

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
SECOND SPECIAL SESSION

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ONE HUNDRED AND THIRD LEGISLATURE

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**Legislative Document**

**No. 1856**

S. P. 784

In Senate, January 9, 1968

Referred to Committee on Appropriations and Financial Affairs. Sent down for concurrence and ordered printed.

JERROLD B. SPEERS, Secretary

Presented by Senator Berry of Cumberland.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-EIGHT

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**AN ACT to Appropriate and Provide Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1968 and June 30, 1969.**

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**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 fourth quarter of the current fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and institutions will become due and payable immediately; 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 during the next two fiscal years—starting January 1, 1968 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 action, 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 recommended 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 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**

Department		1967-68		1968-69
<b>ATTORNEY GENERAL</b>				
Personal Services	(1)	1,835	(1)	3,850
All Other		5,940		10,500
Capital Expenditures		10,250		—
Provides funds for one additional Clerk Stenographer II, an expanded telephone system, travel expenses, 3 automobiles and additional office equipment				

Department	1967-68	1968-69
<b>BOXING COMMISSION</b>		
All Other	1,000	1,500
Provides additional operating funds		
<b>CONTRIBUTIONS AND TRANSFERS TO OTHER FUNDS</b>		
To General Highway Fund		
General Fund's Share of State Police Costs—25%		
Administration	16,455	23,426
Provides funds for 13 additional State Troopers and related expense		
To Special Revenue Funds		
Division of Economic Opportunity	—	15,000
Provides additional operating funds to continue the Federal Matching Program		
	16,455	38,426
Total Contributions and Transfers		
<b>DATA-PROCESSING FUND</b>		
Unallocated	25,000	75,000
Provides funds to coordinate use of Automatic Data Processing		
<b>ECONOMIC DEVELOPMENT</b>		
Personal Services	(5) 16,588	(5) 34,814
All Other	65,000	40,000
Provides \$15,000 for plans and final drawings for a new Information Center at Kittery, \$25,000 for a Technical Assistance Fund, \$16,588 in 1967-68 and \$34,814 in 1968-69 for two Planning Associates, one Research Associate, one Statistician II and one Marketing Specialist III for the Research and Planning Division, and \$25,000 each year for Maine's share of a regionwide tourist promotion program and \$15,000 second year for Regional and Local planning.		
<b>EDUCATION</b>		
Adult Vocational Education		
All Other	15,000	30,000

Department	1967-68	1968-69
To supplement Federal funds for Area Vocational Programs, for Apprentices and Other Adult Workers		
Administration		
Personal Services	(4) 6,943 (10½)	55,690
All Other	15,400	36,650
Capital Expenditures	1,500	3,423
Provides for 1 Stockroom Clerk, 1 Mail Clerk I, 1 Dept. Personnel Officer, 4 Clerk Steno II positions, 1 Budget Examiner, 1 Supervisor of Audits, 1 Computer Programmer and ½ position of Clerk Typist III. Provides additional operating funds due to moving to new location and increased workloads and for initial purchase of furniture and equipment		
Educational Television		
Personal Services	— (½)	2,017
Provides funds for ½ position, Clerk Typist II		
Farmington State College		
Personal Services	— (10)	64,090
All Other	15,000	54,700
Capital Expenditures	7,500	15,000
Provides funds for 6 Associate Professors and 4 Clerical & Plant employees due to increased enrollment. Also provides for library acquisitions, educational supplies, feeding additional students and equipment for new staff and laboratory. Produces \$62,040 in undedicated revenue in 1968-69		
Student Scholarship Administration		
Personal Services	— (1)	6,000
All Other	15,000	131,650
Capital Expenditures	—	450
Provides for reinstatement of scholarship and administration funds to cover law which is still on the books		

