

SENATE

DONNA BAILEY, DISTRICT 31, CHAIR
CAMERON D. RENY, DISTRICT 13
ERIC D. BRAKEY, DISTRICT 20

COLLEEN MCCARTHY REID, PRINCIPAL LEGISLATIVE ANALYST
EDNA CAYFORD, COMMITTEE CLERK



HOUSE

ANNE C. PERRY, CALAIS, CHAIR
POPPY ARFORD, BRUNSWICK
KRISTI MICHELE MATHIESON, KITTERY
ANNE-MARIE MASTRACCIO, SANFORD
JANE P. PRINGLE, WINDHAM
SALLY JEANE CLUCHEY, BOWDOINHAM
JOSHUA MORRIS, TURNER
ROBERT W. NUTTING, OAKLAND
SCOTT W. CYRWAY, ALBION
GREGORY LEWIS SWALLOW, HOULTON

STATE OF MAINE
ONE HUNDRED AND THIRTY-FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

To: Senator Margaret Rotundo, Senate Chair
Representative Melanie Sachs, House Chair
Joint Standing Committee on Appropriations and Financial Affairs

From: Senator Donna Bailey, Senate Chair ^{DAB}
Representative Anne C. Perry, House Chair ^{ACP}
Joint Standing Committee on Health Coverage, Insurance and Financial Services

Date: March 8, 2023

Subject: Health Coverage, Insurance and Financial Services Committee Recommendations on the Governor’s Biennial Budget Bill (LD 258)

We are writing to provide the recommendations of the Joint Standing Committee on Health Coverage, Insurance and Financial Services on those portions of the Governor’s Biennial Budget Bill (LD 258) that were considered in public hearing on March 1, 2023. We have reviewed and discussed these initiatives and appreciate your consideration of our recommendations and comments.

1. Accident, Sickness and Health Insurance Program

The committee voted unanimously (12-0 of the members present) to support the budgets and proposed initiatives related to the Accident, Sickness and Health Insurance Internal Service Fund, the Firefighters and Law Enforcement Officers Health Insurance Fund, the Retiree Health Insurance Fund and the General Fund appropriations and allocations within the Accident-Sickness-Health Insurance account. See pages 1-5 of the attached budget worksheet. Note also that Language Part H relates to this program and is discussed below.

2. State Benefit Mandate Defrayal Program

The committee voted 8-5 in support of the funding for the State Benefit Mandate Defrayal program as amended. The amendment supported by 8 members of the committee would require that any balance remaining in the State Mandate Defrayal program in the Department of Administrative and Financial Services at the end of any fiscal year does not lapse and must be carried forward for the next fiscal year. The 8 members voting in favor of the program as amended are: Sen. Bailey, Sen. Reny, Rep. Perry, Rep. Mathieson, Rep. Mastraccio, Rep. Arford, Rep. Pringle and Rep. Cluchey. The 5 members opposed are Sen. Brakey, Rep. Morris, Rep. Nutting, Rep. Swallow and Rep. Cyrway. See page 6 of the attached budget worksheet and the attached draft amendment.

3. Trade Adjustment Health Insurance Program

The committee voted unanimously (13-0) to support the baseline budget allocations for the Trade Adjustment Health Insurance Program. See page 7 of the attached budget worksheet.

4. Dirigo Health/Maine Quality Forum

The committee voted unanimously (13-0) to support the baseline budget for the Maine Quality Forum. See pages 9-11 of the attached budget worksheet.

5. Maine Health Data Organization

The committee voted 11-2 (Sen. Brakey and Rep. Swallow opposed) to support the baseline budget for the Maine Health Data Organization as amended. As has been done in previous budgets, the committee supports an amendment to add language proposed by MHDO, which would authorize the Maine Health Data Organization to transfer up to \$310,000 in each fiscal year in available Personal Services allocations to the All Other line category to support contracted services. See pages 12-13 of the attached budget worksheet and the attached draft amendment.

6. DHHS, Maine Health Insurance Marketplace Trust Fund Program

The committee voted 10 -3 (Sen. Brakey, Rep. Cyrway and Rep. Swallow opposed) to support the baseline budget and initiatives related to the Maine Health Insurance Marketplace Trust Fund Program. See pages 14-17 of the attached budget worksheet. Note also that Language Part XX relates to the Office of the Maine Health Insurance Marketplace and is discussed below.

7. Maine Retirement Savings Board Program

The committee voted unanimously (13-0) to support the baseline allocation for the Maine Retirement Savings Board program. See pages 18-19 of the attached budget worksheet.

8. Office of Affordable Health Care Program

The committee voted 11-2 (Sen. Brakey and Rep. Morris opposed) to support the baseline budget and initiatives for the Office of Affordable Health Care. See pages 20-22 of the attached budget worksheet.

9. Department of Professional and Financial Regulation:

Bureau of Consumer Credit Protection

The committee voted unanimously (12-0 of members present) to support the baseline budget and initiative for the Bureau of Consumer Credit Protection. See pages 23-24 of the attached budget worksheet.

Bureau of Financial Institutions

The committee voted unanimously (13-0) to support the baseline budget for the Bureau of Financial Institutions. See page 27 of the attached budget worksheet.

Bureau of Insurance

The committee voted unanimously (13-0) to support the baseline budget for the Bureau of Insurance. See pages 28-29 of the attached budget worksheet.

Office of Securities

The committee voted unanimously (13-0) to support the baseline budget and initiatives for the Office of Securities. See pages 36-38 of the attached budget worksheet.

10. Department of Professional and Financial Regulation's affiliated licensing boards

Board of Dental Practice

The committee voted unanimously (13-0) to support the baseline budget and initiatives. See pages 25-26 of the attached budget worksheet. Note also that Language Part NNN relates to the Board of Dental Practice and is discussed below.

Board of Licensure in Medicine

The committee voted unanimously (13-0) to support the baseline budget and initiatives. See pages 30-33 of the attached budget worksheet.

Board of Nursing

The committee voted unanimously (13-0) to support the baseline budget and initiatives. See pages 34-35 of the attached budget worksheet.

Board of Optometry

The committee voted unanimously (13-0) to support the baseline budget and initiatives. See pages 39-40 of the attached budget worksheet.

Board of Osteopathic Medicine

The committee voted unanimously (13-0) to support the baseline budget and initiatives. See page 41 of the attached budget worksheet.

11. Securities Restitution Assistance Fund

The committee voted 12-1 (Sen. Brakey opposed) in support of the funding allocated to the Securities Assistance Restitution Fund. See page 42 of the attached budget worksheet.

12. Language Part H

The committee voted 12-1 (Sen. Brakey opposed) to support Language Part H that would adjust the annual rates of pay used to determine the State's contribution towards an employee's health insurance premiums. See pages 44-46 of the attached budget worksheet.

Sen. Brakey has proposed an amendment to Part H that provide employees with the option to enroll in a group health plan compatible with a health savings account authorized under federal law in lieu of enrollment in the standard plan identified and offered by the commission. See the attached proposed amendment from Sen. Brakey. Although the rest of the committee members did not support the proposed amendment, the committee members agreed to send a letter to the State Employee Health Commission suggesting that they explore this issue.

13. Language Part XX

The committee voted 9-4 in support of Language Part XX that would make the Executive Director of the Office of the Health Insurance Marketplace appointed by the Commissioner of the Department of Health and Human Services. The 9 members voting in favor of the language are: Sen. Brakey, Rep. Perry, Rep. Mastraccio, Rep. Arford, Rep. Pringle, Rep. Morris, Rep. Swallow and Rep. Nutting. The 4 members opposed are Sen. Bailey, Sen. Reny, Rep. Cluchey and Rep. Mathieson. The members in opposition to the language expressed concerns that this may lead to a lack of continuity for the marketplace. See page 47 of the attached budget worksheet.

14. Language Part NNN

The committee voted unanimously (13-0) to support Language Part NNN that would transfer the Board of Dental Practice to a licensing program within the Office of Professional and Occupational Regulation in the Department of Professional and Financial Regulation. This language does not affect the board's statutory authority, but allow for the board to share resources with other licensing boards within the department. See pages 48-51 of the attached budget worksheet.

Additional Recommendation for New Initiative Related to the Health Insurance Consumer Assistance Program

The committee members also voted 10-2 (Sen. Brakey and Rep. Swallow opposed) to recommend the addition of a new initiative to the biennial budget related to the Health Insurance Consumer Assistance Program established in Title 24-A, section 4326. Since this program was established in law, the funding was provided through a transfer of Other Special Revenue from the Bureau of Insurance to the Office of the Attorney General to contract for these services. The committee members in support of this initiative feel that ongoing funding for the program should come from the General Fund and recommend the addition of the following initiative:

Initiative: Provide ongoing funding for the Health Insurance Consumer Assistance Program established in Title 24-A, section 4326.

