principal amount outstanding at any time ~~\$150,000,000~~ \$170,000,000, and except that no borrowing may be effected pursuant to this chapter unless the amount of the borrowing and the project or projects are submitted to the legislative Office of Fiscal and Program Review for review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs at least

60 days before closing on such borrowing for the project or projects is to be initiated;

PART OO

Sec. OO-1. 20-A MRSA §13451, sub-§3, ¶¶B and C, as amended by PL 2003, c. 20, Pt. C, §1, are further amended to read:

B. Thirty-five percent from July 1, 2002 to ~~June 30, 2005~~ July 31, 2003; and

C. Forty percent after ~~June 30, 2005~~ July 31, 2003.

PART PP

Sec. PP-1. Transfer of funds; Job Retention Program. Notwithstanding the Maine Revised Statutes, Title 5, section 13063-C, the State Controller is authorized to transfer \$50,000 in fiscal year 2003-04 and \$50,000 in fiscal year 2004-05 from the Job Retention Program Other Special Revenue Funds account to the Department of Economic and Community Development's Administration - Economic and Community Development program's Other Special Revenue Funds account for the purpose of providing funds to the Millinocket Area Growth and Investment Council for economic development in the Katahdin region. These funds must be allotted by financial order upon the recommendation of the State Budget Officer and approval of the Governor to carry out the purposes of this Part.

PART QQ

Sec. QQ-1. TANF or Parents as Scholars Program. Notwithstanding the Maine Revised Statutes, Title 22, section 3781-A or any other provision of law, the Department of Human Services may not reduce the level of cash assistance, support services or support for education, training or employment services in the Temporary Assistance for Needy Families program, TANF, or Parents as Scholars Program below the level at which those services were provided on May 1, 2003, throughout the fiscal 2004-2005 biennium without specific authorization of the Legislature.

PART RR

Sec. RR-1. Adult vaccines. Notwithstanding any other provision of law, \$450,000 of the funds allocated in Public Law 2003, chapter 20 from the Fund for a Healthy Maine to the FHM - Medical Care account within the Department of Human Services for fiscal year 2003-04 must be used by the department to purchase vaccines for adults. Of the funds allocated in Public Law 2003, chapter 20 from the Fund for a Healthy Maine to the FHM - Medical Care account

within the Department of Human Services for fiscal year 2004-05, \$1,100,000 must be used by the department to purchase vaccines for adults and other related purposes as defined in Public Law 1999, chapter 731, Part UU.

PART SS

Sec. SS-1. 12 MRSA §685-E, as enacted by PL 1991, c. 591, Pt. LL, §1, is amended by adding at the end a new paragraph to read:

Beginning with fiscal year 2003-04, a town or a plantation in the commission's jurisdiction that elects not to administer land use controls at the local level but receives commission services, including planning, permitting and ensuring compliance, must be assessed a fee equal to .01% of the most recent equalized state valuation established by the State Tax Assessor for that town or plantation. The State Tax Assessor shall issue a warrant to each such town or plantation no later than March 1st of each year. The warrant is payable on demand. Interest charges on unpaid fees begin on May 1st of each year and are compounded monthly at the interest rate for unpaid property tax as established by the State Tax Assessor for the unorganized territory. For any assessment that remains unpaid as of September 1st of the year in which it is due, state revenue sharing to that town or plantation must be reduced by an amount equal to any unpaid warrant amount plus any accrued interest, until the amount is paid. These fees must be deposited to the General Fund.

Sec. SS-2. Appropriations and allocations. The following appropriations and allocations are made.

CONSERVATION, DEPARTMENT OF

Land Use Regulation Commission 0236

Initiative: Appropriates funds to restore one Environmental Specialist II position. The provisions of this section will generate \$60,000 in annual General Fund Undedicated Revenue.

General Fund	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	\$53,139	\$55,526
General Fund Total	\$53,139	\$55,526

PART TT

Sec. TT-1. 32 MRSA §93-B is enacted to read:

§93-B. Epinephrine Training Fund

1. Fund established. The Epinephrine Training Fund, referred to in this section as "the fund," is established as an Other Special Revenue funds account and funds deposited to the fund are nonlapsing. The

commissioner may use this fund only to purchase epinephrine autoinjectors and to support the costs associated with training basic emergency medical technicians to administer epinephrine.

2. Revenue sources. The commissioner may accept private and public contributions intended to be used for the purposes of the fund.

3. Budget. The commissioner shall submit a budget for the fund for each biennium pursuant to Title 5, sections 1663 and 1666.

Sec. TT-2. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF

Emergency Medical Services 0485

Initiative: Provides a base allocation for the Epinephrine Training Fund.

Other Special Revenue Funds	2003-04	2004-05
All Other	\$500	\$500
Other Special Revenue Funds Total	\$500	\$500

PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS

OTHER SPECIAL REVENUE FUNDS	2003-04	2004-05
	\$500	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$500	\$500

PART UU

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

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Educational and General Activities - UMS 0031

Initiative: Deappropriates funds in this program in order to establish a separate program for the Maine Economic Improvement Fund.

General Fund	2003-04	2004-05
All Other	(\$10,100,000)	(\$10,100,000)
General Fund Total	(\$10,100,000)	(\$10,100,000)

Maine Economic Improvement Fund

Initiative: Appropriates funds in order to establish a separate program for the Maine Economic Improvement Fund.

General Fund	2003-04	2004-05
All Other	\$10,100,000	\$10,100,000
General Fund Total	\$10,100,000	\$10,100,000

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

PART VV

Sec. VV-1. Housekeeping assistance cap; rulemaking. The Department of Human Services shall adopt routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A to cap the monthly hours of housekeeping assistance for Level I consumers in its home-based care program. Savings resulting from this cap must be used to serve individuals on the home-based care program waiting list.

PART WW

Sec. WW-1. PL 2003, c. 20, Pt. D, §§11 and 12 are amended to read:

Sec. D-11. Calculation and transfer. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of savings in Part B, section 1 that applies against each General Fund account for all departments and agencies from savings associated with postponing merit increases and shall transfer the amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal years 2003-04 and 2004-05. The amounts transferred in fiscal year 2004-05 must be adjusted to reflect all budgetary actions approved by the Legislature such that the amounts transferred do not exceed the net amount of budgeted savings in fiscal year 2004-05. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than January 15, 2005.

Sec. D-12. Calculation and transfer. Notwithstanding any other provision of law, the State Budget Officer shall calculate the amount of savings in Part B, section 1 that applies against each Other Special Revenue Funds account for all departments and agencies from savings associated with postponing merit increases and shall transfer the calculated amounts to the General Fund by financial order upon the approval of the Governor. These transfers are considered adjustments to allocations in fiscal years 2003-04 and 2004-05, including allocations from the Fund for a Healthy Maine. The amounts transferred in fiscal year 2004-05 must be adjusted to reflect all budgetary actions approved by the Legislature such that the amounts transferred do not exceed the net

amount of budgeted savings in fiscal year 2004-05. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than January 15, 2005. The following Other Special Revenue Funds accounts are exempt from these calculations: the Public Reserved Lands Management Fund account and the Submerged Lands Fund account in the Department of Conservation and the Baxter State Park Authority account.

PART XX

Sec. XX-1. 22 MRSA §3174-AA, as enacted by PL 2003, c. 20, Pt. K, §12, is amended to read:

§3174-AA. Mail order drugs

The department shall require MaineCare members to purchase maintenance drugs by mail order when substantial cost efficiencies can be obtained by doing so. Any savings measures implemented by the department in fiscal year 2003-04 that are of a temporary nature may remain in effect only until a permanent savings measure or measures are implemented.

Sec. XX-2. PL 2003, c. 20, Pt. B, §1, under the caption "HUMAN SERVICES, DEPARTMENT OF" in the 24th occurrence of that part relating to "Medical Care - Payments to Providers 0147" is amended by amending the initiative paragraph to read:

Initiative: Deappropriates funds due to the ongoing negotiations with the Federal Government to restore the Healthy Maine Prescription Program (HMPP). With this deappropriation the low-cost drugs for Maine's elderly program is still funded at \$18,000,000. Any savings measures implemented by the department in fiscal year 2003-04 that are of a temporary nature may remain in effect only until a permanent savings measure or measures are implemented.

