

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST SPECIAL SESSION
August 21, 2003 to August 22, 2003

The General Effective Date For
First Special Session
Non-Emergency Laws Is
November 22, 2003

SECOND REGULAR SESSION
January 7, 2004 to January 30, 2004

The General Effective Date For
Second Regular Session
Non-Emergency Laws Is
April 30, 2004

SECOND SPECIAL SESSION
February 3, 2004 to April 30, 2004

The General Effective Date For
Second Special Session
Non-Emergency Laws Is
July 30, 2004

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

Penmor Lithographers
Lewiston, Maine
2004

E. A person, corporation or other entity that provides goods or services to the individual on behalf of or in conjunction with a supervised financial organization as defined in Title 9-A, section 1-301;

F. A person, corporation or other entity engaged in the business of insurance and all acts necessary or incidental to that business including insurance applications, enrollment, coverage and claims;

G. A person, corporation or other entity if the social security number is used in conjunction with the provision of and billing for health care or pharmaceutical-related services, including the issuance of identification cards and account numbers for users of health care or pharmaceutical-related services;

H. A person, corporation or other entity if the social security number is used in conjunction with a background check of the individual conducted by a landlord, lessor, employer or volunteer service organization; or

I. A person, corporation or other entity if the social security number is necessary to verify the identity of the individual to effect, administer or enforce a specific transaction requested or authorized by the individual or to prevent fraud.

See title page for effective date.

CHAPTER 513

H.P. 1351 - L.D. 1828

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

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

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(\$1,200)	\$0
General Fund Total	(1,200)	0

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
General Fund Total	(10,000)	0

Budget - Bureau of the 0055

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(17,663)	0
General Fund Total	(17,663)	0

Budget - Bureau of the 0055

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(45,000)	0
General Fund Total	(45,000)	0

Accounts and Control - Bureau of 0056

Initiative: Deappropriates funds, the result of a reduction in professional services contracts.

General Fund	2003-04	2004-05
All Other	(15,000)	0
General Fund Total	(15,000)	0

Accounts and Control - Bureau of 0056

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(30,000)	0
General Fund Total	(30,000)	0

Accounts and Control - Bureau of - Systems Project 0058

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(75,000)	0

General Fund Total	(75,000)	0
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Financial and Personnel Services - Division of 0713

Initiative: Deappropriates funds through curtailment of nonessential supply purchases.

General Fund	2003-04	2004-05
All Other	(1,277)	0
General Fund Total	(1,277)	0

Financial and Personnel Services - Division of 0713

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
General Fund Total	(10,000)	0

Administration - Human Resources 0038

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(18,000)	0
General Fund Total	(18,000)	0

Administration - Human Resources 0038

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(20,000)	0
General Fund Total	(20,000)	0

Employee Relations - Office of 0244

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(5,000)	0
General Fund Total	(5,000)	0

Public Improvements - Planning/Construction - Admin 0057

Initiative: Deappropriates funds, the result of curtailment of travel, reduction to training activities and curtailment of nonessential supply purchases.

General Fund	2003-04	2004-05
All Other	(7,500)	0
General Fund Total	(7,500)	0

Capital Construction/Repairs/Improvements - Admin 0059

Initiative: Deappropriates funds as a reduction to repair activities.

General Fund	2003-04	2004-05
All Other	(2,212)	0
General Fund Total	(2,212)	0

Buildings and Grounds Operations 0080

Initiative: Deappropriates funds available through the reduction of noncritical repair activities.

General Fund	2003-04	2004-05
All Other	(153,618)	0
General Fund Total	(153,618)	0

Buildings and Grounds Operations 0080

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(75,000)	0
General Fund Total	(75,000)	0

Purchases - Division of 0007

Initiative: Deappropriates funds, the result of reductions to data processing costs.

General Fund	2003-04	2004-05
All Other	(3,600)	0
General Fund Total	(3,600)	0

Alcoholic Beverages - General Operation 0015

Initiative: Increases allocation to the Freight Account as a result of increased liquor sales.

Alcoholic Beverage Fund	2003-04	2004-05
All Other	850,000	0
Alcoholic Beverage Fund Total	850,000	0

Revenue Services - Bureau of 0002

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(492,510)	(362,432)
General Fund Total	(492,510)	(362,432)

Revenue Services - Bureau of 0002

Initiative: Deappropriates funds as a result of a reduction in legal services expense, curtailment of nonrevenue-generating travel, reduction to training activities, curtailment of nonessential supply purchases and savings in capital equipment purchases.

General Fund	2003-04	2004-05
All Other	(243,000)	0
Capital Expenditures	(15,000)	0
General Fund Total	(258,000)	0

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(1,240,580)	(362,432)
ALCOHOLIC BEVERAGE FUND	850,000	0
DEPARTMENTAL TOTAL - ALL FUNDS	(390,580)	(362,432)

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Milk Commission 0188

Initiative: Provides for the deappropriation of funds from savings realized on financing costs by making early payments.

General Fund	2003-04	2004-05
All Other	(38,377)	0
General Fund Total	(38,377)	0

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(38,377)	0
DEPARTMENTAL TOTAL - ALL FUNDS	(38,377)	0

ARTS COMMISSION, MAINE

Arts - Administration 0178

Initiative: Provides for deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(25,418)	(24,963)
General Fund Total	(25,418)	(24,963)

ARTS COMMISSION, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(25,418)	(24,963)
DEPARTMENTAL TOTAL - ALL FUNDS	(25,418)	(24,963)

ATLANTIC SALMON COMMISSION

Atlantic Salmon Commission 0265

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

General Fund	2003-04	2004-05
All Other	(7,514)	(10,172)
General Fund Total	(7,514)	(10,172)

ATLANTIC SALMON COMMISSION DEPARTMENT TOTALS

GENERAL FUND	(7,514)	(10,172)
DEPARTMENTAL TOTAL - ALL FUNDS	(7,514)	(10,172)

ATLANTIC STATES MARINE FISHERIES COMMISSION

Atlantic States Marine Fisheries Commission 0028

Initiative: Deappropriates funds in the first year by reducing general operating expenses and appropriates funds in the 2nd year in order to pay the full amount of dues the State owes the commission.

General Fund	2003-04	2004-05
All Other	(75)	4,000
General Fund Total	(75)	4,000

ATLANTIC STATES MARINE FISHERIES COMMISSION

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(75)	4,000
DEPARTMENTAL TOTAL - ALL FUNDS	(75)	4,000

AUDIT, DEPARTMENT OF

Audit - Departmental Bureau 0067

Initiative: Provides for the deappropriation of \$5,668 in fiscal year 2003-04 and \$3,321 in fiscal year 2004-05 from savings that result from reductions of in-state travel and employee training and by delaying the replacement of a laptop computer and other minor office equipment.

General Fund	2003-04	2004-05
All Other	(5,668)	(3,321)
General Fund Total	(5,668)	(3,321)

AUDIT, DEPARTMENT OF

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(5,668)	(3,321)
DEPARTMENTAL TOTAL - ALL FUNDS	(5,668)	(3,321)

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Departmentwide 0019

Initiative: Provides for the appropriation of funds to reduce departmentwide Personal Services deappropriation in Public Law 2003, chapter 20 due to lack of vacancies that can remain vacant.

General Fund	2003-04	2004-05
Personal Services	450,000	0
General Fund Total	450,000	0

Mental Health Services - Child Medicaid 0731

Initiative: Provides for the appropriation of funds to cover an anticipated shortfall.

General Fund	2003-04	2004-05
All Other	6,973,193	0
General Fund Total	6,973,193	0

Augusta Mental Health Institute 0105

Initiative: Provides for the appropriation and deallocation of funds resulting from a reduction in Federal Disproportionate Share funding.

General Fund	2003-04	2004-05
All Other	5,838,858	0
General Fund Total	<u>5,838,858</u>	<u>0</u>
Other Special Revenue Funds	2003-04	2004-05
All Other	(5,838,858)	0
Other Special Revenue Funds Total	<u>(5,838,858)</u>	<u>0</u>

Augusta Mental Health Institute 0105

Initiative: To adjust appropriations and allocations as a result of increased Disproportionate Share Hospital funds available for Institutes for Mental Disease through the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 that offsets the need for state funds.

General Fund	2003-04	2004-05
All Other	(3,800,000)	0
General Fund Total	<u>(3,800,000)</u>	<u>0</u>
Other Special Revenue Funds	2003-04	2004-05
All Other	3,800,000	0
Other Special Revenue Funds Total	<u>3,800,000</u>	<u>0</u>

Bangor Mental Health Institute 0120

Initiative: Provides for the appropriation and deallocation of funds resulting from a reduction in Federal Disproportionate Share funding.

General Fund	2003-04	2004-05
All Other	1,703,317	0
General Fund Total	<u>1,703,317</u>	<u>0</u>
Other Special Revenue Funds	2003-04	2004-05
All Other	(1,003,317)	0
Other Special Revenue Funds Total	<u>(1,003,317)</u>	<u>0</u>

Mental Health Services - Community Medicaid 0732

Initiative: Provides for the appropriation of funds to cover an anticipated shortfall.

General Fund	2003-04	2004-05
All Other	3,935,618	0
General Fund Total	<u>3,935,618</u>	<u>0</u>

Medicaid Services - Mental Retardation 0705

Initiative: Provides for the deappropriation of funds resulting in savings achieved by reducing rates for day habilitation services.

General Fund	2003-04	2004-05
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All Other	(183,320)	0
General Fund Total	<u>(183,320)</u>	<u>0</u>

Mental Retardation Waiver - MaineCare 0987

Initiative: Provides for the appropriation of funds to cover an anticipated shortfall.

