

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2428

H.P. 1763

House of Representatives, March 12, 1990

Reference to the Committee on Fisheries and Wildlife suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative JACQUES of Waterville.

Cosponsored by Senator GOULD of Waldo, Senator ERWIN of Oxford and Representative GREENLAW of Standish.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Make Supplemental Appropriations and Allocations and to Change Certain Provisions of the Law for the Department of Inland Fisheries and Wildlife for the Fiscal Years Ending June 30, 1990 and June 30, 1991.

(EMERGENCY)



2 **Emergency preamble.** Whereas, Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 **Whereas,** the 90-day period may not terminate until after the
beginning of the next fiscal year; and

8 **Whereas,** certain obligations and expenses incident to the
operation of the Department of Inland Fisheries and Wildlife will
become due and payable immediately; and

12 **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,

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

20 **PART A**

22 **Sec. A-1. Appropriation.** The following funds are appropriated
from the General Fund, for the fiscal year ending June 30, 1991,
to carry out the purposes of this Act.

26 **1990-91**

28 **INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

30 **Administrative Services -
Inland Fisheries and Wildlife**

34

Positions - Legislative Count	(21.0)
Personal Services	\$628,927
All Other	545,933
Capital Expenditures	36,537
TOTAL	<u>\$1,211,397</u>

40 Provides for the appropriation of funds in
42 accordance with Public Law 1989, chapter 439.

44 **Licensing Services - Inland
Fisheries and Wildlife**

46

Positions - Legislative Count	(20.0)
Positions - Other Count	(3.0)
Personal Services	\$477,633

2	All Other	703,931
	Capital Expenditures	5,657
4	TOTAL	<u>\$1,187,221</u>

6 Provides for the appropriation of funds in
8 accordance with Public Law 1989, chapter 439.

10 **Office of the Commissioner - Inland
Fisheries and Wildlife**

12	Positions - Legislative Count	(19.0)
	Personal Services	\$652,675
14	All Other	423,431
	Capital Expenditures	23,440
16	TOTAL	<u>\$1,099,546</u>

18 Provides for the appropriation of funds in
20 accordance with Public Law 1989, chapter 439.

22 **Resource Management Services -
Inland Fisheries and Wildlife**

24	Positions - Legislative Count	(50.0)
26	Positions - Other Count	(2.5)
	Personal Services	\$1,053,878
28	All Other	508,229
	Capital Expenditures	130,487
30	TOTAL	<u>\$1,692,594</u>

32 Provides for the appropriation of funds in
34 accordance with Public Law 1989, chapter 439.

36 **Fisheries and Hatcheries Operations**

38	Positions - Legislative Count	(55.0)
	Positions - Other Count	(5.0)
40	Personal Services	\$1,353,329
	All Other	553,463
42	Capital Expenditures	224,363
44	TOTAL	<u>\$2,131,155</u>

46 Provides for the appropriation of funds in
48 accordance with Public Law 1989, chapter 439.

2	Enforcement Operations - Inland Fisheries and Wildlife	
4	Positions - Legislative Count	(112.0)
	Positions - Other Count	(0.5)
6	Personal Services	\$5,273,206
	All Other	1,019,449
8	Capital Expenditures	564,481
10	TOTAL	<u>\$6,857,136</u>
12	Provides for the appropriation of funds in accordance with Public Law 1989, chapter 439.	
14	ATV Safety and Educational Program	
16	Positions - Legislative Count	(1.0)
18	Personal Services	\$26,215
	All Other	27,441
20	TOTAL	<u>\$53,656</u>
22	Provides for the appropriation of funds consistent with the undedication of funds to the Department of Inland Fisheries and Wildlife as provided in this Act.	
24		
26		
28	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE	
30	TOTAL	<u>\$14,232,705</u>
32	TOTAL APPROPRIATION, SECTION A-1	<u>\$14,232,705</u>
34	Sec. A-2. Allocation of Department of Inland Fisheries and Wildlife funds. Income to the Department of Inland Fisheries and Wildlife, for the fiscal year ending June 30, 1991, is segregated, apportioned and disbursed as designated in the following schedule.	
36		
38		
40		1990-91
42	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF	
44	Administrative Services - Inland Fisheries and Wildlife	
46		
48	Positions - Legislative Count	(-21.0)
	Personal Services	(\$628,927)

