

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1968

H. P. 1907

Office of the Clerk of the House

Reported by the Joint Standing Committee on State Government under Joint Rule 17,
pursuant to H.P. 1761.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-EIGHT

**AN ACT to Reorganize Certain Boards and Commissions and to Affiliate Certain Boards
and Commissions with Departments of Maine State Government.**

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 4 MRSA §§ 801-A and 801-B are enacted to read:

§ 801-A. Reports; limitations

On or before August 1st of each year, the board shall submit to the Chief Justice of the Supreme Judicial Court for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the board deems essential. The Chief Justice shall act as liaison between the board and the Governor. The Chief Justice shall not have the authority to exercise or interfere with the exercise of discretionary or licensing authority granted by statute to the board.

§ 801-B. Budget

The board shall submit to the Chief Justice of the Supreme Judicial Court its budgetary requirements in the same manner as provided in Title 5, section 1665, and the Chief Justice shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 2. 5 MRSA § 194-A is enacted to read:

§ 194-A. Perambulation of boundary line

The boundary line between the State of New Hampshire and the State of Maine, as established and marked in 1927, 1928 and 1929 under the public laws of 1927, chapter 21, shall

be perambulated once in 7 years forever and the line marked and bounds reviewed whenever necessary. The Department of Attorney General shall, in conjunction with a duly authorized representative of the State of New Hampshire perambulate the boundary line from Bryant's Rock at East Pond to the Canadian line.

Sec. 3. 5 MRSA § 285, sub-§ 2, 2nd sentence, as amended by PL 1975, c. 771, § 52, is repealed and the following enacted in its place:

The provisions of such group insurance policy or policies shall be determined by the Commissioner of Personnel. A board of trustees consisting of 5 members, 2 of whom shall be appointed by the Maine State Employees Association; one of whom shall be a retired state employee selected by a majority vote of the Presidents of the Chapters of the Retired State Employees Association; and 2 state employees who shall be appointed by the Governor. The board of trustees shall act in an advisory capacity to the Commissioner of Personnel.

Sec. 4. 5 MRSA § 285, sub-§ 2, last 2 sentences, as enacted by PL 1967, c. 543, are repealed and the following enacted in their place:

The master policy for such group insurance shall be held by the Commissioner of Finance and Administration. Said group insurance shall be administered by the Commissioner of Personnel herein provided.

Sec. 5. 5 MRSA § 285, sub-§ 5, first, 2nd and last sentences, as enacted by PL 1967, c. 543, are amended to read:

The ~~board of trustees~~ Commissioner of Personnel shall purchase, by competitive bidding, from one or more insurance companies or nonprofit organizations, or both, a policy or policies of group accident and sickness or health insurance, including major medical insurance, to provide the benefits specified by this section. Notwithstanding the first sentence of this subsection, with the consent of the policyholder and of the insurer, and at the sole discretion of the ~~board of trustees~~ Commissioner of Personnel, existing policies of insurance covering at least 1,000 of the employees defined as eligible by this section may be amended to provide the benefits specified by this section and assigned to the Commissioner of Finance and Administration for the benefit of all those eligible under this section.

The ~~board of trustees~~ Commissioner of Personnel may have the right to retain such professional consultants as it he deems necessary to effect and administer said agreement or contracts.

Sec. 6. 5 MRSA § 285, sub-§ 7, as repealed and replaced by P&SL 1975, c. 90, § T, § 2, is amended to read:

7. **Payment by State.** The State of Maine, through the ~~board of trustees~~ Commissioner of Personnel, shall pay 100% of only the employees share of this insurance.

Sec. 7. 5 MRSA § 286, as enacted by PL 1967, c. 543, is amended to read:

§ 286. Administration

1. **Commissioner of Personnel; regulations.** The ~~board of trustees~~ Commissioner of Personnel shall administer this group insurance program and, except as otherwise

provided, is authorized to promulgate and publish such regulations as may be necessary and proper to give effect to the intent, purposes and provisions of this subchapter.

2. **Effective date.** The insurance provided by this section and section 285 and the withholding for that purpose shall become effective when directed by the ~~board of trustees~~ **Commissioner of Personnel.**

Sec. 8. 5 MRSA § 723, as last amended by PL 1975, c. 771, § 56, is repealed and the following enacted in its place:

§ 723. **Educational leave**

The Department of Personnel shall review and authorize all educational leave requests from classified and unclassified state employees for durations of more than one week.