General Fund	2003-04	2004-05
All Other	5,037,806	0
General Fund Total	<u>5,037,806</u>	<u>0</u>

Office of Substance Abuse 0679

Initiative: Provides for the deappropriation of funds as a result of reducing treatment grants to community agencies based on agencies that are carrying a surplus or have not met mid-year performance criteria.

General Fund	2003-04	2004-05
All Other	(88,917)	0
General Fund Total	<u>(88,917)</u>	<u>0</u>

Office of Substance Abuse - Medicaid Seed 0844

Initiative: Provides for the deappropriation of funds due to an unanticipated surplus.

General Fund	2003-04	2004-05
All Other	(1,209,449)	0
General Fund Total	<u>(1,209,449)</u>	<u>0</u>

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	18,657,106	0
OTHER SPECIAL REVENUE FUNDS	(3,042,175)	0
DEPARTMENTAL TOTAL - ALL FUNDS	<u>15,614,931</u>	<u>0</u>

CENTERS FOR INNOVATION

Centers for Innovation 0911

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(20,250)	(10,012)
General Fund Total	<u>(20,250)</u>	<u>(10,012)</u>

CENTERS FOR INNOVATION DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(20,250)	(10,012)
DEPARTMENTAL TOTAL - ALL FUNDS	<u>(20,250)</u>	<u>(10,012)</u>

CONSERVATION, DEPARTMENT OF

Division of Forest Protection 0232

Initiative: Deappropriates \$100,547 from Capital Expenditures in fiscal year 2003-04 and \$24,538 from Capital Expenditures in fiscal year 2004-05.

General Fund	2003-04	2004-05
Capital Expenditures	(100,547)	(24,538)
General Fund Total	(100,547)	(24,538)

Parks - General Operations 0221

Initiative: Deappropriates \$1,865 from All Other and \$25,800 from Capital Expenditures in Parks - General Operations in fiscal year 2003-04 and \$20,000 from All Other in fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(1,865)	(20,000)
Capital Expenditures	(25,800)	0
General Fund Total	(27,665)	(20,000)

Land Use Regulation Commission 0236

Initiative: Deappropriates \$3,500 from Capital Expenditures and \$31,176 from All Other in fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	(31,176)	0
Capital Expenditures	(3,500)	0
General Fund Total	(34,676)	0

Geological Survey 0237

Initiative: Deappropriates \$5,258 from All Other in fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	(5,258)	0
General Fund Total	(5,258)	0

Administrative Services - Conservation 0222

Initiative: Deappropriates \$26,796 from All Other in fiscal year 2003-04 and \$120,000 from All Other in fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(26,796)	(120,000)
General Fund Total	(26,796)	(120,000)

CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(194,942)	(164,538)
DEPARTMENTAL TOTAL - ALL FUNDS	(194,942)	(164,538)

CORRECTIONS, DEPARTMENT OF

Correctional Medical Services Fund 0286

Initiative: Provides for the deappropriation of funds due to a change in the MaineCare prescription drug program.

General Fund	2003-04	2004-05
All Other	(50,000)	0

General Fund Total	(50,000)	0
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CORRECTIONS, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(50,000)	0
DEPARTMENTAL TOTAL - ALL FUNDS	(50,000)	0

CRIMINAL JUSTICE COMMISSION, MAINE

Maine Criminal Justice Commission 0795

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	0	(1,088)
General Fund Total	0	(1,088)

CRIMINAL JUSTICE COMMISSION, MAINE DEPARTMENT TOTALS

GENERAL FUND	0	(1,088)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(1,088)

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Veterans Services 0110

Initiative: Deappropriates salary savings.

General Fund	2003-04	2004-05
Personal Services	(5,495)	0
General Fund Total	(5,495)	0

Military Training and Operations 0108

Initiative: Deappropriates utility savings from the All Other line category for Skowhegan Armory.

General Fund	2003-04	2004-05
All Other	(12,448)	(24,896)
General Fund Total	(12,448)	(24,896)

Military Training and Operations 0108

Initiative: Deappropriates utility savings from the All Other line category for a one-time 100% federal reimbursement.

General Fund	2003-04	2004-05
All Other	(13,824)	0
General Fund Total	(13,824)	0

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(31,767)	(24,896)
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DEPARTMENTAL TOTAL - ALL FUNDS (31,767) (24,896)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Provides for the deappropriation of \$61,495 in funds granted to the Maine Technology Institute.

General Fund	2003-04	2004-05
All Other	(61,495)	0
General Fund Total	(61,495)	0

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND (61,495) 0

DEPARTMENTAL TOTAL - ALL FUNDS (61,495) 0

EDUCATION, DEPARTMENT OF

General Purpose Aid for Local Schools 0308

Initiative: Provides for the deappropriation of funds from one-time savings in foundation costs.

General Fund	2003-04	2004-05
All Other	(2,338,007)	0
General Fund Total	(2,338,007)	0

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND (2,338,007) 0

DEPARTMENTAL TOTAL - ALL FUNDS (2,338,007) 0

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Land and Water Quality 0248

Initiative: Deappropriates funds from Personal Services savings that result from journaling costs to other funds.

General Fund	2003-04	2004-05
Personal Services	(42,742)	(44,189)
General Fund Total	(42,742)	(44,189)

Remediation and Waste Management 0247

Initiative: Deappropriates funds from Personal Services savings that result from journaling costs to other funds.

General Fund	2003-04	2004-05
Personal Services	(37,745)	(12,360)
General Fund Total	(37,745)	(12,360)

Air Quality 0250

Initiative: Deappropriates funds by reducing funds available in the All Other line category.

General Fund	2003-04	2004-05
All Other	(12,027)	(8,450)
General Fund Total	(12,027)	(8,450)

ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND (92,514) (64,999)

DEPARTMENTAL TOTAL - ALL FUNDS (92,514) (64,999)

ETHICS AND ELECTIONS PRACTICES, COMMISSION ON GOVERNMENTAL

Governmental Ethics and Election Practices - Commission on 0414

Initiative: Provides for a reduction in general operating expenses within the All Other line category to achieve savings.

General Fund	2003-04	2004-05
All Other	(2,207)	(1,055)
General Fund Total	(2,207)	(1,055)

ETHICS AND ELECTIONS PRACTICES, COMMISSION ON GOVERNMENTAL DEPARTMENT TOTALS

GENERAL FUND (2,207) (1,055)

DEPARTMENTAL TOTAL - ALL FUNDS (2,207) (1,055)

EXECUTIVE DEPARTMENT

Administration - Executive - Governor's Office 0165

Initiative: Deappropriates Personal Services salary savings, the result of delaying the filling of vacant positions.

General Fund	2003-04	2004-05
Personal Services	(51,720)	(30,209)
General Fund Total	(51,720)	(30,209)

Planning Office 0082

Initiative: Deappropriates funds by reducing the number of comprehensive planning grants by approximately 40%.

General Fund	2003-04	2004-05
All Other	(83,099)	(61,540)
General Fund Total	(83,099)	(61,540)

EXECUTIVE DEPARTMENT DEPARTMENT TOTALS

GENERAL FUND (134,819) (91,749)

DEPARTMENTAL TOTAL - ALL FUNDS (134,819) (91,749)

FINANCE AUTHORITY OF MAINE

Business Development Finance 0512

Initiative: Provides for the deappropriation of \$545 in fiscal year 2003-04 and \$2,024 in fiscal year 2004-05 by reducing amounts available for loans and loan guarantees for Maine businesses.

General Fund	2003-04	2004-05
All Other	(545)	(2,024)
General Fund Total	(545)	(2,024)

Natural Resources and Marketing 0513

Initiative: Provides for the deappropriation of \$2,942 in fiscal year 2003-04 and \$10,923 in fiscal year 2004-05 by reducing amounts available for loans and loan guarantees for Maine's natural resource businesses.

General Fund	2003-04	2004-05
All Other	(2,942)	(10,923)
General Fund Total	(2,942)	(10,923)

Student Financial Assistance Programs 0653

Initiative: Provides for the deappropriation of \$205,809 in fiscal year 2003-04 and \$764,287 in fiscal year 2004-05 by reducing amounts available for grants and loans to those seeking postsecondary education.

General Fund	2003-04	2004-05
All Other	(205,809)	(764,287)
General Fund Total	(205,809)	(764,287)

**FINANCE AUTHORITY OF MAINE
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	(209,296)	(777,234)
DEPARTMENTAL TOTAL - ALL FUNDS	(209,296)	(777,234)

FIRE PROTECTION SERVICES COMMISSION, MAINE

Maine Fire Protection Services Commission 0936

Initiative: Deappropriates anticipated savings in All Other from reductions in contractual services.

General Fund	2003-04	2004-05
All Other	(1,644)	(877)
General Fund Total	(1,644)	(877)

**FIRE PROTECTION SERVICES COMMISSION, MAINE
DEPARTMENT TOTALS**

	2003-04	2004-05
GENERAL FUND	(1,644)	(877)
DEPARTMENTAL TOTAL - ALL FUNDS	(1,644)	(877)

FOUNDATION FOR BLOOD RESEARCH

Scienceworks for ME 0908

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05

All Other	0	(4,427)
General Fund Total	0	(4,427)

FOUNDATION FOR BLOOD RESEARCH

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(4,427)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(4,427)

HISTORIC PRESERVATION COMMISSION, MAINE

Historic Preservation Commission 0036

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(679)	(4,653)
General Fund Total	(679)	(4,653)

HISTORIC PRESERVATION COMMISSION, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(679)	(4,653)
DEPARTMENTAL TOTAL - ALL FUNDS	(679)	(4,653)

HISTORICAL SOCIETY, MAINE

Historical Society 0037

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	0	(3,672)
General Fund Total	0	(3,672)

HISTORICAL SOCIETY, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(3,672)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(3,672)

HOSPICE COUNCIL, MAINE

Maine Hospice Council 0663

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	0	(4,427)
General Fund Total	0	(4,427)

HOSPICE COUNCIL, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(4,427)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(4,427)

HOUSING AUTHORITY, MAINE STATE

Shelter Operating Subsidy 0661

Initiative: Provides for the deappropriation of funds not needed for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(1,500)	(29,400)
General Fund Total	(1,500)	(29,400)

HOUSING AUTHORITY, MAINE STATE

DEPARTMENT TOTALS

GENERAL FUND	(1,500)	(29,400)
DEPARTMENTAL TOTAL - ALL FUNDS	(1,500)	(29,400)

HUMAN RIGHTS COMMISSION, MAINE

Human Rights Commission - Regulation 0150

Initiative: Provides for the deappropriation of unemployment compensation costs.

