

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

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Lottery Operations 0023

Initiative: Reduces funding by freezing one vacant Office Associate II position until June 12, 2010. This initiative will result in additional undedicated revenue to the General Fund of \$66,298 in fiscal year 2009-10 through a transfer of these savings from the State Lottery Fund.

Ref. #: 22

Committee Vote: _____ AFA Vote: _____

STATE LOTTERY FUND	2008-09	2009-10	2010-11
Personal Services	\$0	(\$56,270)	\$0
All Other	\$0	(\$10,028)	\$0
STATE LOTTERY FUND TOTAL	\$0	(\$66,298)	\$0

Justification:

The freezing of one Office Associate II position in Lottery through June 12, 2010 will achieve savings in Personal Services and All Other and provide for the transfer of \$66,298 as undedicated revenue to the General Fund in fiscal year 2009-10. Duties associated with this position will be temporarily assigned to other personnel within the Bureau.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2008-09	2009-10	2010-11
STATE LOTTERY FUND	\$0	(\$66,298)	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$66,298)	\$0

Sec. A-12. Appropriations and allocations. The following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Military Training and Operations 0108

Initiative: Reallocates the cost of one Accounting Technician position from 80% Federal Expenditures Fund, 10% Other Special Revenue Funds and 10% General Fund to 85% Federal Expenditures Fund, 5% Other Special Revenue Funds and 10% General Fund within the same program.

Ref. #: 304 Committee Vote: _____ AFA Vote: _____

FEDERAL EXPENDITURES FUND	2008-09	2009-10	2010-11
Personal Services	\$0	\$2,888	\$2,939
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$2,888	\$2,939

Ref. #: 305 Committee Vote: _____ AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2008-09	2009-10	2010-11
Personal Services	\$0	(\$2,888)	(\$2,939)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$2,888)	(\$2,939)

Justification:

This reallocation is necessary to coincide with the modifications in the National Guard's Centralized Personnel Plan that occurred as a result of changes in the duties and responsibilities of the employee. The National Guard's Cooperative Agreement specifies that employees must be compensated under the appropriate appendix and any duties performed outside the agreement must be paid for by the corresponding program. In addition to performing duties under the agreement this employee also performs duties for the state and this change package reflects the level of effort that this employee inputs into both state programs and under the agreement.

Military Training and Operations 0108

Initiative: Reorganizes one Maintenance Mechanic position to a Plumber II position and reallocates the position costs from 100% General Fund to 75% Federal Expenditures Fund and 25% General Fund within the same program.

Ref. #: 307 Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)	(1.000)
Personal Services	\$0	(\$9,739)	(\$41,470)
GENERAL FUND TOTAL	\$0	(\$9,739)	(\$41,470)

Ref. #: 308 Committee Vote: _____ AFA Vote: _____

FEDERAL EXPENDITURES FUND	2008-09	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	1.000	1.000

Initiative: Provides funding for the approved reorganization of one Building Custodian position to a Maintenance Mechanic position.

Ref. #: 312

Committee Vote: _____

AFA Vote: _____

FEDERAL EXPENDITURES FUND	2008-09	2009-10	2010-11
Personal Services	\$0	\$2,077	\$8,395
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$2,077	\$8,395

Justification:

The Bureau of Human Resources approved a management-initiated reorganization of one Custodian position to a Maintenance Mechanic position. This position is funded 100% from the federal Cooperative Agreement.

Military Training and Operations 0108

Initiative: Eliminates one Senior Planner position.

Ref. #: 313

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)	(1.000)
Personal Services	\$0	(\$75,115)	(\$79,988)
GENERAL FUND TOTAL	\$0	(\$75,115)	(\$79,988)

Justification:

No direct impact to the department because the responsibilities of this position are being performed by a military position.

Veterans Services 0110

Initiative: Provides funding to cover increased sales and expenses related to commemorative items.