ATTORNEY GENERAL

<i>GENERAL FUND</i>	<u>2023-24</u>	<u>2024-25</u>
<i>All Other</i>	\$300,000	\$300,000

We have attached the budget worksheets provided by the Office of Fiscal and Program Review and included notations of the committee's vote on each item. We have also included copies of proposed draft language reflecting our recommendations. We hope that the input we have provided on the budget proposals within our subject matter jurisdiction is useful in your committee deliberations. We have considered our recommendations carefully. We ask that you notify us of any work sessions related to the budgets of the entities within our policy jurisdiction so that committee members can attend and provide our comments directly. Thank you for your consideration of our comments.

Enc.

cc: Members, Joint Standing Committee on Health Coverage, Insurance and Financial Services

Sec. A-1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Accident - Sickness - Health Insurance 0455

Initiative: BASELINE BUDGET

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	0.000	0.000
Personal Services	\$0	\$0	\$0	\$0
All Other	\$772,957	\$772,957	\$772,957	\$772,957
GENERAL FUND TOTAL	\$772,957	\$772,957	\$772,957	\$772,957
RETIREE HEALTH INSURANCE FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$116,951,295	\$116,951,295	\$116,951,295	\$116,951,295
RETIREE HEALTH INSURANCE FUND TOTAL	\$116,951,295	\$116,951,295	\$116,951,295	\$116,951,295
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	14.000	15.000	15.000	15.000
Personal Services	\$1,260,070	\$1,423,917	\$1,484,670	\$1,524,200
All Other	\$1,593,312	\$1,607,403	\$1,607,403	\$1,607,403
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	\$2,853,382	\$3,031,320	\$3,092,073	\$3,131,603
FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$102,345	\$103,934	\$97,160	\$101,161
All Other	\$45,123	\$47,876	\$47,876	\$47,876
FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND TOTAL	\$147,468	\$151,810	\$145,036	\$149,037

Justification:

The Division of Employee Health & Benefits is responsible for (1) the management and administration of the State employee health plan, dental plan, direct reimbursement accounts, deferred compensation, vision care, retired teacher health premium reimbursement; (2) the central management and administration of the Workers' Compensation claims for State employees; (3) management of contracted services for the Employee Assistance Programs (EAP); and (4) the development of health & safety policies and programs to reduce the incidence of illnesses and injuries to employees. The Division is comprised of two primary units with the following responsibilities: The Employee Health unit (1) administers the State employee health plan providing a point-of-service plan and Medicare Advantage plan to approximately 40,000 covered lives. This unit administers subscriber enrollment, premium billing, claim resolution, and contract management for the health, dental, and voluntary benefits (flex spending accounts, deferred compensation, vision care and long term care insurance). This unit supports the State Employee Health Commission which serves as trustees to the State employee health plan. The unit facilitates agreements with Commission members in order to develop policies and

practices designed to contain plan costs while ensuring access to high quality, affordable health care services. This unit partners with a variety of vendors to analyze claims experience, identify trends and develop benefit design features. (2) Another area of responsibility is the EAP, which provides confidential assessment, referral, and counseling services for all State employees and their family members. The EAP assesses client needs and refers employee to appropriate community based providers. Additionally, the EAP provides short-term professional counseling services related to a wide range of personal issue, which may affect job performance. The primary objective of EAP is to provide direct services to enhance the productivity, performance, and quality of life of State employees. (3) Finally, the unit coordinates employee health and safety initiatives in cooperation with seventeen departmental health and safety committees. The unit provides consultation for work site assessments, ergonomic training, and other intervention strategies to reduce the risk of exposure to work related injuries. As part of the statewide safety programs, this unit manages the alcohol and drug testing policies and programs in order to comply with the Federal Highway Administration (FHWA) rules. The Workers' Compensation Unit is responsible for case management of claims filed in the Executive, Legislative, and Judicial branches. The unit directs agencies in the timely reporting and payment of claims, monitors and controls medical costs, implements return-to-work programs, interprets Workers' Compensation law and policies for agencies and directs a management information system. The unit works closely with line agency representatives to ensure compliance with established reporting and payment standards and to develop policies and procedures to maximize efficiency and ensure effective management of all claims.

Accident - Sickness - Health Insurance 0455

Initiative: Continues one Public Service Manager II position until June 6, 2025, previously established by Financial Order 002232 F3, to assist with the design of the benefits portion of the Human Resource Management System project.

Ref. #: 146 One Time Committee Vote: IN 12-0 of members present AFA Vote: _____

ACCIDENT, SICKNESS AND HEALTH INSURANCE	2023-24	2024-25
INTERNAL SERVICE FUND		
Personal Services	\$122,487	\$129,126
ACCIDENT, SICKNESS AND HEALTH INSURANCE	<u>\$122,487</u>	<u>\$129,126</u>
INTERNAL SERVICE FUND TOTAL		

Justification:

This initiative continues one Public Service Manager II position to assist with the design of the benefits portion of the Human Resource Management System project in accordance with project goals and works to identify and mitigate existing business risk or risks associated with benefits solution architecture. This position will end June 6, 2025.

Accident - Sickness - Health Insurance 0455

Initiative: Establishes one Public Service Coordinator I position to manage the high volume of contracts necessary to implement the programs of Employee Health and Wellness.

Ref. #: 147 Committee Vote: IN 12-0 of members present AFA Vote: _____

ACCIDENT, SICKNESS AND HEALTH INSURANCE	2023-24	2024-25
INTERNAL SERVICE FUND		
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$102,076	\$107,833
ACCIDENT, SICKNESS AND HEALTH INSURANCE	<u>\$102,076</u>	<u>\$107,833</u>
INTERNAL SERVICE FUND TOTAL		

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	2023-24	2024-25
Personal Services	\$7,259	\$10,817
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	<u>\$7,259</u>	<u>\$10,817</u>

Justification:

This initiative provides funding for the proposed employee-initiated reclassification of one Public Service Coordinator I position from range 25 to range 28.

Accident - Sickness - Health Insurance 0455

Initiative: Provides funding to align allocations with projected expenditures and available resources.

Ref. #: 151

Committee Vote: IN 12-0 of members present AFA Vote: _____

FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND	2023-24	2024-25
All Other	\$10,000	\$10,000
FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND TOTAL	<u>\$10,000</u>	<u>\$10,000</u>

Justification:

This initiative provides funding to align allocations with projected expenditures and available resources.

**ACCIDENT - SICKNESS - HEALTH INSURANCE 0455
PROGRAM SUMMARY**

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	0.000	0.000
Personal Services	\$0	\$0	\$0	\$0
All Other	\$772,957	\$772,957	\$772,957	\$772,957
GENERAL FUND TOTAL	\$772,957	\$772,957	\$772,957	\$772,957

RETIREE HEALTH INSURANCE FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$116,951,295	\$116,951,295	\$116,951,295	\$116,951,295
RETIREE HEALTH INSURANCE FUND TOTAL	\$116,951,295	\$116,951,295	\$116,951,295	\$116,951,295

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	14.000	15.000	19.000	19.000
Personal Services	\$1,260,070	\$1,423,917	\$1,987,640	\$2,058,890
All Other	\$1,593,312	\$1,607,403	\$1,607,403	\$1,607,403
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	\$2,853,382	\$3,031,320	\$3,595,043	\$3,666,293

FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$102,345	\$103,934	\$97,160	\$101,161
All Other	\$45,123	\$47,876	\$57,876	\$57,876
FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND TOTAL	\$147,468	\$151,810	\$155,036	\$159,037

Trade Adjustment Assistance Health Insurance Z001

Committee Vote: IN 13-0

Initiative: BASELINE BUDGET

	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND				
All Other	\$8,385	\$8,385	\$8,385	\$8,385
FEDERAL EXPENDITURES FUND TOTAL	\$8,385	\$8,385	\$8,385	\$8,385
	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
All Other	\$75,000	\$75,000	\$75,000	\$75,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$75,000	\$75,000	\$75,000	\$75,000

Justification:

The purpose of this program is to provide a group health insurance product for individuals certified to receive federal assistance for health coverage under the terms of the tax credit program within the federal Trade Adjustment Assistance Reform Act of 2002. Individuals certified under the Trade Adjustment Assistance Reform Act are workers who have been displaced as a result of foreign competition

**TRADE ADJUSTMENT ASSISTANCE HEALTH INSURANCE Z001
PROGRAM SUMMARY**

	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND				
All Other	\$8,385	\$8,385	\$8,385	\$8,385
FEDERAL EXPENDITURES FUND TOTAL	\$8,385	\$8,385	\$8,385	\$8,385
	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
All Other	\$75,000	\$75,000	\$75,000	\$75,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$75,000	\$75,000	\$75,000	\$75,000

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2023-24	2024-25
GENERAL FUND	\$4,572,957	\$4,572,957
FEDERAL EXPENDITURES FUND	\$8,385	\$8,385
OTHER SPECIAL REVENUE FUNDS	\$75,000	\$75,000
RETIREE HEALTH INSURANCE FUND	\$116,951,295	\$116,951,295
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	\$3,595,043	\$3,666,293
FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND	\$155,036	\$159,037
DEPARTMENT TOTAL - ALL FUNDS	\$125,357,716	\$125,432,967

Sec. A-17. Appropriations and allocations.

