

and their families through equal funding to the Rural Affordable Rental Housing Program and the Low-income Housing Tax credit program.

## PART TT SUMMARY

This Part requires the transfer of \$30,000,000 from the unappropriated surplus of the General Fund to the Maine State Housing Authority, State Housing Authority program, Other Special Revenue account to expand rental housing options that are affordable to workers and their families through equal funding to the Rural Affordable Rental Housing Program and the Low-income Housing Tax credit program.

## PART UU

Sec. UU-1. 22 MRSA §801, sub-§7 is amended to read:

7. Notifiable disease or condition. "Notifiable disease or condition" means any communicable disease, occupational disease or environmental disease, the occurrence or suspected occurrence of which is required to be reported to the department pursuant to sections 821 to 825 ~~or section 1493~~.

Sec. UU-2. 22 MRSA §801, sub-§8 is amended to read:

8. **Occupational disease.** "Occupational disease" ~~shall have the meaning set forth in section 1494~~ means any abnormal condition or disorder, including an occupational injury, caused by exposure to environmental factors associated with employment.

Sec. UU-3. 22 MRSA, c. 259-A is repealed.

## PART UU SUMMARY

This Part repeals the mandate for the DHHS to establish, operate and maintain an occupational disease reporting system.

## PART VV

Sec. VV-1. 22 MRSA §4305 is amended to read:

3-E. Maximum level of assistance for temporary housing assistance. Temporary housing assistance provided through a hotel or motel shall not exceed the federal per diem reimbursement rates established by the United States General Services Administration under authority of 5 U.S.C §5702.

Sec. VV-2. 22 MRSA §4308 is amended to read:

**1-A. Limit on housing assistance.** Except as provided in subsections 1-B and 2, housing assistance provided pursuant to this chapter is limited to a maximum of 9 months during the period from July 1, 2012 to June 30, 2013. Temporary housing assistance provided in a hotel or motel is limited to a maximum of 30 days. Municipalities may extend temporary housing assistance in a hotel or motel for individuals engaged in services that are expected to lead to permanent housing.

~~**1-B. Extension of housing assistance due to hardship.** An applicant is eligible for housing assistance under this chapter beyond the limit established in subsection 1-A if the applicant has a severe and persistent mental or physical condition warranting such an extension or has an application for assistance pending with the federal Social Security Administration.~~

#### **PART VV SUMMARY**

This Part adds language which caps temporary housing assistance provided through a hotel or motel at the federal per diem rates and limits temporary housing assistance to a maximum of 30 days for individuals who are not connected to appropriate services.

#### **PART WW**

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

**4. Appointments.** All deputy commissioners, all office directors, the Director Division of Licensing and Certification, 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 WW SUMMARY**

This Part makes the Director Division of Licensing and Certification appointed by the commissioner and serves at the pleasure of the commissioner.

#### **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 YY**

**Sec. YY-1. 36 MRSA §2892, 8th ¶** is amended to read:

For state fiscal years beginning on or after July 1, 2021 but before July 1, 2024, the hospital's taxable year is the hospital's fiscal year that ended during calendar year 2018.

**Sec. YY-2. 36 MRSA §2892** is amended by adding at the end a new paragraph to read:

For state fiscal years beginning on or after July 1, 2024, the hospital's taxable year is the hospital's fiscal year that ended during calendar year 2020.

**PART YY  
SUMMARY**

This Part updates the base year for the hospital tax.

**PART ZZ**

**Sec. ZZ-1. Transfer of funds between MaineCare General Fund accounts.**

Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law to the contrary, until June 30, 2025, available balances of appropriations in MaineCare General Fund accounts may be transferred between accounts by financial order upon the recommendation of the State Budget Officer and approval of the Governor.

**PART ZZ  
SUMMARY**

This Part authorizes the Department of Health and Human Services to transfer available balances of appropriations between the MaineCare General Fund accounts for the 2024-2025 biennium.

