

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

THIRD SPECIAL SESSION—JULY 22, 1940

E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 1253

S. P. 769

In Senate, July 22, 1940.

Rules suspended, bill received. Tabled by Senator Sanborn of Cumberland pending consideration and 500 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Sanborn of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY

AN ACT Creating a Bureau of the Treasury and Assigning Certain Duties
There to.

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

Sec. 1. Bureau of treasury created. Section 1 of Article II of chapter 216 of the public laws of 1931 is hereby amended to read as follows:

'Sec. 1. Organization of department. The department of finance shall be organized into ~~three~~ 4 bureaus as follows:

1. Bureau of accounts and control, the head of which shall be the state controller;
2. Bureau of purchases, the head of which shall be the state purchasing agent;
3. Bureau of taxation, the head of which shall be the state tax assessor;
4. **Bureau of the treasury, the head of which shall be the treasurer of state.**

In connection with the department of finance, the governor, with the advice and consent of the council, shall appoint a state budget officer, who may be the commissioner of finance.'

Sec. 2. Rights, powers and duties of bureau of treasury. Article II of chapter 216 of the public laws of 1931 is hereby amended by adding thereto the following sections:

Sec. 31. General rights and powers. The department of finance through the bureau of the treasury shall have authority to exercise all of the rights and powers given to the treasurer of state by law, and all of the rights and powers formerly exercised by the treasurer of state as a constitutional officer, are hereby so transferred.

Sec. 32. General duties. The department of finance through the bureau of the treasury shall perform all of the duties, and be subject to all of the obligations imposed by law upon the treasurer of state, and all such duties and obligations are hereby so transferred.

Sec. 33. Records; collections. The department of finance through the bureau of the treasury shall receive and keep a record of all items of income accruing to the state including taxes levied by the state, and all such items shall be certified to this bureau by the department, bureau, agency or institution where said items of income originate or by which said tax is assessed. It shall promptly collect all accounts due the state so certified to it by the various departments. In cases of refusal or neglect to pay, the treasurer shall institute through the attorney-general such civil actions as may be necessary to collect all sums of money due.'

Sec. 3. Deputy treasurer's office abolished. Section 14 of chapter 125 of the revised statutes is hereby repealed.

Sec. 4. Effective date. This act shall take effect January 1, 1941 in the event that a constitutional amendment repealing the constitutional provisions relating to the office of treasurer of state is accepted by the people.

Senate Amendment "B" to S. P. 769, L. D. 1253, Bill, "An Act Creating a Bureau of the Treasury and Assigning Certain Duties Thereto".

Amend said bill by striking out section 1 thereof, and inserting the following in place thereof:

'Sec. 1. Department of treasury created. There is hereby created and established a department of the treasury, the head of which shall be the treasurer of state. The treasurer of state shall be appointed by the governor with the advice and consent of the council to serve for a term of 2 years, and until his successor is duly appointed and qualified. He shall receive such salary as shall be set by the governor and council.'

'Sec. 2. Rights and duties. All of the rights and powers, and duties formerly conferred or imposed on the treasurer of state as a constitutional officer are hereby transferred to the treasurer of state as a departmental officer.'

Further amend said bill by striking out the first 3 paragraphs of section 2 thereof, and the following part of the 4th paragraph thereof:

"Sec. 33. Records; collections. The department of finance through the bureau of treasury"

and inserting in place thereof the following:

"Sec. 3. Further duties of treasury of state. Chapter 2 of the revised statutes is hereby amended by adding thereto a new section to be numbered 74-A, and to read as follows:

'Sec. 74-A. Records; collections. The department of treasury of state'

Further amend said bill by striking out in the 4th paragraph of section 2 thereof, the words **"certified to this bureau"** and inserting the words **'certified to this department'**.

Further amend said bill by renumbering sections 3 and 4 thereof as sections 4 and 5.

Name: Laughlin

County: Cumberland