

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

August 2017

STAFF:

MAUREEN S. DAWSON, PRINCIPAL ANALYST
OFFICE OF FISCAL AND PROGRAM REVIEW
5 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1635
<http://legislature.maine.gov/ofpr>

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STATE OF MAINE

128TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128th Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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1. It requires the Governor to issue a general obligation bond that has been ratified by the legal voters of the State unless one of five specific conditions exists, and it requires the Governor to provide certain information upon delaying or forgoing issuance of a bond;
2. It eliminates the requirement that registered bonds bear the facsimile signature of the Governor; and
3. It provides that the bill applies to all general obligation bonds ratified by the voters but as yet unissued as well as all future general obligation bonds ratified by the voters.

LD 390

An Act Making Unified 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, 2018 and June 30, 2019

**PUBLIC 284
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GATTINE D	OTP-AM	H-475
HAMPER J	OTP-AM	H-558
	OTP-AM	
	ONTP	

This bill is a concept draft pursuant to Joint Rule 208.

This bill as emergency legislation proposes to make unified appropriations and allocations for the expenditures of State Government, General Fund and other funds and change certain provisions of the law necessary to the proper operations of State Government for the fiscal years ending June 30, 2018 and June 30, 2019, as submitted by the Governor pursuant to the Maine Revised Statutes, Title 5. The summary below does not include changes or additions proposed by the Governor’s “Change Package.”

PART A makes appropriations and allocations of funds for the 2018-2019 biennium.

PART B makes appropriations and allocations of funds for approved reclassifications and range changes.

PART C establishes the total cost of education from kindergarten to grade 12 for fiscal year 2017-18, the state contribution and the annual target for the state share percentage and makes other statutory changes related to primary and secondary education.

PART D makes changes to personal and corporate income taxes.

PART E makes changes to sales and lodging taxes.

PART F eliminates the Maine estate tax for decedents dying on or after December 31, 2017.

PART G makes changes to the homestead property tax exemption.

PART H repeals the excise tax on telecommunications equipment and repeals the telecommunications equipment exemption from local property taxation.

PART I phases out the business equipment tax reimbursement, or BETR, program and transitions property eligible for the BETR into the business equipment tax exemption, or BETE, program.

PART J eliminates the Board of Tax Appeals.

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PART K permanently sets the transfer to the Local Government Fund for state-municipal revenue sharing at 2%.

PART L provides that the Department of Administrative and Financial Services is responsible for computer systems and applications used across multiple executive branch agencies.

PART M makes changes to the year-end distribution of unreserved General Fund balances.

PART N makes changes to the laws governing the Consensus Economic Forecasting Commission.

PART O transfers responsibility for the supervision and administrative control of risk management insurance to the Office of the State Controller.

PART P authorizes the Department of Administrative and Financial Services, Bureau of General Services to accept contributions from public and private sources for the maintenance, repair and construction of state facilities.

PART Q changes the name of the Maine Centers for Women, Work and Community program to the New Ventures Maine program to reflect the name currently used by the University of Maine System.

PART R repeals the laws governing the Department of Administrative and Financial Services, Office of Information Technology and creates the Department of Technology Services.

PART S continues authorization for each individual tax expenditure provided by statute.

PART T authorizes the State Tax Assessor to implement a training program to develop the expertise of revenue agents and property appraisers.

PART U transfers \$5,000,000 in each fiscal year of the biennium from the General Fund unappropriated surplus to the Fund for Efficient Delivery of Local & Regional Services - Administration, Other Special Revenue Account within the Department of Administrative and Financial Services.

PART V allows the tax assessment to municipalities for correctional services to be greater than the base assessment.

PART W changes the name of the ConnectME Authority to the Broadband Development Authority and moves it to a newly created Office of Broadband Development within the Department of Economic and Community Development.

PART X recognizes an increase in the attrition rate to 5% for the 2018-2019 biennium for judicial branch and executive branch departments and agencies and removes the attrition requirement for the District Attorneys Salaries program for the 2018-2019 biennium.

PART Y authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Central Fleet Management Division within the department's Bureau of General Services.

PART Z authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Department of Public Safety, Bureau of State Police.

PART AA authorizes the Department of Administrative and Financial Services on behalf of the Office of Information Technology to enter into financing arrangements, up to a specified limit, for improvements to the State's technology infrastructure and software.

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PART BB provides that lotteries may include draw games such as keno.

PART CC continues the voluntary employee incentive program through the 2018-2019 biennium.

PART DD authorizes the Department of Administrative and Financial Services to identify positions to eliminate as the result of ongoing reorganizations due to efficiencies associated with the implementation of a new human resources and payroll system.

PART EE requires a review of vacant and filled positions, regardless of fund source, in executive branch departments and agencies and authorizes position eliminations to achieve General Fund savings of \$3,500,000 in fiscal year 2018-19.

PART FF authorizes the Maine Governmental Facilities Authority to issue additional securities to pay for the costs of capital repairs and improvements to state-owned facilities and hazardous waste cleanup on state-owned properties.

PART GG moves certain economic analysis activities from the Governor's Office of Policy and Management to the Department of Administrative and Financial Services and expands the mission of the Governor's Office of Policy and Management.

PART HH eliminates the cost of living adjustments to retirement benefits for State Employees and Teachers in each year of the 2018-2019 biennium.

PART II renames the Department of Agriculture's Division of Quality Assurance to the Bureau of Agriculture program and moves the department's Rural Rehabilitation Operating and transfers the remaining balance in the Rural Rehabilitation program, Other Special Revenue Funds to the new program.

PART JJ moves several funds previously located in separate programs separate funds within the Harness Racing Commission program in the Department of Agriculture, Conservation and Forestry.

PART KK transfers remaining balances and moves several funds to the newly named Bureau of Agriculture program.

PART LL moves the Maine Mosquito Management Fund, Integrated Pest Management Fund and Maine Pesticide Education Fund within the Department of Agriculture, Conservation and Forestry to the department's Board of Pesticides Control program.

PART MM moves the Department of Agriculture, Conservation and Forestry's agricultural development fund to the Bureau of Agriculture program within the department.

PART NN moves the Agricultural Water Management and Irrigation Fund within the Department of Agriculture, Conservation and Forestry to the department's Bureau of Agriculture program.

PART OO moves the Maine Milk Commission's Dairy Industry Fund to the Milk Commission program in the Department of Agriculture, Conservation and Forestry.

PART PP moves the Department of Agriculture, Conservation and Forestry's animal welfare auxiliary fund to the Animal Welfare Fund program.

PART QQ eliminates the Maine Coastal Program in the Department of Agriculture, Conservation and Forestry and authorizes the Commissioner of Marine Resources to manage and coordinate the implementation of a state coastal

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zone management program.

PART RR reinstates the authority of municipalities to appoint local sealers of weights and measures if they choose to do so.

PART SS eliminates one Ranger Pilot position in the forest protection unit of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

PART TT increases the conservation easement registry fee.

PART UU transfers remaining balance in the Federal Expenditures Fund and Other Special Revenue Funds in the Division of Plant Industry program in the Department of Agriculture, Conservation and Forestry to the Division of Quality Assurance and Regulation program.

PART VV renames the Forest Health and Monitoring program within the Department of Agriculture, Conservation and Forestry the Forest Resource Management program.

PART WW renames the Division of Quality Assurance and Regulation program within the Department of Agriculture, Conservation and Forestry the Bureau of Agriculture program.

PART XX renames the Coastal Island Registry program within the Department of Agriculture, Conservation and Forestry the Submerged Lands and Island Registry program.

PART YY lapses \$435,088 of unencumbered balance forward in the All Other line category in the Maine Farms for the Future Program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART ZZ lapses \$1,000,000 of unencumbered balance forward in the Personal Services line category in the Division of Forest Protection program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART AAA transfers remaining cash balances in the Department of Agriculture, Conservation and Forestry, Beverage Container Enforcement Fund program, Other Special Revenue Funds account to the General Fund unappropriated surplus.

PART BBB transfers \$500,000 from available balances in Other Special Revenue Funds accounts in the Department of Agriculture, Conservation and Forestry, determined by the Commissioner and excluding the Public Reserves Lands Management Fund, to the General Fund unappropriated surplus, excluding the Public Reserved Lands Management Fund.

PART CCC adds specified positions within the Office of the Attorney General to the list of law enforcement officials authorized to use assigned state-owned vehicles to commute between home and work.

PART DDD authorizes the Attorney General to set the compensation of the Deputy Chief Medical Examiner in consultation with the Chief Medical Examiner and with the approval of the Governor and removes the specific salary schedule reference for the Deputy Chief Medical Examiner.

PART EEE increases the maximum fee allowed to be paid to nonsalaried medical examiners and nonsalaried medicolegal death investigators for an inspection and view.

PART FFF increases the fees charged by the Department of the Attorney General, Office of Chief Medical Examiner for providing report documents and histological slides.

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PART GGG increases the fee charged by a medical examiner for a certificate that is required for cremation and allows this fee to be waived at the discretion of the Chief Medical Examiner.

PART HHH renames the Audit - Departmental Bureau program within the Office of the State Auditor.

PART III renames the Audit - Unorganized Territory program within the Office of the State Auditor.

PART JJJ allows the Department of Corrections to carry unexpended Personal Services balances to the Capital Expenditures line category in the Capital Construction/Repairs/Improvements - Corrections program.

PART KKK authorizes the review of the current organizational structure of the Department of and the transfer of positions and available balances by financial order. Any transfers resulting in a program or mission change or facility closure must have legislative review.

PART LLL authorizes the Department of Corrections to transfer Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the purpose of paying departmental overtime expenses in each year of the biennium.

PART MMM lapses the balance in the Prisoner Boarding - Carrying account within the Department of Corrections in fiscal year 2017-18 to the General Fund unappropriated surplus.

PART NNN transfers \$68,163 from the Maine Microenterprise Initiative Fund program, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART OOO transfers \$78 from the Economic Opportunity program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART PPP transfers \$2,765 from the Job Retention Program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART QQQ changes an appointed position's title from Science, Technology, Engineering and Mathematics Workforce Coordinator to Director of Special Projects.

PART RRR eliminates the requirement that the Policy Director of Special Services in the Department of Education supervise the school nurse consultant position.

PART SSS authorizes the Commissioner of Education's designee to appoint and supervise a director of early childhood special education.

PART TTT changes the annual reporting deadline for reports on the performance of the Child Development Services System and provides that the report be made to the Commissioner of Education rather than the joint committees of the Legislature having jurisdiction over education and health and human services.

PART UUU directs the State Controller to transfer \$5,000,000 in each fiscal year of the 2018-2019 biennium, as one-time transfers, from the General Fund unappropriated surplus to the Fund for Efficient Delivery of Educational Services, Other Special Revenue Funds account within the Department of Education.

PART VVV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators.

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PART WWW authorizes the Maine Health Data Organization to transfer available Personal Services balances up to a specified amount by financial order to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account during the biennium.