The following appropriations and allocations are made.

DIRIGO HEALTH

Dirigo Health Fund 0988

Committee Vote: IN 13-0

Initiative: BASELINE BUDGET

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	2.000	2.000	2.000	2.000
Personal Services	\$358,885	\$369,819	\$377,634	\$390,445
All Other	\$852,590	\$852,590	\$852,590	\$852,590
GENERAL FUND TOTAL	\$1,211,475	\$1,222,409	\$1,230,224	\$1,243,035

Justification:

The Dirigo Health Agency was established as an independent executive agency in 2003. The Agency was established to arrange for the provision of comprehensive, affordable health care coverage for eligible small employers and individuals on a voluntary basis and for monitoring and improving the quality of health care in the State through the activities of the Maine Quality Forum (MQF). The Agency operates under the supervision of a Board of Trustees. As of December 31, 2013 the Agency is no longer administering any of its health care coverage programs. The Agency continues its work specific to healthcare quality as defined in Title 24-A, chapter 87, Section 6951. MQF's activities range from the public reporting of data related to healthcare associated infection rates in our hospitals to patient experience of care survey results. In collaboration with our private and public sector partners, the MQF continues to support initiatives in the market that have a goal of improving health care quality in the State of Maine. Examples of several of the MQF's initiatives include: Patient Centered Medical Home Pilot; Patient Experience of Care; Collection and Analysis of Standardized Measures of Quality and Culture of Safety. Many of the MQF's initiatives are aligned with the State's SIM grant. The MQF is one of four conveners for the State's Patient Centered Medical Home Pilot and holds the agreement with CMS for the Multi-Payer Advanced Primary Care Practice demonstration which brings the Medicare beneficiaries into the PCMH pilot with over \$20 million in new money for the physician practices that are participating in the pilot. The MQF continues to support the project director of this effort and we are funding the evaluation of the pilot. The MQF is required to submit an annual report on the state of Healthcare acquired infections in Maine hospitals to the Joint Standing Committee on Health and Human Services. In addition, in fiscal year 2013-14 the MQF developed and launched its Maine Patient Experience Matters website which can be found at: <http://www.maine-patient-experiencematters.org/>. The Maine Patient Experience Matters initiative is the first statewide survey of patients' experience in Maine. The website provides information from the patients' perspective about the care they receive at adult primary care, specialty and pediatric practices across the State. The website allows consumers to compare results across participating practices in the State. In 2014 the MQF launched a second round of our statewide effort to promote, standardize, and measure patient experiences of care. We annually submit a report on the state of Healthcare acquired infections in Maine hospitals to the Joint Standing Committee on Health and Human Services. The MQF continues to support initiatives that have a goal of improving health care quality in the State of Maine. Recent publications include: 2014 Annual Report on Healthcare Associated Infections (HAI) in Maine; Advancing Patient Safety in the Ambulatory Setting-Maine's Pilot of the AHRQ Medical Office Survey on Patient Safety Culture-Final Report and Patient Experience Matters Website: <http://www.maine-patient-experiencematters.org/>.

DIRIGO HEALTH FUND 0988
PROGRAM SUMMARY

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	2.000	2.000	2.000	2.000
Personal Services	\$358,885	\$369,819	\$377,634	\$390,445
All Other	\$852,590	\$852,590	\$852,590	\$852,590
GENERAL FUND TOTAL	\$1,211,475	\$1,222,409	\$1,230,224	\$1,243,035

DIRIGO HEALTH

DEPARTMENT TOTALS

2023-24

2024-25

GENERAL FUND

\$1,230,224

\$1,243,035

DEPARTMENT TOTAL - ALL FUNDS

\$1,230,224

\$1,243,035

Sec. A-29. Appropriations and allocations.

The following appropriations and allocations are made.

HEALTH DATA ORGANIZATION, MAINE

Committee Vote: IN with amendment 11-2 (Brakey, Swallow opposed); see draft amendment

Maine Health Data Organization 0848

Initiative: BASELINE BUDGET

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	6.000	6.000	6.000	6.000
Personal Services	\$575,137	\$599,341	\$627,692	\$658,809
All Other	\$1,462,940	\$1,462,940	\$1,462,940	\$1,462,940
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,038,077	\$2,062,281	\$2,090,632	\$2,121,749

Justification:

The Maine Health Data Organization was established in 1996 by the 117th Legislature as an independent executive agency to create and maintain a useful, objective, reliable and comprehensive health information database to improve the health of Maine citizens. The Maine Health Data Organization implements policies and procedures through the rulemaking process for the collection, processing, storage, analysis, and release of hospital inpatient, outpatient, emergency department, financial, and organizational data and all provider/all payer claims data. These data are made publicly accessible while protecting patient confidentiality and respecting providers of care. While the data are to be publicly available, the organization ensures that no patients are directly or indirectly identified. The Maine Health Data Organization is governed by a stakeholder board of directors comprised of 20 members representing the following interests: 4 consumers, 3 employers, 2 third-party payers, 9 providers (2 hospital, 2 physician, 1 chiropractor, 1 pharmacist, 1 ambulatory care, 1 mental health, 1 home health care), and 2 Department of Health and Human Services. The Health Data Organization receives its revenue through assessments from 4 different groups: hospitals (38.5%); non-hospital health care providers (11.5%); health insurance carriers (38.5%); and 3rd-party administrators (11.5%). Additional revenue is also derived from the sale of data and from contracts with other states to receive and process their own claims data. Any funds not expended at the end of a fiscal year are carried forward to the succeeding fiscal year and are subtracted from the legislatively authorized expenditure amount prior to the computation of the assessments. Some of the revenue is also used to pay 60% of the costs of the Maine Health Data Processing Center, a public-private partnership with the Maine Health Information Center that edits the all payer/all provider health care claims database system for the Maine Health Data Organization and other states. The organization also maintains an interactive web site - Health Web of Maine - that contains the following: a health care cost module; hospital inpatient, outpatient, emergency department interactive modules; a public health interactive module; quality data reports; and links to other state and federal health data.

MAINE HEALTH DATA ORGANIZATION 0848

PROGRAM SUMMARY

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	6.000	6.000	6.000	6.000
Personal Services	\$575,137	\$599,341	\$627,692	\$658,809
All Other	\$1,462,940	\$1,462,940	\$1,462,940	\$1,462,940
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,038,077	\$2,062,281	\$2,090,632	\$2,121,749

HEALTH DATA ORGANIZATION, MAINE

DEPARTMENT TOTALS

2023-24

2024-25

OTHER SPECIAL REVENUE FUNDS

\$2,090,632

\$2,121,749

DEPARTMENT TOTAL - ALL FUNDS

\$2,090,632

\$2,121,749

Sec. A-30. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Maine Health Insurance Marketplace Trust Fund Z292

Initiative: BASELINE BUDGET

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	6.000	6.000	6.000	6.000
Personal Services	\$764,684	\$802,305	\$782,853	\$822,030
All Other	\$6,872,236	\$12,447,291	\$12,447,291	\$12,447,291
OTHER SPECIAL REVENUE FUNDS TOTAL	\$7,636,920	\$13,249,596	\$13,230,144	\$13,269,321

Justification:

The Maine Health Insurance Marketplace Trust Fund program supports Maine consumers in purchasing individual health insurance by providing marketing and outreach, individual assistance, and a platform for shopping and enrollment. Funding for this program is derived from a user fee charged on insurance companies offering plans on the Marketplace.

Maine Health Insurance Marketplace Trust Fund Z292

Initiative: Establishes one Public Service Coordinator II position funded 100% Maine Health Insurance Marketplace Trust Fund program, Other Special Revenue Funds to support insurance carrier relations and provides funding for related All Other costs.

Ref. #: 2183

Committee Vote: IN 10-3

AFA Vote: _____

Brakey, Swallow, Cyrway opposed

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$120,347	\$126,793
All Other	\$9,599	\$9,754
OTHER SPECIAL REVENUE FUNDS TOTAL	\$129,946	\$136,547

Justification:

The Maine Health Insurance Marketplace was established in Public Law 2019, chapter 653, to conduct the functions defined in 42 United States Code, Section 18031(d)(4). The Office of Health Insurance Marketplace (OHIM) within the Department of Health and Human Services (DHHS) was created to administer the program. The focus of OHIM and the Marketplace is to improve the experience of Maine residents when applying for and enrolling in individual health insurance coverage. The Marketplace works with several health and dental insurance carriers to facilitate the enrollment of members in the plans they offer. This function requires collaboration with the carriers on electronic data interchange, policy development and roadmap planning, and consumer casework. This request establishes one Compliance and Operations Associate (PSCII position) to serve as a dedicated carrier relations manager to oversee this work and provides associated All Other funding.

