

MAINE STATE LEGISLATURE

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Date: 2.15.13

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APPROPRIATIONS AND FINANCIAL AFFAIRS

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**STATE OF MAINE
SENATE
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 86, L.D. 250, Bill, "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013"

Amend the bill by striking out everything after the title and before the summary and inserting the following:

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

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

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

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

PART A

Sec. A-1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Budget - Bureau of the 0055

Initiative: Reduces funding as a result of salary and benefits savings. This initiative relates to curtailment of allotments.

COMMITTEE AMENDMENT

1 the end of any fiscal year to be carried forward for use by either program in the next
2 fiscal year;

3 B. Any balance remaining in the Traumatic Brain Injury Seed program, General
4 Fund account at the end of any fiscal year to be carried forward for use in the next
5 fiscal year;

6 C. Any balance remaining in the General Fund account of the Department of Health
7 and Human Services, Bureau of Medical Services appropriated for All Other line
8 category expenditures at the end of any fiscal year to be carried forward for use in the
9 next fiscal year; and

10 D. Any balance remaining in the accounts of the Department of Health and Human
11 Services, Mental Health Services - Community program appropriated for the
12 purposes of rental assistance, shelter services and consent decree activities at the end
13 of any fiscal year to be carried forward for use in the next fiscal year for the same
14 purpose; and

15 E. Any balance remaining in the Consent Decree program, General Fund account at
16 the end of any fiscal year to be carried forward for use in the next fiscal year.

17 **PART W**

18 **Sec. W-1. Emergency rule-making authority; health and human services**
19 **matters.** The Department of Health and Human Services is authorized to adopt
20 emergency rules on or before June 30, 2013 under the Maine Revised Statutes, Title 5,
21 sections 8054 and 8073 in order to implement those provisions of this Act over which the
22 department has subject matter jurisdiction for which specific authority has not been
23 provided in any other Part of this Act without the necessity of demonstrating that
24 immediate adoption is necessary to avoid a threat to public health, safety or general
25 welfare.

26 **PART X**

27 **Sec. X-1. 24-A MRS §6914, last ¶,** as enacted by PL 2011, c. 477, Pt. Y, §1, is
28 amended to read:

29 Beginning September 1, 2012, but not later than June 30, 2013, Dirigo Health shall
30 transfer ~~\$2,397,939~~ \$7,210,000 from the Dirigo Health Enterprise Fund to the Medical
31 Care - Payments to Providers, Other Special Revenue Funds account in the Department of
32 Health and Human Services for the purpose of providing a state match for federal
33 Medicaid services.

34 **PART Y**

35 **Sec. Y-1. Transfer of funds; Department of Inland Fisheries and Wildlife**
36 **carrying account; transfer to Resource Management Services.** On or before
37 June 1, 2013, the State Controller shall transfer \$73,741 from the Inland Fisheries and
38 Wildlife Carrying Balances - General Fund account to the Resource Management

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This Part changes the title of the Director, PK-20, Adult Education and Federal Programs Team to Chief Academic Officer.

PART T

This Part authorizes any unexpended balance in the Emergency Services Communication Bureau program, General Fund account at the close of fiscal year 2012-13 to be carried forward to be used for the purposes for which the funds were originally appropriated.

PART U

This Part authorizes the transfer by financial order of any available appropriation balance, including Personal Services appropriation balances, within the Department of Health and Human Services not subject to the 30-day waiting period for financial order transfers in order to fully fund MaineCare cycle payments in fiscal year 2012-13.

This Part also gives similar authority for the psychiatric centers to transfer funds to fund an electronic medical records system.

PART V

This Part requires that any remaining balance in the Consent Decree program, General Fund account within the Department of Health and Human Services be carried forward for use in the next fiscal year.

PART W

This Part gives the Department of Health and Human Services the authority to adopt emergency rules to implement any provisions of the bill over which it has subject matter jurisdiction for which specific authority has not been provided by some other Part of the bill without having to demonstrate that immediate adoption is necessary to avoid an immediate threat to public health, safety or general welfare.

