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STATE OF MAINE  
ONE HUNDRED AND THIRTIETH LEGISLATURE  
COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

TO: Senator Catherine E. Breen, Senate Chair,  
Representative Teresa S. Pierce, House Chair, and  
Members of the Joint Standing Committee on Appropriations & Financial Affairs

FROM: Senator Jim Dill, Senate Chair, *JD KSN*  
Representative Margaret M. O'Neil, House Chair, and *MMO KSN*  
Members of the Joint Standing Committee on Agriculture, Conservation and Forestry

DATE: May 20, 2021

SUBJ: Report-back on Change Package for LD 221

The Agriculture, Conservation and Forestry (ACF) Committee is pleased to submit the following report for the Governor's change package budget initiatives related to the Department of Agriculture, Conservation and Forestry. We voted unanimously with 10 committee members present (and 3 absent) in favor of all the changes as proposed on Pages 13 through 27 of the budget document, including two initiatives proposed to be deleted from LD 221, and language Parts Q, QQQ and YYY. The first initiative to be deleted from LD 221 is the only initiative (Bureau of Agriculture) on Page 14 of the budget document and the second initiative to be deleted from LD 221 is the only initiative (Geology and Resource Information) on Page 19 of the budget document.

Please feel free to contact us if you have any questions. Thank you.

c: Members, Joint Standing Committee on Appropriations and Financial Affairs  
Members, Joint Standing Committee on Agriculture, Conservation and Forestry

**Please ADD the following to Part A, Section 1 of LD 221 as follows:**

**Agriculture, Conservation, and Forestry, Department of**

<b>ANIMAL WELFARE FUND 0946</b>
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	2021-22	2022-23
<b>Initiative:</b> Establishes one District Humane Agent position and provides funding for related All Other costs to provide statewide inspection coverage.		

in

**OTHER SPECIAL REVENUE FUNDS**

Positions - LEGISLATIVE COUNT	1,000	1,000
Personal Services	77,275	80,574
All Other	14,856	14,954
<b>Total</b>	92,131	95,528
	<b>2021-22</b>	<b>2022-23</b>

**Initiative:** Establishes one limited-period Public Service Manager I position and provides funding for related All Other costs to streamline critical field activities and responsibilities among field agents. This position ends June 10, 2023.

in

**OTHER SPECIAL REVENUE FUNDS**

Personal Services	101,255	106,042
<b>Total</b>	101,255	106,042

Please AMEND Part A, Section 1 of LD 221 as follows:

**Agriculture, Conservation, and Forestry, Department of**

Please delete the following as follows:

BUREAU OF AGRICULTURE 0393

2021-22

2022-23

**Initiative:** Provides funding to continue perfluoroalkyl and polyfluoroalkyl substance (PFAS) testing in foods for which state action levels have been established.

**GENERAL FUND**

All Other

13,000

13,000

Total

13,000

13,000

Out

**Please ADD the following to Part A, Section 1 of LD 221 as follows:**

**Agriculture, Conservation, and Forestry, Department of**

**BUREAU OF AGRICULTURE 0393**

**2021-22**

**2022-23**

**Initiative:** Establishes one Inspection Process Analyst Coordinator position for the Maine Meat and Poultry Inspection Program funded 50% General Fund and 50% Federal Expenditures Fund within the same program and provides funding for related ongoing All Other costs; and, provides ongoing All Other funds in the Office of the Commissioner program, General Fund and Other Special Revenue Funds for administrative costs related to the position.

*jn*

**GENERAL FUND**

Positions - LEGISLATIVE COUNT

Personal Services

All Other

1,000

1,000

45,690

46,297

3,000

3,000

Total

48,690

49,297

**FEDERAL EXPENDITURES FUND**

Personal Services

All Other

45,685

46,292

3,000

3,000

Total

48,685

49,292

**2021-22**

**2022-23**

**Initiative:** Establishes one Toxicologist position funded 100% General Fund in the Bureau of Agriculture program and provides funding for All Other costs.

*jn*

**GENERAL FUND**

Positions - LEGISLATIVE COUNT

Personal Services

All Other

1,000

1,000

97,496

102,363

3,902

3,902

Total

101,398

106,265

**2021-22**

**2022-23**

**Initiative:** Establishes one limited-period Agricultural Compliance Officer position and provides funding for related All Other costs in the Office of the Commissioner program to work directly with impacted farmers on PFAS mitigation efforts. This position ends on June 10, 2023.

*jn*

**GENERAL FUND**

Personal Services

All Other

82,232

86,074

10,000

10,000

Total

92,232

96,074

**2021-22**

**2022-23**

**Initiative:** Establishes 2 seasonal part-time Entomology Technician positions funded 100% Federal Expenditures Fund and provides funding for related All Other costs.

