

MAINE STATE LEGISLATURE

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(EMERGENCY)

(New Title)

New Draft of S. P. 142, L. D. 343

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2042

S. P. 677

In Senate, June 19, 1973

Reported by Senator Morrell of Cumberland from Committee on Appropriations and Financial Affairs and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

**AN ACT Making Supplemental Appropriations from the General Fund for
the Fiscal Year Ending June 30, 1974.**

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 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 on or immediately after July 1, 1973; 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. Appropriations from General Fund. In order to provide for necessary expenditures of government and other purposes for the fiscal year — from July 1, 1973 to June 30, 1974 — 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.

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

DEPARTMENT—Account

1973-74

AGRICULTURE, DEPARTMENT OF

Departmental Operations

All Other

\$ 15,000

Provides additional funds for dog license administration. Will increase undedicated revenue by \$15,000 to off-set.

ATLANTIC SEA RUN SALMON COMMISSION

Personal Services

(1) 8,120

All Other

1,500

Capital Expenditures

2,000

Provides funds for a Biology Aide and supporting expenses.

ATTORNEY GENERAL

Departmental Operations

Personal Services

(7) 96,000

All Other

39,000

Capital Expenditures

4,500

Unallocated

25,000

Provides seven additional staff due to increased workload, \$20,000 for salary adjustments, related expenses and equipment. Also provides assistance for the County Attorneys.

AUDIT, DEPARTMENT OF

Departmental Operations

Personal Services

(1) 10,846

All Other

7,000

Capital Expenditures

1,275

Provides funds for a legislative Auditor II and supporting funds.

COMMERCE AND INDUSTRY, DEPARTMENT OF

Departmental Operations

Personal Services

(1) 19,466

All Other

27,000

Provides a director and operating funds to implement a foreign and domestic marketing program.

CONSERVATION, DEPARTMENT OF

Personal Services

(1) 25,500

Provides funds for Commissioner's salary.

DEPARTMENT—Account

1973-74

DISTRICT COURTS

Unallocated

100,000

Provides additional operating funds due to increased cost of operating courts. Will increase undedicated revenue by \$100,000.

EDUCATIONAL AND CULTURAL SERVICES,
DEPARTMENT OF

Education Administration

Personal Services

(41)

128,000

All Other

139,000

Provides \$60,000 for contract on assessment of educational progress and \$27,000 for drug education. Provides one person and related travel for Conservation School. Provides \$15,000 for consultants for evaluation and approval of teacher education programs in eighteen Maine institutions of higher education. Provides for the **temporary** continuation of programs formerly funded by the federal government under Title V, Elementary and Secondary Education Act, including those for National Defense Education Act of 1958, Title III and Title X. These funds shall **not** be allotted unless federal funds are, in fact, withdrawn.

Schooling of Indian Children

Personal Services

(6)

58,000

All Other

5,800

Capital Expenditures

4,000

Provides funds for two guidance counselors and four teachers and related expense.

Governor Baxter School for the Deaf

Personal Services

(4)

51,507

Capital Expenditures

17,128

Provides funds for two teachers of the deaf, one School Principal I and one School Principal II. Capital provides funds for school furniture, auditory equipment and other education equipment.

Grant, Loan and Scholarship Programs

All Other

125,000

Southern Maine Vocational Technical Institute

All Other

(5,000)

Provides a \$50,000 scholarship fund for vocational technical institute students under Revised Statutes, T. 20, sec. 2357. Includes a necessary offset to SMVTI to provide equality. Scholarships are to be distributed as follows: Flat grant at \$1,500

DEPARTMENT—Account

1973-74

**EDUCATIONAL AND CULTURAL SERVICES,
DEPARTMENT OF—continued**

(equal to six \$250 scholarships) to each institute. Balance allocated in the ratio that each institute's fall enrollment bears to the total of all enrollments. Also provides \$50,000 for ten additional students at the University of Vermont College of Medicine and \$25,000 for five additional students at Dartmouth College. Any balance of the \$75,000 provided for additional medical students shall carry until June 30, 1975.