Sec. 9. 5 MRSA § 724, as enacted by PL 1973, c. 500, is amended to read:

§ 724. **Rules and regulations**

The board ~~department~~ shall by rule and regulation establish procedures for applying, processing and granting of educational leave to classified and unclassified employees of the State and shall maintain an up-to-date register of employees and their terms of leave and may adopt such other regulations as it finds necessary to administer this chapter. ~~The board shall seek the advice of the department head concerned in reviewing the educational leave application of each employee.~~

Sec. 10. 5 MRSA § 725, last sentence, as enacted by PL 1973, c. 500, is amended to read:

~~The board department~~ may apply for and accept donations and contributions from any other source to further assist it in carrying out the purposes of this chapter and shall approve such applications by the agencies of the State, but the same shall be expended and accounted for in the same manner as funds appropriated to it by the Legislature.

Sec. 11. 5 MRSA § 726, as enacted by PL 1973, c. 500, is amended to read:

§ 726. **Report**

The board ~~department~~ shall make a detailed progress report biennially to the Legislature, together with such recommendations as it deems necessary to carry out the purposes of this chapter.

Sec. 11-A. 10 MRSA §§ 101 and 102, as amended, are repealed.

Sec. 12. 10, c. 801, as enacted by PL 1969, c. 430, is repealed.

Sec. 13. 23 MRSA § 1111, as last amended by PL 1975, c. 771, § 253, is repealed.

Sec. 14. 32 MRSA §§ 73-A and 73-B are enacted to read:

§ 73-A. **Report; liaison; limitations**

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the board deems essential.

The commissioner shall act as liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 73-B. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665 and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 15. 32 MRSA § 157 is amended to read:

§ 157. Reports

Not later than August 1st of each year, the board shall submit to the Governor **Commissioner of Business Regulation** a report of its transactions of the preceding fiscal year ending June 30th, and shall transmit to him a complete statement of all receipts and expenditures of the board, attested by affidavits of its chairman and its secretary.

Sec. 16. 32 MRSA §§ 157-A and 157-B are enacted to read:

§ 157-A. Liaison; limitations

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 157-B. Budget

The board shall submit to the Commissioner of Business Regulation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 17. 32 MRSA § 351, 2nd ¶, 3rd sentence, as amended by PL 1973, c. 303, § 3, is repealed and the following enacted in its place:

The executive secretary of the board shall keep a record of all proceedings, issue all notices except those required to be issued by the Administrative Court Judge under Title 5, chapters 301 to 307, certificates of registration and licenses, attest all such papers and orders as the board shall direct, make sanitary inspections at least twice a year of shops and other establishments subject to license under this chapter as directed by the board, and shall on or before August 1st of each year submit to the Commissioner of Business Regulation, for the preceding fiscal year ending June 30th annually to the Governor giving a full statement of all receipts and expenditures and a statement of the work performed by the board during the year, together with such recommendations as deemed necessary.

Sec. 18. 32 MRSA § 351, 2nd ¶, as last amended by PL 1973, c. 303, § 3, is further amended by adding at the end the following:

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board. The board shall submit to the Commissioner of Business Regulation its budgetary requirements

in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 19. 32 MRSA § 504 is amended to read:

§ 504. Annual reports

The board shall annually on or before the first day of July in each year make a report to the ~~Governor~~ Commissioner of Human Services containing a full and complete account of all its official acts during the preceding year, and a statement of its receipts or suggestions as it may deem essential.

Sec. 20. 32 MRSA §§ 505 and 506 are enacted to read:

§ 505. Liaison; limitations

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 506. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 21. 32 MRSA § 1072, 7th sentence, as enacted by PL 1967, c. 544, § 80 is amended to read:

They ~~On or before August 1st~~ they shall annually make a report of their proceedings to the ~~Governor~~ Commissioner of Human Services, and shall furnish to the Secretary of State a list of persons to whom certificates have been granted during the year.

