

**Sec. A-5. Appropriations and allocations.** The following appropriations and allocations are made.

**ATTORNEY GENERAL, DEPARTMENT OF THE**

**Administration - Attorney General 0310**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	53.000	51.500	51.500	51.500
Personal Services	\$4,665,035	\$4,427,311	\$4,885,805	\$5,126,130
All Other	\$578,056	\$576,777	\$576,777	\$576,777
<b>GENERAL FUND TOTAL</b>	<b>\$5,243,091</b>	<b>\$5,004,088</b>	<b>\$5,462,582</b>	<b>\$5,702,907</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	15.000	15.000	15.500	15.500
Personal Services	\$1,337,169	\$1,435,165	\$1,449,672	\$1,508,328
All Other	\$545,890	\$540,108	\$540,108	\$540,108
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$1,883,059</b>	<b>\$1,975,273</b>	<b>\$1,989,780</b>	<b>\$2,048,436</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	47.000	46.000	47.000	47.000
Personal Services	\$5,030,169	\$5,298,385	\$5,503,225	\$5,797,329
All Other	\$680,497	\$677,840	\$677,840	\$677,840
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$5,710,666</b>	<b>\$5,976,225</b>	<b>\$6,181,065</b>	<b>\$6,475,169</b>

**Justification:**

The primary mission of the Attorney General's Office is to provide high quality legal services to enforce the law, ensure the effective prosecution of crimes, ensure the safety of people of Maine, collect taxes, protect consumers, protect the environment, and to defend and represent State agencies in their administration of laws within their jurisdiction.

To be accountable to the law and the public interest, the Attorney General seeks to maintain a degree of independence from the Executive agencies it serves. The Office provides defensive legal services for State agencies as required by statute, and strives to provide affirmative litigation, preventative assistance and proactive legal services to the extent that resources are available. The Attorney General's office prosecutes homicide cases and certain other crimes, argues and coordinates appeals to the courts, and provides legal advice to law enforcement agencies.

The Attorney General has organized the Office of the Attorney General into a number of divisions headed by division chiefs. The following briefly describes the responsibilities of each division.

**Administrative Services Division.** Employees in this division are responsible for budgeting, human resources, accounting, and other administrative functions of the office.

**Child Support Enforcement Division.** The Child Support Enforcement Division, represents the Department of Health and Human Services ("DHHS") in the area of child support enforcement.

Child Protection Division. The Child Protection Division represents DHHS in the area of child protection.

Health and Human Services Division. The Health and Human Services Division provides legal representation for every other program in DHHS. The Division handles, among other responsibilities, legal work for the MaineCare program, involuntary mental health commitment hearings, defense of lawsuits against the Department and its employees, public guardianship/conservatorship issues, licensure of homes for both adults and children, enforcement of the State's health laws, enforcement of adult protective laws, represents DHHS's interest in federal benefits programs such as MaineCare and TANF, and provides legal counsel in the AMHI and Community Consent Decree cases.

Criminal Division. The Criminal Division is exclusively responsible for the prosecution of homicides occurring in the State and concurrently responsible with the District Attorneys for all other criminal matters. This division handles criminal appeals to the Supreme Judicial Court, petitions for post-conviction relief, and federal habeas corpus matters. The Maine Drug Task Force attorneys and the Drug Prosecution Coordinator are also located in the Criminal Division. These attorneys prosecute criminal drug-related cases investigated by the Maine Drug Enforcement Agency (MDEA) and other state, county and municipal police agencies. The Criminal Division also manages the Victims' Compensation Program, which provides reimbursement to victims of violent crime for certain financial losses, and houses and staffs the Sexual Assault Forensic Examiner Advisory Board. In addition, the Criminal Division represents the Department of Public Safety and acts as extradition officer for the Governor.

Financial Crimes and Civil Rights Division. The Financial Crimes and Civil Rights Division oversees the prosecution of white collar and financial crimes, and frauds against State government, which include welfare fraud, Medicaid fraud, tax crimes, and securities violations. The Division also directs enforcement actions under the Maine Civil Rights Act and is responsible for the administration of the Civil Rights Team Project.

General Government Division. The General Government Division advises and represents in administrative and judicial proceedings the Bureau of General Services, the State Board of Property Tax Review, the Bureau of Alcoholic Beverages and Lottery Operations, and the Bureau of Human Resources, all within the Department of Administrative and Financial Services. The Division also provides legal and support services to the Department of Labor, the Department of Corrections, the Department of Education, and the Department of the Secretary of State, which includes the Commission on Governmental and Election Ethics, the Bureau of Corporations, Elections and Commissions, and the Motor Vehicle Division. The Division is actively engaged in matters relating to child labor laws, bankruptcy, unemployment compensation, payment of wages, state and school construction contracts, leases, the Maine Clean Election Act, election recounts, liquor licensing, teacher certification, special education, collections, and property valuation.

Investigation Division. The Investigation Division is responsible for conducting investigations pertaining to fraud against the State pursuant to 5 M.R.S.A. § 200-C, and also provides direct investigative services for other divisions in the Department. The Division is responsible for investigating police-involved fatalities and for investigating allegations of certain crimes against public officials. The Division also serves as a resource for other law enforcement agencies. Some detectives are specifically assigned to investigate hate crimes and to provide training with respect to the Maine Civil Rights Act, to conduct investigations for the Medical Board, the Osteopathic Board and the Tobacco and Substance Abuse programs and to investigate cases of financial exploitation of our vulnerable elders.

Litigation Division. The Litigation Division is responsible for the defense of claims filed against the State under the Maine Tort Claims Act. The Division defends the State and its employees in civil rights actions brought pursuant to 42 U.S.C. § 1983. The Division also defends and provides advice to the State and its employees in employment and discrimination matters. The Litigation Division handles court actions not involving a particular agency and assists with complex litigation matters. The Division represents the Baxter State Park Authority and certain divisions within the Department of Administrative and Financial Services (Division of Risk Management, Bureau of Human Resources and Bureau of Taxation). The Litigation Division oversees civil appeals, sometimes assists with criminal appeals and serves as a resource for litigation issues in other divisions.



