

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1998

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Legislative Document

No. 2178

H.P. 1549

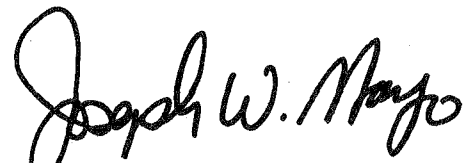
House of Representatives, January 28, 1998

**An Act to Meet Maine National Guard Payrolls Related to the Ice Storms  
of 1998.**

(EMERGENCY)

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Reported by Representative KERR for the Joint Standing Committee on Appropriations  
and Financial Affairs pursuant to Joint Order H.P. 148.

  
JOSEPH W. MAYO, Clerk

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

4  
6           Whereas, the State of Maine has been declared to be a  
Federal Disaster Area as a result of at least one ice storm,  
which has resulted in massive power outages and significant  
8 damages to individuals, businesses and communities throughout  
most of the State; and

10           Whereas, the State of Maine has been impacted by additional  
12 storms in 1998 as well; and

14           Whereas, these natural disasters have had a serious adverse  
impact on the State, which has required the important services of  
16 the Maine National Guard; and

18           Whereas, upcoming Maine National Guard payrolls can not be  
met without additional funding; and

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

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

28           **Sec. 1. 5 MRSA §1513, sub-§1-H is enacted to read:**

30           1-H. Transfer from the Maine Rainy Day Fund; Maine National  
32 Guard payrolls in fiscal year 1997-98. Notwithstanding  
34 subsection 2 and section 1585, an amount not to exceed \$785,000  
in fiscal year 1997-98 must be transferred from the available  
36 balance in the Maine Rainy Day Fund to the "Military Training and  
Operations" General Fund program in the Department of Defense,  
38 Veterans and Emergency Management to be made available by  
financial order, upon the recommendation of the State Budget  
40 Officer and approval of the Governor, to be used to meet Maine  
National Guard payrolls in fiscal year 1997-98.

42           **Sec. 2. Repayment to Maine Rainy Day Fund.** All funds received  
44 by the State as reimbursement from the Federal Government for its  
share of the Maine National Guard payrolls referenced in section  
1 of this Act must be deposited in the Maine Rainy Day Fund as  
46 soon as practicable.

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

50

## FISCAL NOTE

2  
4 The bill authorizes the transfer of up to \$785,000 from the  
6 Maine Rainy Day Fund in fiscal year 1997-98 to the Department of  
8 Defense, Veterans and Emergency Management to meet Maine National  
10 Guard payrolls. All funds subsequently reimbursed to the State  
by the Federal Government for the cost of these payrolls,  
estimated to be \$588,750 must be deposited in the Maine Rainy Day  
Fund. Net costs in fiscal year 1997-98 to the Maine Rainy Day  
Fund are anticipated to be approximately \$196,250.

12 The amount of interest earnings that will be lost to the  
14 Maine Rainy Day Fund as a result of this transfer is expected to  
be minimal.

## SUMMARY

16  
18 The bill provides for a transfer from the Maine Rainy Day  
20 Fund of \$785,000 to meet Maine National Guard payrolls in fiscal  
22 year 1997-98 related to the recent ice storms. All amounts  
reimbursed from the Federal Government would be deposited in the  
Maine Rainy Day Fund as soon as practicable.