PART XXX transfers the administration and funding of the Driver Education and Evaluation Programs from the Department of Health and Human Services to the Department of the Secretary of State.

PART YYY repeals the Electronic Benefit Transfer System.

PART ZZZ repeals the laws establishing municipal general assistance.

PART AAAA eliminates the Bone Marrow Screening Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of that individual's income tax refund for the Bone Marrow Screening Fund.

PART BBBB repeals the law establishing the Comprehensive Cancer Screening, Detection and Prevention Fund within the Department of Health and Human Services.

PART CCCC reassigns the application fee for a retail tobacco license from the General Fund to an Other Special Revenue Funds account in the Maine Center for Disease Control and Prevention, to cover the costs of administering licensing for tobacco retailers.

PART DDDD eliminates the Maine Asthma and Lung Disease Research Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of the individual's income tax refund for the Maine Asthma and Lung Disease Research Fund.

PART EEEE Establishes a requirement that to be eligible for TANF or food supplement benefits an individual must not have been convicted of a drug-related felony within five years of the date of application or while receiving benefits and repeals the provision that allows the department to administer drug tests to convicted drug felons in the TANF.

PART FFFF makes the numerous changes to the laws governing the Temporary Assistance for Needy Families (TANF) program.

PART GGGG changes the disability determination cutoff from 45 days to 90 days for applications for aid based on a disability, and it eliminates the requirement to provide state-funded temporary medical coverage.

PART HHHH amends the definition of "eligible person" in the municipal general assistance laws to removes persons who are lawfully present in the United States or who is pursuing a lawful process to apply for immigration relief.

PART IIII specifies that the base year for the hospital tax is 2014.

PART JJJJ prohibits the Department of Health and Human Services from obtaining waivers from the United States Department of Agriculture that would expand access to benefits under the statewide food supplement program.

PART KKKK changes provisions of law to make noncitizens ineligible for federal Supplemental Nutrition Assistance Program benefits.

PART LLLL contains transition provisions for the consolidation of accounts from the Department of Health and Human Services, formerly the Department of Behavioral and Developmental Services, to the Department of Health and Human Services.

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PART MMMM authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for both fiscal years of the 2018-2019 biennium.

PART NNNN authorizes the Department of Health and Human Services to transfer by financial order certain available appropriations, including those in Personal Services, among MaineCare, MaineCare-related and non-MaineCare-related accounts and between the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program and the Riverview Psychiatric Center program.

PART OOOO eliminates the authority of the Department of Health and Human Services to transfer dedicated family support services funds between the Developmental Services - Community program and the Office of Aging and Disability Services Central Office program and Long Term Care - Office of Aging and Disability Services program.

PART PPPP authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program to the Crisis Outreach Program for the 2018-2019 biennium.

PART QQQQ authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

PART RRRR renames the Office of the Commissioner program within the Department of Health and Human Services the Department of Health and Human Services Central Operations program.

PART SSSS renames the Division of Licensing and Regulatory Services program within the Department of Health and Human Services the Division of Licensing and Certification program.

PART TTTT authorizes the Department of Health and Human Services to adopt emergency rules to implement provisions of this bill without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART UUUU establishes a statewide public defender system.

PART VVVV delays the funding of the Fiscal Stability Program until the 2020-2021 biennial budget.

PART WWWW directs the State Controller to transfer funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in fiscal year 2017-18 and one replacement aircraft engine in fiscal year 2018-19.

PART XXXX increases compensation of active retired judges and justices of the state courts.

PART YYYY clarifies provisions of law regarding the record search fee schedule established by the State Court and allows the Supreme Judicial Court to raise or establish certain for the purpose of paying the cost of maintaining an electronic filing and court information management system.

PART ZZZZ makes changes to the laws regarding the salaries and removal of the Director of Labor Standards, the Chair of the Maine Unemployment Insurance Commission and the members of the Maine Unemployment Insurance Commission.

PART AAAAA moves the original jurisdiction of employer unemployment appeals cases from the Maine Unemployment Insurance Commission to the Department of Labor, Bureau of Unemployment Compensation,

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Division of Administrative Hearings.

PART BBBBBB repeals the provision of law that prohibits any unencumbered balance in the Competitive Skills Scholarship Fund from being used for a different purpose without legislative approval.

PART CCCCC changes the weekly benefit subtraction factor for partial unemployment and changes the experience rating and the lowest tax.

PART DDDDD authorizes the Department of Labor to identify positions to eliminate as the result of ongoing reorganizations.

PART EEEEE establishes new surcharges on licenses issued by the Department of Marine Resources directed to the Coastal Fisheries Research, Management and Enforcement Fund, Other Special Revenue Funds account established in the department to be used to fund scientific research, management and enforcement activities related to marine resources.

PART FFFFF renames the Board of Registration for Professional Engineers program within the Department of Professional and Financial Regulation the State Board of Licensure for Professional Engineers program.

PART GGGGG relocates the Technical Building Codes and Standards Board from the Department of Public Safety to the Department of Economic and Community Development.

PART HHHHH eliminates the requirement that all indoor pyrotechnic events be monitored by the State Fire Marshal or designee and eliminates the associated fee.

PART IIIII provides that the Executive Director of the Gambling Control Unit has the authority to administer and enforce the provisions of the Maine Revised Statutes governing the conduct of beano and bingo.

PART JJJJJ transfers the oversight, administration and enforcement of beano and bingo from the Chief of the State Police to the Gambling Control Unit within the Department of Public Safety.

PART KKKKK transfers the oversight, administration and enforcement of games of chance from a licensing unit to the Gambling Control Unit within the Department of Public Safety.

PART LLLLL provides that public safety inspectors in the Department of Public Safety, Office of the State Fire Marshal have the right to execute or serve criminal and civil violation process against offenders who violate the National Fire Protection Association No. 101, Life Safety Code.

PART MMMMM amends the law regarding the fee schedule for examinations of plans for construction, reconstruction or repairs submitted to the Department of Public Safety.

PART NNNNN changes the allocations in the Bureau of State Police program in the Department of Public Safety from 35% Highway Fund and 65% General Fund to 100% General Fund.

PART OOOOO transfers \$1,000,000 in unexpended funds from the Gambling Control Board program, Other Special Revenue Funds account in the Department of Public to the General Fund unappropriated surplus.

PART PTTTT authorizes the Maine Governmental Facilities Authority to issue securities in an amount not to exceed \$100,000,000 to be used for capital repairs and improvements to buildings within the University of Maine System.

Committee Amendment "A" (H-473)

This amendment is the majority report of the committee.

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PART A makes appropriations and allocations of funds for the 2018-2019 biennium.

PART B makes appropriations and allocations of funds for approved reclassifications and range changes.

PART C establishes the total cost of education from kindergarten to grade 12 for fiscal year 2017-18, the state contribution and the annual target for the state share percentage; and makes other statutory changes related to primary and secondary education.

PARTS D through M are intentionally left blank.

PART N makes changes to the laws governing the Consensus Economic Forecasting Commission.

PART O transfers responsibility for the supervision and administrative control of risk management insurance to the Office of the State Controller.

PART P is intentionally left blank.

PART Q changes the name of the Maine Centers for Women, Work and Community program to the New Ventures Maine program to reflect the name currently used by the University of Maine System.

PART R is intentionally left blank.

PART S continues authorization for each individual tax expenditure provided by statute.

PART T authorizes the State Tax Assessor to implement a training program to develop the expertise of revenue agents and property appraisers.

PART U is intentionally left blank.

PART V establishes that the base assessment limit for the provision of correctional services in a county budget may not be less than the limit established by law. The Part clarifies that the base assessment limit that carries forward from one year to the next is the amount collected by the county for the provision of correctional services in the prior year.

PART W is intentionally left blank.

PART X recognizes an increase in the attrition rate to 5% for the 2018-2019 biennium for judicial branch and executive branch departments and agencies and removes the attrition requirement for the District Attorneys Salaries program for the 2018-2019 biennium.

PART Y authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Central Fleet Management Division within the department's Bureau of General Services.

PART Z authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Department of Public Safety, Bureau of State Police.

PARTS AA and BB are intentionally left blank

PART CC continues the voluntary employee incentive program through the 2018-2019 biennium.

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PART DD authorizes the Department of Administrative and Financial Services to identify positions to eliminate as the result of ongoing reorganizations due to efficiencies associated with the implementation of a new human resources and payroll system.

PARTS EE through HH are intentionally left blank.

PART II renames the Department of Agriculture's Division of Quality Assurance to the Bureau of Agriculture program and moves the department's Rural Rehabilitation Operating and transfers the remaining balance in the Rural Rehabilitation program, Other Special Revenue Funds to the new program.

PART JJ moves several funds previously located in separate programs separate funds within the Harness Racing Commission program in the Department of Agriculture, Conservation and Forestry.

PART KK transfers remaining balances and moves several funds to the newly named Bureau of Agriculture program.

PART LL moves the Maine Mosquito Management Fund, Integrated Pest Management Fund and Maine Pesticide Education Fund within the Department of Agriculture, Conservation and Forestry to the department's Board of Pesticides Control program.

PART MM moves the Department of Agriculture, Conservation and Forestry's agricultural development fund to the Bureau of Agriculture program within the department.

PART NN moves the Agricultural Water Management and Irrigation Fund within the Department of Agriculture, Conservation and Forestry to the department's Bureau of Agriculture program.

PART OO moves the Maine Milk Commission's Dairy Industry Fund to the Milk Commission program in the Department of Agriculture, Conservation and Forestry.

PART PP moves the Department of Agriculture, Conservation and Forestry's animal welfare auxiliary fund to the Animal Welfare Fund program.

PART QQ eliminates the Maine Coastal Program in the Department of Agriculture, Conservation and Forestry and authorizes the Commissioner of Marine Resources to manage and coordinate the implementation of a state coastal zone management program.

PART RR reinstates the authority of municipalities to appoint local sealers of weights and measures if they choose to do so.

PART SS eliminates one Ranger Pilot position in the forest protection unit of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

PART TT changes the conservation easement registry fee.

PART UU transfers remaining balance in the Federal Expenditures Fund and Other Special Revenue Funds in the Division of Plant Industry program in the Department of Agriculture, Conservation and Forestry to the Division of Quality Assurance and Regulation program.

PART VV renames the Forest Health and Monitoring program within the Department of Agriculture, Conservation and Forestry the Forest Resource Management program.

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PART WW renames the Division of Quality Assurance and Regulation program within the Department of Agriculture, Conservation and Forestry the Bureau of Agriculture program.

PART XX renames the Coastal Island Registry program within the Department of Agriculture, Conservation and Forestry the Submerged Lands and Island Registry program.

PART YY is intentionally left blank.

PART ZZ lapses \$1,000,000 of unencumbered balance forward in the Personal Services line category in the Division of Forest Protection program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART AAA transfers \$50,722 from the Department of Agriculture, Conservation and Forestry, Beverage Container Enforcement Fund program, Other Special Revenue Funds account to the General Fund unappropriated surplus.