OTHER SPECIAL REVENUE FUNDS TOTAL

\$68,422

\$72,209

**Justification:**

This proposal eliminates the detective position responsible for investigating financial exploitation of elderly citizens and eliminates 1.5 attorney positions. These specific reductions, together with the reduction in funding from managing vacancies will mean a loss of nearly 25% of our General Fund attorneys, which will reduce our ability to prevent and defend lawsuits against state agencies, to generate settlement funds from consumer litigation and to prosecute homicides in the state.

**Administration - Attorney General 0310**

Initiative: Reduces funding from savings achieved by managing vacancies.

Ref. #: 498

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

**GENERAL FUND**

Personal Services

**2009-10**  
(\$470,532)

**2010-11**  
(\$495,949)

GENERAL FUND TOTAL

(\$470,532)

(\$495,949)

**Justification:**

This proposal reduces funding based on managing vacancies. To achieve this savings together with the initiative to eliminate, reorganize and reallocate 1.5 attorney positions will mean a loss of nearly 25% of our General Fund attorneys, which will reduce our ability to prevent and defend lawsuits against state agencies, to generate settlement funds from consumer litigation and to prosecute homicides in the state.

**Administration - Attorney General 0310**

Initiative: Eliminates one Secretary Legal position in accordance with Public Law 2007, chapter 653, Part C, section 2.

Ref. #: 499

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

**OTHER SPECIAL REVENUE FUNDS**

POSITIONS - LEGISLATIVE COUNT

Personal Services

**2009-10**  
(1,000)

**2010-11**  
(1,000)

(\$54,310)

(\$57,555)

OTHER SPECIAL REVENUE FUNDS TOTAL

(\$54,310)

(\$57,555)

**Justification:**

Public Law 2007, chapter 653, Part C, section 2, directed the Department of Administrative and Financial Services to review vacant positions throughout state government, regardless of funding source, and to identify positions to be eliminated. This initiative eliminates one position identified as part of that review and is a continuation of an initiative in Legislative Document 45, the fiscal year 2008-09 supplemental budget. This Other Special Revenue Fund position has been vacant for some time as there is no funding source to support it.

**ADMINISTRATION - ATTORNEY GENERAL 0310  
PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	53.000	51.500	47.500	47.500
Personal Services	\$4,665,035	\$4,427,311	\$4,157,100	\$4,361,334
All Other	\$578,056	\$576,777	\$576,777	\$576,777
<b>GENERAL FUND TOTAL</b>	<b>\$5,243,091</b>	<b>\$5,004,088</b>	<b>\$4,733,877</b>	<b>\$4,938,111</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	15.000	15.000	15.500	15.500
Personal Services	\$1,337,169	\$1,435,165	\$1,449,672	\$1,508,328
All Other	\$545,890	\$540,108	\$540,108	\$540,108
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$1,883,059</b>	<b>\$1,975,273</b>	<b>\$1,989,780</b>	<b>\$2,048,436</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	47.000	46.000	47.500	47.500
Personal Services	\$5,030,169	\$5,298,385	\$5,498,786	\$5,792,403
All Other	\$680,497	\$677,840	\$696,391	\$697,420
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$5,710,666</b>	<b>\$5,976,225</b>	<b>\$6,195,177</b>	<b>\$6,489,823</b>

**Chief Medical Examiner - Office of 0412**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	8.000	8.000
Personal Services	\$903,823	\$919,437	\$907,790	\$929,499
All Other	\$466,709	\$460,209	\$400,829	\$400,829
<b>GENERAL FUND TOTAL</b>	<b>\$1,370,532</b>	<b>\$1,379,646</b>	<b>\$1,308,619</b>	<b>\$1,330,328</b>

  

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$14,993	\$14,993	\$14,993	\$14,993
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$14,993</b>	<b>\$14,993</b>	<b>\$14,993</b>	<b>\$14,993</b>

**Justification:**

The Chief Medical Examiner's office investigates and makes inquiries into all deaths due to other than natural disease or that cannot be certified by a private attending physician. The goal of the Office is to provide thorough investigations and support to the judicial system, public health and public safety. The Office should have a budget that allows for supplying timely reports to government agencies, other interested parties and families on the circumstantial and medical factors which caused death for the purposes of prosecution, departmental action, estate settlement, and statistical information for governmental recordkeeping and policy decisions.

The work of the Chief Medical Examiner is defined in statute with little discretionary spending. The Office will continue to perform the autopsy function in-house while contracting out for toxicology services, the cost of which has risen substantially. The Office has struggled for some time to try to maintain reasonable response times while staying within the budget demands. Without additional funding the Office will need to scale back the level and types of services provided. There are insufficient funding levels in the baseline budget to continue to purchase the part-time services from two forensic pathologists to perform autopsies, the number of which has markedly increased.

**Chief Medical Examiner - Office of 0412**

Initiative: Continues one Field Investigator position in the Office of the Chief Medical Examiner to investigate deaths. This position was previously authorized as a limited-period position in Public Law 2007, chapter 240.

Ref. #: 515

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$58,022	\$60,948
All Other	\$3,244	\$3,244
<b>GENERAL FUND TOTAL</b>	<b>\$61,266</b>	<b>\$64,192</b>

**Justification:**

This initiative requests the continuation of funding of one full-time Field Investigator position to oversee all death investigations and coordinate the follow-up needed in these cases. Specifically the position takes death calls, answers questions, calls physicians, hospitals, and police officers and gathers the investigative information which the pathologists require to determine jurisdiction and complete the cause and manner of death. Due to insufficient staffing, other critical work of the Chief Medical Examiner's Office had been preempted by the need to gather investigative information. As a result, the volume of work being completed and reports being sent out to police, insurance companies and families had increased to a 5-6 month timeframe. With the addition of a trained death investigator, the Chief Medical Examiner's Office is able to move the cases along and be more responsive to the needs of the clients and the families that need the information to settle insurance claims and estate issues.