Sec. XX-3. Low-cost drugs for Maine's elderly program; savings in fiscal year 2003-04. Notwithstanding any other provision of law, any changes in retail pharmacy dispensing fees or pharmaceutical reimbursement in the low-cost drugs for Maine's elderly program implemented by the Department of Human Services in fiscal year 2003-04 are temporary savings measures and may remain in effect only until a permanent savings measure or measures are implemented.

Sec. XX-4. Effective date. That section of this Part that amends Public Law 2003, chapter 20, Part B, section 1 takes effect July 1, 2003.

PART YY

Sec. YY-1. Maine Governmental Facilities Authority authorized to issue additional securities for architectural and engineering studies for certain courthouse facilities.

Pursuant to the Maine Revised Statutes, Title 4, section 1606, subsection 2, the Maine Governmental Facilities Authority is authorized to issue additional securities in its own name in the amount of \$750,000 on or after July 1, 2003 for the purpose of funding architectural and engineering studies for courthouse facilities in Kennebec, Penobscot, Piscataquis and Washington counties. The securities may not run for a period longer than 20 years from the date of the original issue of the securities.

Sec. YY-2. Maine Governmental Facilities Authority authorized to issue additional securities to replace and improve technology of judicial branch.

Pursuant to the Maine Revised Statutes, Title 4, section 1606, subsection 2, the Maine Governmental Facilities Authority is authorized to issue securities in its own name in the amount of \$1,000,000 on or after July 1, 2003 for the purpose of funding the replacement of or improvements to technology-related projects at the judicial branch violations bureau to institute a statewide video conferencing capability and to improve the technology infrastructure in state courts. The securities may not run for a period longer than 10 years from the date of the original issue of the securities.

Sec. YY-3. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District

Initiative: Deappropriates savings in fiscal year 2003-04 caused by delays in the issuance of bonds for the Rockland Courthouse project. In fiscal year 2004-05, deappropriates funds resulting from deferring the purchase of a computer server and deferring the cost associated with hiring a computer network contractor.

General Fund	2003-04	2004-05
All Other	(\$61,250)	(\$255,000)
General Fund Total	(\$61,250)	(\$255,000)

Courts - Supreme, Superior and District

Initiative: Appropriates funds for the lease/debt service payments.

General Fund	2003-04	2004-05
All Other	\$61,250	\$238,375
General Fund Total	\$61,250	\$238,375

JUDICIAL DEPARTMENT

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	\$0	(\$16,625)

DEPARTMENT TOTAL -		
ALL FUNDS	\$0	(\$16,625)

PART ZZ

Sec. ZZ-1. Calculation and transfer; Department of Human Services departmentwide savings. Notwithstanding any other provision of law, the Commissioner of Human Services shall recommend to the State Budget Officer and the State Budget Officer shall calculate the amount of departmentwide savings in this Part that apply against each General Fund account within the Department of Human Services and shall transfer the amounts by financial order upon the approval of the Governor. The State Budget Officer shall provide the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than January 15, 2005.

Sec. ZZ-2. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

Initiative: Provides funds to partially restore the deappropriation of MaineCare adult transportation funding included in Public Law 2003, chapter 20, in order to temporarily return the volunteer vehicle rate to 30¢ per mile from 28¢ per mile and the family vehicle rate to 15¢ per mile from 14¢ per mile.

General Fund	2003-04	2004-05
All Other	\$105,582	\$0
General Fund Total	\$105,582	\$0

Federal Expenditures Fund	2003-04	2004-05
All Other	\$205,502	\$0

Federal Expenditures Fund		
Total	\$205,502	\$0

Departmentwide

Initiative: Deappropriates funds to be utilized for adult transportation services. These amounts are to be transferred by financial order to other General Fund programs within the Department of Human Services.

General Fund	2003-04	2004-05
All Other	(\$105,582)	\$0
General Fund Total	(\$105,582)	\$0

HUMAN SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	\$0	\$0
FEDERAL EXPENDITURES FUND	205,502	0

DEPARTMENT TOTAL -		
ALL FUNDS	\$205,502	\$0

PART AAA

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

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Mental Health Services - Children 0136

Initiative: Provides additional funds to support children's mental health services at the fiscal year 2002-03 level.

General Fund	2003-04	2004-05
All Other	\$5,575,000	\$0
General Fund Total	\$5,575,000	\$0

PART BBB

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

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Educational and General Activities - UMS 0031

Initiative: Appropriates funds to reduce in-state tuition in fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	\$1,000,000	\$0
General Fund Total	\$1,000,000	\$0

PART CCC

Sec. CCC-1. PL 2003, c. 20, Pt. K, §19 is enacted to read:

Sec. K-19. Effective date. That section of this Part that repeals and replaces the Maine Revised Statutes, Title 22, section 3174-T, subsection 5, paragraph A takes effect July 1, 2004.

Sec. CCC-2. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Provides funds to postpone for one year the increase in MaineCare premiums established in Public Law 2003, chapter 20 for children in families with income levels between 151% and 200% of the federal poverty level.

General Fund	2003-04	2004-05
All Other	\$250,000	\$0
General Fund Total	<u>\$250,000</u>	<u>\$0</u>
Federal Expenditures Fund	2003-04	2004-05
All Other	\$750,000	\$0
Federal Expenditures Fund Total	<u>\$750,000</u>	<u>\$0</u>

Sec. CCC-3. Retroactivity. That section of this Part that enacts Public Law 2003, chapter 20, Part K, section 19 applies retroactively to March 27, 2003.

PART DDD

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

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

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

Initiative: Appropriates funds for merit increases for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	\$0	\$926,519
General Fund Total	<u>\$0</u>	<u>\$926,519</u>

PART EEE

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

**ATTORNEY GENERAL, DEPARTMENT
OF THE**

District Attorneys Salaries 0409

Initiative: Restores the headcount for 6 Assistant District Attorney positions eliminated in Public Law 2003, chapter 20.

General Fund	2003-04	2004-05
Positions - Legislative Count	(6,000)	(6,000)

District Attorneys Salaries 0409

Initiative: Appropriates funds to restore Assistant District Attorney positions.

General Fund	2003-04	2004-05
Personal Services	\$200,000	(\$27,864)
General Fund Total	<u>\$200,000</u>	<u>(\$27,864)</u>

**Administration - Attorney
General 0310**

Initiative: Deappropriates funds to restore funding for Assistant District Attorney positions.

General Fund	2003-04	2004-05
Personal Services	\$0	(\$123,722)

General Fund Total	<u>\$0</u>	<u>(\$123,722)</u>
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Human Services Division 0696

Initiative: Deappropriates funds to restore funding for Assistant District Attorney positions.

General Fund	2003-04	2004-05
Personal Services	\$0	(\$40,666)
General Fund Total	<u>\$0</u>	<u>(\$40,666)</u>

Chief Medical Examiner 0412

Initiative: Deappropriates funds to restore funding for Assistant District Attorney positions.

General Fund	2003-04	2004-05
Personal Services	\$0	(\$5,128)
General Fund Total	<u>\$0</u>	<u>(\$5,128)</u>

Civil Rights 0039

Initiative: Deappropriates funds to restore funding for Assistant District Attorney positions.

General Fund	2003-04	2004-05
Personal Services	\$0	(\$2,620)
General Fund Total	<u>\$0</u>	<u>(\$2,620)</u>

**ATTORNEY GENERAL,
DEPARTMENT OF THE
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	<u>\$200,000</u>	<u>(\$200,000)</u>
DEPARTMENT TOTAL - ALL FUNDS	<u>\$200,000</u>	<u>(\$200,000)</u>

PART FFF

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

**ATTORNEY GENERAL,
DEPARTMENT OF THE**

FHM - Attorney General

Initiative: Provides for the allocation of funds through a transfer from the Fund for a Healthy Maine to meet the costs of collective bargaining.

