

Sec. A-4. Appropriations and allocations.

The following appropriations and allocations are made.

ATTORNEY GENERAL, DEPARTMENT OF THE

Administration - Attorney General 0310

Initiative: Reorganizes one Research Assistant position from full-time to part-time. This initiative relates to the curtailments ordered in Financial Order 003806 F8.

GENERAL FUND	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	(0.500)	(0.500)
Personal Services	(\$9,579)	(\$20,300)
GENERAL FUND TOTAL	(\$9,579)	(\$20,300)

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
Personal Services	(\$7,836)	(\$16,605)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$7,836)	(\$16,605)

Justification:

In an effort to reduce administrative costs the Office will reduce this full-time position to part-time and reassign those essential duties for that half of the position to other positions within the Office.

Administration - Attorney General 0310

Initiative: Reduces funding for general operations. These are one-time savings. This initiative relates to the curtailments ordered in Financial Order 003806 F8.

GENERAL FUND	2007-08	2008-09
All Other	(\$3,700)	\$0
GENERAL FUND TOTAL	(\$3,700)	\$0

Justification:

The Office of Attorney General will absorb this reduction through increased efficiencies and or reductions in purchases.

**ATTORNEY GENERAL, DEPARTMENT OF THE
DEPARTMENT TOTALS**

	2007-08	2008-09
GENERAL FUND	(\$13,279)	(\$20,300)
OTHER SPECIAL REVENUE FUNDS	(\$7,836)	(\$16,605)
DEPARTMENT TOTAL - ALL FUNDS	(\$21,115)	(\$36,905)

Sec. A-6. Appropriations and allocations.

The following appropriations and allocations are made.

BAXTER COMPENSATION AUTHORITY

Baxter Compensation Authority 0117

Initiative: Provides funding to cover the unemployment costs of a former Baxter Compensation Authority employee.

GENERAL FUND	2007-08	2008-09
Personal Services	\$8,834	\$0
GENERAL FUND TOTAL	<hr/> \$8,834	<hr/> \$0

Justification:

An employee of the Baxter Compensation Authority continues to be eligible for Unemployment benefits for which an appropriation is needed.

Sec. A-27. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Provides funding for the replacement of the Lewiston District Court boiler.

GENERAL FUND	2007-08	2008-09
Capital Expenditures	\$80,000	\$0
GENERAL FUND TOTAL	\$80,000	\$0

Justification:

The emergency replacement of the Lewiston District Court boiler supplanted other necessary Judicial Branch needs. This initiative provides funding for the boiler so that the Judicial Branch can proceed with the other capital needs.

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Reduces funding provided in Public Law 2007, chapter 446.

GENERAL FUND	2007-08	2008-09
All Other	(\$40,000)	(\$40,000)
GENERAL FUND TOTAL	(\$40,000)	(\$40,000)

Notes:

See LD 1986, PL 2007, c 472, "An Act To Expand the Pool of Qualified Mental Health Examiners for Purposes of Involuntary Treatment", which also includes the deappropriation of \$40,000 in FY 08 and FY 09. This initiative should be deleted from the supplemental budget bill as a result of the enactment of LD 1986.

Justification:

The fiscal impact should not have been included with the Legislative Document. Budget initiative D-A-7101 increased appropriation to reflect the law. This corrects the appropriation amount.

JUDICIAL DEPARTMENT

DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	\$40,000	(\$40,000)
DEPARTMENT TOTAL - ALL FUNDS	\$40,000	(\$40,000)

1 **Be it enacted by the People of the State of Maine as follows:**

2 **PART P**

3 **Sec. P-1. Lump-sum payment.** Except for employees identified in the Maine
4 Revised Statutes, Title 26, section 1282, subsection 5, paragraph E, Judicial Department
5 employees in the administrative services bargaining unit, the supervisory bargaining unit
6 and the professional bargaining unit and employees referred to in sections 4 and 5 of this
7 Part who were employed in a full-time capacity by the State on July 1, 2007 are entitled
8 to receive a \$700 lump-sum payment in fiscal year 2007-08. Payment must be prorated
9 for an employee employed less than full time consistent with the terms of the collective
10 bargaining agreement. This sum may not be considered earnable compensation under the
11 Maine Public Employees Retirement System.

12 **Sec. P-2. Adjustment of salary schedules for fiscal year 2008-09.** Effective
13 at the beginning of the pay week commencing after the effective date of this Part and
14 closest to July 1, 2008, the salary schedules for Judicial Department employees in the
15 administrative services bargaining unit, the supervisory bargaining unit and the
16 professional bargaining unit and employees referred to in section 4 of this Part must be
17 adjusted upward by 3%.

