

# MAINE STATE LEGISLATURE

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NEW DRAFT "A" OF: H. P. 948, L. D. 1379

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ONE HUNDRED AND THIRD LEGISLATURE

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Legislative Document

No. 1722

H. P. 1210

House of Representatives, June 14, 1967

Reported by a Majority of the Committee on State Government. Printed under Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

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**AN ACT Creating the Maine Ocean Science Council.**

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

Whereas, the past and future of the State of Maine is tied to the ocean; and

Whereas, the State of Maine has unexploited but natural potentials and advantages in the development of oceanographic disciplines and capabilities; and

Whereas, such development is of great social and economic importance to the State of Maine; and

Whereas, the State of Maine cannot afford to delay a concerted effort to coordinate its existing capabilities and develop for the future its natural potentials and advantages in the field of oceanography; 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:

**Sec. 1. R. S., T. 10, c. 104, additional.** Title 10 of the Revised Statutes is amended by adding a new chapter 104, as follows:

**CHAPTER 104**

**MAINE OCEAN SCIENCE COUNCIL**

§ 861. Short title

This chapter may be cited as the "Maine Ocean Science Council."

**§ 862. Policy**

It is declared to be the policy of the State of Maine to develop, encourage and maintain a coordinated, comprehensive and long-range state program in marine science and oceanography to coordinate the efforts of the various governmental agencies, individual businesses, and scientific and educational institutions so that the maximum potential and utilization of marine science and oceanography may be realized.

**§ 863. The Maine Ocean Science Council**

There is established the Maine Ocean Science Council, hereinafter in this chapter called the council, the membership of which shall be composed of a representative of the Department of Economic Development, the Department of Sea and Shore Fisheries, the Water Improvement Commission, the Maine Port Authority, the Maine Maritime Academy, Southern Maine Vocational-Technical Institute, the University of Maine, Maine's private colleges the Governor's staff and 3 representatives of ocean-oriented private Maine industry, all of whom shall be appointed by the Governor with the advice and consent of the Executive Council.

The length of the term of such appointments shall be at the discretion of the Governor, but shall not exceed 4 years.

Three additional legislative members, 2 from the House of Representatives, one representing the minority party, and one from the Senate, shall serve at the appointment of the Speaker of the House and the President of the Senate, respectively. Such appointments shall be made at the adjournment of each regular session of the Legislature. The council shall elect a chairman from its membership and may employ an executive director and such staff, equipment, technical assistance and office space as it deems advisable.

**§ 864. Responsibilities**

1. Duties. It shall be the duty of the council to:

A. Survey all significant marine science and oceanographic activities in the State of Maine including the policies, plans, programs and accomplishments of all departments, agencies, institutions and business engaged in such activities;

B. Develop recommendations for the state's continuing role in any oceanographic and marine science activities conducted in the State of Maine;

C. Develop recommendations which will, through legislation or executive order, designate and fix responsibility for the conduct of all oceanographic and marine science activities conducted by departments and agencies of the State of Maine;

D. Develop recommendations concerning the establishment of a Maine Marine Institute, including its feasibility, functions, location, structure and financing;

E. Report any findings and recommendations to the Governor upon his request and to each special or general session of the Legislature.

2. The council is empowered to receive moneys from any sources, including, but not limited to the State, the Federal Government and private industry, foundations or individuals, and to expend such moneys in accordance with the objectives of this chapter.

3. Expenses. The council members shall receive no pay, but shall, on order of the chairman, be reimbursed for reasonable expenses incurred in connection with council work upon presentation of proper vouchers.

4. Duties of chairman. The chairman of the council shall be responsible for the assignment of duties and responsibilities among its personnel and their continuing supervision, and the use and expenditures of all funds available to it.

5. Information. The council is authorized to secure directly from any executive department, agency or independent instrumentality of the government any information or services it deems necessary to carry out its functions under this chapter. Each such department, agency and instrumentality is authorized to cooperate with the council and, to the extent permitted by law, to furnish such information or services to the council, upon request made by it.

Sec. 2. Appropriation. There is appropriated from the General Fund to the Maine Ocean Science Council the sum of \$70,500 for the fiscal year ending June 30, 1968 and \$58,000 for the fiscal year ending June 30, 1969 to carry out the purposes of this Act. The breakdown shall be as follows:

MAINE OCEAN SCIENCE COUNCIL	1967-68	1968-69
Personal Services	(3) \$35,000	(3) \$37,000
All Other	30,000	20,000
Capital Expenditures	5,500	1,000
	\$70,500	\$58,000

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