

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

STATE OF MAINE  
129<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSIONS



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

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

August 2019

**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>

**MEMBERS:**

SEN. CATHERINE E. BREEN, CHAIR  
SEN. LINDA F. SANBORN  
SEN. JAMES M. HAMPER

REP. DREW GATTINE, CHAIR  
REP. JOHN L. MARTIN  
REP. BRIAN L. HUBBELL  
REP. ERIK C. JORGENSEN  
REP. MICHELLE DUNPHY  
REP. TERESA S. PIERCE  
REP. H. SAWIN MILLETT, JR.  
REP. DENNIS L. KESCHL  
REP. NATHAN J. WADSWORTH  
REP. AMY BRADSTREET ARATA

# STATE OF MAINE

129<sup>TH</sup> 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 129<sup>th</sup> 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 129<sup>th</sup> Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Appropriations and Financial Affairs*

PART F imposes an additional assessment on electric utility entities for fiscal year 2018-19 to provide funding to the Office of the Public Advocate in order to fund the costs of representing ratepayers in rate cases.

Public Law 2019, chapter 4 was enacted as an emergency measure effective March 14, 2019.

**LD 1001**     **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, 2019, June 30, 2020 and June 30, 2021**

**PUBLIC 343  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GATTINE D BREEN C	OTP-AM OTP-AM ONTP	H-586

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, 2019, June 30, 2020 and June 30, 2021, 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 for fiscal year 2019-20 the total cost of education from kindergarten to grade 12, the state contribution and the annual target state share percentage.

PART D renames the Governor's Office of Policy and Management as the Governor's Office of Policy Innovation and the Future.

PART E authorizes the Maine Governmental Facilities Authority to issue additional securities in an amount up to \$55,000,000 to pay for the costs of capital repairs and improvements to and construction of state-owned facilities and hazardous waste cleanup on state-owned properties.

PART F revises the selection of the chair of the Revenue Forecasting Committee, beginning in calendar year 2019, to designation by the 6 members, from among the members excluding the State Budget Officer, on a rotating basis for a 2-year term. The exclusion is to avoid a conflict with the duties of the State Budget Officer established in current law that include convening a meeting of the Revenue Forecasting Committee if new information becomes available.

PART G implements background investigations for certain individuals with a business need to receive federal tax information, in order to meet United States Internal Revenue Service standards. This Part also expands background checks to apply to all employees of the Department of Administrative and Financial Services, Maine Revenue Services. It also corrects numerous lettering conflicts that occurred when two separate public laws enacted substantively different laws with the same paragraph letters.

PART H sets the transfer to the Local Government Fund for state-municipal revenue sharing at 2.5% in fiscal year

## ***Joint Standing Committee on Appropriations and Financial Affairs***

2019-20 and 3% in fiscal year 2020-2021 and restricts the spending the additional amount of revenue sharing for municipalities that have already established its budget for 2019.

PART I provides funding from the Salary Plan program for salary increases for positions in the Department of Administrative and Financial Services, Maine Revenue Services classified as a Tax Examiner, Tax Examiner II, Senior Tax Examiner and Tax Section Manager for fiscal years 2019-20 and 2020-21.

PART J transfers remaining funds from the, no longer used, Department of Administrative and Financial Services, Elderly Tax Deferral Program, Other Special Revenue Funds account, to the General Fund unappropriated surplus.

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

PART L continues the voluntary employee incentive program through the 2020-2021 biennium.

PART M carries any remaining balances in the Debt Service - Government Facilities Authority program in the Department of Administrative and Financial Services in each year of the 2020-2021 biennium into the following fiscal year.

PART N increases the attrition rate for the 2020-2021 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

PART O authorizes the Department of Administrative and Financial Services to enter into financial agreements related to the modernization of the tax collection system and sets out certain specifications for the system.

PART P authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the Central Fleet Management Division.

PART Q authorizes the Department of Administrative and Financial Services, on behalf of the Department of Public Safety, to enter into financing agreements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the State Police.

PART R transfers \$6,000,000 from the Reserve for General Fund Operating Capital to the General Fund unappropriated surplus in fiscal year 2018-19.

PART S authorizes the Department of Administrative and Financial Services to enter into financing arrangements related to the modernization of computer hardware, software and other systems to support a child welfare system for specified amounts and duration.

PART T allows money deposited in the animal welfare auxiliary fund to be used for costs associated with Department of Agriculture, Conservation and Forestry laboratory services needed to control or eradicate diseases affecting equines.

PART U moves the Harness Racing Promotional Fund to the Harness Racing Commission program.

Part V removes the explicit provision that all funds of the Natural Areas Conservation Fund are subject to allocation by the Legislature. Allotments in excess of Legislative allocation are currently, and would still be, allowed under MRSA Title 5 §1667-A.

Part W removes the explicit provision that certain funds accepted by the Bureau of Parks and Public Lands are subject to allocation by the Legislature. Allotments in excess of Legislative allocation are currently, and would still be, allowed under MRSA Title 5 §1667-A.

## ***Joint Standing Committee on Appropriations and Financial Affairs***

Part X removes the explicit provision that funds received from the Federal Government for purposes related to property included in the National Register of Historic Places are subject to allocation by the Legislature.

PART Y eliminates the Maine State Parks and Recreational Facilities Development Fund and the Maine State Parks Fund and replaces the 2 funds with the new Parks General Operations Fund. It also makes the Forest Recreation Resource Fund and the State Parks Improvement Fund separate units of the Parks General Operations Fund and authorizes a transfer of any remaining balance in these accounts to the Parks General Operations Fund account.

PART Z removes the explicit provision that expenditures from the Public Reserved Lands Management Fund are subject to review by the joint standing committee of the Legislature having jurisdiction over public land matters.

PART AA consolidates the Allagash Wilderness Waterway Permanent Endowment Fund within the Parks - General Operations program and authorizes a transfer of any remaining balance in the Allagash Wilderness Waterway Permanent Endowment Fund account, Other Special Revenue Funds to the Allagash Waterway account, Other Special Revenue Funds in the Parks - General Operations program.

PART BB removes the explicit provision that all funds of the Maine Rivers Protection Fund are subject to allocation by the Legislature. Allotments in excess of Legislative allocation are currently, and would still be, allowed under MRSA Title 5 §1667-A and §1667-B.

PART CC renames the Geological Survey program the Geology and Resource Information program.

PART DD transfers remaining balances in the Submerged Lands and Shore and Harbor accounts to a new program within the Department of Agriculture, Conservation and Forestry.

PART EE transfers the remaining balance in the Boating Facilities Fund program to the Boating Facilities Fund account in the Off-road Recreational Vehicles Program within the Department of Agriculture, Conservation and Forestry.

PART FF transfers the remaining balance in the Municipal Planning Assistance program to the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART GG transfers the remaining balance in the Coastal Island Registry account to the Submerged Lands Fund account in the Submerged Lands and Island Registry program within the Department of Agriculture, Conservation and Forestry.

PART HH transfers the remaining balance in the Floodplain Management program accounts to the accounts in the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART II transfers the remaining balance in several accounts in the Department of Agriculture, Conservation and Forestry after consolidating the accounts in the Parks - General Operations program.

PART JJ transfers the remaining balances in the Holbrook Island Sanctuary account, the Wolf Neck Woods State Park account and the Mackworth account to the Vaughan Woods State Park account in the Parks - General Operations program within the Department of Agriculture, Conservation and Forestry.

PART KK authorizes a one-time transfer of all funds in excess of \$500,000 from the unencumbered balance forward in the Personal Services line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to the Capital Expenditures line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to fund the overhaul of existing helicopters.

## ***Joint Standing Committee on Appropriations and Financial Affairs***

PART LL gives the Chief Medical Examiner authority to promote immediately a Medicolegal Death Investigator I to Medicolegal Death Investigator II as long as the Medicolegal Death Investigator I participates in training and education and demonstrates competencies for the higher classification.

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

PART NN requires the Commissioner of Corrections to review the current organizational structure of the Department of Corrections to improve organizational efficiency and requires the State Budget Officer to transfer positions and available balances by financial order during a specified period. Any transfers resulting in a mission change or facility closure must comply with the statutory requirements for legislative review.

PART OO relocates the Technical Building Codes and Standards Board from the Department of Public Safety to the Department of Economic and Community Development and authorizes the transfer of remaining balances in the Other Special Revenue account.

PART PP establishes the Maine Office of Outdoor Recreation in the Department of Economic and Community Development, Office of Tourism.

PART QQ requires the Department of Economic and Community Development to provide staff to the ConnectME Authority to serve as the central broadband planning board for the State and clarifies certain responsibilities of the ConnectME Authority.

PART RR requires that the first \$2,500,000 of 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 in each year of the biennium be credited to the General Fund and appropriated to the Department of Economic and Community Development for support of economic and business growth.

PART SS changes the name of the Director of Policy and Programs in the Department of Education to the Director of Legislative Affairs.

PART TT adds a Chief of Staff and Operations position as a major policy-influencing position within the Department of Education appointed by the Commissioner of Education.

