

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST SPECIAL SESSION-1991

Legislative Document

No. 1980

S.P. 780

In Senate, July 15, 1991

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BUSTIN of Kennebec

Cosponsored by Representative DAGGETT of Augusta, Representative PARADIS of Augusta and Senator McCORMICK of Kennebec.

STATE OF MAINE

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

An Act to Authorize Payment of Payroll Obligations to Certain State Employees for Work Already Performed for Which Payment Is Scheduled on July 16, 1991 and July 23, 1991.

(EMERGENCY)



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 before the expenditures of this Act are necessary; and

Whereas, certain obligations and expenses will become due and payable on or immediately after July 16 and July 23, 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,

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

PART A

Sec. A-1. Authorization. The Governor may employ those employees necessary to process and issue the payments, which must be made no later than July 16, 1991, authorized by this Part. These necessary employees must be compensated.

Sec. A-2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1991-92

FINANCE, DEPARTMENT OF

Departments and Independent Agencies - Statewide

Personal Services	\$5,500,000
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Provides for the appropriation of funds to make salary payments to Cycle A payroll employees for work performed and for workers' compensation expenses for which payment was scheduled to be made on July 16, 1991. Any funds not expended for this purpose lapse to the General Fund.

Sec. A-3. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

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FINANCE, DEPARTMENT OF

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Departmentwide

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Personal Services

\$2,300,000

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Provides funds to make salary payments to
Cycle A payroll employees for work performed
and for workers' compensation expenses for
which payment was scheduled to be made on
July 16, 1991. Any funds not expended for
this purpose lapse to the Highway Fund.

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PART B

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Sec. B-1. Authorization. The Governor may employ those
employees necessary to process and issue the payments, which must
be made no later than July 23, 1991, authorized by this Part.
These necessary employees must be compensated.

22

Sec. B-2. Appropriation. The following funds are appropriated
from the General Fund to carry out the purposes of this Part.

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1991-92

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FINANCE, DEPARTMENT OF

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**Departments and Independent
Agencies - Statewide**

32

Personal Services

\$6,000,000

34

Provides for the appropriation of funds to
make salary payments to Cycle B payroll
employees for work performed and for
workers' compensation expenses for which
payment was scheduled to be made on July 23,
1991. Any funds not expended for this
purpose lapse to the General Fund.

42

Sec. B-3. Allocation. The following funds are allocated from
the Highway Fund to carry out the purposes of this Part.

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1991-92

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**FINANCE, DEPARTMENT OF
Departments and Independent
Agencies - Statewide**

Personal Services \$1,200,000

Provides funds to make salary payments to Cycle B payroll employees for work performed and for workers' compensation expenses for which payment was scheduled to be made on July 23, 1991. Any funds not expended for this purpose lapse to the Highway Fund.

Sec. B-4. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Part.

1991-92

**FINANCE, DEPARTMENT OF
Departments and Independent
Agencies - Statewide**

Personal Services \$3,000,000

Provides funds to make salary payments to Cycle B payroll employees for work performed and for workers' compensation expenses for which payment was scheduled to be made on July 23, 1991. Any funds not expended for this purpose lapse to the Federal Expenditure Fund.

Sec. B-5. Allocation. The following funds are allocated from the Other Special Revenue Fund to carry out the purposes of this Part.

1991-92

**FINANCE, DEPARTMENT OF
Departments and Independent
Agencies - Statewide**

Personal Services \$2,000,000

2 Provides funds to make salary payments to
4 Cycle B payroll employees for work performed
6 and for workers' compensation expenses for
8 which payment was scheduled to be made on
10 July 23, 1991. Any funds not expended for
12 this purpose lapse to the Other Special
14 Revenue Fund.

16 **Sec. B-6. Allocation.** The following funds are allocated from
18 Federal Block Grant funds to carry out the purposes of this Part.

20 1991-92

22 **FINANCE, DEPARTMENT OF**

24 **Departments and Independent**
26 **Agencies - Statewide**

28 **Personal Services** \$400,000

30 Provides funds to make salary payments to
32 Cycle B payroll employees for work performed
34 and for workers' compensation expenses for
36 which payment was scheduled to be made on
38 July 23, 1991. Any funds not expended for
40 this purpose lapse to the Federal Block
42 Grant funds.

44 **Sec. B-7. Allocation.** The following funds are allocated from
46 All Other funds to carry out the purposes of this Part.

48 1991-92

50 **FINANCE, DEPARTMENT OF**

52 **Departments and Independent**
54 **Agencies - Statewide**

56 **Personal Services** \$1,000,000

58 Provides funds to make salary payments to
60 Cycle B payroll employees for work performed
62 and for workers' compensation expenses for
64 which payment was scheduled to be made on
66 July 23, 1991. Any funds not expended for
68 this purpose lapse to their respective All
70 Other funds.

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PART C

Sec. C-1. Payments under the Maine State Retirement System. The State Budget Officer is authorized to allot sufficient funds to the Maine State Retirement System to process and issue the payments required under the retirement plans of the Maine State Retirement System.

Sec. C-2. Essential employees; Maine State Retirement System. Those employees of the Maine State Retirement System that are necessary to make the payments authorized in section 1 of this Part are considered essential employees. The Executive Director of the Maine State Retirement System may employ those employees necessary to process and issue the payments required under the retirement plans of the Maine State Retirement System.

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PART D

Sec. D-1. Repeal. Parts A and B of this Act are repealed upon the effective date of a unified budget act for the fiscal year ending June 30, 1992 that has been enacted by the 115th Legislature and signed by the Governor.

Sec. D-2. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer is authorized to calculate the payments authorized by Parts A and B of this Act and to retroactively assign the liabilities for those payments to the appropriate accounts based on the funding authorizations provided in the unified budget act.

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

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FISCAL NOTE

This bill authorizes the payment of payroll obligations by providing temporary appropriations and allocations, which will be repealed on the effective date of a unified budget act. The State Budget Officer is authorized to transfer the liabilities created by these payments to the appropriate accounts.

STATEMENT OF FACT

This bill authorizes the payment of Cycle A and Cycle B payroll checks to state employees who are scheduled to receive payment for work performed in fiscal year 1990-91 on July 16 and July 23, 1991, respectively.