

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 760

H.P. 559

House of Representatives, March 7, 1995

An Act to Make Allocations for the Operating Expenditures of the Intergovernmental Telecommunications Fund of the Department of Administrative and Financial Services for the Fiscal Years Ending June 30, 1996 and June 30, 1997.

(EMERGENCY)

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

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative KERR of Old Orchard Beach. (GOVERNOR'S BILL)
Cosponsored by Senator: HANLEY of Oxford.

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

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

8 Whereas, certain obligations and expenses will become due
and payable on or immediately after July 1, 1995; and

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

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

18 **Sec. 1. Allocation of fund.** In order to provide for the
20 necessary expenses of current operation and administration of the
Intergovernmental Telecommunications Fund of the Department of
22 Administrative and Financial Services, the following amounts, or
as much as may be necessary, are allocated from the revenues
24 derived from operations of the fund.

	1995-96	1996-97
ADMINISTRATIVE AND FINANCIAL SERVICES,		
DEPARTMENT OF		
Intergovernmental Telecommunications Fund		
Positions - Legislative Count	(33.5)	(33.5)
Personal Services	\$1,427,779	\$1,444,379
All Other	2,072,986	\$1,759,422
DEPARTMENT OF ADMINISTRATIVE AND		
FINANCIAL SERVICES		
TOTAL	\$3,500,765	3,203,801

42 **Sec. 2. Adjustments to allocations.** Allocations under this Act
may be increased or adjusted by the State Budget Officer, with
44 the approval of the Governor, to specifically cover those
adjustments determined to be necessary under any salary plan
46 approved by the Legislature, and those reclassifications and
range changes that have been approved by the Department of
48 Administrative and Financial Services and submitted for
legislative review prior to the effective date of this Act.

50

Sec. 3. Exclusion. Notwithstanding the provisions of sections 1 and 2 of this Act, up to \$750,000 for Capital Expenditures may be expended in each fiscal year of the biennium, exclusive of capital items obtained through lease-purchases or other similar agreements consistent with the Maine Revised Statutes, Title 5, section 1587 and other applicable laws. It is the intent of the Legislature that no capital items purchased through the Intergovernmental Telecommunications Fund may be given, transferred, sold or otherwise conveyed to any other department, agency or account, unless the transaction has received specific prior legislative authorization through the budgetary process.

Sec. 4. Encumbered balance at year-end. At the end of each fiscal year, all encumbered balances may not be carried more than once.

Sec. 5. Legislative intent. It is the intent of the Legislature that all departments and agencies be assessed telecommunication charges on the basis of uniform billing procedures and in direct proportion to the services they are provided. However, during fiscal years 1995-96 and 1996-97, no department or agency may be required to utilize resources in excess of levels that have historically been found to be necessary and available to it in order to maintain the level of service currently being received to satisfy those assessments.

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

FISCAL NOTE

	1995-96	1996-97
Allocation from the Intergovernmental Telecommunications Fund	\$3,500,765	\$3,203,801

STATEMENT OF FACT

This bill makes allocations for the operating expenses of the Intergovernmental Telecommunications Fund of the Department of Administrative and Financial Services for the fiscal years ending June 30, 1996 and June 30, 1997 to make supplemental allocations to support growth and expansion of the department.