

MAINE STATE LEGISLATURE

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L.D.S.

L.D. 1677

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DATE: 6/9/05

(Filing No. H-673)

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8
APPROPRIATIONS AND FINANCIAL AFFAIRS

10 Reproduced and distributed under the direction of the Clerk of
12 the House.

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION**

18
20 COMMITTEE AMENDMENT "A" to H.P. 1186, L.D. 1677, Bill, "An
22 Act To Make Supplemental Appropriations and Allocations for the
24 Expenditures of State Government and To Change Provisions of the
Law Necessary to the Proper Operations of State Government for
the Fiscal Years Ending June 30, 2006 and June 30, 2007"

26 Amend the bill by striking out the title and substituting
the following:

28 '**An Act To Make Supplemental Appropriations and Allocations for**
30 **the Expenditures of State Government and To Change Provisions of**
32 **the Law Necessary to the Proper Operations of State Government**
for the Fiscal Years Ending June 30, 2005, June 30, 2006 and June
30, 2007'

34 Further amend the bill by striking out everything after the
36 title and before the summary and inserting in its place the
following:

38 '**Emergency preamble. Whereas,** acts of the Legislature do not
40 become effective until 90 days after adjournment unless enacted
as emergencies; and

42 **Whereas,** the 90-day period may not terminate until after the
beginning of the next fiscal year; and

44 **Whereas,** certain obligations and expenses incident to the
46 operation of state departments and institutions will become due
and payable immediately; and

48 **Whereas,** in the judgment of the Legislature, these facts
50 create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately

COMMITTEE AMENDMENT

2 interest rate may not exceed 7% and total interest costs with
3 respect to the financing arrangements entered into in each fiscal
4 year may not exceed \$200,000. The annual principal and interest
5 costs must be paid from the appropriate line category
6 appropriations and allocations in the Department of Public Safety
7 accounts.

8
9
10 **PART D**

11 **Sec. D-1. 5 MRSA §1666, 2nd ¶**, as enacted by PL 2005, c. 12,
12 Pt. T, §6, is amended to read:

13 The Governor, when submitting the budget to the Legislature,
14 shall submit the budget document and the General Fund and Highway
15 Fund bills in a manner that identifies the gross amount of
16 resources for each program. The gross unified budget bills and
17 budget document encompass resources from the General Fund,
18 Highway Fund, Federal Expenditures Fund, Federal Block Grant Fund
19 and, Other Special Revenue funds, internal service funds and
20 enterprise funds. Separate gross unified budget bills must be
21 submitted for the General Fund and the Highway Fund. All funds
22 except trust and agency funds, bond funds and costs of goods sold
23 expenditures in internal service funds and enterprise funds are
24 subject to legislative allocation.

25
26 **Sec. D-2. 5 MRSA §1667-B, first ¶**, as enacted by PL 2005, c.
27 12, Pt. T, §7, is amended to read:

28 Allotments in Other Special Revenue funds accounts and,
29 internal service fund accounts and enterprise funds, except the
30 State Lottery Fund and the Dirigo Health Enterprise Fund, may
31 exceed current year allocations and the unused balance of
32 allocations authorized to carry forward by law under the
33 following conditions, except that funds in Other Special Revenue
34 funds accounts and, internal service fund accounts and enterprise
35 funds must be expended in accordance with the statutes that
36 establish the accounts and for no other purpose:
37

38
39 **Sec. D-3. 24-A MRSA §6915**, as enacted by PL 2003, c. 469,
40 Pt. A, §8, is amended to read:

41 **§6915. Dirigo Health Enterprise Fund**

42
43 The Dirigo Health Enterprise Fund is created as a ~~dedicated~~
44 an enterprise fund for the deposit of any funds advanced for
45 initial operating expenses, payments made by employers and
46 individuals, any savings offset payments made pursuant to section
47 6913 and any funds received from any public or private source.
48 The fund may not lapse, but must be carried forward to carry out
49 the purposes of this chapter.
50

2 **Sec. D-4. Establishment of enterprise fund.** The Board of
 4 Directors of Dirigo Health shall establish, through the
 6 Department of Administrative and Financial Services, Office of
 8 the State Controller, the Dirigo Health Enterprise Fund. All
 10 prior references to Other Special Revenue Funds or a dedicated
 account in reference to Dirigo Health must be replaced with
 references to the Dirigo Health Enterprise Fund, and all
 allocations and available balances transfer from Other Special
 Revenue Funds to the Dirigo Health Enterprise Fund.

