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STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

MEMORANDUM

TO: Senator Cathy Breen, Senate Chair
Representative Drew Gattine, House Chair
Joint Standing Committee on Appropriations and Financial Affairs

FROM: Senator Brownie Carson, Senate Chair *BC det*
Representative Ralph Tucker, House Chair *RT det*
Joint Standing Committee on Environment and Natural Resources

DATE: February 27, 2020

SUBJ: Supplemental budget recommendations

The Joint Standing Committee on Environment and Natural Resources on February 27, 2020 reviewed the budget items pertaining to the agencies under our jurisdiction in LR 3206, An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2020 and June 30, 2021.

As described below, the 10 members present at the February 27, 2020 review voted to recommend acceptance of the budget proposals and language parts pertaining to the agencies under our jurisdiction in LR 3206. The Environment and Natural Resources Committee strongly supports the inclusion of those budget proposals and language parts in the final supplemental budget document.

As also described below, the 10 members present unanimously and strongly support an additional inclusion in the final supplemental budget document of the funding provisions in LD 450, as amended, which, as described below, currently sits on the Special Appropriations Table.

Department of Administrative and Financial Services

The 10 members voting recommend acceptance of the budget proposal for the Department of Administrative and Financial Services as presented in OFPR Worksheet page 1.

Department of Environmental Protection

The 10 members voting recommend acceptance of the Department of Environmental Protection's budget proposals as presented in OFPR Worksheet pages 2 through 5

Language Parts U and V

The 10 members voting also recommend inclusion of the unallocated provisions presented in Parts U and V in the final budget amendment (last page of OFPR Worksheet).

As a technical correction, we would also support the amendment of language parts U and V to change reference from the "Department of Environmental Services" to the "Department of Environmental Protection."

Attached is the OFPR Worksheet indicating the Committee's vote on each initiative. Please let us know if we can provide any additional information or assistance in connection with above described budget items.

Additional Recommendation – Funding for St. Croix International Waterway Commission

During the joint public hearing with your Committee regarding those portions of the budget proposal pertaining to the agencies under our Committee's jurisdiction, Sen. Marianne Moore urged support for inclusion of the funding proposal set forth in LD 450, An Act To Increase Funding for the St. Croix International Waterway Commission, which currently sits on the Special Appropriations Table (bill, committee amendment and fiscal note attached).

LD 450 was considered and unanimously supported by our Committee last session before its placement on the Table. We affirm our unanimous support for the substance of LD 450, as amended, and, as suggested by Sen. Moore at the joint hearing, we strongly urge your Committee to consider including that funding as part of the final supplemental budget document.

In the alternative, we would also support the removal of LD 450, as amended, from the Table so that it may be considered for enactment by the Legislature.

Enc.

cc: Members, Joint Standing Committee on Appropriations and Financial Affairs
Members, Joint Standing Committee on Environment and Natural Resources

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

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Solid Waste Management Fund 0659

Initiative: Transfers one Public Service Coordinator I position and related All Other from the Community Development Block Grant Program, Other Special Revenue Funds within the Department of Economic and Community Development to the Solid Waste Management Fund program, Other Special Revenue Funds within the Department of Administrative and Financial Services.

Ref. #: _____ Committee Vote: 10-0 AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2018-19	2019-20	2020-21
POSITIONS - LEGISLATIVE COUNT	0.000	1.000	1.000
Personal Services	\$0	\$25,571	\$102,028
All Other	\$0	\$78,031	\$78,031
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$103,602	\$180,059

Justification:

Oversight of the State's three landfills was assigned to DECD when the State Planning Office was dissolved in 2011. The Department of Administrative and Financial Services Bureau of General Services is the owner of these landfills. Oversight should exist within the Department of Administrative and Financial Services. Please see ECC F-A-120.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2018-19	2019-20	2020-21
OTHER SPECIAL REVENUE FUNDS	\$0	\$103,602	\$180,059
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$103,602	\$180,059

Sec. A-11. Appropriations and allocations. The following appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Administration - Environmental Protection 0251

Initiative: Establishes 4 Environmental Specialist III positions and one Environmental Specialist IV position and associated All Other in the Land Resources program, General Fund and provides funds in the Administration - Environmental Protection program, General Fund and Other Special Revenue Funds for administrative costs related to the positions.