General Fund	2003-04	2004-05
Personal Services	(3,018)	0
General Fund Total	(3,018)	0

Human Rights Commission - Regulation 0150

Initiative: Provides for the deappropriation of travel funds.

General Fund	2003-04	2004-05
All Other	(208)	(2,866)
General Fund Total	(208)	(2,866)

HUMAN RIGHTS COMMISSION, MAINE

DEPARTMENT TOTALS

GENERAL FUND	(3,226)	(2,866)
DEPARTMENTAL TOTAL - ALL FUNDS	(3,226)	(2,866)

HUMAN SERVICES, DEPARTMENT OF

Purchased Social Services 0228

Initiative: Provides for the deappropriation of funds by amending contracts that have not met service targets.

General Fund	2003-04	2004-05
All Other	(789)	0
General Fund Total	(789)	0

Child Care Services 0563

Initiative: Provides for the deappropriation of funds no longer required.

General Fund	2003-04	2004-05
All Other	(399,633)	0
General Fund Total	(399,633)	0

Health - Bureau of 0143

Initiative: Provides for the deappropriation of funds from one-time savings and from reductions in contractual services.

General Fund	2003-04	2004-05
All Other	(17,502)	0
General Fund Total	(17,502)	0

Departmentwide 0640

Initiative: Provides for the deappropriation of funds from increased attrition across Department of Human Services General Fund programs in fiscal year 2003-04. Notwithstanding any other provision of law, the State Budget Officer may calculate and transfer the amount of savings by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2003-04.

General Fund	2003-04	2004-05
Personal Services	(76,083)	0
General Fund Total	(76,083)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds by requiring prior authorization for certain elective surgeries.

General Fund	2003-04	2004-05
All Other	(12,000)	0
General Fund Total	(12,000)	0

Federal Expenditures Fund

All Other	(27,037)	0
Federal Expenditures Fund Total	(27,037)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation and deallocation of funds to change the drugs for the elderly program to complement the new Medicare Drug Initiative by creating 2 benefit levels in the drugs for the elderly program.

General Fund	2003-04	2004-05
All Other	(2,500,000)	0
General Fund Total	(2,500,000)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation and allocation of funds to meet an estimated MaineCare shortfall in fiscal year 2003-04, including \$19.2 million of prior-year hospital settlements.

General Fund	2003-04	2004-05
All Other	42,295,814	0
General Fund Total	42,295,814	0

Federal Expenditures Fund

All Other	95,296,294	0
Federal Expenditures Fund Total	95,296,294	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deallocation of funds for the federal seed of a General Fund deappropriation in the Department of Behavioral and Developmental Services' Office of Substance Abuse to cover a share of the MaineCare shortfall in fiscal year 2003-04.

Federal Expenditures Fund	2003-04	2004-05
All Other	(2,724,998)	0
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Federal Expenditures		
Fund Total	(2,724,998)	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the allocation of funds for the federal seed of a General Fund appropriation in the Department of Behavioral and Developmental Services for its share of the MaineCare shortfall in fiscal year 2003-04 for the mental retardation waiver.

Federal Expenditures Fund	2003-04	2004-05
All Other	11,350,633	0
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Federal Expenditures		
Fund Total	11,350,633	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the allocation of funds in accordance with the Maine Revised Statutes, Title 36, section 2873, subsection 4, paragraph A from the tax on residential treatment facilities and nursing homes to increase payments to medical care providers and nursing facilities and for direct services in the home-based care program.

Federal Expenditures Fund	2003-04	2004-05
All Other	3,636,488	0
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Federal Expenditures		
Fund Total	3,636,488	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the allocation of funds for the federal seed of a General Fund appropriation in the Department of Behavioral and Developmental Services for its share of the MaineCare shortfall in community mental health services.

Federal Expenditures Fund	2003-04	2004-05
All Other	8,867,303	0
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Federal Expenditures		
Fund Total	8,867,303	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the allocation of funds for the federal seed of a General Fund appropriation in the Department of Behavioral and Developmental Services for its share of the MaineCare shortfall in children's mental health services.

Federal Expenditures Fund	2003-04	2004-05
All Other	15,711,234	0
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Federal Expenditures		
Fund Total	15,711,234	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds as a result of increased Disproportionate Share Hospital funds available for institutes for mental disease through the federal Medicare

Prescription Drug, Improvement, and Modernization Act of 2003 that offset the need for state funds. These costs will shift to the Federal Expenditures Fund, requiring an increased allocation.

Federal Expenditures Fund	2003-04	2004-05
All Other	3,800,000	0
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Federal Expenditures		
Fund Total	3,800,000	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the allocation of funds for the federal seed of a General Fund appropriation in the Department of Labor for its share of the MaineCare shortfall in fiscal year 2003-04.

Federal Expenditures Fund	2003-04	2004-05
All Other	1,646,878	0
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Federal Expenditures		
Fund Total	1,646,878	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the deappropriation, appropriation and deallocation of funds for a credit due from the Medicare Part A and B premiums and funds to offset the federal unfunded liability from prior years.

General Fund	2003-04	2004-05
All Other	(5,183,535)	0
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General Fund Total	(5,183,535)	0

Federal Expenditures Fund	2003-04	2004-05
All Other	5,183,535	0
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Federal Expenditures		
Fund Total	5,183,535	0

Medical Care - Payments to Providers 0147

Initiative: Provides for the appropriation of funds as a result of increased Disproportionate Share Hospital funds available for institutes for mental disease through the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 that offset the need for state funds. These funds were originally offset from the Department of Human Services and should be offset from the Department of Behavioral and Developmental Services.

General Fund	2003-04	2004-05
All Other	3,800,000	0
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General Fund Total	3,800,000	0

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	208,734	0
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General Fund Total	208,734	0

Federal Expenditures Fund	2003-04	2004-05
All Other	470,297	0

Federal Expenditures		
Fund Total	470,297	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds from increased revenues from the tax on residential facilities and nursing homes to meet payments in fiscal year 2003-04 and to return 24% of additional tax revenue to providers.

Other Special Revenue Funds	2003-04	2004-05
All Other	1,500,000	0
Other Special Revenue Funds Total	1,500,000	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds from increased revenues from the tax on residential treatment facilities and nursing homes for tax expenses and nursing facility enhancement.

Federal Expenditures Fund	2003-04	2004-05
All Other	3,834,118	0
Federal Expenditures Fund Total	3,834,118	0
Other Special Revenue Funds	2003-04	2004-05
All Other	1,701,715	0
Other Special Revenue Funds Total	1,701,715	0

Nursing Facilities 0148

Initiative: Provides for the deappropriation and deallocation of funds no longer required.

General Fund	2003-04	2004-05
All Other	(3,714,469)	0
General Fund Total	(3,714,469)	0
Federal Expenditures Fund	2003-04	2004-05
All Other	(8,369,034)	0
Federal Expenditures Fund Total	(8,369,034)	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds from increased revenues and balances from the tax on residential treatment facilities and nursing homes for tax expenses and nursing facility enhancement.

Federal Expenditures Fund	2003-04	2004-05
All Other	6,993,633	0
Federal Expenditures Fund Total	6,993,633	0
Other Special Revenue Funds	2003-04	2004-05
All Other	3,104,018	0
Other Special Revenue Funds Total	3,104,018	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds in accordance with the Maine Revised Statutes, Title 36, section 2873, subsection 4, paragraph A from the tax on residential treatment facilities and nursing homes to increase payments to medical care providers and nursing facilities and for direct services in the home-based care program.

Federal Expenditures Fund	2003-04	2004-05
All Other	22,374,880	0
Federal Expenditures Fund Total	22,374,880	0
Other Special Revenue Funds	2003-04	2004-05
All Other	9,930,751	0
Other Special Revenue Funds Total	9,930,751	0

Nursing Facilities 0148

Initiative: Provides for the allocation of funds from the tax on residential facilities and nursing homes to meet payments in fiscal year 2003-04.

Other Special Revenue Funds	2003-04	2004-05
All Other	2,100,000	0
Other Special Revenue Funds Total	2,100,000	0

Medical Care - Payments to Providers - Non Match 0997

Initiative: Provides for the deappropriation, appropriation and deallocation of funds for a credit due from the Medicare Part A and B crossover premiums and funds to offset the federal unfunded liability from prior years.

General Fund	2003-04	2004-05
All Other	38,808,189	0
General Fund Total	38,808,189	0

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	73,208,726	0
FEDERAL EXPENDITURES FUND	168,044,224	0
OTHER SPECIAL REVENUE FUNDS	18,336,484	0
DEPARTMENTAL TOTAL - ALL FUNDS	259,589,434	0

HUMANITIES COUNCIL, MAINE

Humanities Council 0942

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	0	(4,530)
General Fund Total	0	(4,530)

HUMANITIES COUNCIL, MAINE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(4,530)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(4,530)

INDIAN TRIBAL-STATE COMMISSION, MAINE

Maine Indian Tribal-State Commission 0554

Initiative: Provides for the deappropriation of funds for fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	0	(2,303)
General Fund Total	0	(2,303)

INDIAN TRIBAL-STATE COMMISSION, MAINE

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(2,303)
DEPARTMENTAL TOTAL - ALL FUNDS	0	(2,303)

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Provides for the deappropriation of funds from operational savings and debt refinancing.