Northern Maine Vocational Technical Institute		
Personal Services	(8)	75,759
All Other		5,215
Capital Expenditures		18,140
Provides for adult education coordinator, vocational guidance counselor, three instructors, two clerical employees and one maintenance carpenter. Also provides related operating expense and equipment.		
Eastern Maine Vocational Technical Institute		
Personal Services	(5)	55,520
All Other		16,500
Capital Expenditures		31,075
Provides for assistant dean, one new instructor, two clerical employees and transfer of one instructor from Federal to State funding. Also provides related operating expense and equipment.		
Washington County Vocational Technical Institute		
Personal Services	(3)	23,237
All Other		10,000
Capital Expenditures		26,000
Provides one secretarial science instructor, one custodian, and one clerk-typist. Also provides instructional supplies and equipment.		
Central Maine Vocational Technical Institute		
Personal Services	(6)	47,051
All Other		425
Provides for four new additional positions — one each in building construction, industrial electricity, auto mechanics, and graphic arts; provides for transfer to State Funds of Accountant I and Clerk-Typist I now employed on limited appointment from Federal vocational funds.		
Washington County Vocational Technical Institute		
Personal Services	(-1)	(9,411)
Southern Maine Vocational Technical Institute		
Personal Services	(1)	9,411

DEPARTMENT—Account

1973-74

EDUCATIONAL AND CULTURAL SERVICES,
DEPARTMENT OF—continued

<p>To transfer one position and provision for retirement contributions from Washington County Vocational Tech. Institute to Southern Maine Vocational Tech. Institute to reflect the transfer of the Hotel-Motel Management Program.</p>		
<p>Southern Maine Vocational Technical Institute</p>		
Personal Services	(3)	174,547
All Other		48,105
Capital Expenditures		21,500
<p>Provides one instructional position to transfer to State from Federally funded program, two instructors for new courses, also provides for extension to year-round operation of all shop courses, provides for contractual expense for campus security, provides for State funding of \$40,000 per year in part-time salaries in adult education now funded from Federal vocational education funds. Also provided are supplies and equipment for new courses.</p>		
<p>Kennebec Valley Vocational Technical Institute</p>		
All Other		62,600
<p>Provides for replacement of Federal funds with \$8,000 of State funds to continue the Health and Medical assistants course. Also provided is \$10,000 to increase the payment to the City of Waterville in return for the establishment of a Director of Student Services as recommended in evaluation report of this institute, and additional grants for improved courses.</p>		
<p>Arts and Humanities Bureau</p>		
Personal Services	(1)	9,153
All Other		57,000
Capital Expenditures		1,000
<p>Provides an arts and humanities associate and funds to provide matching for increasing non-state funds.</p>		
<p>State Library Bureau</p>		
Personal Services	(35½)	243,986
All Other		102,922
Capital Expenditures		900
<p>Provides funds for replacement of Federal funds with State funds plus one new Librarian III and \$2,000 related All Other expense.</p>		
Total Educational and Cultural Services	(112½)	1,554,070

DEPARTMENT—Account

1973-74

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Bureau of Air Quality Control		
Personal Services	(3)	32,482
All Other		12,750
Capital Expenditures		7,650
Provides three positions including an Assistant Engineer, an Engineering Technician, and a Chemist to continue a comprehensive statewide program consistent with state law and the Federal requirements of the Clean Air Act.		
Bureau of Land Quality Control		
Personal Services	(4)	37,693
All Other		8,700
Capital Expenditures		975
Provides four positions including two Engineering Technicians, a Planning Associate, and the Chief of the Enforcement Division. This will permit proper enforcement activities and give a planning support for project review and shoreland zoning.		
Bureau of Water Quality Control		
Personal Services	(15)	139,800
All Other		79,300
Capital Expenditures		30,000
Provides necessary administrative and technical positions for carrying out various responsibilities including water monitoring, enforcement, licensing and grants administration.		
Total Environmental Protection	(22)	349,350

