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STATE OF MAINE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

To: Dawn Hill, Senate Chair
Margaret Rotundo, House Chair
Joint Standing Committee on Appropriations and Financial Affairs

From: John Patrick, Senate Chair *JP*
Erin Herbig, House Chair *EH*
Joint Standing Committee on Labor, Commerce, Research and Economic
Development *CA*

Date: January 30, 2013

Subject: Committee Recommendations on the Governor's Emergency Supplemental
Budget Bill (LR 1045)

We are writing to provide the recommendations of the Joint Standing Committee on Labor, Commerce, Research and Economic Development on those portions of the Governor's Biennial Budget Bill (LR 1045) that were considered in the public hearing on January 24, 2013. We have reviewed and discussed these initiatives and appreciate your consideration of our recommendations and comments.

The committee voted on January 30th to unanimously support each initiative and language part under the jurisdiction of the Joint Standing Committee on Labor, Commerce, Research and Economic Development, except for one item. After a lengthy discussion, the committee tabled one item on page LCED-9, Rehabilitation Services 0799, reference #395 (initiative to reduce funding in amount of \$20,000 for contracted services with the Maine Center on Deafness).

Several members of the committee expressed serious concerns about the potential impact of the reduction on those individuals that rely on the civil rights advocacy services provided by the advocates at the Maine Center on Deafness. The committee tabled the discussion in order to provide the Department of Labor with additional time to review their budget and possibly identify other sources for the reduction in funding and to report back to the committee. The committee will vote on this tabled item on Thursday February 7th at 1:00pm, the earliest date that an ASL interpreter could be available for the committee.

Attached please find a marked-up version of the initiatives and language parts in the Governor's Emergency Supplemental Budget under the committee's jurisdiction. Thank you for your consideration of our comments and for your patience regarding our deliberations on the remaining table item.

Enclosures: Attachment

Sec. A-12. Appropriations and allocations.

The following appropriations and allocations are made.

DEVELOPMENT FOUNDATION, MAINE

Development Foundation 0198

Initiative: Reduces funding for a grant to support the Realize Maine Network. This initiative relates to curtailment of allotments.

Ref. #: 158 One Time Committee Vote: IN AFA Vote: _____

	2012-13	2013-14	2014-15
GENERAL FUND			
All Other	(\$445)	\$0	\$0
GENERAL FUND TOTAL	<u>(\$445)</u>	<u>\$0</u>	<u>\$0</u>

Development Foundation 0198

Initiative: Reduces funding for a grant to support the Main Street programs. This initiative relates to curtailment of allotments.

Ref. #: 159 One Time Committee Vote: IN AFA Vote: _____

	2012-13	2013-14	2014-15
GENERAL FUND			
All Other	(\$333)	\$0	\$0
GENERAL FUND TOTAL	<u>(\$333)</u>	<u>\$0</u>	<u>\$0</u>

DEVELOPMENT FOUNDATION, MAINE

	2012-13	2013-14	2014-15
DEPARTMENT TOTALS			
GENERAL FUND	(\$778)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	<u>(\$778)</u>	<u>\$0</u>	<u>\$0</u>

Sec. A-13. Appropriations and allocations. The following appropriations and allocations are made.

DOWNEAST INSTITUTE FOR APPLIED MARINE RESEARCH AND EDUCATION

Downeast Institute for Applied Marine Research and Education 0993

Initiative: Reduces funding available for general operating expenses. This initiative relates to curtailment of allotments.

Ref. #: 162 One Time Committee Vote: IN AFA Vote: _____

	2012-13	2013-14	2014-15
GENERAL FUND			
All Other	(\$165)	\$0	\$0
GENERAL FUND TOTAL	(\$165)	\$0	\$0

DOWNEAST INSTITUTE FOR APPLIED MARINE RESEARCH AND EDUCATION

	2012-13	2013-14	2014-15
DEPARTMENT TOTALS			
GENERAL FUND	(\$165)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$165)	\$0	\$0

Sec. A-14. Appropriations and allocations. The following appropriations and allocations are made.

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Transfers one Public Service Manager II position from the Administration - Economic and Community Development program, General Fund to the Business Development program, General Fund.