Ref. #: Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
All Other	\$0	\$0	\$5,260
GENERAL FUND TOTAL	\$0	\$0	\$5,260

Ref. #: Committee Vote: 10-0 AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2018-19	2019-20	2020-21
All Other	\$0	\$0	\$5,515
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$5,515

Justification:

This initiative will support the increased demand for services and permit applications within the Land Bureau. This will allow adequate licensing and compliance services to the public.

Administration - Environmental Protection 0251

Initiative: Establishes 3 Environmental Specialist III positions, one Environmental Engineer position and one Senior Environmental Engineer position and associated All Other costs in the Land Resources program, General Fund and provides funds in the Administration - Environmental Protection program, General Fund and Other Special Revenue Funds for administrative costs related to the positions.

Ref. #: Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
All Other	\$0	\$0	\$5,260
GENERAL FUND TOTAL	\$0	\$0	\$5,260

Ref. #: Committee Vote: 10-0 AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2018-19	2019-20	2020-21
All Other	\$0	\$0	\$5,515
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$5,515

Justification:

This initiative will support increased demand for permitting for the renewable energy sector.

Land Resources Z188

Initiative: Establishes 4 Environmental Specialist III positions and one Environmental Specialist IV position and associated All Other in the Land Resources program, General Fund and provides funds in the Administration - Environmental Protection program, General Fund and Other Special Revenue Funds for administrative costs related to the positions.

Ref. #: _____ Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	5.000
Personal Services	\$0	\$0	\$427,749
All Other	\$0	\$0	\$5,657
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$0</u>	<u>\$433,406</u>

Justification:

This initiative will support the increased demand for services and permit applications within the Land Bureau. This will allow adequate licensing and compliance services to the public.

Land Resources Z188

Initiative: Establishes 3 Environmental Specialist III positions, one Environmental Engineer position and one Senior Environmental Engineer position and associated All Other costs in the Land Resources program, General Fund and provides funds in the Administration - Environmental Protection program, General Fund and Other Special Revenue Funds for administrative costs related to the positions.

Ref. #: _____ Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	5.000
Personal Services	\$0	\$0	\$451,101
All Other	\$0	\$0	\$5,657
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$0</u>	<u>\$456,758</u>

Justification:

This initiative will support increased demand for permitting for the renewable energy sector.

Remediation and Waste Management 0247

Initiative: Provides one-time funding for the investigation and remediation of uncontrolled sites. These funds do not lapse but must be carried forward to the next fiscal year to be used for the same purpose.

Ref. #: One Time Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
All Other	\$0	\$350,000	\$4,150,000
GENERAL FUND TOTAL	\$0	\$350,000	\$4,150,000

Justification:

This initiative will support the investigation and remediation of Uncontrolled Sites, which includes sampling and analysis for Per-and polyfluoroalkyl substances (PFAS). Language included.

Water Quality 0248

Initiative: Provides one-time funding for water treatment facilities. These funds do not lapse but must be carried forward to the next fiscal year to be used for the same purpose.

Ref. #: One Time Committee Vote: 10-0 AFA Vote: _____

GENERAL FUND	2018-19	2019-20	2020-21
All Other	\$0	\$0	\$4,500,000
GENERAL FUND TOTAL	\$0	\$0	\$4,500,000

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

DEPARTMENT TOTALS	2018-19	2019-20	2020-21
GENERAL FUND	\$0	\$350,000	\$9,550,684
OTHER SPECIAL REVENUE FUNDS	\$0	\$0	\$11,030
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$350,000	\$9,561,714

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

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Performance Partnership Grant 0851

Initiative: RECLASSIFICATIONS

Ref. #:

Committee Vote:

10-0

AFA Vote:

	2018-19	2019-20	2020-21
FEDERAL EXPENDITURES FUND			
Personal Services	\$0	\$26,392	\$17,525
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$26,392</u>	<u>\$17,525</u>

Justification:

submitted in FA.5004 and 5005

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

	2018-19	2019-20	2020-21
DEPARTMENT TOTALS			
FEDERAL EXPENDITURES FUND	<u>\$0</u>	<u>\$26,392</u>	<u>\$17,525</u>
DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$26,392</u>	<u>\$17,525</u>

PART U

Sec. U-1. Carrying balances; investigation and remediation of uncontrolled sites.