Maine Health Insurance Marketplace Trust Fund Z292

Initiative: Establishes one Comprehensive Health Planner II position funded 100% Maine Health Insurance Marketplace Trust Fund program, Other Special Revenue Funds to support consumer assistance functions and provides funding for related All Other costs.

Ref. #: 2184

Committee Vote: IN 10-3

AFA Vote: _____

Brakey, Swallow, Cyrway opposed

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$102,377	\$108,189
All Other	\$9,165	\$9,305
OTHER SPECIAL REVENUE FUNDS TOTAL	\$111,542	\$117,494

Justification:

The Maine Health Insurance Marketplace was established in Public Law 2019, chapter 653, to conduct the functions defined in 42 United States Code, Section 18031(d)(4). The purpose of the marketplace is to benefit the State's health insurance market and persons enrolling in health insurance policies, facilitate the purchase of qualified health plans, reduce the number of uninsured individuals, improve transparency and conduct consumer education and outreach. The Office of Health Insurance Marketplace (OHIM) within the Department of Health and Human Services (DHHS) was created to administer the program. The focus of OHIM and the Marketplace is to improve the experience of Maine residents when applying for and enrolling in health insurance coverage. This includes enhanced coordination with DHHS, Office for Family Independence (OFI.) The update to the Advanced Planning Document (APD) previously submitted by OFI is for the design, development, and implementation of the technology, CoverME.gov, of the Marketplace specifically improving coordination between the two entities and the processing of MaineCare eligibility determinations for consumers who seek coverage at the Marketplace. This request establishes one Comprehensive Health Planner II position to provide oversight of the consumer assistance call center vendor and perform consumer casework and provides associated All Other funding.

Maine Health Insurance Marketplace Trust Fund Z292

Initiative: Establishes one Public Service Manager III position funded 100% Maine Health Insurance Marketplace Trust Fund program, Other Special Revenue Funds to support consumer assistance functions and provides funding for related All Other costs.

Ref. #: 2185

Committee Vote: IN 10-3

AFA Vote: _____

Brakey, Swallow, Cyrway opposed

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$165,237	\$174,105
All Other	\$10,682	\$10,896
OTHER SPECIAL REVENUE FUNDS TOTAL	\$175,919	\$185,001

Justification:

The Maine Health Insurance Marketplace was established in Public Law 2019, chapter 653, to conduct the functions defined in 42 United States Code, Section 18031(d)(4). The purpose of the marketplace is to benefit the State's health insurance market and persons enrolling in health insurance policies, facilitate the purchase of qualified health plans, reduce the number of uninsured individuals, improve transparency and conduct consumer education and outreach. The Office of Health Insurance Marketplace (OHIM) within the Department of Health and Human Services (DHHS) was created to administer the program. The focus of OHIM and the Marketplace is to improve the experience of Maine

residents when applying for and enrolling in health insurance coverage. This includes enhanced coordination with DHHS, Office for Family Independence (OFI.) The update to the Advanced Planning Document (APD) previously submitted by OFI is for the design, development, and implementation of the technology, CoverME.gov, of the Marketplace specifically improving coordination between the two entities and the processing of MaineCare eligibility determinations for consumers who seek coverage at the Marketplace. This request establishes one Eligibility and Enrollment Policy Manager (PSMIII position) to provide oversight of the consumer assistance call center vendor and perform consumer casework and provides associated All Other funding.

Maine Health Insurance Marketplace Trust Fund Z292

Initiative: Provides allocation to align with available resources.

Ref. #: 2186

Committee Vote: IN 10-3

AFA Vote: _____

 Brakey, Swallow, Cyrway opposed

FEDERAL EXPENDITURES FUND	2023-24	2024-25
All Other	\$500	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$500	\$500

Justification:

This initiative will align the budget with available resources thus eliminating the need for financial orders.

**MAINE HEALTH INSURANCE MARKETPLACE TRUST FUND Z292
 PROGRAM SUMMARY**

	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND				
All Other	\$0	\$0	\$500	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0	\$500	\$500
	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	6,000	6,000	9,000	9,000
Personal Services	\$764,684	\$802,305	\$1,170,814	\$1,231,117
All Other	\$6,872,236	\$12,447,291	\$12,476,737	\$12,477,246
OTHER SPECIAL REVENUE FUNDS TOTAL	\$7,636,920	\$13,249,596	\$13,647,551	\$13,708,363

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2023-24	2024-25
FEDERAL EXPENDITURES FUND	\$500	\$500
OTHER SPECIAL REVENUE FUNDS	\$13,647,551	\$13,708,363
DEPARTMENT TOTAL - ALL FUNDS	\$13,648,051	\$13,708,863

Sec. A-48. Appropriations and allocations.

The following appropriations and allocations are made.

MAINE RETIREMENT SAVINGS BOARD

Committee Vote: IN 13-0

Maine Retirement Savings Program Z326

Initiative: BASELINE BUDGET

MAINE RETIREMENT SAVINGS PROGRAM ENTERPRISE FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$0	\$500	\$500
MAINE RETIREMENT SAVINGS PROGRAM ENTERPRISE FUND TOTAL	\$0	\$0	\$500	\$500

**MAINE RETIREMENT SAVINGS PROGRAM Z326
PROGRAM SUMMARY**

MAINE RETIREMENT SAVINGS PROGRAM ENTERPRISE FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$0	\$500	\$500
MAINE RETIREMENT SAVINGS PROGRAM ENTERPRISE FUND TOTAL	\$0	\$0	\$500	\$500

MAINE RETIRMENT SAVINGS BOARD

DEPARTMENT TOTALS	2023-24	2024-25
MAINE RETIREMENT SAVINGS PROGRAM ENTERPRISE FUND	\$500	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$500	\$500

Sec. A-54. Appropriations and allocations. The following appropriations and allocations are made.

OFFICE OF AFFORDABLE HEALTH CARE

Office of Affordable Health Care Z320

Initiative: BASELINE BUDGET

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	3.000	3.000	3.000	3.000
Personal Services	\$257,085	\$364,769	\$374,221	\$395,013
All Other	\$34,297	\$39,062	\$39,062	\$39,062
GENERAL FUND TOTAL	\$291,382	\$403,831	\$413,283	\$434,075

Justification:

The Office of Affordable Health Care is established as an independent executive agency for the purpose of analyzing health care costs in the State. The office's duties must be performed independently under the general policy direction of the legislative oversight committee and the advisory council. This program covers all responsibilities of the Office.

Office of Affordable Health Care Z320

Initiative: Provides an allocation for the receipt and expenditure of grants and other revenues by the Office of Affordable Health Care.

Ref. #: 552

Committee Vote: IN 11-2

AFA Vote: _____

Brakey, Morris opposed

FEDERAL EXPENDITURES FUND

All Other	\$500	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$500	\$500

Ref. #: 553

Committee Vote: IN 11-2

AFA Vote: _____

Brakey, Morris opposed

OTHER SPECIAL REVENUE FUNDS

All Other	\$500	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500

Justification:

This initiative provides an allocation for the receipt and expenditure of grants and other revenues by the Office of Affordable Health Care.

**OFFICE OF AFFORDABLE HEALTH CARE Z320
PROGRAM SUMMARY**

GENERAL FUND	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	3.000	3.000	3.000	3.000
Personal Services	\$257,085	\$364,769	\$374,221	\$395,013
All Other	\$34,297	\$39,062	\$39,062	\$39,062
GENERAL FUND TOTAL	\$291,382	\$403,831	\$413,283	\$434,075
FEDERAL EXPENDITURES FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$0	\$500	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0	\$500	\$500
OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$0	\$500	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$500	\$500

OFFICE OF AFFORDABLE HEALTH CARE

DEPARTMENT TOTALS	2023-24	2024-25
GENERAL FUND	\$413,283	\$434,075
FEDERAL EXPENDITURES FUND	\$500	\$500
OTHER SPECIAL REVENUE FUNDS	\$500	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$414,283	\$435,075

Sec. A-58. Appropriations and allocations. The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Bureau of Consumer Credit Protection 0091

Initiative: BASELINE BUDGET

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	19.000	21.000	21.000	21.000
Personal Services	\$1,736,433	\$2,043,753	\$2,137,333	\$2,193,958
All Other	\$601,024	\$610,028	\$610,028	\$610,028
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,337,457	\$2,653,781	\$2,747,361	\$2,803,986

Justification:

The Bureau of Consumer Credit Protection protects the citizens of Maine from unfair and deceptive practices with respect to various financial services, including consumer credit and debt collection. This is accomplished through enforcing state laws to assist consumers who are subject to illegal credit-related practices, educating consumers and creditors as to their rights and responsibilities under those laws and encouraging the development of fair and economically-sound consumer credit practices. The agency enforces the Maine Consumer Credit Code, Title 9-A, as it applies to creditors and lenders, including non-bank mortgage lenders. Enforcement responsibilities also extend to other statutes, including the Fair Debt Collection Practices Act, the Fair Credit Reporting Act, and Maine's "Plain Language" Law. The agency regulates retail creditors, pawnshops, rent-to-own stores, mortgage companies and brokers, loan arrangers and credit bureaus. The bureau administers the state's foreclosure assistance hotline, housing counseling and referral program. In addition, the office is responsible for ensuring legal compliance by money transmitters, money order issuers, operators of non-bank Automated Teller Machines, debt management service providers (credit counselors), payroll processors, real estate settlement companies, repossession companies, foreclosure "property preservation" companies and individual loan officers employed by non-bank lenders or loan brokers. The bureau enforces Truth in Lending, Regulation Z and credit disclosure requirements. Maine has received exemptions from federal oversight due to the State's diligent enforcement of the principles of the Truth-in-Lending Act and the Fair Debt Collection Practices Act.