---

**CHIEF MEDICAL EXAMINER - OFFICE OF 0412  
PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	9.000	9.000
Personal Services	\$903,823	\$919,437	\$965,812	\$990,447
All Other	\$466,709	\$460,209	\$404,073	\$404,073
<b>GENERAL FUND TOTAL</b>	<b>\$1,370,532</b>	<b>\$1,379,646</b>	<b>\$1,369,885</b>	<b>\$1,394,520</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$14,993	\$14,993	\$14,993	\$14,993
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$14,993</b>	<b>\$14,993</b>	<b>\$14,993</b>	<b>\$14,993</b>

**Civil Rights 0039**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$71,080	\$75,144	\$76,085	\$80,285
All Other	\$152,378	\$177,975	\$177,975	\$177,975
<b>GENERAL FUND TOTAL</b>	<b>\$223,458</b>	<b>\$253,119</b>	<b>\$254,060</b>	<b>\$258,260</b>

**Justification:**

The mission of the Civil Rights Team Project (CRTP) is to increase the safety of high school, middle school and elementary school students and to reduce the incidence of bias-motivated harassment and violence in schools. The CRTP has established civil rights teams in over 230 Maine schools and provides training and educational opportunities for students, teachers, administrators and parents throughout Maine. The CRTP is supported by one Director and one paralegal.

The projected outcomes for the Civil Rights Teams Project:

- \* To train, encourage and empower high school, middle school and elementary school student members of Civil Rights Teams to be leaders within their school communities on issues relating to confronting bias, prejudice and harassment.
- \* To increase the awareness and responsiveness of faculty and administrators to bias, prejudice and harassment by conducting in-service trainings at each of the participating schools.
- \* To increase the awareness and commitment of schools, parents, and community members to address the problem of bias-motivated harassment.
- \* To foster constructive relationships between the local school departments, the local police department and the Civil Rights Teams Project.
- \* To improve the school experience for members of targeted groups (racial, religious, national origin, sexual orientation, etc.) by increasing their feelings of safety within their schools and their understanding that differences will be accepted.

**Civil Rights 0039**

Initiative: Continues one Research Assistant position previously established by Financial Order 003722 F8 and transfers All Other to Personal Services to fund the position.

Ref. #: 459

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$74,180	\$78,666
All Other	(\$74,180)	(\$78,666)
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

**Justification:**

The Office requests this Research Assistant position to continue with the new more effective service delivery model established through Financial Order 003722 F8. The position will be funded from a transfer of All Other funds previously used for independent contractors to fill the role of regional coordinators. Because of the growth of the Civil Rights Team Project this position is vital to the ongoing successful operation of the initiative. This is a statewide initiative affecting over 230 elementary, middle and high schools in every portion of the state.



---

**CIVIL RIGHTS 0039**  
**PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	2.000	2.000
Personal Services	\$71,080	\$75,144	\$150,265	\$158,951
All Other	\$152,378	\$177,975	\$103,795	\$99,309
<b>GENERAL FUND TOTAL</b>	<b>\$223,458</b>	<b>\$253,119</b>	<b>\$254,060</b>	<b>\$258,260</b>

**District Attorneys Salaries 0409**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	83.000	83.000	83.000	83.000
Personal Services	\$8,148,629	\$8,248,811	\$9,144,273	\$9,280,631
<b>GENERAL FUND TOTAL</b>	<b>\$8,148,629</b>	<b>\$8,248,811</b>	<b>\$9,144,273</b>	<b>\$9,280,631</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$62,429	\$65,640	\$72,723	\$73,875
All Other	\$8,244	\$8,244	\$8,244	\$8,244
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$70,673</b>	<b>\$73,884</b>	<b>\$80,967</b>	<b>\$82,119</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	0.000	0.000
Personal Services	\$118,883	\$125,447	\$138,723	\$141,434
All Other	\$30,708	\$30,708	\$30,708	\$30,708
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$149,591</b>	<b>\$156,155</b>	<b>\$169,431</b>	<b>\$172,142</b>

**Justification:**

Historically, the eight District Attorneys' offices have handled approximately 90,000 criminal and juvenile cases per year, as well as thousands of traffic and civil violations. This caseload is carried statewide with a staff of 76 Assistant District Attorneys and eight elected District Attorneys. When traffic infractions and civil violations are factored in, as well as probation revocations, appeals to the Superior Court and Law Court, and other cases, each Assistant District Attorney handles very high caseloads.

All eight District Attorney offices are responsible for the prosecution of the majority of all criminal offenses occurring in their district, with the exception of murder, including thousands of traffic infractions and civil violations. It has been estimated that each Assistant District Attorney generates over \$1,000 in fines and fees every day. Each office must supervise its county employees and prosecuting attorneys, while overseeing the prosecution of cases in all courts.

Each District Attorney office spends many hours preparing criminal complaints, motions, memoranda of law, legal briefs, as well as other pleadings. A great deal of time is spent reviewing thousands of police reports in order to determine whether or not sufficient evidence exists for the issuance of criminal complaints. Time consuming activities such as trial preparation and hearings, Grand Jury presentations, meetings with police officers, witnesses and victims, as well as being on call 24-hours-per-day, keep all prosecutors extremely busy. In many prosecutorial districts, District Attorneys cover courts in several distant locations. In addition, all District Attorney Offices sponsor police training classes, offering continuing legal education to law enforcement in order to enhance the quality of investigations, which helps to secure more prosecutions.