Sec. 22. 32 MRSA §§ 1075 and 1076 are enacted to read:

§ 1075. Liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the board deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 1076. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 23. 32 MRSA § 1308 is amended by adding at the end the following:

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

The board shall submit to the Commissioner of Transportation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 24. 32 MRSA §§ 1452-A and 1452-B are enacted to read:

§ 1452-A. Liaison; limitations

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 1452-B. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 25. 32 MRSA § 1601, 4th ¶, 3rd sentence, as last amended by PL 1975, c. 771, § 345, is repealed and the following enacted in its place:

The executive secretary of said board shall keep a record of all proceedings, issue all notices, except those required to be issued by the Administrative Court Judge under Title 5, chapters 301 to 307, certificates of registration and licenses, attest all such papers and orders as said board shall direct, make sanitary inspections at least twice a year of shops and other establishments subject to a license under this chapter as directed by said board, and shall report annually on or before August 1st of each year to the Commissioner of Business Regulation for the preceding fiscal year ending June 30th giving a full statement of all receipts and expenditures and a statement of the work performed by the board during the year, together with such recommendations as deemed necessary.

Sec. 26. 32 MRSA § 1601, as last amended by PL 1975, c. 771, § 346, is further amended by inserting after the 4th paragraph the following new paragraphs:

On or before August 1st of each year, the board shall submit to the Commissioner of Business Regulation for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commissioner deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

The board shall submit to the Commissioner of Business Regulation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the

commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 27. 32 MRSA § 1678, last ¶, as enacted by PL 1967, c. 423, § 1, is repealed and the following enacted in its place:

On or before August 1st of each year, the board shall submit to the Commissioner of Transportation for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

The board shall submit to the Commissioner of Transportation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 28. 32 MRSA § 2003, last sentence is amended to read:
The board shall make an annual report of its proceedings ~~to the Governor on or before the first Monday in July~~ **August 1st of each year to the Commissioner of Business Regulation, for the preceding fiscal year ending June 30th, which shall contain an account of all moneys received and disbursed by them.**

Sec. 29. 32 MRSA § 2003, as amended by PL 1965, c. 226, § 72-A, is further amended by adding at the end the following new paragraphs:

On or before August 1st of each year, the board shall submit to the Commissioner of Business Regulation for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

The board shall submit to the Commissioner of Business Regulation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 30. 32 MRSA § 2153, sub-§ 10 is repealed and the following enacted in its place:

10. Report. Make an annual report to the Commissioner of Human Services for each fiscal year showing its receipts and disbursements and giving a full account of its activities during the previous 12-month period;

10-A. Liaison; limitations. The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

10-B. Budget. The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alternation or change.

Sec. 31. 32 MRSA § 2418, as enacted by PL 1973, c. 788, § 156, is repealed and the following enacted in its place:

§ 2418. Reports; liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the board deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

Sec. 32. 32 MRSA § 2418-A is enacted to read:

§ 2418-A. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 33. 32 MRSA § 2563, as enacted by PL 1973, c. 374, § 1, is repealed and the following enacted in its place:

§ 2563. Report; liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the board deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

Sec. 34. 32 MRSA § 2563-A is enacted to read:

§ 2563-A. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 35. 32 MRSA § 2854, last sentence, as amended by PL 1975, c. 771, § 359, is further amended to read:

Said board shall annually in July make to the ~~Governor~~ Commissioner of Human Services a

report stating the condition of pharmacy in the State, with a full and complete record of all its official acts during the year and of the receipts and disbursements of the board to the last day of the preceding month.

Sec. 36. 32 MRSA §§ 2854-A and 2854-B are enacted to read:

§ 2854-A. Liaison; limitations

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 2854-B. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 37. 32 MRSA § 3269, sub-§ 9, last sentence, as amended by PL 1975, c. 404, § 1, is further amended to read:

Said board shall annually make a report to the ~~Governor~~ Commissioner of Human Services and to the Legislature containing a full and complete account of all its official acts during the preceding year, and a statement of its receipts and disbursements and such comments or suggestions as it may deem essential.

Sec. 38. 32 MRSA § 3269, sub-§§ 11 and 12 are enacted to read:

11. Liaison; limitation. The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

12. Budget. The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 38-A. 32 MRSA § 3604 is repealed and the following enacted in its place:

§ 3604. Reports; liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

Sec. 39. 32 MRSA § 3605 is enacted to read:

§ 3605. Budget

The board shall submit to the Commissioner of Human Services its budgetary

requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 40. 32 MRSA §§ 3973 and 3974 are enacted to read:

§ 3973. Report; liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Business Regulation for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential.

