

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment by striking out all of the emergency preamble.

Amend the amendment in Part A in section 1 on page 6 in the last initiative in the last line (page 6, line 33 in amendment) by striking out the following: "April 1, 2008" and inserting the following: 'pursuant to financial order'

Amend the amendment in Part A in section 1 on page 14 in the first initiative in the 3rd line (page 14, line 6 in amendment) by striking out the following: "will not take effect until" and inserting the following: 'applies on and after'

Amend the amendment in Part A in section 28 on page 141 in the 2nd initiative in the 5th line (page 141, line 14 in amendment) by striking out the following: "June 1, 2008" and inserting the following: 'June 30, 2008'

Amend the amendment in Part A in section 37 on page 179 in the last initiative in the last line (page 179, line 30 in amendment) by striking out the following: "April 1, 2008" and inserting the following: 'pursuant to financial order'

Amend the amendment in Part F in section 2 in the first paragraph in the last line (page 264, line 21 in amendment) by striking out the following: "May 1, 2008" and inserting the following: 'July 1, 2008'

Amend the amendment in Part N in section 75 in subsection 1 in the first line (page 291, line 29 in amendment) by striking out the following: "must begin by June 1, 2008 and"

Amend the amendment in Part XX by striking out all of sections 3 to 6.

Amend the amendment in Part GGG by striking out all of section 3 (page 341, lines 6 to 14 in amendment) and inserting the following:

Sec. GGG-3. Report. The entity selected to conduct the evaluation, known as the contractor, shall complete and present a final report with findings and recommendations to the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters; the joint standing committee of the Legislature having jurisdiction over taxation matters; and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs no later than February 1, 2009.'

Amend the amendment in Part JJJ in section 2 in the initiative in the 5th line (page 343, line 2 in amendment) by striking out the following: "June 1, 2008" and inserting the following: 'June 30, 2008'

Amend the amendment by striking out all of Part LLLL and inserting the following:

PART LLLL

Sec. LLLL-1. Governmental oversight; recommendations; report. The Director of the Office of Program Evaluation and Government Accountability, referred to in this section as "OPEGA," in conjunction with the directors of the Office of Fiscal and Program Review and the Office of Policy and Legal Analysis and the State Auditor shall make recommendations by October 1, 2008 to the Joint Standing Committee on State and Local Government and the Government Oversight Committee regarding:

1. Changes to operating procedures of OPEGA and relevant offices and agencies, including the Office of Fiscal and Program Review, the Office of Policy and Legal Analysis, the State Controller and the State Auditor, that will facilitate the sharing of resources and coordination of program review across State Government in order to maintain and strengthen program evaluation function; and

2. Recommended performance standards to measure the effectiveness of OPEGA in carrying out its mission to improve the effectiveness, efficiency and economic use of resources of State Government.

The joint standing committee of the Legislature having jurisdiction over state and local government matters and the Government Oversight Committee shall jointly report by January 15, 2009 to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the Legislative Council concerning any recommended changes to the Legislature's government oversight functions, including the structure and resources dedicated to those oversight functions, and performance measures to assess the effectiveness of those oversight functions.

The joint standing committee of the Legislature having jurisdiction over state and local government matters may report out a bill no later than February 1, 2009 to implement the recommendations.

Sec. LLLL-2. Legislative account; lapsed balances; Office of Program Evaluation and Government Accountability - General Fund. Notwithstanding any other provision of law, \$16,517 of unencumbered balance forward in the Personal Services line category and \$300,964 in the unencumbered balance forward in the All Other line category in the Office of Program Evaluation and Government Accountability General Fund account in the Legislature lapses to the General Fund in fiscal year 2008-09.

Sec. LLLL-3. Appropriations and allocations. The following appropriations and allocations are made.