As the Baseline Budget request fully funds the positions in the District Attorneys' offices, it will allow them to return to their authorized staffing patterns. The budget recommendations will allow the District Attorneys to continue doing their job, i.e. prosecute OUI offenders, child abusers, thieves, batterers of women, habitual offenders, etc.

**District Attorneys Salaries 0409**

Initiative: Reduces funding by eliminating merit increases in the 2010-2011 biennium for District Attorney positions and Assistant District Attorney positions.

Ref. #: 510

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
Personal Services	(\$269,000)	(\$318,000)
<b>GENERAL FUND TOTAL</b>	(\$269,000)	(\$318,000)

**Justification:**

Merit increases for all Assistant District Attorney positions have not been awarded in fiscal year 2008-09 in order to maintain costs within available resources. As a consequence of that fiscal year 2008-09 action the base salaries carried into the next biennium are lower, resulting in savings available in the 2010-2011 biennium. This initiative will have no impact on the 75 Assistant District Attorney positions in fiscal year 2009-10 and fiscal year 2010-2011.

**DISTRICT ATTORNEYS SALARIES 0409**

**PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	83.000	83.000	83.000	83.000
Personal Services	\$8,148,629	\$8,248,811	\$8,875,273	\$8,962,631
<b>GENERAL FUND TOTAL</b>	\$8,148,629	\$8,248,811	\$8,875,273	\$8,962,631

<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.000	1.000	1.000	1.000
Personal Services	\$62,429	\$65,640	\$72,723	\$73,875
All Other	\$8,244	\$8,244	\$8,244	\$8,244
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	\$70,673	\$73,884	\$80,967	\$82,119

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	0.000	0.000	0.000	0.000
Personal Services	\$118,883	\$125,447	\$138,723	\$141,434
All Other	\$30,708	\$30,708	\$30,708	\$30,708
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	\$149,591	\$156,155	\$169,431	\$172,142

**FHM - Attorney General 0947**

Initiative: BASELINE BUDGET

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>FUND FOR A HEALTHY MAINE</b>				
POSITIONS - LEGISLATIVE COUNT	1,500	1,500	1,500	1,500
Personal Services	\$159,616	\$169,115	\$141,832	\$149,729
All Other	\$29,429	\$29,569	\$28,184	\$28,342
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>\$189,045</b>	<b>\$198,684</b>	<b>\$170,016</b>	<b>\$178,071</b>

**Justification:**

This program provides funding for one and a half attorney positions and related All Other to enforce the Tobacco Manufacturer's Act and the Tobacco Distributor's Act. The positions are critical to the diligent enforcement requirement to secure Maine's roughly \$52 million annual MSA Settlement Payment.

---

**FHM - Attorney General 0947**

Initiative: Reduces funding to maintain costs within available resources.

Ref. #: 524

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

	<b>2009-10</b>	<b>2010-11</b>
<b>FUND FOR A HEALTHY MAINE</b>		
All Other	(\$1,586)	(\$1,789)
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>(\$1,586)</b>	<b>(\$1,789)</b>

**Justification:**

Revenue for the Fund for a Healthy Maine is projected to be less in fiscal years 2009-10 and 2010-11 than the fiscal year 2008-09 level. As a result, All Other funding in the various Fund for a Healthy Maine accounts is being reduced to bring allocations into line with resources. The Office of Attorney General will absorb this reduction by reviewing and reducing All Other expenditures as needed.

---

**FHM - ATTORNEY GENERAL 0947**

**PROGRAM SUMMARY**

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>FUND FOR A HEALTHY MAINE</b>				
POSITIONS - LEGISLATIVE COUNT	1,500	1,500	1,500	1,500
Personal Services	\$159,616	\$169,115	\$141,832	\$149,729
All Other	\$29,429	\$29,569	\$26,598	\$26,553
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>\$189,045</b>	<b>\$198,684</b>	<b>\$168,430</b>	<b>\$176,282</b>

**Human Services Division 0696**

Initiative: BASELINE BUDGET

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>				
POSITIONS - LEGISLATIVE COUNT	63.500	63.500	63.500	63.500
Personal Services	\$5,459,169	\$5,761,218	\$6,091,137	\$6,412,586
All Other	\$846,122	\$851,473	\$851,473	\$851,473
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$6,305,291</b>	<b>\$6,612,691</b>	<b>\$6,942,610</b>	<b>\$7,264,059</b>

**Justification:**

The primary mission of this program is to provide legal services for the programs administered by the Department of Health and Human Services.

The program, through positions assigned to the Divisions of Child Protective, Child Support, and Health and Human Services, provides high quality legal services to the Department of Health and Human Services. The Divisions, through interpretation and enforcement of the law, protect and promote the health and well being of the people of Maine, support the Department's provision of basic needed resources and services to people when they cannot provide or care for themselves, and improve the coordination and delivery of services the State provides to children and their families.

The major objectives for the biennium are: to boost child support collections; to improve the efficiency and effectiveness of the child protective system in the courts; to assist the Office of MaineCare Services in bringing to resolution complex licensing and MaineCare reimbursement cases; to increase MaineCare third-party liability collections; to provide more legal assistance in such public health areas as smoking, communicable diseases and drinking water; and to enforce laws protecting children and adults in day care, foster care, boarding homes and nursing homes.

One of the Divisions' most significant responsibilities is handling child protective and child support cases. This work is done out of four offices-Portland, Augusta, Bangor, and Caribou. Attorneys and paralegals in these areas have the most persistent and heavy caseloads of any Divisions in the Office of the Attorney General.