Ref. #: 165 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	(1,000)	0.000	0.000
Personal Services	(\$96,862)	\$0	\$0
GENERAL FUND TOTAL	(\$96,862)	\$0	\$0

Business Development 0585

Initiative: Transfers one Public Service Manager II position from the Administration - Economic and Community Development program, General Fund to the Business Development program, General Fund.

Ref. #: 167 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	1,000	0.000	0.000
Personal Services	\$96,862	\$0	\$0
GENERAL FUND TOTAL	\$96,862	\$0	\$0

Office of Innovation 0995

Initiative: Reduces funding for the Maine Technology Institute. This initiative relates to curtailment of allotments.

Ref. #: 169 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$307,952)	\$0	\$0
GENERAL FUND TOTAL	(\$307,952)	\$0	\$0

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$307,952)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$307,952)	\$0	\$0

Sec. A-21. Appropriations and allocations.

The following appropriations and allocations are made.

FOUNDATION FOR BLOOD RESEARCH

ScienceWorks for ME 0908

Initiative: Reduces funding for staff who solicit donations of scientific equipment and supplies from vendors for distribution to schools and for the number of demonstrations for teachers and students of new testing technologies. This initiative relates to curtailment of allotments.

Ref. #: 224 One Time Committee Vote: N AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$600)	\$0	\$0
GENERAL FUND TOTAL	<u>(\$600)</u>	<u>\$0</u>	<u>\$0</u>

FOUNDATION FOR BLOOD RESEARCH

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$600)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	<u>(\$600)</u>	<u>\$0</u>	<u>\$0</u>

Sec. A-25. Appropriations and allocations.

The following appropriations and allocations are made.

HOUSING AUTHORITY, MAINE STATE

Housing Authority - State 0442

Initiative: Reduces funding to bring allocations in line with available resources projected by the Revenue Forecasting Committee in December 2012.

Ref. #: 231 One Time Committee Vote: IN AFA Vote: _____

	2012-13	2013-14	2014-15
OTHER SPECIAL REVENUE FUNDS			
All Other	(\$1,923,627)	\$0	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$1,923,627)</u>	<u>\$0</u>	<u>\$0</u>

Shelter Operating Subsidy 0661

Initiative: Reduces funding on a one-time basis for the Shelter Operating Subsidy program by using other available resources. This initiative relates to curtailment of allotments.

Ref. #: 233 One Time Committee Vote: IN AFA Vote: _____

	2012-13	2013-14	2014-15
GENERAL FUND			
All Other	(\$4,850)	\$0	\$0
GENERAL FUND TOTAL	<u>(\$4,850)</u>	<u>\$0</u>	<u>\$0</u>

HOUSING AUTHORITY, MAINE STATE

	2012-13	2013-14	2014-15
DEPARTMENT TOTALS			
GENERAL FUND	(\$4,850)	\$0	\$0
OTHER SPECIAL REVENUE FUNDS	(\$1,923,627)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	<u>(\$1,928,477)</u>	<u>\$0</u>	<u>\$0</u>

Sec. A-30. Appropriations and allocations.

The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Administration - Labor 0030

Initiative: Reduces funding by transferring service center costs from General Fund to Other Special Revenue Funds within the same program. This initiative relates to curtailment of allotments.

Ref. #: 380 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$5,000)	\$0	\$0
GENERAL FUND TOTAL	(\$5,000)	\$0	\$0

Blind and Visually Impaired - Division for the 0126

Initiative: Reduces funding for contracts. This initiative relates to curtailment of allotments.

Ref. #: 382 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$35,000)	\$0	\$0
GENERAL FUND TOTAL	(\$35,000)	\$0	\$0

Employment Services Activity 0852

Initiative: Reduces funding for tuition costs. This initiative relates to curtailment of allotments.

Ref. #: 398 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$22,333)	\$0	\$0
GENERAL FUND TOTAL	(\$22,333)	\$0	\$0

Employment Services Activity 0852

Initiative: Reduces funding through managing vacancies. This initiative relates to curtailment of allotments.

Ref. #: 399 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	(\$21,000)	\$0	\$0
GENERAL FUND TOTAL	(\$21,000)	\$0	\$0

Employment Services Activity 0852

Initiative: Transfers and reallocates the cost of various positions between 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. Position details are on file at the Bureau of the Budget.