Notwithstanding any other provision of law, at the end of each fiscal year the State Controller shall carry forward, to be used for the same purposes, any unexpended balance of the \$350,000 appropriation in fiscal year 2019-20 and the \$4,150,000 appropriation in fiscal year 2020-21 in the All Other line category contained in Part A for the investigation and remediation of uncontrolled sites remaining in the Department of Environmental ~~Services~~, Remediation and Waste Management program, General Fund account.

^
Protection

PART U SUMMARY

This Part authorizes the one-time funds appropriated for investigation and remediation of uncontrolled sites in the Remediation and Waste Management program, General Fund, to carry forward into the next fiscal year for the purpose for which they were intended.

PART V

Sec. V-1. Carrying balances; water treatment facilities. Notwithstanding any other provision of law, at the end of each fiscal year the State Controller shall carry forward, to be used for the same purposes, any unexpended balance of the \$4,500,000 appropriation in the All Other line category contained in Part A for the purpose of funding water treatment facilities remaining in the Department of Environmental ~~Services~~, Water Quality program, General Fund account.

^
Protection

PART V SUMMARY

This Part authorizes the one-time funds appropriated for water treatment facilities in the Water Quality program, General Fund, to carry forward into the next fiscal year for the purpose for which they were intended.



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 450

S.P. 128

In Senate, January 29, 2019

An Act To Increase Funding for the St. Croix International Waterway Commission

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator MOORE of Washington.
Cosponsored by Representative PERRY of Calais and
Representatives: ALLEY of Beals, JAVNER of Chester, TUELL of East Machias.

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

2 **Sec. 1. Appropriations and allocations.** The following appropriations and
3 allocations are made.

4 **ST. CROIX INTERNATIONAL WATERWAY COMMISSION**

5 **St. Croix International Waterway Commission 0576**

6 Initiative: Increases ongoing funding to the St. Croix International Waterway
7 Commission to cover increased operational costs and for a portion of the cost of one full-
8 time Administrative Assistant position. The funding is contingent upon the Province of
9 New Brunswick, Canada providing a matching amount to the commission.

10

11	GENERAL FUND	2019-20	2020-21
12	All Other	\$25,000	\$25,000
13			
14	GENERAL FUND TOTAL	<u>\$25,000</u>	<u>\$25,000</u>

15 **Sec. 2. Contingent effective date.** This Act takes effect only if the St. Croix
16 International Waterway Commission notifies the Commissioner of Environmental
17 Protection and the State Controller that the Province of New Brunswick, Canada has
18 committed to providing at least \$25,000 per fiscal year to cover the increased operational
19 costs of the commission and a portion of the cost of one full-time Administrative
20 Assistant position.

21

SUMMARY

22 This bill provides an additional \$25,000 per fiscal year to the St. Croix International
23 Waterway Commission but only if the Province of New Brunswick, Canada commits to
24 match the funding.



129th MAINE LEGISLATURE

LD 450

LR 804(02)

An Act To Increase Funding for the St. Croix International Waterway Commission

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Environment and Natural Resources

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$25,000	\$25,000	\$25,000	\$25,000
Appropriations/Allocations				
General Fund	\$25,000	\$25,000	\$25,000	\$25,000

Fiscal Detail and Notes

This bill includes ongoing General Fund appropriations to the St. Croix International Waterway Commission of \$25,000 starting in fiscal year 2019-20 to support a portion of operational costs and a portion of the cost of one full-time administrative assistant position. The funding is contingent upon the Province of New Brunswick, Canada providing a matching amount to the commission.

1

L.D. 450

2

Date:

(Filing No. S-)

3

ENVIRONMENT AND NATURAL RESOURCES

4

Reproduced and distributed under the direction of the Secretary of the Senate.

5

STATE OF MAINE

6

SENATE

7

129TH LEGISLATURE

8

FIRST REGULAR SESSION

9

COMMITTEE AMENDMENT “ ” to S.P. 128, L.D. 450, Bill, “An Act To
10 Increase Funding for the St. Croix International Waterway Commission”

11

Amend the bill by incorporating the attached fiscal note.

12

SUMMARY

13

This amendment incorporates a fiscal note.