

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 704

H.P. 510

House of Representatives, February 20, 1991

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

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

EDWIN H. PERT, Clerk

Presented by Representative FOSS of Yarmouth.

Cosponsored by Representative BUTLAND of Cumberland, Representative REED of Falmouth and Representative MacBRIDE of Presque Isle.

STATE OF MAINE

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

An Act to Increase the Balance in the Maine Rainy Day Fund.

(EMERGENCY)



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

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6 Whereas, the status of the State's economy has a dramatic
impact on the stability of the State's finances; and

8 Whereas, the current economic slowdown demonstrates the
critical relationship between the State's economy and the State's
10 finances; and

12 Whereas, it is necessary to ensure the future stability of
the State's finances; and

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16 Whereas, increasing the maximum funding level of the Maine
Rainy Day Fund will assist in accomplishing this goal; and

18 Whereas, in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
20 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
22 safety; now, therefore,

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

26 5 MRSA §1513, sub-§1, as enacted by PL 1985, c. 448, is
amended to read:

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30 1. **Maine Rainy Day Fund.** The State Controller shall at the
close of each fiscal year transfer from the unappropriated
surplus of the General Fund to the Maine Rainy Day Fund an amount
32 not to exceed 1/2 the excess of total General Fund revenues
received over accepted estimates in that fiscal year. No An
34 accepted revenue estimate shall may not be increased after
adjournment of each First Regular Session of the Legislature
except as provided. For the first year of the biennium, revenue
36 estimates for the 2nd year of the biennium may be adjusted once
during the Second Regular Session of the Legislature. Accepted
38 revenue estimates may be increased for other fiscal periods only
if 1/2 of the increase is appropriated to the Maine Rainy Day
40 Fund at the same time. The fund shall may not exceed \$25,000,000
42 which shall 5% of the total General Fund revenues received in the
immediately preceding fiscal year and may not lapse, but must
44 remain in a continuing carrying account to carry out the purposes
of this Act.

46 **Emergency clause.** In view of the emergency cited in the
48 preamble, this Act takes effect when approved.

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STATEMENT OF FACT

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This bill increases the maximum funding level of the Maine Rainy Day Fund from \$25,000,000 to 5% of the General Fund revenues received in the immediately preceding fiscal year.