

Please AMEND Part A, Section 1 of LD 1671 as follows:

Administrative and Financial Services, Department of

Please amend page 2, lines 5 through 12, as follows:

CURRENT

DEPARTMENTS AND AGENCIES-STATEWIDE 0016

2009-10

2010-11

Initiative: Reduces funding from departments and agencies statewide from projected savings in Personal Services achieved through a rate reduction for retiree health insurance.

GENERAL FUND

Personal Services

(19,430,058)

Total 0 (19,430,058)

HIGHWAY FUND - Informational

Personal Services

(6,048,200)

Total 0 (6,048,200)

REVISED

DEPARTMENTS AND AGENCIES-STATEWIDE 0016

2009-10

2010-11

Initiative: Reduces funding from departments and agencies statewide from projected savings in Personal Services achieved through a rate reduction for retiree health insurance.

GENERAL FUND

Personal Services

(19,326,214)

Total 0 (19,326,214)

HIGHWAY FUND - Informational

Personal Services

(6,048,200)

Total 0 (6,048,200)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Administrative and Financial Services, Department of

Please delete the following from page 3, lines 29 through 32, and page 4, lines 1 through 4:

EXEC BRANCH DEPTS AND INDEPENDENT AGENCIES-STATEWIDE 0017
--

	2009-10	2010-11
Initiative: Reduces funding from departments and agencies statewide from closing state government for one additional day in fiscal year 2009-10 and two additional days in fiscal year 2010-11.		
GENERAL FUND		
Personal Services	(641,000)	(1,282,000)
Total	(641,000)	(1,282,000)
HIGHWAY FUND - Informational		
Personal Services	(340,095)	(680,190)
Total	(340,095)	(680,190)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Administrative and Financial Services, Department of

EXEC BRANCH DEPTS AND INDEPENDENT AGENCIES-STATEWIDE 0017

2009-10

2010-11

Initiative: Provides funding to restore longevity payments and other items approved through the collective bargaining process for employees in the Executive Branch in fiscal year 2010-11.

GENERAL FUND

Personal Services

1,738,792

Total

0

1,738,792

HIGHWAY FUND - Informational

Personal Services

450,450

Total

0

450,450

2009-10

2010-11

Initiative: Appropriates funds to adjust for the level of savings for technology services that was approved in Public Law c. 213, Part VVVV section 4. The proposed restoration of longevity pay and fewer shutdown days will result in less savings for this program.

GENERAL FUND

All Other

215,696

Total

0

215,696

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

Please delete the following from page 60, lines 23 through 32:

MEDICAID SERVICES - MENTAL RETARDATION 0705
--

	2009-10	2010-11
Initiative: Reduces funding by eliminating separate reimbursement for day habilitation services for individuals residing in an intermediate care facility for persons with mental retardation or autism. The corresponding federal funding decrease is in the Medical Care - Payments to Providers program.		
GENERAL FUND		
All Other		(743,573)
Total	0	(743,573)

	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(399,793)
Total	0	(399,793)

OTHER SPECIAL REVENUE FUNDS

All Other		(1,092,931)
Total	0	(1,092,931)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

MEDICAID SERVICES - MENTAL RETARDATION 0705
--

	2009-10	2010-11
--	----------------	----------------

Initiative: Reduces funding for intermediate care facilities for persons with mental retardation or autism. The corresponding federal reduction is in the Medical Care - Payments to Providers program.

GENERAL FUND

All Other

(743,573)

	0	(743,573)
Total		

	2009-10	2010-11
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Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(399,793)

	0	(399,793)
Total		

OTHER SPECIAL REVENUE FUNDS

All Other

(1,092,931)

	0	(1,092,931)
Total		

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

Please delete the following from page 62, lines 9 through 17:

MENTAL HEALTH SERVICES - CHILD MEDICAID 0731

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(1,544,951)

Total

0

(1,544,951)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

MENTAL HEALTH SERVICES - CHILD MEDICAID 0731

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(1,544,951)

Total

0

(1,544,951)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

Please delete the following from page 65, lines 35 through 38, and page 66, lines 1 through 5:

MENTAL HEALTH SERVICES - COMMUNITY MEDICAID 0732

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(4,525,641)

Total

0

(4,525,641)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

MENTAL HEALTH SERVICES - COMMUNITY MEDICAID 0732

	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(4,525,641)
Total	0	(4,525,641)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

Please delete the following from page 68, lines 9 through 17:

MENTAL RETARDATION WAIVER - MAINECARE 0987

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(4,744,375)

Total

0

(4,744,375)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

MENTAL RETARDATION WAIVER - MAINECARE 0987

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(4,744,375)

Total

0

(4,744,375)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

Please delete the following from page 69, lines 14 through 22:

OFFICE OF SUBSTANCE ABUSE - MEDICAID SEED 0844

	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(192,100)
		<hr/>
Total	0	(192,100)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly BDS)

OFFICE OF SUBSTANCE ABUSE - MEDICAID SEED 0844

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(192,100)

Total

0

(192,100)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Conservation, Department of

INFORMATION TECHNOLOGY Y04T

2009-10

2010-11

Initiative: Reduces funding for land line phones in district forester offices.

