

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

New Draft of S. P. 724, L. D. 1982
FIRST SPECIAL SESSION

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 2047

S. P. 768

In Senate, February 24, 1972

Reported by Senator Dunn of Oxford from Committee on Appropriations and Financial Affairs. Printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-TWO

AN ACT to Appropriate Moneys for the Expenditures of State Government and Other Purposes for the Fiscal Years Ending June 30, 1972 and June 30, 1973.

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 may 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 prior to July 1, 1972; 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 necessary expenditures of government and other purposes for the 2 fiscal years — from July 1, 1971 to June 30, 1972 and from July 1, 1972 to June 30, 1973 — 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 legislative action, shall represent the total 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 nonrecurring personal services when recommended by the department head and the State 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 made 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 next Legislature. Copies of all Personnel Board action relating to such changes shall be furnished to the Legislative Finance Officer.

Personnel employed by programs partially funded by federal funds shall be considered limited appointment employees, notwithstanding the figures in parentheses representing numbers of employees, should federal funds be withdrawn or reduced.

The Budget Office, during this 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 and the Legislative Finance Officer.

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.

The Governor and the State Budget Officer when next preparing a Budget Document may at their discretion adjust the figures in parentheses, repre-

senting numbers of permanent employees, to reflect the number of employees which in their opinion is necessary to the proper operation of each department, institution or agency.

The Governor and Executive Council shall not approve any allocation of funds for a department by which funds are transferred from one quarter to another, when the transfer will result in a request for a deficiency appropriation at a special or regular session of the Legislature.

No state department, institution or agency shall establish new programs or expand existing programs beyond the scope of those 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 State Purchasing Agent is directed to require that requisitions for replacement motor vehicles include the age and total mileage of the motor vehicles being replaced. For the purposes of this paragraph, motor vehicles are defined as passenger cars, panel and pickup trucks, excluding those vehicles operated by the State Police. It is the intent of the Legislature that motor vehicles shall have been in service for at least 5 years or 50,000 miles before they are replaced. This policy shall also be adopted by the State Budget Officer when next preparing a Budget Document. Exceptions to the established replacement policy shall require the prior approval of the Governor and Council.

It is the intent of the Legislature that out-of-state travel be limited. Any State employee who travels out-of-state on State business (such as law enforcement, collecting, bidding, industrial development, loans, etc.) may continue to do so.

However, the Legislature is concerned about the increase in out-of-state travel and because of the State's financial circumstances, the Legislature directs that Department Heads hold down cost of all travel where it is not absolutely needed.

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 the intent of the Legislature that in the event matching federal funds are not available as anticipated for programs in this Act, there is no obligation to provide state funds in excess of the appropriations listed in this Act.

The Commissioner of Finance and Administration through the State Purchasing Agent or such other agent as he may choose, shall conduct a thorough review of all types of equipment, owned, leased or otherwise available to the several departments and agencies of the State, regardless of the source of supporting funds, with the intent of combining their use, providing central-

ized facilities, or of eliminating existing equipment and facilities, as he believes to be in the most economical, most efficient and best interests of the State.

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.

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.

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.

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, 1972 and June 30, 1973. 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.

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	1971-72	1972-73
ADJUTANT GENERAL		
Administration		
All Other	\$ 1,482	\$ 2,964
Provides funds for Workmen's Compensation Act payments to Maurice Webster.		
Military Fund		
All Other	—	8,112
Provides Funds for payments to widows of Major James Edward Ashley and Captain Christopher H. Glenn, Maine Air National Guard.		
TOTAL ADJUTANT GENERAL	<hr/> \$ 1,482	<hr/> \$ 11,076

