

STATE OF MAINE

IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-ONE

H.P. 768 - L.D. 1034

**An Act To Provide Funding To Support the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations and To Establish Staffing for the Commission**

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

**Sec. 1.** 5 MRSA §12004-I, sub-§74-J, as enacted by PL 2019, c. 457, §1, is repealed.

**Sec. 2.** 5 MRSA §12004-J, sub-§19 is enacted to read:

**19.**

<u>Racial, Indigenous and Tribal Populations</u>	<u>Permanent Commission on the Status of Racial, Indigenous and Tribal Populations</u>	<u>Legislative Per Diem and Expenses</u>	<u>5 MRSA §25001</u>
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**Sec. 3.** 5 MRSA c. 631, headnote is amended to read:

**CHAPTER 631**

**PERMANENT COMMISSION ON THE STATUS OF RACIAL, INDIGENOUS AND MAINE TRIBAL POPULATIONS**

**Sec. 4.** 5 MRSA §25001, as enacted by PL 2019, c. 457, §2, is amended to read:  
**§25001. Commission established**

The Permanent Commission on the Status of Racial, Indigenous and ~~Maine~~ Tribal Populations, established by ~~section 12004-I, subsection 74-J~~ section 12004-J, subsection 19 and referred to in this chapter as "the commission," is an independent commission. The commission shall promote, implement and coordinate programs that create and improve opportunities and incorporate the goal of eliminating disparities for historically disadvantaged racial, indigenous and tribal populations in the State.

**Sec. 5. 5 MRSA §25002, sub-§1, ¶D,** as enacted by PL 2019, c. 457, §2, is amended to read:

D. Other members:

(1) A representative from each of the federally recognized Indian tribes in the State; and

(2) Any other individual agreed to by a majority of commission members.

**Sec. 6. 5 MRSA §25007, sub-§2, ¶D,** as enacted by PL 2019, c. 457, §2, is amended to read:

D. Submit to the Legislature, ~~at the start of each regular session,~~ such legislation as the commission determines appropriate for improving opportunities and eliminating disparities for historically disadvantaged racial, indigenous and tribal populations in the State;

**Sec. 7. 5 MRSA §25009,** as enacted by PL 2019, c. 457, §2, is repealed.

**Sec. 8. 5 MRSA §25010,** as enacted by PL 2019, c. 457, §2, is amended to read:

**§25010. Federal and state funds**

The commission may accept funds from the Federal Government, from a political subdivision of the State or from an individual, a foundation or a corporation and may expend funds for purposes that are consistent with this chapter. Funds received under this section must be deposited in ~~a nonlapsing Other Special Revenue Funds account within the Department of Labor~~ an account maintained by the commission to support the work of the commission.

**Sec. 9. 5 MRSA §25011** is enacted to read:

**§25011. Executive director; staff; duties**

The commission shall select an individual to serve as the executive director of the commission. The executive director shall hire appropriate staff to assist in carrying out the duties of the commission.

**Sec. 10. Transfer of funds.** Notwithstanding any provision of law to the contrary, the State Controller shall transfer any unobligated balances remaining in the Racial, Indigenous and Maine Tribal Populations, Other Special Revenue Funds account within the Department of Labor to the Racial, Indigenous and Tribal Populations, Other Special Revenue Funds account within the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations no later than the effective date of this Act.

