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STATE OF MAINE  
ONE HUNDRED AND THIRTIETH LEGISLATURE  
COMMITTEE ON LABOR AND HOUSING

MEMORANDUM

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

FROM: Senator Craig V. Hickman, Senate Chair CH SL  
Representative Michael Sylvester, House Chair MS SL  
Joint Standing Committee on Labor and Housing

DATE: May 24, 2021

RE: Governor's proposed change package

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The Labor and Housing (LBHS) Committee is pleased to submit the following report for the Governor's change package budget initiatives related to the Department of Labor.

The LBHS Committee voted as follows on the initiatives:

- Unanimous of those present to amend Part A, Section 1 of LD 221 as proposed on Page 153 of the Governor's change package;
- Unanimous of those present to amend Part A, Section 1 of LD 221 by deleting the proposal on Page 154;
- 6 to 5 in favor of amending Part A, Section 1 of LD 221 by adding the proposal on Page 155;
- 7 to 5 in favor of amending Part A, Section 1 of LD 221 by amending and adding the proposal on Page 156 as follows:
  - By replacing "9,189" in Fiscal Year 2021-22 and 2022-23 with "147,024" as recommended by the Department;
- 7 to 5 in favor of amending Part A, Section 221 by adding the proposal on Page 157;
- 6 to 5 in favor of amending Part A, Section 1 of LD 221 by adding the proposal on Page 158;
- 6 to 5 in favor of amending Part A, Section 1 of LD 221 by deleting the proposal on Page 159; and
- 6 to 4 in favor of amending Part A, Section 1 of LD 221 by adding the proposal on Page 160

The LBHS Committee also considered the revised language (Part LLL) for inclusion in LD 221.

The LBHS Committee voted on the revised language as follows:

- 7 to 5 in favor of inclusion in LD 221

Attached are the worksheets with a breakdown of individual votes on each of the initiatives.

Thank you for allowing us to consider these initiatives. Please contact us if you have any questions.

Cc: Members, Joint Standing Committee on Appropriations and Financial Affairs  
Members, Joint Standing Committee on Labor and Housing

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

**Labor, Department of**

Please amend as follows:

**CURRENT**

<b>EMPLOYMENT SECURITY SERVICES 0245</b>		
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**2021-22                      2022-23**

**Initiative:** Establishes 5 limited-period Accounting Associate II positions and one Business Systems Manager position through June 10, 2023.

**FEDERAL EXPENDITURES FUND**

Positions - LEGISLATIVE COUNT	6,000	6,000
Personal Services	481,545	474,005
All Other	9,506	9,357
<b>Total</b>	<b>491,051</b>	<b>483,362</b>

**REVISED**

<b>EMPLOYMENT SECURITY SERVICES 0245</b>		
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**2021-22                      2022-23**

**Initiative:** Establishes 5 limited-period Accounting Associate II positions and one Business Systems Manager position through June 10, 2023.

**FEDERAL EXPENDITURES FUND**

Personal Services	481,545	505,659
All Other	9,506	9,982
<b>Total</b>	<b>491,051</b>	<b>515,641</b>

- Sen. Hickman: Y
- Sen. Guerin: Y
- Sen. Miramant: Y
- Rep. Sylvester: ABSENT
- Rep. Bradstreet: Y
- Rep. Cuddy: Y
- Rep. Drinkwater: Y
- Rep. Gere: ABSENT
- Rep. Morris: Y
- Rep. Pebworth: Y
- Rep. Prescott: Y
- Rep. Roeder: Y
- Rep. Warren: Y

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

**Labor, Department of**

Please delete the following as follows:

**EMPLOYMENT SECURITY SERVICES 0245**

2021-22

2022-23

**Initiative:** Provides funding for the approved reorganization of one Labor Program Specialist position to a Business Systems Manager position.

**FEDERAL EXPENDITURES FUND**

Personal Services

12,043

12,893

All Other

238

255

Total

12,281

13,148

Sen. Hickman: Y  
Sen. Guerin: Y  
Sen. Miramant: Y  
Rep. Sylvester: ABSENT  
Rep. Bradstreet: Y  
Rep. Cuddy: Y  
Rep. Drinkwater: Y  
Rep. Gere: ABSENT  
Rep. Morris: Y  
Rep. Pebworth: Y  
Rep. Prescott: Y  
Rep. Roeder: Y  
Rep. Warren: Y

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

Labor, Department of

<b>EMPLOYMENT SECURITY SERVICES 0245</b>
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	2021-22	2022-23
<b>Initiative:</b> Reduces funding due to an approved reorganization of 5 limited-period Accounting Specialist positions to Accounting Associate II positions. These positions will end on June 10, 2023.		
<b>FEDERAL EXPENDITURES FUND</b>		
Personal Services	(13,265)	(13,950)
<b>Total</b>	(13,265)	(13,950)