Department	1971-72	1972-73
AGRICULTURE		
Administration		
Personal Services (1) 3,000 (1) 3,000		
Provides funds and position for a Custodial Worker. (Undedicated Revenue of \$3,000 each year will accrue to the General Fund.)		
ATLANTIC STATES MARINE FISHERIES COMMISSION		
Administration		
All Other 4,600 4,600		
Provides funds to cover increased State of Maine's share of Commission's cost.		
DEBT SERVICE		
<p>The State Controller is authorized to transfer up to \$125,000 from the Bond Fund Debt Service Account to the General Fund Debt Retirement Account, if necessary, for the redemption requirements of additional School Construction Aid bonds of \$2,500,000.</p>		
DISTRICT COURTS		
Unallocated (10) 17,500 (10) 67,500		
Provides funds for 10 additional positions and necessary equipment. (Undedicated Revenue of \$17,500 in 1971-72 and \$67,500 in 1972-73 will accrue to General Fund.) It is the intent of the Legislature that the unexpended balance of the former District Court Fund Account 4079.1 amounting to approximately \$350,000 shall be transferred to the District Court Building Fund Account 4079.9.		
ECONOMIC DEVELOPMENT, DEPARTMENT OF		
Administration		
Personal Services — (3,575)		
Reduces appropriation for State House Guides.		

Department	1971-72	1972-73
EDUCATION		
Education of Orphans of Veterans		
All Other	—	27,500
Provides additional funds for C516, P. L. 1971.		
Industrial Education		
All Other	—	71,500
Provides additional funds for Gen- eral Evening Schools.		
School Lunch Matching		
All Other	25,000	20,000
Provides funds to cover sharp in- crease in required State Matching.		
School of Practical Nursing—Waterville		
Personal Services	(½) 2,100	(½) 4,091
Provides funds for ½ position.		
Northern Maine Vocational Technical Institute		
All Other	20,300	20,300
Provides funds to cover increased cost of operations.		
Washington County Vocational Technical Institute		
Personal Services	(1) 2,500	(1) 22,280
All Other	—	19,348
Provides funds each year for a Cus- todial Worker and funds in 1972-73 for year 'round Vocational Program. (Undedicated Revenue of \$8,800 in 1972-73 will accrue to General Fund.)		
Central Maine Vocational Technical Institute		
Personal Services	—	45,685
All Other	—	23,200
Provides funds for year 'round Vo- cational Program. (Undedicated Revenue of \$18,244 in 1972-73 will accrue to General Fund.)		
New England Board of Higher Education		
All Other	—	25,000
Provides funds to cover increased cost for Dental Education. There shall be no further expansion of this program beyond this appropriation.		
TOTAL EDUCATION	\$ 49,900	\$ 278,904
FINANCE AND ADMINISTRATION		
Bureau of the Budget		
Personal Services	\$ 303	\$ 1,314

Department	1971-72	1972-73
FINANCE AND ADMINISTRATION—Continued		
Provides funds to reclassify a Management Analyst I to a II and a Budget Examiner II to Chief Examiner.		
Bureau of Public Improvements Administration		
Personal Services	—	2,310
All Other	—	(2,310)
Provides funds to reclassify a Civil Engineer I to a II.		
Property Management		
Personal Services	— (I)	17,033
All Other	—	6,667
Capital Expenditures	—	1,000
Provides funds and position to continue a limited appointment position of Plant Maintenance Engineer II and \$15,000 for General Fund share of operating expenses of Kittery Information Center.		
TOTAL FINANCE AND ADMINISTRATION		
	\$ 303	\$ 26,014
HEALTH AND WELFARE		
Medical Care Administration		
Personal Services	(3) \$ 4,460	(3) \$ 19,890
All Other	(4,460)	(19,890)
Provides for staff to review reasonable charges on medical bills.		
Administrative Services		
All Other	—	50,000
Provides funds for increasing costs of data processing services.		
General Assistance		
All Other	300,000	300,000
Provides funds for reimbursement to Towns for non-settled cases.		
Older Americans Act		
Personal Services	— (I)	2,800
All Other	—	71,800
Capital	—	400
Provides funds to assist in the development of greater community services to Maine's Elderly Citizens.		