Ref. #: 315

Committee Vote: _____

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2008-09	2009-10	2010-11
All Other	\$0	\$0	\$24,272
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0	\$24,272

Justification:

This increase is to request additional allocation in fiscal year 2010-11 to support anticipated revenues to be received through private donations and sales of veterans' commemorative items for the purpose of recognizing Maine's veterans. The allocation will cover such items as printing certificates, purchase of veterans' commemorative wartime period coins and medals, graphic art designs, etc. The current annual allocation for this program is \$500.

Veterans Services 0110

Initiative: Provides funding for increased private donations used to purchase flags for veterans' graves.

Ref. #: 316

Committee Vote: _____

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS

	2008-09	2009-10	2010-11
All Other	\$0	\$2,528	\$2,528
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,528	\$2,528

Justification:

This increase is to request additional funding to support the revenues received through private donations for the purpose of purchasing individual United States flags for veterans' graves within the Maine Veterans' Memorial Cemetery System. This allocation is necessary to ensure each veteran's grave is decorated with an individual flag each Memorial Day.

Veterans Services 0110

Initiative: Reduces funding by delaying the filling of one Grounds Equipment Supervisor position, one seasonal Heavy Equipment Operator position and one seasonal Groundskeeper II position until the Springvale cemetery is opened in fiscal year 2010-11.

Ref. #: 317

Committee Vote: _____

AFA Vote: _____

GENERAL FUND

	2008-09	2009-10	2010-11
Personal Services	\$0	(\$101,049)	\$0
GENERAL FUND TOTAL	\$0	(\$101,049)	\$0

Justification:

The Southern Maine Veterans Cemetery opening has been delayed until fiscal year 2010-11 so hiring these 3 positions that were approved in Public Law 2009, chapter 213 can be delayed until then.

Veterans Services 0110

Initiative: Reduces funding by not contracting for a traveling veterans services officer.

Ref. #: 318

Committee Vote: _____

AFA Vote: _____

GENERAL FUND

	2008-09	2009-10	2010-11
All Other	\$0	(\$97,500)	(\$97,500)
GENERAL FUND TOTAL	\$0	(\$97,500)	(\$97,500)

Justification:

A Veterans Services Officer position was established and funding was provided for veterans' transportation in Public Law 2009, chapter 213. These actions have reduced the need for this funding.

Veterans Services 0110

Initiative: Reduces funding for veterans' financial assistance.

Ref. #: 319

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
All Other	\$0	\$0	(\$50,000)
GENERAL FUND TOTAL	\$0	\$0	(\$50,000)

Justification:

Reduces the funding available for emergency and temporary grants to veterans.

Veterans Services 0110

Initiative: Eliminates one seasonal Groundskeeper II position.

Ref. #: 320

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
POSITIONS - FTE COUNT	0.000	0.000	(0.500)
Personal Services	\$0	\$0	(\$25,279)
GENERAL FUND TOTAL	\$0	\$0	(\$25,279)

Justification:

This would impact the number of full size burials at the Southern Maine Veterans Memorial Cemetery so that the remaining staff can conduct burials, set headstones and maintain the cemetery grounds to meet the national cemetery standards.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

DEPARTMENT TOTALS	2008-09	2009-10	2010-11
GENERAL FUND	\$0	(\$283,403)	(\$294,237)
FEDERAL EXPENDITURES FUND	\$0	\$3,630,083	\$3,676,940
OTHER SPECIAL REVENUE FUNDS	\$0	(\$360)	\$23,861
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$3,346,320	\$3,406,564

Sec. A-48. Appropriations and allocations.

The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF

Gambling Control Board Z002

Initiative: Reduces funding for the Scientific Games contract due to lower gaming activity.

Ref. #: 1213

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
All Other	\$0	(\$30,000)	\$0
GENERAL FUND TOTAL	\$0	(\$30,000)	\$0

Justification:

This reduction is based on current gaming activity and will not result in a decrease in quality of the program.