PART BBB transfers \$500,000 from available balances in Other Special Revenue Funds accounts in the Department of Agriculture, Conservation and Forestry, determined by the Commissioner and excluding the Public Reserves Lands Management Fund, to the General Fund unappropriated surplus, excluding the Public Reserved Lands Management Fund.

PART CCC adds specified positions within the Office of the Attorney General to the list of law enforcement officials authorized to use assigned state-owned vehicles to commute between home and work.

PART DDD authorizes the Attorney General to set the compensation of the Deputy Chief Medical Examiner in consultation with the Chief Medical Examiner and removes the specific salary schedule reference for the Deputy Chief Medical Examiner.

PART EEE increases the maximum fee allowed to be paid to nonsalaried medical examiners and nonsalaried medicolegal death investigators for an inspection and view.

PART FFF increases the fees charged by the Department of the Attorney General, Office of Chief Medical Examiner for providing report documents and histological slides.

PART GGG increases the fee charged by a medical examiner for a certificate that is required for cremation and allows this fee to be waived at the discretion of the Chief Medical Examiner.

PART HHH renames the Audit - Departmental Bureau program within the Office of the State Auditor.

PART III renames the Audit - Unorganized Territory program within the Office of the State Auditor.

PART JJJ allows the Department of Corrections to carry unexpended Personal Services balances to the Capital Expenditures line category in the Capital Construction/Repairs/Improvements - Corrections program.

PART KKK authorizes the review of the current organizational structure of the Department of Corrections and the transfer of positions and available balances by financial order. Any transfers resulting in a program or mission change or facility closure must have legislative review.

PART LLL authorizes the Department of Corrections to transfer Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the purpose of paying departmental overtime expenses in each year of the biennium.

PART MMM lapses \$1,644,985 from the Prisoner Boarding - Carrying account within the Department of

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Corrections in fiscal year 2017-18 to the General Fund unappropriated surplus.

PART NNN transfers \$68,163 from the Maine Microenterprise Initiative Fund program, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART OOO transfers \$78 from the Economic Opportunity program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART PPP transfers \$2,765 from the Job Retention Program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART QQQ changes an appointed position's title from Science, Technology, Engineering and Mathematics Workforce Coordinator to Director of Special Projects.

PART RRR eliminates the requirement that the Policy Director of Special Services in the Department of Education supervise the school nurse consultant position.

PART SSS authorizes the Commissioner of Education's designee to appoint and supervise a director of early childhood special education.

PART TTT changes the annual reporting deadline for reports on the performance of the Child Development Services System and changes fiscal reporting requirements to include the most recent available federal annual performance report and most recent available annual financial and single audit report.

PART UUU is intentionally left blank.

PART VVV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators.

PART WWW authorizes the Maine Health Data Organization to transfer available Personal Services balances up to a specified amount by financial order to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account during the biennium.

PARTS XXX through ZZZ are intentionally left blank.

PART AAAA eliminates the Bone Marrow Screening Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of that individual's income tax refund for the Bone Marrow Screening Fund.

PART BBBB repeals the law establishing the Comprehensive Cancer Screening, Detection and Prevention Fund within the Department of Health and Human Services.

PART CCCC reassigns the application fee for a retail tobacco license from the General Fund to an Other Special Revenue Funds account in the Maine Center for Disease Control and Prevention, to cover the costs of administering licensing for tobacco retailers.

PART DDDD eliminates the Maine Asthma and Lung Disease Research Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of the individual's income tax refund for the Maine Asthma and Lung Disease Research Fund.

PARTS EEEE through KKKK are intentionally left blank.

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PART LLLL contains transition provisions for the consolidation of accounts from the Department of Health and Human Services, formerly the Department of Behavioral and Developmental Services, to the Department of Health and Human Services.

PART MMMM authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for both fiscal years of the 2018-2019 biennium.

PART NNNN is intentionally left blank.

PART OOOO eliminates the authority of the Department of Health and Human Services to transfer dedicated family support services funds between the Developmental Services - Community program and the Office of Aging and Disability Services Central Office program and Long Term Care - Office of Aging and Disability Services program.

PART PPPP authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program to the Crisis Outreach Program for the 2018-2019 biennium.

PART QQQQ authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

PART RRRR renames the Office of the Commissioner program within the Department of Health and Human Services the Department of Health and Human Services Central Operations program.

PART SSSS renames the Division of Licensing and Regulatory Services program within the Department of Health and Human Services the Division of Licensing and Certification program.

PART TTTT authorizes the Department of Health and Human Services to adopt emergency rules to implement provisions of this bill without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART UUUU is intentionally left blank.

PART VVVV delays the funding of the Fiscal Stability Program until the 2020-2021 biennial budget.

PART WWWW directs the State Controller to transfer funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in fiscal year 2017-18 and one replacement aircraft engine in fiscal year 2018-19.

PART XXXX increases compensation of active retired judges and justices of the state courts.

PART YYYY clarifies provisions of law regarding the record search fee schedule established by the State Court and allows the Supreme Judicial Court to raise or establish certain for the purpose of paying the cost of maintaining an electronic filing and court information management system.

PART ZZZZ makes changes to the laws regarding the salaries and removal of the Director of Labor Standards, the Chair of the Maine Unemployment Insurance Commission and the members of the Maine Unemployment Insurance Commission.

PART AAAAA moves the original jurisdiction of employer unemployment appeals cases from the Maine Unemployment Insurance Commission to the Department of Labor, Bureau of Unemployment Compensation,

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Division of Administrative Hearings.

PART BBBBBB repeals the provision of law that prohibits any unencumbered balance in the Competitive Skills Scholarship Fund from being used for a different purpose without legislative approval.

PART CCCCC changes the weekly benefit subtraction factor for partial unemployment and changes the experience rating and the lowest tax and provides for automatic increases based on changes to the Consumer Price Index.

PART DDDDD is intentionally left blank.

PART EEEEE establishes new surcharges on licenses issued by the Department of Marine Resources directed to the Coastal Fisheries Research, Management and Enforcement Fund, Other Special Revenue Funds account established in the department to be used to fund scientific research, management and enforcement activities related to marine resources.

PART FFFFF renames the Board of Registration for Professional Engineers program within the Department of Professional and Financial Regulation the State Board of Licensure for Professional Engineers program.

PARTS GGGGG and HHHHH are intentionally left blank.

PART IIIII provides that the Executive Director of the Gambling Control Unit has the authority to administer and enforce the provisions of the Maine Revised Statutes governing the conduct of beano and games of chance.

PART JJJJJ transfers the oversight, administration and enforcement of beano from the Chief of the State Police to the Gambling Control Unit within the Department of Public Safety; reduces some requirements for organizations that conduct beano; permits schools, campgrounds and resorts to conduct beano for the entertainment under certain conditions.

PART KKKKK transfers the oversight, administration and enforcement of games of chance from a licensing unit to the Gambling Control Unit within the Department of Public Safety. It reduces some requirements for organizations that conduct certain games of chance.

PART LLLLL provides that public safety inspectors in the Department of Public Safety, Office of the State Fire Marshal have the right to execute or serve criminal and civil violation process against offenders who violate the National Fire Protection Association No. 101, Life Safety Code.

PART MMMMM amends the law regarding the fee schedule for examinations of plans for construction, reconstruction or repairs submitted to the Department of Public Safety.

PART NNNNN is intentionally left blank.

PART OOOOO transfers \$1,000,000 in unexpended funds from the Gambling Control Board program, Other Special Revenue Funds account in the Department of Public to the General Fund unappropriated surplus.

PART PTTTT authorizes the Maine Governmental Facilities Authority to issue securities in an amount not to exceed \$100,000,000 to be used for capital repairs and improvements to buildings within the University of Maine System.

PARTS QQQQQ through SSSSS are intentionally left blank.

PART TTTTT authorizes the University of Maine System to issue taxable bonds.

PART UUUUU is intentionally left blank.

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PART VVVVVV provides for the creation of nine to 12 school management and leadership centers to provide administrative and education functions in accordance with a voluntary interlocal agreement.

PARTS WWWW through KKKKKK are intentionally left blank.

PART LLLLLL directs the Commissioner of Agriculture, Conservation and Forestry to adjust the fees for testing weighing and measuring devices so as to generate additional undedicated revenue to the General Fund of \$100,000 annually, beginning in fiscal year 2017-18.

PART MMMMMM updates the criteria for service providers included in a request for proposals for an opioid health home grant; identifies the services to be provided to individuals who have been diagnosed with opioid use disorder; and establishes that the funds provided are not to be transferred and may not lapse at the end of the current fiscal year.

PART NNNNNN moves the transfer of \$3,000,000 from the General Fund to the Maine Clean Election Fund from January 1, 2019 to June 1, 2018 and makes an additional transfer of \$1,700,000 from the General Fund to the Maine Clean Election Fund during fiscal year 2018-19.

PART OOOOOO requires the Commissioner of Health and Human Services to identify a minimum of \$30,000,000 in potential General Fund savings in the Department that can be achieved in fiscal year 2018-19 by program eliminations subject to approval of the Legislature. If the Legislature fails to enact legislation during the Second Regular Session of the 128th Legislature, the deappropriation will be transferred by financial order to the Medical Care - Payments to Providers program upon approval of the Governor.

PART PPPPPP amends the duties of the position of Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry.

PART QQQQQQ reestablishes legislative oversight over expenditures from the Public Reserved Lands Management Fund.

PART RRRRRR restores access to community support services for persons with mental illness to those persons who were eligible for those services before the Department of Health and Human Services adopted new eligibility rules in 2016.

PART SSSSSS allows children of state employees to be eligible for the State Children's Health Insurance Program as long as they meet the other eligibility requirements.

PART TTTTTT authorizes funding of the collective bargaining agreement reached by the Judicial Department and four collective bargaining units.

PART UUUUUU is intentionally left blank.

PART VVVVVV provides a working capital advance to the Board of Complementary Health Care Providers from unobligated balances within the Licensing and Enforcement program, Other Special Revenue Funds account from licensing, registration and other fees of professions licensed, certified or registered within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and directs repayment from fees collected by the board.

PART WWWW requires the State Controller to transfer \$97,600,000 from the General Fund unappropriated surplus to the Fund to Advance Public Kindergarten to Grade 12 Education, Other Special Revenue Funds account within the Department of Education no later than June 30, 2018.

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PART XXXXXX is intentionally left blank.

PART YYYYYYY is intentionally left blank.

This amendment was not adopted.

Committee Amendment "B" (H-474)

This amendment is a minority report of the committee.

PART A makes appropriations and allocations of funds for the 2018-2019 biennium.

PART B makes appropriations and allocations of funds for approved reclassifications and range changes.

PART C establishes the total cost of education from kindergarten to grade 12 for fiscal year 2017-18, the state contribution and the annual target for the state share percentage; and makes other statutory changes related to primary and secondary education.

PART D eliminates the 3% income tax surcharge imposed on taxable income in excess of \$200,000 and eliminates the Fund to Advance Public Kindergarten to Grade 12 Education.