**PART AAA**

**Sec. AAA-1. Emergency rule-making authority; health and human services matters.** The Department of Health and Human Services is authorized to adopt emergency rules under the Maine Revised Statutes, Title 5, sections 8054 and 8073 as necessary to implement those provisions of

this Act over which the department has subject matter jurisdiction for which specific authority has not been provided in any other Part of this Act without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

### **PART AAA SUMMARY**

This Part authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this Act over which it has specific authority that has not been addressed by some other Part of the Act without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

### **PART BBB**

**Sec. BBB-1. Transfer of funds.** Notwithstanding any provision of law to the contrary, for fiscal years 2023-24 and 2024-25 only, the Department of Health and Human Services is authorized to transfer available balances of All Other or Personal Services appropriations, after all salary, benefit and other obligations are met, in the Developmental Services - Community program, General Fund account to the Personal Services line category of the Crisis Outreach Program, General Fund account by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These transfers are not considered adjustments to appropriations.

### **PART BBB SUMMARY**

This Part authorizes the Department of Health and Human Services to transfer by financial order available All Other and Personal Services balances in the Developmental Services – Community program account, General Fund to the Personal Services line category in the Crisis Outreach Program account.

### **PART CCC**

**Sec. CCC-1. Department of Health and Human Services; transfer of funds from All Other.** Notwithstanding any provision of law to the contrary, for fiscal years 2023-24 and 2024-25 only, the Department of Health and Human Services may transfer from available balances of appropriations in the All Other line category after the deduction of all appropriations, financial commitments, other designated funds or any other transfer authorized by statute from any account within the Department of Health and Human Services, excluding balances in the IV-E Foster Care/Adoption Assistance and State-funded Foster Care/Adoption Assistance programs, for the purpose of the information system modernization project in the Office of Aging and Disability Services, including the modernization of and merging of information systems within the Department of Health and Human Services, Office of Aging and Disability Services, by financial

order upon the recommendation of the State Budget Officer and approval of the Governor. This transfer is not considered an adjustment to appropriations.

**PART CCC  
SUMMARY**

This Part authorizes the transfer of All Other balances from any account within the Department of Health and Human Services, excluding balances in the IV-E Foster Care/Adoption Assistance and State-funded Foster Care/Adoption Assistance programs, for the purpose of the information system modernization project in the Office of Aging and Disability Services.

**PART DDD**

**Sec. DDD-1. Transfer of funds.** Notwithstanding any other provision of law, for fiscal years 2023-24 and 2024-25, the Department of Health and Human Services may transfer available balances between the State-Funded Foster Care/Adoption Assistance program and the IV-E Foster Care/Adoption Assistance program in the All Other line category. These amounts may be transferred by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These transfers are not considered adjustments to appropriations.

**PART DDD  
SUMMARY**

This Part authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

**PART EEE**

**Sec. EEE-1. Transfer of Personal Services balances to All Other; state psychiatric centers.** Notwithstanding any provision of law to the contrary, for fiscal years 2023-24 and 2024-25 only, the Department of Health and Human Services is authorized to transfer available balances of Personal Services appropriations and allocations in the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program, the Riverview Psychiatric Center program and the Dorothea Dix Psychiatric Center program after all salary, benefit and other obligations are met to the All Other line category of those programs. These amounts may be transferred by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These transfers are not considered adjustments to appropriations.

## **PART EEE SUMMARY**

This Part authorizes the Department of Health and Human Services to transfer by financial order available Personal Services balances in the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program and the Riverview Psychiatric Center program in order to provide flexibility in the payment of operational expenses.

## **PART FFF**

**Sec. FFF-1. Department of Health and Human Services, Bridging Rental Assistance Program account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$1,500,000 of unencumbered balance forward from the Department of Health and Human Services, Bridging Rental Assistance Program, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-2. Department of Health and Human Services, Additional Support for People in Retraining and Employment account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$3,000,000 of unencumbered balance forward from the Department of Health and Human Services, Additional Support for People in Retraining and Employment, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-3. Department of Health and Human Services, Temporary Assistance for Needy Families account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$3,000,000 of unencumbered balance forward from the Department of Health and Human Services, Temporary Assistance for Needy Families, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-4. Department of Health and Human Services, Disproportionate Share - Riverview account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$2,180,000 of unencumbered balance forward from the Department of Health and Human Services, Disproportionate Share - Riverview, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-5. Department of Health and Human Services, Disproportionate Share - Dorothea Dix Psychiatric Center account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$708,655 of unencumbered balance forward from the Department of Health and Human Services, Disproportionate Share - Dorothea Dix Psychiatric Center, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-6. Department of Health and Human Services, Long Term Care - Office of Aging and Disability Services account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$3,543,396 of unencumbered balance forward from the Department of Health and Human Services, Long Term Care - Office of Aging and Disability Services, General Fund

carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-7. Department of Health and Human Services, Office of MaineCare Services account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$2,500,000 of unencumbered balance forward from the Department of Health and Human Services, Office of MaineCare Services, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