Additionally, Assistant Attorneys General provide the other Bureaus of DHHS with legal support and representation. These attorneys work with the Office of MaineCare Services, Public Health, Office of Integrated Access and Support, and the Office of Elder Services. Significant work areas include MaineCare, audit, welfare laws, adult protective, licensure of child care homes, foster homes, boarding homes, and nursing homes, the AMHI Consent Decree and the Community Consent Decree, Certificate of Need, and all manner of health-related issues. Recent areas of growth in legal need are found in the areas of significant and complex rule review; appellate work; contract review and RFP appeals from unsuccessful bidders; Human Rights Commission complaints; and more administrative hearings involving licensure of child care facilities and adult assisted living, boarding and nursing homes.

---

**HUMAN SERVICES DIVISION 0696**  
**PROGRAM SUMMARY**

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	63.500	63.500	63.500	63.500
Personal Services	\$5,459,169	\$5,761,218	\$6,091,137	\$6,412,586
All Other	\$846,122	\$851,473	\$851,473	\$851,473
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$6,305,291</b>	<b>\$6,612,691</b>	<b>\$6,942,610</b>	<b>\$7,264,059</b>

**Victims' Compensation Board 0711**

Initiative: BASELINE BUDGET

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>FEDERAL EXPENDITURES FUND</b>				
All Other	\$225,549	\$225,549	\$225,549	\$225,549
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$225,549</b>	<b>\$225,549</b>	<b>\$225,549</b>	<b>\$225,549</b>
	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>				
POSITIONS - LEGISLATIVE COUNT	3,000	3,000	3,000	3,000
Personal Services	\$196,308	\$208,809	\$215,073	\$228,059
All Other	\$558,694	\$566,194	\$566,194	\$566,194
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$755,002</b>	<b>\$775,003</b>	<b>\$781,267</b>	<b>\$794,253</b>

**Justification:**

In recognition of the financial hardship crime victims often suffer, the Maine Legislature in the spring of 1992 created the Victims' Compensation Fund and Victims' Compensation Board. The Victims' Compensation Fund assists innocent victims of violent crime by reimbursing them to a maximum of \$15,000 for the out-of-pocket costs or losses they incur when they suffer physical and emotional trauma as a result of criminal victimization. The Board, which decides claims to be paid from the Fund, is located in the Criminal Division of the Office of the Attorney General, which provides staff to administer the Program. The Board is comprised of three members drawn from Maine's legal, medical and victim services communities.

The Victims' Compensation Program works closely with District Attorneys, Victim Witness Advocates, the Department of Correction, and advocates from domestic violence and sexual assault response agencies in order to reach out and assist victims of violent crime. Training on all aspects of the program is available upon request.

The Baseline Budget recommended funding levels provide sufficient allocation to support the current staffing level and projected award amounts to victims of crimes.

---

**VICTIMS' COMPENSATION BOARD 0711  
PROGRAM SUMMARY**

<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$225,549	\$225,549	\$225,549	\$225,549
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$225,549</b>	<b>\$225,549</b>	<b>\$225,549</b>	<b>\$225,549</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	3.000	3.000	3.000	3.000
Personal Services	\$196,308	\$208,809	\$215,073	\$228,059
All Other	\$558,694	\$566,194	\$566,194	\$566,194
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$755,002</b>	<b>\$775,003</b>	<b>\$781,267</b>	<b>\$794,253</b>



**ATTORNEY GENERAL, DEPARTMENT OF THE**

<b>DEPARTMENT TOTALS</b>	<b>2009-10</b>	<b>2010-11</b>
<b>GENERAL FUND</b>	<b>\$15,233,095</b>	<b>\$15,553,522</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$2,296,296</b>	<b>\$2,356,104</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$168,430</b>	<b>\$176,282</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$14,103,478</b>	<b>\$14,735,270</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$31,801,299</b>	<b>\$32,821,178</b>

**Sec. A-37. Appropriations and allocations.**

The following appropriations and allocations are made.

**HUMAN RIGHTS COMMISSION, MAINE**

**Human Rights Commission - Regulation 0150**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	8.000	8.000
Personal Services	\$549,139	\$548,742	\$567,407	\$588,358
All Other	\$57,754	\$18,964	\$55,411	\$55,411
<b>GENERAL FUND TOTAL</b>	<b>\$606,893</b>	<b>\$567,706</b>	<b>\$622,818</b>	<b>\$643,769</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	5.000	5.000	5.000	5.000
Personal Services	\$315,802	\$344,081	\$322,735	\$338,073
All Other	\$130,717	\$111,951	\$111,951	\$111,951
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$446,519</b>	<b>\$456,032</b>	<b>\$434,686</b>	<b>\$450,024</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$5,698	\$5,698	\$5,698	\$5,698
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$5,698</b>	<b>\$5,698</b>	<b>\$5,698</b>	<b>\$5,698</b>

**Justification:**

The Maine Human Rights Commission is the State agency charged with the responsibility of enforcing Maine's anti-discrimination laws. Pursuant to 5 MRSA, ss 4551 et seq., the Maine Human Rights Commission investigates complaints of unlawful discrimination in employment, housing, education, access to public accommodations, extension of credit, and offensive names. Also by statutory mandate, the Commission endeavors to resolve complaints by informal methods of persuasion, conciliation and negotiations prior to a determination of whether there are reasonable grounds to believe that unlawful discrimination occurred. The Commission pursues court remedy only when alternative solutions have failed.

**Human Rights Commission - Regulation 0150**

Initiative: Eliminates one Field Investigator position to meet target reductions.

Ref. #: 2029

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$62,282)	(\$64,337)
<b>GENERAL FUND TOTAL</b>	<b>(\$62,282)</b>	<b>(\$64,337)</b>

**Justification:**

The elimination of one Field Investigator position would have a negative impact on the Human Rights Commission's ability to produce cases under its federal contracts, resulting in reductions in federal funding, which would result in further decreases or eliminations of additional positions, federal funding and production, and would be devastating to the commission's ability to meet its statutory mandates, and the commission could only suggest eliminating some of its statutory jurisdiction, such as enforcement of the Whistleblower's Protection Act, for which its complaints comprise a high percentage (16%) of the commission's inventory of complaints.

