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**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

To: Senator Catherine E. Breen, Senate Chair
Representative Teresa S. Pierce, House Chair
Joint Standing Committee on Appropriations and Financial Affairs

From: Senator Susan A. Deschambault, Senate Chair
Representative Charlotte Warren, House Chair
Joint Standing Committee on Criminal Justice and Public Safety

Date: March 17, 2022

Re: Criminal Justice and Public Safety Committee Report on LD 1995, An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years ending June 30, 2022 and June 30, 2023

Thank you for the opportunity to report to the Appropriations and Financial Affairs Committee the votes of the Criminal Justice and Public Safety Committee on LD 1995, An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years ending June 30, 2022 and June 30, 2023.

We are pleased to attach copies of the voting sheets. In addition, we call you attention to the following:

- During the budget discussion there was support expressed for encouraging the Commissioner of Public Safety and Chief of the Maine State Police to renew their efforts to fill State Trooper vacancies in the Maine State Police in order to secure the safety of the public and to adequately patrol Maine's highways and roads.
- A minority of the committee supported including in the Department of Corrections budget funding for children's behavioral health services in the amount of \$12,000,000 for fiscal year 2022-2023. A majority of the committee did not support this proposal. Details of the minority funding proposal follow.

**EDUCATION, DEPARTMENT OF
Maine School Safety Center**

Initiative: Provides ongoing funding to the department to establish or expand school-based restorative justice programs, mentoring services for juveniles involved in the juvenile legal system and, in collaboration with the Department of Labor, workforce development, educational and vocational programs for juveniles involved in the juvenile legal system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,000,000
GENERAL FUND TOTAL	\$0	\$4,000,000

**EXECUTIVE DEPARTMENT
Office of Policy Innovation and the Future**

Initiative: Provides one-time funding to the office to establish a pilot program to be administered by an independent, nonprofit community-based organization or collaborative of organizations to distribute funding provided by the office to small community-based organizations and similar entities to establish or support community-based services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,000,000

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF
Office of Child and Family Services 0452**

Initiative: Provides ongoing funding to the office to establish or expand services for child or juvenile victims of gender-based violence and trafficking, restorative justice services provided under child and juvenile behavioral health programs and runaway youth programs, substance use disorder and medically-managed treatment services for children and juveniles and peer-based support services for juveniles involved in the juvenile legal system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,000,000
GENERAL FUND TOTAL	\$0	\$3,000,000

Office of Child and Family Services 0452

Initiative: Provides ongoing funding to the office to establish or expand, in collaboration with the Maine State Housing Authority, transitional housing services for children and juveniles, emergency or crisis housing services for children and juveniles and other supportive housing-related services for children and juveniles.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,000,000
GENERAL FUND TOTAL	\$0	\$4,000,000

Sec. A-6. Appropriations and allocations.

The following appropriations and allocations are made.

CORRECTIONS, DEPARTMENT OF

Administration - Corrections 0141

Initiative: Provides one-time funding for the lapel camera program.

Ref. #: 260

One Time

Committee Vote: 8-0 yes
(5 absent)

AFA Vote: _____

	2020-21	2021-22	2022-23
GENERAL FUND			
All Other	\$0	\$239,700	\$0
GENERAL FUND TOTAL	\$0	\$239,700	\$0

Justification:

The Maine DOC is an industry leader in the use of body cameras (aka lapel cameras) in corrections work in support of transparency, reviewing uses of force to ensure standards of conduct, and in support of the Prison Rape Elimination Act. The current lapel camera system is configured such that camera footage uploads to an on premises server rather than using cloud based storage technologies. Virtually all other vendors have also converted to similar web-based data storage platforms and away from on prem platforms. Our present configuration has prevented cameras from receiving software update downloads though web-based portals. Our vendor is ending their support of on-prem data storage which would render existing cameras to be inoperable in the near future. Without prompt action, namely an update to cloud based storage and conversion to the new platform, the continued existence of the lapel camera program is in jeopardy. This upgrade would also resolve many other functionality issues related to lapel cameras that are becoming outdated. This upgrade/conversion would result in a five-year contract, replacement of 150 cameras, purchase of service warranty, 30-month free upgrade to newer cameras, purchase of smaller magnetic camera uniform mounts, upgrading of charging capabilities, newer cameras with Image Stabilization, and significant increase in upload, download and recharging speeds.

Administration - Corrections 0141

Initiative: Provides funding for technology cost increases.