*jn*

**FEDERAL EXPENDITURES FUND**

Positions - FTE COUNT

Personal Services

All Other

0.554

0.554

39,156

40,902

7,340

7,392

Total

46,496

48,294

2021-22

2022-23

Initiative: Provides funding for increased insurance rates.

**GENERAL FUND**

All Other

3,975

3,975

Total

3,975

3,975

**OTHER SPECIAL REVENUE FUNDS**

All Other

234

234

Total

234

234

2021-22

2022-23

Initiative: Provides funding to abate, clean up and mitigate threats or hazards posed by perfluoroalkyl and polyfluoroalkyl substance (PFAS) contamination and to provide support to impacted farms, to support critical PFAS research, and to otherwise allow for the Department to strategically and effectively respond to PFAS concerns and issues as they arise.

**OTHER SPECIAL REVENUE FUNDS**

All Other

14,999,500

500

Total

14,999,500

500

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

**DIVISION OF FOREST PROTECTION Z232**

2021-22

2022-23

**Initiative:** Provides funding for increased insurance rates.

**GENERAL FUND**

All Other

7,574

7,574

Total

7,574

7,574

2021-22

2022-23

**Initiative:** Provides funding for the upgrade and repair of Maine Forest Service, Forest Protection Division aircraft.

**OTHER SPECIAL REVENUE FUNDS**

Capital Expenditures

6,700,000

Total

6,700,000

0

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

FOREST RESOURCE MANAGEMENT Z233

2021-22

2022-23

Initiative: Provides funding for increased insurance rates.

GENERAL FUND

All Other

4,421

4,421

Total

4,421

4,421

in

Please AMEND Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

Please delete the following as follows:

<b>GEOLOGY AND RESOURCE INFORMATION Z237</b>
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	2021-22	2022-23
<b>Initiative:</b> Reallocates one Planner II position from 70% General Fund and 30% Federal Expenditures Fund to 100% General Fund within the same program.		
<b>GENERAL FUND</b>		
Positions - LEGISLATIVE COUNT	1,000	1,000
Personal Services	25,539	25,711
<b>Total</b>	25,539	25,711
 <b>FEDERAL EXPENDITURES FUND</b>		
Positions - LEGISLATIVE COUNT	-1,000	-1,000
Personal Services	(25,539)	(25,711)
All Other	(1,437)	(1,447)
<b>Total</b>	(26,976)	(27,158)

Out



Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

**GEOLOGY AND RESOURCE INFORMATION Z237**

2021-22

2022-23

**Initiative:** Establishes one Public Service Manager II position to serve as the State Geologist and funded 100% General Fund and provides funding for related All Other costs in the Office of the Commissioner program General Fund and Other Special Revenue accounts.

in

**GENERAL FUND**

Positions - LEGISLATIVE COUNT

1,000

1,000

Personal Services

116,800

122,484

Total

116,800

122,484

2021-22

2022-23

**Initiative:** Transfers and reallocates one Planner II position from 70% General Fund and 30% Federal Expenditures Fund to 100% General Fund within the same program.

in

**GENERAL FUND**

Positions - LEGISLATIVE COUNT

1,000

1,000

Personal Services

25,539

25,711

Total

25,539

25,711

**FEDERAL EXPENDITURES FUND**

Positions - LEGISLATIVE COUNT

-1,000

-1,000

Personal Services

(25,431)

(25,603)

All Other

(1,437)

(1,447)

Total

(26,868)

(27,050)

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

**HARNES RACING COMMISSION 0320**

2021-22

2022-23

**Initiative:** Increases allocation to align with revenue changes approved by the Revenue Forecast Committee in May 2021 for fiscal years ending June 30, 2022 and June 30, 2023.

**OTHER SPECIAL REVENUE FUNDS**

All Other

1,019,322

1,255,299

Total

1,019,322

1,255,299

in

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

**LAND MANAGEMENT AND PLANNING Z239**

2021-22

2022-23

**Initiative:** Provides funding to increase the weeks of one seasonal Park Ranger position from 26 weeks to 52 weeks and provides funding for associated All Other costs.