**PROGRAM EVALUATION AND GOVERNMENT ACCOUNTABILITY, OFFICE OF
Office of Program Evaluation and Government Accountability 0976**

Initiative: Deappropriates funds as a result of the elimination of a Principal Analyst/Attorney position, a Senior Analyst/Attorney position and an Analyst/Attorney position.

GENERAL FUND	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	0.000	(3.000)
Personal Services	\$0	(\$303,773)
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	(\$303,773)

Amend the amendment by inserting after Part MMMM the following:

PART NNNN

Sec. NNNN-1. Monthly implementation report. Until June 30, 2009, the Commissioner of Health and Human Services shall report monthly to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over human services matters on the status of implementing provisions in Part A, section 27 affecting individuals with mental retardation and developmental disabilities.

PART OOOO

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

CONSERVATION, DEPARTMENT OF

Parks - General Operations 0221

Initiative: Establishes one Management Analyst I position to maintain costs within available resources. The cost of this position is offset by the elimination of one Public Service Coordinator I position in the Land Use Regulation Commission program.

GENERAL FUND	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$61,045
	<hr/>	
GENERAL FUND TOTAL	\$0	\$61,045

CONSERVATION, DEPARTMENT OF DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	\$0	\$61,045
	<hr/>	
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$61,045

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Administration - Defense, Veterans and Emergency Management 0109

Initiative: Restores \$5,000 in funding for the civil air patrol program.

GENERAL FUND	2007-08	2008-09
All Other	\$0	\$5,000
<hr/>		
GENERAL FUND TOTAL	\$0	\$5,000

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	\$0	\$5,000
<hr/>		
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$5,000

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Adjusts funding between fiscal years to provide additional funding in fiscal year 2007-08 for indigent defense costs.

GENERAL FUND	2007-08	2008-09
All Other	\$450,000	(\$450,000)
<hr/>		
GENERAL FUND TOTAL	\$450,000	(\$450,000)

JUDICIAL DEPARTMENT DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	\$450,000	(\$450,000)
<hr/>		
DEPARTMENT TOTAL - ALL FUNDS	\$450,000	(\$450,000)

SECTION TOTALS	2007-08	2008-09
-----------------------	----------------	----------------

GENERAL FUND	\$450,000	(\$383,955)
	<hr/>	<hr/>
SECTION TOTAL - ALL FUNDS	\$450,000	(\$383,955)

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

Amend the amendment by striking out all of the emergency clause.

SUMMARY

This amendment removes the emergency preamble and emergency clause and adjusts dates as needed.

The amendment removes sections from Part XX that would have made TANF recipients ineligible for both nonemergency and emergency general assistance.

The amendment eliminates the requirement in Part GGG that the contractor evaluating economic development programs and tax incentives submit a preliminary report and changes the date of the final report to February 1, 2009.

This amendment preserves the current structure of the Office of Program Evaluation and Government Accountability and the current legislative oversight of that office, but reduces the staff by 3 positions, leaving 4 positions and some funding for contracted services in place. The amendment directs the Director of the Office of Program Evaluation and Government Accountability to work with the joint standing committee of the Legislature having jurisdiction over state and local government matters and the Government Oversight Committee to develop performance standards applicable to the Office of Program Evaluation and Government Accountability and to identify ways to collaborate with other offices and departments, including legislative offices, the State Controller and the State Auditor, to improve the effectiveness and efficiency of its oversight role. The legislative committees must review these recommendations and report to the Legislature on recommended changes to the operation of the Office of Program Evaluation and Government Accountability and the structure of legislative oversight of State Government.

The amendment adds Part NNNN, which requires the Commissioner of Health and Human Services to make monthly reports to the Legislature concerning implementing provisions affecting individuals with mental retardation and developmental disabilities.

The amendment adds Part OOOO, which includes offsets to deappropriations made in Part A to the Department of Conservation for a Management Analyst I position, to the Department of Defense, Veterans and Emergency Management for the civil air patrol program and to the Judicial Department for indigent defense costs.

FISCAL NOTE REQUIRED

(See attached)