Fund for a Healthy Maine	2002-03
Personal Services	\$750
Fund for a Healthy Maine Total	<u>\$750</u>

**ATTORNEY GENERAL,
DEPARTMENT OF THE
DEPARTMENT TOTALS**

	2002-03
FUND FOR A HEALTHY MAINE	<u>\$750</u>
DEPARTMENT TOTAL - ALL FUNDS	<u>\$750</u>

JUDICIAL DEPARTMENT

FHM - Judicial Department

Initiative: Provides for the allocation of funds through a transfer from the Fund for a Healthy Maine and a transfer from All Other to Personal Services to meet the costs of collective bargaining.

Fund for a Healthy Maine	2002-03
Personal Services	\$2,200
All Other	(1,700)
Fund for a Healthy Maine Total	\$500

JUDICIAL DEPARTMENT

DEPARTMENT TOTALS **2002-03**

FUND FOR A HEALTHY MAINE **\$500**

DEPARTMENT TOTAL - ALL FUNDS **\$500**

SECTION TOTALS **2002-03**

FUND FOR A HEALTHY MAINE **\$1,250**

SECTION TOTAL - ALL FUNDS **\$1,250**

PART GGG

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

SECRETARY OF STATE, DEPARTMENT OF

Bureau of Administrative Services and Corporations - 0692

Initiative: This deallocation corrects position counts and amounts incorrectly allocated in Public Law 2003, chapter 20, Part B, resulting in the elimination of one Clerk IV position that was erroneously reflected as a one-sided transfer to Other Special Revenue funds.

Other Special Revenue Funds	2003-04	2004-05
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(\$95,708)	(\$96,340)
Other Special Revenue Funds Total	(\$95,708)	(\$96,340)

PART HHH

Sec. HHH-1. 12 MRSA §7017, sub-§1-A, as enacted by PL 2003, c. 20, Pt. L, §1, is repealed.

Sec. HHH-2. 12 MRSA §7076, sub-§12-A, as enacted by PL 1997, c. 137, §5, is amended to read:

12-A. Supersport. A person may be designated as a supersport by obtaining a supersport certificate from the commissioner or the commissioner's agent for a fee of ~~\$15~~ \$20.

Sec. HHH-3. Appropriations and allocations. The following appropriations and allocations are made.

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

ATV Safety and Educational Program 0559

Initiative: Appropriates funds for one Game Warden Sergeant position and one Clerk Typist III position to manage and support the Landowners Relations Program.

General Fund	2003-04	2004-05
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	\$118,013	\$119,877
All Other	(118,013)	(119,877)
General Fund Total	\$0	\$0

Support Landowners Program 0826

Initiative: Allocates funds for the cost of advertising the supersport program. The provisions of this Part will generate \$15,000 in annual Other Special Revenue Funds revenue.

Other Special Revenue Funds	2003-04	2004-05
All Other	\$5,000	\$5,000
Other Special Revenue Funds Total	\$5,000	\$5,000

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

DEPARTMENT TOTALS **2003-04** **2004-05**

GENERAL FUND **\$0** **\$0**

OTHER SPECIAL REVENUE FUNDS **5,000** **5,000**

DEPARTMENT TOTAL - ALL FUNDS **\$5,000** **\$5,000**

PART III

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

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Deappropriates funds for the Maine Research Internships for Teachers and Students, MERITS, program in fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	\$0	(\$80,000)
General Fund Total	\$0	(\$80,000)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

DEPARTMENT TOTALS **2003-04** **2004-05**

GENERAL FUND **\$0** **(\$80,000)**

DEPARTMENT TOTAL - ALL FUNDS **\$0** **(\$80,000)**

SECRETARY OF STATE, DEPARTMENT OF THE

Bureau of Administrative Services and Corporations 0692

Initiative: Allocates funds to provide a base allocation for the Federal Expenditures Fund account established by Part U, section 3.

Federal Expenditures Fund	2003-04	2004-05
All Other	\$500	\$500
	<hr/>	<hr/>
Federal Expenditures Fund Total	\$500	\$500

SECRETARY OF STATE, DEPARTMENT OF THE DEPARTMENT TOTALS

	2003-04	2004-05
FEDERAL EXPENDITURES FUND	\$500	\$500
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$500	\$500
	<hr/>	<hr/>
SECTION TOTALS	2003-04	2004-05
GENERAL FUND	\$0	(\$80,000)
FEDERAL EXPENDITURES FUND	500	500
	<hr/>	<hr/>
SECTION TOTAL - ALL FUNDS	\$500	(\$79,500)

PART JJJ

Sec. JJJ-1. PL 2001, c. 559, Pt. GG, §22 is repealed.

Sec. JJJ-2. Federal Relief Funds Reserve account established. The Federal Relief Funds Reserve account is established as a nonlapsing General Fund account to be used to reserve for health-related and other purposes the General Fund savings and revenue resulting from the receipt of any federal funds pursuant to the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27. Funds in the reserve account may not be expended, transferred or otherwise obligated unless specifically authorized by the Legislature.

Sec. JJJ-3. Journal expenditures between funds; flexible grant funds in fiscal year 2002-03. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, at the close of fiscal year 2002-03, the State Controller shall make the necessary accounting journal entries to move \$25,000,000 of fiscal year 2002-03 General Fund expenditures certified by the Governor as eligible for expenditure from the funds received from the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27 to the Federal Block Grant Fund. The Governor shall certify expenditures in a manner that is consistent with federal requirements and minimizes the number of journal entries required. The State Controller shall

provide the Joint Standing Committee on Appropriations and Financial Affairs with a report of the expenditures transferred and the programs and accounts affected no later than August 1, 2003 for fiscal year 2002-03 transfers. Notwithstanding any other provision of law, the balances created in General Fund programs for which expenditures were shifted to the Federal Block Grant Fund must lapse to General Fund unappropriated surplus at the close of fiscal year 2002-03.

Sec. JJJ-4. Calculation and transfer; fiscal year 2003-04 flexible grant funds. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, or any other provision of law, the State Budget Officer shall calculate the amounts in section 7 of this Part that apply against each General Fund and Federal Block Grant Fund account and that represent fiscal year 2003-04 General Fund expenditures certified by the Governor as eligible for expenditure from the funds received from the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27. The State Budget Officer shall transfer those amounts by financial order upon approval of the Governor. These transfers are considered adjustments to General Fund appropriations and Federal Block Grant Fund allocations.

Sec. JJJ-5. Transfer to Federal Relief Funds Reserve account. The State Controller shall transfer \$26,687,473 from the General Fund unappropriated surplus no later than June 30, 2004 to the Federal Relief Funds Reserve account established in section 2 of this Part.

Sec. JJJ-6. Revenue attributed to increase in federal medical assistance percentage. The State Controller in consultation with the Revenue Forecasting Committee shall calculate the amount of additional General Fund revenue from MaineCare reimbursement that is generated by the increase in the federal medical assistance percentage contained in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27. The calculated amount must be deposited in the Federal Relief Funds Reserve account established in section 2 of this Part. The State Controller shall provide to the Revenue Forecasting Committee a report of the amount of revenue to be deposited in the Federal Relief Funds Reserve account no later than December 1, 2003.

Sec. JJJ-7. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

**Departments and Agencies
Statewide - 0016**

Initiative: Adjusts appropriations and allocations to reflect a shift of expenditures from the General Fund to the Federal Block Grant Fund as a result of the receipt of flexible federal grants pursuant to the federal Jobs and Growth Tax Relief Reconciliation Act of 2003 that will be distributed to programs pursuant to section 4 of the Part.