**OTHER SPECIAL REVENUE FUNDS**

Positions - LEGISLATIVE COUNT

1.000

1.000

Positions - FTE COUNT

-0.500

-0.500

Personal Services

31,755

32,061

All Other

1,532

1,547

Total

33,287

33,608

2021-22

2022-23

**Initiative:** Provides funding for increased insurance rates.

**OTHER SPECIAL REVENUE FUNDS**

All Other

1,375

1,375

Total

1,375

1,375

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

MILK COMMISSION 0188

2021-22

2022-23

**Initiative:** Increases allocation to align with revenue changes approved by the Revenue Forecast Committee in May 2021 for fiscal years ending June 30, 2022 and June 30, 2023.

jn

**OTHER SPECIAL REVENUE FUNDS**

All Other

12,208

19,646

Total

12,208

19,646

Please ADD the following to Part A, Section 1 of LD 221 as follows:

Agriculture, Conservation, and Forestry, Department of

<b>OFF-ROAD RECREATIONAL VEHICLES PROGRAM Z224</b>
--

	2021-22	2022-23
<b>Initiative:</b> Provides funding to construct new and renovate existing recreational boating facilities.		
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Capital Expenditures	655,000	675,000
<b>Total</b>	655,000	675,000

(JN)

	2021-22	2022-23
<b>Initiative:</b> Provides funding to increase the hours of one Office Assistant II position from 40 hours to 80 hours biweekly and provides funding for related All Other costs.		
<b>OTHER SPECIAL REVENUE FUNDS</b>		
Positions - LEGISLATIVE COUNT	0.500	0.500
Personal Services	24,800	24,853
All Other	1,190	1,193
<b>Total</b>	25,990	26,046

(JN)

**Please ADD the following to Part A, Section 1 of LD 221 as follows:**

**Agriculture, Conservation, and Forestry, Department of**

**OFFICE OF THE COMMISSIONER 0401**

	2021-22	2022-23
<b>Initiative:</b> Establishes one Public Service Manager II position to serve as the State Geologist and funded 100% General Fund and provides funding for related All Other costs in the Office of the Commissioner program General Fund and Other Special Revenue accounts.		

**GENERAL FUND**

All Other

	3,248	3,248
	3,248	3,248

**OTHER SPECIAL REVENUE FUNDS**

All Other

	654	654
	654	654

**2021-22                      2022-23**

<b>Initiative:</b> Establishes one Inspection Process Analyst Coordinator position for the Maine Meat and Poultry Inspection Program funded 50% General Fund and 50% Federal Expenditures Fund within the same program and provides funding for related ongoing All Other costs; and, provides ongoing All Other funds in the Office of the Commissioner program, General Fund and Other Special Revenue Funds for administrative costs related to the position.		
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**GENERAL FUND**

All Other

	3,247	3,247
	3,247	3,247

**OTHER SPECIAL REVENUE FUNDS**

All Other

	667	667
	667	667

**2021-22                      2022-23**

<b>Initiative:</b> Establishes one limited-period Agricultural Compliance Officer position and provides funding for related All Other costs in the Office of the Commissioner program to work directly with impacted farmers on PFAS mitigation efforts. This position ends on June 10, 2023.		
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**GENERAL FUND**

All Other

	3,247	3,247
	3,247	3,247

**OTHER SPECIAL REVENUE FUNDS**

All Other

	655	655
	655	655

**2021-22                      2022-23**

<b>Initiative:</b> Continues one limited-period Public Service Coordinator I position established in Financial Order 00644 F0 funded 100% Other Special Revenue Funds to work with the Bureau of Agriculture and the Maine Climate Council's Natural and Working Lands Group. This position ends on June 10, 2023.		
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**OTHER SPECIAL REVENUE FUNDS**

Personal Services

	97,350	102,185
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All Other

	13,918	14,436
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	111,268	116,621
	111,268	116,621

2021-22

2022-23

**Initiative:** Continues one limited-period Volunteer Services Coordinator position established in Financial Order 01254 F1 funded 100% Other Special Revenue Funds to work on the Maine Prosperity Corps (MPC) VISTA project to support the development of Maine's roadmap for ending hunger by 2030.

**OTHER SPECIAL REVENUE FUNDS**

Personal Services	85,332	89,662
All Other	12,200	12,819
<b>Total</b>	<b>97,532</b>	<b>102,481</b>

2021-22

2022-23

**Initiative:** Establishes one Planning and Research Associate II position funded 100% General Fund to manage grants and monitor Land and Water Conservation Fund sites for compliance and provides funding for related All Other Costs in the Office of the Commissioner program and provides funding for related All Other costs.

**GENERAL FUND**

All Other		3,247
<b>Total</b>	<b>0</b>	<b>3,247</b>

**OTHER SPECIAL REVENUE FUNDS**

All Other		655
<b>Total</b>	<b>0</b>	<b>655</b>

**Please ADD the following to Part A, Section 1 of LD 221 as follows:**

**Agriculture, Conservation, and Forestry, Department of**

**PARKS - GENERAL OPERATIONS Z221**

**Initiative:** Reorganizes one 48 week Park Manager II position and one 4 week Park Manager II position to one full-time Park Manager II position.