PART UU increases the minimum salary for certified teachers to \$40,000 beginning in school year 2020-2021.

PART VV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators for the learning technology program in fiscal years 2019-20 and 2020-21.

PART WW eliminates the language that prohibits expenditures in the Maine Environmental Protection Fund above allocations approved by the Legislature.

PART XX increases from \$500 to \$3,500 the annual allowable reimbursement to the State Historian from the existing appropriation of the Maine Historic Preservation Commission.

PART YY corrects the name of the Office of MaineCare Services program as it appears in statute.

PART ZZ changes the household income eligibility guidelines in the elderly low-cost drug program from 175% to 185% of the federal poverty level.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART AAA repeals an obsolete section of the Maine Revised Statutes that relates to the former Department of Mental Health and Corrections.

PART BBB codifies two types of MaineCare eligibility and benefits that Maine already provides in regulations. One relates to coverage for 19 and 20 year olds and the second relates to the Medicare buy-in program.

PART CCC repeals the law that allows the Department of Health and Human Services to administer a drug test to certain recipients of Temporary Assistance for Needy Families, or TANF, assistance and to deny TANF assistance to a person who tests positive for an illegal drug unless the person enrolls in a substance use disorder treatment program.

PART DDD repeals the provision of law that establishes the Children's Mental Health Oversight Committee and fixes cross-references.

PART EEE updates the base year for the hospital tax and requires future updates.

PART FFF authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for the 2020-2021 biennium.

PART GGG 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 for information technology and related services.

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

PART III authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program account to the Crisis Outreach Program account for the 2020-2021 biennium.

PART JJJ authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this legislation over which it has specific authority that has not been addressed by some other Part of this legislation without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART KKK requires the Department of Health and Human Services to conduct a study of the population covered under the expansion of Medicaid.

PART LLL suspends the Fiscal Stability Program until the 2022-2023 biennium.

PART MMM 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.

PART NNN provides for salary increase of 5% for judges and justices of the state courts in each of the fiscal years 2019-20 and 2020-21 without regard to changes in the Consumer Price Index.



## ***Joint Standing Committee on Appropriations and Financial Affairs***

PART OOO removes the Director of Labor Standards within the Department of Labor from salary range 86.

PART PPP removes obsolete dates and repeals the provision that requires the Department of Labor, Bureau of Rehabilitation Services to maintain a legal interpreting fund to reimburse attorneys for the costs of providing interpreting or computer-assisted real-time transcription services. It does not change the requirements under both state and federal law that attorneys provide qualified interpreting services when needed to represent their clients.

PART QQQ amends the preference in state hiring that grants an interview to a person with a disability who meets the minimum qualifications for any open position in order to comply with the federal Americans with Disabilities Act.

PART RRR allows the Commissioner of Labor to enter into reciprocal agreements with other states or the Federal Government to recover overpayment of unemployment insurance benefits owed in this State.

PART SSS removes the term “illegal” from the header portion of statute regarding benefit payments to aliens.

PART TTT delays the beginning date until January 1, 2022 for changes to the unemployment compensation experience rating record of the most recent subject employer.

PART UUU modernizes laws concerning the Department of Labor, Bureau of Rehabilitation Services and the Public Utilities Commission relating to telecommunications equipment funding for the deaf and hard of hearing to reflect changes in technology and the use of such services by individuals with disabilities.

PART VVV repeals the requirement that the Department of Labor provide monthly written reports to the joint standing committee of the Legislature having jurisdiction over labor matters and to report annually in person to the committee regarding participation in training programs and expenditures made for support services for participants in training programs.

PART WWW removes a reporting date in order to allow the Department of Labor to align its state reporting with federal reporting requirements.

PART XXX increases the salary range of the Director, Office of Professional and Occupational Regulation position from range 88 to range 90 in the Department of Professional and Financial Regulation.

PART YYY transfers remaining balances in the Statewide Outreach account into the Bureau of Consumer Credit Protection account, both of which are within the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection program.

PART ZZZ carries forward unexpended All Other funds as of June 30, 2020 in the Department of Secretary of State, Elections and Commissions program to the next fiscal year to be used as matching funds for the federal Help America Vote Act of 2002.

PART AAAA carries forward balances in the Office of Treasurer of State, Debt Service - Treasury program to the 2020-2021 biennium.

PART BBBB transfers \$29,000,000 from the Fund for a Healthy Maine dedicated revenue to the MaineCare Stabilization Fund during fiscal year 2018-19 and also authorizes a transfer from the MaineCare Stabilization Fund up to \$29,000,000 for MaineCare payments.

PART CCCC authorizes the Department of Health and Human Services to transfer available All Other balances of appropriations for the purpose of the information system modernization project in the office of aging and disability services within the Department of Health and Human Services, office of aging and disability services.

## *Joint Standing Committee on Appropriations and Financial Affairs*

### **Committee Amendment "A" (H-586)**

This is the majority 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 for fiscal year 2019-20 the total cost of education from kindergarten to grade 12, the state contribution and the annual target state share percentage.

PART D renames the Governor's Office of Policy and Management as the Governor's Office of Policy Innovation and the Future.

PART E authorizes the Maine Governmental Facilities Authority to issue additional securities in an amount up to \$55,000,000 to pay for the costs of capital repairs and improvements to and construction of state-owned facilities and hazardous waste cleanup on state-owned properties.

PART F revises the selection of the chair of the Revenue Forecasting Committee, beginning in calendar year 2019, to designation by the 6 members, from among the members excluding the State Budget Officer, on a rotating basis for a two-year term. The exclusion is to avoid a conflict with the duties of the State Budget Officer established in current law that include convening a meeting of the Revenue Forecasting Committee if new information becomes available.

PART G implements background investigations for certain individuals with a business need to receive federal tax information, in order to meet United States Internal Revenue Service standards. This Part also expands background checks to apply to all employees of the Department of Administrative and Financial Services, Maine Revenue Services. It also corrects numerous lettering conflicts that occurred when two separate public laws enacted substantively different laws with the same paragraph letters.

PART H sets the transfer to the Local Government Fund for state-municipal revenue sharing at 3% in fiscal year 2019-20 and 3.75% in fiscal year 2020-2021 and restricts the spending the additional amount of revenue sharing for municipalities that have already established its budget for 2019; increases the value of the homestead exemption benefit under the Maine resident homestead property tax exemption from \$20,000 to \$25,000 and increases the state reimbursement to municipalities for the lost property tax revenue from 62.5% to 70%; and changes the formula for calculation of the property tax fairness credit.

PART I provides funding from the Salary Plan program for salary increases for positions in the Department of Administrative and Financial Services, Maine Revenue Services classified as a Tax Examiner, Tax Examiner II, Senior Tax Examiner and Tax Section Manager for fiscal years 2019-20 and 2020-21.

PART J transfers remaining funds from the, no longer used, Department of Administrative and Financial Services, Elderly Tax Deferral Program, Other Special Revenue Funds account, to the General Fund unappropriated surplus.

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

PART L continues the voluntary employee incentive program through the 2020-2021 biennium.

PART M carries any remaining balances in the Debt Service - Government Facilities Authority program in the Department of Administrative and Financial Services in each year of the 2020-2021 biennium into the following fiscal year.

## ***Joint Standing Committee on Appropriations and Financial Affairs***

PART N increases the attrition rate for the 2020-2021 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

PART O authorizes the Department of Administrative and Financial Services to enter into financial agreements related to the modernization of the tax collection system and sets out certain specifications for the system.

PART P authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the Central Fleet Management Division.

PART Q authorizes the Department of Administrative and Financial Services, on behalf of the Department of Public Safety, to enter into financing agreements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the State Police.

PART R transfers \$6,000,000 from the Reserve for General Fund Operating Capital to the General Fund unappropriated surplus in fiscal year 2018-19.

PART S authorizes the Department of Administrative and Financial Services to enter into financing arrangements related to the modernization of computer hardware, software and other systems to support a child welfare system for specified amounts and duration.

PART T allows money deposited in the animal welfare auxiliary fund to be used for costs associated with Department of Agriculture, Conservation and Forestry laboratory services needed to control or eradicate diseases affecting equines.

PART U moves the Harness Racing Promotional Fund to the Harness Racing Commission program.

PARTS V, W and X are intentionally left blank.

PART Y eliminates the Maine State Parks and Recreational Facilities Development Fund and the Maine State Parks Fund and replaces the 2 funds with the new Parks General Operations Fund. It also makes the Forest Recreation Resource Fund and the State Parks Improvement Fund separate units of the Parks General Operations Fund and authorizes a transfer of any remaining balance in these accounts to the Parks General Operations Fund account.

PART Z is intentionally left blank.

PART AA consolidates the Allagash Wilderness Waterway Permanent Endowment Fund within the Parks - General Operations program and authorizes a transfer of any remaining balance in the Allagash Wilderness Waterway Permanent Endowment Fund account, Other Special Revenue Funds to the Allagash Waterway account, Other Special Revenue Funds in the Parks - General Operations program.

PART BB is intentionally left blank.