**Sec. 11. Appropriations and allocations.** The following appropriations and allocations are made.

**LABOR, DEPARTMENT OF**

**Racial, Indigenous and Maine Tribal Populations Z287**

Initiative: Deallocates funding for professional services needed to further the work of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations within the Department of Labor

**OTHER SPECIAL REVENUE FUNDS**

**2021-22**

**2022-23**

All Other	(\$50,000)	(\$50,000)
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>(\$50,000)</u>	<u>(\$50,000)</u>

**Racial, Indigenous and Maine Tribal Populations Z287**

Initiative: Deappropriates funding for one Public Service Executive I position, one Business Manager II position, one Public Service Coordinator I position and one Planning and Research Associate I position and related All Other to support the work of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations within the Department of Labor effective October 1, 2021.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
POSITIONS - LEGISLATIVE COUNT	(4,000)	(4,000)
Personal Services	(\$311,101)	(\$434,795)
All Other	(\$375,000)	(\$500,000)
<b>GENERAL FUND TOTAL</b>	<u>(\$686,101)</u>	<u>(\$934,795)</u>

**Racial, Indigenous and Maine Tribal Populations Z287**

Initiative: Deappropriates funding for the per diem costs for members of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations within the Department of Labor effective October 1, 2021.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
Personal Services	(\$34,875)	(\$46,500)
<b>GENERAL FUND TOTAL</b>	<u>(\$34,875)</u>	<u>(\$46,500)</u>

**Racial, Indigenous and Maine Tribal Populations Z287**

Initiative: Eliminates base allocations to authorize expenditures from funds received from federal sources.

<b>FEDERAL EXPENDITURES FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	(\$500)	(\$500)
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>(\$500)</u>	<u>(\$500)</u>

**LABOR, DEPARTMENT OF DEPARTMENT TOTALS**

	<b>2021-22</b>	<b>2022-23</b>
<b>GENERAL FUND</b>	(\$720,976)	(\$981,295)
<b>FEDERAL EXPENDITURES FUND</b>	(\$500)	(\$500)
<b>OTHER SPECIAL REVENUE FUNDS</b>	(\$50,000)	(\$50,000)
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u>(\$771,476)</u>	<u>(\$1,031,795)</u>

**STATUS OF RACIAL, INDIGENOUS AND TRIBAL POPULATIONS, PERMANENT COMMISSION ON THE**

**Racial, Indigenous and Tribal Populations N329**

Initiative: Provides funding for one Public Service Executive I position, one Business Manager II position, one Public Service Coordinator I position and one Planning and Research Associate I position and related All Other to support the work of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations effective October 1, 2021.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
POSITIONS - LEGISLATIVE COUNT	4.000	4.000
Personal Services	\$311,101	\$434,795
All Other	\$375,000	\$500,000
<b>GENERAL FUND TOTAL</b>	<b>\$686,101</b>	<b>\$934,795</b>

**Racial, Indigenous and Tribal Populations N329**

Initiative: Allocates funding for professional services needed to further the work of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations. Revenue for this funding will be raised through donations and fund-raising efforts.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$50,000	\$50,000
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$50,000</b>	<b>\$50,000</b>

**Racial, Indigenous and Tribal Populations N329**

Initiative: Provides funding for the per diem costs for members of the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations effective October 1, 2021

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
Personal Services	\$34,875	\$46,500
<b>GENERAL FUND TOTAL</b>	<b>\$34,875</b>	<b>\$46,500</b>

**Racial, Indigenous and Tribal Populations N329**

Initiative: Provides base allocations to authorize expenditures from funds received from federal or private sources.

<b>FEDERAL EXPENDITURES FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$500	\$500
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$500</b>	<b>\$500</b>

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$500	\$500
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$500</b>	<b>\$500</b>

**STATUS OF RACIAL, INDIGENOUS AND  
TRIBAL POPULATIONS, PERMANENT  
COMMISSION ON THE  
DEPARTMENT TOTALS**

	<b>2021-22</b>	<b>2022-23</b>
<b>GENERAL FUND</b>	<b>\$720,976</b>	<b>\$981,295</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$500</b>	<b>\$500</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$50,500</b>	<b>\$50,500</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$771,976</b>	<b>\$1,032,295</b>

**SECTION TOTALS**

	<b>2021-22</b>	<b>2022-23</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$500</b>	<b>\$500</b>
<b>SECTION TOTAL - ALL FUNDS</b>	<b>\$500</b>	<b>\$500</b>