18 **Sec. P-3. Adjustment of salary schedules for calendar year 2009.** Effective
19 at the beginning of the pay week commencing after the effective date of this Part and
20 closest to April 1, 2009, the salary schedules for Judicial Department employees in the
21 administrative services bargaining unit, the supervisory bargaining unit and the
22 professional bargaining unit and employees referred to in section 4 of this Part must be
23 adjusted upward by 3%.

24 **Sec. P-4. Other employees; similar and equitable treatment.** Employees of
25 the Judicial Department in classifications included in the administrative services
26 bargaining unit, the supervisory bargaining unit and the professional bargaining unit who
27 are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26,
28 section 1282, subsection 5, paragraphs C, F and G must be given similar and equitable
29 treatment on a pro rata basis similar to that treatment given employees covered by the
30 collective bargaining agreements.

31 **Sec. P-5. Excepted employees.** For the purposes of this Part, "excepted
32 employees" means the employees within the Judicial Department who are in positions
33 excluded from bargaining units pursuant to the Maine Revised Statutes, Title 26, section
34 1282, subsection 5, paragraphs C, D and E, other than those referred to in section 4 of this
35 Part. For excepted employees identified in Title 26, section 1282, subsection 5,
36 paragraphs C and D, effective at the beginning of the pay week commencing after the
37 effective date of this Part and closest to July 1, 2008, the salary schedules must be
38 adjusted upward by 2%. Effective at the beginning of the pay week commencing after
39 the effective date of this Part and closest to January 1, 2009, the salary schedules for
40 those excepted employees must be adjusted by eliminating the first step and creating a
41 new last step that is 4% higher than the previous step. For excepted employees identified
42 in Title 26, section 1282, subsection 5, paragraph E, effective at the beginning of the pay

1 week commencing closest to July 1, 2007, the salary schedules must be adjusted upward
2 by 2%. Effective at the beginning of the pay week commencing closest to July 1, 2008,
3 the salary schedules must be adjusted upward by 2%.

4 **SUMMARY**

5 **PART P**

6 This Part approves the cost items in collective bargaining agreements reached by the
7 Judicial Department and the bargaining units pursuant to the Maine Revised Statutes,
8 Title 26, section 1285.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **PART JJ**

3 **Sec. JJ-1. 4 MRSA §24, 4th ¶** is enacted to read:

4 Beginning with fiscal year 2007-08, the State Controller shall carry forward up to
5 \$500,000 each fiscal year of unexpended appropriation fund balances in the Judicial
6 Department operating budget, General Fund and shall transfer these funds to the Judicial
7 Department Renovations and Repairs General Fund program, established in section 28,
8 for allotment by financial order upon recommendation of the State Budget Officer and
9 approval by the Governor. Before carrying forward and transferring these funds, the State
10 Controller shall adjust the carry-forward amount for the amounts needed by the Judicial
11 Department to meet all costs associated with personal services, including costs associated
12 with collective bargaining agreements. The State Controller shall then transfer the net
13 unexpended appropriation balances to the Judicial Department Renovations and Repairs
14 General Fund program for use in the subsequent fiscal year. Any remaining balances
15 lapse to the General Fund.

16 **Sec. JJ-2. 4 MRSA §28** is enacted to read:

17 **§28. Judicial Department Renovations and Repairs program**

18 **1. Judicial Department Renovations and Repairs program.** The Judicial
19 Department Renovations and Repairs program is established and must be used solely for
20 capital improvements, renovations and repairs to the facilities owned or maintained by
21 the Judicial Department.

22 **2. Unexpended funds.** Any unexpended funds appropriated by the Legislature or
23 transferred to the Judicial Department Renovations and Repairs program General Fund
24 account do not lapse, but must be carried forward to be used for its intended purpose.

25 **3. Report.** The State Court Administrator shall provide a report to the joint standing
26 committee of the Legislature having jurisdiction over appropriations and financial affairs
27 annually by January 15th that includes the status of any capital projects undertaken or
28 completed during the most recently completed fiscal year and the current fiscal year, as
29 well as the expenditures by project for the most recently completed and the current fiscal
30 year.

31 **SUMMARY**

32 **PART JJ**

33 This Part authorizes the State Controller to transfer by financial order up to \$500,000
34 each year from unexpended appropriation balances to the Judicial Department
35 Renovations and Repairs program account, and it establishes the Judicial Department
36 Renovations and Repairs program and authorizes any unexpended funds to carry forward
37 and requires a report by the State Court Administrator annually to the joint standing

- 1 committee of the Legislature having jurisdiction over appropriations and financial affairs
- 2 on the nature of the projects funded.