GENERAL FUND

All Other

(5,760)

Total

0

(5,760)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Conservation, Department of

Please amend page 25, lines 25 through 31, as follows:

CURRENT

OFFICE OF THE COMMISSIONER 0222

2009-10

2010-11

Initiative: Reduces funding for land line phones in district forester offices.

GENERAL FUND

All Other

(2,880)

(5,760)

Total

(2,880)

(5,760)

REVISED

OFFICE OF THE COMMISSIONER 0222

2009-10

2010-11

Initiative: Reduces funding for land line phones in district forester offices.

GENERAL FUND

All Other

(2,880)

Total

(2,880)

0

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Corrections, Department of

ADULT COMMUNITY CORRECTIONS 0124

2009-10

2010-11

Initiative: Eliminates one Public Service Manager II position.

GENERAL FUND

Positions - LEGISLATIVE COUNT

	-1.000	-1.000
Total	-1.000	-1.000

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Corrections, Department of

LONG CREEK YOUTH DEVELOPMENT CENTER 0163

2009-10

2010-11

Initiative: Provides funding for federal grant from the Department of Education.

FEDERAL EXPENDITURES FUND

All Other

15,000

Total

0

15,000

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Finance Authority of Maine

CLEAN FUEL VEHICLE FUND Z115

2009-10

2010-11

Initiative: Provides funding for the Clean Fuel Vehicle Fund to support production, distribution and consumption of clean fuels and biofuels in the event that funds are received.

OTHER SPECIAL REVENUE FUNDS

All Other

25,000

25,000

Total

25,000

25,000

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

BUREAU OF FAMILY INDEPENDENCE - REGIONAL 0453

	2009-10	2010-11
Initiative: Adjusts funding from savings achieved through the administrative consolidation of the Low Income Home Energy Assistance Program.		
GENERAL FUND		
All Other		(500,000)
Total	0	(500,000)
OTHER SPECIAL REVENUE FUNDS		
All Other		500,000
Total	0	500,000

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

Please delete the following from page 80, line 38, and page 81, lines 1 through 9:

DISABILITY DETERMINATION - DIVISION OF 0208
--

	2009-10	2010-11
Initiative: Continues 4 limited-period Disability Claims Examiner positions and provides funding for All Other costs. These positions, which were originally established by financial order, will end on December 14, 2013.		
FEDERAL EXPENDITURES FUND		
Personal Services		252,716
All Other		27,234
Total	0	279,950

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

HEALTH - BUREAU OF 0143

	2009-10	2010-11
Initiative: Reallocates 25% of the cost of one Office Specialist I Manager Supervisor position from the Federal Expenditures Fund to Other Special Revenue Funds within the same program.		
FEDERAL EXPENDITURES FUND		
Personal Services		(18,289)
Total	0	(18,289)
OTHER SPECIAL REVENUE FUNDS		
Personal Services		18,289
Total	0	18,289

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

Please amend page 106, lines 14 through 27, as follows:

CURRENT

MEDICAL CARE - PAYMENTS TO PROVIDERS 0147
--

2009-10 2010-11

Initiative: Adjusts funding to reflect an update of the hospital tax base year from 2006 to 2008 and the exclusion of municipally-funded hospitals from the tax beginning July 1, 2010.

GENERAL FUND

All Other		(10,770,945)
Total	0	(10,770,945)

OTHER SPECIAL REVENUE FUNDS

All Other		10,770,945
Total	0	10,770,945

REVISED

MEDICAL CARE - PAYMENTS TO PROVIDERS 0147
--

2009-10 2010-11

Initiative: Adjusts funding to reflect an update of the hospital tax base year from 2006 to 2008 and the exclusion of municipally-funded hospitals from the tax beginning July 1, 2010.

GENERAL FUND

All Other		(13,482,557)
Total	0	(13,482,557)

OTHER SPECIAL REVENUE FUNDS

All Other		10,770,945
Total	0	10,770,945

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

Please delete from page 106, line 37, page 107, lines 1-12 and 26-34, page 108, lines 1-4 and 27-36, page 110, lines 28-36 and page 111, lines 1-14:

MEDICAL CARE - PAYMENTS TO PROVIDERS 0147		
	2009-10	2010-11
Initiative: Reduces funding by reducing reimbursement to psychiatric hospitals by \$500 per discharge.		
GENERAL FUND		
All Other		(386,875)
Total	0	(386,875)
FEDERAL EXPENDITURES FUND		
All Other		(863,125)
Total	0	(863,125)
	2009-10	2010-11
Initiative: Reduces funding by limiting reimbursement for outpatient hospital services to 15 per year except HIV, cancer treatment, prenatal care, kidney failure and transplant services.		
GENERAL FUND		
All Other		(1,480,214)
Total	0	(1,480,214)
FEDERAL EXPENDITURES FUND		
All Other		(3,302,384)
Total	0	(3,302,384)
	2009-10	2010-11
Initiative: Reduces funding by eliminating separate reimbursement for day habilitation services for individuals residing in an intermediate care facility for persons with mental retardation or autism. The corresponding state funding decrease is in the Medicaid Services - Mental Retardation program.		
FEDERAL EXPENDITURES FUND		
All Other		(1,658,925)
Total	0	(1,658,925)
	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(14,519,175)
Total	0	(14,519,175)
FEDERAL EXPENDITURES FUND		
All Other		(58,611,037)
Total	0	(58,611,037)
OTHER SPECIAL REVENUE FUNDS		
All Other		(1,280,745)
Total	0	(1,280,745)
FEDERAL EXPENDITURES FUND ARRA		
All Other		(4,526,125)
Total	0	(4,526,125)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

MEDICAL CARE - PAYMENTS TO PROVIDERS 0147
--

2009-10 2010-11

Initiative: Reduces funding for hospital outpatient services.