EXECUTIVE DEPARTMENT

State Planning Office		
Personal Services	(3)	47,832
All Other		26,318
Provides staff and funds for continuation of coastal planning and the MIDAS system.		
Law Enforcement Planning and Assistance Agency		
All Other		175,000
Provides funds to meet the minimum hard cash match for State agency programs as required by Federal regulations.		
Commission on Drug Abuse		
(See Health and Welfare)		
Youth Commission		
All Other		5,000
Provides State funds for commission activities		

DEPARTMENT—Account

1973-74

EXECUTIVE DEPARTMENT—continued

including meetings, hearings, conferences and planning.		
Management and Cost Survey		
All Other		30,000
Provides funds for consultant services to assist in the implementation of the survey commission's recommendations.		
Total Executive	(3)	<u>284,150</u>

FINANCE AND ADMINISTRATION, DEPARTMENT OF

Bureau of the Budget		
Personal Services	(2)	25,915
All Other		7,000
Capital Expenditures		750
Provides funds for two Budget Examiners and reclassification of an Assistant Budget Examiner to a Budget Examiner I, additional travel expense and computer services.		
Bureau of Public Improvements		
Planning, Construction and Records Division		
Personal Services	(1)	10,336
Provides an Engineering Technician to meet statutory responsibilities for public school construction projects.		
Property Management Division		
All Other		20,000
Provides \$20,000 payment to City of Augusta for fire fighting equipment for high-rise buildings.		
Leasing Office Space		
All Other		25,000
Provides additional funds for leasing office space.		
Bureau of Purchases		
Personal Services	(2)	12,108
All Other		325,000
Provides funds for two Assistant Buyers, \$25,000 working capital advance to operate a central Photo Laboratory and \$300,000 working capital advance to establish a central warehouse facility. These two advances to be repaid in equal installments over the next ten years.		
Bureau of Taxation		
Personal Services	(10)	84,109
All Other		48,050
Capital Expenditures		5,855
Provides additional tax collectors for establish-		

DEPARTMENT—Account

1973-74

FINANCE AND ADMINISTRATION, DEPARTMENT OF—continued

ment of new division for collection of delinquent taxes and additional personnel necessary to reorganize and improve the administration of the Property Taxes.

Total Finance and Administration	(15)	564,123
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FUEL RESERVE FUND

All Other		200,000
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Provides a reserve of \$150,000 for fuel oil and \$50,000 for gasoline and motor oil to cover price increases. These funds shall carry until June 30, 1975.

HEALTH AND WELFARE, DEPARTMENT OF**Bureau of Administration**

Personal Services	(6)	33,427
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All Other		21,167
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Capital Expenditures

Provides for staff to review physicians' bills for "usual and customary charges" on the Medical Assistance Program. Such a review is required by Federal regulation. Provides funds for the lease of expanded office space for the Rockland District Office.

Bureau of Health

All Other		50,000
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Capital Expenditures

Provides for equipment in Virology laboratory and includes \$50,000 for grants to five Regional Health Planning Agencies.

Bureau of Medical Care

Personal Services	(4)	69,000
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All Other		400,000
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Capital Expenditures		4,000
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Provides staff for required utilization review of medical care services and funds for the design and programming of computer systems for utilization review, also provides \$350,000 for the purchase of dental care, eyeglasses, and hearing aids for children eligible for the Medical Assistance Program. Such services are now required by Federal regulation.

Bureau of Social Welfare

Personal Services	(7)	51,817
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All Other		297,471
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DEPARTMENT—Account

1973-74

HEALTH AND WELFARE, DEPARTMENT OF—continued

Capital Expenditures		2,654
<p>Provides for evaluation and planning staff and for support, enforcement, location staff, funds for limited program of voluntary foster care and a modest program to assist families with care of disabled children who do not qualify for aid or supplemental security income, staff, social services to protect incapacitated adults and state money to assist with earnings federal funds under Titles IV-A and XVI of the Social Security Act. \$172,000 of the All Other account is for social services to recipients of AFDC and \$58,000 of that account for recipients of AABD or SSI. Funds provided herein and matching federal funds shall be used for grants to public and private non-profit agencies and funds to replace cutoff federal funds which previously assisted disadvantaged children to attend camps.</p>		

