

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1816

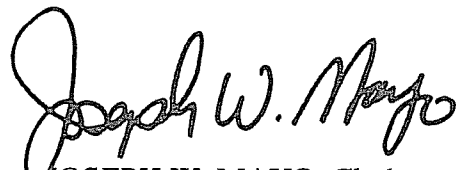
H.P. 1350

House of Representatives, February 1, 1994

**An Act to Provide an Appropriation for a Federally Funded Hazard
Mitigation Program within the Maine Emergency Management Agency.**

(EMERGENCY)

Submitted by the Department of Defense and Veterans' Services pursuant to Joint Rule 24.
Reference to the Committee on Appropriations and Financial Affairs suggested and ordered
printed.


JOSEPH W. MAYO, Clerk

Presented by Representative FOSS of Yarmouth.
Cosponsored by Representatives: CARROLL of Gray, KERR of Old Orchard Beach, POULIOT
of Lewiston, Senator: CARPENTER of York.

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

4 Whereas, a nationwide awareness of the effect of large scale
6 disasters has caused great concern among the nation's property
tax insurers and reinsurers for failure of their ability to pay
8 damage claims; and

10 Whereas, the United States Congress is actively considering
legislation that will, if passed, create a federal insurance
12 trust fund and hazard mitigation program within the Federal
Emergency Management Agency; and

14 Whereas, it is urgent that the legislatively approved
16 mechanism be in place if such a federally funded program is
available to the Maine Emergency Management Agency from the
18 Federal Emergency Management Agency; and

20 Whereas, the federal and state fiscal years are not
coincident and the United States Congress may enable the Federal
22 Emergency Management Agency to grant hazard mitigation program
funds while the Legislature is not in session; and

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

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

32 **Sec. 1. Allocation.** The following funds are allocated from the
34 Federal Expenditure Fund to carry out the purposes of this Act.

| | 1993-94 | 1994-95 |
|--|-----------|-----------|
| DEFENSE AND VETERANS' SERVICES, | | |
| DEPARTMENT OF | | |
| Hazard Mitigation Program | | |
| Positions | (14) | (14) |
| Personal Services | \$112,500 | \$450,000 |
| All Other | 25,000 | 100,000 |
| Capital Expenditures | | 75,000 |

48 Provides for the allocation

2 of additional federal funds
4 for the Hazard Mitigation
6 Program within the Maine
8 Emergency Management Agency.
10 This allocation includes
12 funds for a Dam Safety
14 Engineer position, 2 Word
Processor Operator positions,
one Communications Technician
position, one Hazardous
Materials Emergency Planner
position, one Accountant I
position and 8 Hazard
Mitigation Planner positions.

16 **DEPARTMENT OF DEFENSE AND
18 VETERANS' SERVICES**

| | | | |
|----|--------------|------------------|------------------|
| 18 | TOTAL | <u>\$137,500</u> | <u>\$625,000</u> |
|----|--------------|------------------|------------------|

20 **Emergency clause.** In view of the emergency cited in the
22 preamble, this Act takes effect when approved.

24 **STATEMENT OF FACT**

26 This bill anticipates that the United States Congress will
28 pass legislation enabling a national hazard mitigation program
30 administered by the Federal Emergency Management Agency. The
32 Federal Emergency Management Agency anticipates administering a
34 100% grant mitigation program through the states. In order to be
36 ready for additional federal support and emphasis, the State
needs to anticipate the change by appropriating the use of the
additional federal money and positions needed. The approved
positions and appropriated money created by this bill are
contingent upon federal program and funding support.