PART E increases the sales tax on lodging and expands the provision for sellers required to register to collect and report sales taxes to include online real property rental platforms and room remarketers.

PART F is intentionally left blank.

PART G makes changes to the homestead property tax exemption.

PART H is intentionally left blank.

PART I phases out the business equipment tax reimbursement, or BETR, program and transitions property eligible for the BETR into the business equipment tax exemption, or BETE, program.

PART J is intentionally left blank.

PART K permanently sets the transfer to the Local Government Fund for state-municipal revenue sharing at 2%.

PART L provides that the Department of Administrative and Financial Services is responsible for computer systems and applications used across multiple executive branch agencies.

PART M makes changes to the year-end distribution of unreserved General Fund balances.

PART N makes changes to the laws governing the Consensus Economic Forecasting Commission.

PART O transfers responsibility for the supervision and administrative control of risk management insurance to the Office of the State Controller.

PART P authorizes the Department of Administrative and Financial Services, Bureau of General Services to accept contributions from public and private sources for the maintenance, repair and construction of state facilities.

PART Q changes the name of the Maine Centers for Women, Work and Community program to the New Ventures Maine program to reflect the name currently used by the University of Maine System.

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PART R repeals the laws governing the Department of Administrative and Financial Services, Office of Information Technology and creates the Department of Technology Services.

PART S continues authorization for each individual tax expenditure provided by statute.

PART T authorizes the State Tax Assessor to implement a training program to develop the expertise of revenue agents and property appraisers.

PART U is intentionally left blank.

PART V repeals the provision of law that places a cap on increases in the tax assessments to municipalities for correctional services and requires the counties to fund the county jails and regional jail and to raise certain minimum amounts for correctional services. It also transfers funding for the second year of the biennium from the unappropriated surplus of the General Fund to the Department of Corrections, Reserve for County Jail Operations program, Other Special Revenue Funds to be allocated only by legislative action.

PART W changes the name of the ConnectME Authority to the Broadband Development Authority and moves it to a newly created Office of Broadband Development within the Department of Economic and Community Development.

PART X recognizes an increase in the attrition rate to 5% for the 2018-2019 biennium for judicial branch and executive branch departments and agencies and removes the attrition requirement for the District Attorneys Salaries program for the 2018-2019 biennium.

PART Y authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Central Fleet Management Division within the department's Bureau of General Services.

PART Z authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Department of Public Safety, Bureau of State Police.

PART AA authorizes the Department of Administrative and Financial Services on behalf of the Office of Information Technology to enter into financing arrangements, up to a specified limit, for improvements to the State's technology infrastructure and software.

PART BB is intentionally left blank.

PART CC continues the voluntary employee incentive program through the 2018-2019 biennium.

PART DD authorizes the Department of Administrative and Financial Services to identify positions to eliminate as the result of ongoing reorganizations due to efficiencies associated with the implementation of a new human resources and payroll system.

PART EE requires a review of vacant and filled positions, regardless of fund source, in executive branch departments and agencies and authorizes position eliminations to achieve General Fund savings of \$3,500,000 in fiscal year 2018-19.

PART FF authorizes the Maine Governmental Facilities Authority to issue additional securities to pay for the costs of capital repairs and improvements to state-owned facilities and hazardous waste cleanup on state-owned properties.

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PART GG moves certain economic analysis activities from the Governor's Office of Policy and Management to the Department of Administrative and Financial Services and expands the mission of the Governor's Office of Policy and Management.

PART HH is intentionally left blank.

PART II renames the Department of Agriculture's Division of Quality Assurance, the Bureau of Agriculture program and moves the department's Rural Rehabilitation Operating and transfers the remaining balance in the Rural Rehabilitation program, Other Special Revenue Funds to the new program.

PART JJ moves several funds previously located in separate programs separate funds within the Harness Racing Commission program in the Department of Agriculture, Conservation and Forestry.

PART KK transfers remaining balances and moves several funds to the newly named Bureau of Agriculture program.

PART LL moves the Maine Mosquito Management Fund, Integrated Pest Management Fund and Maine Pesticide Education Fund within the Department of Agriculture, Conservation and Forestry to the department's Board of Pesticides Control program.

PART MM moves the Department of Agriculture, Conservation and Forestry's agricultural development fund to the Bureau of Agriculture program within the department.

PART NN moves the Agricultural Water Management and Irrigation Fund within the Department of Agriculture, Conservation and Forestry to the department's Bureau of Agriculture program.

PART OO moves the Maine Milk Commission's Dairy Industry Fund to the Milk Commission program in the Department of Agriculture, Conservation and Forestry.

PART PP moves the Department of Agriculture, Conservation and Forestry's animal welfare auxiliary fund to the Animal Welfare Fund program.

PART QQ eliminates the Maine Coastal Program in the Department of Agriculture, Conservation and Forestry and authorizes the Commissioner of Marine Resources to manage and coordinate the implementation of a state coastal zone management program.

PART RR reinstates the authority of municipalities to appoint local sealers of weights and measures if they choose to do so.

PART SS eliminates one Ranger Pilot position in the forest protection unit of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

PART TT changes the conservation easement registry fee.

PART UU transfers remaining balance in the Federal Expenditures Fund and Other Special Revenue Funds in the Division of Plant Industry program in the Department of Agriculture, Conservation and Forestry to the Division of Quality Assurance and Regulation program.

PART VV renames the Forest Health and Monitoring program within the Department of Agriculture, Conservation and Forestry the Forest Resource Management program.

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PART WW renames the Division of Quality Assurance and Regulation program within the Department of Agriculture, Conservation and Forestry the Bureau of Agriculture program.

PART XX renames the Coastal Island Registry program within the Department of Agriculture, Conservation and Forestry the Submerged Lands and Island Registry program.

PART YY lapses \$435,088 of unencumbered balance forward in the All Other line category in the Maine Farms for the Future Program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART ZZ lapses \$1,000,000 of unencumbered balance forward in the Personal Services line category in the Division of Forest Protection program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART AAA transfers \$50,722 from the Department of Agriculture, Conservation and Forestry, Beverage Container Enforcement Fund program, Other Special Revenue Funds account to the General Fund unappropriated surplus.

PART BBB transfers \$500,000 from available balances in Other Special Revenue Funds accounts in the Department of Agriculture, Conservation and Forestry, determined by the Commissioner and excluding the Public Reserves Lands Management Fund, to the General Fund unappropriated surplus, excluding the Public Reserved Lands Management Fund.

PART CCC adds specified positions within the Office of the Attorney General to the list of law enforcement officials authorized to use assigned state-owned vehicles to commute between home and work.

PART DDD authorizes the Attorney General to set the compensation of the Deputy Chief Medical Examiner in consultation with the Chief Medical Examiner and with the approval of the Governor and removes the specific salary schedule reference for the Deputy Chief Medical Examiner.

PART EEE increases the maximum fee allowed to be paid to nonsalaried medical examiners and nonsalaried medicolegal death investigators for an inspection and view.

PART FFF increases the fees charged by the Department of the Attorney General, Office of Chief Medical Examiner for providing report documents and histological slides.

PART GGG increases the fee charged by a medical examiner for a certificate that is required for cremation and allows this fee to be waived at the discretion of the Chief Medical Examiner.

PART HHH renames the Audit - Departmental Bureau program within the Office of the State Auditor.

PART III renames the Audit - Unorganized Territory program within the Office of the State Auditor.

PART JJJ allows the Department of Corrections to carry unexpended Personal Services balances to the Capital Expenditures line category in the Capital Construction/Repairs/Improvements - Corrections program.

PART KKK authorizes the review of the current organizational structure of the Department of Corrections and the transfer of positions and available balances by financial order. Any transfers resulting in a program or mission change or facility closure must have legislative review.

PART LLL authorizes the Department of Corrections to transfer Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the purpose of paying departmental overtime expenses in each year of the biennium.

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PART MMM lapses \$1,644,985 from the Prisoner Boarding - Carrying account within the Department of Corrections in fiscal year 2017-18 to the General Fund unappropriated surplus.

PART NNN transfers \$68,163 from the Maine Microenterprise Initiative Fund program, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART OOO transfers \$78 from the Economic Opportunity program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART PPP transfers \$2,765 from the Job Retention Program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART QQQ changes an appointed position's title from Science, Technology, Engineering and Mathematics Workforce Coordinator to Director of Special Projects.

PART RRR eliminates the requirement that the Policy Director of Special Services in the Department of Education supervise the school nurse consultant position.

PART SSS authorizes the Commissioner of Education's designee to appoint and supervise a director of early childhood special education.

PART TTT changes the annual reporting deadline for reports on the performance of the Child Development Services System and changes fiscal reporting requirements to include the most recent available federal annual performance report and most recent available annual financial and single audit report.

PART UUU directs the State Controller to transfer \$5,000,000 in each fiscal year of the 2018-2019 biennium, as one-time transfers, from the General Fund unappropriated surplus to the Fund for Efficient Delivery of Educational Services, Other Special Revenue Funds account within the Department of Education.

PART VVV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators.

PART WWW authorizes the Maine Health Data Organization to transfer available Personal Services balances up to a specified amount by financial order to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account during the biennium.

PARTS XXX and YYY are intentionally left blank.

PART ZZZ repeals the laws establishing municipal general assistance.

PART AAAA eliminates the Bone Marrow Screening Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of that individual's income tax refund for the Bone Marrow Screening Fund.

PART BBBB repeals the law establishing the Comprehensive Cancer Screening, Detection and Prevention Fund within the Department of Health and Human Services.

PART CCCC reassigns the application fee for a retail tobacco license from the General Fund to an Other Special Revenue Funds account in the Maine Center for Disease Control and Prevention, to cover the costs of administering licensing for tobacco retailers.

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PART DDDD eliminates the Maine Asthma and Lung Disease Research Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of the individual's income tax refund for the Maine Asthma and Lung Disease Research Fund.

PART EEEE establishes a requirement that to be eligible for TANF or food supplement benefits an individual must not have been convicted of a drug-related felony within five years of the date of application or while receiving benefits and repeals the provision that allows the department to administer drug tests to convicted drug felons in the TANF.

PART FFFF makes numerous changes to the laws governing the Temporary Assistance for Needy Families (TANF) program.

PART GGGG changes the disability determination cutoff from 45 days to 90 days for applications for aid based on a disability, and it eliminates the requirement to provide state-funded temporary medical coverage.

PART HHHH amends the definition of "eligible person" in the municipal general assistance laws to removes persons who are lawfully present in the United States or who is pursuing a lawful process to apply for immigration relief.

PART IIII specifies that the base year for the hospital tax is 2014.

PART JJJJ prohibits the Department of Health and Human Services from obtaining waivers from the United States Department of Agriculture that would expand access to benefits under the statewide food supplement program.

PART KKKK changes provisions of law to make noncitizens ineligible for federal Supplemental Nutrition Assistance Program benefits.

PART LLLL contains transition provisions for the consolidation of accounts from the Department of Health and Human Services, formerly the Department of Behavioral and Developmental Services, to the Department of Health and Human Services.