PART CC renames the Geological Survey program the Geology and Resource Information program.

PART DD transfers remaining balances in the Submerged Lands and Shore and Harbor accounts to a new program within the Department of Agriculture, Conservation and Forestry.

PART EE transfers the remaining balance in the Boating Facilities Fund program to the Boating Facilities Fund account in the Off-road Recreational Vehicles Program within the Department of Agriculture, Conservation and Forestry.

PART FF transfers the remaining balance in the Municipal Planning Assistance program to the Geological Survey

## ***Joint Standing Committee on Appropriations and Financial Affairs***

program within the Department of Agriculture, Conservation and Forestry.

PART GG transfers the remaining balance in the Coastal Island Registry account to the Submerged Lands Fund account in the Submerged Lands and Island Registry program within the Department of Agriculture, Conservation and Forestry.

PART HH transfers the remaining balance in the Floodplain Management program accounts to the accounts in the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART II transfers the remaining balance in several accounts in the Department of Agriculture, Conservation and Forestry after consolidating the accounts in the Parks - General Operations program.

PART JJ transfers the remaining balances in the Holbrook Island Sanctuary account, the Wolf Neck Woods State Park account and the Mackworth account to the Vaughan Woods State Park account in the Parks - General Operations program within the Department of Agriculture, Conservation and Forestry.

PART KK authorizes a one-time transfer of all funds in excess of \$500,000 from the unencumbered balance forward in the Personal Services line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to the Capital Expenditures line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to fund the overhaul of existing helicopters.

PART LL gives the Chief Medical Examiner authority to promote immediately a Medicolegal Death Investigator I to Medicolegal Death Investigator II as long as the Medicolegal Death Investigator I participates in training and education and demonstrates competencies for the higher classification.

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

PART NN requires the Commissioner of Corrections to review the current organizational structure of the Department of Corrections to improve organizational efficiency and requires the State Budget Officer to transfer positions and available balances by financial order during a specified period. Any transfers resulting in a mission change or facility closure must comply with the statutory requirements for legislative review.

PART OO is intentionally left blank.

PART PP establishes the Maine Office of Outdoor Recreation in the Department of Economic and Community Development, Office of Tourism.

PART QQ requires the Department of Economic and Community Development to provide staff to the ConnectME Authority to serve as the central broadband planning board for the State and clarifies certain responsibilities of the ConnectME Authority.

PART RR is intentionally left blank.

PART SS changes the name of the Director of Policy and Programs in the Department of Education to the Director of Legislative Affairs.

PART TT adds a Chief of Staff and Operations position as a major policy-influencing position within the Department of Education appointed by the Commissioner of Education.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART UU increases the minimum salary for certified teachers to \$35,000 in school year 2020-2021, \$37,500 in school year 2021-2022 and \$40,000 beginning with the 2022-2023 school year. It also requires the Commissioner of Education to provide to each school administrative unit the funds necessary for the incremental salary increase based on specified reports from the local school units.

PART VV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators for the learning technology program in fiscal years 2019-20 and 2020-21.

PART WW eliminates the language that prohibits expenditures in the Maine Environmental Protection Fund above allocations approved by the Legislature.

PART XX increases from \$500 to \$3,500 the annual allowable reimbursement to the State Historian from the existing appropriation of the Maine Historic Preservation Commission.

PART YY corrects the name of the Office of MaineCare Services program as it appears in statute.

PART ZZ changes the household income eligibility guidelines in the elderly low-cost drug program from 175% to 185% of the federal poverty level.

PART AAA repeals an obsolete section of the Maine Revised Statutes that relates to the former Department of Mental Health and Corrections.

PART BBB is intentionally left blank.

PART CCC repeals the law that allows the Department of Health and Human Services to administer a drug test to certain recipients of Temporary Assistance for Needy Families, or TANF, assistance and to deny TANF assistance to a person who tests positive for an illegal drug unless the person enrolls in a substance use disorder treatment program.

PART DDD repeals the provision of law that establishes the Children's Mental Health Oversight Committee and fixes cross-references.

PART EEE updates the base year for the hospital tax.

PART FFF authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for the 2020-2021 biennium.

PART GGG 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 for information technology and related services.

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

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

## *Joint Standing Committee on Appropriations and Financial Affairs*

account for the 2020-2021 biennium.

PART JJJ authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this legislation over which it has specific authority that has not been addressed by some other Part of this legislation without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART KKK requires the Department of Health and Human Services to conduct a study of the population covered under the expansion of Medicaid.

PART LLL suspends the Fiscal Stability Program until the 2022-2023 biennium.

PART MMM 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.

PART NNN provides for salary increase of 3% for judges and justices of the state courts in each of the fiscal years 2019-20 and 2020-21 without regard to changes in the Consumer Price Index.

PART OOO removes the Director of Labor Standards within the Department of Labor from salary range 86.

PART PPP removes obsolete dates and repeals the provision that requires the Department of Labor, Bureau of Rehabilitation Services to maintain a legal interpreting fund to reimburse attorneys for the costs of providing interpreting or computer-assisted real-time transcription services. It does not change the requirements under both state and federal law that attorneys provide qualified interpreting services when needed to represent their clients.

PART QQQ amends the preference in state hiring that grants an interview to a person with a disability who meets the minimum qualifications for any open position in order to comply with the federal Americans with Disabilities Act.

PART RRR allows the Commissioner of Labor to enter into reciprocal agreements with other states or the Federal Government to recover overpayment of unemployment insurance benefits owed in this State.

PART SSS allows the Commissioner of Health and Human Services in consultation with the Superintendent of Insurance to apply for a waiver of applicable provisions of the federal Patient Protection and Affordable Care Act with respect to health insurance coverage in the State for the purposes of improving affordability by June 30, 2022.

PART TTT delays the beginning date until January 1, 2022 for changes to the unemployment compensation experience rating record of the most recent subject employer.

PART UUU modernizes laws concerning the Department of Labor, Bureau of Rehabilitation Services and the Public Utilities Commission relating to telecommunications equipment funding for the deaf and hard of hearing to reflect changes in technology and the use of such services by individuals with disabilities.

PART VVV repeals the requirement that the Department of Labor provide monthly written reports to the joint standing committee of the Legislature having jurisdiction over labor matters and to report annually in person to the committee regarding participation in training programs and expenditures made for support services for participants in training programs.

PART WWW removes a reporting date in order to allow the Department of Labor to align its state reporting with federal reporting requirements.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART XXX increases the salary range of the Director, Office of Professional and Occupational Regulation position from range 88 to range 90 in the Department of Professional and Financial Regulation.

PART YYY transfers remaining balances in the Statewide Outreach account into the Bureau of Consumer Credit Protection account, both of which are within the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection program.

PART ZZZ carries forward unexpended All Other funds as of June 30, 2020 in the Department of Secretary of State, Elections and Commissions program to the next fiscal year to be used as matching funds for the federal Help America Vote Act of 2002.

PART AAAA carries forward balances in the Office of Treasurer of State, Debt Service - Treasury program to the 2020-2021 biennium.

PART BBBB transfers \$14,500,000 from the Fund for a Healthy Maine dedicated revenue and \$14,500,000 from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund during fiscal year 2018-19 and also authorizes a transfer from the MaineCare Stabilization Fund up to \$29,000,000 for MaineCare payments.

PART CCCC authorizes the Department of Health and Human Services to transfer available All Other balances of appropriations for the purpose of the information system modernization project in the office of aging and disability services within the Department of Health and Human Services, office of aging and disability services.

PART DDDD carries forward balances within the Department of Administrative and Financial Services, Central Administrative Applications program in fiscal year 2018-19, fiscal year 2019-20 and fiscal year 2020-21.

PART EEEE corrects the budgeted deappropriation included in Public Law 2017, chapter 284, Part ZZZZZZ and authorizes the State Budget Officer to identify and transfer Personal Services savings to the Executive Branch Departments and Independent Agencies - Statewide program.

PART FFFF authorizes the Maine Health Data Organization to transfer by financial order available Personal Services balances up to \$290,000 to All Other in the Maine Health Data Organization, Other Special Revenue Funds account during the 2020-2021 biennium.

PART GGGG authorizes the State Budget Officer to calculate All Other savings in the Department of Health and Human Services General Fund account and transfer by financial order the All Other appropriations from each General Fund account to the Departmentwide program, General Fund account.

PART HHHH requires the state portion of funds that are recovered as a result of food supplement overpayments to be deposited into the Other Special Revenue Funds, Food Supplement Administration account.

PART IIII completes the changes necessary to transfer the State Economist to the Department of Administrative and Financial Services from the Governor's Office of Policy and Management, as begun by Public Law 2017, chapter 284.

PART JJJJ transfers \$19,800,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund in fiscal year 2018-19.

PART KKKK authorizes an additional transfer amount of up to \$14,500,000 by June 30, 2019 from the Maine Budget Stabilization Fund to a General Fund reserve account established by the State Controller for the purpose of providing funding for the amounts in federal financial participation for Medicaid services and disproportionate share hospital payments related to the Riverview Psychiatric Center.