2	All Other	(545,933)
	Capital Expenditures	(36,537)
4	TOTAL	<u>(\$1,211,397)</u>
6	Provides for the deallocation of funds,	
8	which will be requested through General Fund	
	appropriations.	
10	Licensing Services - Inland Fisheries	
	and Wildlife	
12	Positions - Legislative Count	(-20.0)
14	Positions - Other Count	(-3.0)
	Personal Services	(\$477,633)
16	All Other	(703,931)
	Capital Expenditures	(5,657)
18	TOTAL	<u>(\$1,187,221)</u>
20	Provides for the deallocation of funds,	
22	which will be requested through General Fund	
	appropriations.	
24	Office of the Commissioner - Inland	
26	Fisheries and Wildlife	
28	Positions - Legislative Count	(-19.0)
	Personal Services	(\$652,675)
30	All Other	(423,431)
	Capital Expenditures	(23,440)
32	TOTAL	<u>(\$1,099,546)</u>
34	Provides for the deallocation of funds,	
36	which will be requested through General Fund	
	appropriations.	
38	Resource Management Services -	
40	Inland Fisheries and Wildlife	
42	Positions - Legislative Count	(-50.0)
	Positions - Other Count	(-2.5)
44	Personal Services	(\$1,053,878)
	All Other	(508,229)
46	Capital Expenditures	(130,487)
48	TOTAL	<u>(\$1,692,594)</u>
50	Provides for the deallocation of funds,	
52	which will be requested through General Fund	
	appropriations.	

2	Fisheries and Hatcheries Operations	
4	Positions - Legislative Count	(-55.0)
6	Positions - Other Count	(-5.0)
8	Personal Services	(\$1,353,329)
10	All Other	(553,463)
12	Capital Expenditures	(224,363)
14	TOTAL	<hr/> (\$2,131,155)
16	Provides for the deallocation of funds, which will be requested through General Fund appropriations.	
18	Enforcement Operations - Inland Fisheries and Wildlife	
20	Positions - Legislative Count	(-112.0)
22	Positions - Other Count	(-0.5)
24	Personal Services	(\$5,273,206)
26	All Other	(1,019,449)
28	Capital Expenditures	(564,481)
30	TOTAL	<hr/> (\$6,857,136)
32	Provides for the deallocation of funds, which will be requested through General Fund appropriations.	
34	ATV Safety and Educational Program	
36	Positions - Legislative Count	(-1.0)
38	Personal Services	(\$26,215)
40	All Other	(27,441)
42	TOTAL	<hr/> (\$53,656)
44	Provides for the deallocation of funds, which will be requested through General Fund appropriations.	
46	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE	
48	TOTAL	<hr/> (\$14,232,705)
	TOTAL ALLOCATION, SECTION A-2	<hr/> (\$14,232,705)

PART B

Appropriation. The following funds are appropriated from the General Fund, for the fiscal year ending June 30, 1991, to carry out the purposes of this Act.

1990-91

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

**Administrative Services - Inland
Fisheries and Wildlife**

14	All Other	(\$8,958)
16	Capital Expenditures	(10,146)

18	TOTAL	(\$19,104)
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Provides for the deappropriation of funds from reduced general operating expenditures and the delay of the replacement of one vehicle.

**Licensing Services - Inland Fisheries
and Wildlife**

28	All Other	(\$5,328)
----	-----------	-----------

Provides for the deappropriation of funds from reduced general operating expenditures.

**Office of the Commissioner - Inland
Fisheries and Wildlife**

36	Personal Services	(\$25,000)
	All Other	(18,314)
38	Capital Expenditures	(1,000)

40	TOTAL	(\$44,314)
----	-------	------------

Provides for the deappropriation of funds from the delay in filling a vacant position, reduced general operating expenditures and the delay of the purchase of desks.