Bureau of Consumer Credit Protection 0091

Initiative: Establishes 3 Consumer Credit Examiner positions in the Licensing division to address the growing number of licensees and registrants regulated by the Office of Consumer Credit and provides funding for related All Other costs.

Ref. #: 2806

Committee Vote: IN 12-0 of members present AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	3.000	3.000
Personal Services	\$244,323	\$257,004
All Other	\$11,207	\$7,136
OTHER SPECIAL REVENUE FUNDS TOTAL	\$255,530	\$264,140

Justification:

Additional staff is needed to address the growing number of licensees and registrants regulated by the Office of Consumer Credit. The number of licensees and registrants has almost doubled over the last two year from 12,991 in September 2020 to 21,186 in August 2022. The current licensing division staff is not sufficient to service those entities;

estimating 30 minutes needed to effectively and efficiently review and process each application including renewals and change requests, the Bureau would need a minimum of 5 examiners dedicated to licensing to manage the current workload. Three additional examiners will give the Bureau 5 licensing examiners and a licensing supervisor, allowing for expeditious processing of new applications, renewals and other filings during the year.

**BUREAU OF CONSUMER CREDIT PROTECTION 0091
PROGRAM SUMMARY**

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	19.000	21.000	24.000	24.000
Personal Services	\$1,736,433	\$2,043,753	\$2,381,656	\$2,450,962
All Other	\$601,024	\$610,028	\$621,235	\$617,164
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,337,457	\$2,653,781	\$3,002,891	\$3,068,126

**DENTAL PRACTICE - BOARD OF 0384
PROGRAM SUMMARY**

Committee Vote: 1 IN

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	4.000	4.000	0.000	0.000
Personal Services	\$393,520	\$402,132	\$0	\$0
All Other	\$193,149	\$195,907	\$0	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$586,669	\$598,039	\$0	\$0

Initiative: BASELINE BUDGET

	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	19.000	18.000	18.000	18.000
Personal Services	\$2,022,893	\$2,059,022	\$2,129,274	\$2,168,947
All Other	\$645,359	\$645,359	\$645,359	\$645,359
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,668,252	\$2,704,381	\$2,774,633	\$2,814,306

Justification:

The Bureau of Financial Institutions is an agency within the Department of Professional and Financial Regulation. The bureau is funded by dedicated revenue from the financial institutions it regulates. The bureau regulates all state-chartered banks and credit unions through the administration and enforcement of the Maine Banking Code and the Maine Consumer Credit Code. The bureau is divided into 2 divisions: one for research, administration and regulatory activities and the other for examinations. The bureau's statutory mission is to assure the strength, stability and efficiency of all financial institutions, ensure reasonable and orderly competition, encourage the development and expansion of financial services advantageous to the public welfare and protect consumers against unfair practices by financial institutions that provide consumer credit.

FINANCIAL INSTITUTIONS - BUREAU OF 0093

PROGRAM SUMMARY

	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	19.000	18.000	18.000	18.000
Personal Services	\$2,022,893	\$2,059,022	\$2,129,274	\$2,168,947
All Other	\$645,359	\$645,359	\$645,359	\$645,359
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,668,252	\$2,704,381	\$2,774,633	\$2,814,306

Initiative: BASELINE BUDGET

	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND				
All Other	\$10,000	\$10,000	\$10,000	\$10,000
FEDERAL EXPENDITURES FUND TOTAL	\$10,000	\$10,000	\$10,000	\$10,000
	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	70.500	72.000	72.000	72.000
Personal Services	\$7,660,850	\$8,055,668	\$8,196,253	\$8,410,883
All Other	\$3,777,730	\$3,802,204	\$3,802,204	\$3,802,204
OTHER SPECIAL REVENUE FUNDS TOTAL	\$11,438,580	\$11,857,872	\$11,998,457	\$12,213,087
	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY				
All Other	\$19,500,000	\$25,995,414	\$12,900	\$500
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY TOTAL	\$19,500,000	\$25,995,414	\$12,900	\$500

Justification:

The Bureau of Insurance is responsible for the regulation and supervision of the insurance industry in Maine. This includes, but is not limited to, insurance companies, producers (formerly referred to as "agents"), health maintenance organizations (HMOs), employers' self-insured for workers' compensation and other insurance entities. To meet this responsibility, the bureau is empowered to license insurance companies to operate in the State of Maine, as well as non-profit hospital, medical or other health service organizations, health maintenance organizations, captive insurance companies, insurance producers, medical utilization review entities, third-party administrators, continuing care retirement communities, advisory organizations and reinsurance intermediaries/managers. The bureau registers preferred provider organizations, risk purchasing groups, risk retention groups, managing general agents and employee leasing plans. The bureau regularly conducts financial examinations of all domestic insurers as well as market conduct examinations to determine compliance with the Maine Insurance Code. Bureau staff also reviews the financial statements, Securities and Exchange Commission filings and other publicly available information on all licensed and authorized insurance companies doing business in Maine. The financial review emphasis is placed on domestic insurance companies. The bureau also examines and issues licenses to qualified applicants as insurance producers, consultants and adjusters. All policy forms and contracts used in Maine must be filed by insurance companies for approval by the bureau which administers the rating laws that apply to certain lines of insurance. The bureau may seek suspension or revocation of licenses in instances where licensees have failed to comply with the statutory provisions of Maine Revised Statutes, Title 24 and Maine Revised Statutes, Title 24-A and the lawful regulations of the bureau.

**INSURANCE - BUREAU OF 0092
PROGRAM SUMMARY**

	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND				
All Other	\$10,000	\$10,000	\$10,000	\$10,000
FEDERAL EXPENDITURES FUND TOTAL	\$10,000	\$10,000	\$10,000	\$10,000
	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	70.500	72.000	72.000	72.000
Personal Services	\$7,660,850	\$8,055,668	\$8,196,253	\$8,410,883
All Other	\$3,777,730	\$3,802,204	\$3,802,204	\$3,802,204
OTHER SPECIAL REVENUE FUNDS TOTAL	\$11,438,580	\$11,857,872	\$11,998,457	\$12,213,087
	History 2021-22	History 2022-23	2023-24	2024-25
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY				
All Other	\$19,500,000	\$25,995,414	\$12,900	\$500
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY TOTAL	\$19,500,000	\$25,995,414	\$12,900	\$500

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$10,101	\$10,101
OTHER SPECIAL REVENUE FUNDS TOTAL	\$10,101	\$10,101

Justification:

This request increases allocation for out of state travel expense and related STA-CAP. The Board of Licensure in Medicine participates in more interstate compacts and has other meetings involving interstate cooperation which are required and returning to in-person attendance.

Licensure in Medicine - Board of 0376

Initiative: Provides funding for statewide technology services provided by the Department of Administrative and Financial Services, Office of Information Technology.

Ref. #: 2843

Committee Vote: IN 13-0

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$20,997	\$21,041
OTHER SPECIAL REVENUE FUNDS TOTAL	\$20,997	\$21,041

Justification:

MaineIT is responsible for the delivery of safe, secure, and high-performing networks and systems to State Agencies for daily performance of their missions for the citizens of Maine. IT enterprise functions benefitting all state agencies are managed through this office to ensure consistency, volume discount efficiencies, and optimum performance and throughput. MaineIT is established as an internal service fund intended to recoup their costs through billings to departments and agencies for services provided. MaineIT expenses are higher due to negotiated and benefit changes to Personal Services as well as increases in operational costs, including vendor increases, supply chain costs, and network and systems modernization and upgrades. This recoupment process results in increased billing rates to departments and agencies.

Licensure in Medicine - Board of 0376

Initiative: Provides funding to increase the hours of one Physician III position from 60 hours to 80 hours biweekly and cover related All Other costs.