	2021-22	2022-23
<b>Initiative:</b> Continues 2 limited-period Secretary Associate Legal positions and one Management Analyst II position previously continued by financial order 1090 F1 through June 10, 2023.		
<b>FEDERAL EXPENDITURES FUND</b>		
Personal Services	245,135	257,153
All Other	4,839	5,076
<b>Total</b>	249,974	262,229

Sen. Hickman: Y  
 Sen. Guerin: N  
 Sen. Miramant: Y  
 Rep. Sylvester: ABSENT  
 Rep. Bradstreet: N  
 Rep. Cuddy: Y  
 Rep. Drinkwater: N  
 Rep. Gere: ABSENT  
 Rep. Morris: N  
 Rep. Pebworth: Y  
 Rep. Prescott: N  
 Rep. Roeder: Y  
 Rep. Warren: Y

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

Labor, Department of

EMPLOYMENT SERVICES ACTIVITY 0852

2021-22

2022-23

**Initiative:** Establishes 16 limited-period CareerCenter Consultant positions through June 10, 2023.

**GENERAL FUND**

Personal Services

All Other

	1,240,592	1,293,376
	147,024 <del>9,400</del>	147,024 <del>9,400</del>
Total	1,249,781	1,302,565

Sen. Hickman: Y  
Sen. Guerin: N  
Sen. Miramant: Y  
Rep. Sylvester: Y  
Rep. Bradstreet: N  
Rep. Cuddy: Y  
Rep. Drinkwater: N  
Rep. Gere: ABSENT  
Rep. Morris: N  
Rep. Pebworth: Y  
Rep. Prescott: N  
Rep. Roeder: Y  
Rep. Warren: Y

Labor, Department of

RACIAL, INDIGENOUS AND MAINE TRIBAL POPULATIONS Z287

2021-22

2022-23

**Initiative:** Provides funding to support the work of the Commission.

**GENERAL FUND**

All Other

495,035

498,588

Total

495,035

498,588

Sen. Hickman: Y  
Sen. Guerin: N  
Sen. Miramant: Y  
Rep. Sylvester: Y  
Rep. Bradstreet: N  
Rep. Cuddy: Y  
Rep. Drinkwater: N  
Rep. Gere: ABSENT  
Rep. Morris: N  
Rep. Pebworth: Y  
Rep. Prescott: N  
Rep. Roeder: Y  
Rep. Warren: Y

Labor, Department of

REGULATION AND ENFORCEMENT 0159

2021-22

2022-23

**Initiative:** Establishes 3 Labor & Safety Inspector positions and one Fraud Investigator position and increases All Other for related staff expenses and for funding additional legal support from the Office of the Attorney General in order to ensure compliance with State labor laws and protections for Maine workers.

**GENERAL FUND**

Positions - LEGISLATIVE COUNT

4,000

4,000

Personal Services

338,673

354,608

All Other

177,276

177,276

Total

515,949

531,884

Sen. Hickman: ABSENT  
 Sen. Guerin: N  
 Sen. Miramant: Y  
 Rep. Sylvester: Y  
 Rep. Bradstreet: N  
 Rep. Cuddy: Y  
 Rep. Drinkwater: N  
 Rep. Gere: ABSENT  
 Rep. Morris: N  
 Rep. Peabworth: Y  
 Rep. Prescott: N  
 Rep. Roeder: Y  
 Rep. Warren: Y

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

**Labor, Department of**

Please delete the following as follows:

<b>WORKFORCE RESEARCH Z164</b>
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	2021-22	2022-23
<b>Initiative:</b> Reallocates the cost of one Public Service Manager III position from 50% General Fund and 50% Federal Expenditures Fund to 25% General Fund and 75% Federal Expenditures Fund and associated STA-CAP within the same program.		
<b>GENERAL FUND</b>		
Personal Services	(39,574)	(39,847)
<b>Total</b>	(39,574)	(39,847)
<b>FEDERAL EXPENDITURES FUND</b>		
Personal Services	39,574	39,847
All Other	722	727
<b>Total</b>	40,296	40,574
<b>2021-22</b>		
<b>Initiative:</b> Transfers one Senior Economic Research Analyst position and reallocates the cost from 90% General Fund and 10% Federal Expenditures Fund to 100% Federal Expenditures Fund within the same program.		
<b>GENERAL FUND</b>		
Positions - LEGISLATIVE COUNT		-1.000
Personal Services		(75,491)
<b>Total</b>	0	(75,491)
<b>FEDERAL EXPENDITURES FUND</b>		
Positions - LEGISLATIVE COUNT		1.000
Personal Services		75,491
All Other		1,378
<b>Total</b>	0	76,869

