

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2294

H. P. 1813

House of Representatives, January 3, 1974

Referred to the Committee on Appropriations and Financial Affairs. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Carter of Winslow.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FOUR

**AN ACT Making Additional Appropriations from the General Fund for the Current Fiscal Year Ending June 30, 1974, Allocations for the Administrative Expenses of the Bureau of Alcoholic Beverages, and the State Lottery Commission and Changing Certain Provisions of the Law Necessary to the Proper Operation of State Government.**

**Emergency preamble.** Whereas, Acts and resolves passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and institutions will become due and payable before July 1, 1974; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

**Sec. 1. Appropriations from General Fund.** In order to provide for necessary expenditures of government and other purposes for the fiscal year

— from July 1, 1973 to June 30, 1974 the following sums or as much thereof as shall severally be found necessary, as designated in the following tabulations, are appropriated out of any moneys in the General Fund not otherwise appropriated.

<b>DEPARTMENT</b>	<b>1973-74</b>
<b>ATTORNEY GENERAL, DEPARTMENT OF</b>	
County Attorneys' Salaries	
Personal Services	\$ (150,000)
Chapter 597 P.L. provides an appropriation for District Attorneys in both years of the biennium. Funds are not needed until January 1, 1975.	
<b>CONSERVATION, DEPARTMENT OF</b>	
Departmental Operations	
All Other	\$ 75,000
Provides funds for support of the planning effort of the Maine Mountain Area Planning Committee to advise the Commissioner of the Department of Conservation and the Land Use Regulation Commission on a comprehensive plan for western Maine mountain area. The Committee shall submit a final report no later than January 1, 1975.	
<b>EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF</b>	
Subsidies to Local Government Units	
All Other	\$ 489,012
Provides \$283,712 for deficiencies in subsidies to Regional Vocational Centers and \$105,300 for deficiencies in subsidies to General Evening Schools, and \$100,000 in additional Subsidies to North Berwick S.A.D. #60 and Brooksville, S.A.D. #73 for loss in valuation due to closing of plants.	
Grants, Loan and Scholarship Program	
All Other	\$ 8,000
Provides funds for New England Board of Higher Education to prepare a plan for the initiation of a regional program of veterinary medicine.	
<b>EXECUTIVE, DEPARTMENT OF</b>	
Committee on Status of Women	
All Other	\$ 2,500
Provides miscellaneous operating funds for the remainder of the current year.	

**DEPARTMENT**

1973-74

**EXECUTIVE, DEPARTMENT OF — Cont.**

Management and Cost Survey — Executive Coordinator  
 All Other \$ 25,000  
 Provides funds to the Executive Department to implement the Maine Management and Cost Survey

**FINANCE AND ADMINISTRATION, DEPARTMENT OF**

Bureau of the Budget  
 Personal Services (4) \$ 17,827  
 All Other 12,000  
 Capital Expenditures 1,000

Provides emergency and continuing support necessary to developing and implementing a new Priority Program Budget as directed by the Legislature including:  
 Four new Examiner/Analyst positions plus contractual services for a Senior Systems Analyst to develop and coordinate the implementation of an automated budget system.

Insurance Advisory Board  
 All Other \$ 38,000  
 Provides \$6,000 for general operating costs and \$32,000 additional funding to the Fire Insurance Program. The increased insurable value and an unfavorable fire loss experience has caused this recommendation.

Fuel Reserve Fund  
 All Other \$ 200,000  
 Provides an additional reserve to cover the increased cost of fuel required by the departments.

**HEALTH AND WELFARE, DEPARTMENT OF**

Aid to Charitable Institutions  
 All Other \$ 6,000  
 Funds for a grant to the St. Louis Home for the Boys.

Child Welfare Services  
 All Other \$ 228,000  
 Provides funds for increasing payments to foster parents for care of children committed to the custody of the State.

Aid to the Aged, Blind or Disabled  
 All Other \$ 2,800,000  
 Provides \$2,400,000 for the mandatory State supplement program for Supplemental Security Income Program and \$400,000 for the optional

**DEPARTMENT**

1973-74

**HEALTH AND WELFARE, DEPARTMENT OF — Cont.**

supplement program. These funds will assure that aged, blind and disabled recipients of SSI will receive no less than they received under AABD program. Such a supplement is required for AABD recipients transferred to SSI program and optional for new cases.

## Emergency Fuel Supplement

## All Other

\$ 1,000,000

Provides funds to assist public assistance recipients and other low income people to purchase fuel during the winter. Funds are for three months only.

**MAINE STATE HOUSING AUTHORITY**

## Mortgage Insurance Program

## Unallocated

\$ 100,000

Provides \$86,100 for the Industrialized Housing Program and \$13,900 for the Housing Mortgage Insurance Program.