12 **Sec. D-5. Appropriations and allocations.** The following
 14 appropriations and allocations are made.

16 **DIRIGO HEALTH**

18 **Dirigo Health Fund 0988**

20 Initiative: Establishes 13 limited-period positions and
 22 associated All Other for the operations of the Dirigo Health
 24 agency created in Public Law 2003, chapter 469. Includes one
 26 Public Service Executive III position (Director, Maine Quality
 28 Forum); 2 Public Service Executive II positions (Fiscal Director
 and Operations Director); one Comprehensive Health Planner II
 position; one Administrative Secretary position; one Managing
 Staff Accountant position; one Accounting Technician position;
 one Systems Analyst position; one Database Analyst position; 2
 Dirigo Health Program Coordinator positions; one Senior Consumer
 Assistant Specialist position; and one Clerk Typist III position.

30

DIRIGO HEALTH ENTERPRISE FUND	2005-06	2006-07
32 Personal Services	\$1,302,954	\$1,348,015
All Other	\$116,990	\$116,990
34 DIRIGO HEALTH ENTERPRISE FUND TOTAL	\$1,419,944	\$1,465,005

36 **Dirigo Health Fund 0988**

38 Initiative: Establishes project positions for one Dirigo Health
 40 Program Coordinator position and one Clerk Typist III position.

42

DIRIGO HEALTH ENTERPRISE FUND	2005-06	2006-07
44 Personal Services	\$189,829	\$0
46 DIRIGO HEALTH ENTERPRISE FUND TOTAL	\$189,829	\$0

48 **Dirigo Health Fund 0988**

50 Initiative: Establishes the Dirigo Health Enterprise Fund and
 transfers all related allocations, revenues, expenditures and

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positions from Other Special Revenue Funds or dedicated account to the new enterprise fund.

4	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
6	Personal Services	(\$146,719)	(\$150,564)
	All Other	(\$73,877,530)	(\$131,795,593)
8			
	OTHER SPECIAL REVENUE FUNDS TOTAL	(\$74,024,249)	(\$131,946,157)

10	DIRIGO HEALTH ENTERPRISE FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	1.000	1.000
12	Personal Services	\$146,719	\$150,564
14	All Other	\$73,877,530	\$131,795,593
16			
	DIRIGO HEALTH ENTERPRISE FUND TOTAL	\$74,024,249	\$131,946,157

18	DIRIGO HEALTH		
	DEPARTMENT TOTALS	2005-06	2006-07
20			
	OTHER SPECIAL REVENUE FUNDS	(\$74,024,249)	(\$131,946,157)
22	DIRIGO HEALTH ENTERPRISE FUND	\$75,634,022	\$133,411,162
24			
	DEPARTMENT TOTAL - ALL FUNDS	\$1,609,773	\$1,465,005

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Bureau of Child and Family Services - Regional 0452

Initiative: Eliminates 10 positions to support the establishment of a total of 11 positions for the purpose of administering the Dirigo Health Program.

34	GENERAL FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(10.000)	(10.000)
36	Personal Services	(\$611,322)	(\$659,522)
38			
	GENERAL FUND TOTAL	(\$611,322)	(\$659,522)

Bureau of Family Independence - Central 0100

Initiative: Eliminates one federally funded position and establishes 2 Family Independence Unit Supervisor positions to support the establishment of a total of 11 positions for the purpose of administering the Dirigo Health Program.