GENERAL FUND

All Other		(1,480,214)
Total	0	(1,480,214)

FEDERAL EXPENDITURES FUND

All Other		(3,191,506)
Total	0	(3,191,506)

FEDERAL EXPENDITURES FUND ARRA

All Other		(250,025)
Total	0	(250,025)

2009-10 2010-11

Initiative: Reduces funding by reducing reimbursement for inpatient psychiatric services by \$500 per discharge.

GENERAL FUND

All Other		(386,875)
Total	0	(386,875)

FEDERAL EXPENDITURES FUND

All Other		(863,125)
Total	0	(863,125)

2009-10 2010-11

Initiative: Provides funding to increase hospital reimbursement.

GENERAL FUND

All Other		2,711,612
Total	0	2,711,612

2009-10 2010-11

Initiative: Reduces funding for intermediate care facilities for persons with mental retardation or autism. The corresponding state funding reduction is in the Medicaid Services - Mental Retardation program.

FEDERAL EXPENDITURES FUND

All Other		(1,603,225)
Total	0	(1,603,225)

FEDERAL EXPENDITURES FUND ARRA

All Other		(125,598)
Total	0	(125,598)

MEDICAL CARE - PAYMENTS TO PROVIDERS 0147

2009-10

2010-11

Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.

GENERAL FUND

All Other

(14,519,175)

Total 0 (14,519,175)

FEDERAL EXPENDITURES FUND

All Other

(58,611,037)

Total 0 (58,611,037)

OTHER SPECIAL REVENUE FUNDS

All Other

(1,280,745)

Total 0 (1,280,745)

FEDERAL EXPENDITURES FUND ARRA

All Other

(4,526,125)

Total 0 (4,526,125)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

Please delete the following from page 114, lines 22 through 36, and page 115, lines 1 through 9:

NURSING FACILITIES 0148		
	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(6,647,068)
Total	0	(6,647,068)
FEDERAL EXPENDITURES FUND		
All Other		(16,491,888)
Total	0	(16,491,888)
OTHER SPECIAL REVENUE FUNDS		
All Other		(1,315,864)
Total	0	(1,315,864)
FEDERAL EXPENDITURES FUND ARRA		
All Other		(1,273,555)
Total	0	(1,273,555)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

NURSING FACILITIES 0148

	2009-10	2010-11
Initiative: Reduces funding based on a 10% reduction to the rates paid to providers under all sections of MaineCare policy except Section 21 residential services which are reduced by 4% and hospitals, physicians, pharmacy and dental services.		
GENERAL FUND		
All Other		(6,647,068)
Total	0	(6,647,068)
FEDERAL EXPENDITURES FUND		
All Other		(16,491,888)
Total	0	(16,491,888)
OTHER SPECIAL REVENUE FUNDS		
All Other		(1,315,864)
Total	0	(1,315,864)
FEDERAL EXPENDITURES FUND ARRA		
All Other		(1,273,555)
Total	0	(1,273,555)

Please AMEND Part A, Section 1 of LD 1671 as follows:

Health and Human Services, Department of (Formerly DHS)

Please delete the following from page 119, lines 6 through 13:

OFFICE OF INTEGRATED ACCESS & SUPPORT - CENTRAL OFFICE Z020
--

2009-10

2010-11

Initiative: Reduces funding from savings achieved through the administrative consolidation of the Low Income Home Energy Assistance Program.

GENERAL FUND

All Other

(500,000)

Total

0

(500,000)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Law and Legislative Reference Library

LAW AND LEGISLATIVE REFERENCE LIBRARY 0636

2009-10

2010-11

Initiative: Provides funding to restore longevity payments for employees in the Legislative Branch in fiscal year 2010-11.

GENERAL FUND

Personal Services

5,366

Total

0

5,366

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Legislature

LEGISLATURE 0081

2009-10

2010-11

Initiative: Provides funding to restore longevity payments for employees in the Legislative Branch in fiscal year 2010-11.

GENERAL FUND

Personal Services

45,639

Total

0

45,639

Please AMEND Part A, Section 1 of LD 1671 as follows:

Library, Maine State

Please delete the following from page 139, lines 5 through 11:

MAINE STATE LIBRARY 0217

2009-10

2010-11

Initiative: Reduces funding from the book budget.

GENERAL FUND

All Other

(40,490)

(26,910)

Total

(40,490)

(26,910)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Library, Maine State

MAINE STATE LIBRARY 0217

2009-10

2010-11

Initiative: Reduces funding for general operations.

GENERAL FUND

All Other

(40,490)

(26,910)

Total

(40,490)

(26,910)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Public Safety, Department of

INFORMATION TECHNOLOGY Y23T

2009-10

2010-11

Initiative: Adjusts the funding reduction for radios for the Liquor Licensing unit originally approved in Public Law, 2009 c. 462 to the correct program.