## ***Joint Standing Committee on Appropriations and Financial Affairs***

PART LLLL re-establishes and revises the purpose and oversight of the Downeast Correctional Facility and makes the superintendent of the Mountain View Correctional Facility the chief administrative officer of the Downeast Correctional Facility.

PART MMMM transfers the remaining funds in the cost recovery fund in the Public Utilities Commission to the unappropriated surplus of the General Fund in fiscal year 2019-20.

PART NNNN directs the State to fund the difference between federal reimbursements for reduced-price and free lunches in order to provide all children under 185% of the federal poverty level free lunch at school.

PART OOOO transfers \$18,000,000 from the unappropriated surplus of the General Fund to the Maine Municipal Bond Bank for the School Revolving Renovation Fund in fiscal year 2018-19.

PART PPPP transfers funds from the unappropriated surplus of the General Fund to the Reserve for Indigent Legal Services program in fiscal year 2019-20 only.

PART QQQQ lapses unencumbered funds from the Legislature, General Fund accounts, as identified by the Executive Director of the Legislative Council, to the unappropriated surplus of the General Fund to offset additional General Fund costs from position changes for the 2020-2021 biennium.

PART RRRR directs the Department of Economic and Community Development to develop a strategic plan to recommend strategies for increased economic prosperity in the State; establishes goals for the plan and directs the department to include an analysis of gaps in funding and policy in the plan; requires that the department establish a steering committee and a work team to guide the development of the plan; and requires the department to report on the plan to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business which is authorized to report out related legislation in the Second Regular Session of the 129th Legislature.

PART SSSS requires the Public Utilities Commission to establish, within stated limits, the statewide E-9-1-1 surcharge and the prepaid wireless E-9-1-1 surcharge beginning January 1, 2020 and imposes a monthly surcharge of 10¢ per line or number for the ConnectME Fund.

PART TTTT creates the Maine Economic Development Fund within the Department of Economic and Community Development and transfers \$4,000,000 from the General Fund unappropriated surplus to the fund by June 30, 2020.

PART UUUU establishes a State goal of providing adequate start-up funding to ensure that public preschool programs for children 4 years of age are offered by all school administrative units by the 2023-2024 school year and requires recommendations in specified areas to be reported to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020 which is authorized to report out legislation to the Second Regular Session of the 129th Legislature to implement the recommendations in the report.

PART VVVV authorizes the Legislature, through the Joint Standing Committee on Education and Cultural Affairs, to contract with a qualified research and technical assistance entity to conduct an independent review of Maine's early childhood special education services and authorizes the Office of the Executive Director of the Legislative Council, at the direction of the Joint Standing Committee on Education and Cultural Affairs, to develop and administer a request for proposals process to award a contract for the independent review.

PART WWWW specifies the uses of the one-time additional funding of \$3,000,000 provided in Part A of this act to the Department of Corrections, County Jail Operations Fund for each year of the 2020-2021 biennium.

PART XXXX requires the Department of Health and Human Services to amend its rules governing MaineCare reimbursement in order to provide a supplemental payment of \$750,000 in fiscal year 2019-20 and fiscal year 2020-21 to Maine Veterans' Homes to offset budget shortfalls and requires the allocation of the funds be



## *Joint Standing Committee on Appropriations and Financial Affairs*

proportional to the shortfall of each Maine Veterans' Homes nursing facility.

PART YYYYY provides a sales tax exemption for sales of watercraft to an incorporated nonprofit transportation company under specified conditions.

PART ZZZZ allows the School Revolving Renovation Fund to be used for renovations to retrofit learning spaces for public preschool programs as Priority 4 status projects.

PART AAAAA requires the Department of Education to provide a so-called hold harmless adjustment to the career and technical education centers and career and technical education regions in fiscal years 2020-21, 2021-22 and 2022-23 in order to transition the career and technical education centers and career and technical education regions to a total allocation that is equal to the sum of the career and technical education program components under the Maine Revised Statutes, Title 20-A, section 15688-A, subsection 1 by fiscal year 2023-24.

PART BBBBB establishes the Commission To Study Long-term Care Workforce Issues to study and make policy recommendations regarding direct care workers and establishes reporting requirements and deadlines.

PART CCCCC amends the Maine Revised Statutes, Title 25, chapter 601, the Substance Use Disorder Assistance Program to change language referencing "pilot projects"; eliminate the steering committee that provides advice on the selection of grant recipients; repeal the requirement that the Justice Assistance Council disburse funds; and eliminate the authority of the Department of Public Safety to retain up to 5% of funds to cover administrative expenses.

PART DDDDD carries forward unexpended All Other funds as of June 30, 2019 and June 30, 2020 in the Department of Public Safety, Administration - Public Safety program, General Fund account to the next fiscal years to provide funding for grants for the provision of community-based treatment and support services through the Substance Use Disorder Assistance Program.

PART EEEEE transfers \$1,035,000 from available balances in Other Special Revenue Funds accounts in the Department of Environmental Protection, the Department of Marine Resources or the Department of Education to the Department of Marine Resources, Nonfederal Grants, Other Special Revenue Funds account, based on the determination of the Commissioner of Administrative and Financial Services.

### **Committee Amendment "B" (H-587)**

This amendment is the 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 for fiscal year 2019-20 the total cost of education from kindergarten to grade 12, the state contribution and the annual target state share percentage.

PART D renames the Governor's Office of Policy and Management as the Governor's Office of Policy Innovation and the Future.

PART E authorizes the Maine Governmental Facilities Authority to issue additional securities in an amount up to \$55,000,000 to pay for the costs of capital repairs and improvements to and construction of state-owned facilities and hazardous waste cleanup on state-owned properties.

PART F revises the selection of the chair of the Revenue Forecasting Committee, beginning in calendar year 2019, to designation by the six members, from among the members excluding the State Budget Officer, on a rotating basis

## ***Joint Standing Committee on Appropriations and Financial Affairs***

for a two-year term. The exclusion is to avoid a conflict with the duties of the State Budget Officer established in current law that include convening a meeting of the Revenue Forecasting Committee if new information becomes available.

PART G implements background investigations for certain individuals with a business need to receive federal tax information, in order to meet United States Internal Revenue Service standards. This Part also expands background checks to apply to all employees of the Department of Administrative and Financial Services, Maine Revenue Services.

This Part also corrects numerous lettering conflicts that occurred when two separate public laws enacted substantively different laws with the same paragraph letters.

PART H sets the transfer to the Local Government Fund for state-municipal revenue sharing at 3% in fiscal year 2019-20 and 3.75% in fiscal year 2020-2021 and restricts the spending the additional amount of revenue sharing for municipalities that have already established its budget for 2019; increases the value of the homestead exemption benefit under the Maine resident homestead property tax exemption from \$20,000 to \$25,000 and increases the state reimbursement to municipalities for the lost property tax revenue from 62.5% to 70%; and changes the formula for calculation of the property tax fairness credit.

PART I provides funding from the Salary Plan program for salary increases for positions in the Department of Administrative and Financial Services, Maine Revenue Services classified as a Tax Examiner, Tax Examiner II, Senior Tax Examiner and Tax Section Manager for fiscal years 2019-20 and 2020-21.

PART J transfers remaining funds from the, no longer used, Department of Administrative and Financial Services, Elderly Tax Deferral Program, Other Special Revenue Funds account, to the General Fund unappropriated surplus.

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

PART L continues the voluntary employee incentive program through the 2020-2021 biennium.

PART M carries any remaining balances in the Debt Service - Government Facilities Authority program in the Department of Administrative and Financial Services in each year of the 2020-2021 biennium into the following fiscal year.

PART N increases the attrition rate for the 2020-2021 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

PART O authorizes the Department of Administrative and Financial Services to enter into financial agreements related to the modernization of the tax collection system and sets out certain specifications for the system.

PART P authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the Central Fleet Management Division.

PART Q authorizes the Department of Administrative and Financial Services, on behalf of the Department of Public Safety, to enter into financing agreements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the State Police.

PART R transfers \$6,000,000 from the Reserve for General Fund Operating Capital to the General Fund unappropriated surplus in fiscal year 2018-19.

PART S authorizes the Department of Administrative and Financial Services to enter into financing arrangements related to the modernization of computer hardware, software and other systems to support a child welfare system for

## ***Joint Standing Committee on Appropriations and Financial Affairs***

specified amounts and duration.

PART T allows money deposited in the animal welfare auxiliary fund to be used for costs associated with Department of Agriculture, Conservation and Forestry laboratory services needed to control or eradicate diseases affecting equines.

PART U consolidates accounts to recognize administrative efficiencies and authorizes a transfer of residual cash remaining in the Harness Racing Promotional Fund account that is being consolidated with the Operating Account within the Harness Racing Commission program.

Parts V, W and X are intentionally left blank.

PART Y eliminates the Maine State Parks and Recreational Facilities Development Fund and the Maine State Parks Fund and replaces the 2 funds with the new Parks General Operations Fund. It also makes the Forest Recreation Resource Fund and the State Parks Improvement Fund separate units of the Parks General Operations Fund and authorizes a transfer of any remaining balance in these accounts to the Parks General Operations Fund account.