BUREAU OF REHABILITATION

Division of Eye Care and Special Services		
Personal Services	(2)	19,691
All Other		100,355
Capital		3,098
<p>Provides for staff and service to preschool blind and geriatric blind and to increase service to public assistance recipients in order to help them prepare for employment. Also provides \$60,000 to continue services to blind and visually handicapped children.</p>		
Division of Vocational Rehabilitation		
Personal Services	(2)	19,834
All Other		36,000
<p>Provides for additional positions, service funds and related expenses for serving the school aged disabled.</p>		
Division of Alcoholism Services		
Personal Services	(2)	22,000
All Other		200,000
Capital Expenditures		2,400
<p>Provides funds for detoxification services for alcoholics and effective implementation of comprehensive prevention, treatment, and rehabilitation services. Expansion will aid orderly development of community based alcoholism services throughout the state.</p>		

DEPARTMENT—Account

1973-74

HEALTH AND WELFARE, DEPARTMENT OF—continued

Commission on Drug Abuse		
Personal Services	(0)	36,561
All Other		91,254
Capital Expenditures		1,171
Provides funds for staff, related expenses and \$50,000 to make grants to community based drug programs. All Other includes \$30,000 for Drug Rehabilitation in York County which is intended to be nonrecurring.		
Office of Alcoholism and Drug Abuse Prevention		
Personal Services	(1)	—
Provides one position count for consolidation of accounts.		
		<hr/>
Total Health and Welfare	(24)	1,471,900

HISTORIC PRESERVATION COMMISSION

Commission Operations		
Personal Services	(1)	5,153
All Other		1,983
Capital Expenditures		100
Provides 50% of cost of Architectural Historian and supporting funds to be matched with federal funds.		

HUMAN RIGHTS COMMISSION

Commission Operations		
Personal Services	(1)	7,920
All Other		1,200
Provides one Field Investigator and travel expense.		

INDIAN AFFAIRS, DEPARTMENT OF

Departmental Operations		
All Other		(40,517)
Penobscot Tribal Reservation Housing Authority		
All Other		8,854
Pleasant Point Passamaquoddy Reservation Housing Authority		
All Other		13,896
Indian Township Passamaquoddy Reservation Housing Authority		
All Other		17,767
Provides separate accounts for the Housing Authority appropriations which were combined with the Departmental Operations account in the current services budget.		

DEPARTMENT—Account

1973-74

INDIAN AFFAIRS, DEPARTMENT OF—continued

Departmental Operations

All Other

80,000

Provides additional funds for assistance programs to tribal members living on the various reservations. It is the intent of the Legislature that the present voucher welfare system operated by State employees and the funds to finance the system be transferred by the Department to the various reservations to be operated and controlled in the future by local tribal officials.

Total Indian Affairs

80,000

INSURANCE DEPARTMENT

Departmental Operations

Personal Services

(2) 18,232

All Other

10,990

Capital Expenditures

1,765

Provides positions and funds for Consumer Services Division and Printing of Annual Report.

LAND USE REGULATION COMMISSION

Commission Operations

Personal Services

(7) 72,481

All Other

117,250

Capital Expenditures

9,200

Provides Research Associate and additional staff with supporting funds.

LEGISLATIVE

Legislative Expense

Personal Services

100,000

All Other

100,000

Provides additional operating funds for per diem payments and travel expenses.

Legislative Research Committee

Personal Services

(2) 23,663

Capital Expenditures

1,160

Provides additional research staff, funds to reclassify Research Technician II to Research Technician III and related equipment.

Law and Legislative Reference Library

Personal Services

731

Provides funds to reclassify one position.

Total Legislative

(2) 225,554

DEPARTMENT—Account

1973-74

MAINE MARITIME ACADEMY

State Assistance

All Other

111,000

Provides for curriculum improvement, modernizing equipment, and additional maintenance employee and a campus security patrol.

MANPOWER AFFAIRS, DEPARTMENT OF

Manpower Development and Training

All Other

50,000

Provides matching funds and grant capabilities for manpower and training programs.