General Fund	2003-04	2004-05
All Other	(478,000)	(475,000)
General Fund Total	(478,000)	(475,000)

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Provides for the deappropriation of funds for the consolidation of the Madawaska and Livermore Falls courthouses.

General Fund	2003-04	2004-05
All Other	0	(67,000)
General Fund Total	0	(67,000)

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Provides funding for 8 Security Officer positions and one Assistant Local Security Supervisor position to provide security at York County courthouses.

General Fund	2003-04	2004-05
Positions - Legislative Count	(9,000)	(9,000)
Personal Services	98,729	413,551
All Other	(98,729)	(413,551)
General Fund Total	0	0

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Provides funds to partially offset Personal Services deappropriations in Public Law 2003, chapter 20.

General Fund	2003-04	2004-05
Personal Services	78,000	0
General Fund Total	78,000	0

JUDICIAL DEPARTMENT

DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(400,000)	(542,000)
DEPARTMENTAL TOTAL - ALL FUNDS	(400,000)	(542,000)

LABOR, DEPARTMENT OF

Governor's Training Initiative Program 0842

Initiative: Provides for the deappropriation of funds due to a decrease in services provided.

General Fund	2003-04	2004-05
All Other	0	(90,965)
General Fund Total	0	(90,965)

Rehabilitation Services 0799

Initiative: Provides for the deappropriation of funds due to a decrease in services provided.

General Fund	2003-04	2004-05
All Other	(40,386)	(236,772)
General Fund Total	(40,386)	(236,772)

Employment Services Activity 0852

Initiative: Provides for the deappropriation of funds due to salary savings due to vacancies in 2004 and the reallocation of one Education Specialist III position in 2005.

General Fund	2003-04	2004-05
Positions - Legislative Count	(0,000)	(-1,000)
Personal Services	(59,954)	(69,397)
General Fund Total	(59,954)	(69,397)

Federal Expenditures Fund

2003-04	2004-05
Positions - Legislative Count	(1,000)
Personal Services	42,060
Federal Expenditures Fund Total	42,060

Other Special Revenue Funds

2003-04	2004-05
Personal Services	27,337
Other Special Revenue Funds Total	27,337

Administration - Bureau of Labor Standards 0158

Initiative: Provides for the deappropriation of funds due to salary savings in fiscal year 2003-04 and to reductions in system upgrades in fiscal year 2004-05.

General Fund	2003-04	2004-05
Personal Services	(16,291)	0
All Other	0	(9,693)
General Fund Total	(16,291)	(9,693)

Labor Relations Board 0160

Initiative: Provides for the deappropriation of funds through savings on travel and equipment purchases.

General Fund	2003-04	2004-05
All Other	(2,549)	(1,684)
General Fund Total	(2,549)	(1,684)

Rehabilitation Services - Medicaid 0965

Initiative: Provides for the appropriation of funds to maintain the current level of services in the consumer-directed personal assistance services Medicaid program.

General Fund	2003-04	2004-05
All Other	730,942	0
General Fund Total	730,942	0

Administration - Labor 0030

Initiative: Provides for the deappropriation of funds due to salary savings in fiscal year 2003-04 and reductions in administrative projects in fiscal year 2004-05.

General Fund	2003-04	2004-05
Personal Services	(4,755)	0
All Other	0	(2,491)
General Fund Total	(4,755)	(2,491)

LABOR, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	607,007	(411,002)
FEDERAL EXPENDITURES FUND	0	42,060
OTHER SPECIAL REVENUE FUNDS	0	27,337
DEPARTMENTAL TOTAL - ALL FUNDS	607,007	(341,605)

LIBRARY, MAINE STATE

Maine State Library 0217

Initiative: Provides for deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(25,000)	(33,270)
General Fund Total	(25,000)	(33,270)

LIBRARY, MAINE STATE DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(25,000)	(33,270)
DEPARTMENTAL TOTAL - ALL FUNDS	(25,000)	(33,270)

MARINE RESOURCES, DEPARTMENT OF

Bureau of Resource Management 0027

Initiative: Deappropriates funds from the Bureau of Resource Management by delaying the replacement of public health lab equipment.

General Fund	2003-04	2004-05
Capital Expenditures	(1,801)	0
General Fund Total	(1,801)	0

Marine Patrol - Bureau of 0029

Initiative: Deappropriates funds from the Bureau of Marine Patrol resulting from cost savings achieved from engine replacements.

General Fund	2003-04	2004-05
Capital Expenditures	(1,800)	0
General Fund Total	(1,800)	0

Marine Patrol - Bureau of 0029

Initiative: Deappropriates funds from the Bureau of Marine Patrol originally appropriated to fund debt service payments related to a new communications system.

General Fund	2003-04	2004-05
All Other	(68,000)	(68,000)
General Fund Total	(68,000)	(68,000)

Division of Community Resource Development 0043

Initiative: Deappropriates funds from the Division of Community Resource Development originally appropriated to support habitat closure and industry support activities of the department.

General Fund	2003-04	2004-05
All Other	0	(1,144)
General Fund Total	0	(1,144)

Division of Administrative Services 0258

Initiative: Deappropriates funds from the Division of Administrative Services originally appropriated to support the information technology program within the department.

General Fund	2003-04	2004-05
All Other	(22,177)	(29,517)
Capital Expenditures	(10,000)	(2,500)
General Fund Total	(32,177)	(32,017)

MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	(103,778)	(101,161)
DEPARTMENTAL TOTAL - ALL FUNDS	(103,778)	(101,161)

MARITIME ACADEMY, MAINE

Maritime Academy - Operations 0035

Initiative: Provides for the deappropriation of \$50,000 in fiscal year 2003-04 and \$262,657 in fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(50,000)	(262,657)

General Fund Total	(50,000)	(262,657)
MARITIME ACADEMY, MAINE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(50,000)	(262,657)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(50,000)	(262,657)

MUNICIPAL BOND BANK, MAINE

Maine Municipal Bond Bank - Maine Rural Water Association 0699

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(7,330)	(5,902)
General Fund Total	(7,330)	(5,902)

MUNICIPAL BOND BANK, MAINE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(7,330)	(5,902)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(7,330)	(5,902)

MUSEUM, MAINE STATE

Maine State Museum 0180

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(23,034)	(17,097)
General Fund Total	(23,034)	(17,097)

MUSEUM, MAINE STATE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(23,034)	(17,097)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(23,034)	(17,097)

PINE TREE LEGAL ASSISTANCE

Legal Assistance 0553

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(10,812)	(8,698)
General Fund Total	(10,812)	(8,698)

PINE TREE LEGAL ASSISTANCE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(10,812)	(8,698)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(10,812)	(8,698)

PROPERTY TAX REVIEW, STATE BOARD OF

Property Tax Review - State Board of 0357

Initiative: In fiscal year 2003-04, deappropriates Personal Services salary savings, a result of not immediately filling a Clerk Typist III position vacancy. In fiscal year 2004-05, deappropriates All Other through reduced legal expense in line with a reduction to the hearing schedule.

General Fund	2003-04	2004-05
Personal Services	(6,944)	0
All Other	0	(4,588)
General Fund Total	(6,944)	(4,588)

PROPERTY TAX REVIEW, STATE BOARD OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(6,944)	(4,588)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(6,944)	(4,588)

PUBLIC BROADCASTING CORPORATION, MAINE

Maine Public Broadcasting Corporation 0033

Initiative: Provides for the deappropriation of funds for fiscal year 2003-04 and fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(110,039)	(137,636)
General Fund Total	(110,039)	(137,636)

PUBLIC BROADCASTING CORPORATION, MAINE		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(110,039)	(137,636)
DEPARTMENTAL TOTAL -		
ALL FUNDS	(110,039)	(137,636)

PUBLIC SAFETY, DEPARTMENT OF

State Police 0291

Initiative: Deappropriates 3rd-quarter and 4th-quarter All Other allotment for anticipated reduction to radio expenses.

General Fund	2003-04	2004-05
All Other	(88,500)	0
General Fund Total	(88,500)	0

State Police 0291

Initiative: Deappropriates first-quarter All Other allotment reserves.

General Fund	2003-04	2004-05
All Other	(1,518)	0
General Fund Total	(1,518)	0

State Police 0291

Initiative: Deappropriates \$100,000 for anticipated reductions to radio expenses.

General Fund	2003-04	2004-05
All Other	0	(100,000)

General Fund Total	0	(100,000)
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Liquor Enforcement 0293

Initiative: Deappropriates first-quarter allotment reserves resulting from the transfer of liquor enforcement duties to State Police and local law enforcement communities.

General Fund	2003-04	2004-05
Personal Services	(65,000)	0
General Fund Total	(65,000)	0

Liquor Enforcement 0293

Initiative: Deappropriates first-quarter allotment reserves resulting from reduced repair costs.

General Fund	2003-04	2004-05
All Other	(32)	0
General Fund Total	(32)	0

Fingerprint and Background Information - State Expense 0930

Initiative: Deappropriates first-quarter allotment reserves resulting from first-quarter Personal Services expenses paid in the 2nd quarter.

General Fund	2003-04	2004-05
Personal Services	(5,280)	0
General Fund Total	(5,280)	0

Background Checks - Certified Nursing Assistants 0992

Initiative: Deappropriates 2nd-quarter allotment reserves created by salary savings.

General Fund	2003-04	2004-05
Personal Services	(5,604)	0
General Fund Total	(5,604)	0

Background Checks - Certified Nursing Assistants 0992

Initiative: Deappropriates 2nd-quarter All Other allotment reserves. A position vacancy reduced the need for supplies.