**GENERAL FUND**

Positions - LEGISLATIVE COUNT	1.000	1.000
Positions - FTE COUNT	-1.000	-1.000
Personal Services	(4,253)	(4,252)
<b>Total</b>	<b>(4,253)</b>	<b>(4,252)</b>
	<b>2021-22</b>	<b>2022-23</b>

jn

**Initiative:** Reorganizes one 28 week Park Manager II position and one 24 week Park Manager II position to one full-time Park Manager II position.

**GENERAL FUND**

Positions - LEGISLATIVE COUNT	1.000	1.000
Positions - FTE COUNT	-1.000	-1.000
Personal Services	(274)	(357)
<b>Total</b>	<b>(274)</b>	<b>(357)</b>
	<b>2021-22</b>	<b>2022-23</b>

jn

**Initiative:** Reorganizes one 28 week Park Ranger position and one 24 week Park Ranger position to one full-time Park Ranger position.

**GENERAL FUND**

Positions - LEGISLATIVE COUNT	1.000	1.000
Positions - FTE COUNT	-1.000	-1.000
Personal Services	11,620	12,997
<b>Total</b>	<b>11,620</b>	<b>12,997</b>
	<b>2021-22</b>	<b>2022-23</b>

jn

**Initiative:** Establishes one Planning and Research Associate II position funded 100% General Fund to manage grants and monitor Land and Water Conservation Fund sites for compliance and provides funding for related All Other Costs in the Office of the Commissioner program and provides funding for related All Other costs.

**GENERAL FUND**

Positions - LEGISLATIVE COUNT		1.000
Personal Services		86,344
All Other		6,000
<b>Total</b>	<b>0</b>	<b>92,344</b>
	<b>2021-22</b>	<b>2022-23</b>

jn

**Initiative:** Provides funding for increased insurance rates.

**GENERAL FUND**

All Other	5,898	5,898
<b>Total</b>	<b>5,898</b>	<b>5,898</b>

jn



**Amend LD 221 by adding the following Part:**

**PART YYY**

**Sec. YYY-1. 12 MRSA §541-A**, as amended by PL 2017, c. 475, Pt. A, §18, is further amended to read:

**§541-A Division of Geology, Natural Areas and Coastal Resources**

The Division of Geology, Natural Areas and Coastal Resources is established within the Department of Agriculture, Conservation and Forestry and is administered by the commissioner. The division consists of the Maine Geological Survey, referred to in this chapter as the "survey," and the Natural Areas Program. ~~The Director of the Bureau of Resource Information and Land Use Planning is the director of the survey.~~

**SUMMARY**

This Part allows for the Director of the Bureau of Resource Information and Land Use Planning and the Director of the Maine Geological Survey to be 2 separate positions.

Jun

Amend LD 221 by adding the following Part:

**PART QQQ**

37

**Sec. QQQ-1. Transfer to the Department of Agriculture, Conservation, and Forestry, Division of Forest Protection, Aerial Fire Suppression Fund.** Notwithstanding any other provision of law to the contrary, on or before June 30, 2021, the State Controller shall transfer \$6,700,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation, and Forestry, Division of Forest Protection, Aerial Fire Suppression Fund, Other Special Revenue Fund account for the purpose of the upgrade and repair Maine Forest Service, Forest Protection Division aircraft.

**PART QQQ  
SUMMARY**

This Part transfers \$6,700,000 to the Aerial Fire Suppression Fund to provide for the upgrade and repair Maine Forest Service, Forest Protection Division aircraft.

Amend LD 221 Part Q by deleting the current Part and replacing with the following:

**PART Q**

**Sec. Q-1. Transfer to the Department of Agriculture, Conservation, and Forestry, PFAS Reserve-Bureau of Agriculture.** Notwithstanding any other provision of law to the contrary, on or before June 30, 2021, the State Controller shall transfer \$15,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation, and Forestry, PFAS Reserve-Bureau of Agriculture, Other Special Revenue Fund account for the purpose of abating, cleaning up or mitigating the threats or hazards posed or potentially posed by perfluoroalkyl and polyfluoroalkyl substances (PFAS) contamination impacting agricultural producers in the state and the food supply, to provide support to impacted farms, to support critical PFAS research necessary for farm viability, and to otherwise allow for the Department to strategically and effectively respond to PFAS concerns and issues as they arise.

**PART Q  
SUMMARY**

This Part transfers \$15,000,000 to the account for the purpose of abating, cleaning up or mitigating the threats or hazards posed or potentially posed by perfluoroalkyl and polyfluoroalkyl substances (PFAS) contamination impacting agricultural producers in the state and the food supply, to provide support to impacted farms, to support critical PFAS research necessary for farm viability, and to otherwise allow for the Department to strategically and effectively respond to PFAS concerns and issues as they arise.