2	Resource Management Services - Inland Fisheries and Wildlife	
4	All Other	(\$26,229)
	Capital Expenditures	(20,803)
6		
	TOTAL	<u>(\$47,032)</u>
8		
10	Provides for the deappropriation of funds	
	from reduced general operating expenditures	
12	and the delay of the purchase of 2	
	snowsleds, one 4x4 truck and beaver live	
14	traps.	
	Fisheries and Hatcheries Operations	
16		
	All Other	(\$23,419)
18	Capital Expenditures	(13,000)
20		
	TOTAL	<u>(\$36,419)</u>
22		
	Provides for the deappropriation of funds	
24	from reduced general operating expenditures	
	and the delay of the purchase of one vehicle.	
26	Enforcement Operations - Inland Fisheries and Wildlife	
28		
	Personal Services	(\$111,280)
30	All Other	(155,028)
32		
	TOTAL	<u>(\$266,308)</u>
34		
	Provides for the deappropriation of funds	
36	from reduced general operating expenditures	
	and the delay in filling vacant positions.	
38	Administrative Services - Inland Fisheries and Wildlife	
40		
	Personal Services	(\$44,000)
42	Capital Expenditures	(50,000)
44		
	TOTAL	<u>(\$94,000)</u>
46		
	Provides for the deappropriation of funds	
48	from the delay in filling vacant positions	
	and the deferment of the purchase of land	
50	access sites.	

2 **ATV Safety and Educational Program**

4 All Other (\$7,076)

6 Provides for the deappropriation of funds by
8 reducing the purchase of office supplies and
other miscellaneous costs.

10 **DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE
TOTAL**

(\$519,581)

12 **TOTAL APPROPRIATION, PART B**

(\$519,581)

14 **PART C**

16 **Sec. C-1. Appropriation; General Fund.** There are appropriated
18 from the General Fund, for the fiscal year ending June 30, 1991,
to the Department of Inland Fisheries and Wildlife, the sums
20 identified in the following schedule, to provide funding for
approved reclassifications and range changes.

22 **1990-91**

24 **INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

26 **Administrative Services - Inland
28 Fisheries and Wildlife**

30 Personal Services \$10,483

32 **Office of the Commissioner - Inland
Fisheries and Wildlife**

34 Personal Services \$1,742

36 **Resource Management Services -
38 Inland Fisheries and Wildlife**

40 Personal Services \$13,623

42 **Fisheries and Hatcheries Operations**

44 Personal Services \$4,171

46 **Enforcement Operations - Inland
48 Fisheries and Wildlife**

50 Personal Services \$13,038

2	DEPARTMENT OF INLAND FISHERIES	
	AND WILDLIFE	
	TOTAL	\$43,057
4		
	TOTAL APPROPRIATION, SECTION C-1	\$43,057
6		
8	Sec. C-2. Allocation. The following funds are allocated from	
	Other Special Revenue, for the fiscal year ending June 30, 1990,	
	to carry out the purposes of this Act.	
10		1989-90
12		
14	INLAND FISHERIES AND WILDLIFE,	
	DEPARTMENT OF	
16	Administrative Services - Inland	
	Fisheries and Wildlife	
18		
	Capital Expenditures	\$385,000
20		
	Provides for the allocation of funds for the	
22	purchase of land and the construction of a	
	building for the Region B Headquarters from	
24	the June 30, 1990 estimated balance of	
	revenues to the Department of Inland	
26	Fisheries and Wildlife.	
28	Fisheries and Hatcheries Operations	
30		
	Capital Expenditures	\$1,150,000
32		
	Provides for the allocation of funds for the	
34	renovation of the New Gloucester Fish	
	Hatchery from the June 30, 1990 estimated	
36	balance of revenues to the Department of	
	Inland Fisheries and Wildlife.	
38	Enforcement Operations - Inland	
	Fisheries and Wildlife	
40		
	Capital Expenditures	\$65,000
42		
	Provides funds for a year-round residence in	
44	Round Pond.	

2	Enforcement Operations - Inland Fisheries and Wildlife		
4	Capital Expenditures		\$124,193
6	Provides funds for the purchase of 99 new mobile radios, 105 new portable radios and		
8	for the installation of new repeaters.		
10	DEPARTMENT OF INLAND FISHERIES AND WILDLIFE		
12	TOTAL		<u>\$1,724,193</u>
14	TOTAL ALLOCATION, SECTION C-2		<u>\$1,724,193</u>
16	Sec. C-3. Legislative intent. It is the intent of the		
18	Legislature that the allocation amounts identified in section C-2 of this Act may not lapse, but must carry forward until expended.		
20	Sec. C-4. Allocation; Other Special Revenue. There are allocated		
22	from Other Special Revenue, for the fiscal years ending June 30, 1990, and June 30, 1991, to the Department of Inland Fisheries and Wildlife, the sums identified in the following schedule, to		
24	provide funding for approved reclassifications and range changes.		
26		1989-90	1990-91
28	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
30	Administrative Services - Inland Fisheries and Wildlife		
32			
34	Personal Services	\$10,452	
36	Office of the Commissioner - Inland Fisheries and Wildlife		
38			
40	Personal Services	\$14,719	
42	Resource Management Services - Inland Fisheries and Wildlife		
44			
46	Personal Services	\$26,233	
48	Fisheries and Hatcheries Operations		
50			
	Personal Services	\$2,490	