Department	1971-72	1972-73
HEALTH AND WELFARE—Continued		
Matching Federal funds are available.		
Eye Care and Special Services		
All Other	40,000	60,000
Provides funds to meet additional costs of Special Education Program for blind children.		
Aid to Families with Dependent Children		
All Other	—	1,400,000
Provides funds to finance existing and projected caseloads.		
Aid to the Aged, Blind and Disabled		
All Other	400,000	250,000
Provides funds to finance grants for projected caseloads and added cases as a result of state hospital plans to discharge some 350 patients over age 65 in the next year, most of whom will come to O.A.A. and nursing or boarding homes.		
Medical Care		
All Other	700,000	1,650,000
Provides funds to finance existing and projected caseload costs, increased unit costs and program expansion.		
Nursing and Boarding Home Care		
Personal Services	—	(2) 6,000
All Other	200,000	1,000,000
Capital Expenditures	—	1,000
Provides funds for improved licensing standards and increased inspection audits. Also provides \$200,000 for Boarding Home increases in 1972-73.		
Legal Services		
Personal Services	—	(2) \$ 10,000
All Other	—	20,000
Capital Expenditures	—	1,000
Provides funds for a Fair Hearings Officer on a full-time basis, plus funds for witness fees.		
Alcoholism Services		
Personal Services	2,288	9,152
Provides funds for salary increases for Alcoholism Counselors to pro-		

Department	1971-72	1972-73
HEALTH AND WELFARE—Continued		
vide pay equal to other Rehabilitation Counselors doing comparable work.		
Sanitary Engineering		
Personal Services	— (4)	20,250
All Other	—	8,500
Capital Expenditures	—	2,500
Provides moneys for matching Federal Funds for laboratory and other technical services in an expanded industrial health program and for laboratory pesticide surveillance.		
	-----	-----
TOTAL HEALTH AND WELFARE	\$1,642,288	\$4,863,402
INDIAN AFFAIRS, DEPARTMENT OF		
Administration		
All Other	—	40,000
Provides additional operation funds.		
LABOR AND INDUSTRY, DEPARTMENT OF		
Administration		
Personal Services	— (5)	41,166
All Other	—	12,500
Capital Expenditures	—	884
Provides funds for 1 Safety Engineer; 4 Safety Inspectors and related operating costs.		
LAW ENFORCEMENT PLANNING AND ASSISTANCE AGENCY		
All Other	—	47,000
Provides additional matching funds for additional Federal Funds under Federal Safe Streets Act.		
LEGISLATIVE		
Personal Services	100,000	—
Provides additional funds for special session salaries.		
LIBRARY, STATE		
All Other	10,600	13,000
Funds from Health and Welfare for the Talking Book Machine Program.		

Department		1971-72		1972-73
MAINE MARITIME ACADEMY				
All Other		—		105,000
	Provides funds for salary increases and Academy's share of Castine-Sewage treatment Plant.			
MUSEUM COMMISSION				
Personal Services		—	(2)	18,575
	Provides for Guard and Receptionist and money transferred from Economic Development for State House Guides.			
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF				
Dietary Improvement				
All Other		—		50,000
	Provides funds for food.			
Bangor State Hospital				
Personal Services		—	(50)	262,326
All Other		68,590		225,000
	Provides funds to upgrade the quality of care and treatment.			
Levinson Developmental Center				
Personal Services		—	(16)	85,500
	Provides funds for additional staff of 1 Nurse, 12 Psychiatric Aides, 1 Domestic Worker, a Teacher and a Social Worker.			
Presque Isle Facility				
Personal Services		—	(8)	33,642
All Other		—		5,919
	Provides funds to open and properly staff the new facility.			
Boys Training Center				
Personal Services	(14)	26,270	(14)	109,239
All Other		9,000		34,500
	Provides funds to staff the Special Treatment Unit to be completed in February 1972.			
State Prison				
Personal Services	(1)	4,300	(1)	8,663
All Other		13,000		33,450
	Provides funds for a Captain (Food Services Coordinator); funds for Correspondence Courses for inmates, 15% increase for dietary improvements and \$6,000 in 1971-72 and \$10,950 in 1972-73 for cost of trans-			