PART Z is intentionally left blank.

PART AA consolidates the Allagash Wilderness Waterway Permanent Endowment Fund within the Parks - General Operations program and authorizes a transfer of any remaining balance in the Allagash Wilderness Waterway Permanent Endowment Fund account, Other Special Revenue Funds to the Allagash Waterway account, Other Special Revenue Funds in the Parks - General Operations program.

PART CC renames the Geological Survey program the Geology and Resource Information program.

PART DD transfers remaining balances in the Submerged Lands and Shore and Harbor accounts to a new program within the Department of Agriculture, Conservation and Forestry.

PART EE transfers the remaining balance in the Boating Facilities Fund program to the Boating Facilities Fund account in the Off-road Recreational Vehicles Program within the Department of Agriculture, Conservation and Forestry.

PART FF transfers the remaining balance in the Municipal Planning Assistance program to the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART GG transfers the remaining balance in the Coastal Island Registry account to the Submerged Lands Fund account in the Submerged Lands and Island Registry program within the Department of Agriculture, Conservation and Forestry.

PART HH transfers the remaining balance in the Floodplain Management program accounts to the accounts in the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART II transfers the remaining balance in several accounts in the Department of Agriculture, Conservation and Forestry after consolidating the accounts in the Parks - General Operations program.

PART JJ transfers the remaining balances in the Holbrook Island Sanctuary account, the Wolf Neck Woods State Park account and the Mackworth account to the Vaughan Woods State Park account in the Parks - General Operations program within the Department of Agriculture, Conservation and Forestry.

PART KK authorizes a one-time transfer of all funds in excess of \$500,000 from the unencumbered balance forward in the Personal Services line category in the Department of Agriculture, Conservation and Forestry, Division of

## ***Joint Standing Committee on Appropriations and Financial Affairs***

Forest Protection, General Fund account to the Capital Expenditures line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to fund the overhaul of existing helicopters.

PART LL gives the Chief Medical Examiner authority to promote immediately a Medicolegal Death Investigator I to Medicolegal Death Investigator II as long as the Medicolegal Death Investigator I participates in training and education and demonstrates competencies for the higher classification.

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

PART NN requires the Commissioner of Corrections to review the current organizational structure of the Department of Corrections to improve organizational efficiency and requires the State Budget Officer to transfer positions and available balances by financial order during a specified period. Any transfers resulting in a mission change or facility closure must comply with the statutory requirements for legislative review.

PART OO is intentionally left blank.

PART PP establishes the Maine Office of Outdoor Recreation in the Department of Economic and Community Development, Office of Tourism.

PART QQ requires the Department of Economic and Community Development to provide staff to the ConnectME Authority to serve as the central broadband planning board for the State and clarifies certain responsibilities of the ConnectME Authority.

PART RR is intentionally left blank.

PART SS changes the name of the Director of Policy and Programs in the Department of Education to the Director of Legislative Affairs.

PART TT adds a Chief of Staff and Operations position as a major policy-influencing position within the Department of Education appointed by the Commissioner of Education.

PART UU increases the minimum salary for certified teachers to \$32,500 in school year 2020-2021, \$35,000 in school year 2021-2022, \$37,500 beginning with the 2022-2023 school year and \$40,000 beginning with the 2023-2024 school year and requires the Commissioner of Education to provide to each school administrative unit the funds necessary to fund the incremental salary increase based on specified reports from the local school units.

PART VV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators for the learning technology program in fiscal years 2019-20 and 2020-21.

PART WW eliminates the language that prohibits expenditures in the Maine Environmental Protection Fund above allocations approved by the Legislature.

PART XX increases from \$500 to \$3,500 the annual allowable reimbursement to the State Historian from the existing appropriation of the Maine Historic Preservation Commission.

PART YY corrects the name of the Office of MaineCare Services program as it appears in statute.

PART ZZ changes the household income eligibility guidelines in the elderly low-cost drug program from 175% to

## *Joint Standing Committee on Appropriations and Financial Affairs*

185% of the federal poverty level.

PART AAA repeals an obsolete section of the Maine Revised Statutes that relates to the former Department of Mental Health and Corrections.

PARTS BBB and CCC are intentionally left blank.

PART DDD repeals the provision of law that establishes the Children's Mental Health Oversight Committee and fixes cross-references.

PART EEE updates the base year for the hospital tax and provides for future updates.

PART FFF authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for the 2020-2021 biennium.

PART GGG 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 for information technology and related services.

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

PART III authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program account to the Crisis Outreach Program account for the 2020-2021 biennium.

PART JJJ authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this legislation over which it has specific authority that has not been addressed by some other Part of this legislation without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART KKK requires the Department of Health and Human Services to conduct a study of the population covered under the expansion of Medicaid.

PART LLL suspends the Fiscal Stability Program until the 2022-2023 biennium.

PART MMM 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.

PART NNN provides for a cost-of-living adjustment of 3% for judges and justices of the state courts in each of the fiscal years 2019-20 and 2020-21, regardless of the cost-of-living adjustments linked to the Consumer Price Index.

PART OOO This Part removes the Director of Labor Standards within the Department of Labor from salary range 86.

PART PPP removes obsolete dates and repeals the provision that requires the Department of Labor, Bureau of

## *Joint Standing Committee on Appropriations and Financial Affairs*

Rehabilitation Services to maintain a legal interpreting fund to reimburse attorneys for the costs of providing interpreting or computer-assisted real-time transcription services but does not change the requirements under both state and federal law that attorneys provide qualified interpreting services when needed to represent their clients.

PART QQQ amends the preference in state hiring that grants an interview to a person with a disability who meets the minimum qualifications for any open position in order to comply with the federal Americans with Disabilities Act.

PART RRR allows the Commissioner of Labor to enter into reciprocal agreements with other states or the Federal Government to recover overpayment of unemployment insurance benefits owed in this State.

PART SSS allows the Commissioner of Health and Human Services in consultation with the Superintendent of Insurance to apply for a waiver of applicable provisions of the federal Patient Protection and Affordable Care Act with respect to health insurance coverage in the State for the purposes of improving affordability by June 30, 2022.

PART TTT delays the beginning date until January 1, 2022 for changes to the unemployment compensation experience rating record of the most recent subject employer.

PART UUU modernizes laws concerning the Department of Labor, Bureau of Rehabilitation Services and the Public Utilities Commission relating to telecommunications equipment funding for the deaf and hard of hearing to reflect changes in technology and the use of such services by individuals with disabilities.

PART VVV repeals the requirement that the Department of Labor provide monthly written reports to the joint standing committee of the Legislature having jurisdiction over labor matters and to report annually in person to the committee regarding participation in training programs and expenditures made for support services for participants in training programs.

PART WWW removes a reporting date in order to allow the Department of Labor to align its state reporting with federal reporting requirements.

PART XXX increases the salary range of the Director, Office of Professional and Occupational Regulation position from range 88 to range 90 in the Department of Professional and Financial Regulation.

PART YYY transfers remaining balances in the Statewide Outreach account into the Bureau of Consumer Credit Protection account, both of which are within the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection program.

PART ZZZ carries forward unexpended All Other funds as of June 30, 2020 in the Department of Secretary of State, Elections and Commissions program to the next fiscal year to be used as matching funds for the federal Help America Vote Act of 2002.

PART AAAA carries forward balances in the Office of Treasurer of State, Debt Service - Treasury program to the 2020-2021 biennium.

PART BBBB transfers \$14,500,000 from the Fund for a Healthy Maine dedicated revenue to the MaineCare Stabilization Fund and \$14,500,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund during fiscal year 2018-19. It also authorizes transfers from the MaineCare Stabilization Fund and, as a secondary source, up to \$14,500,000 in transfers from the Maine Budget Stabilization Fund for MaineCare payments.

PART CCCC authorizes the Department of Health and Human Services to transfer available All Other balances of appropriations for the purpose of the information system modernization project in the office of aging and disability

## *Joint Standing Committee on Appropriations and Financial Affairs*

services within the Department of Health and Human Services, office of aging and disability services.

PART DDDD carries forward balances within the Department of Administrative and Financial Services, Central Administrative Applications program in fiscal year 2018-19, fiscal year 2019-20 and fiscal year 2020-21.

PART EEEE corrects the budgeted deappropriation included in Public Law 2017, chapter 284, Part ZZZZZZ and authorizes the State Budget Officer to identify and transfer Personal Services savings to the Executive Branch Departments and Independent Agencies - Statewide program.

PART FFFF authorizes the Maine Health Data Organization to transfer by financial order available Personal Services balances up to \$290,000 to All Other in the Maine Health Data Organization, Other Special Revenue Funds account during the 2020-2021 biennium.

PART GGGG authorizes the State Budget Officer to calculate All Other savings in the Department of Health and Human Services General Fund account and transfer by financial order the All Other appropriations from each General Fund account to the Departmentwide program, General Fund account.