Ref. #: 400 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	\$2	\$0	\$0
All Other	(\$2)	\$0	\$0
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Ref. #: 403 One Time Committee Vote: IN AFA Vote: _____

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	(1,000)	0.000	0.000
Personal Services	(\$512,282)	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>(\$512,282)</u>	<u>\$0</u>	<u>\$0</u>

Ref. #: 404 One Time Committee Vote: IN AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	1,000	0.000	0.000
Personal Services	\$79,168	\$0	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$79,168</u>	<u>\$0</u>	<u>\$0</u>

Ref. #: 405 One Time Committee Vote: IN AFA Vote: _____

COMPETITIVE SKILLS SCHOLARSHIP FUND	2012-13	2013-14	2014-15
Personal Services	\$433,112	\$0	\$0
COMPETITIVE SKILLS SCHOLARSHIP FUND TOTAL	<u>\$433,112</u>	<u>\$0</u>	<u>\$0</u>

Labor Relations Board 0160

Initiative: Reduces funding through managing vacancies. This initiative relates to curtailment of allotments.

Ref. #: 390 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	(\$7,000)	\$0	\$

GENERAL FUND TOTAL	(\$7,000)	\$0	\$0
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Maine Centers for Women, Work and Community 0132

Initiative: Reduces funding for contracted services. This initiative relates to curtailment of allotments.

Ref. #: 385 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$12,000)	\$0	\$0
GENERAL FUND TOTAL	(\$12,000)	\$0	\$0

Regulation and Enforcement 0159

Initiative: Transfers and reallocates the cost of one Occupational Safety Engineer position and reallocates the cost of one Occupational Health Specialist position from 50% Regulation and Enforcement program, Federal Expenditures Fund and 50% Safety Education and Training Programs program, Other Special Revenue Funds to 100% Regulation and Enforcement program, Federal Expenditures Fund as the expected federal grant revenue increased. Also adjusts All Other in the Safety Education and Training Programs program, Other Special Revenue Funds.

Ref. #: 387 One Time Committee Vote: IN AFA Vote: _____

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	1.000	0.000	0.000
Personal Services	\$73,264	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$73,264	\$0	\$0

Rehabilitation Services 0799

Initiative: Reduces funding for contracted services. This initiative relates to curtailment of allotments.

Ref. #: 395 One Time Committee Vote: Tabled AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$20,000)	\$0	\$0
GENERAL FUND TOTAL	(\$20,000)	\$0	\$0

Rehabilitation Services 0799

Initiative: Reduces funding for services. This initiative relates to curtailment of allotments.

Ref. #: 396 One Time Committee Vote: IN AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$10,000)	\$0	\$0
GENERAL FUND TOTAL	(\$10,000)	\$0	\$0

Safety Education and Training Programs 0161

Initiative: Transfers and reallocates the cost of one Occupational Safety Engineer position and reallocates the cost of one Occupational Health Specialist position from 50% Regulation and Enforcement program, Federal Expenditures Fund and 50% Safety Education and Training Programs program, Other Special Revenue Funds to 100% Regulation and Enforcement program, Federal Expenditures Fund as the expected federal grant revenue increased. Also adjusts All Other in the Safety Education and Training Programs program, Other Special Revenue Funds.

Ref. #: 392 One Time Committee Vote: IN AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2012-13	2013-14	2014-15
POSITIONS - LEGISLATIVE COUNT	(1,000)	0.000	0.000
Personal Services	(\$73,264)	\$0	\$0
All Other	\$73,264	\$0	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$0

LABOR, DEPARTMENT OF

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$132,333)	\$0	\$0
FEDERAL EXPENDITURES FUND	(\$439,018)	\$0	\$0
OTHER SPECIAL REVENUE FUNDS	\$79,168	\$0	\$0
COMPETITIVE SKILLS SCHOLARSHIP FUND	\$433,112	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$59,071)	\$0	\$0

Sec. B-1. Appropriations and allocations.