GENERAL FUND

All Other

(6,000)

Total

0

(6,000)

2009-10

2010-11

Initiative: Adjusts the funding reduction eliminating pagers for the State Police originally approved in Public Law, 2009 c. 462 to the correct program.

GENERAL FUND

All Other

(14,000)

Total

0

(14,000)

HIGHWAY FUND - Informational

All Other

(13,451)

Total

0

(13,451)

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Public Safety, Department of

LIQUOR ENFORCEMENT 0293

2009-10

2010-11

Initiative: Adjusts the funding reduction for radios for the Liquor Licensing unit originally approved in Public Law, 2009 c. 462 to the correct program.

GENERAL FUND

All Other

6,000

Total

0

6,000

Please ADD the following to Part A, Section 1 of LD 1671 as follows:

Public Safety, Department of

STATE POLICE 0291

2009-10

2010-11

Initiative: Adjusts the funding reduction eliminating pagers for the State Police originally approved in Public Law, 2009 c. 462 to the correct program.

GENERAL FUND

All Other

14,000

Total

0

14,000

HIGHWAY FUND - Informational

All Other

13,451

Total

0

13,451

Please AMEND Part A, Section 1 of LD 1671 as follows:

Secretary of State, Department of

Please amend page 153, lines 28 through 35, as follows:

CURRENT

BUREAU OF ADMINISTRATIVE SERVICES AND CORPORATIONS 0692

2009-10 2010-11

Initiative: Provides funding for the June 2010 referendum election authorized by Public Law 2009, chapter 414, Part B, Section B-10, Part C, Section C-10, and Part D, Section D-10.

GENERAL FUND

All Other

73,500

Total 73,500 0

REVISED

BUREAU OF ADMINISTRATIVE SERVICES AND CORPORATIONS 0692

2009-10 2010-11

Initiative: Provides funding for the June 2010 referendum election authorized by Public Law 2009, chapter 414, Part B, Section B-10, Part C, Section C-10, and Part D, Section D-10.

GENERAL FUND

All Other

99,816

Total 99,816 0

Please AMEND Part A, Section 1 of LD 1671 as follows:

Secretary of State, Department of

Please delete the following from page 153, line 36, and page 154, lines 1 through 7:

BUREAU OF ADMINISTRATIVE SERVICES AND CORPORATIONS 0692
--

2009-10

2010-11

Initiative: Provides funding for the state match portion of the State's 2009 Help America Vote Act (HAVA) grant.

GENERAL FUND

All Other

26,316

Total

26,316

0

FISCAL NOTE

APPROPRIATIONS AND ALLOCATIONS

	2009-10	2010-11	BIENNIUM
GENERAL FUND			
Part A, Section 1	641,000	(4,453,255)	(3,812,255)
Total	641,000	(4,453,255)	(3,812,255)
FEDERAL EXPENDITURES FUND			
Part A, Section 1		(116,661)	(116,661)
Total		(116,661)	(116,661)
OTHER SPECIAL REVENUE FUNDS			
Part A, Section 1	25,000	543,289	568,289
Total	25,000	543,289	568,289
FEDERAL EXPENDITURES FUND ARRA			
Part A, Section 1		(375,623)	(375,623)
Total		(375,623)	(375,623)

UNDEDICATED REVENUE

	2009-10	2010-11	BIENNIUM
Part A, Section 1			
Agriculture, Food and Rural Resources, Department of	14,166		14,166
Total	14,166		14,166

ADJUSTMENTS TO BALANCE

General Fund Unappropriated Surplus

	2009-10	2010-11	BIENNIUM
Part J, Section 4			
Administrative and Financial Services, Department of		103,844	103,844
Total		103,844	103,844

**General Fund
LD 1671 Change Package
February 2010**

Adds the following new section C-2 to PART C in LD 1671 as follows:

PART C

Sec. C-2. PL 2009, c. 213, Part TT, §2 is enacted to read:

Sec. TT-2. Carrying accounts; technology. Notwithstanding any other provision of law, the State Controller shall allow to carry information technology funds and establish a separate technology account in the consolidated Information Technology program within each agency to consolidate the funding for those accounts containing information technology funds which currently carry.

**SUMMARY
C-2**

Public Law 2009, c. 213, Part TT section 1, as amended by section C-1, authorizes the consolidation of information technology funding into a separate program account for technology within each agency. Section C-2 would allow those accounts containing information technology funds that currently carry to continue to carry in a consolidated account within the information technology program established in each agency. The result would be that each agency would have an Information Technology program that contains an account which lapses and an account that carries.

Amends several sections in Part E to LD 1671 as follows:

CURRENT

Sec. E-24. Waiver; required local contribution. For fiscal year 200910 general purpose aid for local schools funding only, for those school administrative units that do not raise the increased required local contribution pursuant to the Maine Revised Statutes, Title 20A, section 15690, subsection 1 that results from increasing the mill expectation from 6.37 to 6.69, there is no proportional reduction to the state share pursuant to Title 20A, section 15690, subsection 1, paragraph C.