PART HHHH requires the state portion of funds that are recovered as a result of food supplement overpayments to be deposited into the Other Special Revenue Funds, Food Supplement Administration account.

PART IIII completes the changes necessary to transfer the State Economist to the Department of Administrative and Financial Services from the Governor's Office of Policy and Management, as begun by Public Law 2017, chapter 284.

PART JJJJ transfers \$64,300,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund in fiscal year 2018-19.

PART KKKK authorizes an additional transfer amount of up to \$14,500,000 by June 30, 2019 from the Maine Budget Stabilization Fund to a General Fund reserve account established by the State Controller for the purpose of providing funding for the amounts in federal financial participation for Medicaid services and disproportionate share hospital payments related to the Riverview Psychiatric Center.

PART LLLL re-establishes and revises the purpose and oversight of the Downeast Correctional Facility and makes the superintendent of the Mountain View Correctional Facility the chief administrative officer of the Downeast Correctional Facility.

PART MMMM transfers the remaining funds in the cost recovery fund in the Public Utilities Commission to the unappropriated surplus of the General Fund in fiscal year 2019-20.

PART NNNN intentionally left blank.

PART OOOO transfers \$10,000,000 from the unappropriated surplus of the General Fund to the Maine Municipal Bond Bank for the School Revolving Renovation Fund in fiscal year 2018-19.

PART PPPP transfers funds from the unappropriated surplus of the General Fund to the Reserve for Indigent Legal Services program in fiscal year 2019-20 only.

PART QQQQ intentionally left blank.

PART RRRR directs the Department of Economic and Community Development to develop a strategic plan to recommend strategies for increased economic prosperity in the State; establishes goals for the plan and directs the department to include an analysis of gaps in funding and policy in the plan; requires that the department establish a

## *Joint Standing Committee on Appropriations and Financial Affairs*

steering committee and a work team to guide the development of the plan; and requires the department to report on the plan to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business which is authorized to report out related legislation in the Second Regular Session of the 129th Legislature.

PART SSSS requires the Public Utilities Commission to establish, within stated limits, the statewide E-9-1-1 surcharge and the prepaid wireless E-9-1-1 surcharge beginning January 1, 2020 and imposes a monthly surcharge of 10¢ per line or number for the ConnectME Fund.

PART TTTT creates the Maine Economic Development Fund within the Department of Economic and Community Development and transfers \$4,000,000 from the General Fund unappropriated surplus to the fund by June 30, 2020.

PART UUUU establishes a State goal of providing adequate start-up funding to ensure that public preschool programs for children 4 years of age are offered by all school administrative units by the 2023-2024 school year and requires recommendations in specified areas to be reported to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020 which is authorized to report out legislation to the Second Regular Session of the 129th Legislature to implement the recommendations in the report.

PART VVVV authorizes the Legislature, through the Joint Standing Committee on Education and Cultural Affairs, to contract with a qualified research and technical assistance entity to conduct an independent review of Maine's early childhood special education services and authorizes the Office of the Executive Director of the Legislative Council, at the direction of the Joint Standing Committee on Education and Cultural Affairs, to develop and administer a request for proposals process to award a contract for the independent review.

PART WWWW specifies the uses of the one-time additional funding of \$3,000,000 provided in Part A of this act to the Department of Corrections, County Jail Operations Fund for each year of the 2020-2021 biennium.

PART XXXX requires the Department of Health and Human Services to amend its rules governing MaineCare reimbursement in order to provide a supplemental payment of \$750,000 in fiscal year 2019-20 and fiscal year 2020-21 to Maine Veterans' Homes to offset budget shortfalls and requires the allocation of the funds be proportional to the shortfall of each Maine Veterans' Homes nursing facility.

PART YYYY is intentionally left blank.

PART ZZZZ allows the School Revolving Renovation Fund to be used for renovations to retrofit learning spaces to accommodate the provision of services for children with disabilities who are 3 to 5 years of age, and the renovations receive Priority 4 status. It also repeals the requirement that the School Revolving Renovation Fund be used to provide grants to forgive the principal payments of a loan for an eligible school administrative unit and corrects cross-references to that provision.

PART AAAAA requires the Department of Education to provide a so-called hold harmless adjustment to the career and technical education centers and career and technical education regions in fiscal years 2020-21, 2021-22 and 2022-23 in order to transition the career and technical education centers and career and technical education regions to a total allocation that is equal to the sum of the career and technical education program components under the Maine Revised Statutes, Title 20-A, section 15688-A, subsection 1 by fiscal year 2023-24.

PART BBBBBB establishes the Commission To Study Long-term Care Workforce Issues to study and make policy recommendations regarding direct care workers and establishes reporting requirements and deadlines.

PART CCCCC amends the Maine Revised Statutes, Title 25, chapter 601, the Substance Use Disorder Assistance Program to change language referencing "pilot projects"; eliminate the steering committee that provides advice on the selection of grant recipients; repeal the requirement that the Justice Assistance Council disburse funds; and eliminate the authority of the Department of Public Safety to retain up to 5% of funds to cover administrative



## *Joint Standing Committee on Appropriations and Financial Affairs*

expenses.

PART DDDDD carries forward unexpended All Other funds as of June 30, 2019 and June 30, 2020 in the Department of Public Safety, Administration - Public Safety program, General Fund account to the next fiscal years to provide funding for grants for the provision of community-based treatment and support services through the Substance Use Disorder Assistance Program.

PART EEEEE transfers \$1,035,000 from available balances in Other Special Revenue Funds accounts in the Department of Environmental Protection, the Department of Marine Resources or the Department of Education to the Department of Marine Resources, Nonfederal Grants, Other Special Revenue Funds account, based on the determination of the Commissioner of Administrative and Financial Services.

PART FFFFF specifies that the MaineCare reimbursement rate for direct care workers for adults with intellectual disabilities or autism must be at least 125% of the state minimum wage.

PART GGGGG eliminates the requirement that the State Fire Marshal inspect a family foster home and certify that it meets all elements of the fire safety code before the Department of Health and Human Services may issue a license to operate as a family foster home; moves the inspection responsibility to the Department of Health and Human Services; and directs the Department of Health and Human Services to adopt rules governing the method of inspection.

PART HHHHH requires the Department of Health and Human Services to submit a request to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to amend the current federal 1915(c) waiver so that eligible members receiving home and community-based services under the department's rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 19 will be able to receive services provided by spouses who are employed as personal support specialists to provide those services and requires the department to amend its rules after the amended waiver approval has been received from the Federal Government. It also requires the department to provide an interim and final report with specified content.

This amendment was not adopted.

### **Enacted Law Summary**

Public Law 2019, chapter 343 does the following:

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 for fiscal year 2019-20 the total cost of education from kindergarten to grade 12, the state contribution and the annual target state share percentage.

PART D renames the Governor's Office of Policy and Management as the Governor's Office of Policy Innovation and the Future.

PART E authorizes the Maine Governmental Facilities Authority to issue additional securities in an amount up to \$55,000,000 to pay for the costs of capital repairs and improvements to and construction of state-owned facilities and hazardous waste cleanup on state-owned properties.

PART F revises the selection of the chair of the Revenue Forecasting Committee, beginning in calendar year 2019, to designation by the 6 members, from among the members excluding the State Budget Officer, on a rotating basis for a two-year term. The exclusion is to avoid a conflict with the duties of the State Budget Officer established in current law that include convening a meeting of the Revenue Forecasting Committee if new information becomes

## *Joint Standing Committee on Appropriations and Financial Affairs*

available.

PART G implements background investigations for certain individuals with a business need to receive federal tax information, in order to meet United States Internal Revenue Service standards. This Part also expands background checks to apply to all employees of the Department of Administrative and Financial Services, Maine Revenue Services. It also corrects numerous lettering conflicts that occurred when two separate public laws enacted substantively different laws with the same paragraph letters.

PART H sets the transfer to the Local Government Fund for state-municipal revenue sharing at 3% in fiscal year 2019-20 and 3.75% in fiscal year 2020-2021 and restricts the spending the additional amount of revenue sharing for municipalities that have already established its budget for 2019; increases the value of the homestead exemption benefit under the Maine resident homestead property tax exemption from \$20,000 to \$25,000 and increases the state reimbursement to municipalities for the lost property tax revenue from 62.5% to 70%; and changes the formula for calculation of the property tax fairness credit.

PART I provides funding from the Salary Plan program for salary increases for positions in the Department of Administrative and Financial Services, Maine Revenue Services classified as a Tax Examiner, Tax Examiner II, Senior Tax Examiner and Tax Section Manager for fiscal years 2019-20 and 2020-21.

PART J transfers remaining funds from the, no longer used, Department of Administrative and Financial Services, Elderly Tax Deferral Program, Other Special Revenue Funds account, to the General Fund unappropriated surplus.

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

PART L continues the voluntary employee incentive program through the 2020-2021 biennium.

PART M carries any remaining balances in the Debt Service - Government Facilities Authority program in the Department of Administrative and Financial Services in each year of the 2020-2021 biennium into the following fiscal year.

