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State of Maine
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT

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

FROM: Senator Colleen M. Lachowicz, Senate Chair
Representative Anne P. Graham, House Chair
Joint Standing Committee on State and Local Government

DATE: 30 January 2013

RE: Recommendations on LR 1045, Supplemental Budget

Pursuant to Joint Rule 314, our committee has reviewed the portions of LR 1045 relating to the committee's subject matter jurisdiction and has voted to support all the provisions with the exception of Part D; the committee is divided on Part D. We are also proposing one additional provision.

As indicated in the attached report-back package you provided to us, we have voted to recommend support for the various line items in LR 1045 relating to our committee's subject matter.

A majority of the committee (6 members) support the inclusion of Part D, with the language changes indicated in the attached proposed amendment. The majority seeks to clarify the only two Deputy Commissioner, Department of Administrative and Financial Services positions are major policy influencing positions (the current language in Part D seems to suggest that there could be more than two such positions established). We understand that in the biennial budget, the second Deputy Commissioner position will be proposed to be created and established. The majority also proposes to change the summary in Part D to make it clear that the language in Part D is not an authorization of the position, that it merely provides that two Deputy Commissioners, if established, are major policy influencing positions. We understand that it is *atypical* for a position to be provided for in the law prior to its actual establishment in a budget, but with the change we propose, we are comfortable with the inclusion of the language. The department has also suggested that 2 MRSA §6 be amended to provide that the two Deputy Commissioner positions both be at range 90; the current Deputy Commissioner position is at range 90. We are not clear this change needs to be made prior to the establishment of the position in the next budget; we are not making a specific recommendation on this change at this time.

A minority of the committee (3 members) do not support the inclusion of Part D. The minority understands that the establishment of the position will be proposed in the biennial budget. The minority does not support making any statutory changes at this time that suggest creation of the position is an appropriate policy or budgetary choice. It appears that there may be savings that could be achieved by not establishing that position, and the minority believes those savings should be considered in the budget process.

Finally, the Secretary of State has proposed an additional provision that would fund a reclassification that was apparently approved by the Bureau of Human Resources in October of 2012. Attached is the language proposed by the Secretary of State. We have voted (10-0) to support this reclassification, even though the Secretary of State has not been able to identify savings elsewhere to fund it. We support the proposal, but do not have a funding option to offer.

Thank you for this opportunity to comment. If you have any questions, please let us know.

Encl.

cc: Members, Joint Standing Committee on Appropriations and Financial Affairs
Members, Joint Standing Committee on State and Local Government

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

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Budget - Bureau of the 0055

Initiative: Reduces funding as a result of salary and benefits savings. This initiative relates to curtailment of allotments.

Ref. #: 5 One Time Committee Vote: in 11-0 AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	(\$80,000)	\$0	\$0
GENERAL FUND TOTAL	(\$80,000)	\$0	\$0

Buildings and Grounds Operations 0080

Initiative: Reorganizes one Space Management Specialist position into a Chief Planner position and reduces All Other to fund the reorganization.

Ref. #: 9 One Time Committee Vote: in 11-0 AFA Vote: _____

REAL PROPERTY LEASE INTERNAL SERVICE FUND	2012-13	2013-14	2014-15
Personal Services	\$1,195	\$0	\$0
All Other	(\$1,195)	\$0	\$0
REAL PROPERTY LEASE INTERNAL SERVICE FUND TOTAL	\$0	\$0	\$0

Buildings and Grounds Operations 0080

Initiative: Reduces funding as a result of salary and benefits savings. This initiative relates to curtailment of allotments.

Ref. #: 10 One Time Committee Vote: in 11-0 AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	(\$100,000)	\$0	\$0
GENERAL FUND TOTAL	(\$100,000)	\$0	\$0

Financial and Personnel Services - Division of 0713

Initiative: Transfers one Public Service Manager II position, one Public Service Manager I position and one Senior Staff Accountant position to the Department of Health and Human Services for the Medicaid finance team.

Ref. #: 17 One Time Committee Vote: in 11-0 AFA Vote: _____

FINANCIAL AND PERSONNEL SERVICES FUND	2012-13	2013-14	2014-15

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$2,195,000)	\$0	\$0
FINANCIAL AND PERSONNEL SERVICES FUND	\$67,367	\$0	\$0
REAL PROPERTY LEASE INTERNAL SERVICE FUND	\$0	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$2,127,633)	\$0	\$0

Sec. A-19. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Administration - Executive - Governor's Office 0165

Initiative: Reduces funding as a result of salary and benefits savings. This initiative relates to curtailment of allotments.

Ref. #: 218 One Time Committee Vote: in 11-0 AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
Personal Services	(\$30,226)	\$0	\$0
GENERAL FUND TOTAL	(\$30,226)	\$0	\$0

Administration - Executive - Governor's Office 0165

Initiative: Reduces funding from reduced contractual obligations. This initiative relates to curtailment of allotments.

Ref. #: 217 One Time Committee Vote: in 11-0 AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$17,150)	\$0	\$0
GENERAL FUND TOTAL	(\$17,150)	\$0	\$0

EXECUTIVE DEPARTMENT

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$47,376)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$47,376)	\$0	\$0

Sec. A-40. Appropriations and allocations.

The following appropriations and allocations are made.

TREASURER OF STATE, OFFICE OF

Administration - Treasury 0022

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

Ref. #: 467 One Time Committee Vote: in 11-0 AFA Vote: _____

GENERAL FUND	2012-13	2013-14	2014-15
All Other	(\$24,686)	\$0	\$0
GENERAL FUND TOTAL	(\$24,686)	\$0	\$0

TREASURER OF STATE, OFFICE OF

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	(\$24,686)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$24,686)	\$0	\$0

See memo - Divided

PART D

Sec. D-1. 5 MRSA §947-B, sub-§1, ¶F, as enacted by PL 1991, c. 780, Pt. Y, §37 is amended to read:

F. Deputy Commissioners, Department of Administrative and Financial Services

Sec. D-2. 5 MRSA §947-B, sub-§1, K as amended by PL 2011, c. 655, Pt. I, §5 is further amended to read:

K. Associate Commissioner, Administrative Services; ~~and~~

Sec. D-3. 5 MRSA §947-B, sub-§1, ¶L, as enacted by PL 2011, c. 655, Pt. I, §5 is amended to read:

L. Associate Commissioner for Tax Policy within the Bureau of Revenue Services; and

Sec. D-4. 5 MRSA §947-B, sub-§1, ¶M is enacted to read:

M. Director, Legislative Affairs and Communications.

SUMMARY

PART D

This Part authorizes the Department of Administrative and Financial Services to have more than one Deputy Commissioner. It also establishes the Director, Legislative Affairs and Communications position as a major policy-influencing position.

in 10-0

**Department of the Secretary of State
Maine State Archives**

Please add the following to the Emergency Supplemental and Biennial Budgets:

	FY 2013	FY 2014	FY 2015
Provides funding for the approved retroactive reclassification of one Office Assistant II position (range 8) to one Inventory and Property Associate I positions (range 11).	2,418	3,058	3,058

This employee initiated reclassification was approved by the Bureau of Human Resources on October 16, 2012. The agency does not have adequate resources to self-fund.