PROPOSED

Sec. E-24. Waiver; required local contribution, is amended to read:

Sec. E-24. Waiver; required local contribution. For fiscal year 2009-10 and fiscal year 2010-11 general purpose aid for local school funding ~~only~~, for those school administrative units that do not raise the ~~increased~~ required local contribution pursuant to Maine Revised Statutes, Title 20-A, section 15690; ~~subsection 1 that results from increasing the mill expectation from 6.37 to 6.69,~~ there will be no proportional reduction to the state share pursuant to Title 20-A, section 15690, subsection 1, paragraph C.

SUMMARY

E-24

This amendment extends a waiver from the requirement that school administrative units must raise the additional mill rate expectation or face a reduction in the state contribution that was enacted in Public Law 2009, c. 213, Part C, §19 to include fiscal year 2010-11.

CURRENT

Sec. E-25. Mill expectation. The mill expectation pursuant to the Maine Revised Statutes, Title 20A, section 15671A for fiscal year 201011 is 7.66 and must be lowered to 7.14 as a result of funds provided under Title XIV of the State Fiscal Stabilization Fund of the federal American Recovery and Reinvestment Act of 2009 as part of the amount restored to school administrative units in fiscal year 2010-11.

PROPOSED

Sec. E-25. Mill expectation, is amended to read:

Sec. E-25. Mill expectation. The mill expectation pursuant to the Maine Revised Statutes, Title 20A, section 15671A for fiscal year 2010-11 is 7.66 and must be lowered to ~~7.14~~ 7.15 as a result of funds provided under Title XIV of the State Fiscal Stabilization Fund of the federal American Recovery and Reinvestment Act of 2009 as part of the amount restored to school administrative units in fiscal year 2010-11.

SUMMARY PART E-25

This amendment raises the mill expectation to from 7.14 to 7.15 for 2010 – 2011 as a result of revised data.

Amends Part E to LD 1671 by adding the following new sections:

PART E

Sec. E-30. 20-A, MRSA, §1481-A, sub§ 2-A, is enacted to read:

2-A. Reformulated school administrative district cost-sharing. For those school administrative districts recreated as regional school units pursuant to Public Law 2007, Chapter 240 as amended by Chapter 668, methods of cost-sharing and amendments of the cost-sharing formula shall be in accordance with section 1301.

**SUMMARY
PART E-30**

This provides those school administrative districts recreated as regional school units pursuant to Public Law 2007, Chapter 240 as amended by Chapter 668, a methods of cost-sharing and amendments of cost-sharing formula in accordance with existing school administrative district law.

NEW

PART E

Sec. E-31. 20-A, MRSA, §1486 sub§ 3, is amended to read:

3. Budget validation referendum voting. The method of calling and voting at a budget validation referendum is as provided in sections ~~1503~~ 1502 and ~~1504~~ 1503, except as otherwise provided in this subsection or as is inconsistent with other requirements of this section.

- A. A public hearing is not required before the vote.
- B. [2007, c. 668, §20 (RP) .]
- C. The warrant and absentee ballots must be delivered to the municipal clerk no later than the day after the date of the regional school unit budget meeting.
- D. Absentee ballots received by the municipal clerk may not be processed or counted unless received on the day after the conclusion of the regional school unit budget meeting and before the close of the polls.
- E. All envelopes containing absentee ballots received before the day after the conclusion of the regional school unit budget meeting or after the close of the

polls must be marked "rejected" by the municipal clerk.

F. The article to be voted on must be in the following form:

(1) "Do you favor approving the (name of regional school unit) budget for the upcoming school year that was adopted at the latest (name of regional school unit) budget meeting?

Yes No"

SUMMARY PART E-31

This amendment corrects a citing error regarding calling a referendum and referendum procedures.

NEW

Sec. E-32. 20-A MRSA §15683, sub-§1, paragraph F as amended by PL 2005, c. 519, Part A, section 10, is further amended to read:

F. An isolated small unit adjustment. A school administrative unit is eligible for an isolated small school adjustment when the unit meets the size and distance criteria as established by the commissioner. The amount of the adjustment is the result of adjusting the necessary student-to-staff ratios determined in section 15679, subsection 2, the per-pupil amount for operation and maintenance of plant in section 15680, subsection 1, paragraph B or other essential programs and services components in chapter 606-B, as recommended by the commissioner. The isolated small school adjustment is to be applied to discrete school buildings that meet the criteria for the adjustment; the adjustment is not applicable to sections, wings or other parts of building that are dedicated to certain grade spans.

SUMMARY PART E-32

This amendment provides definition of an isolated small school under the isolated small school adjustment as it is currently calculated.

NEW

E-33

Sec. E-33. 20-A, MRSA, §15689 sub§ 2, is amended to read:

2. Adjustment for debt service. Each school administrative unit may receive an adjustment for a debt service determined as follows.

A. A school administrative unit is eligible for this adjustment under the following conditions.

(1) The school administrative unit's local share results in a full-value education mill rate less than the local cost share expectation as described in section 15671-A through the 2009-10 fiscal year. Beginning in fiscal year 2010-11 and subsequent fiscal years, the condition for this subparagraph shall be that the school administrative unit's debt service allocation shall include principal and interest payments as defined in section 15672, sub-section 2-A, paragraph A.

(2) The school administrative unit has debt service costs defined under section 15672, subsection 2-A that have been placed on the state board's priority list by January 2005.

B. The amount of the adjustment is the difference, but not less than zero, between the state share of the total allocation under this chapter and the amount computed as follows.