General Fund	2003-04	2004-05
All Other	(5,450)	0
General Fund Total	(5,450)	0

Background Checks - Certified Nursing Assistants 0992

Initiative: Deappropriates 3rd-quarter allotment for anticipated reductions to supplies.

General Fund	2003-04	2004-05
All Other	(708)	0
General Fund Total	(708)	0

Criminal Justice Academy 0290

Initiative: Transfers one Maine Criminal Justice Academy Training Coordinator position from the Criminal Justice Academy General Fund account to the dedicated account beginning January 1, 2004.

General Fund	2003-04	2004-05
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Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(33,686)	(68,069)

General Fund Total	(33,686)	(68,069)
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Other Special Revenue Funds	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	33,686	68,069

Other Special Revenue Funds Total	33,686	68,069
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Criminal Justice Academy 0290

Initiative: Transfers one Clerk Typist III position from the Criminal Justice Academy General Fund account to the dedicated account beginning January 1, 2004.

General Fund	2003-04	2004-05
Positions - Legislative Count	(-1,000)	(-1,000)
Personal Services	(22,534)	(45,382)

General Fund Total	(22,534)	(45,382)
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Other Special Revenue Funds	2003-04	2004-05
Positions - Legislative Count	(1,000)	(1,000)
Personal Services	22,534	45,382

Other Special Revenue Funds Total	22,534	45,382
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Emergency Medical Services 0485

Initiative: Deappropriates first-quarter allotment reserves resulting from decreased use of contractual services.

General Fund	2003-04	2004-05
All Other	(30,000)	0

General Fund Total	(30,000)	0
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PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(258,312)	(213,451)
OTHER SPECIAL REVENUE FUNDS	56,220	113,451

DEPARTMENTAL TOTAL - ALL FUNDS	(202,092)	(100,000)
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SECRETARY OF STATE, DEPARTMENT OF

Administration - Archives 0050

Initiative: Identifies one-time savings through salary savings due to a vacant position and eliminating certain archival restoration and microfilming projects.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
All Other	(6,727)	0

General Fund Total	(16,727)	0
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Bureau of Administrative Services and Corporations 0692

Initiative: Identifies one-time savings for the biennium through the postponement of certain capital expenditures, savings from hiring at

a lower-than-budgeted salary and aggressive management of election-related expenses.

General Fund	2003-04	2004-05
Personal Services	(10,000)	0
All Other	(30,000)	(10,000)
Capital Expenditures	0	(20,560)
General Fund Total	(40,000)	(30,560)

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(56,727)	(30,560)
DEPARTMENTAL TOTAL - ALL FUNDS	(56,727)	(30,560)

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Deappropriates funds from general operations.

General Fund	2003-04	2004-05
All Other	(150,000)	(1,100,000)
General Fund Total	(150,000)	(1,100,000)

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(150,000)	(1,100,000)
DEPARTMENTAL TOTAL - ALL FUNDS	(150,000)	(1,100,000)

TRANSPORTATION, DEPARTMENT OF

Administration - Aeronautics 0294

Initiative: Provides for the deappropriation of funds to reduce the subsidy to the Maine State Ferry Service and the Augusta State Airport and to reduce funds to ports and marine transportation.

General Fund	2003-04	2004-05
All Other	(20,000)	(20,000)
General Fund Total	(20,000)	(20,000)

Administration - Ports and Marine Transportation 0298

Initiative: Provides for the deappropriation of funds to reduce the subsidy to the Maine State Ferry Service and the Augusta State Airport and to reduce funds to ports and marine transportation.

General Fund	2003-04	2004-05
All Other	(177,384)	(196,145)
General Fund Total	(177,384)	(196,145)

TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(197,384)	(216,145)
DEPARTMENTAL TOTAL - ALL FUNDS	(197,384)	(216,145)

TREASURER OF STATE, OFFICE OF

Debt Service - Treasury 0021

Initiative: Provides for the deappropriation of excess debt service due to a lower interest rate and a lower-than-anticipated bond issue. Also provides for a deappropriation due to an increase in debt service earnings.

General Fund	2003-04	2004-05
All Other	(4,603,066)	(4,711,815)
General Fund Total	(4,603,066)	(4,711,815)

Debt Service - Treasury 0021

Initiative: Provides for the deappropriation of excess debt service due to a lower interest rate and a smaller-than-anticipated bond anticipation note.

General Fund	2003-04	2004-05
All Other	(26,977)	(17,403)
General Fund Total	(26,977)	(17,403)

TREASURER OF STATE, OFFICE OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(4,630,043)	(4,729,218)
DEPARTMENTAL TOTAL - ALL FUNDS	(4,630,043)	(4,729,218)

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Educational and General Activities - UMS 0031

Initiative: Deappropriates funds to the Educational and General Activities - UMS program. The reduction in appropriations established in this account may not be offset by tuition increases. Any tuition increase must be attributed to the implementation of collective bargaining, increased health insurance costs and any other measures that have created increased costs to the University of Maine System.

General Fund	2003-04	2004-05
All Other	(4,850,000)	(1,050,000)
General Fund Total	(4,850,000)	(1,050,000)

Maine Patent Program 0931

Initiative: Provides for the deappropriation of \$100,000 in fiscal year 2003-04 and \$150,000 in fiscal year 2004-05.

General Fund	2003-04	2004-05
All Other	(100,000)	(150,000)
General Fund Total	(100,000)	(150,000)

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(4,950,000)	(1,200,000)
DEPARTMENTAL TOTAL - ALL FUNDS	(4,950,000)	(1,200,000)

SECTION TOTALS	2003-04	2004-05
GENERAL FUND	77,033,458	(10,602,999)
OTHER SPECIAL REVENUE FUND	15,350,529	140,788
FEDERAL EXPENDITURES FUND	168,044,224	42,060
ALCOHOLIC BEVERAGE FUND	850,000	0
<hr/>		
SECTION TOTAL - ALL FUNDS	\$261,278,211	(\$10,420,151)

PART B

Sec. B-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$28,885,017 from the Federal Fiscal Relief Funds Reserve account to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART C

Sec. C-1. 7 MRSA §3153-A, as enacted by PL 2003, c. 120, §2, is amended to read:

§3153-A. Dairy stabilization subsidy

If the base price of milk falls below \$16.94 per hundredweight in any month beginning September 1, 2003 and ending ~~December 31, 2003~~ May 31, 2004, the administrator of the Maine Milk Pool shall distribute to Maine milk producers on a per hundredweight basis ~~55%~~ 40% for the months of January to May 2004 of the difference between \$16.94 per hundredweight and the base price of milk per hundredweight. The amount distributed for milk produced during the period between September 1, 2003 and ~~December 31, 2003~~ May 31, 2004 may not exceed ~~\$3,000,000~~ \$2,100,000. The Governor shall provide these funds to the Maine milk pool administrator for distribution to Maine milk producers, as provided for in this section, during the months of October 2003 to ~~January~~ June 2004. The base price of milk is the Suffolk County, Massachusetts Class I price of milk as determined for each month by the Northeast Market Administrator of the United States Department of Agriculture. ~~The Governor shall seek a General Fund appropriation during the Second Regular Session of the 121st Legislature if needed for the purposes of this section.~~

Sec. C-2. Pollution Control Structures - Carrying Account; lapsed balances. Notwithstanding any other provision of law, up to \$290,064 of the encumbered balance forward in fiscal year 2003-04 in the Pollution Control Structures - Carrying Account, General Fund account in the Department of Agriculture, Food and Rural Resources is disencumbered. The amount of \$290,064 in this account lapses to the General Fund no later than June 30, 2004.

Sec. C-3. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$103,566 from the Maine Milk Pool, Other Special Revenue Funds account in the Department of Agriculture, Food and Rural Resources to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART D

Sec. D-1. Division of Forest Protection; lapsed balances. Notwithstanding any other provision of law, \$207,187 of unencumbered balance forward in fiscal year 2003-04 in the Division of Forest Protection, General Fund account in the Department of Conservation lapses to the General Fund in fiscal year 2003-04.

PART E

Sec. E-1. 34-A MRSA §3031-B is enacted to read:

§3031-B. Limitation on reimbursement rate to medical service providers for services outside department facility

Effective July 1, 2004, the department or its contracted medical provider may pay to a provider of a medical service for a person residing in a correctional or detention facility an amount no greater than the reimbursement rate applicable to that provider and that service as established by rule of the Department of Human Services for the MaineCare program under Title 22. This limitation applies to all medical care services, goods, prescription drugs and medications provided to a person outside the facility.

PART F

Sec. F-1. General Purpose Aid for Local Schools, General Fund account; lapsed balances. Notwithstanding any other provision of law, \$1,365,855 of the unencumbered balance forward in fiscal year 2003-04 in the General Purpose Aid for Local Schools, General Fund account in the Department of Education lapses to the General Fund no later than June 30, 2004.

PART G

Sec. G-1. 22 MRSA §2681, sub-§2, ¶B, as amended by PL 2003, c. 494, §4, is further amended to read:

B. "Initial discounted price" for a drug means ~~the price the department pays MaineCare the amount that participating retail pharmacies for that drug for MaineCare members may charge~~ qualified residents participating in the program

for that drug, as established by the department through rulemaking.

Sec. G-2. Department of Human Services; emergency rulemaking. Notwithstanding any other provision of law, the Commissioner of Human Services is authorized to adopt rules to implement the provisions of the Maine Revised Statutes, Title 22, section 2681, subsection 2, paragraph B and those rules are emergency rules in accordance with Title 5, section 8054.

