

# MAINE STATE LEGISLATURE

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(EMERGENCY)

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ONE HUNDRED AND EIGHTH LEGISLATURE

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Legislative Document

No. 257

H. P. 195

House of Representatives, February 3, 1977

Referred to the Committee on Fisheries and Wildlife. Sent up for concurrence and 2,000 copies ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Dow of West Gardiner.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

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**AN ACT to Make Allocations from the Department of Inland Fisheries and Wildlife for the Fiscal Years Ending June 30, 1978 and June 30, 1979.**

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**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 Department of Inland Fisheries and Wildlife 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 Inland Fisheries and Wildlife Funds.** In order to provide for the expenditures necessary for the operation of the Department of Inland Fisheries and Wildlife for the next 2 fiscal years from July 1, 1977 to June 30, 1978 and from July 1, 1978 to June 30, 1979 the following sums or as much thereof as shall severally be found necessary, as designated in the following tabulation, are hereby allocated out of any moneys lawfully available to the department. Upon receipt of allotments duly approved, and based upon work programs and/or allotment requests submitted to the State Budget Officer, the State Controller shall authorize expenditures of these allocations on the basis of such allotments and not otherwise.

## LEGISLATIVE DOCUMENT No. 257

	1977-78	1978-79
09000 Inland Fisheries And Wildlife, Department of		
0266 Fish & Wildlife-Watercraft Registration & Safety Positions	(10)	(10)
Unallocated	\$ 253,831	\$ 253,519
0256 Fish & Wildlife Positions	(350)	(350)
Unallocated	6,750,000	6,750,000
0267 Fish & Wildlife-Snowmobile Registration Positions	(15)	(15)
Unallocated	400,000	410,000
Total	\$7,403,831	\$7,413,519

Amounting to \$7,403,831 for the fiscal year ending June 30, 1978 and \$7,413,519 for the fiscal year ending June 30, 1979.

**Sec. 2. Reduction of revenue.** In the event that actual revenue fails to equal estimates during either year of the biennium, the commissioner shall so report to the Budget Officer and he may temporarily curtail allotments so that expenditures will not exceed the anticipated income.

**Sec. 3. Revenue in excess of estimates.** Actual revenue, in excess of that estimated and approved by the Legislature, received in either year of the biennium, may be utilized by the department for current programs when recommended by the commissioner and the allotment of such funds is approved by the Budget Officer.

**Sec. 4. Unencumbered allocated balances.** At the end of each year of the biennium, all unencumbered allocated balances, including existing balances, representing Inland Fisheries and Wildlife moneys shall be set aside in a separate account and may be used for other current programs when recommended by the commissioner and the allotment of such funds is approved by the Budget Officer.

**Sec. 5. New Programs established by the 108th Legislature.** In the event that legislation concerning the department is enacted by the 108th Legislature which requires an expenditure in addition to that now shown in section 1, the department is authorized to carry out the intent of such legislation through the use of such funds as are available.

**Sec. 6. Additional federal funds.** Federal funds received in excess of those shown in section 1 may be utilized by the department when properly allotted through the same procedure as outlined in sections 1 and 2.

**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.