Department	1971-72	1972-73
MENTAL HEALTH AND CORRECTIONS, DEPT. OF—Continued		
ferring 2 prisoners to the Federal System.		
TOTAL MENTAL HEALTH AND CORRECTIONS	\$ 121,160	\$ 848,239
PARKS AND RECREATION DEPARTMENT		
Administration		
Personal Services	—	6,600
All Other	—	1,100
Capital Expenditures	7,300	—
Provides funds for policing and sanitation of purchased land.		
PUBLIC UTILITIES COMMISSION		
All Other	(1) 11,025	(1) 11,000
Provides funds for Engineer II to undertake a Gas Pipeline Safety Program. (Undedicated Revenue of \$5,512 in 1971-72 and \$5,500 in 1972-73 will accrue to General Fund.)		
SEA AND SHORE FISHERIES, DEPARTMENT OF		
Federal Marine Research		
All Other	—	75,000
Provides State Matching funds.		
SECRETARY OF STATE		
Election Division		
Personal Services	136	685
To reclassify position of Clerk Typist II to Chief Engrossing Clerk and Ballot Room Supervisor.		
STATE EMPLOYEES RETIREMENT		
Retirees Hospital Insurance		
All Other	20,000	50,000
Provides funds for employer's share of Hospital Insurance for retirees.		
Retirement Allowance Fund		
All Other	—	11,320
Provides funds for 20 year retirement of State Prison Guards.		
TOTAL STATE EMPLOYEES RETIREMENT	\$ 20,000	\$ 61,320

Department	1971-72	1972-73
UNIFORM LEGISLATION, COMMISSION		
All Other Provides additional operating funds.	500	500
UNIVERSITY OF MAINE		
All Other Provides additional grant to University.	—	1,000,000
VETERANS SERVICES, DEPARTMENT OF		
Personal Services	—	(2) 13,624
All Other Provides funds and positions for 2 employees. All other funds for veterans employment coordinator.	1,500	2,500
TOTAL APPROPRIATIONS—		
SECTION A	\$1,991,294	\$7,549,614

Amounting to \$1,991,294 for the fiscal year ending June 30, 1972 and \$7,549,614 for the fiscal year ending June 30, 1973.

GENERAL FUND

SECTION B

	1971-72	1972-73
EDUCATION		
Subsidies—Regional Technical and Vocational Centers		
All Other To reduce appropriation to the amount required.	(\$177,000)	(\$275,000)
HEALTH AND WELFARE		
Eye Care and Special Services		
All Other To reduce appropriation by amount which is transferred to Library to Finance the Talking Book Machine Program.	(10,600)	(13,000)
TOTAL APPROPRIATIONS—		
Deducted	(\$187,600)	(\$288,000)

There is hereby appropriated to be deducted from the departments and accounts as listed above the specific amounts as shown.

GENERAL FUND
UNAPPROPRIATED SURPLUS OF GENERAL FUND
SECTION C

Department	1971-72
ADJUTANT GENERAL	
Phase III — Intrusion Detection System Provides funds for 12 installations in armories to complete the entire project.	\$ 9,900
Rehabilitation of Building #7 Provides funds to rehabilitate space to house Veterans Services at Camp Keyes.	25,000
TOTAL ADJUTANT GENERAL	\$ 34,900
DRUG ABUSE—Grants to Local Programs Provides additional funds for grants, \$15,000 to carry into 1972-73 year.	\$ 25,000
EDUCATION	
Eastern Maine Vocational Technical Institute Provides funds for roof replacement on classroom and shop building.	\$ 36,500
Southern Maine Vocational Technical Institute Provides \$20,000 for repairs on buildings on campus to pass State fire and safety regulations and \$7,000 for two 12-passenger buses. Also \$25,000 to purchase property needed for expansion. (Coombs Property)	52,000
Washington County Vocational Technical Institute Provides funds for purchase of equipment to replace funds which lapsed because of delays in construction.	20,772
TOTAL EDUCATION	\$ 109,272
FINANCE AND ADMINISTRATION	
Public Improvements—New Office Building Plans and Spec. Provides funds to design plans and specifications for new State Office Building.	\$ 140,000
B.P.I.—State House Heating and Ventilation	40,000