Ref. #: 261

Committee Vote: 8-0 yes
(5 absent)

AFA Vote: _____

	2020-21	2021-22	2022-23
GENERAL FUND			
All Other	\$0	\$979,665	\$905,521
GENERAL FUND TOTAL	\$0	\$979,665	\$905,521

Justification:

This initiative provides funding for increases in the Department's information technology budget as prepared by the Department of Administrative and Financial Services, Office of Information and Technology. Equipment counts remain static but rates charged by the Office of Information and Technology have increased over time and those increases have not been consistently addressed in prior budget requests.

Office of Victim Services 0046

Initiative: Adjusts funding in the Office of Victim Services. Funding was authorized in Public Law 2017, chapter 431 and endson June 30, 2021.

Ref. #: 258

Committee Vote: 8-0 yes
(5 absent)

AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$0	(\$150,000)	(\$150,000)
GENERAL FUND TOTAL	\$0	(\$150,000)	(\$150,000)

Justification:

Public Law 2017, chapter 431 provided one-time funding for certified batterer's intervention program facilitators that should have ended on June 30, 2021 but was included in the 2022-2023 baseline budget in error.

CORRECTIONS, DEPARTMENT OF

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$0	\$1,069,365	\$755,521
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,069,365	\$755,521

Sec. A-7. Appropriations and allocations.

The following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Administration - Maine Emergency Management Agency 0214

Initiative: Provides funding for the approved reclassification of one Planning and Research Associate II position to an Emergency Response Training Coordinator position retroactive to July 30, 2020.

Ref. #: 285

Committee Vote: 10-0 yes
(3 absent)

AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
Personal Services	\$0	\$1,315	\$1,122
GENERAL FUND TOTAL	\$0	\$1,315	\$1,122

Ref. #: 286

Committee Vote: 10-0 yes
(3 absent)

AFA Vote: _____

FEDERAL EXPENDITURES FUND	2020-21	2021-22	2022-23
Personal Services	\$0	\$3,947	\$3,364
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$3,947	\$3,364

Justification:

This is an approved employee-initiated reclassification to provide for the additional duties and responsibilities required of the position. This position is responsible for the administration of the Maine State Dam Safety Program. The position plans, oversees, and directs resources for the state to ensure appropriate responses during an emergency. It develops and provides training, outreach, and technical assistance to staff, partners, and first responder communities. The position reviews and updates Emergency Action Plans submitted by dam owners; and plans, conducts, and facilitates planning and evaluating dam instructional workshops and exercises with dam owners (public, private, and municipal) at local and regional levels in order to provide assistance on preparation of Emergency Action Plans. It ensures EAP readiness with participation from first responders, county, and state partners. This position is also the Logistics Section Chief in the Logistic Section in the Emergency Operations Center during disasters.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$0	\$1,315	\$1,122
FEDERAL EXPENDITURES FUND	\$0	\$3,947	\$3,364
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$5,262	\$4,486

Sec. A-16. Appropriations and allocations. The following appropriations and allocations are made.

FIRE PROTECTION SERVICES COMMISSION, MAINE

Maine Fire Protection Services Commission 0936

Initiative: Provides one-time funding for the Maine Length of Service Award Program to provide length of service awards to eligible volunteer firefighters and emergency medical services personnel.

Ref. #: 462

Committee Vote: 9-0 yes AFA Vote: _____

(4 absent)

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$0	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$0	\$1,000,000

Justification:

This initiative provides additional one-time funding for length of service awards to eligible volunteer firefighters and emergency medical services personnel. Public Law 2021, chapter 444 provided a one-time appropriation of \$500,000 in fiscal year 2021-22 for this program.

FIRE PROTECTION SERVICES COMMISSION, MAINE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$0	\$0	\$1,000,000
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0	\$1,000,000

CIPS vote

7-1 yes

PART S

(5 absent)

Sec. S-1. Transfer of Personal Services balances to All Other; Department of Corrections. Notwithstanding any provision of law to the contrary, for fiscal years 2021-22 and 2022-23 only, the Department of Corrections is authorized to transfer available balance of Personal Services appropriations and allocations in the Long Creek Youth Development Center program after all salary, benefit and other obligations are met to the All Other line category of the Long Creek Youth Development Center program for the purposes of funding juvenile community programs and services. These amounts may be transferred by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These transfers are not considered adjustments to appropriations.

**PART S
SUMMARY**

This Part authorizes the Department of Corrections to transfer by financial order available Personal Services balances in the Long Creek Youth Development Center program, for fiscal years 2021-22 and 2022-23 only, in order to fund juvenile community programs and services.

State Police Section
Joint Standing Committee on Transportation
Report-back Template
LD 1995 (FY22 & FY23 Supplemental Budget)

Sec. A-33. Appropriations and allocations.

The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF

State Police 0291

Initiative: Establishes 2 Office Associate II positions funded by 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs to implement use of body cameras by the State Police.

