

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 233

S. P. 104

Referred to the Committee on Appropriations and Financial Affairs. Sent down for concurrence and ordered printed.

In Senate, February 3, 1977

MAY M. ROSS, Secretary

Presented by Senator Huber of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Allocate Moneys for the Administrative Expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration and the State Liquor Commission for the Fiscal Years Ending June 30, 1978 and June 30, 1979.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Bureau of Alcoholic Beverages and the State Liquor Commission will become due and payable on or immediately after July 1, 1977; 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. Allocation of fund. In order to provide the necessary expenses for the operation and administration of the Bureau of Alcoholic Beverages and the State Liquor Commission, the following amounts, or as much as may be necessary, are allocated from the revenues derived from operations of the fund:

| CODE # | POLICY AREA | | ALLOCATION | |
|--------|--|--------|------------|-----------|
| | UMBRELLA IDENTITY | | | |
| | Part | | | |
| | Program | Page # | 1977-78 | 1978-79 |
| 00 | GENERAL GOVERNMENT | | | |
| 08 | DEPARTMENT OF FINANCE & ADMINISTRATION | | | |
| 0015 | Alcoholic Beverages—General | | | |
| | Administration | 2-093 | | |
| | Positions | | (5) | (5) |
| | Personal Services | | \$ 75,345 | \$ 76,728 |
| | All Other | | 72,630 | 72,867 |
| 0008 | Alcoholic Beverages—Licensing | | | |
| | Division | 2-079 | | |
| | Positions | | (7) | (7) |
| | Personal Services | | 77,539 | 79,013 |
| | All Other | | 22,289 | 22,289 |
| 0009 | Alcoholic Beverages—Malt Beverages | | | |
| | & Wine Division | 2-081 | | |
| | Positions | | (3) | (3) |
| | Personal Services | | 30,001 | 30,960 |
| | All Other | | 3,910 | 3,910 |
| 0017 | Alcoholic Beverages—Store | | | |
| | Operations | 2-095 | | |
| | Positions | | (231) | (231) |
| | Personal Services | | 2,394,163 | 2,474,521 |
| | All Other | | 851,750 | 853,202 |
| 0011 | Alcoholic Beverages—Liquor Accounting/ | | | |
| | Computer Services | 2-085 | | |
| | All Other | | 115,100 | 115,100 |
| 0010 | Alcoholic Beverages—Maintenance .. | 2-083 | | |
| | Positions | | (2) | (2) |
| | Personal Services | | 20,785 | 21,446 |
| | All Other | | 1,658 | 1,658 |
| 0012 | Alcoholic Beverages—Warehouse | | | |
| | Operations | 2-087 | | |
| | Positions | | (17) | (17) |
| | Personal Services | | 158,859 | 162,864 |
| | All Other | | 28,618 | 28,855 |
| 0013 | Alcoholic Beverages— | | | |
| | Merchandising | 2-089 | | |
| | Positions | | (4) | (4) |
| | Personal Services | | 43,434 | 44,076 |
| | All Other | | 9,722 | 9,722 |

| CODE # | POLICY AREA | ALLOCATION | |
|--|-----------------------------------|-------------|-------------|
| Part | UMBRELLA IDENTITY | | |
| Program | Page # | 1977-78 | 1978-79 |
| 08 DEPARTMENT OF FINANCE & ADMINISTRATION—(Cont'd) | | | |
| 0014 | Alcoholic Beverages—Store | | |
| | Supervision | 2-091 | |
| | Positions | (6) | (6) |
| | Personal Services | 66,404 | 68,624 |
| | All Other | 7,910 | 7,910 |
| 0016 | Alcoholic Beverages—Commissioners | 2-097 | |
| | Positions | (3) | (3) |
| | Personal Services | 7,500 | 7,500 |
| | All Other | 2,527 | 2,527 |
| | Total | \$3,990,144 | \$4,083,772 |

Sec. 2. Allotments required. Upon receipt of allotments approved by the Governor 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.

Sec. 3. Legislative intent. It is the intent of the Legislature that the allocation of funds by the Legislature, as provided by this Act, shall apply to the administrative expenses only and that such allocations shall be allotted and approved under the Maine Revised Statutes Annotated, Title 5. It is not intended to affect the use of the working capital, provided for by the Maine Revised Statutes Annotated, Title 28, or other activities required of the State Liquor Commission by the Maine Revised Statutes Annotated, Title 28.

Sec. 4. Personal Services adjustments. Personal Services allocations of the Bureau of Alcoholic Beverages and the State Liquor Commission may be adjusted by the Budget Officer with the approval of the Governor to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature.

Sec. 5. Exclusion. Exclusive of sections 1 through 4, up to \$50,000 for capital expenditures may be expended in each year of the 1977-1979 biennium.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1977.

STATEMENT OF FACT

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