

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

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

Amend the bill by striking out the title and substituting the following:

'An Act To Continue Certain Position Distributions in the Department of Labor and To Amend the Competitive Skills Scholarship Program'

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 proposed position changes and funding represent continuity with the current fiscal year; and

Whereas, the continuity is essential for the proper provision of the services to be funded; 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:

Sec. 1. 26 MRSA §2033, sub-§2, as enacted by PL 2007, c. 352, Pt. A, §3, is amended to read:

2. Program established. The department shall establish and administer an employment training program known as the Competitive Skills Scholarship Program. The purpose of the program is to provide individuals with access to education, training and support leading to skilled, well-compensated jobs with anticipated high employment demand, to improve the economic well-being of the participants in the program and to provide employers with a skilled labor force in accordance with the provisions of this section.

The commissioner may expend funds through the department's career centers from the fund for the costs of education, training and support in accordance with subsection 6, for career counseling and for the administration of the program. Career counseling must include developing a plan and assisting a participant in accessing the support necessary for the participant to participate in the plan. The commissioner shall establish a limit on or a formula that limits the proportion of program funds that are expended on career counseling and for administration; except that, beginning with fiscal year 2014-2015, the commissioner may not expend, on an annualized basis, more than 10% of the annual revenue to the fund for administrative costs and for career counseling.

Sec. 2. 26 MRSA §2033, sub-§11 is enacted to read:

11. Enrollment of eligible supplemental nutrition assistance program participants. The department shall enroll, to the maximum extent possible and when appropriate, participants in the federal supplemental nutrition assistance program administered by the State pursuant to Title 22, section 3104 who meet the eligibility criteria specified in subsection 5 and who are referred to the program pursuant to a memorandum of agreement entered into by the State with the Department of Health and Human Services as part of the individual's self-sufficiency plan under the federal supplemental nutrition assistance program administered by the State pursuant to Title 22, section 3104. Federal funds may not be used to supplant state funds used to provide education, training and support under this section to program participants enrolled pursuant to this subsection.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Employment Security Services 0245

Initiative: For fiscal year 2013-14 only, reallocates the cost of one Accounting Associate I position from 100% Employment Security Services program, Federal Expenditures Fund to 75% Employment Security Services program, Federal Expenditures Fund and 25% Employment Services Activity program, Competitive Skills Scholarship Fund.

FEDERAL EXPENDITURES FUND	2013-14	2014-15
Personal Services	(\$11,814)	\$0
All Other	\$11,814	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

Employment Services Activity 0852

Initiative: For fiscal year 2013-14 only, transfers and reallocates the cost of various positions between the General Fund, Federal Expenditures Fund, Other Special Revenue Funds and Competitive Skills Scholarship Fund within the Employment Services Activity program to better align positions with work activity and adjusts All Other.

GENERAL FUND	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	2.000	0.000
Personal Services	(\$164)	\$0
All Other	\$164	\$0
GENERAL FUND TOTAL	\$0	\$0

HP0815, LD 1150, item 4, 126th Maine State Legislature ,
 Amendment S "A" to C "A", Filing Number S-351, Sponsored by Hill
 'An Act To Continue Certain Position Distributions in the Department
 of Labor and To Amend the Competitive Skills Scholarship Program'

FEDERAL EXPENDITURES FUND	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	(7.000)	0.000
Personal Services	(\$418,501)	\$0
All Other	\$418,501	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	4.000	0.000
Personal Services	\$133,926	\$0
All Other	(\$133,926)	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

COMPETITIVE SKILLS SCHOLARSHIP FUND	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	1.000	0.000
Personal Services	\$324,937	\$0
All Other	(\$324,937)	\$0
COMPETITIVE SKILLS SCHOLARSHIP FUND TOTAL	\$0	\$0

LABOR, DEPARTMENT OF DEPARTMENT TOTALS	2013-14	2014-15
GENERAL FUND	\$0	\$0
FEDERAL EXPENDITURES FUND	\$0	\$0
OTHER SPECIAL REVENUE FUNDS	\$0	\$0
COMPETITIVE SKILLS SCHOLARSHIP FUND	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

SUMMARY

This amendment strikes the provisions of Committee Amendment "A" and instead amends the Competitive Skills Scholarship Program by:

1. Limiting the amount of revenue deposited in the Competitive Skills Scholarship Fund that may be used for administrative costs and career counseling; and

2. Requiring the Department of Labor to enroll participants in the so-called supplemental nutrition assistance program in the Competitive Skills Scholarship Program as long as those participants meet the eligibility requirements of the program and are referred to the program pursuant to a memorandum of agreement between the State and the Department of Health and Human Services. The Department of Labor is prohibited from using federal funds to supplant state funds to provide services under the program.

This amendment eliminates the provisions of Committee Amendment "A," including the appropriations and allocations section, that required the Department of Labor to increase enforcement activity to ensure that public works contracts included prevailing wages and benefits and provides for the transfers and reallocations of the cost of various positions in the Department of Labor.

FISCAL NOTE REQUIRED

(See attached)