General Fund	2003-04	2004-05
All Other	(\$25,000,000)	\$0
General Fund Total	(\$25,000,000)	\$0
Federal Block Grant Fund	2003-04	2004-05
All Other	\$25,000,000	\$0
Federal Block Grant Fund Total	\$25,000,000	\$0

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2003-04	2004-05
	(\$25,000,000)	\$0
FEDERAL BLOCK GRANT FUND	2003-04	2004-05
	25,000,000	0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Medicaid Services - Mental Retardation 0705

Initiative: Deappropriates funds as a result of the one-time increase in the federal 2004 Federal Financial Participation Rate authorized in the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$1,579,025)	\$0
General Fund Total	(\$1,579,025)	\$0

Mental Retardation Waiver – Maine Care 9999

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$5,583,144)	\$0
General Fund Total	(\$5,583,144)	\$0

Mental Health Services - Child Medicaid 0731

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$2,415,789)	\$0
General Fund Total	(\$2,415,789)	\$0

Mental Health Services - Community Medicaid 0732

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$3,089,323)	\$0
General Fund Total	(\$3,089,323)	\$0

Office of Substance Abuse - Medicaid Seed 0844

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$262,685)	\$0
General Fund Total	(\$262,685)	\$0

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2003-04	2004-05
	(\$12,929,966)	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$12,929,966)	\$0

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payment to Providers 0147

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$24,071,044)	\$0
General Fund Total	(\$24,071,044)	\$0

Federal Expenditures Fund	2003-04	2004-05
All Other	\$37,391,544	\$0
Federal Expenditures Fund Total	\$37,391,544	\$0

Nursing Facilities 0148

Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.

General Fund	2003-04	2004-05
All Other	(\$7,469,448)	\$0
General Fund Total	(\$7,469,448)	\$0

Federal Expenditures Fund	2003-04	2004-05
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All Other	\$7,469,448	\$0
Federal Expenditures Fund		
Total	\$7,469,448	\$0
HUMAN SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(\$31,540,492)	\$0
FEDERAL EXPENDITURES FUND	44,860,992	0
DEPARTMENT TOTAL - ALL FUNDS	\$13,320,500	\$0
LABOR, DEPARTMENT OF		
Rehabilitation Services 0965		
Initiative: Deappropriates funds as a result of the one-time increase in the 2004 Federal Financial Participation Rate authorized in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27.		
General Fund	2003-04	2004-05
All Other	(\$390,534)	\$0
General Fund Total	(\$390,534)	\$0
LABOR, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(\$390,534)	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$390,534)	\$0
SECTION TOTALS		
GENERAL FUND	(\$69,860,992)	\$0
FEDERAL EXPENDITURES FUND	44,860,992	0
FEDERAL BLOCK GRANT FUND	25,000,000	0
SECTION TOTAL - ALL FUNDS	\$0	\$0

PART KKK

Sec. KKK-1. 3 MRSA §991, as enacted by PL 2001, c. 702, §2, is amended to read:

§991. Evaluation and Government Accountability

The Office of Program Evaluation and Government Accountability is created for the purpose of providing program evaluation of agencies and programs of State Government. The office also is established to ensure that public funds provided to local and county governments, quasi-municipal governments, special districts, utility districts, regional development agencies or any municipal or nonprofit corporation are expended for the purposes for which they were allocated, appropriated or contracted. When authorized by the committee, the office also may

examine or direct an examination of any state contractor financed in whole or part by public funds ~~and any expenditure by any public official or public employee during the course of public duty, including, but not limited to, any expenditure of private money for agency purposes.~~

Sec. KKK-2. 3 MRSA §994, sub-§8, as enacted by PL 2001, c. 702, §2, is amended to read:

8. Subpoenas. To issue subpoenas ~~under the signature of either of the cochairs upon a majority vote of the committee~~ in the event of refusal to appear or to produce papers or records, including books, accounts, documents, computer disks or memory or other electronic media and other materials regardless of their physical or electronic form. A subpoena issued under this subsection must be issued pursuant to the provisions of section 165 and chapter 21;

Sec. KKK-3. 3 MRSA §996, as enacted by PL 2001, c. 702, §2, is amended by adding at the end a new paragraph to read:

The Commissioner of Administrative and Financial Services shall provide office space to house the office within the Burton M. Cross Building. This office space must be provided at no charge.

Sec. KKK-4. 3 MRSA §997, sub-§4, as enacted by PL 2001, c. 702, §2, is amended to read:

4. Information available to the office. ~~Notwithstanding any other law relating to the confidentiality of information, all information in the files of a state agency or other entity subject to program evaluation by the office under this chapter must be made available when necessary to the office for performance of its duties. Information that is made available to the office is governed by chapter 21, which governs legislative investigating committees, and by Title 1, chapter 13, which governs public records and proceedings.~~

A. Before beginning a program evaluation under this chapter that may require access to records containing confidential or privileged information, the office shall consult with representatives of the state agency or other entity to discuss methods of identifying and protecting privileged or confidential information in those records. During that consultation, the state agency or other entity shall inform the office of all standards and procedures set forth in its policies or agreements to protect information considered to be confidential or privileged. The office shall limit access to information that is privileged or confidential by appropriate methods, which may include examining records without copying or removing them from the source.

B. Documentary or other information obtained by the office during the course of a program evaluation under this chapter is privileged or confidential to the same extent under law that that information would be privileged or confidential in the possession of the state agency or other entity providing the information. Any privilege or statutory provision, including penalties, concerning the confidentiality or obligation not to disclose information in the possession of a state agency or other entity or its officers or employees applies equally to the office. Privileged or confidential information obtained by the office during the course of a program evaluation may be disclosed only as provided by law and with the agreement of the state agency or other entity subject to the program evaluation that provided the information.

C. If the office accesses information classified as privileged or confidential pursuant to state agency or other entity policy or procedures or by agreement, the office shall comply with the state agency's or other entity's standards or procedures for handling that information. The office may include in its working papers the excerpts from information classified as confidential or privileged as may be necessary to complete the program evaluation under this chapter, as long as the use does not infringe on department policies or procedures applicable to the original provision of information.

Sec. KKK-5. Determination of necessary information. The joint legislative committee established to oversee program evaluation and government accountability matters pursuant to the Maine Revised Statutes, Title 3, chapter 37, referred to in this section as "the committee," shall review and determine the types of confidential information the committee will require in order to fulfill the purposes set forth in Title 3, chapter 37. The committee shall report its findings and recommendations, together with any necessary proposed implementing legislation, to the Second Regular Session of the 121st Legislature.

Sec. KKK-6. Appropriations and allocations. The following appropriations and allocations are made.

PROGRAM EVALUATION AND GOVERNMENT ACCOUNTABILITY, OFFICE OF

Office of Program Evaluation and Government Accountability

Initiative: Provides funds for the Office of Program Evaluation and Government Accountability, including funds for one Director, Office of Program Evaluation and Government Accountability position starting in fiscal year 2003-04 and one Analyst-Attorney

position and one Administrative Secretary position starting in fiscal year 2004-05 and other related costs.

General Fund	2003-04	2004-05
Positions - Legislative Count	(1,000)	(3,000)
Personal Services	\$19,709	\$255,892
All Other	280,291	44,108
	\$300,000	\$300,000
General Fund Total	\$300,000	\$300,000

PART LLL

Sec. LLL-1. Retention of savings. Notwithstanding any other provision of law, any savings that would otherwise accrue to Department of Behavioral and Developmental Services Medicaid seed accounts in fiscal year 2002-03 as a result of the federal medical assistance percentage increase included in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, PL 108-27 must be retained by the Department of Human Services and used to support a portion of the anticipated shortfall in the Medical Care - Payments to Providers account in fiscal year 2002-03. It is anticipated that this amount will be \$2,939,580.

Sec. LLL-2. Retention of savings. Notwithstanding any other provision of law, any savings that would otherwise accrue to the Department of Human Services, Nursing Facility account in fiscal year 2002-03 as a result of the federal medical assistance percentage increase included in the federal Jobs and Growth Tax Relief Reconciliation Act of 2003, PL 108-27 must be retained by the Department of Human Services and used to support a portion of the anticipated shortfall in the Medical Care - Payments to Providers account in fiscal year 2002-03. It is anticipated that this amount will be \$1,879,212.

Sec. LLL-3. Calculation and transfer. Notwithstanding any other provision of law, the Commissioner of Human Services shall recommend to the State Budget Officer and the State Budget Officer shall calculate the amount of departmentwide savings in this Part that applies against each General Fund account within the Department of Human Services and shall transfer the amounts by financial order upon the approval of the Governor. The State Budget Officer shall provide to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a report of the transferred amounts no later than June 27, 2003.

