

# MAINE STATE LEGISLATURE

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EMERGENCY  
FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

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**Legislative Document**

**No. 388**

H. P. 340

House of Representatives, January 22, 1981

Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.

Referred to the Committee on Appropriations and Financial Affairs. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Kelleher of Bangor.

Cosponsors: Senator Perkins of Hancock and Representative Davis of Monmouth.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

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**AN ACT to Allocate Moneys for the Administrative Expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration and the State Liquor Commission for the Fiscal Years Ending June 30, 1982 and June 30, 1983.**

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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 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 Bureau of Alcoholic Beverages and the State Liquor Commission will become due and payable on or immediately after July 1, 1981; 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 fund.** In order to provide the necessary expenses for operation and administration of the Bureau of Alcoholic Beverages and the State Liquor Commission, the following amounts, or as much as may be necessary, are allocated from the revenues derived from operations of the fund:

	1981-82	1982-83
<b>GENERAL GOVERNMENT</b>		
<b>DEPARTMENT OF FINANCE &amp; ADMINISTRATION</b>		
Alcoholic Beverages —General Operation		
Positions	(272)	(272)
Personal Services	\$4,565,268	\$4,479,454
All Other	<u>1,456,189</u>	<u>1,456,189</u>
<b>TOTAL</b>	<b>\$6,021,457</b>	<b>\$5,935,643</b>

**Sec. 2. Allotments required.** Upon receipt of allotments approved by the Governor based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures from these allocations on the basis of these allotments and not otherwise.

**Sec. 3. Legislative intent.** It is the intent of the Legislature that the allocation of funds by the Legislature, as provided by this Act, shall apply to the administrative expenses only and that these allocations shall be allotted and approved under provisions of the Maine Revised Statutes, Title 5. It is not intended to affect the use of the Working Capital, provided for by the Maine Revised Statutes, Title 28, or other activities required of the State Liquor Commission by the Maine Revised Statutes, Title 28.

**Sec. 4. Personal services adjustments.** Personal services allocations of the Bureau of Alcoholic Beverages and the State Liquor Commission may be adjusted by the State Budget Officer with the approval of the Governor to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature.

**Sec. 5. Exclusion.** Exclusive of the provisions of sections 1 to 4, up to \$50,000 for capital expenditures may be expended in each year of the 1981-1983 biennium.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1981.

#### STATEMENT OF FACT

The purpose of this bill is to allocate moneys for the administrative expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration and the State Liquor Commission for the fiscal years ending June 30, 1982 and June 30, 1983.