Ref. #: 958

Committee Vote: 12-0 yes
(1 absent)
AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	2.000
Personal Services	\$0	\$0	\$95,644
All Other	\$0	\$0	\$624,074
GENERAL FUND TOTAL	\$0	\$0	\$719,718

Justification:

The initiative provides funding to implement the use of body cameras for the State Police. This includes the costs of the body cameras, cruiser cameras, related hardware and software, and a professional storage and retrieval system associated with the new technology. This initiative also includes 2 Office Associate II positions to provide administrative support, additional services from the Office of the Attorney General to help respond to anticipated Freedom of Information Act requests and additional services from the Office of Information Technology to support the related technology needs.

State Police 0291

Initiative: Provides funding to increase the hours of one Forensic Chemist Technician position from 40 hours to 80 hours biweekly.

Ref. #: 959

Committee Vote: 11 yes
(2 absent)
AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.500	0.500
Personal Services	\$0	\$3,996	\$16,692
GENERAL FUND TOTAL	\$0	\$3,996	\$16,692

Justification:

The State Police Crime Laboratory has a Forensic Chemist Technician position that is funded at 20 hours per week. The current work demands on the laboratory require increasing the position to full-time.

State Police 0291

Initiative: Establishes 3 State Police Trooper positions funded by 65% General Fund and 35% Highway Fund within the same program to provide mandatory instruction at the Maine Criminal Justice Academy and provides funding for related All Other costs.

Ref. #: 960

Committee Vote: 5 yes
(1 yes 1 one position funded)
(2 absent)
AFA Vote: with
Federal funds

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	3.000
Personal Services	\$0	\$0	\$294,549
All Other	\$0	\$0	\$116,402
GENERAL FUND TOTAL	\$0	\$0	\$410,951

Justification:

The initiative establishes 3 State Trooper positions to provide mandatory instruction in the area of law enforcement services at the Maine Criminal Justice Academy. The State Police struggles to provide sufficient mandated training and often cannot provide elective training. With the social justice movement, police reform and demand for more professional officers, additional training is crucial, however additional resources are needed to provide that training. Racial tensions require ongoing implicit bias type trainings and better de-escalation training. Our increasing interactions with those suffering from mental health issues requires more training so that police officers in the State are better equipped to help those in a crisis.

State Police 0291

Initiative: Establishes 3 State Police Detective positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

Ref. #: 961

Committee Vote: 7-4 yes AFA Vote: _____

(2 absent)

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	3.000
Personal Services	\$0	\$0	\$274,884
All Other	\$0	\$0	\$78,637
GENERAL FUND TOTAL	\$0	\$0	\$353,521

Justification:

The State Police has three Major Crimes Units located in southern Maine, central Maine, and northern Maine. These units primarily investigate child abuse and death. As concerns over children potentially being in jeopardy rise and as the number of Department of Health and Human Services caseworkers rise, the requests and needs for criminal investigations rise. Deaths due to overdoses continue to rise. Digital evidence in murder investigations continues to grow dramatically in complexity with large and time-consuming amounts of digital data. This initiative would provide two detectives to each Major Crimes Unit.

3 total

State Police 0291

Initiative: Establishes one State Police Sergeant-E position funded 65% General Fund and 35% Highway Fund within the same program to provide supervision in the cold case homicide unit and provides funding for related All Other costs.

Ref. #: 962

Committee Vote: 9-2 no AFA Vote: _____

(2 absent)

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	1.000
Personal Services	\$0	\$0	\$93,968

All Other	\$0	\$0	\$26,212
GENERAL FUND TOTAL	\$0	\$0	\$120,180

Justification:

The initiative establishes one State Police Sergeant-E position with the Cold Case Homicide Unit to provide supervision to the detectives who currently report to the Major Crimes Unit Lieutenant. This position will coordinate activities between the Medical Examiner's Office, the Attorney General's Office, the Crime Laboratory, and the three Major Crimes Units.

State Police 0291

Initiative: Establishes 8 Behavioral Health Program Coordinator positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

Ref. #: 963

Committee Vote:

Yes if funded by Adult Use Marijuana Public Health & Safety Fund.
 3 NO
 6 yes amended
 AFA Vote: Health & Safety Fund.

GENERAL FUND		2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT		0.000	0.000	8.000
Personal Services	① 4 behavioral health program coordinators in rural areas and	\$0	\$0	\$513,216
All Other	② 8 intensive case managers and	\$0	\$0	\$22,283
GENERAL FUND TOTAL	③ fully fund the behavioral health CRIS system at \$4.5 million	\$0	\$0	\$535,499

Justification:

This initiative provides funding to establish 8 Behavioral Health Program Coordinator positions to serve as social services coordinators to work with advocates in areas such as, domestic violence, mental health, elder abuse, child abuse, homelessness, and substance abuse. These positions would be dedicated to establishing and maintaining partnerships with our community advocates to ensure there is constant communication and accountability with each other's response to calls for service. One position would be assigned to each of the eight police barracks.