**Sec. FFF-8. Department of Health and Human Services, Office of Substance Abuse and Mental Health Services account; lapsed balances.** Notwithstanding any provision of law to the contrary, \$3,000,000 of unencumbered balance forward from the Department of Health and Human Services, Office of Substance Abuse and Mental Health Services, General Fund carrying account, All Other line category lapses to the unappropriated surplus of the General Fund no later than June 30, 2024.

### **PART FFF SUMMARY**

This Part lapses unencumbered balance forward from a number of the Department of Health and Human Services, General Fund accounts to the General Fund unappropriated surplus in fiscal year 2023-24. The accounts and amounts are:

- Bridging Rental Assistance Program, General Fund - \$1,500,000
- Additional Support for People in Retraining and Employment, General Fund - \$3,000,000
- Temporary Assistance for Needy Families, General Fund - \$3,000,000
- Disproportionate Share - Riverview, General Fund - \$2,180,000
- Disproportionate Share – Dorothea Dix Psychiatric Center, General Fund - \$708,655
- Long Term Care – Office of Aging and Disability Services, General Fund- \$3,543,396
- Office of MaineCare Services, General Fund - \$2,500,000
- Office of Substance Abuse and Mental Health Services, General Fund -\$3,000,000

### **PART GGG**

**Sec. GGG-1. Department of Health and Human Services; Departmentwide All Other.** Notwithstanding any provision of law to the contrary, the State Budget Officer shall calculate the amount of All Other savings that applies to the MaineCare and MaineCare related General Fund accounts in the Department of Health and Human Services and shall transfer by financial order upon the recommendation of the State Budget Officer and approval of the Governor, the All Other funding from each MaineCare and MaineCare-related General Fund account to the Departmentwide program, General Fund account for the purpose of achieving All Other savings in each fiscal year. The fiscal year 2023-24 financial order shall be completed no later than September 30, 2023, and in the second year of the biennium no later than September 30, 2024. These transfers are considered adjustments to appropriations in fiscal years 2023-24 and 2024-25 only.

**PART GGG  
SUMMARY**

This Part requires the Department of Health and Human Services to identify in savings each fiscal year from MaineCare and MaineCare-related General Fund accounts to transfer to the Departmentwide program to offset deappropriations in that program made in this Act.

**PART HHH**

**Sec. HHH-1. 12 MRSA §10202, sub-§9** is amended to read:

**9. Fiscal Stability Program.** The Fiscal Stability Program is established to ensure that the general public and hunters and anglers share the cost of the fish and wildlife conservation programs of the department. To achieve this goal, beginning with the ~~2024-2025~~ 2026-2027 biennial budget and for each biennial budget thereafter, the biennial budget submitted by the executive branch must include an additional General Fund appropriation of 18% in excess of the department's requested biennial budget.

**PART HHH  
SUMMARY**

This Part amends the fiscal stability program to begin in the 2026-2027 biennium.

**PART III**

**Sec. III-1. Transfer of funds; Department of Inland Fisheries and Wildlife carrying account.** On or before August 1, 2023, the State Controller shall transfer \$60,000 from the Inland Fisheries and Wildlife Carrying Balances – General Fund account to the Enforcement Operations program, General Fund account for the purchase of one replacement aircraft engine. On or before August 1, 2024, the State Controller shall transfer \$60,000 from the Inland Fisheries and Wildlife Carrying Balances – General Fund account to the Enforcement Operations program, General Fund account for the purchase of one replacement aircraft engine.

**PART III  
SUMMARY**

This Part transfers funds from the Inland Fisheries and Wildlife Carrying Balances – General Fund account to the Enforcement Operations program, General Fund account to purchase one replacement aircraft engine in fiscal year 2023-24 and one replacement aircraft engine in fiscal year 2024-25.