

MAINE STATE LEGISLATURE

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(EMERGENCY)
DRAFT "A"

ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1737

S. P. 700

In Senate, June 20, 1967

Reported by Majority—Draft "A", from Committee on Appropriations and Financial Affairs. Printed under Joint Rules No. 18.

JERROLD B. SPEERS, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969.

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 said 90-day period will 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 on or immediately after July 1, 1967; 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:

Appropriations for necessary expenditures of government. In order to provide for the necessary expenditures of government and for other purposes for the next two fiscal years—from July 1, 1967 to June 30, 1968 and from July 1, 1968 to June 30, 1969—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. Upon receipt of allotments duly approved by the Governor and Council based upon work programs submitted to the State Budget Officer, the State Controller shall

authorize expenditures of these appropriations and revenues accruing thereto, together with expenditures for other purposes necessary to the conduct of State Government on the basis of such allotments and not otherwise.

Allotments for personal services, capital expenditures and amounts for all other departmental expenses shall not exceed the amounts shown in the budget document or as they may be revised by the Committee on Appropriations and Financial Affairs unless recommended by the State Budget Officer and approved by the Governor and Council.

The figures in parentheses shown just before each dollar amount provided for Personal Services in this Act, or as adjusted by other legislative actions, shall represent the total number of authorized permanent positions in such account, and the maximum number of persons employable on a permanent basis at any one time. The appropriations made for Personal Services are made with the provision that the total number of permanent positions in any account shall not be increased during either year of the biennium over the total numbers shown in parentheses and used by the Legislature in computing the total dollars to be made available for Personal Services. Savings accruing within appropriations made, for permanent positions, may be used for other personal services when approved by the Department Head and the Budget Officer and approved by the Governor and Council. To provide some degree of flexibility, each department, institution or agency may apply to the Personnel Board for an exchange between job classifications, and such action may be approved if by so doing the total amount determined to be available for Personal Services, in such account, for any one year is not exceeded, and also providing that certification is made, in writing, that such action will not result in an increased request for Personal Service moneys from the Legislature.

The Budget Office, during the next biennium, shall continually review with all departments the status of their personnel with the purpose of determining that all departments are expending Personal Service moneys within the intent of the Legislature, and shall report any expenditures contrary to such intent to the Governor and Council.

The Governor and the Budget Officer when next preparing a Budget Document may at their discretion adjust the figures in parentheses, representing numbers of employees, to reflect the number of employees which in their opinion is necessary to the proper operation of each department, institution or agency.

The Personnel Board is directed to require merit ratings on each individual who is recommended for a salary increase on a form prescribed by the Board. Department heads are directed that the granting of merit increases be scrutinized and documented carefully. It is the intent of the Legislature that in instances where merit increases are not earned and warranted they should be denied.

No state department, institution or agency shall establish new programs or expand existing programs beyond the scope of the programs already established, recognized and approved by the Legislature, until such program and the method of financing shall be submitted to the Department of Finance and Administration—Budget Office—for evaluation and recommendation to the Legislature, and until funds are made available therefor by the Legislature.

The Budget Office shall inform the Committee on Appropriations and Financial Affairs through the Legislative Finance Office of significant action recommended by it in the performance of the budget responsibilities hereby assigned.

It is further provided that the Controller is authorized to close his books as soon as practicable after the close of the fiscal years ending June 30, 1968 and June 30, 1969. Any bills presented after those dates may be paid from appropriations for the ensuing year on recommendation of the Controller if within the amounts of approved allotments.

Whenever it appears to the Commissioner of Finance and Administration that the anticipated income of the State will not be sufficient to meet the expenditures authorized by the Legislature, he shall so report to the Governor and Council and they may temporarily curtail allotments equitably so that expenditures will not exceed the anticipated income.

At the end of each fiscal year of the biennium, all unencumbered appropriation balances representing state moneys, except those that carry forward as provided by law, shall be lapsed to Unappropriated Surplus as provided by the Revised Statutes of 1964, Title 5, Section 1544. At the end of each fiscal year of the biennium, all encumbered appropriation balances shall be carried forward to the next fiscal year, but in no event shall encumbered appropriation balances be carried more than once.

There shall be Paid from the General Highway Fund the cost of accounting, auditing, purchasing and legal services furnished from the General Fund appropriations. This revenue shall be credited to the General Fund.

It is intended that the language in this section shall apply to all other appropriation measures enacted by the Legislature.

General Fund

Appropriations from General Fund

Section A

	1967-68	1968-69
CONTRIBUTIONS AND TRANSFERS TO OTHER FUNDS		
To Special Revenue Funds		
Division of Economic Opportunity	\$ 12,582	\$ —
Provides matching funds for program.		
Any unexpended balance to carry to June 30, 1969.		
EDUCATION, DEPARTMENT OF		
Administration		
Personal Services	(2) 12,519	(2) 13,143
All Other	700	700
Capital	6,355	—
Provides funds for one Education Specialist and one Machine Operator plus related expenses.		

	1967-68		1968-69
EXECUTIVE DEPARTMENT			
Administration			
All Other	4,000		4,000
Provides funds for assessment to the National Governors Conference.			
INSURANCE ADVISORY BOARD			
Administration			
Personal Services	(1) 6,000	(1)	8,000
All Other	2,000		2,000
Capital	1,000		—
Provides one additional employee to maintain valuations on insured buildings with related travel and office expenses			
MAINE STATE ARCHIVES			
Personal Services	1,400	(2)	19,900
All Other	2,000		2,000
Capital	—		1,000
Provides funds for additional operating expenses the first year plus 2 employees the second year with related expenses.			
TREASURER OF STATE			
Administration			
Personal Services	(1) 4,396	(1)	6,890
Provides funds for one Accountant II			
UNIVERSITY OF MAINE			
All Other	—		25,000
Provides funds for State Technical Services Act for second year			
Total Section A	\$52,952		\$82,633

Amounting to \$52,952 for the fiscal year ending June 30, 1968 and \$82,633 for the fiscal year ending June 30, 1969.

Section B**Appropriations from Unappropriated Surplus of General Fund**

	1967-68	1968-69
EDUCATION, DEPARTMENT OF		
Aroostook State College		
Completion of Men's Dorm	\$ 57,000	\$ —
Gorham State College		
Completion of Upton Hall	38,413	—
Central Maine Vocational-Technical Institute		
Completion of Dorm-Cafeteria	79,981	—
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Total Department of Education	\$175,394	\$ —
FINANCE AND ADMINISTRATION, DEPARTMENT OF		
Bureau of Public Improvements		
Completion of Internal Revenue Bldg.		
Addition and Renovation	110,000	—
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF		
Stevens Training Center		
Completion of Dormitory and		
Diagnostic and Treatment Bldgs.	7,419	—

Section C

P. & S. L., 1967, c. 33, § 1, amended. Section 1 of chapter 33 of the private and special laws of 1967 is amended by adding at the end, a new paragraph, as follows:

Any unexpended balance shall not lapse until June 30, 1968.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1967.