PART MMMM authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for both fiscal years of the 2018-2019 biennium.

PART NNNN authorizes the Department of Health and Human Services to transfer by financial order certain available appropriations, including those in Personal Services, among MaineCare, MaineCare-related and non-MaineCare-related accounts and between the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program and the Riverview Psychiatric Center program.

PART OOOO eliminates the authority of the Department of Health and Human Services to transfer dedicated family support services funds between the Developmental Services - Community program and the Office of Aging and Disability Services Central Office program and Long Term Care - Office of Aging and Disability Services program.

PART PPPP authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program to the Crisis Outreach Program for the 2018-2019 biennium.

PART QQQQ authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

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PART RRRR renames the Office of the Commissioner program within the Department of Health and Human Services the Department of Health and Human Services Central Operations program.

PART SSSS renames the Division of Licensing and Regulatory Services program within the Department of Health and Human Services the Division of Licensing and Certification program.

PART TTTT authorizes the Department of Health and Human Services to adopt emergency rules to implement provisions of this bill without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART UUUU amends the laws governing the Maine Commission on Indigent Legal Services; transfers \$16,400,290 from the unappropriated surplus of the General Fund to the Maine Commission on Indigent Legal Services, Reserve for Indigent Legal Services program, Other Special Revenue Funds and stipulates that funds may not be transferred out of the Reserve for Indigent Legal Services program without legislative approval; establishes the Working Group to Improve the Provision of Indigent Legal Services that is required to report to the Joint Standing Committee on Judiciary which may report out legislation to the Second Regular Session of the 128th Legislature.

PART VVVV delays the funding of the Fiscal Stability Program until the 2020-2021 biennial budget.

PART WWWW directs the State Controller to transfer funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in fiscal year 2017-18 and one replacement aircraft engine in fiscal year 2018-19.

PART XXXX increases compensation of active retired judges and justices of the state courts.

PART YYYY clarifies provisions of law regarding the record search fee schedule established by the State Court and allows the Supreme Judicial Court to raise or establish certain for the purpose of paying the cost of maintaining an electronic filing and court information management system.

PART ZZZZ makes changes to the laws regarding the salaries and removal of the Director of Labor Standards, the Chair of the Maine Unemployment Insurance Commission and the members of the Maine Unemployment Insurance Commission.

PART AAAAA moves the original jurisdiction of employer unemployment appeals cases from the Maine Unemployment Insurance Commission to the Department of Labor, Bureau of Unemployment Compensation, Division of Administrative Hearings.

PART BBBBB repeals the provision of law that prohibits any unencumbered balance in the Competitive Skills Scholarship Fund from being used for a different purpose without legislative approval.

PART CCCCC changes the weekly benefit subtraction factor for partial unemployment and changes the experience rating and the lowest tax.

PART DDDDD authorizes the Department of Labor to identify positions to eliminate as the result of ongoing reorganizations.

PART EEEEE establishes new surcharges on licenses issued by the Department of Marine Resources directed to the Coastal Fisheries Research, Management and Enforcement Fund, Other Special Revenue Funds account established in the department to be used to fund scientific research, management and enforcement activities related to marine resources.

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PART FFFFFF renames the Board of Registration for Professional Engineers program within the Department of Professional and Financial Regulation the State Board of Licensure for Professional Engineers program.

PARTS GGGGG and HHHHH are intentionally left blank.

PART IIIII provides that the Executive Director of the Gambling Control Unit has the authority to administer and enforce the provisions of the Maine Revised Statutes governing the conduct of beano and games of chance.

PART JJJJJ transfers the oversight, administration and enforcement of beano from the Chief of the State Police to the Gambling Control Unit within the Department of Public Safety; reduces some requirements for organizations that conduct beano; permits schools, campgrounds and resorts to conduct beano for the entertainment under certain conditions.

PART KKKKK transfers the oversight, administration and enforcement of games of chance from a licensing unit to the Gambling Control Unit within the Department of Public Safety. It reduces some requirements for organizations that conduct certain games of chance.

PART LLLLL provides that public safety inspectors in the Department of Public Safety, Office of the State Fire Marshal have the right to execute or serve criminal and civil violation process against offenders who violate the National Fire Protection Association No. 101, Life Safety Code.

PART MMMMM amends the law regarding the fee schedule for examinations of plans for construction, reconstruction or repairs submitted to the Department of Public Safety.

PART NNNNN is intentionally left blank.

PART OOOOO transfers \$1,000,000 in unexpended funds from the Gambling Control Board program, Other Special Revenue Funds account in the Department of Public to the General Fund unappropriated surplus.

PART PTTTT authorizes the Maine Governmental Facilities Authority to issue securities in an amount not to exceed \$100,000,000 to be used for capital repairs and improvements to buildings within the University of Maine System.

PART QQQQQ clarifies that there are two deputy commissioner positions within the Department of Administrative and Financial Services and authorizes the Commissioner of Administrative and Financial Services to submit a bill in the Second Regular Session of the 128th Legislature to enact the reorganization of the Bureau of General Services.

PART RRRRR transfers \$2,500,000 from General Fund undedicated revenue annually to the Agriculture Promotion Fund in the Department of Agriculture, Conservation and Forestry.

PART SSSSS provides the Commissioner of Corrections authority to inspect, review and take custody of records of county jails related to the funding and operation of county jails and to submit a report to the Joint Standing Committee on Appropriations and Financial Affairs on plans to restructure the funding and operation of county jails and correctional facilities and prisoner population and capacity.

PART TTTTT authorizes the University of Maine System to issue taxable bonds.

PART UUUUU transfers responsibility for the administration of the Fund for the Efficient Delivery of Local and Regional Services from the Department of Administrative and Financial Services to the Department of Economic and Community Development and adds capital grants as a third type of grant available from the fund; current law provides for planning grants and cooperative services grants.

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PART VVVVV provides for the creation of nine to 12 school management and leadership centers to provide administrative and education functions in accordance with a voluntary interlocal agreement.

PART WWWW is intentionally left blank.

PART XXXXX allows the Commissioner of Education to authorize one additional public charter school in each school year through the 2021-2022 school year once the statutory cap of 10 public charter schools is reached.

PART YYYYY establishes an annual open enrollment period for secondary students.

PART ZZZZZ establishes education savings accounts for no more than 100 children with disabilities that may be used by the parents or legal guardians of such children for certain educational purposes.

PART AAAAA adds engaging in training and staff development for identification and provision of intervention services for children with autism to the program functions of the Child Development Services System.

PART BBBBB amends the career and technical education laws to enable career and technical education programs to serve students in grades six to eight.

PART CCCCC requires the University of Maine System, the Maine Community College System and the Maine Maritime Academy to report the cost to students of remedial courses in the subjects of English language arts and mathematics, by school administrative unit for students graduating within the prior three years from a school in that school administrative unit and requires the Commissioner of Education to reduce state subsidy to the school administrative units and to pay those funds to the higher education institution where the students took those remedial courses.

PART DDDDD authorizes the State to bargain for a contract for standard salary and benefits for public education employees in participating school districts and establishes annual targets for the percentage share of expenditures by regional school units on direct instruction.

PART EEEEE directs the Department of Education to review the work of the public-private partnership Count ME and to undertake a comprehensive attendance initiative to address truancy.

PART FFFFF directs the Maine Education Policy Research Institute to include a review of required testing and assessments in schools in the State as part of its work plan and to make recommendations based upon this review to the Joint Standing Committee on Education and Cultural Affairs during the Second Regular Session of the 128th Legislature.

PART GGGGG requires that any remaining balance in the Office of Substance Abuse and Mental Health Services program, General Fund account within the Department of Health and Human Services be carried forward for use by this program in the next fiscal year.

PART HHHHH is intentionally left blank.

PART IIIII requires the Department of Health and Human Services to establish criteria for a grant to be awarded to a provider of services that alert prescribers or dispensers to the drug-related criminal background of patients and to award the grant to the applicant most closely fitting those criteria.

PART JJJJJ authorizes the Department of Health and Human Services to transfer by financial order available Personal Services line category balances in the Office for Family Independence program and the Office for Family Independence - District program to the All Other line category in either the Office for Family Independence program or the Office for Family Independence - District program in order to provide funding for information technology and

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related services.

PART KKKKKK requires that a nonresident concealed handgun permit be issued only to a person who holds a concealed handgun permit in the person's state of residence.

PART LLLLLL directs the Commissioner of Agriculture, Conservation and Forestry to adjust the fees for testing weighing and measuring devices so as to generate additional undedicated revenue to the General Fund of \$100,000 annually, beginning in fiscal year 2017-18.

PARTS MMMMMM through SSSSSS are intentionally left blank.

PART TTTTTT authorizes funding of the collective bargaining agreement reached by the Judicial Department and four collective bargaining units.

PART UUUUUU is intentionally left blank.

PART VVVVVV provides a working capital advance to the Board of Complementary Health Care Providers from unobligated balances within the Licensing and Enforcement program, Other Special Revenue Funds account from licensing, registration and other fees of professions licensed, certified or registered within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and directs repayment from fees collected by the board.

PART WWWWWW is intentionally left blank.

PART XXXXXX reduces the reimbursement level for critical access hospitals from 109% of MaineCare allowable costs to 107% of MaineCare allowable costs beginning on July 1, 2017.

PART YYYYYY requires a credit \$2,000,000 in fiscal year 2017-18 and \$2,000,000 in fiscal year 2018-19 of the revenues from the real estate transfer tax that would have been deposited into the Housing Opportunities for Maine Fund within the Maine State Housing Authority to the General Fund.

This amendment was not adopted.

Committee Amendment "C" (H-475)

This amendment is a minority report of the committee.

PART A makes appropriations and allocations of funds for the 2018-2019 biennium.

PART B makes appropriations and allocations of funds for approved reclassifications and range changes.

PART C establishes the total cost of education from kindergarten to grade 12 for fiscal year 2017-18, the state contribution and the annual target for the state share percentage; and makes other statutory changes related to primary and secondary education.

PART D eliminates the 3% income tax surcharge imposed on taxable income in excess of \$200,000 and eliminates the Fund to Advance Public Kindergarten to Grade 12 Education.

PARTS E and F are intentionally left blank.

PART G makes changes to the homestead property tax exemption.

PART H is intentionally left blank.

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PART I phases out the business equipment tax reimbursement, or BETR, program and transitions property eligible for the BETR into the business equipment tax exemption, or BETE, program.

PARTS J and K are intentionally left blank.

PART L provides that the Department of Administrative and Financial Services is responsible for computer systems and applications used across multiple executive branch agencies.

PART M makes changes to the year-end distribution of unreserved General Fund balances.

PART N makes changes to the laws governing the Consensus Economic Forecasting Commission.

PART O transfers responsibility for the supervision and administrative control of risk management insurance to the Office of the State Controller.

PART P authorizes the Department of Administrative and Financial Services, Bureau of General Services to accept contributions from public and private sources for the maintenance, repair and construction of state facilities.