2 Enforcement Operations - Inland
3 Fisheries and Wildlife

4 Personal Services \$12,221

6 Atlantic Sea Run Salmon
7 Commission

8 Personal Services \$5,422 \$6,792

10 DEPARTMENT OF INLAND FISHERIES
12 AND WILDLIFE
14 TOTAL

\$71,537 \$6,792

16 TOTAL ALLOCATION, SECTION C-4

\$71,537 \$6,792

18 Sec. C-5. Legislative intent. It is the intent of the
19 Legislature that the reclassifications and range changes
20 represented by the appropriation and allocation amounts
21 identified in this Part take effect upon approval of this Act.

22 PART D

24 Sec. D-1. 12 MRSA §7017, §1, as enacted by PL 1983, c. 819,
25 Pt. A, §17, is repealed.

26 Sec. D-2. 12 MRSA §7101, sub-§2, as amended by PL 1985, c.
28 304, §11, is further amended to read:

30 2. Agent's fee. Clerks or other agents appointed by the
31 commissioner to issue licenses and permits shall charge a fee of
32 \$1 for each hunting license issued. The commissioner shall
33 charge a fee of \$1 for each hunting license issued by department
34 employees. ~~This fee shall be credited to the account of the~~
35 ~~department.~~

36 Sec. D-3. 12 MRSA §7151, sub-§2, as amended by PL 1985, c.
38 304, §14, is further amended to read:

40 2. Agent's fee. Clerks or other agents appointed by the
41 commissioner to issue licenses shall charge a fee of \$1 for each
42 license issued. The commissioner shall charge a fee of \$1 for
43 each fishing license issued by department employees. ~~This fee~~
44 ~~shall be credited to the account of the department.~~

46 Sec. D-4. 12 MRSA §7365, sub-§3, as enacted by PL 1983, c.
48 502, §4, is amended to read:

50 3. Fee. The annual basic fee for a commercial whitewater
51 license shall be is set by the department and adjusted biennially
52 by rule to reflect the actual cost of administering the license
program. ~~The fee for 1983-84 shall be \$250.~~ The fee for

2 reissuance of a license shall-be is equal to the annual basic fee
3 for a license. These fees shall-be are credited directly to the
4 Whitewater Rafting Fund within the department and used in
5 accordance with section 7074, subsection 3.

6 **Sec. D-5. 12 MRSA §7366, sub-§4**, as enacted by PL 1985, c. 29,
7 §3, is amended to read:

8
9 **4. Fee.** The annual fee for a whitewater guide's license
10 shall-be is \$25. All license fees shall-be are credited to the
11 Whitewater Rafting Fund within the department and used in
12 accordance with section 7074, subsection 3.

13 **Sec. D-6. 12 MRSA §7800, sub-§1**, as enacted by PL 1979, c.
14 420, §1, is amended to read:

15
16 **1. Fees collected.** All fees collected for certificates,
17 licenses and permits by the commissioner are paid daily to the
18 Treasurer of State and accrue ~~to the Watercraft Fund, Department~~
19 ~~of Inland Fisheries and Wildlife~~ as undedicated revenue to the
20 General Fund and as dedicated revenue to the Department of Marine
21 Resources in accordance with subsection 3.

22
23 **Sec. D-7. 12 MRSA §7800, sub-§2**, as amended by PL 1989, c.
24 469, §2, is further amended to read:

25
26 **2. Fines and costs collected.** Each county shall pay all
27 fines, forfeitures and penalties collected for violations of this
28 subchapter and all officers' costs collected for either coastal
29 wardens or game wardens to the Treasurer of State, monthly, and
30 ~~all of them shall accrue to the department~~ that money accrues as
31 undedicated revenue to the General Fund, except that all fines,
32 forfeitures and penalties collected as a result of the efforts of
33 municipal law enforcement officers or harbor masters enforcing
34 the provisions of this subchapter in their respective
35 jurisdictions shall-be are paid to that municipality for the
36 local enforcement efforts of this subchapter. The department
37 shall record as dedicated revenue to the Department of Marine
38 Resources that portion of fines, forfeitures and penalties
39 allocable to the Department of Marine Resources in accordance
40 with subsection 3.