Ref. #: 2844

Committee Vote: IN 13-0

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
Personal Services	\$57,538	\$60,055
All Other	\$581	\$608
OTHER SPECIAL REVENUE FUNDS TOTAL	\$58,119	\$60,663

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$31,955	\$44,843
OTHER SPECIAL REVENUE FUNDS TOTAL	\$31,955	\$44,843

Justification:

The increased costs for legal services provided by the Office of the Attorney General cannot be offset with reductions in other expense categories.

**LICENSURE IN MEDICINE - BOARD OF 0376
PROGRAM SUMMARY**

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	10.000	10.000	11.000	11.000
POSITIONS - FTE COUNT	0.847	0.847	0.770	0.770
Personal Services	\$1,038,013	\$1,066,027	\$1,256,793	\$1,294,096
All Other	\$782,191	\$793,504	\$928,979	\$941,984
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,820,204	\$1,859,531	\$2,185,772	\$2,236,080

Nursing - Board of 0372

Initiative: BASELINE BUDGET

FEDERAL EXPENDITURES FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$10,144	\$10,144	\$10,144	\$10,144
FEDERAL EXPENDITURES FUND TOTAL	\$10,144	\$10,144	\$10,144	\$10,144

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	8.000	8.000
Personal Services	\$800,943	\$734,015	\$783,570	\$807,687
All Other	\$564,342	\$562,481	\$562,481	\$562,481
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,365,285	\$1,296,496	\$1,346,051	\$1,370,168

Justification:

The State Board of Nursing was established to protect the public through regulation of nursing practice to maintain high professional standards. The primary responsibilities are to license, by examination or endorsement, all applicants qualified to practice as registered nurses, licensed practical nurses or advanced practice registered nurses (APRNs) - which include certified registered nurse anesthetists, nurse practitioners, certified nurse midwives and clinical nurse specialists; to renew the licenses of all qualified registered nurses and practical nurses and APRNs; to investigate complaints of unsafe nursing practice or any violation of laws relating to nursing and determine, in collaboration with the Attorney General, if the case should be presented for a formal hearing; to adopt rules and regulations governing licensure of nurses and other matters within its jurisdiction; and to approve curriculum for programs of training that prepare certified nursing assistants to perform selected nursing services when such services are delegated by a registered nurse. Additional responsibilities of the board are to prescribe curricula and establish standards for educational programs preparing persons for licensure as registered nurses or as licensed practical nurses; to approve nursing educational programs in the State that meet the requirements of law and the standards established by the board; to survey all such nursing educational programs as deemed necessary to determine that the requirements of the law and board standards are being maintained; to deny or withdraw approval from such nursing educational programs for failure to meet requirements; and to approve the credentials of registered nurses who have completed an educational program that prepares the registered nurse to function as an advanced practice registered nurse.

Nursing - Board of 0372

Initiative: Provides funding for cost increases for services provided by the Office of the Attorney General.

Ref. #: 2837

Committee Vote: IN 13-0

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$13,500	\$21,720
OTHER SPECIAL REVENUE FUNDS TOTAL	\$13,500	\$21,720

Justification:

The increased costs for legal services provided by the Office of the Attorney General cannot be offset with reductions in other expense categories.

Nursing - Board of 0372

Initiative: Provides funding for the approved reclassification of 2 Office Associate II positions to 2 Office Specialist I positions and the approved reorganization of one Office Specialist I position to an Office Specialist II position. This initiative also provides funding for related All Other costs. The approved reclassifications of 2 office Specialist I positions have an effective date May 21, 2020.

Ref. #: 2838

Committee Vote: IN 13-0

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
Personal Services	\$38,025	\$15,141
All Other	\$561	\$224
OTHER SPECIAL REVENUE FUNDS TOTAL	\$38,586	\$15,365

Justification:

The Bureau of Human Resources approved the reclassification of 2 Office Associate II positions to 2 Office Specialist I positions and approved the reorganization of one Office Specialist I position to an Office Specialist II position.

**NURSING - BOARD OF 0372
PROGRAM SUMMARY**

FEDERAL EXPENDITURES FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$10,144	\$10,144	\$10,144	\$10,144
FEDERAL EXPENDITURES FUND TOTAL	\$10,144	\$10,144	\$10,144	\$10,144
OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	8.000	8.000
Personal Services	\$800,943	\$734,015	\$821,595	\$822,828
All Other	\$564,342	\$562,481	\$576,542	\$584,425
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,365,285	\$1,296,496	\$1,398,137	\$1,407,253

Justification:

The Office will be better able to attract and retain candidates with a full-time position.

**OFFICE OF SECURITIES 0943
PROGRAM SUMMARY**

FEDERAL EXPENDITURES FUND	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$10,113	\$10,113	\$10,113	\$10,113
FEDERAL EXPENDITURES FUND TOTAL	\$10,113	\$10,113	\$10,113	\$10,113
OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	16.000	16.000	17.000	17.000
Personal Services	\$1,747,761	\$1,765,975	\$1,876,015	\$1,930,006
All Other	\$571,964	\$607,147	\$813,639	\$752,567
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,319,725	\$2,373,122	\$2,689,654	\$2,682,573

Optometry - Board of 0385

Initiative: BASELINE BUDGET

	History 2021-22	History 2022-23	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS				
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$61,755	\$62,244	\$65,039	\$65,791
All Other	\$35,430	\$35,897	\$35,897	\$35,897
OTHER SPECIAL REVENUE FUNDS TOTAL	\$97,185	\$98,141	\$100,936	\$101,688

Justification:

The State Board of Optometry was established to protect the public through the regulation of the practice of optometry in the State of Maine by maintaining high professional standards. The responsibilities of the board are to examine and license qualified applicants to practice the profession of optometry in the State of Maine, to renew all licenses upon payment of a specified fee and proof that the licensee attended the required educational programs approved by the board, and to revoke, refuse or suspend any license for violation of the laws relating to optometry. The board also investigates all complaints and cases of noncompliance with optometry laws, rules and regulations, conducts hearings and brings all such cases to the attention of the proper prosecuting officer.

Optometry - Board of 0385

Initiative: Provides funding for increased out-of-state travel costs and related STA-CAP charges.

Ref. #: 2856

Committee Vote: IN 13-0

AFA Vote: _____

	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS		
All Other	\$1,968	\$1,969
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,968	\$1,969

Justification:

This request increases allocation for out of state travel so that the Board and its staff can attend the Association of Regulatory Boards of Optometry (ARBO) annual meeting which is a forum for keeping up-to-date with regulatory issues and networking within the regulatory community.

Optometry - Board of 0385

Initiative: Provides funding for cost increases for services provided by the Office of the Attorney General.

Ref. #: 2857

Committee Vote: IN 13-0

AFA Vote: _____

	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS		
All Other	\$1,146	\$1,618
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,146	\$1,618

Justification:

The increased costs for legal services provided by the Office of the Attorney General cannot be offset with reductions in other expense categories.

**OPTOMETRY - BOARD OF 0385
PROGRAM SUMMARY**

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$61,755	\$62,244	\$65,039	\$65,791
All Other	\$35,430	\$35,897	\$39,011	\$39,484
OTHER SPECIAL REVENUE FUNDS TOTAL	\$97,185	\$98,141	\$104,050	\$105,275

Osteopathic Licensure - Board of 0383

Initiative: BASELINE BUDGET

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$102,974	\$104,146	\$108,188	\$110,105
All Other	\$171,101	\$175,783	\$175,783	\$175,783
OTHER SPECIAL REVENUE FUNDS TOTAL	\$274,075	\$279,929	\$283,971	\$285,888

Justification:

The Board of Osteopathic Licensure was established to protect the health and welfare of the people of the State of Maine by ensuring that the public is served by competent, well-trained professionals. The board licenses osteopathic physicians, physician assistants as well as camp and Locum Tenens physicians. The board also issues intern and resident training permits. Meeting monthly, the board promulgates rules deemed necessary for the performance of its duties with one of the most important elements of the regulation being the investigation of complaints lodged against its licensees. Funded strictly by licensing fees, the board is an active member of the Federation of State Medical Boards and coordinates with other state licensing boards in Maine and throughout the country.

Osteopathic Licensure - Board of 0383

Initiative: Provides funding for cost increases for services provided by the Office of the Attorney General.

Ref. #: 2850

Committee Vote: IN 13-0

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$28,217	\$34,321
OTHER SPECIAL REVENUE FUNDS TOTAL	\$28,217	\$34,321

Justification:

The increased costs for legal services provided by the Office of the Attorney General cannot be offset with reductions in other expense categories.

