

# 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)

2  
D. OF R.

STATE OF MAINE  
SENATE  
109TH LEGISLATURE  
FIRST REGULAR SESSION

L.D. 316  
(Filing No. S-175)

COMMITTEE AMENDMENT " A " to S.P. 140, L.D. 316, Bill, "AN ACT to Insure the Accountability of Counties in the Expenditure of Federal Funds."

Amend the bill by striking out everything after the enacting clause and inserting in its/<sup>place</sup>the following:

'Sec. 1. 30 MRSA §253, as last amended by PL 1977, c. 148, §4, is repealed and the following enacted in its place:

§253. Estimates recorded and sent to Secretary of State

These estimates shall be recorded by their clerk in a book.

A copy thereof shall be signed by the chairman of county commissioners and attested by their clerk, who shall transmit it to the office of the Secretary of State on or before the first day of each January, together with the county reports for the 2 preceding years, to be by him laid before the Legislature.

Any county which is the recipient of federal funds shall provide for the expenditure of those funds in accordance with the laws and procedures applicable to the expenditure of its own revenue and shall record estimates of the expenditure as provided in this section.

A copy of these estimates, with any amendments attached thereto adopted by the Legislature, including any changes in specific line categories, for the assessment of the county taxes, shall be filed by the Legislature with the State Auditor who shall retain them for a period of 3 years. These records shall be a public record at the office of the clerk of courts in the county

which transmitted them.

Sec. 2. 30 MRS §253-C is enacted to read:

§253-C. Action on federal funds when Legislature not in session

If federal funds become available to the county for expenditure by the county while the Legislature is not in session, and if availability of those funds could not reasonably have been anticipated and included in the estimate adopted by the Legislature for the fiscal year in question, the county may accept these funds on its behalf and may make expenditures of such funds as are authorized by federal and state law. Upon application for those funds and upon receipt of those funds, the chairman of the county commissioners shall submit to the clerk of each municipality in the county and to each member of the Legislature from the county a statement:

1. Describing the federal expenditure. Describing the proposed federal expenditure in the same manner as it would be described in the estimate; and
2. Statement as to why availability of federal funds could not have been anticipated. Containing a statement as to why the availability of these federal funds and the necessity of their expenditure could not have been anticipated in time for that expenditure to be adopted as part of the estimates for that particular fiscal year.'

Statement of Fact

This amendment reorganizes the original bill. It also allows counties to receive direct federal aid without state approval if required by federal law.

Reported by the Committee on Local and County Government.  
Reproduced and distributed pursuant to Senate Rule 11-A.  
May 11, 1979

(Filing No. S-175)