



## 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

Legislative Document

No. 1042

H.P. 738

House of Representatives, March 12, 1991

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EDWIN H. PERT, Clerk

Presented by Representative REED of Falmouth. Cosponsored by Senator FOSTER of Hancock and Representative PARADIS of Frenchville.

STATE OF MAINE

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

An Act to Make Allocations for the Administrative Expenses of the Department of Finance, Bureau of Alcoholic Beverages for the Fiscal Years Ending June 30, 1992 and June 30, 1993.

(EMERGENCY)

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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 may not terminate until after the beginning of the next fiscal year; and

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Whereas, certain obligations and expenses incident to the operation of the Department of Finance, Bureau of Alcoholic Beverages and the State Liquor Commission become due and payable on or immediately after July 1, 1991; 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,

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

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Sec. 1. Allocation of funds. In order to provide for the
necessary expenses of operation and administration of the
Department of Finance, 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 State Alcoholic Beverages Fund.

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1991-92 1992-93

\$12,940,448

\$12,144,438

- **30** FINANCE, DEPARTMENT OF
- 32 Alcoholic Beverages General Operation

34	Positions - Legislative Count	(236.0)	(236.0)
	Positions - Other Count	(10.0)	(10.0)
36	Personal Services	7,887,634	8,439,515
	All Other	3,775,554	3,983,533
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	Alcoholic Beverages - General Operation	•	
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	All Other	481,250	517,400
42	(Liquor Freight)		

## 44 DEPARTMENT OF FINANCE TOTAL

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Sec. 2. Allotments required. Upon receipt of allotments duly 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.

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

Sec. 4. Adjustments to allocations. Allocations may be increased or adjusted by the State Budget Officer with the approval of the Governor, to cover specifically those adjustments determined to be necessary under any salary plan approved by the Legislature, and those reclassifications or range changes that have been approved by the Department of Administration and submitted for legislative review prior to the effective date of this Act.

Sec. 5. Exclusion. Exclusive of sections 1 to 4, up to 18 \$100,000 for Capital Expenditures may be expended in each fiscal year.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect July 1, 1991.

FISCAL NOTE

1991-92 1992-93

Allocations from the State \$12,144,438 \$12,940,448 30 Alcoholic Beverages Fund

STATEMENT OF FACT

The purpose of this bill is to make allocations for the 36 administrative expenses of the Department of Finance, Bureau of Alcoholic Beverages and the State Liquor Commission for the 38 fiscal years ending June 30, 1992 and June 30, 1993.

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