**HUMAN RIGHTS COMMISSION - REGULATION 0150  
PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	8.000	8.000	7.000	7.000
Personal Services	\$549,139	\$548,742	\$505,125	\$524,021
All Other	\$57,754	\$18,964	\$55,411	\$55,411
<b>GENERAL FUND TOTAL</b>	<b>\$606,893</b>	<b>\$567,706</b>	<b>\$560,536</b>	<b>\$579,432</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	5.000	5.000	5.000	5.000
Personal Services	\$315,802	\$344,081	\$322,735	\$338,073
All Other	\$130,717	\$111,951	\$111,951	\$111,951
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$446,519</b>	<b>\$456,032</b>	<b>\$434,686</b>	<b>\$450,024</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$5,698	\$5,698	\$5,698	\$5,698
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$5,698</b>	<b>\$5,698</b>	<b>\$5,698</b>	<b>\$5,698</b>

**Sec. A-39. Appropriations and allocations.** The following appropriations and allocations are made.

**INDIAN TRIBAL-STATE COMMISSION, MAINE**

**Maine Indian Tribal-state Commission 0554**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$73,447	\$34,277	\$34,277	\$34,277
<b>GENERAL FUND TOTAL</b>	<b>\$73,447</b>	<b>\$34,277</b>	<b>\$34,277</b>	<b>\$34,277</b>

**Justification:**

No justification provided.

**Maine Indian Tribal-state Commission 0554**

Initiative: Provides funding for the Maine Indian Tribal-State Commission.

Ref. #: 2754

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$43,723	\$43,723
<b>GENERAL FUND TOTAL</b>	<b>\$43,723</b>	<b>\$43,723</b>

**MAINE INDIAN TRIBAL-STATE COMMISSION 0554**

**PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$73,447	\$34,277	\$78,000	\$78,000
<b>GENERAL FUND TOTAL</b>	<b>\$73,447</b>	<b>\$34,277</b>	<b>\$78,000</b>	<b>\$78,000</b>

**Sec. A-41. Appropriations and allocations.**

The following appropriations and allocations are made.

**JUDICIAL DEPARTMENT**

**Courts - Supreme, Superior and District 0063**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	502.000	512.000	511.000	511.000
Personal Services	\$34,158,478	\$35,906,469	\$38,881,743	\$38,886,536
All Other	\$27,495,602	\$28,375,662	\$28,823,162	\$28,823,162
Capital Expenditures	\$330,000	\$250,000	\$0	\$0
Unallocated	\$0	(\$1,102,054)	\$0	\$0
<b>GENERAL FUND TOTAL</b>	<b>\$61,984,080</b>	<b>\$63,430,077</b>	<b>\$67,704,905</b>	<b>\$67,709,698</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.500	1.500	1.500	1.500
Personal Services	\$1,988,112	\$2,069,832	\$1,813,311	\$1,826,453
All Other	\$1,090,199	\$1,245,199	\$1,090,199	\$1,090,199
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$3,078,311</b>	<b>\$3,315,031</b>	<b>\$2,903,510</b>	<b>\$2,916,652</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	2.000	2.000	2.000	2.000
Personal Services	\$220,201	\$224,860	\$198,275	\$196,538
All Other	\$3,117,193	\$3,128,443	\$3,128,443	\$3,128,443
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$3,337,394</b>	<b>\$3,353,303</b>	<b>\$3,326,718</b>	<b>\$3,324,981</b>

**Justification:**

This program funds the Supreme Judicial Court, the Superior Court, the District Court and the Administrative Office of the Courts. This program encompasses all activities undertaken by the Judicial Branch in carrying out its powers under the Constitution. The budget includes funding for salaries and benefits for judges and non-judicial employees, operational expenses for 44 Judicial Branch facilities throughout the state and other expenses to include, indigent legal services, debt service, security, juror and travel costs.

**Courts - Supreme, Superior and District 0063**

Initiative: Continues one limited-period Court Appointed Special Advocate Regional Coordinator position through June 18, 2011 and transfers All Other to Personal Services in the General Fund to fund 42.5% of the position. This position was previously authorized in Public Law 2007, chapter 240.

Ref. #: 2984

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
Personal Services	\$36,228	\$36,968



**Justification:**

The Judicial Branch rents courthouses from private landlords and municipalities. This request represents the estimated increases for the tenant at will leases to cover raising landlord costs.

**Courts - Supreme, Superior and District 0063**

Initiative: Continues one limited-period Project Coordinator position through June 18, 2011. The position was previously authorized in Public Law 2007, chapter 240.

Ref. #: 2992

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

**FEDERAL EXPENDITURES FUND**

**2009-10**

**2010-11**

Personal Services

\$91,485

\$89,793

FEDERAL EXPENDITURES FUND TOTAL

\$91,485

\$89,793

**Justification:**

This position will be funded by the federal Court Improvement Grant through the United States Department of Health and Human Services Administration on Children and Families. The grant is targeted to improve Maine's system of justice with regard to the safety, well-being, and permanency of Maine's most vulnerable children, those within the child welfare system. The position is responsible for the grant management and implementation.

**Courts - Supreme, Superior and District 0063**

Initiative: Continues one limited-period Administrative Assistant position through June 18, 2011. This position was previously authorized in Public Law 2007, chapter 240.

Ref. #: 2986

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

**FEDERAL EXPENDITURES FUND**

**2009-10**

**2010-11**

Personal Services

\$71,140

\$72,057

FEDERAL EXPENDITURES FUND TOTAL

\$71,140

\$72,057

**Justification:**

This position will be funded by the federal Court Improvement Grant through the United States Department of Health and Human Services Administration on Children and Families. The grant is targeted to improve Maine's system of justice with regard to the safety, well-being, and permanency of Maine's most vulnerable children, those within the child welfare system. The position will assist in the grant management and implementation.