(2) Beginning July 1, 2007, the school administrative unit's state share of the total allocation if the local share was the sum of the following:

(a) The local share amount for the school administrative unit calculated as the lesser of the total allocation excluding debt service costs and the school administrative unit's fiscal capacity multiplied by the mill rate expectation established in section 15671-A less the debt service adjustment mill rate defined in section 15672, subsection 2-B; and

(b) The local share amount for the school administrative unit calculated as the lesser of the debt service costs and the school administrative unit's fiscal capacity multiplied by the debt service adjustment mill rate defined in section 15672, subsection 2-B.

**SUMMARY
PART E-33**

This amendment revises one of the eligibility conditions for a school administrative unit to qualify for an adjustment for debt service beginning with fiscal year 2010-11.

NEW

Sec. E-34. 20-A MRSA §15689-B, sub-§4 as amended by PL 2005, c. 2, pt. D, §61 and PL 2005, c. 12, pt. WW, §18, is further amended to read:

4. Appeals. A school board may appeal the computation of state subsidy for the school administrative unit to the state board in writing within 30 days of the date of the initial notification of the computed amount of the component that is the subject of this appeal. The state board shall review the appeal and make an adjustment if in its judgment an adjustment is justified. The state board's decision is final as to facts supported by the record of the appeal.

**SUMMARY
PART E-34**

This amendment clarifies a State subsidy appeal to the State Board of Education.

NEW

Sec. E-35. 20-A, MRSA, §15693 sub§ 3, is amended to read:

- 3. Budget format.** The following provisions apply to a budget format.
 - A. Except as provided in subsection 4, the budget format is that prescribed by a majority of the school board until an article prescribing the school budget format is approved by a majority of voters in an election in which the total vote is at least 20% of the number of votes cast in the municipality in the last gubernatorial election, or 200, whichever is less.
 - B. The format of the school budget may be determined in accordance with section ~~1306~~ 1485.
 - C. It is the intent of the Legislature that a school board shall attempt to obtain public participation in the development of the school budget format.

**SUMMARY
PART E-35**

This amendment corrects a citing error regarding calling a referendum and referendum procedures.

NEW

Sec. E-36. 20-A, MRSA, §15694 sub§ 3, is amended to read:

The following provisions apply to approving a school budget under this chapter.

1. Checklist required. Prior to a vote on articles dealing with school appropriations, the ~~moderator of a~~ regular or special school budget ~~meeting~~ vote shall require the clerk or secretary to make a checklist of the registered voters ~~present~~. The number of voters listed on the checklist is conclusive evidence of the number ~~present~~ at the ~~meeting~~ vote.

2. Reconsideration. Notwithstanding any law to the contrary, in school administrative units where the school budget is finally approved by the voters, a special budget ~~meeting~~ vote to reconsider action taken on the budget may be called only as follows.

A. The ~~meeting~~ reconsideration vote must be held within 30 days of the regular budget ~~meeting~~ vote at which the budget was finally approved in accordance with section 2307 or chapter 103-A.

B. In a regional school unit, school administrative district or community school district, the ~~meeting~~ reconsideration vote must be called by the school board or as follows.

(1) A petition containing a number of signatures of legal voters in the member municipalities of the school administrative unit equalling at least 10% of the number of voters who voted in the last gubernatorial election in member municipalities of the school administrative unit, or 100 voters, whichever is less, and specifying the article or articles to be reconsidered must be presented to the school board within 15 days of the regular budget ~~meeting~~ vote at which the budget was finally approved in accordance with chapter 103-A.

(2) On receiving the petition, the school board shall call the special budget reconsideration ~~meeting~~ vote, which must be held within 15 days of the date the petition was received.

C. In a municipality, the meeting must be called by the municipal officers:

(1) Within 15 days after receipt of a request from the school board, if the request is received within 15 days of the budget ~~meeting~~ vote at which the budget was finally approved in accordance with section 2307 and it specifies the article or articles to be reconsidered; or

(2) Within 15 days after receipt of a written application presented in

accordance with Title 30-A, section 2532, if the application is received within 15 days of the budget ~~meeting~~ vote at which the budget was finally approved in accordance with section 2307 and it specifies the article or articles to be reconsidered.

3. Invalidation of action of special budget reconsideration meeting. If a special budget ~~meeting~~ vote is called to reconsider action taken at a regular budget ~~meeting~~ vote, the actions of the ~~meeting~~ vote are invalid if the number of voters at the special budget ~~meeting~~ vote is less than the number of voters ~~present~~ at the regular budget ~~meeting~~ vote.

4. Line-item transfers. ~~Meetings~~ votes requested by a school board for the purpose of transferring funds from one category or line item to another must be posted for voter or council action within 15 days of the date of the request.

SUMMARY PART E-36

This amendment updates the action on the budget section of the statutes to be in compliance with new budget procedures for school administrative units.

Amends LD 1671, Part J, Section 4 as follows:

PART J

Sec. J-4. Transfer; retiree health insurance savings; Other Special Revenue Funds accounts and Proprietary Funds. Notwithstanding any other provision of law, the State Controller shall transfer ~~\$4,189,789~~ **\$4,293,673** from Other Special Revenue Funds accounts **and Proprietary Funds** to the unappropriated surplus of the General Fund by June 30, 2011. This fund transfer is a result of savings achieved by departments and agencies statewide from a rate reduction for retiree health insurance in fiscal year 2010-11.