Gambling Control Board Z002

Initiative: Eliminates one Public Service Manager II (Director of the Gambling Control Board) position and moves oversight of the Gambling Control Board program to the State Police.

Ref. #: 1214

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)	(1.000)
Personal Services	\$0	(\$9,412)	(\$104,761)
GENERAL FUND TOTAL	\$0	(\$9,412)	(\$104,761)

Justification:

This proposal decreases the hands on oversight provided by the Director exclusively assigned to monitor Gambling Control. The position is eliminated 3/31/2010.

Gambling Control Board Z002

Initiative: Adjusts funding to bring allocations into line with projected available resources based on an upward reprojecion of racino revenues by the Revenue Forecasting Committee in December 2009.

Ref. #: 1215

Committee Vote: _____

AFA Vote: _____

OTHER SPECIAL REVENUE FUNDS	2008-09	2009-10	2010-11
All Other	\$0	\$73,529	\$75,051
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$73,529	\$75,051

Justification:

The Revenue Forecasting Committee in December 2009 reprojected racino revenues upward for the 2010-11 biennium. This initiative adjusts the allocation to align with projected available resources.

Liquor Enforcement 0293

Initiative: Eliminates one Public Safety Inspector II position and related All Other costs within the Liquor Enforcement program.

Ref. #: 1199

Committee Vote: _____

AFA Vote: _____

GENERAL FUND	2008-09	2009-10	2010-11
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)	(1.000)
Personal Services	\$0	(\$59,065)	(\$61,329)
All Other	\$0	(\$12,000)	(\$9,480)
GENERAL FUND TOTAL	\$0	(\$71,065)	(\$70,809)

Justification:

The elimination of a Public Safety Inspector II position will result in a delay in the investigations performed by this unit.

PUBLIC SAFETY, DEPARTMENT OF

DEPARTMENT TOTALS	2008-09	2009-10	2010-11
GENERAL FUND	\$0	(\$110,477)	(\$175,570)
OTHER SPECIAL REVENUE FUNDS	\$0	\$73,529	\$75,051
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$36,948)	(\$100,519)

1 **Be it enacted by the People of the State of Maine as follows:**

2 **PART Y**

3 **Sec. Y-1. 8 MRSA §1001, sub-§9**, as enacted by PL 2003, c. 687, Pt. A, §5 and
4 affected by Pt. B, §11, is amended to read:

5 **9. Director.** "Director" means the ~~executive director of the board~~ Special
6 Investigations Lieutenant in the Maine State Police.

7 **Sec. Y-2. 8 MRSA §1003, sub-§2**, as amended by PL 2005, c. 663, §§4 and 5, is
8 further amended to read:

9 **2. Duties.** ~~The board shall hire an executive director. The board or the director, as~~
10 ~~delegated by the board,~~ shall hire staff and retain professional services that the board
11 considers necessary to carry out its responsibilities. In addition, ~~the board or the director~~
12 ~~or staff, as delegated by the board,~~ shall:

- 13 A. Enforce the provisions of this chapter and any rules adopted under this chapter;
- 14 B. Hear and decide all license and registration applications under this chapter and
15 issues affecting the granting, suspension, revocation or renewal of licenses and
16 registrations;
- 17 C. Review the department's reports of its investigation of the qualifications of an
18 applicant before a license or registration is issued and investigate the circumstances
19 surrounding any act or transaction for which board approval is required;
- 20 D. Cause the department to investigate any alleged violations of this chapter or rules
21 adopted under this chapter and the direct or indirect ownership or control of any
22 licensee;
- 23 E. Refer violations of this chapter to the Attorney General to bring action in the
24 courts and administrative tribunals of this State or the United States, in the name of
25 the State of Maine. This paragraph does not limit the authority of district attorneys to
26 prosecute criminal violations of the law;
- 27 F. Collect all licensing and registration fees and taxes imposed by this chapter and
28 rules adopted pursuant to this chapter;
- 29 G. Develop a standard uniform location agreement;
- 30 H. Pursuant to subchapter 5, cause the department to investigate all complaints
31 made to the board regarding ownership, distribution or operation of slot machines and
32 all violations of this chapter or rules adopted under this chapter;
- 33 I. Adopt rules to prevent undesirable conduct relating to the ownership, distribution
34 and operation of slot machines and slot machine facilities, including, but not limited
35 to, the following:
- 36 (1) The practice of any fraud or deception upon a player of a slot machine or a
37 licensee;