**Courts - Supreme, Superior and District 0063**

Initiative: Provides funding for additional revenue received for the Jail Operations Surcharge Fund program and the Maine Civil Legal Services Fund program.

Ref. #: 2987

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

**OTHER SPECIAL REVENUE FUNDS**

**2009-10**

**2010-11**







**COURTS - SUPREME, SUPERIOR AND DISTRICT 0063  
PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	502.000	512.000	511.000	511.000
Personal Services	\$34,158,478	\$35,906,469	\$38,917,971	\$38,923,504
All Other	\$27,495,602	\$28,375,662	\$24,756,161	\$24,796,618
Capital Expenditures	\$330,000	\$250,000	\$0	\$0
Unallocated	\$0	(\$1,102,054)	(\$1,000,000)	(\$1,000,000)
<b>GENERAL FUND TOTAL</b>	<b>\$61,984,080</b>	<b>\$63,430,077</b>	<b>\$62,674,132</b>	<b>\$62,720,122</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	1.500	1.500	1.500	1.500
Personal Services	\$1,988,112	\$2,069,832	\$2,133,858	\$2,143,512
All Other	\$1,090,199	\$1,245,199	\$1,090,199	\$1,090,199
<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<b>\$3,078,311</b>	<b>\$3,315,031</b>	<b>\$3,224,057</b>	<b>\$3,233,711</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
POSITIONS - LEGISLATIVE COUNT	2.000	2.000	2.000	2.000
Personal Services	\$220,201	\$224,860	\$247,288	\$246,551
All Other	\$3,117,193	\$3,128,443	\$4,330,979	\$4,330,979
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$3,337,394</b>	<b>\$3,353,303</b>	<b>\$4,578,267</b>	<b>\$4,577,530</b>

**FHM - Judicial Department 0963**

Initiative: BASELINE BUDGET

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>FUND FOR A HEALTHY MAINE</b>				
POSITIONS - LEGISLATIVE COUNT	1,000	1,000	1,000	1,000
Personal Services	\$94,808	\$107,960	\$117,803	\$116,782
All Other	\$2,726	\$2,726	\$2,726	\$2,726
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>\$97,534</b>	<b>\$110,686</b>	<b>\$120,529</b>	<b>\$119,508</b>

**Justification:**

This program includes funds allocated from the Fund for a Healthy Maine to cover payroll and related all other costs for the Adult Drug Court Coordinator position.

---

**FHM - Judicial Department 0963**

Initiative: Reduces funding to maintain costs within available resources.

Ref. #: 3001

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>FUND FOR A HEALTHY MAINE</b>		<b>2009-10</b>	<b>2010-11</b>
All Other		(\$153)	(\$172)
<b>FUND FOR A HEALTHY MAINE TOTAL</b>		<b>(\$153)</b>	<b>(\$172)</b>

**Justification:**

Revenue for the Fund for a Healthy Maine is projected to be less in fiscal years 2009-10 and 2010-11 than the fiscal year 2008-09 level. As a result, All Other funding in the various Fund for a Healthy Maine accounts is being reduced to bring allocations into line with resources.

---

**FHM - JUDICIAL DEPARTMENT 0963**

**PROGRAM SUMMARY**

	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
<b>FUND FOR A HEALTHY MAINE</b>				
POSITIONS - LEGISLATIVE COUNT	1,000	1,000	1,000	1,000
Personal Services	\$94,808	\$107,960	\$117,803	\$116,782
All Other	\$2,726	\$2,726	\$2,573	\$2,554
<b>FUND FOR A HEALTHY MAINE TOTAL</b>	<b>\$97,534</b>	<b>\$110,686</b>	<b>\$120,376</b>	<b>\$119,336</b>



**JUDICIAL - DEBT SERVICE 9998  
PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$0	\$0	\$6,630,984	\$6,487,622
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$6,630,984</b>	<b>\$6,487,622</b>

**JUDICIAL DEPARTMENT**

<b>DEPARTMENT TOTALS</b>	<b>2009-10</b>	<b>2010-11</b>
<b>GENERAL FUND</b>	<b>\$69,305,116</b>	<b>\$69,207,744</b>
<b>FEDERAL EXPENDITURES FUND</b>	<b>\$3,224,057</b>	<b>\$3,233,711</b>
<b>FUND FOR A HEALTHY MAINE</b>	<b>\$120,376</b>	<b>\$119,336</b>
<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$4,578,267</b>	<b>\$4,577,530</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$77,227,816</b>	<b>\$77,138,321</b>

**Sec. A-53. Appropriations and allocations.**

The following appropriations and allocations are made.

**PINE TREE LEGAL ASSISTANCE**

**Legal Assistance 0553**

Initiative: BASELINE BUDGET

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$304,448	\$293,717	\$293,717	\$293,717
<b>GENERAL FUND TOTAL</b>	<b>\$304,448</b>	<b>\$293,717</b>	<b>\$293,717</b>	<b>\$293,717</b>