SUMMARY

PART J

Amends Part J section 4 to correct the amount of the proposed transfer from \$4,189,789 to \$4,293,673 to the unappropriated surplus of the General Fund to recognize savings from a rate reduction for retiree health insurance involving the Proprietary Funds. The additional \$103,884 in savings was incorrectly included as savings in the Statewide – Retiree Health Insurance General Fund account in Part A. The de-appropriation to Personal Services in Part A has been corrected accordingly.

Amend LD 1671 by striking out Part GG and inserting in its place the following:

**REVISED
PART GG**

‘Sec. GG-1. 36 MRSA §5211, sub-§14, as amended by PL 2009, c. 213, Pt. NN, §1 and affected by §5, is further amended to read:

14. Sales factor formula. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this State during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period. For purposes of calculating the sales factor, "total sales of the taxpayer" includes sales of the taxpayer and of any member of an affiliated group with which the taxpayer conducts a unitary business. The formula must exclude from both the numerator and the denominator sales of tangible personal property delivered or shipped by the taxpayer, regardless of F.O.B. point or other conditions of the sale, to a purchaser within a state in which the taxpayer is not taxable within the meaning of subsection 2, unless any member of an affiliated group with which the taxpayer conducts a unitary business is taxable in that state in the same manner as a taxpayer is taxable under subsection 2.

Sec. GG-2. Application. This Part applies to income tax years beginning on or after January 1, 2010.’

**SUMMARY
PART GG**

This Part changes and clarifies the calculation of the sales apportionment factor for C corporations.

Amends Part TT in LD 1671 as follows:

PART TT

Sec. TT-1. Transfer of funds; Other Special Revenue Funds accounts; department and agencies statewide. Notwithstanding any other provision of law, the State Controller shall transfer ~~\$4,652,635~~ **\$3,851,454** in savings achieved from shutdown days and other statewide reductions from the Other Special Revenue Funds accounts for departments and agencies statewide to the unappropriated surplus of the General Fund at the close of fiscal year 2010-11.

**SUMMARY
PART TT**

This Part is amended to reduce the transfer amount from \$4,652,635 to \$3,851,454 in projected savings from the Other Special Revenue Funds accounts to the General Fund. Less savings will be realized in those accounts from the imposition of fewer shutdown days and the restoration of longevity pay.

Deletes Part GGG in LD 1671.

**SUMMARY
GGG**

Deletes this part which would have increased the number of shutdown days in fiscal year 2009-10 by one from 10 to 11 and would have increased the number of shutdown days in fiscal year 2010-11 by 2 from 10 to 12.

Adds the following new Part III to LD 1671 as follows:

PART III

Sec. III-1. 21-A MRSA §606, first ¶, as amended by PL 2007, c. 455, §23, is further amended to read:

Within a reasonable time before any election, the Secretary of State shall furnish each municipality with official ballots and sample ballots, including a sufficient number to be used for testing electronic tabulating systems or other voting devices, if applicable, instruction posters, election return forms, ~~posters for constitutional resolutions and statewide referenda, including the Attorney General's explanatory statements prepared under Title 1, section 353, materials setting forth the full text of all constitutional resolutions and statewide referenda~~ and other materials necessary for conducting and reporting the results of the election.

**SUMMARY
PART III**

This Part eliminates the requirement that separate intent and content posters for polling sites be printed and eliminates the requirement that a copy of legislation be included in citizen guides.

Adds the following new Part JJJ to LD 1671 as follows:

PART JJJ

Sec. JJJ-1. 5 MRSA §285 sub-§7-A, as amended by PL 2009, c. 213, Part GG, §2, is further amended to read:

7-A. Health credit premium program. Notwithstanding subsection 7, paragraph C, the State shall pay a greater proportion of the total cost of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission. The commission shall develop a health credit program whereby employees are provided incentives to engage in healthy behaviors in an effort to improve the health status of the state employee population and to help reduce costs to the state employee health insurance program. The commission shall define benchmarks for healthy behaviors that, if met by an individual employee, result in the State's paying a greater share of the individual premium. Adjustments to the state share of the individual premium must be applied once a year in advance of the beginning of the plan year.

The benchmarks developed by the commission must provide 3 discrete levels for the state share of the individual premium as follows:

A. For employee whose base annual rate of pay is projected to be less than or equal to \$30,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 100%, ~~97.5%~~ or 95%. The state share is determined by the specific benchmarks met by the employee.

B. For employees whose base annual rate of pay is projected to be greater than \$30,000 and less than \$80,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 95%, ~~92.5%~~ or 90%. The state share is determined by the specific benchmarks met by the employee.

C. For employee whose base annual rate of pay is projected to be \$80,000 or greater on July 1st of the state fiscal year for which the premium program is being determined, the health credit program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of individual premium paid at 90%, ~~89%~~ or 85%. The state share is determined by the specific benchmarks met by the employee.

SUMMARY
PART JJJ

Amends 5 MRSA, section 285, sub-section 7-A Health credit premium program by consolidating the health credits from two to one level for each salary group which would reduce complications for the payroll system. Consolidating the health credits in each salary grouping still provides for adequate employee financial incentives while reducing the challenges of monitoring individual compliance with established benchmarks.

