

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the Second Regular Session of the 124th Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND
FINANCIAL AFFAIRS**

April 2010

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STATE OF MAINE

124TH LEGISLATURE
SECOND REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the Second Regular Session of the 124th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN HOUSES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed; bill died</i>
<i>ONTP (or Accepted ONTP report)</i>	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 124th Legislature is Monday, July 12, 2010. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Appropriations and Financial Affairs

LD 1594 **An Act To Restore Longevity Pay**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL E	ONTP	

This bill restores funding for longevity payments to state, judicial and legislative employees.

LD 1671 (the Supplemental Budget), as enacted, includes a restoration of longevity payments in the second year of the biennium.

LD 1668 **An Act To Implement the Recommendations of the Initiative To Streamline State Government and To Make Other Necessary Changes to Law**

**PUBLIC 462
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-585

LD 1668 is a result of the work of the Appropriations and Financial Affairs Committee pursuant to Public Law 2009, chapter 213 Part QQQ.

Committee Amendment "A" (H-585)

This amendment makes several technical changes to the bill and authorizes the Department of Education to temporarily adjust payments to local school administrative units under the General Purpose Aid for Local Schools program in fiscal year 2009-10 pursuant to the curtailment of the allotment of \$38,098,223 contained in Executive Order 05 FY 10/11 dated November 20, 2009. The action is intended to avoid overpayments of school subsidies to certain local school administrative units that may occur if the full reduction proposed in L.D. 1671, the Governor's Supplemental Budget, is enacted by the Legislature.

Enacted Law Summary

Public Law 2009, chapter 462 does the following:

PART A makes appropriations and allocations.

PART B transfers the General Fund share of excess equity reserve for workers' compensation from the Workers' Compensation Management Fund to the unappropriated surplus of the General Fund; transfers the equitable share of workers' compensation excess equity reserve to each participating fund; and requires the State Budget Officer to calculate and distribute achieved through an adjustment in the rates for workers' compensation.

PART C lapses a specified amount from the unencumbered balance in All Other from the General Fund Debt Service Payments account in the office of the Treasurer of State to the General Fund.

PART D eliminates the requirement that the Secretary of State publish information about certain ballot questions in the State's daily newspapers.

Joint Standing Committee on Appropriations and Financial Affairs

PART E increases the amount of the fixed transfers from the Local Government Fund to the General Fund from the state-municipal revenue sharing.

PART F authorizes the Commissioner of Conservation to install fee collection stations at unstaffed entrances of certain state parks and historic sites and establish fees to generate specified additional undedicated General Fund revenue.

PART G requires that all unspent Personal Services appropriations in executive branch agencies lapse to the Salary Plan program, General Fund account and lapses additional specified amounts in fiscal year 2009-10 and fiscal year 2010-11 to the General Fund to recognize the additional transfers to the Salary Plan as General Fund savings.

PART H limits slot machine revenue credited to the Fund for a Healthy Maine to a specified annual amount in fiscal years ending June 30, 2010, June 30, 2011 and June 30, 2012.

PART I repeals a provision of law that allows General Fund balances in the State Supplement to Federal Supplemental Security program to carry forward from one fiscal year to the next and prohibits the transfer by financial order of State Supplement to Federal Supplemental Security program funds.

PART J establishes an annual limit on the amount of General Fund appropriations the Driver Education and Evaluation Programs may receive.

PART K removes the Director, Division of Market and Production Development from the list of major policy-influencing positions within the Department of Agriculture, Food and Rural Resources.

PART L authorizes the Department of Education to temporarily adjust payments to local school administrative units under the General Purpose Aid for Local Schools program in fiscal year 2009-10 pursuant to the curtailment of the allotment contained in Executive Order 05 FY 10/11 dated November 20, 2009.

Public Law 2009, chapter 462 was enacted as an emergency measure effective January 21, 2010.

LD 1671 An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2010 and June 30, 2011

**PUBLIC 571
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN DIAMOND	OTP-AM	H-790 H-798 CAIN

LD 1671 is the Governor's proposed Supplemental Budget Bill for the 2010-2011 biennium.

Committee Amendment "A" (H-790)

This is the unanimous report of the Committee in response to the Governor's proposed bill.

House Amendment "C" To Committee Amendment "A" (H-798)

This amendment makes technical corrections to Committee Amendment "A".