Sec. G-3. Rulemaking to maximize state savings. Notwithstanding any other provision of law, the Department of Human Services shall adopt rules for the elderly low-cost drug program that maximize state savings for the coordination of benefits under the State's elderly low-cost drug program with those provided under the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 while providing a substantially equivalent benefit. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

PART H

Sec. H-1. 36 MRSA c. 377 is enacted to read:

CHAPTER 377

HOSPITAL TAX

§2891. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Hospital. "Hospital" means an acute care health care facility with permanent inpatient beds planned, organized, operated and maintained to offer for a continuing period of time facilities and services for the diagnosis and treatment of illness, injury and deformity; with a governing board, and an organized medical staff, offering continuous 24-hour professional nursing care; with a plan to provide emergency treatment 24 hours a day and including other services as defined in rules of the Department of Human Services relating to licensure of general and specialty hospitals; and that is licensed under Title 22, chapter 405 as a general hospital, specialty hospital or critical access hospital. For purposes of this chapter, "hospital" does not include a nursing home or a publicly owned specialty hospital.

2. Net operating revenue. "Net operating revenue" means gross charges of facilities less any deducted amounts for bad debts, charity care and payer discounts.

3. Publicly owned specialty hospital. "Publicly owned specialty hospital" means a publicly owned hospital that is primarily engaged in providing psychiatric services for the diagnosis, treatment and care of persons with mental illness and that is licensed as a specialty hospital by the Department of Human Services.

4. Tax year. "Tax year" means the hospital payment year, as defined by the Department of Human Services, ending in the calendar year immediately preceding the year in which the state fiscal year for which the tax is being imposed begins.

§2892. Tax imposed

For state fiscal years beginning on or after July 1, 2003, a tax is imposed annually against each hospital in the State. The tax is equal to .74% of net operating revenue for the tax year as identified on the hospital's most recent audited annual financial statement for that tax year. Delinquent tax payments are subject to Title 22, section 3175-C.

§2893. Return and payment of tax; application of revenues

1. Return required in state fiscal year 2003-04. For the tax due for state fiscal year 2003-04, a person subject to the tax imposed by this chapter shall submit to the assessor a return on a form prescribed and furnished by the assessor and pay the tax by the 30th day following the effective date of this section.

2. Return required in state fiscal years beginning on or after July 1, 2004. For tax due for state fiscal years beginning on or after July 1, 2004, a person subject to the tax imposed by this chapter shall submit to the assessor a return on a form prescribed and furnished by the assessor and pay the tax by July 15th of the state fiscal year for which the tax is being imposed.

3. Application of revenues. All revenues received by the assessor under this chapter must be credited to a General Fund suspense account. No later than the last day of each month, the State Controller shall transfer all revenues received by the assessor during the month under this chapter to the Medical Care - Payments to Providers Other Special Revenue Funds account in the Department of Human Services.

Sec. H-2. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Allocates funds to increase MaineCare payments to hospitals.

Federal Expenditures Fund	2003-04	2004-05
All Other	\$9,683,800	\$0
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Federal Expenditures		
Fund Total	9,683,800	0

Other Special Revenue Funds	2003-04	2004-05
All Other	4,316,200	0
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Other Special Revenue		
Funds Total	4,316,200	0

Medical Care - Payments to Providers 0147

Initiative: Allocates dedicated revenue from the hospital tax for MaineCare program expenses.

Other Special Revenue Funds	2003-04	2004-05
All Other	12,283,800	0
<hr/>		
Other Special Revenue		
Funds Total	12,283,800	0

Medical Care - Payments to Providers 0147

Initiative: Deappropriates funds to be replaced by dedicated revenue from the hospital tax.

General Fund	2003-04	2004-05
All Other	(12,283,800)	0
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General Fund Total	(12,283,800)	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates funds to support the cost of not adopting rules to reduce hospital reimbursement.

General Fund	2003-04	2004-05
All Other	8,677,200	0
<hr/>		
General Fund Total	8,677,200	0

Federal Expenditures Fund	2003-04	2004-05
All Other	19,468,113	0
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Federal Expenditures		
Fund Total	19,468,113	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates funds to support the cost of not adopting rules to change pharmacy dispensing fees under the MaineCare program and the low-cost drugs for the elderly program.

General Fund	2003-04	2004-05
All Other	720,369	0
<hr/>		
General Fund Total	720,369	0

Federal Expenditures Fund	2003-04	2004-05
All Other	1,616,215	0
<hr/>		
Federal Expenditures		
Fund Total	1,616,215	0

Medical Care - Payments to Providers 0147

Initiative: Provides funds to support the cost of not adopting rules to create 2 benefit levels in the low-cost drugs for the elderly program and funds to not increase the catastrophic cap to \$1,200 per benefit year.

General Fund	2003-04	2004-05
All Other	1,890,000	0
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General Fund Total	1,890,000	0

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	(996,231)	0
FEDERAL EXPENDITURES		
FUND	30,768,128	0
OTHER SPECIAL REVENUE		
FUNDS	16,600,000	0

DEPARTMENTAL TOTAL - ALL FUNDS	46,371,897	0
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SECTION TOTALS

GENERAL FUND	(996,231)	0
FEDERAL EXPENDITURES		
FUND	30,768,128	0
OTHER SPECIAL REVENUE		
FUNDS	16,600,000	0

SECTION TOTAL - ALL FUNDS	\$46,371,897	\$0
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PART I

Sec. I-1. PL 2003, c. 51, Pt. H, §7, as amended by PL 2003, c. 451, Pt. P, §4, is further 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 ~~\$2,492,648~~ \$3,254,528 in fiscal year 2003-04 and at least \$2,544,709 in fiscal year 2004-05.

Sec. I-2. General Fund unappropriated surplus. Notwithstanding any other provision of law, the State Controller is authorized to recognize as General Fund unappropriated surplus, no later than June 30, 2004, \$569,000 generated from fiscal year 2002-03 funds returned from health care providers.

Sec. I-3. General Fund unappropriated surplus. Notwithstanding any other provision of law, the State Controller is authorized to recognize as General Fund unappropriated surplus, no later than June 30, 2004, \$5,800,488 representing the reimbursement of disproportionate share hospital payments

in federal fiscal year 2001-02 from institutes for mental disease.

Sec. I-4. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$3,691,639 from the Child Support Collections, Other Special Revenue Funds account in the Department of Human Services to the unappropriated surplus of the General Fund no later than June 30, 2004.

PART J

Sec. J-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller is authorized to transfer up to \$26,202,734 from the Profit and Loss account of the General Fund to the General Fund TANF Reserve account no later than June 30, 2004. The amount to be transferred to the General Fund TANF Reserve account represents funds required to restore cash drawn in error from the TANF Federal Block Grant account and to recognize the availability of a balance in the General Fund TANF account that may be used as a current-year resource.

Sec. J-2. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$6,929,748 from the General Fund TANF Reserve account to the unappropriated surplus of the General Fund no later than June 30, 2004.

Sec. J-3. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$19,272,986 from the General Fund TANF Reserve account to the TANF Federal Block Grant account no later than June 30, 2004 to restore funds overdrawn from the TANF Federal Block Grant in prior fiscal years.

Sec. J-4. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$7,203,139 from the General Fund TANF account to the General Fund TANF Reserve account no later than June 30, 2004. The \$7,203,139 represents funds required to restore cash drawn in error from the TANF Federal Block Grant account and to recognize the availability of a balance in the General Fund that may be used as a current-year resource.

PART K

Sec. K-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer \$161,137 in fiscal year 2003-04 and \$121,118 in fiscal year 2004-05 from the State Fire Marshal's Office, Other Special Revenue Funds account in the Department of Public Safety to the unappropriated surplus of the General Fund no later than June 30, 2004 and June 30, 2005.

PART L

Sec. L-1. Bureau of Public Transportation; lapsed balances. Notwithstanding any other provision of law, \$11,053 of unencumbered balance forward in fiscal year 2003-04 in the Bureau of Public Transportation, General Fund account in the Department of Transportation lapses to the General Fund in fiscal year 2003-04.

PART M

Sec. M-1. Transfer of funds. Notwithstanding any other provision of law, the State Budget Officer shall identify in each General Fund account the amount of savings related to the merger of the Department of Human Services and the Department of Behavioral and Developmental Services in Public Law 2003, chapter 20, Part B and shall transfer the amounts by financial order upon the approval of the Governor following consultation with the joint standing committee of the Legislature having jurisdiction over appropriations and financial matters and the joint standing committee of the Legislature having jurisdiction over health and human services matters. These transfers are considered adjustments to appropriations in fiscal year 2004-05. The identified savings must be administrative cost reductions or savings that result from efficiencies in the delivery of services. 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 January 15, 2005.

Sec. M-2. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, available balances of appropriations in MaineCare General Fund accounts in fiscal years 2003-04 and 2004-05 may be transferred between accounts by financial order upon the recommendation of the State Budget Officer and approval of the Governor.

Sec. M-3. Appropriation and allocation transfers. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, available balances of appropriations and allocations in fiscal year 2004-05 in the Department of Human Services and Department of Behavioral and Developmental Services may be transferred between line categories and accounts by financial order upon the recommendation of the State Budget Officer and approval of the Governor in order to implement the provisions of Public Law 2003, chapter 20, Part B and Part K, section 18, related to the merger of the 2 departments.

PART N

Sec. N-1. 12 MRSA §6074, sub-§3, as amended by PL 1983, c. 662, §3, is further amended to read:

3. Filing fee. Each application ~~shall~~ must include a nonrefundable filing fee of ~~\$50~~ \$100. The fee may be waived for research activity by institutions or organizations financed in whole or part by state funding. ~~No filing fee may be required for applying for a special license for raising and selling Pacific salmon.~~ No A filing fee may not be required from a municipality applying for a special license for using a hydraulic dredge under section 6623.