Sen. Hickman: ABSENT  
 Sen. Guerin: N  
 Sen. Miramant: Y  
 Rep. Sylvester: Y  
 Rep. Bradstreet: N  
 Rep. Cuddy: Y  
 Rep. Drinkwater: N  
 Rep. Gere: ABSENT  
 Rep. Morris: N  
 Rep. Peabworth: Y  
 Rep. Prescott: N  
 Rep. Roeder: Y  
 Rep. Warren: Y

Labor, Department of

<b>WORKFORCE RESEARCH Z164</b>
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	2021-22	2022-23
<b>Initiative:</b> Reallocates funding for one Senior Economic Research Analyst from 100% Federal Expenditures Fund to 100% General Fund in order to provide enhanced information on Maine's workforce.		
<b>GENERAL FUND</b>		
Positions - LEGISLATIVE COUNT	1,000	1,000
Personal Services	98,833	103,442
All Other	8,330	8,330
Total	107,163	111,772
<b>FEDERAL EXPENDITURES FUND</b>		
Positions - LEGISLATIVE COUNT	-1,000	-1,000
Personal Services	(98,833)	(103,442)
Total	(98,833)	(103,442)

Sen. Hickman: ABSENT  
 Sen. Guerin: N  
 Sen. Miramant: Y  
 Rep. Sylvester: Y  
 Rep. Bradstreet: N  
 Rep. Cuddy: Y  
 Rep. Drinkwater: N  
 Rep. Gere: ABSENT  
 Rep. Morris: N  
 Rep. Pebworth: Y  
 Rep. Prescott: ABSENT  
 Rep. Roeder: Y  
 Rep. Warren: Y

**Amend LD 221 Part LLL as follows:**

**PART LLL**

**Current**

**Sec. LLL-1. 5 MRSA §17851-A, sub-§1, ¶K**, as amended by PL 2019, c. 482, §1, is amended to read:

The State Fire Marshal or a state fire marshal inspector in the employment of the Department of Public Safety on January 1, 2000 or hired thereafter or, until June 30, 2020, a state fire marshal investigator, a state fire marshal senior investigator, a state fire marshal sergeant or an assistant state fire marshal in the employment of the Department of Public Safety on January 1, 2000 or hired thereafter; and

**Sec. LLL-2. 5 MRSA §17851-B, sub-§1**, as enacted by PL 2019, c. 482, Sec. 2, is amended to read:

Effective July 1, 2020, there is established a special retirement plan for fire marshal investigators, ~~and~~ fire marshal senior investigators, fire marshal sergeants, and assistant state fire marshal, referred to in this section as "the special plan." The special plan applies to a state fire marshal investigator, state fire marshal senior investigator, ~~and~~ state fire marshal sergeant and assistant state fire marshal.

**Revised**

**Sec. LLL-1. 5 MRSA §17851-A, sub-§1, ¶K**, as amended by PL 2001, c. 409, §1, is further amended to read:

The State Fire Marshal, assistant state fire marshal-inspections, or a state fire marshal inspector in the employment of the Department of Public Safety on January 1, 2000 or hired thereafter or, until June 30, 2020, a state fire marshal investigator, a state fire marshal senior investigator, a state fire marshal sergeant or an assistant state fire marshal-investigations in the employment of the Department of Public Safety on January 1, 2000 or hired thereafter; and

**Sec. LLL-2. 5 MRSA §17851-B, sub-§1**, as enacted by PL 2019, c. 482, Sec. 2., is amended to read:

Effective July 1, 2020, there is established a special retirement plan for fire marshal investigators, ~~and~~ fire marshal senior investigators, fire marshal sergeants, and assistant state fire marshal-investigations referred to in this section as "the special plan." The special plan applies to a state fire marshal investigator, state fire marshal senior investigator, ~~and~~ state fire marshal sergeant and assistant state fire marshal-investigations.

**PART LLL  
SUMMARY**

The amendment clarifies the job classifications in the Department of Public Safety that are eligible to elect to participate in the 1998 Special Plan of the Maine Public Employees Retirement System and adds assistant state fire marshal-investigations to the list of eligible classifications. Under that plan, a person may retire at 55 years of age with 10 years of creditable service or may retire before 55 years of age with 25 years of creditable service.

Sen. Hickman: Y  
Sen. Guerin: N  
Sen. Miramant: Y  
Rep. Sylvester: Y  
Rep. Bradstreet: N  
Rep. Cuddy: Y  
Rep. Drinkwater: N  
Rep. Gere: ABSENT  
Rep. Morris: N  
Rep. Pebworth: Y  
Rep. Prescott: ABSENT  
Rep. Roeder: Y  
Rep. Warren: Y