- 1 (2) The presence or location of a slot machine in or at premises that may be
2 unsafe due to fire hazard or other public safety conditions;
- 3 (3) The infiltration of organized crime into the ownership, distribution or
4 operation of slot machines and slot machine facilities; and
- 5 (4) The presence of disorderly persons in a location where slot machines are in
6 use;
- 7 J. Maintain a central site system of monitoring in real time all slot machines
8 licensed in accordance with this chapter using an on-line inquiry;
- 9 K. Maintain the ability to activate and deactivate the operation of slot machines via
10 the central site monitoring system under authority of board staff or persons contracted
11 by the board;
- 12 L. Ensure that the slot machine operator does not have access to any system that is
13 capable of programming slot machines;
- 14 M. Inform commercial track operators applying for a license to operate slot
15 machines that any slot machines licensed by the board must be compatible with the
16 central site system of on-line monitoring used by the board;
- 17 N. Cause the central site monitoring system to disable a slot machine that does not
18 meet registration requirements provided by this chapter or rules adopted under this
19 chapter or as directed by the department;
- 20 O. Cause the central site monitoring system to disable a slot machine and cause the
21 department to seize the proceeds of that slot machine if the funds from that slot
22 machine have not been distributed, deposited or allocated in accordance with section
23 1036;
- 24 P. Collect all funds and taxes due to the State under sections 1018 and 1036;
- 25 Q. Certify monthly to the department a full and complete statement of all slot
26 machine revenue, credits disbursed by licensees, administrative expenses and the
27 allocation of slot machine income for the preceding month;
- 28 R. Submit by March 15th an annual report to the Governor and the joint standing
29 committee of the Legislature having jurisdiction over gambling affairs on slot
30 machine revenue, credits disbursed by slot machine operators, administrative
31 expenses and the allocation of slot machine income for the preceding year;
- 32 S. Prepare and submit to the department a budget for the administration of this
33 chapter; and
- 34 T. Keep accurate and complete records of its proceedings and certify the records as
35 may be appropriate.

36 **Sec. Y-3. 32 MRSA §88, sub-§2, ¶E,** as amended by PL 2007, c. 274, §20, is
37 further amended to read:

- 38 E. The board shall keep records and minutes of its activities and meetings. These
39 records and minutes must be made easily accessible to the public and be provided
40 expeditiously upon request. ~~The board shall distribute to all licensed emergency~~

1 ~~medical services persons a publication listing training opportunities, meeting~~
2 ~~schedules of the board, proposed rule changes and other information judged by the~~
3 ~~board to have merit in improving emergency medical patient care in the State. The~~
4 ~~board shall create, print and distribute this publication in the most cost efficient~~
5 ~~manner possible. Any paid advertising utilized to accomplish this purpose may not~~
6 ~~be solicited by board members or staff and must be included in such a way that~~
7 ~~endorsement of a product or service by the board can not reasonably be inferred. The~~
8 board may prepare, publish and disseminate educational and other materials to
9 improve emergency medical patient care.

10

SUMMARY

11

PART Y

12

This Part amends the law to move oversight of the Gambling Control Board laws to
13 the State Police as the result of an initiative to eliminate the executive director of the
14 Gambling Control Board. This Part also removes the requirement that the Emergency
15 Medical Services' Board print and distribute certain information to improve emergency
16 medical patient care in the State, as this information will be made available electronically.