OSTEOPATHIC LICENSURE - BOARD OF 0383

PROGRAM SUMMARY

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$102,974	\$104,146	\$108,188	\$110,105
All Other	\$171,101	\$175,783	\$204,000	\$210,104
OTHER SPECIAL REVENUE FUNDS TOTAL	\$274,075	\$279,929	\$312,188	\$320,209

Securities Restitution Assistance Fund Z352

Committee Vote: IN 12-1; Brakey opposed

Initiative: BASELINE BUDGET

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$882,000	\$532,000	\$532,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$882,000	\$532,000	\$532,000

Justification:

The Office of Securities administers and enforces the Maine Uniform Securities Act, the Maine Commodities Code, and the Business Opportunity Act. The office responds to consumer complaints; investigates possible violations of the securities laws and may take administrative action or refer matters to the Attorney General for civil or criminal action. Through these actions the Office may obtain restitution for investors harmed by the actions of licensees. The Securities Restitution Assistance Fund was established to provide financial assistance to victims of securities violations that have been awarded restitution in a final order issued by the Securities Administrator or were awarded restitution in a final order in a legal action initiated by the administrator and that have not received the full amount of restitution ordered before the application for restitution assistance is due.

SECURITIES RESTITUTION ASSISTANCE FUND Z352

PROGRAM SUMMARY

OTHER SPECIAL REVENUE FUNDS	History 2021-22	History 2022-23	2023-24	2024-25
All Other	\$0	\$882,000	\$532,000	\$532,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$882,000	\$532,000	\$532,000

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

DEPARTMENT TOTALS	2023-24	2024-25
FEDERAL EXPENDITURES FUND	\$30,257	\$30,257
OTHER SPECIAL REVENUE FUNDS	\$24,997,782	\$25,378,909
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY	\$12,900	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$25,040,939	\$25,409,666

PART H

Sec. H-1. 5 MRSA §285, sub-§7, ¶C is amended to read:

C. Beginning July 1, 2010 and ending June 30, 2023, except as provided in subsection 7-A, the State, through the commission, shall pay a share of the individual premium for the standard plan identified and offered by the commission as follows.

(1) For an employee whose base annual rate of pay is less than or equal to \$30,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 95% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

(2) For an employee whose base annual rate of pay is greater than \$30,000 and less than \$80,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 90% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

(3) For an employee whose base annual rate of pay is \$80,000 or greater on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 85% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

Sec. H-2. 5 MRSA §285, sub-§7, ¶C-1 is enacted to read:

C-1. Beginning July 1, 2023, except as provided in subsection 7-A, the State, through the commission, shall pay a share of the individual premium for the standard plan identified and offered by the commission as follows.

(1) For an employee whose base annual rate of pay is less than or equal to \$50,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 95% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

(2) For an employee whose base annual rate of pay is greater than \$50,000 and less than \$100,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 90% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

(3) For an employee whose base annual rate of pay is \$100,000 or greater on July 1st of the state fiscal year for which the premium contribution is being determined, the State shall pay 85% of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission.

Sec. H-3. 5 MRSA §285, sub-§7-A is amended to read:

7-A. Health credit premium program. Notwithstanding subsection 7, paragraph C, the State may pay a greater proportion of the total cost of the individual premium for the standard plan identified and offered by the commission and available to the employee as authorized by the commission. The commission shall develop a health credit premium program whereby employees are provided incentives to engage in healthy behaviors in an effort to improve the health status of the state employee population and to help reduce costs to the state employee health insurance program. The commission shall define benchmarks for healthy behaviors that, if met by an individual employee, result in the State's paying a greater share of the individual premium. Adjustments to the state share of the individual premium must be applied once each year in advance of the beginning of the plan year.

The benchmarks developed by the commission must provide 2 discrete levels for the state share of the individual premium as follows.

A. Prior to July 1, 2023, f~~F~~or employees whose base annual rate of pay is less than or equal to \$30,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 100% or 95%. The state share is determined by the specific benchmarks met by the employee.

B. Prior to July 1, 2023, f~~F~~or employees whose base annual rate of pay is greater than \$30,000 and less than \$80,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 95% or 90%. The state share is determined by the specific benchmarks met by the employee.

C. Prior to July 1, 2023, f~~F~~or employees whose base annual rate of pay is \$80,000 or greater on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 90% or 85%. The state share is determined by the specific benchmarks met by the employee.

D. Beginning July 1, 2023, for employees whose base annual rate of pay is less than or equal to \$50,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 100% or 95%. The state share is determined by the specific benchmarks met by the employee.

E. Beginning July 1, 2023, for employees whose base annual rate of pay is greater than \$50,000 and less than \$100,000 on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 95% or 90%. The state share is determined by the specific benchmarks met by the employee.

F. Beginning July 1, 2023, for employees whose base annual rate of pay is \$100,000 or greater on July 1st of the state fiscal year for which the premium contribution is being determined, the health credit premium program must provide the individual employee meeting the specified benchmarks with the opportunity to have the state share of the individual premium paid at 90% or 85%. The state share is determined by the specific benchmarks met by the employee.

Sec. H-4. Costs to General Fund and Highway Fund. Costs to the General Fund and Highway Fund must be provided wholly or in part through a transfer of Personal Services appropriations within and between departments and agencies from the Salary Plan program, General Fund account in the Department of Administrative and Financial Services up to \$2,400,000 for the fiscal year ending June 30, 2024 and up to \$2,300,000 for the fiscal year ending June 30, 2025 to implement this Part.

Sec. H-5. Transfer of Personal Services appropriations between programs and departments. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law to the contrary, available balances in the General Fund and Highway Fund for Personal Services in fiscal year 2023-24 and fiscal year 2024-25 may be transferred by financial order between programs and departments within the General Fund and the Highway Fund upon recommendation of the State Budget Officer and approval of the Governor to be used for costs associated with adjusting health insurance tiers for state employees.

Sec. H-6. Transfer from Salary Plan program and special account funding. The Salary Plan program, General Fund account in the Department of Administrative and Financial Services may be made available as needed in allotment by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the implementation this Part in fiscal years 2023-24 and 2024-25. Positions supported from sources of funding other than the General Fund and the Highway Fund must be funded from those other sources.

PART H SUMMARY

This Part adjusts the annual rates of pay used to determine the State's contribution towards an employee's health insurance premium. This Part also authorizes the transfer of funds from the Salary Plan and between Department's Personal Services appropriations to support this Part.

PART XX

Sec. XX-1. 22-A MRSA §205, sub-§4 is amended to read:

4. Appointments. All deputy commissioners, all office directors, Maine Health Insurance Marketplace Executive Director, the regional systems integration directors and the superintendents of any state institutions are appointed by the commissioner and serve at the pleasure of the commissioner.

**PART XX
SUMMARY**

This Part makes the Executive Director of the State-Based Marketplace appointed by the commissioner and serves at the pleasure of the commissioner.

PART NNN

Sec. NNN-1. 10 MRSA §8001, sub-§38 is amended to read:

MM. Board of Speech, Audiology and Hearing; ~~and~~
NN. Maine Fuel Board; ~~and~~
OO. Board of Dental Practice.

Sec. NNN-2. 10 MRSA §8001-A, sub-§3 is repealed.

Sec. NNN-3. 32 MRSA §18302, sub-§24 is repealed.

Sec. NNN-4. 32 MRSA §18302, sub-§38 is enacted to read:

38. Director. "Director" means the Director of the Office of Professional and Occupational Regulation within the Department of Professional and Financial Regulation.

Sec. NNN-5. 32 MRSA §18304, sub-§4 is repealed.

Sec. NNN-6. 32 MRSA §18322, sub-§3 is repealed.

Sec. NNN-7. 32 MRSA §18323, sub-§1 is repealed.

Sec. NNN-8. 32 MRSA §18323, sub-§2 is repealed.

Sec. NNN-9. 32 MRSA §18323, sub-§3 is repealed.

Sec. NNN-10. 32 MRSA §18323, sub-§4 is repealed.

Sec. NNN-11. 32 MRSA §18323, sub-§5 is repealed.

Sec. NNN-12. 32 MRSA §18323, sub-§6 is amended to read:

6. Executive director; duties. The Commissioner, with the advice of the Board of Dental Practice and subject to the Civil Service Law, shall appoint an executive director ~~The power to appoint an executive director who serves at the pleasure of the board and~~ who shall assist the board in carrying out its duties and responsibilities under this chapter. The executive director is responsible for the management of the board's affairs, ~~including the authority to employ and prescribe the duties of personnel within the guidelines,~~ policies and rules established by the board;

Sec. NNN-13. 32 MRSA §18323, sub-§7 is repealed.

Sec. NNN-14. 32 MRSA §18323, sub-§10 is enacted to read:

10. Subpoena authority. In addition to the provisions of Maine Revised Statutes, Title 10, section 8003, sub-section 5-A, the board may issue subpoenas in accordance with the terms of Title 5, section 9060, except that the authority applies to any state of an investigation and is not limited to an adjudicatory proceeding.