**INDUSTRIAL ACCIDENT COMMISSION**

## All Other

\$ 4,500

Provides additional operating funds required to cover cost of increased hearings and related expenses.

**LEGISLATIVE, DEPARTMENT OF**

## Law and Legislative Reference Library

## All Other

\$ 9,375

Provides additional funds for purchases of "Maine Reporter".

**MAINE MARITIME ACADEMY**

## Salary Increases

## All Other

\$ 25,000

Provides additional funds for salary increases for the period January 1 - June 30, 1974.

**MANPOWER AFFAIRS, DEPARTMENT OF**

## Bureau of Labor and Industry

## All Other

\$ 3,500

Provides funds to enable the Bureau to operate effectively for the remainder of Fiscal Year 1973-74.

**DEPARTMENT****1973-74****MENTAL HEALTH AND CORRECTIONS,  
DEPARTMENT OF**

## Stevens School

## Unallocated

\$ 150,000

Provides funds for renovations of buildings at Stevens School.

**MILITARY, CIVIL DEFENSE AND VETERANS  
SERVICES, DEPARTMENT OF**

## Bureau of Civil Defense

## Personal Services

(8) \$ 33,241

## All Other

7,302

Provides funds for staffing the state fuel allocation office: 4 Case Resolution Officers, 2 Clerk Typists; 1 Clerk Steno, 1 Informational Writer and related expenses.

**RETIREMENT, DEPARTMENT OF**

## Survivors Benefit Fund

## All Other

\$ (50,000)

Recommend that this amount be transferred to the Retirees Health Insurance account.

## Retirees Health Insurance

## All Other

\$ 50,000

Transfer from Survivor's Benefit Fund appropriation is necessary so that payments can be made through June 30, 1974. The percentage rates charged to departments in 1974-75 will be sufficient to cover the States share of state employees retirement.

**STATE EMPLOYEES APPEALS BOARD**

## Administration

## Personal Services

\$ 2,000

Provides funds to cover cost of additional hearings.

**TRANSPORTATION, DEPARTMENT OF**

## Bureau of Aeronautics

## All Other

\$ 90,000

Provides \$81,200 for reimbursement to local municipalities for airport snow removal and \$8,800 for snow removal at Augusta State Airport.

**UNIVERSITY OF MAINE**

## Salary Plan

## All Other

\$ 921,739

**DEPARTMENT**

1973-74

## UNIVERSITY OF MAINE — Cont.

Provides \$605,239 for Professionals and \$316,500 for classified salary increases for the period January 1 - June 30, 1974.

TOTAL GENERAL FUND APPROPRIATION	\$ 6,098,996
DEPARTMENT OF FINANCE AND ADMINISTRATION	
BUREAU OF ALCOHOLIC BEVERAGES	
STATE LIQUOR COMMISSION	

**Sec. 2. Supplemental Allocation of Fund.** In order to provide for necessary expenses for operation and administration of the Bureau of Alcoholic Beverages and the State Liquor Commission, the following amounts are allocated from the revenues derived from operations of the fund.

	1973-74	1974-75
Bureau of Alcoholic Beverages		
PERSONAL SERVICES	(16)	(16)
ALL OTHER — Store Rentals	\$33,595	\$26,012
Trucking Charges	16,515	36,515
	\$50,110	\$62,527

This provides necessary position count and provides for additional expense. This allocation is subject to the provisions of Sections 2 through 10 of Chapter 113 of the Private and Special Laws of 1973.

## STATE LOTTERY FUND

**Sec. 3. Allocation of State Lottery Fund.** Income credited to the State Lottery Fund for the current Fiscal Year 1974 and the next Fiscal Year 1975 shall be segregated, apportioned and disbursed as designated in the following schedule:

	1973-74	1974-75
STATE LOTTERY COMMISSION		
Operation, Administration and Expense	\$400,000	\$1,154,250

**Sec. 4. Legislative Intent.** It is the intent of the Legislature that the allocation of funds by the Legislature, as provided by this Act, shall apply to the administration expenses only and that such allocations shall be allotted and approved under provisions of the Revised Statutes, Title 5. It is not intended to affect other use of the Fund by the State Lottery Commission as provided by the Revised Statutes, Title 8, Chapter 14.

## MILEAGE ALLOWANCE

**Sec. 5. R. S., T. 5, § 8, amended.** Section 8 of Title 5 of the Revised Statutes, as amended, is further amended to read as follows:

**§ 8. Mileage allowance**

The State shall pay for the use of privately owned automobiles for travel by employees of the State in the business of the State not more than ~~10¢~~ 12¢ per mile for miles actually travelled by such employees on such business in any one fiscal year. The Governor, with the advice and consent of the Council, may suspend the operation of this section and require state officials and employees to travel in automobiles owned or controlled by the State, if such automobiles be available.