Department	1971-72
FINANCE AND ADMINISTRATION—Continued	
Provides funds for partial renovation of State House heating and ventilation.	
TOTAL FINANCE AND ADMINISTRATION	\$ 180,000
FORESTRY	
Spruce Budworm Control	\$ 396,667
Provides State's share ($\frac{1}{3}$) of cost of spraying for Spruce Budworm Control. These funds to be matched equally by Landowners and Federal Government.	
INDIAN AFFAIRS	
Fire Exit Doors	\$ 4,760
Provides funds to put fire exit doors in 28 homes to provide safety precautions in these homes.	
MAINE MARITIME ACADEMY	
Relocating and Centralization of Maintenance Facilities	\$ 82,215
MENTAL HEALTH AND CORRECTIONS	
Augusta State Hospital	\$ 94,000
Provides Funds (\$27,000) to replace those expended for emergency repairs to chimney which depleted funds appropriated for nominal maintenance and to demolish Sanborn building and reconnect utilities (\$67,000).	
Governor Baxter State School for the Deaf	
Sewerage Disposal Facility	\$ 60,000
Provides funds to correct present sewerage disposal system.	
Levinson Developmental Center	
Equipment	5,000
Provides funds for equipment needed to run this new facility.	
Military and Naval Children's Home	
Equipment	13,091
Provides necessary funds to replace deteriorated and broken furniture and equipment as recommended by inspection by this institution's Board of Visitors.	
Stevens School	
Equipment	9,000
Provides funds for a new school bus.	

Department	1971-72
MENTAL HEALTH AND CORRECTIONS—Continued	
State Prison	
Equipment	24,917
Provides \$20,417 for kitchen equipment and \$4,500 for laundry equipment.	
Renovation of East Wing Cell Block	40,000
Provides funds for renovations leaving the remodeled tiers for both vocational and recreational activities and permit windows to be opened for circulation of air.	
Hot Water in Cells—Phase I	25,000
Provides funds for Phase I of providing hot water.	
<hr/>	
TOTAL MENTAL HEALTH AND CORRECTIONS	\$ 271,008
PORT AUTHORITY	
Fire legal liability insurance on Maine State Pier	\$ 10,000
UNIVERSITY OF MAINE	
Initial Development of Medical School Program	\$ 75,000
Underground Utility Line Improvements UMPG (G)	50,000
Underground Utility Line Alterations UMF	50,000
Health Center Relocation UMPG (G)	90,000
Renovations for Library Expansion, Preble Hall UMPI	45,000
Kimball Hall Alterations for Infirmary UMM	75,000
<hr/>	
TOTAL UNIVERSITY OF MAINE	\$ 385,000
VETERANS SERVICES	
Chapel	\$ 25,000
Purchase of Land	23,200
Provides \$25,000 to assist in construction of the new chapel and \$23,200 for purchase of land to allow construction of new entrance more accessible from Route #1-95.	
CITY OF BANGOR	
International Arrival Building	\$ 190,000
Provides funds for State's participation in the development of the International Arrival Building.	
SACO VALLEY ASSO. FOR RETARDED CHILDREN	
Provides one time grant to help pay off mortgage.	\$ 15,000
<hr/>	
TOTAL SECTION C	<u>\$1,752,022</u>

Amounting to \$1,752,022 for the fiscal year ending June 30, 1972. Any balance at June 30, 1972 to carry into the 1973 fiscal year to be expended for the same purposes.

SECTION D

P. & S. L., 1971, C. 92 Sec. 1, amended. Section 1 of chapter 92 of the Private and Special Laws of 1971, is amended to read as follows:

Sec. 1. Allocation of Liquor Commission Fund. In order to provide for the necessary expenses for operation and administration of the Maine State Liquor Commission, the following amounts, or as much as may be necessary, are allocated from the revenues derived from the operations of the commission.

