

# MAINE STATE LEGISLATURE

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GOVERNOR

STATE OF MAINE  
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES  
**BUREAU OF THE BUDGET**  
58 STATE HOUSE STATION AUGUSTA, MAINE 04333

ALEXANDER PORTEOUS  
COMMISSIONER

MELISSA L. GOTT  
STATE BUDGET OFFICER

To: Committee on Appropriations & Financial Affairs  
From: Melissa L. Gott, State Budget Officer *MLG*  
Date: December 28, 2017  
Subject: Federal Mandates

The State Budget Officer is required by 5 M.R.S.A., Section 1670, to submit a list of any new laws, regulations, or other actions that may require the State to comply with any new federal mandate in the current biennium or the next biennium.

Attached please find the report of federal mandates as submitted from the various State departments and agencies.

If you should have any questions regarding this report, please do not hesitate to contact the Budget Office at (207) 624-7810.

Thank you

MLG/sa-o

cc: Christopher Nolan, Director, OFPR  
Alexander Porteous, Commissioner, DAFS  
ME State Law & Legislative Reference Library

## FEDERAL MANDATES

DEPARTMENT OR AGENCY	PROGRAM NAME & ACCOUNT #	FED CITE	DESCRIPTION OF THE PURPOSE OF THE MANDATE	IMPLEMENT- TATION DATE (DD-MM-YY)	FUND (SEE KEY)	AMOUNT	STATE FISCAL YEAR
DHHS/DLC	Div. of Licensing and Certification 35%- 010-10A- Z036-01 65%- 014-10A- Z036-04	Final Rule (81 FR 63860, Sept. 16, 2016)	This is a new CMS Condition of Participation and survey protocol (Appendix Z of the CMS State Operations Manual) which address provider disaster and emergency preparedness requirements. There is no additional funding for this work, CMS expects it to be completed using existing grant funds.	11/15/2017	010 & 014		2017 forward
DHHS/DLC	Div. of Licensing and Certification 35%- 010-10A- Z036-01 65%- 014-10A- Z036-04	42 CFR Part 483	This is a new Long Term Care set of regulations and survey process. CMS expects this to be completed utilizing existing grant funding	11/28/2017	010&014		2017 forward

FUND KEY: 010, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 024, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 069, 070, 071, 072, 074, 075, 076, 077, 078, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, 090, 091, 098, 099, 100

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DHHS/OCFS		PL 114-198	Addressing the needs of substance-exposed infants	1-10 17			2017

FUND KEY: 010, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 049, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 069, 070, 071, 075, 076, 077, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, 091, 098, 099, 100

REV. 10/17/2011

## FEDERAL MANDATES

DEPARTMENT OR AGENCY	PROGRAM NAME & ACCOUNT #	FED CITE	DESCRIPTION OF THE PURPOSE OF THE MANDATE	IMPLEMENT-STATION DATE (DD-MM-YY)	FUND (SEE KEY)	AMOUNT	STATE FISCAL YEAR
Maine State Housing Authority	Federal program; no state account #	The Fair Housing Act (title VIII of the Civil Rights Act of 1968, 42 U.S.C. 3601-3619)	The U.S. Department of Housing and Urban Development has issued a new rule for recipients of federal funding changing the method for addressing fair housing.	MaineHousing's Affirmatively Furthering Fair Housing Plan is due 15/11/2019		\$30,000	FY2019
			The approach to affirmatively furthering fair housing carried out by HUD program participants prior to this rule, which involved an analysis of impediments to fair housing choice and a certification that the program participant will affirmatively further fair housing, has not been as effective as originally envisioned. This rule refines the prior approach by replacing the analysis of impediments with a fair housing assessment that should better inform program participants' planning processes with a view toward better aiding HUD program participants to fulfill this statutory obligation.			\$30,000	FY2020

FUND KEY: 010, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 024, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 052, 053, 054, 055, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 069, 070, 071, 072, 074, 075, 076, 077, 078, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, 090, 091, 098, 099, 100

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## FEDERAL MANDATES

DEPARTMENT OR AGENCY	PROGRAM NAME & ACCOUNT #	FED CITE	DESCRIPTION OF THE PURPOSE OF THE MANDATE	IMPLEMENT- STATION DATE (DD-MM-YY)	FUND (SEE KEY)	AMOUNT	STATE FISCAL YEAR
Secretary of State Bureau of Motor Vehicles	Administration Motor Vehicle	Mandate imposed under Section 32304 of the Moving Ahead for Progress in the 21st Century Act (MAP-21) and revisions under 49 CFR Parts 380, 383, 384	The Entry Level Driver Training rule enhances the safety of commercial motor vehicle operations on our Nation's highways by establishing more extensive entry-level driver training requirements	7-Feb-20	012	\$0	FY20
	Administration Motor Vehicle	Mandate imposed under Section 32402 of the Moving Ahead for Progress in the 21st Century Act (MAP-21) and revisions under 49 CFR Parts 40 & 382	This mandate establishes the Commercial Driver's License (CDL) Drug and Alcohol Clearinghouse. It is a new database that will contain information pertaining to violations of the US DOT controlled substance and alcohol testing program for holders of CDLs. The Clearinghouse will provide the necessary tools to identify drivers who are prohibited from operating a CMV based on program violations	4-Jan-20	012	\$0	FY20

FUND KEY: 010, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 024, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 052, 053, 054, 055, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 069, 070, 071, 072, 074, 075, 076, 077, 078, 080, 081, 082, 083, 084, 085, 086, 087, 088, 089, 090, 091, 098, 099, 100

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