Bureau of Labor and Industry

Personal Services

(1) 4,454

All Other

195

Capital Expenditures

843

Provides a State share of the Commissioner's salary, a clerical position and supporting funds.

Total Manpower Affairs

(1) 55,492

MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF

Forty Hour Work Week

Military and Naval Children's Home

Personal Services

(1) —

Boy's Training Center

Personal Services

(18) —

Stevens School

Personal Services

(8) —

Women's Correctional Center

Personal Services

(3) —

Men's Correctional Center

Personal Services

(11) —

Maine State Prison

Personal Services

(15) —

Provides additional positions to implement 40 hour work week at above institutions.

Community Mental Health Services

All Other

781,763

Provides additional financial assistance to community mental health programs including funds to meet housing requirements of certain mentally retarded.

Maine State Prison

Personal Services

(32) 225,930

All Other

45,539

Capital Expenditures

7,110

DEPARTMENT—Account

1973-74

MENTAL HEALTH AND CORRECTIONS—continued

Provides funds for a third shift program (25 Guards), a pre-release center, a Psychologist, the Work Release Program (1 work release supervisor), Improved Medical and Dental services (3 Licensed Practical Nurses and fees and supplies and hospitalization), needed clerical personnel (2 Clerk typists), cash match for Library Program, cash match for Teacher/Counselor Program, Residents Clothing Program.

Departmental Operations

Personal Services	(1)	12,000
Provides funds for Grant Writer.		

Total Mental Health and Corrections	(89)	1,072,342
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MILITARY, CIVIL DEFENSE AND VETERANS SERVICES, DEPARTMENT OF

Military Bureau

Personal Services		5,400
All Other		80,726
Capital Expenditures		11,250
Personal Services	(-3)	(17,472)

Provides two part-time custodians, \$10,000 for additional utilities, securities, services at Camp Keyes and Bangor (75% federally reimbursed resulting in \$53,044 in undedicated revenue and a reduction of three positions) the capital funds are 50% state share of radio communication equipment to be matched by federal funds.

MISCELLANEOUS

Town of Plymouth

All Other		1,175
Provides funds to pay Town of Plymouth full share of State's revenue sharing funds caused by computation error.		

PARKS AND RECREATION, DEPARTMENT OF

Departmental Operations

Personal Services	(2½)	21,913
All Other		17,501
Capital Expenditures		38,815

Provides an Engineering Technician, Assistant Federal-State Coordinator, a seasonal Clerk and supporting funds and equipment for the various parks. Provides a contribution of \$5,000 for production film entitled "This Cherished Land."

DEPARTMENT—Account	1973-74	
PARKS AND RECREATION, DEPARTMENT OF—continued		
Municipal Recreation Fund		
All Other		150,000
Provides additional funds to administer a state grant-in-aid program with municipalities.		
Total Parks and Recreation	(2½)	228,229
PERSONNEL DEPARTMENT		
Departmental Operations		
Personal Services	(4)	38,568
All Other		16,000
Capital Expenditures		2,460
Provides four additional Personnel Technicians and Supporting Funds and Equipment.		
PUBLIC SAFETY, DEPARTMENT OF		
State Police		
All Other		143,102
Provides 25% General Fund share of 5 troopers, 2 truck weight troopers, 10 civilian dispatchers, 1 systems and procedures analyst, 1 clerk-stenographer, and creation of 60 Corporal ratings and elimination of Cadet Trooper step, and operating expenses.		
SEA AND SHORE FISHERIES, DEPARTMENT OF		
Administration		
Personal Services	(1)	9,153
All Other		28,000
Provides funds for a Marine Resources Marketing Specialist and additional funds for travel expense.		
Laboratory and Shellfish Management		
Personal Services	(2)	15,946
All Other		14,093
Capital Expenditures		450
Provides funds for the Fish and Fishery Products Inspection Law and the coastwide Paralytic Shellfish Poisoning Monitoring Program.		
Total Sea and Shore	(3)	67,642
SECRETARY OF STATE		
Departmental Operations		
Personal Services	(2)	10,664
All Other		1,339
Capital Expenditures		5,654

DEPARTMENT—Account

1973-74

SECRETARY OF STATE—continued

Provides additional staff, a seasonal Clerk and a Microfilm Reader-Printer.