	1971-72	1972-73
Personal Services (347)	\$2,435,363	(347) \$2,456,069
All Other	1,138,782 1,185,582	1,144,470 1,188,770
	\$3,574,145 \$3,620,945	\$3,600,539 \$3,644,839

Amounting to ~~\$3,574,145~~ \$3,620,945 for the fiscal year ending June 30, 1972 and ~~\$3,600,539~~ \$3,644,839 for the fiscal year ending June 30, 1973.

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 from these allocations on the basis of such allotments and not otherwise.

SECTION E

Sec. 1. R. S., T. 5, § 1121, sub-§ 4, ¶ A, sub-¶ (1), repealed. Subparagraph (1) of paragraph A of subsection 4 of section 1121 of Title 5 of the Revised Statutes, as amended by section 4 of chapter 445 of the public laws of 1965, is repealed.

Sec. 2. R. S., T. 5, § 1121, sub-§ 4, ¶ F, additional. Subsection 4 of section 1121 of Title 5 of the Revised Statutes, as amended, is further amended by adding a new paragraph F to read as follows:

F. Any member who is the warden or deputy warden of the Maine State Prison, or any officer or employee of the Maine State Prison employed as a guard, or engaged in any management of prisoners, or as the supervising officers of any such guards or employees, and in any case, who has at least 20 years of creditable service in his respective capacity, or cumulatively in any combination of such prison employment capacities, may be retired on or after the attainment of age 50 on a service retirement allowance which is equal to $\frac{1}{2}$ of his average final compensation, but unless extended, he must be retired at the attainment of age 60.

Sec. 3. R. S., T. 5, § 1095, amended. Section 1095 of Title 5 of the Revised Statutes, as amended, is further amended by adding a new paragraph to read as follows:

Each employee of the Maine State Prison who is an incumbent in a position

described in section 1121, subsection 4, paragraph F shall contribute at the rate of 7½% of earnable compensation.

SECTION F

Sec. 1. R. S., T. 26, § 244, amended. The 3rd sentence of section 244 of Title 26 of the Revised Statutes is amended to read as follows:

Whenever any boiler is inspected as ~~hereinbefore~~ provided for in this section and is found to be suitable and to conform to the rules of the Board of Boiler Rules, upon payment of the fee of ~~§3~~ \$5 to the department by the owner or user of such a boiler, the chief inspector shall issue to said owner or user an inspection certificate for each such boiler.

Sec. 2. R. S., T. 26, § 461, amended. The first sentence of the first paragraph of section 461 of Title 26 of the Revised Statutes, as amended by section 1 of chapter 313 of the public laws of 1965, is further amended to read as follows:

Each elevator proposed to be used within this State shall be thoroughly inspected by either the supervising inspector, a state elevator inspector or an authorized elevator inspector, and if found to conform to the rules of the board, upon payment of the inspection fee where required and a registration fee of ~~§3~~ \$5 per year by the owner or user of such elevator to the inspector, the latter shall issue to such owner or user an inspection certificate.

Sec. 3. Appropriation. There is appropriated from the General Fund to the Department of Labor and Industry the sum of \$17,456. The breakdown shall be as follows:

	1972-73
LABOR AND INDUSTRY, DEPARTMENT OF	
Personal Services	(2) \$14,456
All Other	2,500
Capital Expenditures	500
	\$17,456

Provides funds for 1 Inspector and 1 Clerk Typist plus related All Other & Capital funds to perform additional elevator and boiler inspections. (Undedicated Revenue of \$24,484 in 1972-73 will accrue to the General Fund.)

SECTION G

Sec. 1. R. S., T. 18, § 2406, repealed. Section 2406 of Title 18 of the Revised Statutes is repealed.

Sec. 2. R. S., T. 22, § 3453, repealed. Section 3453 of Title 22 of the Revised Statutes, as amended by section 38 of chapter 513 of the public laws of 1965 and chapter 444 of the public laws of 1967, is repealed.

Sec. 3. Application. This Act shall apply only to estates of recipients of

aid to the aged, blind and disabled whose death occurs after the effective date of this Act.