PART Q changes the name of the Maine Centers for Women, Work and Community program to the New Ventures Maine program to reflect the name currently used by the University of Maine System.

PART R repeals the laws governing the Department of Administrative and Financial Services, Office of Information Technology and creates the Department of Technology Services.

PART S continues authorization for each individual tax expenditure provided by statute.

PART T authorizes the State Tax Assessor to implement a training program to develop the expertise of revenue agents and property appraisers.

PART U is intentionally left blank.

PART V repeals the provision of law that places a cap on increases in the tax assessments to municipalities for correctional services and requires the counties to fund the county jails and regional jail and to raise certain minimum amounts for correctional services. It also transfers funding for the second year of the biennium from the unappropriated surplus of the General Fund to the Department of Corrections, Reserve for County Jail Operations program, Other Special Revenue Funds to be allocated only by legislative action.

PART W changes the name of the ConnectME Authority to the Broadband Development Authority and moves it to a newly created Office of Broadband Development within the Department of Economic and Community Development.

PART X recognizes an increase in the attrition rate to 5% for the 2018-2019 biennium for judicial branch and executive branch departments and agencies and removes the attrition requirement for the District Attorneys Salaries program for the 2018-2019 biennium.

PART Y authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Central Fleet Management Division within the department's Bureau of General Services.

PART Z authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Department of Public Safety, Bureau

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of State Police.

PART AA authorizes the Department of Administrative and Financial Services on behalf of the Office of Information Technology to enter into financing arrangements, up to a specified limit, for improvements to the State's technology infrastructure and software.

PART BB is intentionally left blank.

PART CC continues the voluntary employee incentive program through the 2018-2019 biennium.

PART DD authorizes the Department of Administrative and Financial Services to identify positions to eliminate as the result of ongoing reorganizations due to efficiencies associated with the implementation of a new human resources and payroll system.

PART EE requires a review of vacant and filled positions, regardless of fund source, in executive branch departments and agencies and authorizes position eliminations to achieve General Fund savings of \$3,500,000 in fiscal year 2018-19.

PART FF authorizes the Maine Governmental Facilities Authority to issue additional securities to pay for the costs of capital repairs and improvements to state-owned facilities and hazardous waste cleanup on state-owned properties.

PART GG moves certain economic analysis activities from the Governor's Office of Policy and Management to the Department of Administrative and Financial Services and expands the mission of the Governor's Office of Policy and Management.

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PART II renames the Department of Agriculture's Division of Quality Assurance, the Bureau of Agriculture program and moves the department's Rural Rehabilitation Operating and transfers the remaining balance in the Rural Rehabilitation program, Other Special Revenue Funds to the new program.

PART JJ moves several funds previously located in separate programs separate funds within the Harness Racing Commission program in the Department of Agriculture, Conservation and Forestry.

PART KK transfers remaining balances and moves several funds to the newly named Bureau of Agriculture program.

PART LL moves the Maine Mosquito Management Fund, Integrated Pest Management Fund and Maine Pesticide Education Fund within the Department of Agriculture, Conservation and Forestry to the department's Board of Pesticides Control program.

PART MM moves the Department of Agriculture, Conservation and Forestry's agricultural development fund to the Bureau of Agriculture program within the department.

PART NN moves the Agricultural Water Management and Irrigation Fund within the Department of Agriculture, Conservation and Forestry to the department's Bureau of Agriculture program.

PART OO moves the Maine Milk Commission's Dairy Industry Fund to the Milk Commission program in the Department of Agriculture, Conservation and Forestry.

PART PP moves the Department of Agriculture, Conservation and Forestry's animal welfare auxiliary fund to the

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Animal Welfare Fund program.

PART QQ eliminates the Maine Coastal Program in the Department of Agriculture, Conservation and Forestry and authorizes the Commissioner of Marine Resources to manage and coordinate the implementation of a state coastal zone management program.

PART RR reinstates the authority of municipalities to appoint local sealers of weights and measures if they choose to do so.

PART SS eliminates one Ranger Pilot position in the forest protection unit of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

PART TT changes the conservation easement registry fee.

PART UU transfers remaining balance in the Federal Expenditures Fund and Other Special Revenue Funds in the Division of Plant Industry program in the Department of Agriculture, Conservation and Forestry to the Division of Quality Assurance and Regulation program.

PART VV renames the Forest Health and Monitoring program within the Department of Agriculture, Conservation and Forestry the Forest Resource Management program.

PART WW renames the Division of Quality Assurance and Regulation program within the Department of Agriculture, Conservation and Forestry the Bureau of Agriculture program.

PART XX renames the Coastal Island Registry program within the Department of Agriculture, Conservation and Forestry the Submerged Lands and Island Registry program.

PART YY lapses \$435,088 of unencumbered balance forward in the All Other line category in the Maine Farms for the Future Program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART ZZ lapses \$1,000,000 of unencumbered balance forward in the Personal Services line category in the Division of Forest Protection program, General Fund account in the Department of Agriculture, Conservation and Forestry to the General Fund unappropriated surplus.

PART AAA transfers \$50,722 from the Department of Agriculture, Conservation and Forestry, Beverage Container Enforcement Fund program, Other Special Revenue Funds account to the General Fund unappropriated surplus.

PART BBB transfers \$500,000 from available balances in Other Special Revenue Funds accounts in the Department of Agriculture, Conservation and Forestry, determined by the Commissioner and excluding the Public Reserves Lands Management Fund, to the General Fund unappropriated surplus, excluding the Public Reserved Lands Management Fund.

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PART DDD authorizes the Attorney General to set the compensation of the Deputy Chief Medical Examiner in consultation with the Chief Medical Examiner and with the approval of the Governor and removes the specific salary schedule reference for the Deputy Chief Medical Examiner.

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PART III renames the Audit - Unorganized Territory program within the Office of the State Auditor.

PART JJJ allows the Department of Corrections to carry unexpended Personal Services balances to the Capital Expenditures line category in the Capital Construction/Repairs/Improvements - Corrections program.

PART KKK authorizes the review of the current organizational structure of the Department Corrections of and the transfer of positions and available balances by financial order. Any transfers resulting in a program or mission change or facility closure must have legislative review.

PART LLL authorizes the Department of Corrections to transfer Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the purpose of paying departmental overtime expenses in each year of the biennium.

PART MMM lapses \$1,644,985 from the Prisoner Boarding - Carrying account within the Department of Corrections in fiscal year 2017-18 to the General Fund unappropriated surplus.

PART NNN transfers \$68,163 from the Maine Microenterprise Initiative Fund program, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART OOO transfers \$78 from the Economic Opportunity program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART PPP transfers \$2,765 from the Job Retention Program, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

PART QQQ changes an appointed position's title from Science, Technology, Engineering and Mathematics Workforce Coordinator to Director of Special Projects.

PART RRR eliminates the requirement that the Policy Director of Special Services in the Department of Education supervise the school nurse consultant position.

PART SSS authorizes the Commissioner of Education's designee to appoint and supervise a director of early childhood special education.

PART TTT changes the annual reporting deadline for reports on the performance of the Child Development Services System and changes fiscal reporting requirements to include the most recent available federal annual performance report and most recent available annual financial and single audit report.

PART UUU directs the State Controller to transfer \$5,000,000 in each fiscal year of the 2018-2019 biennium, as one-time transfers, from the General Fund unappropriated surplus to the Fund for Efficient Delivery of Educational Services, Other Special Revenue Funds account within the Department of Education.

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PART VVV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators.

PART WWW authorizes the Maine Health Data Organization to transfer available Personal Services balances up to a specified amount by financial order to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account during the biennium.

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PART AAAA eliminates the Bone Marrow Screening Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of that individual's income tax refund for the Bone Marrow Screening Fund.

PART BBBB repeals the law establishing the Comprehensive Cancer Screening, Detection and Prevention Fund within the Department of Health and Human Services.

PART CCCC reassigns the application fee for a retail tobacco license from the General Fund to an Other Special Revenue Funds account in the Maine Center for Disease Control and Prevention, to cover the costs of administering licensing for tobacco retailers.

PART DDDD eliminates the Maine Asthma and Lung Disease Research Fund within the Department of Health and Human Services and eliminates the ability of an individual to designate a portion of the individual's income tax refund for the Maine Asthma and Lung Disease Research Fund.

PART EEEE establishes a requirement that to be eligible for TANF or food supplement benefits an individual must not have been convicted of a drug-related felony within five years of the date of application or while receiving benefits and repeals the provision that allows the department to administer drug tests to convicted drug felons in the TANF.

PART FFFF makes numerous changes to the laws governing the Temporary Assistance for Needy Families (TANF) program.

PART GGGG changes the disability determination cutoff from 45 days to 90 days for applications for aid based on a disability, and it eliminates the requirement to provide state-funded temporary medical coverage.

PART HHHH is intentionally left blank.

PART IIII specifies that the base year for the hospital tax is 2014.

PART JJJJ and Part KKKK are intentionally left blank.

PART LLLL contains transition provisions for the consolidation of accounts from the Department of Health and Human Services, formerly the Department of Behavioral and Developmental Services, to the Department of Health and Human Services.

PART MMMM authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for both fiscal years of the 2018-2019 biennium.

PART NNNN authorizes the Department of Health and Human Services to transfer by financial order certain available appropriations, including those in Personal Services, among MaineCare, MaineCare-related and non-MaineCare-related accounts and between the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program and the Riverview Psychiatric Center

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program.

PART OOOO eliminates the authority of the Department of Health and Human Services to transfer dedicated family support services funds between the Developmental Services - Community program and the Office of Aging and Disability Services Central Office program and Long Term Care - Office of Aging and Disability Services program.

PART PPPP authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program to the Crisis Outreach Program for the 2018-2019 biennium.

PART QQQQ authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

PART RRRR renames the Office of the Commissioner program within the Department of Health and Human Services the Department of Health and Human Services Central Operations program.

PART SSSS renames the Division of Licensing and Regulatory Services program within the Department of Health and Human Services the Division of Licensing and Certification program.

PART TTTT authorizes the Department of Health and Human Services to adopt emergency rules to implement provisions of this bill without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART UUUU amends the laws governing the Maine Commission on Indigent Legal Services; transfers \$16,400,290 from the unappropriated surplus of the General Fund to the Maine Commission on Indigent Legal Services, Reserve for Indigent Legal Services program, Other Special Revenue Funds and stipulates that funds may not be transferred out of the Reserve for Indigent Legal Services program without legislative approval; establishes the Working Group to Improve the Provision of Indigent Legal Services that is required to report to the Joint Standing Committee on Judiciary which may report out legislation to the Second Regular Session of the 128th Legislature.

PART VVVV delays the funding of the Fiscal Stability Program until the 2020-2021 biennial budget.

PART WWWW directs the State Controller to transfer funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in fiscal year 2017-18 and one replacement aircraft engine in fiscal year 2018-19.

PART XXXX increases compensation of active retired judges and justices of the state courts.