Department	1967-68		1968-69
<b>Gorham State College</b>			
Personal Services	—	(8)	53,066
All Other	—		19,950
Capital Expenditures	—		15,000
Provides funds for 4 Associate Professors, 3 Clerical & Plant employees and 1 Assistant Dean of Women due to increased enrollment with related expenses. Produces \$41,700 in undedicated revenue in 1968-69			
<b>Washington State College</b>			
Personal Services	—	(7)	40,950
All Other	—		13,000
Capital Expenditures	—		10,000
Provides funds for 4 Associate Professors, 2 Clerk Stenographers and 1 Accountant II. Also provides for library books, feeding costs of additional students and equipment for Administrative Office including new staff. Produces \$11,200 in undedicated revenue in 1968-69			
<b>Fort Kent State College</b>			
Personal Services	—	(4)	21,411
All Other	—		10,000
Provides funds for 2 Associate Professors, 1 Clerk Typist III and 1 Library Assistant. Also provides funds for feeding additional students. Produces \$11,840 in undedicated revenue in 1968-69			
<b>Aroostook State College</b>			
Personal Services	—	(3)	20,500
All Other	—		12,250
Capital Expenditures	—		1,200
Provides funds for 2 Associate Professors, 1 Clerk Typist II and for student labor. Also provides funds for feeding additional students, other related expenses and furniture for new staff. Produces undedicated revenue of \$15,228 in 1968-69			

Department	1967-68		1968-69
Schooling of Indian Children			
Personal Services	3,600	(5)	38,500
All Other	1,500		7,500
Capital Expenditures	—		5,000
Provides funds for 3 Special Teachers, 1 Regular Teacher and 1 Cook, also funds for additional salary costs due to change in work week hours of Cooks & Janitors and the hiring of higher salaried teachers. Provides additional funds for school lunch programs and instructional equipment			
Matching Funds — National Defense Education Act			
All Other	6,000		6,000
Provides funds to offset loss of Federal funds caused by change in Federal legislation			
Maine Educational Council			
Unallocated	2,000		2,000
Provides operating funds for the Maine Educational Council			
School of Practical Nursing—Waterville			
Personal Services	—	(1)	8,427
Provides for 1 Clinical Supervisor of Student Nurses and funds to extend work week of half-time instructional position from 34 weeks to 52 (presently authorized by Council Order). Also provides funds for part-time nutrition instructor			
Vocational Rehabilitation			
Personal Services	(2)	975	(2)
All Other		300	300
Capital Expenditures		500	100
Provides for State share of 1 Rehabilitation Counselor III and 1 Statistician I and related expenses due to establishment of rehabilitation centers in correctional institutions			



Department		1967-68		1968-69
Donated Commodities Program				
Personal Services	(7/10)	3,584	(7/10)	3,584
All Other		7,202		—
Provides funds for full salary of the Director and Secretary to be charged to this account. Also provides funds to pay accumulated overcharge to Federal Government. Produces \$2,550 in undedicated revenue in each year				
School of Practical Nursing — Southern Maine				
Personal Services		—	(1)	7,670
Provides for 1 Clinical Supervisor of Student Nurses and funds for employment on a part-time basis for 2 instructors				
Northern Maine Vocational-Technical Institute				
Personal Services		—	(5)	29,600
Provides funds for 2 Business Education Instructors, 1 Nursing Instructor, and 2 Custodial Workers				
Central Maine Vocational-Technical Institute				
Personal Services	(2)	6,000	(7½)	41,680
All Other		11,605		4,550
Capital Expenditures		16,167		—
Provides funds for Practical Nurse Training Course, the necessary faculty and related expenses. Produces undedicated revenue of \$15,260 in 1968-69				
Training of Firemen				
Personal Services		—	(1)	4,495
Provides funds for 1 Fire Instructor				
Eastern Maine Vocational-Technical Institute				
Personal Services		6,000		6,000
Provides funds for student labor to offset loss of Federal Vocational Work-study Funds				
Total Education		<u>141,776</u>		<u>785,478</u>

