

MAINE STATE LEGISLATURE

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D. Of 1"

STATE OF MAINE
SENATE
107TH LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "C" to H.P. 1997, L.D. 2197, Bill, "AN ACT Redistributing the Powers of the Executive Council."

Amend said Bill by inserting after section 77 a new section to read:

'Sec. 77-A. 5 MRSA §1668 is enacted to read:

§1668. Temporary curtailment of allotments

Whenever it appears to the Commissioner of Finance and Administration that the anticipated income and other available funds of the State will not be sufficient to meet the expenditures authorized by the Legislature, he shall so report in writing to the Governor, and shall send a copy of the report to the President of the Senate and the Speaker of the House. After receiving the report, the Governor may temporarily curtail allotments equitably so that expenditures will not exceed the anticipated income and other available funds. No allotment shall be terminated pursuant to this section. Any curtailment of allotments shall, insofar as practicable, be made consistent with the intent of the Legislature in authorizing these expenditures.

The Governor shall immediately upon the curtailment of any allotment, notify the President of the Senate and the Speaker of the House of the specific allotments curtailed, the extent of curtailment of each allotment and the effect of each curtailment on the objects and purposes of the program so affected.'

Statement of Fact

The purpose of the amendment is to put into the statutes a provision that has been in each appropriations bill for many years. The provision allowed the Governor and the Executive Council to curtail allotments, temporarily and equitably, after notice of an anticipated revenue deficit from the Commissioner of Finance and Administration.

The amendment would remove the Council from this procedure and would add a requirement of notice to the Legislature.

(Merrill)

Sponsor:

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County: Cumberland

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(Filing No. S-526).