

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1040

H. P. 833

House of Representatives, March 5, 1979

On Motion of Mr. LaPlante of Sabattus, referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Tarbell of Bangor.

Cosponsor: Mr. Wood of Sanford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT Concerning Interdepartmental Transfers of Appropriated Funds by a
County and Concerning other County Budget Items.**

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

Sec. 1. 30 MRSA § 252, 2nd ¶, as last amended by PL 1977, c. 148, § 2, is further amended by adding at the end a new sentence to read:

Agencies, departments and accounts shall be specifically described in the estimates. "Miscellaneous" shall not be used as a description of an agency, department or account.

Sec. 2. 30 MRSA § 252, 6th ¶, as repealed and replaced by PL 1967, c. 541, § 1, is amended by adding at the end a new sentence to read:

Appropriations to a specific agency or department shall not be expended for the benefit of any other agency or department.

Sec. 3. 30 MRSA § 427 is enacted to read:

§ 427. Travel and expense allowances

County officials and employees may receive travel and expense allowances only under those circumstances and in such amounts as state employees pursuant to statute and to the rules and regulations of the State of Maine Manual of Financial Procedures.

STATEMENT OF FACT

The Attorney General has repeatedly held that Title 30, section 252 prohibits interdepartmental transfers of appropriated funds by a county. This bill amends Title 30, section 252 to make explicit in that statute the prevailing interpretation of the Attorney General.

Title 30, section 252 is also amended to forbid the use of the catchall "miscellaneous" to describe accounts in the county budgets.

A new section 427 is added to Title 30 to insure that state guidelines be met in allowing travel and expenses to county officials and employees.