PART N increases the attrition rate for the 2020-2021 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

PART O authorizes the Department of Administrative and Financial Services to enter into financial agreements related to the modernization of the tax collection system and sets out certain specifications for the system.

PART P authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the Central Fleet Management Division.

PART Q authorizes the Department of Administrative and Financial Services, on behalf of the Department of Public Safety, to enter into financing agreements in fiscal years 2019-20 and 2020-21 for the acquisition of motor vehicles for the State Police.

PART R transfers \$6,000,000 from the Reserve for General Fund Operating Capital to the General Fund unappropriated surplus in fiscal year 2018-19.

PART S authorizes the Department of Administrative and Financial Services to enter into financing arrangements related to the modernization of computer hardware, software and other systems to support a child welfare system for specified amounts and duration.

PART T allows money deposited in the animal welfare auxiliary fund to be used for costs associated with Department of Agriculture, Conservation and Forestry laboratory services needed to control or eradicate diseases

## *Joint Standing Committee on Appropriations and Financial Affairs*

affecting equines.

PART U moves the Harness Racing Promotional Fund to the Harness Racing Commission program.

PARTS V, W and X are intentionally left blank.

PART Y eliminates the Maine State Parks and Recreational Facilities Development Fund and the Maine State Parks Fund and replaces the 2 funds with the new Parks General Operations Fund. It also makes the Forest Recreation Resource Fund and the State Parks Improvement Fund separate units of the Parks General Operations Fund and authorizes a transfer of any remaining balance in these accounts to the Parks General Operations Fund account.

PART Z is intentionally left blank.

PART AA consolidates the Allagash Wilderness Waterway Permanent Endowment Fund within the Parks - General Operations program and authorizes a transfer of any remaining balance in the Allagash Wilderness Waterway Permanent Endowment Fund account, Other Special Revenue Funds to the Allagash Waterway account, Other Special Revenue Funds in the Parks - General Operations program.

PART BB is intentionally left blank.

PART CC renames the Geological Survey program the Geology and Resource Information program.

PART DD transfers remaining balances in the Submerged Lands and Shore and Harbor accounts to a new program within the Department of Agriculture, Conservation and Forestry.

PART EE transfers the remaining balance in the Boating Facilities Fund program to the Boating Facilities Fund account in the Off-road Recreational Vehicles Program within the Department of Agriculture, Conservation and Forestry.

PART FF transfers the remaining balance in the Municipal Planning Assistance program to the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART GG transfers the remaining balance in the Coastal Island Registry account to the Submerged Lands Fund account in the Submerged Lands and Island Registry program within the Department of Agriculture, Conservation and Forestry.

PART HH transfers the remaining balance in the Floodplain Management program accounts to the accounts in the Geological Survey program within the Department of Agriculture, Conservation and Forestry.

PART II transfers the remaining balance in several accounts in the Department of Agriculture, Conservation and Forestry after consolidating the accounts in the Parks - General Operations program.

PART JJ transfers the remaining balances in the Holbrook Island Sanctuary account, the Wolf Neck Woods State Park account and the Mackworth account to the Vaughan Woods State Park account in the Parks - General Operations program within the Department of Agriculture, Conservation and Forestry.

PART KK authorizes a one-time transfer of all funds in excess of \$500,000 from the unencumbered balance forward in the Personal Services line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to the Capital Expenditures line category in the Department of Agriculture, Conservation and Forestry, Division of Forest Protection, General Fund account to fund the overhaul of existing helicopters.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART LL gives the Chief Medical Examiner authority to promote immediately a Medicolegal Death Investigator I to Medicolegal Death Investigator II as long as the Medicolegal Death Investigator I participates in training and education and demonstrates competencies for the higher classification.

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

PART NN requires the Commissioner of Corrections to review the current organizational structure of the Department of Corrections to improve organizational efficiency and requires the State Budget Officer to transfer positions and available balances by financial order during a specified period. Any transfers resulting in a mission change or facility closure must comply with the statutory requirements for legislative review.

PART OO is intentionally left blank.

PART PP establishes the Maine Office of Outdoor Recreation in the Department of Economic and Community Development, Office of Tourism.

PART QQ requires the Department of Economic and Community Development to provide staff to the ConnectME Authority to serve as the central broadband planning board for the State and clarifies certain responsibilities of the ConnectME Authority.

PART RR is intentionally left blank.

PART SS changes the name of the Director of Policy and Programs in the Department of Education to the Director of Legislative Affairs.

PART TT adds a Chief of Staff and Operations position as a major policy-influencing position within the Department of Education appointed by the Commissioner of Education.

PART UU increases the minimum salary for certified teachers to \$35,000 in school year 2020-2021, \$37,500 in school year 2021-2022 and \$40,000 beginning with the 2022-2023 school year. It also requires the Commissioner of Education to provide to each school administrative unit the funds necessary for the incremental salary increase based on specified reports from the local school units.

PART VV authorizes the Department of Education to enter into lease-purchase agreements for portable learning devices and support systems for students and educators for the learning technology program in fiscal years 2019-20 and 2020-21.

PART WW eliminates the language that prohibits expenditures in the Maine Environmental Protection Fund above allocations approved by the Legislature.

PART XX increases from \$500 to \$3,500 the annual allowable reimbursement to the State Historian from the existing appropriation of the Maine Historic Preservation Commission.

PART YY corrects the name of the Office of MaineCare Services program as it appears in statute.

PART ZZ changes the household income eligibility guidelines in the elderly low-cost drug program from 175% to 185% of the federal poverty level.

PART AAA repeals an obsolete section of the Maine Revised Statutes that relates to the former Department of Mental Health and Corrections.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART BBB is intentionally left blank.

PART CCC repeals the law that allows the Department of Health and Human Services to administer a drug test to certain recipients of Temporary Assistance for Needy Families, or TANF, assistance and to deny TANF assistance to a person who tests positive for an illegal drug unless the person enrolls in a substance use disorder treatment program.

PART DDD repeals the provision of law that establishes the Children's Mental Health Oversight Committee and fixes cross-references.

PART EEE updates the base year for the hospital tax.

PART FFF authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for the 2020-2021 biennium.

PART GGG 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 for information technology and related services.

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

PART III authorizes the transfer of available Personal Services or All Other balances from the Department of Health and Human Services, Developmental Services - Community program account to the Crisis Outreach Program account for the 2020-2021 biennium.

PART JJJ authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this legislation over which it has specific authority that has not been addressed by some other Part of this legislation without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

PART KKK requires the Department of Health and Human Services to conduct a study of the population covered under the expansion of Medicaid.

PART LLL suspends the Fiscal Stability Program until the 2022-2023 biennium.

PART MMM 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.

PART NNN provides for salary increase of 3% for judges and justices of the state courts in each of the fiscal years 2019-20 and 2020-21 without regard to changes in the Consumer Price Index.

PART OOO removes the Director of Labor Standards within the Department of Labor from salary range 86.

PART PPP removes obsolete dates and repeals the provision that requires the Department of Labor, Bureau of

## *Joint Standing Committee on Appropriations and Financial Affairs*

Rehabilitation Services to maintain a legal interpreting fund to reimburse attorneys for the costs of providing interpreting or computer-assisted real-time transcription services. It does not change the requirements under both state and federal law that attorneys provide qualified interpreting services when needed to represent their clients.

PART QQQ amends the preference in state hiring that grants an interview to a person with a disability who meets the minimum qualifications for any open position in order to comply with the federal Americans with Disabilities Act.

PART RRR allows the Commissioner of Labor to enter into reciprocal agreements with other states or the Federal Government to recover overpayment of unemployment insurance benefits owed in this State.

PART SSS allows the Commissioner of Health and Human Services in consultation with the Superintendent of Insurance to apply for a waiver of applicable provisions of the federal Patient Protection and Affordable Care Act with respect to health insurance coverage in the State for the purposes of improving affordability by June 30, 2022.

PART TTT delays the beginning date until January 1, 2022 for changes to the unemployment compensation experience rating record of the most recent subject employer.

PART UUU modernizes laws concerning the Department of Labor, Bureau of Rehabilitation Services and the Public Utilities Commission relating to telecommunications equipment funding for the deaf and hard of hearing to reflect changes in technology and the use of such services by individuals with disabilities.

PART VVV repeals the requirement that the Department of Labor provide monthly written reports to the joint standing committee of the Legislature having jurisdiction over labor matters and to report annually in person to the committee regarding participation in training programs and expenditures made for support services for participants in training programs.

PART WWW removes a reporting date in order to allow the Department of Labor to align its state reporting with federal reporting requirements.

PART XXX increases the salary range of the Director, Office of Professional and Occupational Regulation position from range 88 to range 90 in the Department of Professional and Financial Regulation.

PART YYY transfers remaining balances in the Statewide Outreach account into the Bureau of Consumer Credit Protection account, both of which are within the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection program.

PART ZZZ carries forward unexpended All Other funds as of June 30, 2020 in the Department of Secretary of State, Elections and Commissions program to the next fiscal year to be used as matching funds for the federal Help America Vote Act of 2002.