41
42 **Sec. D-8. 12 MRSA §7800, sub-§3**, as amended by PL 1983, c.
43 819, Pt. A, §31, is repealed and the following enacted in its
44 place:

45
46 **3. Disbursement of revenues.** All revenues collected under
47 this subchapter, including fines, fees and other available money
48 must be distributed as undedicated revenue to the General Fund
49 and the Department of Marine Resources according to an allocation
50 rate that directly relates to the administrative costs of the
51 Division of Licensing and Registration and the historical revenue
52

2 distribution pattern including any necessary year-end
3 reconciliation and accounting distribution. The allocation rate
4 must be jointly agreed to by the department and the Department of
5 Marine Resources and approved by the Department of Finance,
6 Bureau of the Budget.

7 Sec. D-9. 12 MRSA §7824, sub-§3, as amended by PL 1987, c.
8 737, Pt. C, §§23 and 106 and PL 1989, c. 6; c. 9, §2; and c. 104,
9 Pt. C, §§8 and 10, is further amended to read:

10 3. Allocation of fees.

11 A. The registration fee for residents shall--be is credited
12 as follows:

13 (1) \$4.75 of each fee shall--be is credited to the
14 department General Fund as undedicated revenue;

15 (2) \$5.25 of each fee shall--be is credited to the
16 Snowmobile Trail Fund of the Department of
17 Conservation, Bureau of Parks and Recreation; and

18 (3) \$6 of each fee shall--be is annually distributed to
19 the municipality of the owner's residence as shown on
20 his the owner's registration certificate, except that
21 in unorganized territory, \$6 of each fee shall--be is
22 annually distributed to the county of the owner's
23 residence as shown on his the owner's registration
24 certificate and credited to the unorganized territory
25 fund of that county established in Title 30-A, section
26 7502.

27 B. The registration fee for nonresidents shall--be is
28 credited as follows:

29 (1) \$10.75 of each fee shall--be is credited to the
30 department General Fund as undedicated revenue; and

31 (2) \$5.25 of each fee shall--be is credited to the
32 Snowmobile Trail Fund of the Department of
33 Conservation, Bureau of Parks and Recreation.

34 C. All other moneys money received under this subchapter,
35 including dealer license fees, shall--be is credited to the
36 department General Fund as undedicated revenue.

37 Sec. D-10. 12 MRSA §7824, sub-§4, ¶A, as enacted by PL 1979,
38 c. 420, §1, is repealed.

2 **Sec. D-11. 12 MRSA §7854, sub-§4**, as repealed and replaced by
PL 1985, c. 762, §9, is repealed and the following enacted in its
place:

4 **4. Disbursement of revenues.** Revenues received under this
6 subchapter must be disbursed and used as follows.

8 A. Revenues received under this subchapter are credited as
10 undicated revenue to the General Fund except that at least
12 \$3.85 of each annual registration fee is credited to the ATV
Recreational Management Fund of the Department of
Conservation.

14 B. The ATV Recreational Management Fund is established and
16 administered by the Department of Conservation.

18 (1) The fund may be used to conduct research on issues
20 related to the management of ATV's; assist in the
22 formation of nonprofit ATV groups; make grants-in-aid
24 to political subdivisions, educational institutions,
26 regional planning agencies, ATV groups and others to
28 construct and maintain ATV trails or to otherwise carry
out the purposes of the fund; assist in the design and
development of ATV trails; provide protection to
landowners against ATV-related suit or liability; or
otherwise provide for the wise and orderly management
of ATV's.

30 (2) If any money in the fund is not expended during
32 the year in which it is collected, the unexpended
34 balance may not lapse, but must be carried as a
continuing account available for the purposes specified
until expended.

36 **Sec. D-12. 12 MRSA §7854, sub-§11** is enacted to read:

38 **11. Training and education.** The department shall provide
training and education relative to ATV's.