Department	1967-68	1968-69
<b>EXECUTIVE</b>		
Administration		
All Other	6,000	6,000
Provides funds to cover additional assessment by the New England Governors Conference		
Governor's Committee on Status of Women		
All Other	1,500	2,500
Provides funds to reactivate the Committee on Status of Women		
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Total Executive	7,500	8,500
<b>FINANCE AND ADMINISTRATION</b>		
Bureau of the Budget		
Personal Services	(2) —	(2) 9,360
All Other	1,000	2,000
Capital Expenditures	500	—
Provides funds for two Account Clerk II positions to supplement present staff. Also provides funds for required travel and related office equipment		
Taxation		
All Other	3,000	—
Provides funds for expense caused by two Cigarette Tax increases		
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Total Finance and Administration	4,500	11,360
<b>HEALTH AND WELFARE</b>		
Child Welfare Services—State Funds		
All Other	—	100,000
Provides funds for increased cost of child care		
General Administration		
All Other	—	75,000
Provides additional administrative funds to cover increased cost. This will generate about \$100,000 in Federal funds		

Department	1967-68	1968-69
Work Training Program		
All Other	—	25,000
Provides funds for increased requirements of the Work Training and job Referral Program. This would generate \$75,000 in Federal funds		
Total Health and Welfare	—	200,000
<b>INDIAN AFFAIRS</b>		
Personal Services	(3) 1,560	(3) 3,120
All Other	18,000	—
Provides Budget Line positions and salary increases for three Reservation Chaplains. This count, along with an Administrative transfer, will authorize payment by salary rather than by contract. Also provides additional funds to cover current operating deficit		
<b>INSURANCE</b>		
Administration		
All Other	2,625	2,100
Capital Expenditures	119	—
Provides additional funds to cover increased operating costs		
<b>INTEREST ON BONDS</b>		
All Other	16,000	414,515
Provides funds for interest on Temporary Borrowing the first year and newly ratified Bond Issues the second year		
<b>LABOR AND INDUSTRY</b>		
Personal Services	(1) —	(1) —
Provides one Budget Line position to be funded from Dedicated Revenues		
<b>LEGISLATIVE RESEARCH COMMITTEE</b>		
Personal Services	1,000	3,000
All Other	6,000	12,000
Provides additional operating funds		
<b>MAINE MARITIME ACADEMY</b>		
All Other	75,000	—

<b>Department</b>	<b>1967-68</b>		<b>1968-69</b>	
Provides funds for necessary salaries, additional employees and books				
<b>MAINE PORT AUTHORITY</b>				
All Other		13,436		—
Provides for salary adjustments				
<b>MAINE STATE ARCHIVES</b>				
Personal Services		—	(2)	14,872
All Other		—		2,000
Capital Expenditures		—		500
Provides funds for 1 Records Technician I and 1 Records Technician II and related expenses				
<b>MAINE STATE LIBRARY</b>				
All Other		1,512		—
Provides funds to purchase 200 copies of the Vital Records of the Town of Clinton				
<b>MENTAL HEALTH AND CORRECTIONS</b>				
<b>Administration</b>				
Personal Services		4,000		8,500
All Other		1,250		2,500
Provides funds for the employment of a Coordinator to implement the Community Action Program for Juvenile Delinquency with related expenses				
<b>Augusta State Hospital</b>				
Personal Services	(56)	43,000	(56)	90,200
All Other		10,000		30,000
Provides funds for 15 Psychiatric Aides and funds to implement salary increases for nurses granted in June 1967 but not funded. Also provides 41 Budget Line positions to allow implementation of 40 hour week for employees and additional funds for uniforms, clothing, supplies and other essential items				
<b>Bangor State Hospital</b>				
Personal Services	(38)	5,200	(38)	10,400

Department	1967-68	1968-69
Provides funds to implement the salary increases for nurses granted in June 1967 but not funded. Also provides 38 Budget Line positions to allow implementation of 40 hour week for employees		
Pineland Hospital and Training Center Personal Services (43)	—	(43) —
Provides 43 Budget Line positions to allow implementation of 40 hour week for employees		
Stevens School All Other	3,000	5,000
Capital Expenditures	2,500	4,000
Provides funds to upgrade the program and provide essential supplies and furniture for Half-way House and school building		
Total Mental Health and Corrections	68,950	150,600
<b>UNIVERSITY OF MAINE</b>		
Administration All Other	100,255	1,200,000
Provides funds to allow increased enrollment. Also provides funds for research and supporting endeavors		
Oceanography All Other	—	150,000
Provides funds for expected Oceanography expenses. Includes \$50,000 to provide staff for Consortium of Education Institutions		
Total University of Maine	100,255	1,350,000
<b>CONSTRUCTION RESERVE</b>		
Capital Expenditures	100,000	—
Provides funds to replenish the Construction Reserve Account		
TOTAL SECTION A	700,301	3,162,135

Amounting to \$700,301 for the fiscal year ending June 30, 1968 and \$3,162,135 for the fiscal year ending June 30, 1969.