Sec. LLL-4. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF 18

Maine Revenue Services 0002

Initiative: Provides for the deappropriation of funds from salary savings and from savings in the All Other line category.

General Fund	2002-03
Personal Services	(\$150,000)
All Other	(150,000)
General Fund Total	<u>(300,000)</u>

Buildings and Grounds Operations 0080

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(110,000)
General Fund Total	<u>(110,000)</u>

Public Improvements - Planning/ Construction - Administration 0057

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(10,000)
General Fund Total	<u>(10,000)</u>

Bureau of Accounts and Control 0056

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(25,000)
General Fund Total	<u>(25,000)</u>

Office of the Commissioner 0718

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(14,000)
General Fund Total	<u>(14,000)</u>

Office of Employee Relations 0244

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(5,000)
General Fund Total	<u>(5,000)</u>

Administration - Human Resources 0038

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(50,000)
General Fund Total	<u>(50,000)</u>

Purchases - Division of 0007

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
Personal Services	(30,000)
General Fund Total	<u>(30,000)</u>

Maine Residents Property Tax Program 0648

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
All Other	(31,000)
General Fund Total	<u>(31,000)</u>

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2002-03
	<u>(575,000)</u>
DEPARTMENT TOTAL - ALL FUNDS	(575,000)

AUDIT, DEPARTMENT OF

Audit, Departmental Bureau 0067

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03 .

General Fund	2002-03
Personal Services	(48,000)
General Fund Total	<u>(48,000)</u>

AUDIT, DEPARTMENT OF
DEPARTMENT TOTALS **2002-03**
GENERAL FUND **(48,000)**

DEPARTMENT TOTAL -
ALL FUNDS **(48,000)**

CORRECTIONS,
DEPARTMENT OF
Administration 0141

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03 .

General Fund **2002-03**
 Personal Services (25,000)
 General Fund Total (25,000)

Juvenile Community
Corrections 0892

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 Personal Services (50,000)
 General Fund Total (50,000)

Mountain View Youth
Development Center 0857

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 Personal Services (50,000)
 General Fund Total (50,000)

Long Creek Youth Development
Center 0163

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 Personal Services (25,000)
 General Fund Total (25,000)

CORRECTIONS,
DEPARTMENT OF
DEPARTMENT TOTALS **2002-03**

GENERAL FUND **(150,000)**

DEPARTMENT TOTAL -
ALL FUNDS **(150,000)**

DEFENSE, VETERANS AND
EMERGENCY MANAGEMENT,
DEPARTMENT OF

Military Bureau 0180

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 All Other (2,103)
 General Fund Total (2,103)

Veterans' Services 0110

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 All Other (1,800)
 General Fund Total (1,800)

Administration - Maine
Emergency Management
Agency 0214

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 All Other (47)
 General Fund Total (47)

DEFENSE, VETERANS AND
EMERGENCY MANAGEMENT,
DEPARTMENT OF
DEPARTMENT TOTALS **2002-03**

GENERAL FUND **(3,950)**

DEPARTMENT TOTAL -
ALL FUNDS **(3,950)**

EDUCATION, DEPARTMENT
OF

Professional Development 0859

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund **2002-03**
 All Other (52,698)

General Fund Total	(52,698)
EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS	2002-03
GENERAL FUND	(52,698)
DEPARTMENT TOTAL - ALL FUNDS	(52,698)

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Land and Water Quality 0248

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
All Other	(1,400)
General Fund Total	(1,400)

ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(1,400)
DEPARTMENT TOTAL - ALL FUNDS	(1,400)

EXECUTIVE DEPARTMENT

Blaine House 0072

Initiative: Provides for the deappropriation of funds from salary savings.

General Fund	2002-03
All Other	(10,000)
General Fund Total	(10,000)

State Planning Office 0082

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
All Other	(57,874)
General Fund Total	(57,874)

EXECUTIVE DEPARTMENT DEPARTMENT TOTALS

2002-03

GENERAL FUND	(67,874)
DEPARTMENT TOTAL - ALL FUNDS	(67,874)

HUMAN SERVICES, DEPARTMENT OF

Departmentwide 0640

Initiative: Deappropriates fiscal year 2002-03 savings.

General Fund	2002-03
All Other	(500,000)
General Fund Total	(500,000)

Head Start 0545

Initiative: Deappropriates fiscal year 2002-03 savings.

General Fund	2002-03
All Other	(155,000)
General Fund Total	(155,000)

Purchased Social Services 0228

Initiative: Deappropriates fiscal year 2002-03 savings.

General Fund	2002-03
All Other	(120,000)
General Fund Total	(120,000)

Medical Care - Payment to Providers 0147

Initiative: Appropriates funds to address an anticipated fiscal year 2002-03 shortfall in this account.

General Fund	2002-03
All Other	4,581,985
General Fund Total	4,581,985

Federal Expenditures Fund	2002-03
All Other	9,018,445
Federal Expenditures Fund Total	9,018,445

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	3,806,985
FEDERAL EXPENDITURES FUND	9,018,445

DEPARTMENT TOTAL - ALL FUNDS	12,825,430
JUDICIAL DEPARTMENT	
Courts - Supreme, Superior, District and Administrative 0063	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
Personal Services	(45,000)
Capital Expenditures	(11,700)
General Fund Total	(56,700)
JUDICIAL DEPARTMENT DEPARTMENT TOTALS	2002-03
GENERAL FUND	(56,700)
DEPARTMENT TOTAL - ALL FUNDS	
	(56,700)
MAINE STATE MUSEUM	
Maine State Museum 0180	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
Personal Services	(3,000)
General Fund Total	(3,000)
MAINE STATE MUSEUM DEPARTMENT TOTALS	2002-03
GENERAL FUND	(3,000)
DEPARTMENT TOTAL - ALL FUNDS	
	(3,000)
MARINE RESOURCES, DEPARTMENT OF	
Bureau of Resource Management 0027	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
Personal Services	(5,000)
All Other	(10,000)
General Fund Total	(15,000)

Marine Patrol - Bureau of 0029	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
Personal Services	(20,000)
General Fund Total	(20,000)
MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS	
	2002-03
GENERAL FUND	(35,000)
DEPARTMENT TOTAL - ALL FUNDS	
	(35,000)
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF	
Licensing and Enforcement 0352	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
All Other	(7,080)
General Fund Total	(7,080)
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF DEPARTMENT TOTALS	
	2002-03
GENERAL FUND	(7,080)
DEPARTMENT TOTAL - ALL FUNDS	
	(7,080)
PUBLIC SAFETY, DEPARTMENT OF	
Computer Crimes 0048	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	
General Fund	2002-03
All Other	(1,714)
General Fund Total	(1,714)
Capital Security, Bureau of 0101	
Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.	

General Fund	2002-03
All Other	(9,786)
General Fund Total	<u>(9,786)</u>

State Police 0291

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
All Other	(56,274)
General Fund Total	<u>(56,274)</u>

Drug Enforcement Agency 0388

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
All Other	(12,255)
General Fund Total	<u>(12,255)</u>

Emergency Medical Services 0485

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
All Other	(16,254)
General Fund Total	<u>(16,254)</u>

**PUBLIC SAFETY,
DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	2002-03
	<u>(96,283)</u>
DEPARTMENT TOTAL - ALL FUNDS	(96,283)

**SECRETARY OF STATE,
DEPARTMENT OF THE**

Administration - Archives 0050

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
Personal Services	(5,000)
General Fund Total	<u>(5,000)</u>

**Bureau of Administrative Services
and Corporations 0692**

Initiative: Provides for the deappropriation of funds as a result of savings identified in fiscal year 2002-03.