**CONTINGENT ACCOUNT**

**Sec. 6. R. S., T. 5, § 1507, amended.** The first paragraph of section 1507 of Title 5 of the Revised Statutes, as enacted by chapter 455 of the public laws of 1969, is amended to read as follows:

The Governor, with the advice and consent of the Council, may allocate from the State Contingent Account amounts not to exceed in total the sum of ~~\$800,000~~ \$1,250,000 in any fiscal year.

**Sec. 7. R. S., T. 5, § 1507, sub-§ 1, amended.** Subsection 1 of section 1507 of Title 5 of the Revised Statutes, as enacted by chapter 455 of the public laws of 1969, is amended to read as follows:

**1. Institutional Reserve Fund.** \$120,000 to provide relief, when need exists, and on a commodity basis only, to those institutions where actual average population or price increases in a fiscal year ~~exceeds~~ cause the basic estimates of ~~population costs~~, upon which the budget was approved, to be exceeded and where such relief cannot be absorbed within regular legislative appropriations. Funds provided from this reserve fund are not to be transferred between line categories.

**Sec. 8. R. S., T. 5, § 1507, amended.** The last sentence in the next to last paragraph of section 1507 of Title 5 of the Revised Statutes, as enacted by chapter 455 of the public laws of 1969, is amended to read as follows:

At the close of each fiscal year there shall be transferred from the Unappropriated Surplus of the General Fund such amounts as may be available from time to time until the maximum of ~~\$800,000~~ \$1,250,000 shall be achieved.

**SALARY PLAN**

**Sec. 9. P. & S. L., 1973, c. 99, § 6, amended.** Section 6 of chapter 99 of the private and special laws of 1973 is amended to read as follows:

**Sec. 6. Effective date.** The first adjustment of the salary plan shall be effective with the first pay period in July, 1973, and the second adjustment with the first pay period in ~~July, 1974~~ January, 1974.

**Sec. 10. Utilization of funds.** It is estimated that sufficient funds are available to effectuate the General Fund adjustment. Additional Unappropriated Surplus in the Highway Fund is available and can be provided through action of the Governor and Council. Additional appropriations have been recommended for the University of Maine and the Maine Maritime



Academy. Wages of employees paid from other Special Revenue Funds will be adjusted from their own sources.

### GRANTS, LOANS AND SCHOLARSHIP PROGRAMS

**Sec. 11. P. & S. L., 1973, c. 148, § 1, amended.** That part of section 1 of chapter 148 of the private and special laws of 1973, related to Appropriations from General Fund, Section A, under the caption "Educational and Cultural Services, Department of" and which relates to Grants, Loans and Scholarship Programs, is repealed.

### SALARY PROVISIONS OF STATE OFFICERS AND OFFICIALS

**Sec. 12. R. S., T. 2, § 6, amended.** The first paragraph under section 6 of Title 2 of the Revised Statutes is amended as follows:

Notwithstanding any other provision of law, the Governor, with the advice and consent of the Council, is authorized to adjust the salaries of the following state officials as indicated ~~and, it being further provided that any such adjustment will not exceed \$1,000 per year until the maximum is reached:~~

**Sec. 13. R. S., T. 2, § 6, sub-§ 1, amended.** Subsection 1 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended by adding at the end the following:

**Commissioner of Business Regulation;**  
**Commissioner of Manpower Affairs.**

**Sec. 14. R. S., T. 2, § 6, sub-§ 3, amended.** Subsection 3 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended by adding at the end the following:

**State Director of Property Taxation**

**Sec. 15. R. S., T. 2, § 6, sub-§ 4, amended.** Subsection 4 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended to read as follows:

4. The salaries of the following state officials and employees to no more than \$21,000

~~Commissioner of Manpower Affairs;~~  
Commissioner of Inland Fisheries and Game;  
Commissioner of Marine Resources;  
State Purchasing Agent;  
Director, Arts and Humanities Bureau;  
Director, State Museum Bureau;  
Director of the Bureau of Parks and Recreation;  
Chairman of the Public Utilities Commission;  
Commissioner of Agriculture;  
State Director of Alcoholic Beverages;  
Executive Director, Retirement System;  
**Director of Public Lands;**  
**Director of Geology;**  
**Executive Director, Land Use Regulation Commission.**

**Sec. 16. R. S., T. 2, § 6, sub-§ 6, amended.** Subsection 6 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended by deleting the last line as follows:

~~Manager of Recreation Authority~~

**Sec. 17. R. S., T. 2, § 6, sub-§ 8, repealed.** Subsection 8 of section 6 of Title 2 of the Revised Statutes, as amended, is repealed.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

#### STATEMENT OF FACT

The purpose of this bill is reflected in the title.