SUPREME JUDICIAL AND SUPERIOR COURTS

Court Operations

Personal Services

(6) 57,600

All Other

79,875

Provides six law clerks for the Justices of the Supreme Judicial Court, funds for retired Justices and additional operating expenses.

TRANSPORTATION, DEPARTMENT OF

Bureau of Waterways

All Other

42,500

Provides for installation of radar on two ferry vessels, design of sewage disposal facilities for five vessels, a spare boiler and machine shop equipment.

TREASURER OF STATE

Departmental Operations

Personal Services

(1) 13,174

Provides one position in accordance with consultant and management review recommendations.

UNIVERSITY OF MAINE

State Assistance, University Operations

All Other

2,337,000

Maine Public Broadcasting Network

All Other

200,000

Medical School

All Other

100,000

Provides additional grant to the University which includes \$1,087,000 for salary increases for professional employees. Also additional funds for MPBN Facilities and Medical School.

Total University of Maine

2,637,000

TOTAL APPROPRIATIONS

(306) \$10,021,348

Sec. 2. Allocation of Maine Coastal Protection Fund. Income to the Maine Coastal Protection Fund for the next 2 fiscal years — from July 1, 1973 to June 30, 1974 and from July 1, 1974 to June 30, 1975 — shall be segregated, apportioned and disbursed as designated in the following schedule:

DEPARTMENT—Account	1973-74	1974-75
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
Research and development	\$ 100,000	\$ 100,000
Other disbursements	980,673	932,752
	<hr/>	<hr/>
Totals	\$1,080,673	\$1,032,752

This allocates the Maine Coastal Protection Fund as required by chapter 572, public laws 1969.

Sec. 3. Resolves, 1971, c. 23, amended. The last paragraph of chapter 23 of the resolves of 1971 is amended by adding at the end the following new sentence:

Any balance remaining shall not lapse but shall carry forward until June 30, 1975.

Sec. 4. P. & S. L., 1971, c. 179, Section C, amended. That part of Section C of chapter 179 of the private and special laws of 1971 under the caption "ADJUTANT GENERAL" which relates to Phase III — Intrusion Detection System, is amended by adding at the end the following new sentence:

This appropriation shall not lapse but shall remain a carrying account until June 30, 1975.

Sec. 5. P. & S. L., 1971, c. 117, Section B, amended. The last sentence of Section B of chapter 117 of the private and special laws of 1971 is amended to read as follows:

Any balance as of June 30, 1972 shall carry into 1973 fiscal year to be expended for the same purpose, **except that portion of this Section under the caption "FINANCE AND ADMINISTRATION, DEPARTMENT OF" which shall carry until June 30, 1975 to be expended for the same purpose.**

Sec. 6. P. & S. L., 1973, c. 100, § 24, repealed and replaced. Section 24 of chapter 100 of the private and special laws of 1973 is repealed and the following enacted in place thereof:

Sec. 24. P. & S. L., 1971, c. 179, Section C, amended. The last paragraph under the caption "VETERANS SERVICES" of Section C of chapter 179 of the private and special laws of 1971 is amended by adding a new sentence to read as follows:

All unexpended balances of the funds provided for land purchase shall not lapse but shall remain a continuing carrying account until June 30, 1975.

Sec. 7. P. L., 1973, c. 509, amended. Chapter 509 of the public laws of 1973 is amended by inserting at the end the following:

Emergency clause. In view of the emergency cited in the preamble, this Act shall become effective on July 1, 1973.

Sec. 8. R. S., T. 2, § 6, sub-§ 1, amended. Subsection 1 of section 6 of Title 2 of the Revised Statutes, as enacted by chapter 542 of the public laws of 1967 and as last repealed and replaced by section 2 of chapter 509 of the public laws of 1973, is amended by inserting after the line "Commissioner of Transportation" the following:

Commissioner of Conservation;

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1973.