

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
SENATE  
108TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT " K " to S.P. 748, L.D. 2199, Bill, "AN ACT to Make Additional Corrections of Errors and Inconsistencies in the Laws of Maine."

Amend the Bill by inserting at the end before the Emergency clause the following:

'Sec. 371. 22 MRSA §3173, 1st ¶, as enacted by PL 1973, c. 790, §2, is repealed and the following enacted in its place:

The department is authorized to administer programs of aid, medical or remedial care and services for medically indigent persons. It is empowered to employ such assistants as may be necessary to carry out this program and to coordinate their work with that of the other work of the department. These assistants shall be subject to the Personnel Law, except for the Director of the Bureau of Social Welfare.

Sec. 372. Effective date. Section 371/<sup>of this Act</sup>shall take effect 91 days after adjournment of the Legislature.

Sec. 373. 26 MRSA §1082, sub-§1, as amended, is repealed and the following enacted in its place:

1. Duties and powers. Except as otherwise provided, it shall be the duty of the commissioner to administer this chapter. The commission shall have the power and authority to adopt, amend or rescind rules, make expenditures from the Unemployment Compensation Fund, require reports, make investigations and take other actions as it deems necessary or suitable to that end. The commission shall determine its organization and shall have an

OF R.

official seal which shall be judicially noticed. The procedures of the commissioner and commission shall be governed by the Maine Administrative Procedure Act. Not later than the first day of May of each year, the commission shall submit to the Governor a report covering the administration and operation of this chapter during the preceding calendar year and shall make such recommendations for amendments to this chapter as it deems proper. The report shall include a balance sheet of the moneys in the Unemployment Compensation Fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the commission in accordance with accepted actuarial principles on the basis of statistics of employment, business activity and other relevant factors for the longest possible period. Whenever the commission believes that a change in contribution or benefit rates will become necessary to protect the solvency of the fund, it shall promptly so inform the Governor and the Legislature and make recommendations with respect thereto.

Sec. 374. Effective date. Section 374/<sup>of this Act</sup> shall take effect 91 days after adjournment of the Legislature.

Sec. 375. 26 MRSA §1082, sub-§2, is repealed and the following enacted in its place:

2. Regulations. The commissioner, with the advice and consent of the commission, shall make, amend or rescind rules as required by this chapter.


Sec. 376. Effective date. Section 376/<sup>of this Act</sup> shall take effect 91 days after adjournment of the Legislature.

D O E B

Statement of Fact

The purpose of this amendment is to resolve conflicts between L.D.'s 2145 and 2103 and L.D.'s 1972 and 2111 as follows.

1. Two amendments to Title 26 are enacted to adopt the language of L.D. 2103, a bill to establish responsibilities for the Commissioner of Manpower Affairs and a new Employment Security Commission.
2. One amendment to Title 22 is enacted to adopt the language of L.D. 2111 which provides that the Director/ <sup>of the</sup> Bureau of Social Welfare shall be an unclassified employee.



(D. Collins)

NAME:

COUNTY: Aroostook

Reproduced and distributed pursuant to Senate Rule 11-A.

March 17, 1978

(Filing No. S-575)