The commissioner shall act as liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 3974. Budget

The board shall submit to the Commissioner of Business Regulation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 41. 32 MRSA §§ 4190-A and 4190-B are enacted to read:

§ 4190-A. Reports; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Human Services for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 4190-B. Budget

The board shall submit to the Commissioner of Human Services its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 42. 32 MRSA § 5011, 3rd sentence, as enacted by PL 1975, c. 590, is repealed as follows:

~~Annually, on or before the first day of August, the board shall submit to the Governor a report of its transactions during the preceding fiscal year.~~

Sec. 43. 32 MRSA §§ 5011-A and 5011-B are enacted to read:

§ 5011-A. Reports; liaison; limitations

On or before August 1st of each year, the board shall submit to the Commissioner of Conservation for the preceding fiscal year ending June 30th its annual report of its

operations and financial position, together with such comments and recommendations as the commissioner deems essential.

The commissioner shall act as a liaison between the board and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the board.

§ 5011-B. Budget

The board shall submit to the Commissioner of Conservation its budgetary requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 44. 34 MRSA c. 3, as amended, is repealed.

Sec. 44-A. 36 MRSA § 291, 2nd ¶, as last amended by PL 1975, c. 771, § 399, is repealed and the following enacted in its place:

Municipal Valuation Appeals Board shall consist of 5 members appointed by the Governor who have served at least 5 years previously as municipal assessors and are no longer serving in that capacity.

Sec. 45. 36 MRSA § 4311, sub-§ 1 is repealed and the following enacted in its place:

1. Collection and enforcement. For the collection of the tax provided for by section 4303 and the enforcement of this chapter, and 1/2 of the actual expenses of the advisory board;

Sec. 46. 36 MRSA § 4312 is repealed.

Sec. 47. 36 MRSA § 4312-A, sub-§ 1, as enacted by PL 1971, c. 425, § 5, is amended to read:

1. Collection and enforcement. Collection of the tax provided for by section 4303 and the enforcement of this chapter, and 1/2 of the actual expenses of the advisory board;

Sec. 48. 36 MRSA § 4312-B, as enacted by PL 1971, c. 425, § 5, is amended by adding at the end the following new sentence:

The board shall also work with the Director of the Maine Agricultural Experiment Station and the Director of the Agricultural Extension Service in an advisory capacity.

Sec. 49. 37-A MRSA § 219, as enacted by PL 1971, c. 580, § 1, is repealed.

Sec. 50. 37-A MRSA § 219-A is enacted to read:

§ 219-A. Eminent domain

The Adjutant General may acquire real property by right of eminent domain in the manner prescribed by law for the taking of land for highway purposes, and both real and personal property by purchase, gift or otherwise, for the purpose of construction or maintenance of armories, airports, shipyards and other military facilities, including the building or improvement and maintenance of railroads or roads necessary for the more efficient use of such facilities for military purposes and the procuring of equipment and supplies for military purposes.

Sec. 51. 37-A MRSA § 220, first 4 ¶¶, as enacted by PL 1971, c. 580, § 1, are repealed and the following enacted in their place:

The municipal officers shall provide and maintain for each unit of the National Guard, or other state military or naval forces located within the limits of their municipality, armories and other necessary buildings, the suitability of which shall be determined by the Adjutant General.

After consulting with the municipal officers, the Adjutant General shall fix a reasonable compensation, subject to the approval of the Governor, to be paid as rent to the municipality providing and maintaining the buildings. This compensation shall be paid by the State out of the appropriation for armory rental. The buildings shall be used exclusively for military purposes, unless otherwise authorized by the general regulations prescribed by the Military Bureau, or by special authority of the Adjutant General after written application by the municipal officers, and may be jointly used by the National Guard and another reserve component or other reserve components of the Armed Forces of the United States.

The Governor may accept, in the name of the State, donations of real estate and personal property to be used for military purposes by the National Guard, or other state military or naval forces, upon such conditions as the donors may prescribe. The Governor may prescribe further regulations pertaining to property so donated. The Adjutant General may approve for payment from the appropriation for armory rentals necessary sums for the maintenance and operation of the property.

Whenever the Military Fund is sufficient, the Adjutant General may, with the approval of the Governor, erect armories and other necessary buildings upon land donated to the State for that purpose.

Sec. 52. 37-A MRSa § 220, sub-§ 2, as enacted by PL 1971, c. 580, § 1, is repealed and the following enacted in its place:

2. Certification that installment due. The Adjutant General shall certify in writing to the Treasurer of State that an installment is due.

Sec. 53. 37-A MRSa § 220, 3rd ¶ from the end, as enacted by PL 1971, c. 580, § 1, is repealed and the following enacted in its place:

To carry out this section, there shall be a biennial appropriation known as the Military Fund, from which payment is to be made by the Treasurer of State upon vouchers issued by the Adjutant General to the State Controller.