Sec. NNN-15. 32 MRSA §18323, sub-§11 is enacted to read:

11. Assessment of costs. When there is a finding of a violation, the board may assess the licensee for all or part of the actual expenses incurred by the board or its agents for investigations and enforcement duties performed.

“Actual expenses” include, but are not limited to, travel expenses and the proportionate part of the salaries and other expenses of investigators or inspectors, hourly costs of hearing officers, costs associated with record retrieval and the costs of transcribing or reproducing the administrative record.

The board, as soon as feasible after finding a violation, shall give the licensee notice of the assessment. The licensee shall pay the assessment in the time specified by the board, which may not be less than 30 days.

Sec. NNN-16. 32 MRSA §18325, sub-§1 is amended to read:

1. Disciplinary action. In addition to the provisions of Maine Revised Statutes, Title 10, section 8003, sub-section 5-A, ~~the~~ board may suspend, revoke, refuse to issue or renew a license pursuant to Title 5, section 10004. The following are grounds for an action to refuse to issue, modify, suspend, revoke or refuse to renew the license of a person licensed under this chapter:

Sec. NNN-17. 32 MRSA §18325, sub-§1-A is repealed.

Sec. NNN-18. 32 MRSA §18325, sub-§2 is amended to read:

2. Judicial review. Notwithstanding Title 10, section 8003, subsection 5-A, any nonconsensual revocation pursuant to Title 10, section 8003, subsection 5-A of a license or authority issued by the board may be imposed only after a hearing conforming to the requirements of Title 5, chapter 375, subchapter 4 and is subject to judicial review exclusively in the Superior Court in accordance with Title 5, chapter 375, subchapter 7.

Sec. NNN-19. 32 MRSA §18326 is repealed.

Sec. NNN-20. 32 MRSA §18327 is repealed.

Sec. NNN-21. 32 MRSA §18341, sub-§1 is amended to read:

1. Application. An applicant seeking an initial or a renewed license must submit an application with the fee established ~~under section 18323~~ by the Director and any other materials required by the board.

Sec. NNN-22. 32 MRSA §18347-A is enacted to read:

Notwithstanding any other provision of law, the board may issue a temporary license for a period of 6 months and waive all licensing requirements, except for fees, to any applicant upon a showing of current, valid licensure in that profession in another state.

Sec. NNN-23. 32 MRSA §18349, sub-§2 is amended to read:

2. Late renewals. Licenses may be renewed up to 90 days after the date of expiration if the applicant meets the requirements of subsection 1 and pays a late fee established by the board Director pursuant to section 18323, subsection 3.

Sec. NNN-24. 32 MRSA §18349, sub-§3 is amended to read:

3. Reinstatement. A person who submits an application for reinstatement more than 90 days after the license expiration date is subject to all requirements governing new applicants under this chapter, except that the board may, giving due consideration to the protection of the public, waive examination if that renewal application is received, together with the penalty fee established by the ~~board~~ Director pursuant to section 18323, subsection 3, within 2 years from the date of the license expiration.

Sec. NNN-25. 32 MRSA §18351 is amended to read:

A licensee who wants to retain licensure while not practicing may apply for an inactive status license. ~~The fee for inactive status licensure is set under section 18323, subsection 3.~~ During inactive status, the licensee must renew the license and pay the renewal fee set ~~under section 18323, subsection 3~~ by the Director, but is not required to meet the continuing education requirements under section 18350. The board shall adopt rules by which an inactive status license may be reinstated.

Sec. NNN-26. 32 MRSA §18352 is repealed.

Sec. NNN-27. Transition provisions.

1. All licenses, permits and registrations issued by the Maine Board of Dental Practice as an affiliated board that are in effect become, on the effective date of this Act, licenses, permits and registrations issued by the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.
2. Except to the extent that they conflict with the language of this Act, all rules adopted by the Maine Board of Dental Practice as an affiliated board that are in effect become, on the effective date of this Act, rules adopted by the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.
3. Except to the extent that they conflict with the language of this Act, all procedures and policies adopted by the Maine Board of Dental Practice as an affiliated board become, on the effective date of this Act, procedures and policies adopted by the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.
4. All contracts and agreements in effect immediately prior to the effective date of this Act with regarding to the Maine Board of Dental Practice as an affiliated board become, on the effective date of this Act, contracts and agreements of the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.
5. Any positions authorized and allocated subject to the personnel laws to the Maine Board of Dental Practice as an affiliated board become, on the effective date of this Act, positions authorized and allocated by the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.

6. All records, property and equipment previously belonging to or allocated for the use of the Maine Board of Dental Practice as an affiliated board become, on the effective date of this Act, the property of the Maine Board of Dental Practice as a licensure program within the Office of Professional and Occupational Regulation.
7. All forms, licenses, letterheads and similar items bearing the name of the Maine Board of Dental Practice as an affiliated board may be used until existing supplies of those items are exhausted.

**PART NNN
SUMMARY**

This Part amends provisions of Title 10, Chapter 901 “Department of Professional and Financial Regulation” by moving the Board of Dental Professions identified in statute as an affiliated board into a licensure program within the Office of Professional and Occupational Regulation. This bill also amends several provisions of Title 32, Chapter 143 “Dental Professions” to make consistent statutory terms as part of the organizational restructuring.

For AFA Review HCIFS Committee Budget Recommendations

Proposed amendment related to State Mandate Defrayal program to make General Fund appropriations nonlapsing and require any balances to be carried forward for the next fiscal year

PART ____

Sec. __-1. 5 MRSA §1591, subsection 1, paragraph C is enacted to read:

§1591. Remaining balances of nonlapsing funds

1. Department of Administrative and Financial Services. The Department of Administrative and Financial Services must apply:

A. Any balance remaining in the Salary Plan program in the Department of Administrative and Financial Services at the end of any fiscal year to be carried forward for the next fiscal year; and

B. Any balance remaining in the General Fund Capital, Construction, Repairs, Improvements - Administrative program in the Department of Administrative and Financial Services at the end of any fiscal year to be carried forward for the next fiscal year.

C. Any balance remaining in the State Benefit Mandate Defrayal program in the Department of Administrative and Financial Services at the end of any fiscal year to be carried forward for the next fiscal year.

SUMMARY

This Part makes clear that any balance remaining in the State Mandate Defrayal program in the Department of Administrative and Financial Services at the end of any fiscal year does not lapse and must be carried forward for the next fiscal year.

Proposed amendment related to Maine Health Data Organization to add language to authorize the transfer of funds from Personal Services account to All Other

Part __

Sec. __. Personal Services balances; Maine Health Data Organization; transfers authorized.

Notwithstanding any other provision of law, in the 2024-2025 biennium, the Maine Health Data Organization is authorized to transfer up to \$310,000 in each fiscal year, available balances of Personal Services allocations, after all salary, benefit and other obligations are met, to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account.

SUMMARY

This Part authorizes the Maine Health Data Organization to transfer up to \$310,000 in each fiscal year, available balances of Personal Services allocations, after all salary, benefit and other obligations are met, to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account.

Proposed amendment related to health plan offered to state employees and others eligible for participation

Amend Part H by inserting the following:

Sec. __-1. **5 MRSA §285, sub-§2** is amended to read:

2. Coverage. Each state employee to whom this section applies is eligible for a group health plan as provided in Title 24-A, sections 2802 to 2812, including major medical benefits or through a self-funded alternative. Beginning July 1, 2024, the State shall offer each state employee to whom this section applies the option to enroll in a group health plan compatible with a health savings account authorized under federal law in lieu of enrollment in the standard plan identified and offered by the commission. The provisions of the group insurance policy or policies or the self-funded alternative must be determined, insofar as the provisions are not inconsistent with terms and conditions contained in collective bargaining agreements negotiated pursuant to Title 26, chapter 9-B, by the State Employee Health Commission as provided in section 285-A. The master policy for the group health plan must be held by the Commissioner of Administrative and Financial Services.

Sec. __-1. **5 MRSA §285, sub-§17** is enacted to read:

17. Employees enrolled in health plan compatible with a health savings account. If an eligible elects to enroll in a group health plan compatible with a health savings account provided in accordance with subsection 2, the State shall pay the employee's share of the premiums for that group health plan in an amount calculated as if the employee is enrolled in the standard plan identified and offered by the commission in accordance with subsection 7, paragraph C and, if the payment for the employee's share of the premium does not exceed the State's share of the premium for the standard plan, the State shall contribute the difference to the employee's health savings account.

SUMMARY

This amendment requires that, beginning July 1, 2024, the State offer each state employee eligible for enrollment in the standard group health plan the option to enroll in a group health plan compatible with a health savings account authorized under federal law in lieu of enrollment in the standard plan identified and offered by the commission. This Part also requires the State to contribute toward the employee's share of the premium for the health savings account-compatible health plan as if the employee is enrolled in the standard plan and to contribute any amount that exceeds the employee's share of the premium for the standard plan into the employee's health savings account.