46	FEDERAL EXPENDITURES FUND	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
48	Personal Services	\$10,854	\$11,865
50	All Other	\$403,238	\$423,072

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2	FEDERAL EXPENDITURES FUND TOTAL	\$414,092	\$434,937
4	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	2.000	2.000
6	Personal Services	\$66,766	\$71,942
	All Other	\$403,234	\$423,058
8			
10	OTHER SPECIAL REVENUE FUNDS TOTAL	\$470,000	\$495,000

Additional Support for Persons in Retraining and Employment 0146

12 Initiative: Eliminates 2 positions to support the establishment
 14 of a total of 11 positions for the purpose of administering the
 16 Dirigo Health Program.

16	FEDERAL BLOCK GRANT FUND	2005-06	2006-07
18	POSITIONS - LEGISLATIVE COUNT	(2.000)	(2.000)
	Personal Services	(\$92,158)	(\$99,026)
20			
22	FEDERAL BLOCK GRANT FUND TOTAL	(\$92,158)	(\$99,026)

Bureau of Family Independence - Regional 0453

24 Initiative: Establishes 4 of 11 positions consisting of 4 Family
 26 Independence Specialist positions for the purpose of
 28 administering the Dirigo Health Program.

28	FEDERAL EXPENDITURES FUND	2005-06	2006-07
30	Personal Services	\$105,464	\$113,444
	All Other	\$124,536	\$126,556
32			
34	FEDERAL EXPENDITURES FUND TOTAL	\$230,000	\$240,000

34	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
36	POSITIONS - LEGISLATIVE COUNT	4.000	4.000
	Personal Services	\$105,480	\$113,464
38	All Other	\$124,520	\$126,536
40			
42	OTHER SPECIAL REVENUE FUNDS TOTAL	\$230,000	\$240,000

Bureau of Medical Services 0129

44 Initiative: Establishes 5 of 11 positions consisting of one
 46 Comprehensive Health Planner II position, one Health Services
 48 Consultant position, one Clerk Typist III position, one Clerk III
 position and one Reimbursement Specialist position for the
 purpose of administering the Dirigo Health Program.

50	FEDERAL EXPENDITURES FUND	2005-06	2006-07
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2	Personal Services	\$192,510	\$206,566
	All Other	\$390,440	\$390,855
4	FEDERAL EXPENDITURES FUND TOTAL	\$582,950	\$597,421
6	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	5,000	5,000
8	Personal Services	\$131,713	\$137,042
	All Other	\$607,466	\$633,394
10	OTHER SPECIAL REVENUE FUNDS TOTAL	\$739,179	\$770,436
12			
14	HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)		
16	DEPARTMENT TOTALS	2005-06	2006-07
	GENERAL FUND	(\$611,322)	(\$659,522)
18	FEDERAL EXPENDITURES FUND	\$1,227,042	\$1,272,358
	OTHER SPECIAL REVENUE FUNDS	\$1,439,179	\$1,505,436
20	FEDERAL BLOCK GRANT FUND	(\$92,158)	(\$99,026)
22	DEPARTMENT TOTAL - ALL FUNDS	\$1,962,741	\$2,019,246
24	SECTION TOTALS	2005-06	2006-07
26	GENERAL FUND	(\$611,322)	(\$659,522)
	FEDERAL EXPENDITURES FUND	\$1,227,042	\$1,272,358
28	OTHER SPECIAL REVENUE FUNDS	(\$72,585,070)	(\$130,440,721)
	FEDERAL BLOCK GRANT FUND	(\$92,158)	(\$99,026)
30	DIRIGO HEALTH ENTERPRISE FUND	\$75,634,022	\$133,411,162
32	SECTION TOTAL - ALL FUNDS	\$3,572,514	\$3,484,251

PART E

36 **Sec. E-1. 20-A MRSA §15754, sub-§1**, as enacted by PL 2005, c.
 38 2, Pt. D, §63 and affected by §§72 and 74 and c. 12, Pt. WW, §18,
 is amended to read:

