

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1945

S. P. 609

In Senate, June 26, 1975

Reported by Senator Huber of Cumberland from Committee on Appropriations and Financial Affairs pursuant to Joint Order (S. P. 611) and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1976 and June 30, 1977.

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, 1975; 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 2 fiscal years — from July 1, 1975 to June 30, 1976 and from July 1, 1976 to June 30, 1977 — 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.

SECTION A

	1975-76	1976-77
BUSINESS REGULATION, DEPARTMENT OF		
Consumer Protection		
Unallocated	25,000	—
Provides additional operating funds.		
EDUCATIONAL AND CULTURAL SERVICES		
Teachers Retirement		
All Other	102,285	—
Provides the estimated amount of interest due the fund due to transfer of funds from 1975-76 to 1976-77.		
Library		
All Other	9,792	—
Provides funds to purchase the following town histories:		
Town of Whiting	500 copies	\$1,500
Town of Readfield	135 copies	405
Town of Manchester	100 copies	1,000
Town of New Portland	150 copies	750
Town of New Portland (1902 republished)	150 copies	750
Towns of New Vineyard, Strong and Kingfield	150 copies	750
Town of Camden	100 copies	850
Town of Searsmont	150 copies	625
"York is Living History"	150 copies	743
Town of Glenburn	50 copies	125
Town of Kenduskeag	50 copies	175
Town of Limington	50 copies	325
Popham Beach	150 copies	1,794
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TOTAL	\$9,792	

FINANCE AND ADMINISTRATION, DEPARTMENT OF

Tax Relief for the Elderly

All Other	400,000	—
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Provides additional funding.

HEALTH AND WELFARE, DEPARTMENT OF

Bureau of Health

All Other	(29,000)	(29,000)
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Reduces appropriation in the department due to passage of L. D. 299. This L. D. dedicates the fees that were previously undedicated revenue. General fund revenue loss \$29,000 each year.

Bureau of Social Welfare

All Other	62,000	62,000
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Bureau of Human Services

All Other	(62,000)	(62,000)
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To correct error in L. D. 1909. Funds removed from Bureau of Social Welfare in error.

SACO RIVER CORRIDOR COMMISSION

All Other	25,000	—
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Provides operating funds. It is the intent of the Legislature that funding of this account shall not continue beyond the 1975-76 fiscal year.

TRANSPORTATION, DEPARTMENT OF

Unallocated	7,500	7,500
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Provides funds for repairs to Matinicus Island Ferry "Mary A".

L. D. 1547 AN ACT to Exempt Lobster Fishing Boat Operators from Withholding State Income Taxes from Sternman's Share of Proceeds and to Provide that a Sternman will be considered Self-employed for Purposes of Maine Income Tax.	—	14,300
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Also reduces undedicated revenue \$10,000 in 1975-76 and \$12,500 in 1976-77.

L. D. 1891 AN ACT Relating to School Administrative District 53.	63,000	63,000
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TOTAL SECTION A

\$603,577	\$ 55,800
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SECTION B

The salary increases provided by public laws of 1973, chapter 509, section 6, shall, on the effective date of this Act, apply to any District Court Judge who was a member of the 106th Legislature prior to being appointed and who was appointed during the 1973-74 biennium.

SECTION C

22 MRSA § 3802 is enacted to read:

§ 3802. Payments for care of children

1. Payments made by the department, pursuant to section 3792, section 3794 or pursuant to other provisions of law, for the care of children committed to the custody of the State shall be in accordance with this section. Within the limits of available funds, the department shall take action to assure that state payments for care of a child, when combined with such other resources as may be available to share the costs of such care, shall provide monthly payments.

A. For foster home board care at a rate which is at least equal to, but not less than the rate in the following schedule:

For care of a child who is	Rate Per Month
Normal	\$120
Mildly Handicapped	140
Moderately Handicapped	160
Severely Handicapped	190

B. For residential child care facilities in an amount equal to but not exceeding 80% of audited unit cost and based on actual expenditures.

C. For boarding care in so called private schools in an amount equal to 80% of audited unit cost up to \$175 per month, except where a child has unusual needs in an amount equal to 80% of audited cost up to \$300 per month.

D. For a clothing allowance at a rate which is at least equal to, but not less than, the rate in the following schedule:

For A Child Age	Rate Per Month
0-4 years	\$11
4 years 1 day to 11 years	19
11 years 1 day or older	27

2. The department may utilize a unit cost method. Audited costs shall be based on actual expenditures through a 12-month period, or in the case of a newly established facility or school the department may utilize another similar basis of cost to establish a payment rate.

3. Appropriations available for payments provided in subsection 1 shall be budgeted and authorized for expenditure by the department in a priority sequence. First, the available appropriation shall be budgeted and expended to provide payments specified in subsection 1, paragraphs A and D; and 2nd any balance of the appropriation remaining after such budgeting, shall be budgeted and expended to provide payments specified in subsection 1, paragraphs B and C.

4. Any unexpended balance of this account shall not be transferred to another account and shall not lapse, but shall be carried forward in the same account from year to year to be expended for the same purpose.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1975.

STATEMENT OF FACT

The purpose of this amendment is to make additional appropriations for the expenditures of State Government and for other purposes for the fiscal years ending June 30, 1976 and June 30, 1977.