Sec. N-2. 12 MRSA §6074, sub-§5, as amended by PL 1989, c. 204, §2, is further amended to read:

5. Fees. At the time of the initial issuance of a special license, and each year upon renewal, an annual fee must be paid. The annual fee for a special license ~~shall be \$25 for no more than 2 individuals is \$50. An annual fee of \$10 shall be paid for each individual after the first individual.~~ No license fee may be required for a special license for raising and selling Pacific salmon. An annual fee for a special license for more than 2 individuals but no more than 10 individuals is \$100. Additional individuals may be included in a special license in groups up to 10 for an additional \$100 per group. The fee may be waived for research activity by institutions or organizations financed in whole or in part by state funding. ~~No~~ A license fee may not be required from a municipality for a special license for using a hydraulic dredge under section 6623. ~~No~~ A license fee may not be required for employees of the department when they are acting in their capacity as employees under the direction of the commissioner or the commissioner's designated representative.

Sec. N-3. 12 MRSA §6074, sub-§6, as repealed and replaced by PL 1979, c. 412, is amended to read:

6. Renewal.

A. The initial issuance of each special license ~~shall~~ must specify the number of times the license may be renewed after the initial issuance. Each license may be renewed at least 4 times. The commissioner, with the advice and consent of the advisory council, may authorize ~~up to 19~~ renewals; if the necessary investment in the research or aquaculture requires additional renewals.

B. The commissioner shall annually renew the license on request for the authorized number of renewals, unless the license holder has not com-

plied with the conditions of the license; or the commissioner finds that renewal is not in the best interest of the State. Renewals ~~shall~~ do not require a new application ~~nor~~ or filing fee and ~~shall~~ do not require the advice and consent of the advisory council.

Sec. N-4. 12 MRSA §6074, sub-§9 is enacted to read:

9. Penalty. An individual who fails to comply with the conditions or limitations on the licensed activity under this section commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged.

PART O

Sec. O-1. Transfer of funds. Notwithstanding any other provision of law, the State Controller shall transfer up to \$10,000,000 in fiscal year 2003-04 from the Retiree Health Insurance Fund to the unappropriated surplus of the General Fund no later than June 30, 2004. On or after July 1, 2005, the State Controller shall transfer \$10,000,000 along with interest from the General Fund to the Retiree Health Insurance Fund as repayment. The transfer is considered an interfund loan to be repaid with interest of 8% compounded annually on the unpaid balance.

PART P

Sec. P-1. Transfer from unappropriated surplus at close of fiscal year 2003-04. Notwithstanding any other provision of law, at the close of fiscal year 2003-04 the State Controller shall transfer an amount up to \$4,495,662 available from the unappropriated surplus of the General Fund to the Executive Branch - Departments and Agencies Statewide account within the Department of Administrative and Financial Services after all required deductions of appropriations, budgeted financial commitments and adjustments considered necessary by the State Controller have been made and as the next priority after the transfers required pursuant to the Maine Revised Statutes, Title 5, sections 1507, 1511, 1513, 1517 and 1519.

Sec. P-2. Priority of transfers. Transfers made in accordance with section 1 must be expended for the purposes listed in this section in the following amounts and priority order:

1. Finance Authority of Maine. As the first priority, \$564,287 to the Student Financial Assistance Program in the Finance Authority of Maine to provide funds for grants and loans to those seeking postsecondary education;

2. Higher education. As the 2nd priority, to the following 3 higher education entities in the following

amounts and priority order; except that, if all 3 priorities under this subsection can not be fulfilled, then the following 3 higher education entities must share the amount available under this subsection in the same proportion as the dollar amounts listed in paragraphs A to C:

A. University of Maine System. As the 2nd priority, \$850,000 to the Educational and General Activities - UMS program in the University of Maine System to provide funds for general operations;

B. Maine Community College System. As the 2nd priority, \$350,000 to the Maine Community College System to provide funds for general operation; and

C. University of Maine System. As the 2nd priority, \$2,000,000 to the Maine Economic Improvement Fund in the University of Maine System to provide funds for applied research and development at the University of Maine System;

3. Library and public broadcasting. As the 3rd priority, to the following 2 entities in the following amounts and priority order; except that, if both priorities under this subsection can not be fulfilled, then the following 2 entities must share the amount available under this subsection in the same proportion as the dollar amounts listed in paragraphs A and B:

A. Maine State Library. As the 3rd priority, \$57,538 to the Maine State Library to provide funds for book acquisition; and

B. Maine Public Broadcasting Corporation. As the 3rd priority, \$123,837 to the Maine Public Broadcasting Corporation to provide funds for general operations; and

4. Department of Conservation. As the 4th priority, \$400,000 to the Shore and Harbor Management Fund account to partially restore an earlier transfer to the unappropriated surplus of the General Fund.

Sec. P-3. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, in fiscal year 2004-05 the State Budget Officer shall calculate the amounts that may be transferred from the Executive Branch - Departments and Agencies Statewide account within the Department of Administrative and Financial Services to the various state departments and agencies for the purposes listed in section 2 and shall transfer the calculated amounts by financial order upon the approval of the Governor. These transfers are considered adjustments to appropriations and allocations 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 with a report of the transferred amounts no later than January 31, 2005.

PART Q

Sec. Q-1. PL 2003, c. 451, Pt. O, §4 is amended to read:

Sec. O-4. Transfer of funds; Occupational Safety Loan Program account. Notwithstanding any other provision of law, ~~\$401,209~~ **\$559,079** 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.

Sec. Q-2. Transfer of funds; Occupational Safety Loan Program account. Notwithstanding any other provision of law, \$57,652 must be transferred from the Occupational Safety Loan Program, Other Special Revenue Funds account in the Department of Labor to General Fund unappropriated surplus no later than June 30, 2004.

PART R

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

LABOR, DEPARTMENT OF

Rehabilitation Services 0799

Initiative: Provides for the deappropriation of funds due to a decrease in services provided.

General Fund	2003-04	2004-05
All Other	\$0	(\$26,030)
General Fund Total	\$0	(\$26,030)

PART S

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

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	\$427,904	\$0
General Fund Total	427,904	0

Federal Expenditures Fund

All Other	960,043	0
Federal Expenditures Fund Total	960,043	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to implement 75% reimbursement for "bed hold" days for certain private nonmedical institutions.

General Fund	2003-04	2004-05
All Other	106,976	0
General Fund Total	106,976	0

Federal Expenditures Fund

All Other	240,011	0
Federal Expenditures Fund Total	240,011	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to discontinue the primary care case management fee for MaineCare managed care for rural health clinics.

General Fund	2003-04	2004-05
All Other	108,167	0
General Fund Total	108,167	0

Federal Expenditures Fund

All Other	242,683	0
Federal Expenditures Fund Total	242,683	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to discontinue the primary care case management fee of \$2.50 for MaineCare managed care for federally qualified health centers.

General Fund	2003-04	2004-05
All Other	75,167	0
General Fund Total	75,167	0

Federal Expenditures Fund

All Other	168,644	0
Federal Expenditures Fund Total	168,644	0

Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to reduce the hourly registered nurse rates in the private duty nursing program, level V.

General Fund	2003-04	2004-05
All Other	27,500	0
General Fund Total	27,500	0

Federal Expenditures Fund

All Other	61,699	0
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Federal Expenditures Fund Total	61,699	0
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Medical Care - Payments to Providers 0147

Initiative: Appropriates and allocates funds to support the cost of not adopting rules to effect a 2% reduction to MaineCare providers not affected by other rule-making initiatives.

General Fund	2003-04	2004-05
All Other	745,769	0
General Fund Total	745,769	0

Federal Expenditures Fund

All Other	1,673,203	0
Federal Expenditures Fund Total	1,673,203	0

Medical Care - Payments to Providers 0147

Initiative: Allocates funds to support the cost of not adopting rules affecting Department of Behavioral and Developmental Services MaineCare programs.

Federal Expenditures Fund		
All Other	1,203,271	0
Federal Expenditures Fund Total	1,203,271	0

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	1,491,483	0
FEDERAL EXPENDITURES FUND	4,549,554	0
DEPARTMENT TOTAL - ALL FUNDS	6,041,037	0

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF

Mental Health Services - Community Medicaid 0732

Initiative: Appropriates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	58,374	0
General Fund Total	58,374	0

Office of Substance Abuse - Medicaid Seed 0844

Initiative: Appropriates funds to support the cost of not adopting rules to adjust rates 1% across the board for all private nonmedical institutions other than mental retardation facilities and not applying an inflation reduction factor to medical and remedial facilities.

General Fund	2003-04	2004-05
All Other	8,722	0
General Fund Total	8,722	0

Mental Health Services - Community Medicaid 0732

Initiative: Appropriates funds to support the cost of not adopting rules to implement 75% reimbursement for "bed hold" days for certain private nonmedical institutions.

General Fund	2003-04	2004-05
All Other	16,774	0
General Fund Total	16,774	0

Mental Retardation Waiver - MaineCare 0987

Initiative: Appropriates funds to support the cost of adopting rules that adjust reductions in the Mental Retardation Waiver program by 2% as opposed to 2.6% of fiscal year 2003-04 expenditures.

General Fund	2003-04	2004-05
All Other	293,000	0
General Fund Total	293,000	0

Mental Health Services - Child Medicaid 0731

Initiative: Appropriates funds to support the cost of mitigating rules to effect a reduction to MaineCare providers not affected by other rule-making initiatives. The Department of Human Services may adjust rate cuts based on the need of individual facilities.

General Fund	2003-04	2004-05
All Other	111,883	0
General Fund Total	111,883	0

Mental Health Services - Community Medicaid 0732

Initiative: Appropriates funds to support the cost of mitigating rules to effect a reduction to MaineCare providers not affected by other rule-making initiatives. The Department of Human Services may adjust rate cuts based on the need of individual facilities.

General Fund	2003-04	2004-05
All Other	47,561	0
General Fund Total	47,561	0

Mental Retardation Services - Community 0122

Initiative: Appropriates funds for room and board costs.

