

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

(EMERGENCY)

FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 36

H.P. 31

House of Representatives, January 5, 1983

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed pursuant to Joint Rule 24.

EDWIN H. PERT, Clerk

Presented by Representative Hickey of Augusta.

Cosponsors: Representative Crowley of Stockton Springs, Representative Paradis of Old Town and Senator Brown of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-THREE

AN ACT to Authorize a New Federally-funded Telephone System at Camp Keyes.

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

Whereas, the United States Department of Defense has mandated the integration of state National Guard telephone systems into the national military AUTOVON telephone system; and

Whereas, the Military Bureau must enter into an agreement for a \$187,000 telephone renovation with the United States Department of Defense; and

Whereas, the Revised Statutes, Title 5, section 1587 prohibits such an agreement until it is reviewed by the complete legislative budgetary process; and

1 Whereas, the delay of this process is unnecessary
2 in this instance; and

3 Whereas, it is national military defense policy
4 that the system be installed prior to February 15,
5 1982; and

6 Whereas, in the judgment of the Legislature,
7 these facts create an emergency within the meaning of
8 the Constitution of Maine and require the following
9 legislation as immediately necessary for the preser-
10 vation of the public peace, health and safety; now,
11 therefore,

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

14 5 MRSA §1587, as enacted by PL 1981, c. 702, Pt.
15 Q, is amended to read:

16 §1587. Lease-purchase agreements

17 Notwithstanding any other provision of law, no
18 agent or officer of the State or any department or
19 agency thereof may enter into a lease-purchase or
20 other similar agreement whereby the State would
21 become the ultimate owner of buildings or equipment,
22 if the outright purchase price of such capital items
23 is more than \$2,000, without specific prior approval
24 of the Legislature through the usual budget proce-
25 dure. That request for approval shall be submitted
26 as a separate line item. Any such agreement to be
27 undertaken by the Department of Defense and Veterans'
28 Services and performed solely from funds of the
29 United States Government in accordance with 32 United
30 States Code, Section 106, is exempt from this re-
31 quirement. The commissioner shall notify the Legis-
32 lature of such an undertaking.

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14

STATEMENT OF FACT

The Military Bureau must undergo a \$187,000 renovation of its telephone system to comply with federal military requirements. The entire cost of this system is to be borne by the Federal Government. This project is not unlike many others performed by the department as part of the federal-state military relationship. In each instance, the state acquires improvements and assets at no cost. While the Legislature should be notified and kept informed, no public purpose is served by requiring budgetary approval and it can severely delay important projects.

0126120182