**Justification:**

Pine Tree Legal Assistance is currently funded at \$293,717 per year from the General Fund to provide free individual legal services to low-income Maine residents with serious civil legal problems. At present, those services are provided through a network of local field offices (Portland, Lewiston, Augusta, Bangor, Machias and Presque Isle) as well as special statewide projects serving Native Americans, migrant farm workers, and low-income children, as well as the Volunteer Lawyers Project, which leverages over \$2,140,660 million in donated services each year. The proposed reduction would reduce this total by \$29,372 per year. State funding has been used to support direct client services around the State and to leverage other federal and private grants that require matching funds from non-federal sources. In 2009, this group includes grants that support: - legal assistance to low-income taxpayers facing problems with the IRS, - several different funding sources that allow expanded foreclosure advocacy, - support for victims of domestic violence and sexual assault, - enforcement of state and federal housing discrimination laws. Pine Tree already faces an operating deficit of over \$386,970 in fiscal year 2009 - an amount equivalent to 7.7 percent of its total budget for the year. Less than 10 percent of total funding is used for administration and fundraising, allowing 90 percent of all funding to be channeled to direct client services. Because of this streamlined approach, it is not possible to absorb a 10% reduction in State funding without an impact on direct services. Pine Tree has voluntarily chosen to subject its operations to the highest possible standards in order to provide assurance that funding will be used carefully and effectively. Pine Tree is only one of six Maine nonprofits to have been certified by the Better Business Bureau as meeting their charitable accountability standards. Its comprehensive audits are completed each year without any material deficiencies or significant findings. Its major federal funder, the Legal Services Corporation, has recognized that Pine Tree is one of the most effective legal aid providers in the country. Many of Pine Tree's clients are the working poor: people who work 40 hours a week in minimum wage jobs and support a spouse and children. Others are single parents trying to provide a stable family life for their children. Some are adults with significant disabilities who are struggling to live independently. Every dollar of State funding is used carefully by Pine Tree's dedicated staff in providing some form of legal assistance to as many individuals as possible, given limited resources. As a result, Pine Tree's small staff expects to complete work on more than 12,000 requests for legal help in 2009, affecting an estimated 30,000 low-income Mainers. A recent evaluation by Pine Tree's major federal funder found that, "PTLA...ranked tenth among legal services programs in the number of cases closed per 10,000 poor people even though it ranked 55th in total funding." State funding is also essential in maintaining staff and offices in rural Maine, where it has proved harder to get private funds or special grants for program services. Pine Tree remains the only legal aid provider in Maine with local attorneys in Aroostook, Washington, and York Counties, areas of Maine where the need for legal assistance is especially high. Pine Tree staff resolve most problems through simple advice, a quick explanation of the law, or negotiation to avoid a protracted and expensive lawsuit. However, when Pine Tree does go to court, it wins nine cases out of ten. Legal assistance has been especially effective in helping low-income Maine residents in the following areas, all of which depend in part on State funding support: - an estimated 450 Maine households who are at risk of foreclosure and will contact Pine Tree seeking help in the coming year; - an estimated 300 Maine households who will need legal advice about job loss, wages or other terms and conditions of employment; - an estimated 60 low-income children whose need for health services can be reduced or eliminated by using legal services to tackle an underlying social or environmental problem; Some State funding is used to respond to requests from state legislators or administration officials regarding matters within Pine Tree staff expertise, and to serve on various advisory commissions at the request of state officials. Because of federal funding restrictions,

these requests could not be handled without funding from the State. Finally, state funding helps Pine Tree ensure that all Maine residents have a better understanding of the laws and programs designed to assist them, through an online library of more than 70 detailed legal education pamphlets, complete with interactive forms and other self-help tools at <http://www.ptla.org>. The Pine Tree website, a companion clearinghouse at [www.helpmelaw.org](http://www.helpmelaw.org), and specialized websites for volunteer attorneys ([www.vlp.org](http://www.vlp.org)) and low-income children ([www.kidslegal.org](http://www.kidslegal.org)) provide "one stop" access to local, state and federal laws important to Maine residents and are viewed literally thousands of times each week. Nationally recognized for the quality and level of information provided to visitors, a Google search for "legal assistance" consistently includes the Pine Tree website in its top ten listings.

**Legal Assistance 0553**

Initiative: Reduces funding for civil legal services to low-income Maine residents.

Ref. #: 3356

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	(\$29,372)	(\$29,372)
<b>GENERAL FUND TOTAL</b>	<b>(\$29,372)</b>	<b>(\$29,372)</b>

**Justification:**

Program caseloads will be reduced by an estimated 75 cases/year, spread throughout 6 field offices and 4 special projects.

**LEGAL ASSISTANCE 0553**

**PROGRAM SUMMARY**

<b>GENERAL FUND</b>	<b>History 2007-08</b>	<b>History 2008-09</b>	<b>2009-10</b>	<b>2010-11</b>
All Other	\$304,448	\$293,717	\$264,345	\$264,345
<b>GENERAL FUND TOTAL</b>	<b>\$304,448</b>	<b>\$293,717</b>	<b>\$264,345</b>	<b>\$264,345</b>



**Sec. B-1. Appropriations and allocations.**

The following appropriations and allocations are made.

**HUMAN RIGHTS COMMISSION, MAINE**

**Human Rights Commission - Regulation 0150**

Initiative: RECLASSIFICATIONS

Ref. #: 2030

Committee Vote: \_\_\_\_\_

AFA Vote: \_\_\_\_\_

<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
Personal Services	\$2,688	\$2,714
All Other	(\$2,688)	(\$2,714)
<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$0</b>

---

**HUMAN RIGHTS COMMISSION, MAINE**

<b>DEPARTMENT TOTALS</b>	<b>2009-10</b>	<b>2010-11</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$0</b>
<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$0</b>	<b>\$0</b>

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12

**PART QQ**

**Sec. QQ-1. General Fund savings; judicial branch.** Notwithstanding any other provision of law, the State Court Administrator shall adjust the Personal Services and All Other line categories to achieve the amount of projected savings in Part A in the judicial branch related to maintaining costs within available resources and shall transfer the amounts by financial order upon approval of the Governor. These transfers are considered adjustments to appropriations in fiscal year 2009-10 and fiscal year 2010-11.

**SUMMARY**

**PART QQ**

This Part requires the State Court Administrator to achieve the projected savings identified in Part A of this bill for fiscal years 2009-10 and 2010-11. Personal Services and All Other line categories will be adjusted accordingly by financial order.