Sec. 4. Appropriation. There is appropriated from the General Fund to the Department of Health and Welfare the sum of \$65,000 to carry out the purposes of SECTION G. The breakdown shall be as follows:

	1971-72	1972-73
HEALTH & WELFARE, DEPARTMENT OF		
Aid to the Aged, Blind or Disabled		
All Other	—	\$65,000

SECTION H

Sec. 1. R. S., T. 20, c. 301-A, additional. Title 20 of the Revised Statutes is amended by adding a new chapter 301-A to read as follows:

CHAPTER 301-A

NORTH AMERICAN INDIAN SCHOLARSHIPS

§ 2205. Scholarship fund

There is established by the State of Maine a scholarship fund for the purpose of assisting North American Indians residing in Maine to obtain a secondary or post-secondary education, or both, from properly accredited institutions.

§ 2206. North American Indians residing in Maine defined

As used in this chapter, "North American Indians residing in Maine" shall be deemed to include either those persons whose names are included upon the current tribal census of either the Passamaquoddy or Penobscot Tribes of Indians or those persons who have resided in Maine for at least one year and at least one of whose parents or grandparents were either included on the census of the Passamaquoddy or Penobscot Tribes or held a band number of the Malacite or Micmac Tribes.

§ 2207. Properly accredited institutions defined

As used in this chapter, "properly accredited institutions" shall be deemed to include any and all secondary and post-secondary institutions of learning which are approved or accredited by the department of education of the state in which they are located or are approved or accredited by a regional association of secondary schools and colleges, or are approved for payment of tuition by the United States Veterans' Administration.

§ 2208. Application

Any student meeting the requirements of properly accredited institutions may apply for a grant, not exceeding \$3,000 per year, for the purpose of paying his or her tuition, room, board, books and other costs of attending any institution of learning meeting the requirements of properly accredited institutions.

§ 2209. Institutional grant

Any institution that enrolls one or more grant recipients may apply for a grant, not to exceed \$1,000 per enrolled grant recipient, for purpose of establishing and conducting a program of support services for said grant recipient.

§ 2210. Committee

An Indian Scholarship Committee set up by the Maine State Department of Education shall, at its discretion, approve all grants under this chapter. The composition of the Indian Scholarship Committee shall be as follows:

The Supervisor of Indian Education of the Maine State Department of Education; 2 representatives of the Passamaquoddy Tribe, chosen by joint session of the tribal councils of Indian Township and Pleasant Point; 2 representatives of the Penobscot Tribe, chosen by the tribal council of the Penobscot Tribe; 2 representatives of the Association of Aroostook Indians, Inc. chosen by the board of directors of the Association of Aroostook Indians, Inc.; and a representative of the Chancellor of the University of Maine. The term of service of each member of the Indian Scholarship Committee shall be at the pleasure of his appointing authority.

The committee is authorized to accept funds for the scholarships provided by this chapter.

Sec. 2. Appropriation. There is appropriated from the General Fund to the Department of Education for the purpose of establishing this Indian Scholarship Fund, the sum of \$30,000 to provide said grants to students and institutions for the purpose of SECTION H. The breakdown shall be as follows:

	1972-73
EDUCATION, DEPARTMENT OF	
All Other	\$30,000

Any unexpended balance shall be carried forward to the forthcoming year.

SECTION I

P. & S. L., 1971, c. 114, amended. Chapter 114 of the private and special laws of 1971, is amended to read as follows:

Allocation. From the proceeds of the sale of bonds for planning, construction and equipment of pollution abatement facilities, from July 1, 1971 to June 30, 1972 and from July 1, 1972 to June 30, 1973, there shall be segregated, apportioned and expended as designated in the following schedule:

	1971-72	1972-73	
ENVIRONMENTAL IMPROVEMENT COMMISSION			
Municipal Sewerage			
All Other	\$15,400,000	\$15,400,000	\$6,000,000

Any unexpended balance shall not lapse, but shall be carried forward from year to year to be expended for the same purposes.