Sec. 54. 38 MRSa §§ 90-A and 90-B are enacted to read:

§ 90-A. Reports; liaison; limitations

On or before August 1st of each year, the commission shall submit to the Commissioner of Transportation for the preceding fiscal year ending June 30th its annual report of its operations and financial position, together with such comments and recommendations as the commission deems essential.

The commissioner shall act as a liaison between the commission and the Governor.

The commissioner shall not have the authority to exercise or interfere with the exercise of discretionary, regulatory or licensing authority granted by statute to the commission.

§ 90-B. Budget

The commission shall submit to the Commissioner of Transportation its budgetary

requirements in the same manner as is provided in Title 5, section 1665, and the commissioner shall in turn transmit such requirements to the Bureau of the Budget without any revision, alteration or change.

Sec. 55. 38 MRSA § 811, as amended by PL 1975, c. 771, § 422, is further amended to read:

§ 811. Appointment of engineer; duties

The ~~Governor~~ Commissioner of Agriculture shall annually appoint a competent and practical engineer, a citizen of the State, who shall hold said office until his successor is appointed and qualified, and who shall, upon petition of 10 resident taxpayers of any town or several towns, the selectmen or assessors of any town or the county commissioners of any county, inspect any dam or reservoir located in such town or county erected for the saving of water for manufacturing or other uses, and after personal examination and hearing the testimony of witnesses summoned for the purpose, shall forthwith report to the ~~Governor~~ Commissioner of Agriculture his opinion of the safety and sufficiency thereof.

Sec. 56. **Application.** It is the intent of the Legislature that the reorganization of certain boards and commissions under this Act and the affiliation of certain boards and commissions with departments of Maine State Government under this Act shall have no effect whatsoever upon the personnel, whether classified or unclassified, of those boards and commissions which are reorganized or affiliated under this Act. This section shall not apply to the personnel of those boards and commissions which are repealed under this Act or which are affiliated with the Department of Business Regulation, through the Central Licensing Bureau.

STATEMENT OF FACT

This legislation, as recommended by the Task Force on Governmental Reorganization, establishes a formal working relationship between several occupational and professional licensing boards and commissions and major departments of State Government. It proposes to affiliate these several boards and commissions with a related department for improved administration and communications. This affiliation requires that the designated commissioner act as liaison between the board and the Governor; that the board submit its budget and annual report to the designated commissioner who shall transmit the budgets and annual reports to the Bureau of the Budget without any revision, alteration or change; the designated commissioner may not interfere with the statutory authority granted to the board.

Proposed Departmental Affiliations for Boards and Commissions

Department of Business Regulation

- State Board of Barbers
- Arborist Examining Board
- State Board of Cosmetology
- Board of Accountancy
- Maine State Board for Registration for Architects

Department of Human Services

- State Board of Social Worker Registration
- State Board of Funeral Services
- Board of Dental Examiners
- Board of Commissioners of the Profession of Pharmacy
- State Board of Nursing
- Board of Chiropractic Examination and Registration
- State Board of Optometry
- Board of Registration in Medicine
- Examiners of Podiatrists
- Board of Osteopathic Examination and Registration
- Board of Licensure of Administrators of Medical Care Facilities Other Than Hospitals

Department of Conservation

- Board of Registration for Professional Foresters

Department of Transportation

- Board of Registration for Land Surveyors
- Board of Registration for Professional Engineers
- Penobscot Bay and River Pilotage Commission

Supreme Judicial Court

- Board of Examiners for the Examination of Applicants for Admission to the Bar

In addition this legislation transfers the Interstate Boundary Commission to the Attorney General's office; changes the board of directors, Group Accident Sickness and Health Insurance to an advisory board and transfers this administrative responsibility to the Commissioner of Personnel; repeals the Educational Leave Advisory Board and assigns this function to the Department of Personnel; repeals the Mountain Resorts Airport Authority, the State Military Defense Commission and the Boards of Visitors to state institutions; combines the Blueberry Industry Advisory Board and the Blackberry Industry Advisory Committee into one Blueberry Industry Advisory Board; transfers the Inspector of Dams and Reservoirs to the Department of Agriculture; eliminates the Atomic Development Activities Coordinator; and changes the membership of the Municipal Valuations Appeals Board to make it easier to find qualified appointments.