PART X

This Part increases the amount of the transfer that Dirigo Health is required to make to the Department of Health and Human Services in fiscal year 2012-13.

PART Y

This Part does the following.

It authorizes a one-time transfer of \$73,741 from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Resource Management Services - Inland Fisheries and Wildlife program, General Fund account, to fund the reclassification of 6 Fish Culture Assistant Supervisor positions from range 18 to range 19.



126th MAINE LEGISLATURE

LD 250

LR 1045(02)

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-1)

Committee: Appropriations and Financial Affairs

Fiscal Note Required: Yes

Fiscal Note

	FY 2012-13	FY 2013-14	FY 2014-15	Projections FY 2015-16	Projections FY 2016-17
Net Cost (Savings)					
General Fund	(\$35,597,547)	\$0	\$0	\$0	\$0
Fund for a Healthy Maine	\$1,240,572	\$0	\$0	\$0	\$0
Appropriations/Allocations					
General Fund	\$33,367,940	\$0	\$0	\$0	\$0
Federal Expenditures Fund	\$143,175,758	\$0	\$0	\$0	\$0
Fund for a Healthy Maine	\$1,240,572	\$0	\$0	\$0	\$0
Other Special Revenue Funds	(\$1,536,939)	\$0	\$0	\$0	\$0
Financial and Personnel Services Fund	\$67,367	\$0	\$0	\$0	\$0
Real Property Lease Internal Service Fund	\$0	\$0	\$0	\$0	\$0
Competitive Skills Scholarship Fund	\$433,112	\$0	\$0	\$0	\$0
Revenue					
General Fund	(\$13,000,000)	\$0	\$0	\$0	\$0
Other Special Revenue Funds	\$0	\$0	\$0	\$0	\$0
Transfers					
General Fund	\$81,965,487	\$0	\$0	\$0	\$0
Other Special Revenue Funds	(\$14,094,618)	\$0	\$0	\$0	\$0
Dirigo Health Fund	(\$4,812,061)	\$0	\$0	\$0	\$0

	FY 2012-13	FY 2013-14	FY 2014-15	Projections FY 2015-16	Projections FY 2016-17
Transfers					
General Fund					
PART F, Section 1	\$14,096,679	\$0	\$0	\$0	\$0
PART I, Section 1	\$40,000,000	\$0	\$0	\$0	\$0
PART I, Section 2	\$17,083,994	\$0	\$0	\$0	\$0
PART K, Section 1	\$310,000	\$0	\$0	\$0	\$0
PART L, Section 1	\$1,600,000	\$0	\$0	\$0	\$0
PART M, Section 1	\$1,000,000	\$0	\$0	\$0	\$0
PART N, Section 1	\$500,000	\$0	\$0	\$0	\$0
PART O, Section 1	\$2,000,000	\$0	\$0	\$0	\$0
PART Q	\$1,000,000	\$0	\$0	\$0	\$0
PART AA, Section 1	\$3,000,000	\$0	\$0	\$0	\$0
PART FF, Section 1	\$1,286,753	\$0	\$0	\$0	\$0
PART FF, Section 2	\$75,463	\$0	\$0	\$0	\$0
PART FF, Section 3	\$12,598	\$0	\$0	\$0	\$0
Other Special Revenue Funds					
PART F, Section 1	(\$14,096,679)	\$0	\$0	\$0	\$0
PART K, Section 1	(\$310,000)	\$0	\$0	\$0	\$0
PART M, Section 1	(\$1,000,000)	\$0	\$0	\$0	\$0
PART N, Section 1	(\$500,000)	\$0	\$0	\$0	\$0
PART X, Section 1	\$4,812,061	\$0	\$0	\$0	\$0
PART AA, Section 1	(\$3,000,000)	\$0	\$0	\$0	\$0
Dirigo Health Fund					
PART X, Section 1	(\$4,812,061)	\$0	\$0	\$0	\$0