PART AAAA carries forward balances in the Office of Treasurer of State, Debt Service - Treasury program to the 2020-2021 biennium.

PART BBBB transfers \$14,500,000 from the Fund for a Healthy Maine dedicated revenue and \$14,500,000 from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund during fiscal year 2018-19 and also authorizes a transfer from the MaineCare Stabilization Fund up to \$29,000,000 for MaineCare payments.

PART CCCC authorizes the Department of Health and Human Services to transfer available All Other balances of appropriations for the purpose of the information system modernization project in the office of aging and disability services within the Department of Health and Human Services, office of aging and disability services.

## *Joint Standing Committee on Appropriations and Financial Affairs*

PART DDDD carries forward balances within the Department of Administrative and Financial Services, Central Administrative Applications program in fiscal year 2018-19, fiscal year 2019-20 and fiscal year 2020-21.

PART EEEE corrects the budgeted deappropriation included in Public Law 2017, chapter 284, Part ZZZZZZ and authorizes the State Budget Officer to identify and transfer Personal Services savings to the Executive Branch Departments and Independent Agencies - Statewide program.

PART FFFF authorizes the Maine Health Data Organization to transfer by financial order available Personal Services balances up to \$290,000 to All Other in the Maine Health Data Organization, Other Special Revenue Funds account during the 2020-2021 biennium.

PART GGGG authorizes the State Budget Officer to calculate All Other savings in the Department of Health and Human Services General Fund account and transfer by financial order the All Other appropriations from each General Fund account to the Departmentwide program, General Fund account.

PART HHHH requires the state portion of funds that are recovered as a result of food supplement overpayments to be deposited into the Other Special Revenue Funds, Food Supplement Administration account.

PART IIII completes the changes necessary to transfer the State Economist to the Department of Administrative and Financial Services from the Governor's Office of Policy and Management, as begun by Public Law 2017, chapter 284.

PART JJJJ transfers \$19,800,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund in fiscal year 2018-19.

PART KKKK authorizes an additional transfer amount of up to \$14,500,000 by June 30, 2019 from the Maine Budget Stabilization Fund to a General Fund reserve account established by the State Controller for the purpose of providing funding for the amounts in federal financial participation for Medicaid services and disproportionate share hospital payments related to the Riverview Psychiatric Center.

PART LLLL re-establishes and revises the purpose and oversight of the Downeast Correctional Facility and makes the superintendent of the Mountain View Correctional Facility the chief administrative officer of the Downeast Correctional Facility.

PART MMMM transfers the remaining funds in the cost recovery fund in the Public Utilities Commission to the unappropriated surplus of the General Fund in fiscal year 2019-20.

PART NNNN directs the State to fund the difference between federal reimbursements for reduced-price and free lunches in order to provide all children under 185% of the federal poverty level free lunch at school.

PART OOOO transfers \$18,000,000 from the unappropriated surplus of the General Fund to the Maine Municipal Bond Bank for the School Revolving Renovation Fund in fiscal year 2018-19.

PART PPPP transfers funds from the unappropriated surplus of the General Fund to the Reserve for Indigent Legal Services program in fiscal year 2019-20 only.

PART QQQQ lapses unencumbered funds from the Legislature, General Fund accounts, as identified by the Executive Director of the Legislative Council, to the unappropriated surplus of the General Fund to offset additional General Fund costs from position changes for the 2020-2021 biennium.

PART RRRR directs the Department of Economic and Community Development to develop a strategic plan to recommend strategies for increased economic prosperity in the State; establishes goals for the plan and directs the

## *Joint Standing Committee on Appropriations and Financial Affairs*

department to include an analysis of gaps in funding and policy in the plan; requires that the department establish a steering committee and a work team to guide the development of the plan; and requires the department to report on the plan to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business which is authorized to report out related legislation in the Second Regular Session of the 129th Legislature.

PART SSSS requires the Public Utilities Commission to establish, within stated limits, the statewide E-9-1-1 surcharge and the prepaid wireless E-9-1-1 surcharge beginning January 1, 2020 and imposes a monthly surcharge of 10¢ per line or number for the ConnectME Fund.

PART TTTT creates the Maine Economic Development Fund within the Department of Economic and Community Development and transfers \$4,000,000 from the General Fund unappropriated surplus to the fund by June 30, 2020.

PART UUUU establishes a State goal of providing adequate start-up funding to ensure that public preschool programs for children 4 years of age are offered by all school administrative units by the 2023-2024 school year and requires recommendations in specified areas to be reported to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020 which is authorized to report out legislation to the Second Regular Session of the 129th Legislature to implement the recommendations in the report.

PART VVVV authorizes the Legislature, through the Joint Standing Committee on Education and Cultural Affairs, to contract with a qualified research and technical assistance entity to conduct an independent review of Maine's early childhood special education services and authorizes the Office of the Executive Director of the Legislative Council, at the direction of the Joint Standing Committee on Education and Cultural Affairs, to develop and administer a request for proposals process to award a contract for the independent review.

PART WWWW specifies the uses of the one-time additional funding of \$3,000,000 provided in Part A of this act to the Department of Corrections, County Jail Operations Fund for each year of the 2020-2021 biennium.

PART XXXX requires the Department of Health and Human Services to amend its rules governing MaineCare reimbursement in order to provide a supplemental payment of \$750,000 in fiscal year 2019-20 and fiscal year 2020-21 to Maine Veterans' Homes to offset budget shortfalls and requires the allocation of the funds be proportional to the shortfall of each Maine Veterans' Homes nursing facility.

PART YYYY provides a sales tax exemption for sales of watercraft to an incorporated nonprofit transportation company under specified conditions.

PART ZZZZ allows the School Revolving Renovation Fund to be used for renovations to retrofit learning spaces for public preschool programs as Priority 4 status projects.

PART AAAAA requires the Department of Education to provide a so-called hold harmless adjustment to the career and technical education centers and career and technical education regions in fiscal years 2020-21, 2021-22 and 2022-23 in order to transition the career and technical education centers and career and technical education regions to a total allocation that is equal to the sum of the career and technical education program components under the Maine Revised Statutes, Title 20-A, section 15688-A, subsection 1 by fiscal year 2023-24.

PART BBBBBB establishes the Commission To Study Long-term Care Workforce Issues to study and make policy recommendations regarding direct care workers and establishes reporting requirements and deadlines.

PART CCCCC amends the Maine Revised Statutes, Title 25, chapter 601, the Substance Use Disorder Assistance Program to change language referencing "pilot projects"; eliminate the steering committee that provides advice on the selection of grant recipients; repeal the requirement that the Justice Assistance Council disburse funds; and eliminate the authority of the Department of Public Safety to retain up to 5% of funds to cover administrative expenses.



*Joint Standing Committee on Appropriations and Financial Affairs*

PART DDDDD carries forward unexpended All Other funds as of June 30, 2019 and June 30, 2020 in the Department of Public Safety, Administration - Public Safety program, General Fund account to the next fiscal years to provide funding for grants for the provision of community-based treatment and support services through the Substance Use Disorder Assistance Program.

PART EEEEE transfers \$1,035,000 from available balances in Other Special Revenue Funds accounts in the Department of Environmental Protection, the Department of Marine Resources or the Department of Education to the Department of Marine Resources, Nonfederal Grants, Other Special Revenue Funds account, based on the determination of the Commissioner of Administrative and Financial Services.

Public Law 2019, chapter 343 was enacted as an emergency measure effective June 17, 2019.

**LD 1093      An Act To Authorize a General Fund Bond Issue To Invest in Maine's      CARRIED OVER**  
**Railroad Infrastructure**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLAXTON N SHEATS B		

The funds provided by this bond issue, in the amount of \$50,000,000, will be used for investments in railroad infrastructure to expand passenger rail service, with a priority for railroad track corridors that could support passenger and freight intermodal operations and enhance the movement of agricultural products.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1119      An Act To Authorize a General Fund Bond Issue To Support      CARRIED OVER**  
**Investments in Energy Efficiency and Renewable Energy in**  
**Municipalities and School Administrative Units**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LUCHINI L HUBBELL B		

The funds provided by the bond issue in Part A, in the amount of \$10,000,000, will be used to purchase solar arrays, high-efficiency ductless heat pumps and high-efficiency modern wood heating systems for buildings and property owned by municipalities and school administrative units.

Part B directs the Efficiency Maine Trust to use funds from the bond issue under Part A to fund the Municipal Energy Efficiency and Renewable Energy Program.

Part C establishes the Municipal Energy Efficiency and Renewable Energy Program within the Efficiency Maine Trust to support municipalities and municipally authorized citizen committees and school administrative units across the State in reducing energy costs, reducing carbon emissions, facilitating the development of renewable energy resources and creating local jobs related to the building of renewable energy facilities and the installation of energy-efficient equipment. It funds the program with the proceeds of bonds, including bonds issued pursuant to Part A, any other funds allocated by the trust and matching funds from participating municipalities.

Parts B and C take effect only if the bond issue under Part A is approved by the voters of the State.