SECTION J

Sec. 1. R. S., T. 5, § 242-A, additional. Title 5 of the Revised Statutes is amended by adding a new section 242-A to read as follows:

§ 242-A. Fraud Investigation Division

1. **Establishment; composition.** The State Auditor is authorized to create a Fraud Investigation Division within the Department of Audit. He shall appoint a director of that division to serve at his pleasure. The director shall be chosen without reference to party affiliations and solely on the ground of fitness to perform the duties of his office and he shall be a member of the bar of the State of Maine. The State Auditor is also authorized to employ and assign to the Fraud Investigation Division such investigators and employees as he deems appropriate.

2. **Purpose.** The purpose of the Fraud Investigation Division shall be to investigate reported incidents or acts of fraud, attempted fraud, commingling or misapplication in connection with, but not limited to, the requesting, obtaining, receiving, withholding, recording, reporting, expending or handling of funds of the State.

3. **Cooperation; information.** All agencies of the state and municipal governments shall cooperate fully with the Fraud Investigation Division, rendering any assistance requested by that division. Every head of a department, bureau, division, commission or any other unit of State Government shall report in writing to the Director of the Fraud Investigation Division all information concerning any suspected incident of fraud or attempted fraud or violation of any law in connection with funds of the State. All information in the files of any department, commission or agency of State Government, regardless of any statute relating to confidentiality, shall be available to the Fraud Investigation Division for use in connection with its official purposes.

4. **Violation of law; action.** Whenever the Director of the Fraud Investigation Division determines there is a probability that a fraud, an attempted fraud or a violation of a law may have occurred, he shall report in writing all information concerning it to the Attorney General for such action as he may deem appropriate, including civil action for recovery of funds and criminal prosecution by the Department of the Attorney General.

Sec. 2. Appropriation. There is appropriated from the General Fund to the Department of Audit for the purpose of establishing a Fraud Investigation Division the sum of \$46,000 for the fiscal year 1972-73. The breakdown shall be as follows:

	1972-73
AUDIT, DEPARTMENT OF	
Personal Services	(4) \$38,000
All Other	6,000
Capital Expenditures	2,000
	<hr/>
	\$46,000

SECTION K**VACATION TRAVEL ANALYSIS COMMITTEE**

There is created a special committee to analyze vacation travel in Maine. This committee shall meet within 30 days after the passage of this Act and elect a chairman from its membership. The committee shall be composed of a member of the Department of Economic Development, a member of the Joint Standing Committee on Appropriations and Financial Affairs, a member of the Hotel and Motel Association, Maine Sporting Camps, Maine Chamber of Commerce, and a member of the Maine Publicity Bureau. The committee shall receive no compensation except that all expenses incurred in the performance of their duties shall be paid from the appropriation made for the study. This committee shall meet and decide how an analysis of Maine vacation travel shall be made. They shall employ whatever help they deem necessary to accomplish the purpose as herein stated. They shall report their findings and recommendations to the Department of Economic Development and to the 106th Session of the Legislature for their evaluation, consideration and implementation.

The Department of Economic Development, the Highway Department, the Parks and Recreation Department, and any other state agency shall assist this committee to the best of their ability.

There is appropriated from the Unappropriated Surplus of the General Fund the sum of \$65,000. Funds may be expended on the approval of the chairman and with a vote of a majority of the committee members. Any unexpended balance at June 30, 1972 shall not lapse but shall carry into the next fiscal year to be expended for the same purposes.

SECTION L**ATLANTIC SEA-RUN SALMON COMMISSION**

Appropriation. There is appropriated from the Unappropriated Surplus of the General Fund to the Atlantic Sea-Run Salmon Commission, the sum of \$15,000 for the fiscal year ending June 30, 1972 to build a fishway on the Kennebec River. It is the intent of the Legislature that matching federal funds be used to supplement this appropriation to complete the project.

Any unexpended balances shall not lapse but shall remain a continuing carrying account until the project is completed.

Emergency clause. In view of the emergency cited in the preamble, sections A, B, C, D, I, K, and L of this Act shall become effective upon approval and sections E, F, G, H and J shall become effective July 1, 1972.