**Section B**

**Deductions.** There is appropriated to be deducted from funds made available under the private and special laws of 1967, chapter 154, Section A, as heretofore passed by this Legislature, the following amounts:

	1967-68	1968-69
EDUCATION, DEPARTMENT OF		
Superintendents of Towns Comprising		
School Unions		
Personal Services	—	(168,750)
Subsidies—Special Education		
All Other	(80,000)	(55,000)
Subsidies—Driver Education		
All Other	—	(10,000)

**Section C**

**Deduction.** There is appropriated to be deducted from funds made available under the private and special laws of 1967, chapter 191, Section A, as heretofore passed by this Legislature, the following amount:

	1967-68
EDUCATION, DEPARTMENT OF	
New England Higher Education Compact	
All Other	(20,000)

**APPROPRIATIONS FROM THE UNAPPROPRIATED SURPLUS OF  
THE GENERAL FUND**

**Section D**

BI-STATE COMMISSION ON OCEANOGRAPHY	1967-68
Maine's Share of Commission Expenses	\$ 50,000
EDUCATION	
Farmington State College	
Conversion of Purinton Hall	70,000
Southern Maine Vocational-Technical Institute	
Purchase of Land	25,000
Gorham State College	
To Replace Loss of Federal Matching Funds	150,000
Total Education	245,000
FINANCE AND ADMINISTRATION	
Bureau of Public Improvements	
Acquisition of Land for Parking	300,000

## MENTAL HEALTH AND CORRECTIONS

Augusta State Hospital	
Additional Funds—Maximum Security Bldg. Renovation	75,000
Bangor State Hospital	
X-Ray Unit Replacement and Renovations	20,000
Pineland Hospital and Training Center	
Fire Protection and Safety	15,000
Boys Training Center	
Completion of Boys Living Cottage No. 3	108,400
Stevens School	
Master Locking System and Security and 1 radio-equipped car	10,000
Additional Renovations and Remodeling of Bldgs.	100,000
Fire Prevention and Safety Projects	50,000
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Total Mental Health and Corrections	378,400
PARK AND RECREATION COMMISSION	
Land Acquisition	84,000
Historic Sites—Repairs	16,000
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Total Park and Recreation Commission	100,000
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TOTAL	<u>\$1,073,400</u>

The above Appropriations from Unappropriated Surplus shall not lapse at June 30, 1968 but shall carry forward until June 30, 1969.

## Section E

**P. & S. L., 1967, c. 191, Sec. A, amended.** Section A of chapter 191 of the private and special laws of 1967 is amended by adding after the heading — **Finance and Administration, Department of** and the sub-heading — Bureau of Public Improvements, the following:

**Any unexpended balance of the above amount shall not lapse until June 30, 1969.**

## Section F

**P. & S. L., 1967, c. 191, Sec. B, amended.** Section B of chapter 191 of the private and special laws of 1967 is amended by adding at the end, a new paragraph, as follows:

**Any unexpended balances, in Section B above, shall carry forward at June 30, 1968, but all unencumbered balances shall lapse at June 30, 1969.**

**Section G**

**P. & S. L., 1967, c. 191, Sec. B, amended.** The 5th paragraph under the caption **“Mental Health and Corrections, Department of”** of Section B of chapter 191 of the private and special laws of 1967 is amended to read as follows :

Stevens Training Center <del>Acquisition of Land</del>	<del>4,500</del>	
Roads, Utilities and Renovations	<del>42,500</del>	47,000
Fire Prevention and Safety Project	10,000	

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