General Fund	2002-03
Personal Services	(5,000)
General Fund Total	<u>(5,000)</u>

**SECRETARY OF STATE,
DEPARTMENT OF THE
DEPARTMENT TOTALS**

GENERAL FUND	2002-03
	<u>(10,000)</u>
DEPARTMENT TOTAL - ALL FUNDS	(10,000)
SECTION TOTALS	2002-03
GENERAL FUND	2,700,000
FEDERAL EXPENDITURES FUND	9,018,445
SECTION TOTAL - ALL FUNDS	\$11,718,445

PART MMM

Sec. MMM-1. 5 MRSA §13063-O is enacted to read:

§13063-O. Microenterprise initiative fund program review

1. Accounting, evaluation and reporting requirements. The department shall:

A. Maintain an accurate accounting of the use of all program funds as required by state procedures and program guidelines, including a detailed accounting of all program funding sources and expenditures;

B. Undertake an ongoing process to evaluate the impact of the projects undertaken with program funds. The evaluation process must include benchmarks and criteria to evaluate the success of the fund. The benchmarks and criteria must be designed by the department to provide the following:

(1) An assessment of the direct and indirect economic impact of the funded projects; and

(2) An assessment of the contribution of the fund to the creation of new entrepreneurial opportunities; and

C. Each year, submit a report to the joint standing committee of the Legislature having jurisdic-

tion over business research and economic development matters. The report must include:

- (1) An accounting of the use of all program funds received and expended since the program's inception;
- (2) A summary of the status of any approved projects;
- (3) A summary of the results of any completed projects;
- (4) Evaluation data and assessment; and
- (5) Other information required to be submitted and evaluated by the joint standing committee of the Legislature having jurisdiction over business research and economic development matters.

2. Report. The department shall report no later than January 15th of each year.

3. Rulemaking. The department shall adopt major substantive rules pursuant to chapter 375, subchapter 2-A to implement this section.

Sec. MMM-2. Appropriations and allocations. The following appropriations and allocations are made.

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Maine Microenterprise Initiative Fund 0447

Initiative: Provides for the appropriation of funds for grants to community-based organizations.

General Fund	2003-04	2004-05
All Other	\$850,000	\$0
General Fund Total	\$850,000	\$0

PART NNN

Sec. NNN-1. 30-A MRSA §5223, sub-§3, as enacted by PL 2001, c. 669, §1, is amended by amending the last blocked paragraph to read:

The conditions in paragraphs A to D do not apply to approved downtown tax increment financing districts or tax increment financing districts included within Pine Tree Development Zones designated and approved under subchapter 3.

Sec. NNN-2. 30-A MRSA c. 206, sub-c. 3 is enacted to read:

SUBCHAPTER 3

PINE TREE DEVELOPMENT ZONES

§5245. Findings and declaration of necessity

1. Legislative finding. The Legislature finds that there is a need to encourage development in economically distressed areas of the State in order to:

- A. Provide new employment opportunities;
- B. Improve existing employment opportunities;
- C. Improve and broaden the tax base; and
- D. Improve the general economy of the State.

2. Authorization. For the reasons set out in subsection 1, a unit of local government, or 2 or more cooperating units of local government, may develop a program for improving a district within its collective boundaries:

- A. To provide impetus for targeted business development;
- B. To increase employment; and
- C. To provide the facilities outlined in the development program adopted by the participating units of local government.

3. Declaration of public purpose. The Legislature declares that the actions required to assist the implementation of these development programs are a public purpose and that the execution and financing of these programs are a public purpose.

§5246. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Affiliated business. "Affiliated business" means a member of a group of 2 or more businesses in which more than 50% of the voting stock of each member corporation or more than 50% of the ownership interest in a business other than a corporation is directly or indirectly owned by a common owner or owners, either corporate or noncorporate, or by one or more of the member businesses.

2. Applicant. "Applicant" means any unit of local government and any group of cooperating units of local government in the State that apply for designation as a Pine Tree Development Zone under section 5247.

3. Average employment during base period. "Average employment during base period" for a

business means the total number of qualified employees of that business on each of 6 consecutive measurement days in each of the 3 calendar years in the base period as chosen by the business divided by 18.

4. Base level of employment. "Base level of employment" means the greater of either the total employment in the State of a business and its affiliated businesses as of the December 31st immediately preceding its certification as a qualified Pine Tree Development Zone business or its average employment during the base period.

5. Base period. "Base period" means the 3 calendar years prior to the year in which a business is certified as a qualified Pine Tree Development Zone business.

6. Commissioner. "Commissioner" means the Commissioner of Economic and Community Development.

7. Department. "Department" means the Department of Economic and Community Development.

8. Financial services. "Financial services" means services provided by an insurance company subject to taxation under Title 36, chapter 357; a financial institution subject to taxation under Title 36, chapter 819; or a mutual fund service provider as defined in Title 36, section 5212, subsection 1, paragraph E.

9. Labor market average weekly wage. "Labor market average weekly wage" means the average weekly wage as published by the Department of Labor for the labor market or markets in which potential qualified Pine Tree Development Zone employees are located for the 12 most recently reported months preceding the date of application for zone designation.

10. Labor market unemployment rate. "Labor market unemployment rate" means the average unemployment rate as published by the Department of Labor for the labor market or markets in which potential qualified Pine Tree Development Zone employees are located for the 12 most recently reported months preceding the date of application for zone designation.

11. Manufacturing. "Manufacturing" means the production of tangible personal property intended to be sold or leased ultimately for final use or consumption or the production of tangible personal property pursuant to a contract with the Federal Government or any agency thereof.

12. Person. "Person" has the same meaning as defined in Title 36, section 111, subsection 3.

13. Pine Tree Development Zone. "Pine Tree Development Zone" or "zone" means a specified area within the boundaries of a unit of local government, or within the boundaries of cooperating units of local government in a multijurisdictional application, that has been designated by the commissioner as a Pine Tree Development Zone in accordance with section 5247.

14. Pine Tree Development Zone benefits. "Pine Tree Development Zone benefits" means:

A. The exclusion from the limitations established under section 5223, subsection 3 of tax increment financing districts included within a Pine Tree Development Zone;

B. Expanded employment tax increment financing benefits under Title 36, chapter 917;

C. The sales tax exemptions under Title 36, section 1760, subsections 86 and 87; and

D. The Pine Tree Development Zone tax credits provided by Title 36, sections 2529 and 5219-W.

15. Production. "Production" has the same meaning as defined in Title 36, section 1752, subsection 9-B.

16. Qualified business activity. "Qualified business activity" means a business activity that is conducted within a Pine Tree Development Zone and is directly related to financial services, manufacturing or a targeted technology business for which the business receives a certificate from the commissioner pursuant to section 5250-B.

17. Qualified Pine Tree Development Zone business. "Qualified Pine Tree Development Zone business" or "qualified business" means any for-profit business in this State engaged in financial services, manufacturing or a targeted technology business that adds qualified Pine Tree Development Zone employees above its base level of employment in this State and that meets the following criteria:

A. It demonstrates that the establishment or expansion of operations within the Pine Tree Development Zone would not occur within the State absent the availability of the Pine Tree Development Zone benefits. The department shall investigate whether the business has met the requirements of this paragraph and provide an advisory opinion to the Executive Director of the Bureau of Revenue Services in the Department of Administrative and Financial Services, who shall make the final determination; and

B. It has received a certificate as a qualified business pursuant to section 5250-B.

18. Qualified Pine Tree Development Zone employees. "Qualified Pine Tree Development Zone employees" means new, full-time employees hired in this State by a qualified Pine Tree Development Zone business for work directly in one or more qualified business activities for whom a retirement program subject to the Employee Retirement Income Security Act of 1974, 29 United States Code, Sections 101 to 1461 (2003) and group health insurance are provided and whose wages derived from employment within the Pine Tree Development Zone are greater than the average annual per capita wages in the local labor market area in the county in which the qualified employee is employed. Qualified Pine Tree Development Zone employees must be residents of this State.

19. State average weekly wage. "State average weekly wage" means the average weekly wage as published by the Department of Labor for the State as a whole for the 12 most recently reported months preceding the date of application for zone designation.

20. State unemployment rate. "State unemployment rate" means the average unemployment rate published by the Department of Labor for the State as a whole for the 12 most recently reported months preceding the date of application for zone designation.

21. Targeted technology business. "Targeted technology business" means a business primarily involved in a targeted technology as defined in Title 5, section 15301.

22. Unit of local government. "Unit of local government" means a municipality, county, plantation, unorganized territory or Indian tribe.