PART YYYY clarifies provisions of law regarding the record search fee schedule established by the State Court and allows the Supreme Judicial Court to raise or establish certain for the purpose of paying the cost of maintaining an electronic filing and court information management system.

PART ZZZZ makes changes to the laws regarding the salaries and removal of the Director of Labor Standards, the Chair of the Maine Unemployment Insurance Commission and the members of the Maine Unemployment Insurance Commission.

PART AAAAA moves the original jurisdiction of employer unemployment appeals cases from the Maine Unemployment Insurance Commission to the Department of Labor, Bureau of Unemployment Compensation, Division of Administrative Hearings.

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PART BBBBBB repeals the provision of law that prohibits any unencumbered balance in the Competitive Skills Scholarship Fund from being used for a different purpose without legislative approval.

PART CCCCCC changes the weekly benefit subtraction factor for partial unemployment and changes the experience rating and the lowest tax.

PART DDDDDD authorizes the Department of Labor to identify positions to eliminate as the result of ongoing reorganizations.

PART EEEEEE establishes new surcharges on licenses issued by the Department of Marine Resources directed to the Coastal Fisheries Research, Management and Enforcement Fund, Other Special Revenue Funds account established in the department to be used to fund scientific research, management and enforcement activities related to marine resources.

PART FFFFFF renames the Board of Registration for Professional Engineers program within the Department of Professional and Financial Regulation the State Board of Licensure for Professional Engineers program.

PARTS GGGGGG and HHHHHH are intentionally left blank.

PART IIIIII provides that the Executive Director of the Gambling Control Unit has the authority to administer and enforce the provisions of the Maine Revised Statutes governing the conduct of beano and games of chance.

PART JJJJJJ transfers the oversight, administration and enforcement of beano from the Chief of the State Police to the Gambling Control Unit within the Department of Public Safety; reduces some requirements for organizations that conduct beano; permits schools, campgrounds and resorts to conduct beano for the entertainment under certain conditions.

PART KKKKKK transfers the oversight, administration and enforcement of games of chance from a licensing unit to the Gambling Control Unit within the Department of Public Safety. It reduces some requirements for organizations that conduct certain games of chance.

PART LLLLLL provides that public safety inspectors in the Department of Public Safety, Office of the State Fire Marshal have the right to execute or serve criminal and civil violation process against offenders who violate the National Fire Protection Association No. 101, Life Safety Code.

PART MMMMMM amends the law regarding the fee schedule for examinations of plans for construction, reconstruction or repairs submitted to the Department of Public Safety.

PART NNNNNN is intentionally left blank.

PART OOOOOO transfers \$1,000,000 in unexpended funds from the Gambling Control Board program, Other Special Revenue Funds account in the Department of Public to the General Fund unappropriated surplus.

PART PPPPPP authorizes the Maine Governmental Facilities Authority to issue securities in an amount not to exceed \$100,000,000 to be used for capital repairs and improvements to buildings within the University of Maine System.

PART QQQQQQ clarifies that there are two deputy commissioner positions within the Department of Administrative and Financial Services and authorizes the Commissioner of Administrative and Financial Services to submit a bill in the Second Regular Session of the 128th Legislature to enact the reorganization of the Bureau of General Services.

PART RRRRRR transfers \$2,500,000 from General Fund undedicated revenue annually to the Agriculture Promotion Fund in the Department of Agriculture, Conservation and Forestry.

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PART SSSSS provides the Commissioner of Corrections authority to inspect, review and take custody of records of county jails related to the funding and operation of county jails and to submit a report to the Joint Standing Committee on Appropriations and Financial Affairs on plans to restructure the funding and operation of county jails and correctional facilities and prisoner population and capacity.

PART TTTTTT authorizes the University of Maine System to issue taxable bonds.

PART UUUUU transfers responsibility for the administration of the Fund for the Efficient Delivery of Local and Regional Services from the Department of Administrative and Financial Services to the Department of Economic and Community Development and adds capital grants as a third type of grant available from the fund; current law provides for planning grants and cooperative services grants.

PART VVVVV provides for the creation of nine to 12 school management and leadership centers to provide administrative and education functions in accordance with a voluntary interlocal agreement.

PART WWWW is intentionally left blank.

PART XXXXX allows the Commissioner of Education to authorize one additional public charter school in each school year through the 2021-2022 school year once the statutory cap of 10 public charter schools is reached.

PART YYYYYY establishes an annual open enrollment period for secondary students.

PART ZZZZZ establishes education savings accounts for no more than 100 children with disabilities that may be used by the parents or legal guardians of such children for certain educational purposes.

PART AAAAAA adds engaging in training and staff development for identification and provision of intervention services for children with autism to the program functions of the Child Development Services System.

PART BBBBBB amends the career and technical education laws to enable career and technical education programs to serve students in grades six to eight.

PART CCCCCC requires the University of Maine System, the Maine Community College System and the Maine Maritime Academy to report the cost to students of remedial courses in the subjects of English language arts and mathematics, by school administrative unit for students graduating within the prior three years from a school in that school administrative unit and requires the Commissioner of Education to reduce state subsidy to the school administrative units and to pay those funds to the higher education institution where the students took those remedial courses.

PART DDDDDD authorizes the State to bargain for a contract for standard salary and benefits for public education employees in participating school districts and establishes annual targets for the percentage share of expenditures by regional school units on direct instruction.

PART EEEEEE directs the Department of Education to review the work of the public-private partnership Count ME and to undertake a comprehensive attendance initiative to address truancy.

PART FFFFFFF directs the Maine Education Policy Research Institute to include a review of required testing and assessments in schools in the State as part of its work plan and to make recommendations based upon this review to the Joint Standing Committee on Education and Cultural Affairs during the Second Regular Session of the 128th Legislature.

PART GGGGGG requires that any remaining balance in the Office of Substance Abuse and Mental Health Services

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program, General Fund account within the Department of Health and Human Services be carried forward for use by this program in the next fiscal year.

PART HHHHHH is intentionally left blank.

PART IIIIII requires the Department of Health and Human Services to establish criteria for a grant to be awarded to a provider of services that alert prescribers or dispensers to the drug-related criminal background of patients and to award the grant to the applicant most closely fitting those criteria.

PART JJJJJJ authorizes the Department of Health and Human Services to transfer by financial order available Personal Services line category balances in the Office for Family Independence program and the Office for Family Independence - District program to the All Other line category in either the Office for Family Independence program or the Office for Family Independence - District program in order to provide funding for information technology and related services.

PART KKKKKK is intentionally left blank.

PART LLLLLL directs the Commissioner of Agriculture, Conservation and Forestry to adjust the fees for testing weighing and measuring devices so as to generate additional undedicated revenue to the General Fund of \$100,000 annually, beginning in fiscal year 2017-18.

PART MMMMMM updates the criteria for service providers included in a request for proposals for an opioid health home grant; identifies the services to be provided to individuals who have been diagnosed with opioid use disorder; and establishes that the funds provided are not to be transferred and may not lapse at the end of the current fiscal year.

PARTS NNNNNN through RRRRRR are intentionally left blank.

PART SSSSSS allows children of state employees to be eligible for the State Children's Health Insurance Program as long as they meet the other eligibility requirements.

PART TTTTTT authorizes funding of the collective bargaining agreement reached by the Judicial Department and four collective bargaining units.

Part UUUUUU is intentionally left blank.

PART VVVVVV provides a working capital advance to the Board of Complementary Health Care Providers from unobligated balances within the Licensing and Enforcement program, Other Special Revenue Funds account from licensing, registration and other fees of professions licensed, certified or registered within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and directs repayment from fees collected by the board.

COMMITTEE OF CONFERENCE AMENDMENT "C" to COMMITTEE AMENDMENT "C" (H-558)

This amendment is the unanimous report of the 4th Committee of Conference for this bill. This amendment strikes all of Committee Amendment "C" except for Part A and Part B and inserts Parts C through SSSSSS, which are all summarized under the "Enacted Law Summary."

Enacted Law Summary

Public Law 2017, chapter 284 does the following (please note that omitted language parts were intentionally left blank):

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PART A makes appropriations and allocations of funds for the 2018-2019 biennium. The appropriations and allocations contained in Parts A and B may be partially or wholly offset or appended by appropriations and allocations found in Part ZZZZZZ of this act.

PART B makes appropriations and allocations of funds for approved reclassifications and range changes.

PART C establishes the total cost of education from kindergarten to grade 12 for fiscal year 2017-18, the state contribution and the annual target for the state share percentage; and makes other statutory changes related to primary and secondary education.

PART D eliminates the 3% income tax surcharge imposed on taxable income in excess of \$200,000 and eliminates the Fund to Advance Public Kindergarten to Grade 12 Education.

PART G makes changes to the homestead property tax exemption.

PART N makes changes to the laws governing the Consensus Economic Forecasting Commission.

PART O transfers responsibility for the supervision and administrative control of risk management insurance to the Office of the State Controller.

PART P authorizes the Department of Administrative and Financial Services, Bureau of General Services to accept contributions from public and private sources for the maintenance, repair and construction of state facilities.

PART Q changes the name of the Maine Centers for Women, Work and Community program to the New Ventures Maine program to reflect the name currently used by the University of Maine System.

PART S continues authorization for each individual tax expenditure provided by statute.

PART T authorizes the State Tax Assessor to implement a training program to develop the expertise of revenue agents and property appraisers.

PART V increases the cap on the year-to-year increase that counties may charge municipalities for correctional services. It also transfers funding for the second year of the biennium from the unappropriated surplus of the General Fund to the Department of Corrections, Reserve for County Jail Operations program, Other Special Revenue Funds to be allocated only by legislative action.

PART X recognizes an increase in the attrition rate to 5% for the biennium for judicial branch and executive branch departments and agencies and removes the attrition requirement for the District Attorneys Salaries program for the biennium.

PART Y authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Central Fleet Management Division within the department's Bureau of General Services.

PART Z authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2017-18 and 2018-19 for the acquisition of motor vehicles for the Department of Public Safety, Bureau of State Police.

PART AA authorizes the Department of Administrative and Financial Services to enter into financing arrangements, up to a specified limit, for improvements to the State's technology infrastructure and software.

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PART DD authorizes the Department of Administrative and Financial Services to identify positions to eliminate as the result of ongoing reorganizations due to efficiencies associated with the implementation of a new human resources and payroll system.

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PART OOOO eliminates the authority of the Department of Health and Human Services to transfer dedicated family support services funds between the Developmental Services - Community program and the Office of Aging and Disability Services Central Office program and Long Term Care - Office of Aging and Disability Services program.

PART PPPP authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program to the Crisis Outreach Program for the biennium.

PART QQQQ authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

PART RRRR renames the Office of the Commissioner program within the Department of Health and Human Services the Department of Health and Human Services Central Operations program.

PART SSSS renames the Division of Licensing and Regulatory Services program within the Department of Health and Human Services the Division of Licensing and Certification program.