40 **Sec. D-13. 12 MRSA §7910, sub-§1, ¶A**, as amended by PL 1989,
42 c. 439, §§4 and 8, is further amended to read:

44 A. All fees, fines, penalties, officers' costs and all
46 other moneys money received, collected or recovered by the
48 court or the department under any provisions of chapters 701
to 714 and 716 to 721, except section 7109; sections 7361 to
7370-A; sections 7751 to 7756; section 7800, subsection 3;
section 7824, subsection 3; and section 7854, subsection 4;

50 **Sec. D-14. 12 MRSA §7910, sub-§8**, as enacted by PL 1989, c.
52 439, §§5 and 8, is repealed.

2 **Sec. D-15. 12 MRSA §7910, sub-§9**, as enacted by PL 1989, c.
439, §§5 and 8, is amended to read:

4 **9. Appropriation.** The amount of funds appropriated to the
6 department in each fiscal year shall may not be less than the
dollar amount collected, received or recovered by the department
8 from license and permit fees, fines, penalties and all other
money received by the department, ~~except for money relating to~~
10 ~~watercraft, snowmobile and all terrain vehicle laws and rules as~~
~~provided in subsections 6, 7 and 8, and~~ any funds received from
the Federal Government, and money relating to the following:

12 A. The department's account for the acquisition of
14 waterfowl habitat set forth in section 7109;

16 B. Whitewater rafting;

18 C. The Maine Endangered and Nongame Wildlife Fund
20 established in section 7757;

22 D. The watercraft fund of the Department of Marine
Resources;

24 E. The Snowmobile Trail Fund of the Department of
26 Conservation, Bureau of Parks and Recreation;

28 F. The ATV Recreational Management Fund of the Department
of Conservation; and

30 G. Boating access sites.

32 **Sec. D-16. 12 MRSA §7910, sub-§12** is enacted to read:

34 12. Excess of revenues over expenditures. Any excess of
36 revenues, as set forth in subsection 9, over expenditures at the
close of a fiscal year may be appropriated by the Legislature
38 from the General Fund to the department in the ensuing fiscal
year.

40 **Sec. D-17. PL 1989, c. 68, Pt. A, §3, first sentence** is amended to
42 read:

44 **Sec. 3. Personal Services funding.** The amounts provided for
Personal Services in the General Fund, and Highway Fund and
46 ~~Department of Inland Fisheries and Wildlife funds~~ are subject to
the provision that the total number of permanent positions and
48 the costs thereof in any account shall may not, during either
year of the biennium, either exceed the authorized position
50 numbers shown in parenthesis which are used by the Legislature in
computing the total dollars to be made available for Personal

2 Services or deviate from the specific cost components upon which
3 appropriations and allocations are based except as provided for
4 in section 6 of this Part.

6 **Sec. D-18. PL 1989, c. 68, Pt. A, §§16 and 17** are amended to read:

8 **Sec. 16. Unified state budget.** The Governor, when submitting
9 the budget to the Legislature, shall submit the budget document
10 and the General Fund~~,~~ Highway Fund~~,~~ and Alcoholism Prevention,
11 Education, Treatment and Research Fund~~,~~ ~~and funds of the~~
12 ~~Department of Inland Fisheries and Wildlife~~ bills in a manner
13 that ~~will identify~~ identifies the gross amount of resources for
14 each program. The gross unified budget bills and budget
15 documents shall must encompass resources from all funds,
16 including, but not limited to: General Fund, Highway Fund,
17 Federal Fund, Federal Block Grant Fund and Other Special Revenue
18 funds. Separate gross unified budget bills shall must be
19 submitted for the General Fund~~,~~ the Highway Fund~~,~~ and the
20 Alcoholism Prevention, Education, Treatment and Research Fund~~,~~
21 ~~and the Department of Inland Fisheries and Wildlife funds.~~

22 **Sec. 17. Line category amounts of General Fund, Highway Fund, and**
23 **Alcoholism Prevention, Education, Treatment and Research Fund.** The
24 amounts included in the unified state budget by line category are
25 the amounts included immediately under the appropriations and
26 allocations ~~section~~ sections of the individual pages in the
27 budget document for the General Fund~~,~~ the Highway Fund~~,~~ and the
28 Alcoholism Prevention, Education, Treatment and Research Fund~~,~~
29 ~~and the Department of Inland Fisheries and Wildlife funds.~~ These
30 amounts, as adjusted by the Legislature, ~~will be~~ are used when
31 preparing work programs by fund for each fiscal year of the
32 biennium.