§5247. Pine Tree Development Zones

1. Creation. One or more units of local government, or an organization representing one or more units of local government, may apply to the commissioner for the designation of a Pine Tree Development Zone within the boundaries of the unit or units of local government in accordance with the requirements of this subchapter. County governments may apply on behalf of unorganized territories. Groups of units of local government may apply for multijurisdictional or joint projects. Multijurisdictional applications require designation of one unit of local government as the lead applicant and consent for that designation by each participating unit of local government. Counties may also apply on behalf of a consortium of units of local government. The designation of a Pine Tree Development Zone may not conflict with the provisions of a municipal or other unit of local government charter. Zones that meet the requirements of subsection 2 are authorized for designation as follows:

A. Aroostook County, including up to 100 acres of land reserved for the Aroostook Band of Micmacs and the Houlton Band of Maliseet Indians;

B. The Androscoggin Valley region, including the Lewiston Enterprise Community Zone as designated by the federal Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, Appropriations Act, Public Law 105-277 (1999);

C. The Penobscot Valley region, including up to 500 acres of land reserved for the Penobscot Nation; and

D. Washington County and the Downeast region, including up to 500 acres of land reserved for the Passamaquoddy Tribe.

No more than one zone may be established in each of the areas specified in paragraphs A to D, except that the commissioner may designate up to 4 additional zones through the process established in section 5249.

2. Requirements for designation. The commissioner shall adopt rules establishing the minimum requirements for the designation of Pine Tree Development Zones. Additionally, each participating unit of local government must agree to maintain at least one prepermitted construction or development site available within the zone on a continual basis throughout the term of the zone.

3. Limitations. The designation of Pine Tree Development Zones is subject to the following limitations:

A. The total area of a zone, including all non-contiguous parcels, may not exceed 5,000 acres;

B. A zone located in Aroostook County as described in subsection 1, paragraph A may include property that is also included within the Aroostook County Empowerment Zone as designated by the federal Community Renewal Tax Relief Act of 2000, Public Law 106-554;

C. Pine Tree Development Zone benefits may not be used to encourage or facilitate the transfer of existing positions or property of a qualified business or affiliated businesses into a zone from a location elsewhere in the State;

D. Pine Tree Development Zone benefits may not be provided based upon any employees or positions transferred by the business or affiliated businesses into a Pine Tree Development Zone from a location elsewhere in the State;

E. A Pine Tree Development Zone may not consist of more than 20 noncontiguous parcels of property;

F. All property included within the boundaries of a Pine Tree Development Zone must be suitable for one or more qualified Pine Tree Development Zone business activities;

G. All property included within a Pine Tree Development Zone must meet one of the following:

(1) The property is located within a market area for which the labor market unemployment rate is greater than the state unemployment rate at the time of the application;
or

(2) The property is included within a county in which the average weekly wage is below the state average weekly wage at the time of the application.

In the case of a multijurisdictional or joint application, the requirements of this paragraph are met if the combined unemployment rate of the cooperating units of local government meets the requirements of subparagraph (1) or the average weekly wage of the cooperating units of local government, on a per-employed-worker basis, meets the requirements of subparagraph (2); and

H. The restrictions contained in paragraph G may be waived for property that is contained within a labor market area that has sustained a greater than 5% loss of population or employed workers during the 3-year period immediately preceding the time of application if the loss was caused by business closings.

4. Application. An application for designation of a Pine Tree Development Zone must include, but is not necessarily limited to, the following:

A. A narrative description of the Pine Tree Development Zone to be designated;

B. Maps and any other information necessary to clearly identify the geographic boundaries of the Pine Tree Development Zone and any subzones it may include;

C. Evidence that the Pine Tree Development Zone meets the requirements of subsection 3;

D. Any information evidencing economic distress; and

E. A development plan that includes:

(1) Documentation of all municipal commitments required under subsection 2;

(2) A description of how the Pine Tree Development Zone will be administered, including any related interlocal cooperative agreements;

(3) A description of the goals and objectives to be accomplished through the Pine Tree Development Zone;

(4) A description of the resources to be committed to the Pine Tree Development Zone by the applicant or applicants; and

(5) Plans for accomplishing the goals and objectives, including a marketing plan and related time line and milestones.

5. Termination. All Pine Tree Development Zone designations approved under this subchapter and all Pine Tree Development Zone benefits are terminated on December 31, 2018.

§5248. Procedure

1. Notice and hearing. Before designating a Pine Tree Development Zone or adopting a development plan, the legislative body of each applicant unit of local government or the legislative body's designee must hold at least one public hearing. Notice of the hearing must be published at least 10 days before the hearing in a newspaper of general circulation within the unit of local government.

2. Vote of unit of local government legislative body. Each applicant unit of local government must designate that portion of the Pine Tree Development Zone contained within its boundaries and take all actions required to satisfy the requirements of section 5247, subsection 2 by majority vote of its legislative body.

3. Effective date. The establishment of a Pine Tree Development Zone is effective upon designation by the commissioner.

4. Administration of zone. The participating units of local government may create an organization, designate an existing department or agency or enter into a contractual arrangement with a private entity to administer activities authorized under this subchapter.

5. Amendments. A participating unit of local government may amend the designation of that portion of a Pine Tree Development Zone contained within its boundaries or an adopted development plan only after meeting the requirements of this section for designation of a Pine Tree Development Zone or adoption of a development plan and with the concurrence of all other participating units of local government. A participating unit of local government may not amend the designation of a Pine Tree Development Zone if

the amendment would result in the zone's being out of compliance with any of the requirements in section 5247.

§5249. Selection criteria

1. Review and selection. The commissioner shall review applications and select zones for designation based upon the following criteria:

A. Severity of economic distress within the region affected by the Pine Tree Development Zone;

B. Viability of a development plan described under section 5247, subsection 4, paragraph E;

C. Commitment of local and regional financial resources;

D. Partnerships with public and private organizations; and

E. Impact on surrounding regions of the Pine Tree Development Zone.

§5250. Program administration; rules

The commissioner shall administer this subchapter. The commissioner shall adopt rules pursuant to the Maine Administrative Procedure Act for implementation of Pine Tree Development Zones, including, but not limited to, rules for determining and certifying eligibility, selecting zones for designation and evaluating on a periodic basis the progress and success of each zone in achieving its goals. Rules adopted under this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§5250-A. Unorganized territory

For the purposes of this subchapter, a county may act as a municipality for the unorganized territory within the county and may designate development districts within the unorganized territory. When a county acts under this section, the county commissioners act as the municipality and as the municipal legislative body, the State Tax Assessor acts as the municipal assessor and the unorganized territory education and services fund receives the funds designated for the municipal general fund.

§5250-B. Certification of qualified business

A business may apply to the commissioner for certification as a qualified Pine Tree Development Zone business. Upon review and determination by the commissioner that a business is a qualified Pine Tree Development Zone business, the commissioner shall issue a certificate of qualification to the business that includes a description of the qualified business activity for which the certificate is being issued.

§5250-C. Report

By January 15, 2004, the commissioner shall report to the joint standing committee of the Legislature having jurisdiction over economic development matters regarding rulemaking and progress in implementing Pine Tree Development Zones. Not later than April 1, 2005 and April 1st of each odd-numbered year thereafter, the commissioner shall report to the joint standing committee of the Legislature having jurisdiction over economic development matters on the status of the Pine Tree Development Zones.

Sec. NNN-3. 36 MRSA §1760, sub-§§86 and 87 are enacted to read:

86. Construction contracts with qualified development zone businesses. Beginning July 1, 2005, sales to a construction contractor of tangible personal property that is to be physically incorporated in, and become a permanent part of, real property that is owned by or for sale to a qualified Pine Tree Development Zone business, as defined in Title 30-A, section 5246, subsection 17, which real property will be used in the qualified business activity, as defined in Title 30-A, section 5246, subsection 16, of the qualified Pine Tree Development Zone business in a Pine Tree Development Zone, as defined in Title 30-A, section 5246, subsection 13. The exemption provided by this subsection is limited to sales to a construction contractor occurring within a period of 10 years from the date the qualified Pine Tree Development Zone business receiving the property is certified pursuant to Title 30-A, section 5250-B or until December 31, 2018, whichever occurs first.