The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Blind and Visually Impaired - Division for the 0126

Initiative: RECLASSIFICATIONS

Ref. #: 383 One Time

Committee Vote: IN AFA Vote: _____

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
Personal Services	\$2,864	\$0	\$0
All Other	(\$2,864)	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Employment Services Activity 0852

Initiative: RECLASSIFICATIONS

Ref. #: 406 One Time

Committee Vote: IN AFA Vote: _____

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
Personal Services	\$12,193	\$0	\$0
All Other	(\$12,193)	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Regulation and Enforcement 0159

Initiative: RECLASSIFICATIONS

Ref. #: 388 One Time

Committee Vote: IN AFA Vote: _____

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
Personal Services	\$5,450	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>\$5,450</u>	<u>\$0</u>	<u>\$0</u>

Safety Education and Training Programs 0161

Initiative: RECLASSIFICATIONS

Ref. #: 393 One Time

Committee Vote: IN AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2012-13	2013-14	2014-15
Personal Services	\$5,450	\$0	\$0

All Other	(\$5,450)	\$0	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$0

LABOR, DEPARTMENT OF

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
FEDERAL EXPENDITURES FUND	\$5,450	\$0	\$0
OTHER SPECIAL REVENUE FUNDS	\$0	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$5,450	\$0	\$0

Committee vote:
IN

PART M

Sec. M-1. Transfer; unexpended funds; Tourism Marketing Promotion Fund Other Special Revenue Funds account. Notwithstanding any other provisions of law, the State Controller shall transfer \$1,000,000 no later than June 30, 2013 from the Tourism Marketing Promotion Fund, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

SUMMARY PART M

This Part requires the State Controller to transfer \$1,000,000 in unexpended funds from the Office of Tourism, Other Special Revenue Funds account within the Department of Economic and Community Development to the unappropriated surplus of the General Fund by the close of fiscal year 2012-13.

Committee Vote :
1N

PART R

Sec. R-1. PL 2011, c. 655, Part FFF, ¶1 is amended to read:

Sec. FFF-1. Savings. Notwithstanding any other provision of law, the Commissioner of Education and the Commissioner of Labor shall work together to identify \$287,541 in ~~efficiencies and savings within existing General Fund programs~~ of the Department of Education and the Department of Labor in order to support the cost of one full-time Blindness and Rehabilitation Specialist position in the Department of Labor, Division for the Blind and Visually Impaired; one Teacher of Visually Impaired Children contracted position; and 2 Vision Rehabilitation Therapist contracted positions to provide services to blind and visually impaired children and adults.

SUMMARY

PART R

This Part removes the provision to identify General Fund dollars to support the cost of certain positions within the Department of Labor, Division for the Blind and Visually Impaired.

Committee Vote:
1N

PART AA

Sec. AA-1. Transfers from available fiscal year 2012-13 Other Special Revenue Funds balances within Department of Professional and Financial Regulation to General Fund. Notwithstanding any other provision of law, at the close of fiscal year 2012-13, the State Controller shall transfer \$3,000,000 from available balances in Other Special Revenue Funds accounts within the Department of Professional and Financial Regulation to the General Fund unappropriated surplus. On or before June 30, 2013, the Commissioner of Professional and Financial Regulation shall determine from which accounts the funds must be transferred so that the sum equals \$3,000,000 and notify the State Controller and the Joint Standing Committee on Appropriations and Financial Affairs of the amounts to be transferred from each account.

SUMMARY

PART AA

This Part requires the State Controller to transfer \$3,000,000 from available Other Special Revenue Funds balances in the Department of Professional and Financial Regulation to the General Fund unappropriated surplus. The Commissioner of the Department of Professional and Financial Regulation must notify the State Controller and the Joint Standing Committee on Appropriations and Financial Affairs of the amounts that must be transferred from each affected account.

PART BB

Sec. BB-1. PL 2009, c. 649, § 2 is amended to read:

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

WORKERS' COMPENSATION BOARD

Administration - Workers' Compensation Board 0183

Initiative: Allocates funds to enhance enforcement of laws prohibiting the misclassification of workers by establishing one Management Analyst II position at range 24 and one Auditor III position at range 25. Notwithstanding any other provision of law, the Management Analyst II position and the Auditor III position must be funded from the Workers' Compensation Board's reserve account pursuant to the Maine Revised Statutes, Title 39-A, section 154, subsection 6, paragraph B- in fiscal years 2010-11, 2011-12 and 2012-13 and will be funded in fiscal year 2013-14 and ongoing with revenue from Worker's Compensation Board assessment.

OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$161,773
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$161,773

**SUMMARY
PART BB**

This Part clarifies the funding source for certain positions of the Workers' Compensation Board.