34 **Sec. D-19. ATV safety and educational program.** Any
35 unencumbered balances as of June 30, 1990, in the ATV safety and
36 educational Other Special Revenue account of the Department of
37 Inland Fisheries and Wildlife lapse to the General Fund.

38 **Sec. D-20. Effective date.** Sections D-13 to D-15 of this Act
39 take effect July 1, 1990.

42 **Emergency clause.** In view of the emergency cited in the
43 preamble, this Act takes effect when approved except as otherwise
44 indicated.

46

STATEMENT OF FACT

2

PART A

4

6 Section A-1 of the bill makes appropriations from the
General Fund based on estimated balances in Department of Inland
8 Fisheries and Wildlife funds for the year ending June 30, 1990,
and estimated revenues to be collected by the Department of
10 Inland Fisheries and Wildlife for the year ending June 30, 1991,
to comply with Public Law 1989, chapter 439.

12

14

Section A-2 makes deallocations from Department of Inland
Fisheries and Wildlife funds in accordance with Public Law 1989,
chapter 439.

16

PART B

18

20

Part B of the bill makes deappropriations from the General
Fund to meet the estimated budget shortfall.

22

PART C

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26

Section C-1 of the bill makes supplemental appropriations
from the General Fund for approved reclassifications and range
changes.

28

30

Section C-2 makes supplemental allocations from Other
Special Revenue.

32

34

Section C-3 states that all allocations in section C-2 must
carry forward until expended.

36

38

Section C-4 makes supplemental allocations from Other
Special Revenue for approved reclassifications and range changes.

40

42

Section C-5 states that the reclassifications and range
changes identified in Part C take effect upon approval of the
bill.

44

PART D

46

48

Section D-1 of the bill repeals the provision for a gross
unified budget for the Department of Inland Fisheries and
Wildlife pertaining to allocations from Department of Inland
Fisheries and Wildlife funds.

50

52

Sections D-2 and D-3 delete the provision that the agents'
fees for hunting and fishing licenses be credited to the account
of the department.

54

56

Sections D-4 and D-5 ensure that whitewater rafting fees are
credited to the Whitewater Rafting Fund.

2 Sections D-6 to D-8 amend the method used to distribute
watercraft revenues as undedicated revenues to the General Fund
and to the Department of Marine Resources.

4
6 Section D-9 establishes that a portion of snowmobile
registration fees accrue to the General Fund and that a portion
of fees dedicated to the Snowmobile Trail Fund of the Department
8 of Conservation remain unchanged. It also deletes the reference
to money "credited to the department."

10
12 Section D-10 repeals a provision concerning the department's
use of snowmobile registration fees.

14 Section D-11 amends the distribution of ATV fees so that a
portion accrues to the General Fund. The portion of fees
16 currently credited to the ATV Recreational Management Fund of the
Department of Conservation remains unchanged.

18
20 Section D-12 ensures that the Department of Inland Fisheries
and Wildlife continue to provide ATV training and education.

22 Section D-13 ensures that certain funds remain dedicated.

24 Section D-14 repeals the provision that money relating to
ATV laws and rules be collected and expended in accordance with
26 the Maine Revised Statutes, Title 12, sections 7854 and 7855,
and, therefore, provides for the undedication of ATV fees, except
28 for those currently distributed to the ATV Recreational
Management Fund of the Department of Conservation.

30
32 Section D-15 amends a provision establishing the amount of
funds to be appropriated to the Department of Inland Fisheries
and Wildlife in each fiscal year.

34
36 Section D-16 establishes that excess revenues at the close
of a fiscal year may be appropriated to the Department of Inland
38 Fisheries and Wildlife in an ensuing fiscal year.

40 Sections D-17 and D-18 amend the Act concerning unified
appropriations and allocations, Public Law 1989, chapter 68,
42 sections 3, 16 and 17, to reflect that the funds of the
Department of Inland Fisheries and Wildlife are no longer
dedicated revenue under this bill.

44
46 Section D-19 provides that any unencumbered balances on June
30, 1990, in the Other Special Revenue account of the Department
of Inland Fisheries and Wildlife for ATV safety and education
48 lapse to the General Fund.

50 Section D-20 provides an effective date for sections D-13 to
D-15 of the bill to reflect the effective date provision of
52 Public Law 1989, chapter 439.