PART TTTT authorizes the Department of Health and Human Services to adopt emergency rules to implement provisions of this bill without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART UUUU amends the laws governing the Maine Commission on Indigent Legal Services; transfers \$16,400,290 from the unappropriated surplus of the General Fund to the Maine Commission on Indigent Legal Services, Reserve for Indigent Legal Services program, Other Special Revenue Funds and stipulates that funds may not be transferred out of the Reserve for Indigent Legal Services program without legislative approval; establishes the Working Group to Improve the Provision of Indigent Legal Services that is required to report to the Joint Standing Committee on Judiciary which may report out legislation to the Second Regular Session of the 128th Legislature.

PART VVVV suspends the fiscal stability program for the biennium.

PART WWWW transfers funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in each year of the biennium.

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PART XXXX increases compensation of active retired judges and justices of the state courts.

PART YYYYY clarifies provisions of law regarding the record search fee schedule established by the State Court and allows the Supreme Judicial Court to raise or establish certain for the purpose of paying the cost of maintaining an electronic filing and court information management system.

PART ZZZZ makes changes to the laws regarding the salaries and removal of the Director of Labor Standards, the Chair of the Maine Unemployment Insurance Commission and the members of the Maine Unemployment Insurance Commission.

PART AAAAA moves the original jurisdiction of employer unemployment appeals cases from the Maine Unemployment Insurance Commission to the Department of Labor, Bureau of Unemployment Compensation, Division of Administrative Hearings.

PART BBBBB repeals the provision of law that prohibits any unencumbered balance in the Competitive Skills Scholarship Fund from being used for a different purpose without legislative approval.

PART CCCCC changes the weekly benefit subtraction factor for partial unemployment and changes the experience rating and the lowest tax.

PART DDDDD authorizes the Department of Labor to identify positions to eliminate as the result of ongoing reorganizations.

PART EEEEE establishes new surcharges on licenses issued by the Department of Marine Resources directed to the Coastal Fisheries Research, Management and Enforcement Fund, Other Special Revenue Funds account established in the department to be used to fund scientific research, management and enforcement activities related to marine resources.

PART FFFFF renames the Board of Registration for Professional Engineers program within the Department of Professional and Financial Regulation the State Board of Licensure for Professional Engineers program.

PART IIIII provides that the Executive Director of the Gambling Control Unit has the authority to administer and enforce the provisions of the Maine Revised Statutes governing the conduct of beano and games of chance.

PART JJJJ transfers the oversight, administration and enforcement of beano from the Chief of the State Police to the Gambling Control Unit within the Department of Public Safety; reduces some requirements for organizations that conduct beano; permits schools, campgrounds and resorts to conduct beano for the entertainment under certain conditions.

PART KKKKK transfers the oversight, administration and enforcement of games of chance from a licensing unit to the Gambling Control Unit within the Department of Public Safety. It reduces some requirements for organizations that conduct certain games of chance.

PART LLLLL provides that public safety inspectors in the Department of Public Safety, Office of the State Fire Marshal have the right to execute or serve criminal and civil violation process against offenders who violate the National Fire Protection Association No. 101, Life Safety Code.

PART MMMMM amends the law regarding the fee schedule for examinations of plans for construction, reconstruction or repairs submitted to the Department of Public Safety.

PART OOOOO transfers \$2,000,000 in unexpended funds from the Gambling Control Board program, Other Special Revenue Funds account in the Department of Public to the General Fund unappropriated surplus.

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PART PTTTT increases the baseline appropriation for the Debt Service-UMS program within the University of Maine System to support a revenue bond for a specified project.

PART QQQQQ clarifies that there are two deputy commissioner positions within the Department of Administrative and Financial Services and authorizes the Commissioner of Administrative and Financial Services to submit a bill in the Second Regular Session of the 128th Legislature to enact the reorganization of the Bureau of General Services.

PART RRRRR transfers \$500,000 from General Fund undedicated revenue annually to the Agriculture Promotion Fund in the Department of Agriculture, Conservation and Forestry.

PART SSSSS provides the Commissioner of Corrections authority to inspect, review and take custody of records of county jails related to the funding and operation of county jails and to submit a report to the Joint Standing Committee on Appropriations and Financial Affairs on plans to restructure the funding and operation of county jails and correctional facilities and prisoner population and capacity.

PART TTTTT authorizes the University of Maine System to issue taxable bonds.

PART VVVVV provides for the creation of nine to 12 school management and leadership centers to provide administrative and education functions in accordance with a voluntary interlocal agreement.

PART XXXXX allows the Commissioner of Education to authorize one additional public charter school in each school year through the 2021-2022 once the statutory cap of 10 public charter schools is reached.

PART AAAAA adds engaging in training and staff development for identification and provision of intervention services for children with autism to the program functions of the Child Development Services System.

PART EEEEE directs the Department of Education to review the work of the public-private partnership Count ME In and to undertake a comprehensive attendance initiative to address truancy.

PART GGGGG requires that any remaining balance in the Office of Substance Abuse and Mental Health Services program, General Fund account within the Department of Health and Human Services be carried forward for use by this program in the next fiscal year.

PART IIIII requires the Department of Health and Human Services to establish criteria for a grant to be awarded to a provider of services that alert prescribers or dispensers to the drug-related criminal background of patients and to award the grant to the applicant most closely fitting those criteria.

PART JJJJJ authorizes the Department of Health and Human Services to transfer by financial order available Personal Services line category balances in the Office for Family Independence program and the Office for Family Independence - District program to the All Other line category in either the Office for Family Independence program or the Office for Family Independence - District program in order to provide funding for information technology and related services.

PART LLLLLL directs the Commissioner of Agriculture, Conservation and Forestry to adjust the fees for testing weighing and measuring devices so as to generate additional undedicated revenue to the General Fund of \$100,000 annually, beginning in fiscal year 2017-18.

PART NNNNN transfers \$3,000,000, currently authorized to be transferred on or before January 1, 2019, from the General Fund to the Maine Clean Election Fund on or before June 1, 2018.

PART PTTTT amends the duties of the position of Director of the Bureau of Parks and Lands within the

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Department of Agriculture, Conservation and Forestry.

PART SSSSSS allows children of state employees to be eligible for the State Children's Health Insurance Program as long as they meet the other eligibility requirements.

PART TTTTTT authorizes funding of the collective bargaining agreement reached by the Judicial Department and 4 collective bargaining units.

PART VVVVVV provides a working capital advance to the Board of Complementary Health Care Providers from unobligated balances within the Licensing and Enforcement program, Other Special Revenue Funds account from licensing, registration and other fees of professions licensed, certified or registered within the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and directs repayment from fees collected by the board.

PART YYYYYY reverses Part A allocations due to the elimination of the increase in the lodging tax in the Committee of Conference amendment and allocates \$575,000 in each year of the biennium for additional Head Start services using Temporary Assistance for Needy Families federal block grant funds.

PART ZZZZZZ makes appropriations and allocations necessary to carry out the purposes of the adopted Committee of Conference amendment. The appropriations and allocations contained in Parts A and B may be partially or wholly offset or appended by appropriations and allocations found in this part.

PART AAAAAA credits the first \$2,500,000 of the revenues from the real estate transfer tax that would have been deposited into the Housing Opportunities for Maine Fund within the Maine State Housing Authority to the General Fund in each fiscal year of the biennium.

PART BBBBBB lapses \$2,500,000 from the Legislature, General Fund account to the unappropriated surplus of the General fund in each year of the biennium.

PART CCCCCC transfers from the Unclaimed Property Fund to the Maine Budget Stabilization Fund any amount in the Unclaimed Property Fund in excess of \$5,767,234 by June 30, 2017 and transfers \$2,000,000 from the Maine Budget Stabilization Fund to the General Fund unappropriated surplus by June 30, 2018.

PART EEEEEEE transfers up to \$65,000,000 from the Maine Budget Stabilization Fund to a General Fund reserve account for the Department of Health and Human Services pending a notice and reconsideration of disallowance from the federal Centers for Medicare and Medicaid Services, dated June 7, 2017, related to the Riverview Psychiatric Center.

PART FFFFFFF requires the State Controller to carry any remaining balance in the Office of Treasurer of State, Debt Service program from fiscal year 2016-17 and 2017-18 into the following fiscal year.

PART GGGGGG requires the State Controller to carry forward into the following fiscal year for each year of the biennium any remaining balance in the Fund for Efficient Delivery of Local and Regional Services program in the Department of Economic and Community Development.

PART HHHHHH transfers \$16,200,000 from available balances in Other Special Revenue Funds accounts within the Department of Professional and Financial Regulation, as determined by the Commissioner, to the General Fund unappropriated surplus at the close of fiscal year 2017-18.

PART IIIIII transfers \$6,000,000 total from two court settlements reached by the State to the General Fund unappropriated surplus. The Attorney General has confirmed that the specified use of the funds to be transferred by this Part is consistent with the terms of the court orders.

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PART JJJJJJ provides that at least 50% of the increase in the state share of the total cost of public education must be used to lower the local contributions to the total cost of education under specified conditions.

PART KKKKKKK requires the State Controller to carry forward into the following fiscal year for each year of the biennium any remaining balance in the Debt Service - Government Facilities Authority program.

PART LLLLLLL provides additional funding for the Doctors for Maine's Future Scholarship Fund in each year of the biennium through specified transfers from the Board of Licensure in Medicine, Department of Professional and Financial Regulation, Other Special Revenue Funds account and the Board of Osteopathic Licensure, Department of Professional and Financial Regulation, Other Special Revenue Funds.

PART MMMMMM requires the Department of Health and Human Services to increase the rates, proportional to the additional funding provided, for home-based and community-based personal care and related services referenced in the February 1, 2016 report "Rate Review for Personal Care and Related Services: Final Rate Models" prepared for the department by Burns & Associates, Inc. and for certain procedure codes provided in Chapter 101: MaineCare Benefits Manual, Chapter III, Sections 21 and 29.

PART NNNNNNN makes changes to the statutes relating to the Aid to Families with Dependent Children program, food supplement program, MaineCare, TANF and ASPIRE-TANF programs administered by the Department of Health and Human Services.

PART QQQQQQQ authorizes the issuance of payroll checks to employees of the executive branch departments and independent agencies, the Legislature and the Judicial Department who were declared emergency personnel during the civil emergency based on the Governor's declaration of a civil emergency and who were not declared emergency personnel and were prohibited from working during the civil emergency based on the Governor's declaration of a civil emergency.

PART RRRRRRR adds duties for the Maine Children's Growth Council.

PART SSSSSSS prohibits the Department of Health and Human Services from beginning any rule-making procedure connected with rate reductions for reimbursement levels under Rule Chapter 101: MaineCare Benefits Manual, Sections 13, 17, 28 and 65 through June 30, 2019, unless legislative approval has been received.

Public Law 2017, chapter 284 was enacted as an emergency measure effective July 4, 2017.

LD 391 An Act To Provide Funding for Maine Public

**Leave to Withdraw
Pursuant to Joint
Rule**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JORGENSEN E MILLETT R		

This bill provides ongoing funds to maintain the annual funding levels to Maine Public, formerly known as Maine Public Broadcasting Corporation.