General Fund	2003-04	2004-05
All Other	350,000	0
General Fund Total	350,000	0

BEHAVIORAL AND DEVELOPMENTAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	886,314	0
DEPARTMENT TOTAL - ALL FUNDS	886,314	0

SECTION TOTALS	2003-04	2004-05
GENERAL FUND	2,377,797	0
FEDERAL EXPENDITURES FUND	4,549,554	0

SECTION TOTAL - ALL FUNDS	\$6,927,351	\$0
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PART T

Sec. T-1. Legislative accounts; lapsed balances; legislative General Fund. Notwithstanding any other provision of law, \$100,000 of the 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.

PART U

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

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

Initiative: Appropriates and allocates funds for the Department of Human Services to pay outstanding settlements owed to hospitals under the MaineCare program in fiscal year 2003-04.

General Fund	2003-04	2004-05
All Other	\$9,026,350	\$0
General Fund Total	9,026,350	0

Federal Expenditures Fund	2003-04	2004-05
All Other	20,251,465	0
Federal Expenditures Fund Total	20,251,465	0

HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2003-04	2004-05
GENERAL FUND	9,026,350	0
FEDERAL EXPENDITURES FUND	20,251,465	0
DEPARTMENT TOTAL - ALL FUNDS	\$29,277,815	\$0

PART V

Sec. V-1. Transfer of funds. Notwithstanding the Maine Revised Statutes, Title 12, section 1863 or any other provision of law, the State Controller shall transfer \$1,000,000 by June 30, 2004 from the Department of Conservation, Shore and Harbor Management Fund Other Special Revenue Funds account to the unappropriated surplus of the General Fund.

PART W

Sec. W-1. Implementation of incentive payments; rulemaking. Notwithstanding any other provision of law, the Department of Human

Services shall adopt routine technical rules to implement incentive payments within existing resources to pharmacies, based on criteria, including, but not limited to, length of time participating in the Maine Rx Plus and drugs for the elderly programs, status as sole community providers and volume of publicly funded beneficiaries. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

PART X

Sec. X-1. Transfer. Notwithstanding Public Law 2003, chapter 20 or any other provision of law, the Treasurer of State shall transfer a total of \$547,000 no later than June 1, 2004 from the Unclaimed Property Fund to General Fund undedicated revenue. Before June 1, 2004, the Treasurer of State shall sell MetLife stock and shares of mutual funds that were not planned for sale during the 2004-2005 biennium.

PART Y

Sec. Y-1. 22 MRSA §1511, sub-§3-B is enacted to read:

3-B. Departmental indirect cost allocation plans. Any revenue transfer made on or after July 1, 2000 from a Fund for a Healthy Maine account to another account pursuant to an approved departmental indirect cost allocation plan is determined by the Legislature to be an authorized use of revenue credited to the Fund for a Healthy Maine. The State Budget Officer shall reduce allotment for the amount of any transfer made from a Fund for a Healthy Maine account for the purpose authorized in this subsection.

Sec. Y-2. Adjustments to prior period authorizations. The Department of Human Services is authorized to utilize funds within the Department of Administrative and Financial Services, Fund for a Healthy Maine account allocations within the department that would otherwise be returned to the Fund for a Healthy Maine to offset the expenditures in excess of allocations from the Fund for a Healthy Maine totaling \$28,999 within the Purchased Social Services program in fiscal year 2001-02 and \$22,743 within the Human Leukocyte program in fiscal year 2001-02.

In fiscal year 2002-03, the revenue transfers totaling \$873,295 from the following program accounts to the Fund for a Healthy Maine account within the Department of Administrative and Financial Services are considered a reduction in legislative authorization for fiscal year 2002-03 in the respective programs:

1. In the Department of Behavioral and Developmental Services, Office of Substance Abuse, \$47,706; and
2. In the Department of Human Services:

- A. For Purchased Social Services, \$235,427;
- B. For the Community Service Center, \$502,128;
- C. For the Bureau of Medical Services, \$82,948; and
- D. For the Bureau of Family Independence, \$5,086.

Sec. Y-3. Fund for Healthy Maine unallocated balance. Notwithstanding any other provision of law, on the effective date of this Part the State Controller is authorized to recognize as unallocated balance in the Fund for a Healthy Maine account within the Department of Administrative and Financial Services \$219,187 of funds returned from audit findings.

Sec. Y-4. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN SERVICES, DEPARTMENT OF

Fund for a Healthy Maine - Medical Care 0960

Initiative: Allocates funds from the available balance in the Fund for a Healthy Maine to support a portion of the cost of not adopting rules to create 2 benefit levels in the low-cost drugs for the elderly program and not increasing the catastrophic cap to \$1,200 per benefit year.

Fund for a Healthy Maine	2003-04	2004-05
All Other	\$410,000	\$0
Fund for a Healthy Maine Total	\$410,000	\$0

PART Z

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

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Maine Revenue Services 0002

Initiative: Deappropriates additional Personal Services savings in fiscal year 2003-04.

General Fund	2003-04	2004-05
Personal Services	(\$35,400)	\$0
General Fund Total	(35,400)	0

Salary Plan 0305

Initiative: Deappropriates additional Personal Services savings in fiscal year 2003-04 from the voluntary employee incentive programs authorized by Public Law 2003, chapter 20, Part LL.

General Fund	2003-04	2004-05
Personal Services	(17,600)	0

General Fund Total	(17,600)	0
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(53,000)	0
DEPARTMENT TOTAL - ALL FUNDS	(\$53,000)	\$0

PART AA

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

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers

Initiative: Deappropriates and deallocates funds.

General Fund	2003-04	2004-05
All Other	(\$821,369)	\$0
General Fund Total	(821,369)	0
Federal Expenditures Fund	2003-04	2004-05
All Other	(1,842,818)	0
Federal Expenditures Fund Total	(1,842,818)	0

HUMAN SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(821,369)	0
FEDERAL EXPENDITURES FUND	(1,842,818)	0
DEPARTMENT TOTAL - ALL FUNDS	(\$2,664,187)	\$0

PART BB

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

**OFFICE OF PROGRAM EVALUATION AND
GOVERNMENT ACCOUNTABILITY**

Office of Program Evaluation and Government Accountability

Initiative: Deallocates funds allocated in Public Law 2003, chapter 490, section C-1.

Highway Fund	2003-04	2004-05
All Other	\$0	(\$75,000)
Highway Fund Total	\$0	(\$75,000)

PART CC

Sec. CC-1. 22 MRSA §3175-C, as enacted by PL 2001, c. 714, Pt. NN, §1, is amended to read:

§3175-C. Delinquent hospital taxes to be withheld from Medicaid payments

When the commissioner receives written notice from the State Tax Assessor that a hospital is delinquent by more than 30 days in making a health care provider tax payment required by Title 36, section 2883 or chapter 377, the commissioner shall, upon 10 days' written notice, withhold the outstanding amount of tax, together with any applicable interest and penalties, from the hospital's Medicaid payments. All amounts withheld by the commissioner pursuant to this section are deemed to be health care provider tax payments by the hospital and must be transferred within 30 days to the State Tax Assessor, who shall apply the amount in question to the hospital's tax account.

PART DD

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

CORRECTIONS, DEPARTMENT OF

Administration - Corrections 0141

Initiative: Deappropriates an unobligated balance of funds originally intended to support the activities of the Commission to Improve the Sentencing, Supervision, Management and Incarceration of Prisoners.

General Fund	2003-04	2004-05
All Other	(\$130,000)	\$0
General Fund Total	(130,000)	0

CORRECTIONS, DEPARTMENT OF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	(130,000)	0
DEPARTMENT TOTALS - ALL FUNDS	(130,000)	0

GOVERNOR BAXTER SCHOOL FOR THE DEAF

Governor Baxter School for the Deaf 0941

Initiative: Deappropriates funds from general operations.

General Fund	2003-04	2004-05
All Other	0	(50,000)
General Fund Total	0	(50,000)

GOVERNOR BAXTER SCHOOL FOR THE DEAF		
DEPARTMENT TOTALS	2003-04	2004-05
GENERAL FUND	0	(50,000)
DEPARTMENT TOTALS - ALL FUNDS	0	(50,000)

MARINE RESOURCES, DEPARTMENT OF

Marine Patrol - Bureau of 0029

Initiative: Deappropriates funds by reducing maintenance on essential enforcement watercraft.

General Fund	2003-04	2004-05
All Other	(19,998)	(20,893)
General Fund Total	(19,998)	(20,893)

MARINE RESOURCES, DEPARTMENT OF	2003-04	2004-05
DEPARTMENT TOTALS		
GENERAL FUND	(19,998)	(20,893)
DEPARTMENT TOTALS -		
ALL FUNDS	(19,998)	(20,893)

LIBRARY, MAINE STATE

Maine State Library 0217

Initiative: Deappropriates funds from general operations.

General Fund	2003-04	2004-05
All Other	(24,268)	(33,270)
General Fund Total	(24,268)	(33,270)

LIBRARY, MAINE STATE	2003-04	2004-05
DEPARTMENT TOTALS		
General Fund	(24,268)	(33,270)
DEPARTMENT TOTALS -		
ALL FUNDS	(24,268)	(33,270)

DISABILITY RIGHTS CENTER

Disability Rights Center 0523

Initiative: Deappropriates funds from general operations.

General Fund	2003-04	2004-05
All Other	(1,461)	(4,754)
General Fund Total	(1,461)	(4,754)

DISABILITY RIGHTS CENTER	2003-04	2004-05
DEPARTMENT TOTALS		
GENERAL FUND	(1,461)	(4,754)
DEPARTMENT TOTALS -		
ALL FUNDS	(1,461)	(4,754)

SECTION TOTALS

GENERAL FUND	(175,727)	(108,917)
SECTION TOTALS -		
ALL FUNDS	(\$175,727)	(\$108,917)

See title page for effective date.