

# MAINE STATE LEGISLATURE

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(Governor's Bill)  
(EMERGENCY)  
FIRST SPECIAL SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1911

H.P. 1406 House of Representatives, October 8, 1987  
Received by the Clerk of the House on October 7, 1987.  
Referred to the Committee on Appropriations and Financial  
Affairs and 1,400 ordered printed pursuant to Joint Rule 14.  
EDWIN H. PERT, Clerk  
Presented by Representative HIGGINS of Scarborough.  
Cosponsored by Representative NADEAU of Lewiston,  
Senators EMERSON of Penobscot and BERUBE of Androscoggin.

STATE OF MAINE

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

1 AN ACT to Provide Necessary Staff Resources  
2 for the Department of Economic and  
3 Community Development.  
4

5 Emergency preamble. Whereas, Acts of the Legis-  
6 lature do not become effective until 90 days after  
7 adjournment unless enacted as emergencies; and

8 Whereas, Public Law 1987, chapter 534, Part A,  
9 created the Department of Economic and Community De-  
10 velopment effective October 1, 1987; and

11 Whereas, the effectiveness of that department's  
12 efforts to carry out the intent of the Legislature  
13 will be directly dependent upon its ability to employ  
14 such staff as was originally contemplated to be  
15 available to it; and

1       Whereas, necessary authorization to establish  
2 several essential positions in the department was not  
3 included in chapter 534; and

4       Whereas, the department will be significantly  
5 handicapped if these positions are not made available  
6 to it at the earliest possible date; and

7       Whereas, in the judgment of the Legislature,  
8 these facts create an emergency within the meaning of  
9 the Constitution of Maine and require the following  
10 legislation as immediately necessary for the preser-  
11 vation of the public peace, health and safety; now,  
12 therefore,

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

15       **Appropriation.** There is appropriated from the  
16 General Fund for the fiscal years ending June 30,  
17 1988, and June 30, 1989, for the Department of Eco-  
18 nomic and Community Development, the following:

	<u>1987-88</u>	<u>1988-89</u>
<u>ECONOMIC AND COMMUNITY</u>		
<u>DEVELOPMENT, DEPARTMENT</u>		
<u>OF</u>		
Office of Tourism		
Positions	(3)	(3)
Personal Services	\$82,000	\$110,000
All Other	(82,000)	(110,000)

27       Provides authori-  
28 zation for estab-  
29 lishment of posi-  
30 tions necessary to  
31 carry out the re-  
32 sponsibilities of  
33 this program and  
34 transfers funds  
35 accordingly.

36       **Emergency clause.** In view of the emergency cited

1 in the preamble, this Act shall take effect when ap-  
2 proved.

3 STATEMENT OF FACT

4 Public Law 1987, chapter 534, which created the  
5 Department of Economic and Community Development, in-  
6 cluded provisions intended to facilitate the estab-  
7 lishment and funding of an organizational structure  
8 capable of fulfilling the new department's mandates  
9 by means of transferring appropriations and alloca-  
10 tions provided to those units of State Government  
11 previously charged with performing the functions con-  
12 solidated within the new department. Although the  
13 parties involved in the legislative procedures neces-  
14 sary to bring the reorganization to fruition were  
15 aware of the fact that additional General Fund posi-  
16 tions would be required to perform both newly defined  
17 Office of Tourism functions and those previously ac-  
18 complished under contract, the necessary supplement  
19 to authorized General Fund position count was not in-  
20 cluded in the legislation. This Act will rectify  
21 this oversight by authorizing the establishment of 3  
22 additional General Fund positions which will be sup-  
23 ported by existing appropriations.

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