

MAINE STATE LEGISLATURE

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(EMERGENCY)
FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2609

S. P. 966

In Senate, March 27, 1974

Reported by Senator Sewall of Penobscot from the Committee on Appropriations and Financial Affairs, pursuant to Joint Order (S. P. 959) and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1974 and June 30, 1975 and Changing Certain Provisions of the Law Necessary to the Proper Operation of State Government.

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 before July 1, 1974; 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:

SECTION 1

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

Appropriations from General Fund. In order to provide for necessary expenditures of government and other purposes for the fiscal years ending June

30, 1974 and June 30, 1975, 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.

	1973-74	1974-75
BUSINESS REGULATION, DEPARTMENT OF		
Departmental Operations		
Personal Services	(2)	\$ 35,808
All Other		2,600
Provides position count and funds for operation of the commissioner's office.		
COMMERCE AND INDUSTRY, DEPARTMENT OF		
Departmental Operations		
Personal Services	(10)	18,106
All Other		11,894
Provides position count and funds to continue 5 district offices.		
EXECUTIVE DEPARTMENT		
Office of Energy Resources		
Personal Services	(-5)	(\$21,500)
All Other		(15,000)
Capital Expenditures		(10,000)
L. D. 2375 included an appropriation for 1973-74 to implement the Office of Energy Resources. This deducts this appropriation for the 1973-74 year thereby making the office effective July 1, 1974.		
Collective Bargaining		
Personal Services	(7)	100,000
Provides funding to implement the collective bargaining legislation.		
HEALTH AND WELFARE, DEPARTMENT OF		
Supplemental Security Income—Mandatory		
All Other		655,000
Provides additional funding for so-called "mandatory" payments to beneficiaries of the Supplemental Security Income Program who receive payments under the State's former Aid to the Aged, Blind and Disabled Program based on eligibility established for the month of December, 1973. These funds shall be expended pursu-		

1973-74

1974-75

HEALTH AND WELFARE, DEPARTMENT OF—Cont.

ant to so much of the statement of intent of private and special law, chapter 170, approved January 18, 1974 as relates to mandatory payments. Any unexpended balance in this account on June 30, 1974 shall carry forward until June 30, 1975 to be expended for the same purposes.

Catastrophic Medical Expense

Personal Services

(40,000)

L. D. 2535 provides \$62,245 for 8 positions to implement program. This reduces the appropriation by \$40,000 and it is the intent of the legislature that the balance of \$22,245 be used as matching funds with the Federal Government to fund the positions.

STATE EMPLOYEES MILEAGE ALLOWANCE

All Other

(60,000)

L. D. 2076 included an appropriation for 1973-74 for an increase in travel allowance. This deducts this appropriation for the 1973-74 year thereby making the allowance increase effective July 1, 1974.

TOTAL GENERAL FUND
APPROPRIATIONS

\$548,500

\$128,408

Sec. 2. P. L., 1973, c. 628, section 20, amended. Section 20 of chapter 628 of the public laws of 1973 is amended by adding at the end the following new sentence:

Any balance remaining June 30, 1974 shall not lapse but shall be carried forward to be expended for the same purposes.

Sec. 3. R. S., T. § 162, sub-§ 6, amended. Subsection 6 of section 162 of Title 3 of the Revised Statutes, as repealed and replaced by section 4 of chapter 590 of the public laws of 1973, is amended to read as follows:

6. To appoint a Legislative Administrative Director, a Director of Legislative Research, a Finance Officer, a Constituent Service Officer and a State Law Librarian, each of whom shall be chosen without reference to party affiliations and solely on the grounds of fitness to perform the duties of his office; each to be appointed for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified;

Sec. 4. R. S., T. 3, § 164, sub-§ 12, amended. Subsection 12 of section 164 of Title 3 of the Revised Statutes, as amended, is further amended to read as follows:

12. Assistants. The Director shall appoint, with the approval of the Legislative Council, an assistant director **for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified**, and such technical assistants, and shall appoint, subject to the Personnel Law, such clerical assistants, as may be necessary to carry out this chapter.

Sec. 5. R. S., T. 3, § 167, amended. The last sentence of the next to the last paragraph of section 167 of Title 3 of the Revised Statutes, as enacted by section 10 of chapter 590 of the public laws of 1973, is amended to read as follows:

He shall be chosen without reference to party affiliation and solely on the grounds of fitness to perform the duties of his office **for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified.**

Sec. 6. R. S., T. 3, § 172, amended. The 3rd sentence of section 172 of Title 3 of the Revised Statutes, as enacted by section 1 of chapter 480 of the public laws of 1971, is amended to read as follows:

He shall hold office for a term of **6 7** years from the date of his appointment and until his successor has been appointed and qualified.

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

STATEMENT OF FACT

The purpose of this bill is reflected in the emergency preamble.