Adds the following new Part KKK to LD 1671 as follows:

Sec. KKK -1. 22 MRSA §3173, ¶4 as enacted by PL 1979, c. 127, §144 is amended to read:

All applications for aid under this chapter shall be acted upon and a decision made as soon as possible, but in no case shall the department fail to notify the applicant of its decision within ~~45~~ 90 days after receipt of his application. Failure of the department to meet the requirements of this ~~45-day~~ 90-day time standard, except where there is documented noncooperation by the applicant or the source of his medical information, shall lead to the immediate and automatic issuance of a temporary medical card which shall be valid only until such time as the applicant receives actual notice of a departmental denial of his application or he receives a replacement medical card. Notwithstanding an applicant's appeal of a denial of his application, the validity of the temporary medical card shall cease immediately upon receipt of the notice of denial. Any benefits received by the applicant during the interim period when he has actual use of a valid, temporary medical card shall not be recoverable by the department in any legal or administrative proceeding against the applicant.

**SUMMARY
PART KKK**

This Part changes the time frame required to determine eligibility for MaineCare from 45 days to 90 days.

Adds the following new Part LLL to LD 1671 as follows:

Sec. LLL-1. Change to state employee pay date in fiscal year 2010-11.

Notwithstanding the Maine Revised Statutes, Title 5, section 10 or any other provision of law, the State Controller is authorized to modify the final pay date for state employees in Cycle A for the final payroll in fiscal year 2010-11. The State Controller is authorized to change the June 29, 2011 pay date so that state employees in Cycle A are paid on July 1, 2011. The projected savings in Personal Services associated with this adjustment is reflected in the Statewide – Payroll Adjustment account in Part A of the bill.

**SUMMARY
PART LLL**

This Part requires that the State Controller adjust the pay date for the cycle A payroll by 2 days from June 29, 2011 to July 1, 2011. The projected savings in Personal Services associated with this adjustment is reflected in the Statewide – Payroll Adjustment account in Part A of the bill.

Adds the following Part MMM to LD 1671 as follows:

PART MMM

Sec. MMM-1. PL 2009, c. 213, sub-§SSS-4 is amended to read:

Sec. SSS-4. Merit increases and longevity payments. Notwithstanding the Maine Revised Statutes, Title 26, section 979-D or section 1285 or any other provision of law, any merit increase ~~or longevity payment~~, regardless of funding source, scheduled to be awarded or paid between July 1, 2009 and June 30, 2011 **and any longevity payment, regardless of funding source, scheduled to be paid between July 1, 2009 and June 30, 2010**, to any person employed by the departments and agencies within the executive and judicial branches, including the constitutional officers and the Department of Audit, may not be awarded, authorized or implemented. These savings may be replaced by other Personal Services savings by agreement of the State and the bargaining agents representing state employees.

Sec. MMM-2. PL 2009, c. 213, sub-§SSS-5 is amended to read:

Sec. SSS-5. Personal Services adjustments for the 2010-2011 biennium; legislative branch. Notwithstanding the State Employees Labor Relations Act or any other provision of law, the Personal Services expenditures for the legislative branch must be adjusted to achieve Personal Services savings in a manner determined by the Legislative Council including implementation of office closures and suspension of merit or step increases ~~and longevity stipends~~ for the 2010-2011 biennium, **and suspension of longevity stipends for fiscal year 2009-10.**

**SUMMARY
PART MMM**

This Part restores longevity payment to employees of the Executive, Judicial and Legislative Branches of state government in fiscal year 2010-11.

Adds the following new Part NNN to LD 1671 as follows:

PART NNN

Sec. NNN-1. Carrying balance; Bureau of Medical Services, General Fund account. Notwithstanding any other provision of law, any All Other line category balance in the Department of Health and Human Services, Bureau of Medical Services, General Fund account remaining on June 30, 2010 may not lapse but must be carried forward to June 30, 2011 to be used for the same purposes.

**SUMMARY
PART NNN**

This Part provides that any All Other Balance in the Department of Health and Human Services, Bureau of Medical Services, General Fund account must be carried forward to June 30, 2011 to be used for the same purpose.

Adds the following new Part 000 to LD 1671 as follows:

Sec. 000-1. Emergency rule-making authority; health and human services matters. The Department of Health and Human Services is authorized to adopt rules on or before June 30, 2010 on an emergency basis under the Maine Revised Statutes, Title 5, sections 8054 and 8073 in order to implement those provisions of this Act over which the department has subject matter jurisdiction without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

**SUMMARY
PART 000**

This Part gives the Department of Health and Human Services the authority to adopt any rules necessary to implement the provisions included in the bill that are under their jurisdiction on an emergency basis without demonstrating that the rules are necessary to avoid a threat to the public health, safety or general welfare.

Adds the following new Part PPP to LD 1671 as follows:

Sec. PPP-1. 22 MRSA §3174-Q, as enacted by PL 1995, c. 696, Pt. B, §2 is repealed.

**SUMMARY
PART PPP**

This Part repeals the provision that requires the Department of Health and Human Services to obtain authorization from the Legislature before implementing certain changes in benefit structures and eligibility levels in the MaineCare program.