State Police 0291

Initiative: Provides funding for monthly charges for a new data server to support new evidence-tracking software.

Ref. #: 964

Committee Vote:

9-0 yes
 (4 absent)

AFA Vote:

GENERAL FUND		2020-21	2021-22	2022-23
All Other		\$0	\$9,933	\$19,867
GENERAL FUND TOTAL		\$0	\$9,933	\$19,867

Justification:

This initiative provides ongoing funding for monthly charges from the Office of Information Technology associated with a new, dedicated server that will support the new evidence tracking software that will meet expanding needs. The State Police program has been using evidence tracking software that no longer meets the needs.

State Police 0291

Initiative: Provides funding for technology costs for the evidence-tracking software annual fees.

Ref. #: 965

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$0	\$7,150	\$7,150
GENERAL FUND TOTAL	\$0	\$7,150	\$7,150

Justification:

The initiative provides funding for the annual service costs required by the Department of Administrative and Financial Services, Office of Information Technology to maintain the new evidence tracking software that will meet expanding need.

State Police 0291

Initiative: Provides one-time funding to upgrade polygraph equipment.

Ref. #: 966

One Time

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$0	\$13,000	\$0
GENERAL FUND TOTAL	\$0	\$13,000	\$0

Justification:

The initiative provides one-time funding to update and replace existing equipment necessary for pre-employment and criminal polygraphs conducted by the State Police.

State Police 0291

Initiative: Provides one-time funding for noise-reduction equipment.

Ref. #: 967

One Time

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$0	\$0	\$79,560
GENERAL FUND TOTAL	\$0	\$0	\$79,560

Justification:

The initiative provides one-time funding to provide noise suppression equipment to State Police troopers involved in deadly force encounters, perimeter control and shooting range situations. Noise suppression for long rifles will safeguard troopers' hearing and minimize their risk of detection in dangerous situations.

State Police 0291

Initiative: Provides funding for increased technology costs for the Odyssey software system.

Ref. #: 968

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

	2020-21	2021-22	2022-23
GENERAL FUND			
All Other	\$0	\$20,150	\$20,150
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$20,150</u>	<u>\$20,150</u>

Justification:

This initiative will provide funding for the Criminal History Records and the Odyssey software project.

State Police 0291

Initiative: Provides one-time funding for equipment for the Maine State Police Crime Laboratory.

Ref. #: 969

One Time

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

	2020-21	2021-22	2022-23
FEDERAL EXPENDITURES FUND			
Capital Expenditures	\$0	\$17,000	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$17,000</u>	<u>\$0</u>

Justification:

The initiative provides one-time funding that will establish a remote option for equipment use relating to the gas chromatograph in the State Police Crime Laboratory. The gas chromatograph is used for the detection of accelerants in cases of arson. This option will allow the State Police Crime Laboratory to be able to analyze evidence overnight and on weekends.

State Police 0291

Initiative: Provides funding for technology costs related to a server, licenses and yearly maintenance costs for the Maine State Police Crime Laboratory.

Ref. #: 970

Committee Vote: 10-0 yes AFA Vote: _____

(3 absent)

	2020-21	2021-22	2022-23
GENERAL FUND			
All Other	\$0	\$18,002	\$18,002
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$18,002</u>	<u>\$18,002</u>

Justification:

The initiative provides funding for technology, license and maintenance costs related to the new Combined DNA Indexing System (CODIS) server for the State Police Crime Laboratory. The new server will operate on a State network with increased security, maintenance and recovery demands in compliance with Criminal Justice Information Network requirements. These enhancements will result in increased annual costs.

State Police 0291

Initiative: Establishes one State Police Polygraph Examiner position funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

Ref. #: 971

Committee Vote: 8-1 yes AFA Vote: _____

(7 absent)

GENERAL FUND	2020-21	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	1.000
Personal Services	\$0	\$0	\$78,026
All Other	\$0	\$0	\$2,785
GENERAL FUND TOTAL	\$0	\$0	\$80,811

Justification:

The initiative establishes one State Police Polygraph Examiner position to provide pre-employment and criminal polygraph exams for the State Police. The position will support existing agency needs and will also provide services to other agencies at no cost.

PUBLIC SAFETY, DEPARTMENT OF

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$0	\$72,231	\$2,382,101
FEDERAL EXPENDITURES FUND	\$0	\$17,000	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$89,231	\$2,382,101