87. Sales of tangible personal property to qualified development zone businesses. Beginning July 1, 2005, sales of tangible personal property to a qualified Pine Tree Development Zone business, as defined in Title 30-A, section 5246, subsection 17, for use directly and primarily in one or more qualified business activities, as defined in Title 30-A, section 5246, subsection 16. The exemption provided by this subsection is limited for each qualified Pine Tree Development Zone business to sales occurring within a period of 10 years from the date the business is certified pursuant to Title 30-A, section 5250-B or until December 31, 2018, whichever occurs first.

Sec. NNN-4. 36 MRSA §2529 is enacted to read:

§2529. Pine Tree Development Zone tax credit

1. Credit allowed. A taxpayer that is a qualified Pine Tree Development Zone business as defined in Title 30-A, section 5246, subsection 17 is allowed a credit in the amount of:

A. One hundred percent of the tax associated with premiums sold by a qualified business located in a Pine Tree Development Zone that would otherwise be due under this chapter for each of the first 5 taxable years that the taxpayer is required to file a return pursuant to this chapter beginning after the taxpayer commences its qualified business activity, as defined in Title 30-A, section 5246, subsection 16, and that are directly attributable to a qualified business activity; and

B. Fifty percent of the tax associated with premiums sold by a qualified business in a Pine Tree Development Zone that would otherwise be due under this chapter for each of the taxable years beginning with the 6th taxable year and ending with the 10th taxable year that the taxpayer is required to file a return pursuant to this chapter after the taxpayer commences its qualified business activity, as defined in Title 30-A, section 5246, subsection 16, and that are attributable to a qualified business activity.

2. Apportioned credit in certain circumstances. In the case of a qualified Pine Tree Development Zone business as defined in Title 30-A, section 5246, subsection 17, including any affiliated members of the qualified business, that has a business presence in the State other than that conducted within a Pine Tree Development Zone, as defined by Title 30-A, section 5246, subsection 13, the credit provided for in this section is to be calculated based upon a pro forma determination. The pro forma determination must be based on the assumptions that all of the business activities conducted by the qualified Pine Tree Development Zone business and the affiliated members, if any, within this State constitute a unitary business and that only the qualified business activity conducted in the Pine Tree Development Zone is subject to tax imposed by this chapter. The portion of the tax liability of the qualified Pine Tree Development Zone business and the affiliated members, if any, related to the business activity conducted in the Pine Tree Development Zone must be determined by use of a percentage, the numerator of which is the property value and the payroll for the taxable year directly attributed to the qualified business activity of the business and the denominator of which is the state-wide property value and payroll for the taxable year of the qualified business and its affiliated members.

3. Limitation. The credit provided by this section may not be claimed for calendar years beginning on or after January 1, 2019.

Sec. NNN-5. 36 MRSA §5219-W is enacted to read:

§5219-W. Pine Tree Development Zone tax credit

1. Credit allowed. Except as provided by subsection 2, a taxpayer that is a qualified Pine Tree Development Zone business as defined in Title 30-A, section 5246, subsection 17 is allowed a credit in the amount of:

A. One hundred percent of the tax that would otherwise be due under this Part for each of the first 5 taxable years that the taxpayer is required to file a return pursuant to this Part beginning after the taxpayer commences its qualified business activity, as defined in Title 30-A, section 5246, subsection 16; and

B. Fifty percent of the tax that would otherwise be due under this Part for each of the taxable years beginning with the 6th taxable year and ending with the 10th taxable year that the taxpayer is required to file a return pursuant to this Part after the taxpayer commences its qualified business activity, as defined in Title 30-A, section 5246, subsection 16.

2. Apportioned credit in certain circumstances. In the case of a qualified Pine Tree Development Zone business, as defined in Title 30-A, section 5246, subsection 17, that has a business presence in the State other than that conducted within a Pine Tree Development Zone, as defined by Title 30-A, section 5246, subsection 13, including, but not limited to, a qualified Pine Tree Development Zone business that is required to file a combined report pursuant to section 5220, subsections 5 and 6, the Maine income tax liability of the qualified Pine Tree Development Zone business, and the affiliated members of its unitary group, if any, upon which the credit provided for in this section must be calculated based upon a pro forma determination. The pro forma determination must be based on the assumptions that all of the business activities conducted by the qualified Pine Tree Development Zone business and the affiliated members of its unitary group, if any, within this State constitute a unitary business and that only the qualified business activity conducted in the Pine Tree Development Zone is subject to tax imposed by this chapter. The portion of the tax liability of the qualified Pine Tree Development Zone business and the affiliated members of its unitary group, if any, related to the business activity conducted in the Pine Tree Development Zone must be determined by use of a percentage, the numerator of which is the property value and the payroll for the taxable year directly attributed to the qualified business activity of the business and the denominator of which is the state-wide property value and payroll for the taxable year of the qualified business and the members of its unitary group.

3. Sole proprietors and owners of pass-through entities. In the case of a sole proprietor or

the owner of a partnership, limited liability company, S corporation, trust or other entity that is treated as a pass-through entity for income tax purposes under the Code, the amount of the credit allowed under subsection 1 is the amount of tax otherwise due under this Part that relates to taxable income received by the sole proprietor or owner from the qualified business as apportioned.

4. Limitation. The credit provided by this section may not be claimed for tax years beginning on or after January 1, 2019.

Sec. NNN-6. 36 MRSA §6754, sub-§1, ¶D is enacted to read:

D. For qualified Pine Tree Development Zone employees, as defined in Title 30-A, section 5246, subsection 18, employed directly in the qualified business activity of a qualified Pine Tree Development Zone business, as defined in Title 30-A, section 5246, subsection 17, for whom a certificate of qualification has been issued in accordance with Title 30-A, section 5250-B, the reimbursement under this subsection is equal to 80% of the withholding taxes withheld each year for which reimbursement is requested and attributed to those qualified employees for a period of no more than 10 years. In no event may reimbursement under this subsection be paid for years beginning after December 31, 2018.

Sec. NNN-7. Administrative costs to be absorbed. The Department of Administrative and Financial Services, Bureau of Revenue Services shall absorb within existing resources any administrative costs involved in the implementation of this Part.

Sec. NNN-8. Application. That section of this Part that enacts the Maine Revised Statutes, Title 36, section 2529 applies to calendar years beginning on or after January 1, 2004. That section of this Part that enacts Title 36, section 5219-W applies to tax years beginning on or after January 1, 2004. That section of this Part that enacts Title 36, section 6754, subsection 1, paragraph D applies to withholding taxes withheld by a qualified Pine Tree Development Zone business on or after January 1, 2004.

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

Effective June 12, 2003, unless otherwise indicated.

CHAPTER 452

H.P. 1149 - L.D. 1567

An Act To Implement Recommendations of the MCJUSTIS Policy Board Concerning the Drafting of Crimes and Civil Violations Pursuant to Resolve 1997, Chapter 105, as Amended

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

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

PART A

Sec. A-1. 5 MRSA §3307-C, sub-§2, as amended by PL 2001, c. 471, Pt. A, §3, is further amended to read:

2. Reporting of owners and lessees of primary storage facilities. Each owner or lessee of primary storage facilities in the State shall make an accurate report on the first and 3rd Monday of each month to the State Planning Office on a form provided by the director. ~~This~~ The form must contain a conspicuous statement of the penalties provided in subsection 4 and must require the following information:

- A. The total inventory of each petroleum product stored in the State, as measured within not more than 3 working days prior to the reporting date; and
- B. The quantities of each petroleum product delivery expected into the State within 15 days of the reporting date or within any longer period established by the director.

Sec. A-2. 5 MRSA §3307-C, sub-§3, as amended by PL 1999, c. 758, §2, is further amended to read:

3. Reporting of primary suppliers. Each primary supplier of petroleum products shall make an accurate report on the 3rd Monday of each month to the State Planning Office on a form provided by the director, unless the report is already being submitted in accordance with federal regulations. The form must contain a conspicuous statement of the penalties