40 **1. Source of funds; purpose.** Funds for appropriations
 42 distribution under this section must be appropriated transferred
 44 annually from General Fund undedicated revenue in addition to the
 total amount annually appropriated for general purpose aid for
 local schools and must be placed into a single account.
 46 ~~Beginning in fiscal year 2005-06 and in each succeeding fiscal~~
~~year until fiscal year 2008-09, an amount calculated to be net~~
 48 ~~greater than 2% of the total amount annually appropriated for~~
~~general purpose aid for local schools must be dedicated to the~~
 50 ~~fund and distributed~~ Distributions from the fund must be made to

2	HEALTH AND HUMAN SERVICES,			
	DEPARTMENT OF (FORMERLY DHS)			
4	DEPARTMENT TOTALS	2004-05	2005-06	2006-07
6	GENERAL FUND	\$24,400,000	\$300,000	(\$9,700,000)
	FEDERAL EXPENDITURES			
8	FUND	\$45,654,551	\$519,672	\$17,462,803
10	DEPARTMENT TOTAL			
	- ALL FUNDS	\$70,054,551	\$819,672	\$7,762,803

14 **PART GG**

16 **Sec. GG-1. Debt Service Funds lapse to General Fund.**
18 Notwithstanding Public Law 2005, chapter 12, Part DDDD, section
19 1, \$2,500,000 in the Treasurer's General Fund Debt Service
20 account must lapse to the General Fund by June 30, 2005.

22 **Emergency clause.** In view of the emergency cited in the
23 preamble, this Act takes effect when approved, except as
24 otherwise indicated.'

26 **SUMMARY**

28 This amendment does the following.

30 **PART A**

32 Part A makes appropriations and allocations of funds.

34 **PART B**

36 Part B makes appropriations and allocations of funds for
37 approved reclassifications and range changes.

38 **PART C**

40 Part C authorizes lease-purchase arrangements establishing
41 the maximum principal costs, interest rates and duration terms
42 for financing agreements. Under this Part, up to \$5,000,000 in
43 principal is authorized to acquire motor vehicles for the Central
44 Motor Pool and up to \$1,800,000 in principal is authorized to
45 acquire motor vehicles for the Maine State Police.

48 **PART D**

2 Part D establishes the Dirigo Health Enterprise Fund for
Dirigo Health, replacing the Other Special Revenue Funds
4 account. It also establishes 13 limited-period positions in the
Dirigo Health agency and establishes 11 positions, by transfer
6 from other accounts, in the Department of Health and Human
Services to administer the Dirigo Health Program.

8 Part D also clarifies which funds are subject to legislative
allocation and adds that all internal service funds and
10 enterprise funds are subject to legislative allocation. Costs of
goods sold expenditure for enterprise funds are not subject to
12 legislative allocation. Enterprise funds except the State
Lottery Fund and the Dirigo Health Enterprise Fund may exceed
14 legislative allocations under the same circumstances as are
currently authorized for Other Special Revenue Funds accounts.
16

18 PART E

Part E changes the methods of transferring funds to the Fund
20 for the Efficient Delivery of Educational Services and delays the
first transfer to the fund until fiscal year 2007-08.
22

24 PART F

Part F authorizes the Department of Economic and Community
26 Development to transfer funds in excess of \$7,554,189 in the
Tourism Marketing Promotion Fund account to another Other Special
28 Revenue Funds account to be used for a list of economic
development initiatives in fiscal year 2005-06 and fiscal year
30 2006-07 only. The amount of the transfers are capped at \$330,000
in fiscal year 2005-06 and \$575,000 in fiscal year 2006-07. This
32 Part also includes a reporting requirement.

34 PART G

36 Part G requires the Maine Community College System to use
the distribution of \$989,352 from the gross slot machine revenue
38 to match \$1,000,000 for Osher Scholarships.

40 PART H

42 Part H establishes the Central Fleet Management Division
within the Department of Administrative and Financial Services,
44 Bureau of General Services and authorizes the Department of
Administrative and Financial Services, through the Bureau of
46 General Services, to establish the Central Services Division for
the purpose of operating the postal service, central copy and
48 duplicating, central warehouse, surplus property, central mail
room and central fleet management.
50