

MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D L E G I S L A T U R E

Legislative Document

No. 28

H. P. 99

House of Representatives, January 17, 1945.

Referred to the Committee on Legal Affairs, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Williams of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

**AN ACT to Provide for Financing the Change in the Fiscal Year of the
City of Auburn.**

Emergency preamble. Whereas, the fiscal year of the city of Auburn formerly began on January first; and

Whereas, the said fiscal year of the city of Auburn beginning in 1945 has been changed by amendment to the charter so that it begins on April first; and

Whereas, it is necessary to raise money to pay the expenses for the fiscal period beginning January 1, 1945 and ending March 31, 1945; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI 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:

Sec. 1. Budget estimates and appropriations resolve, ratified. The submission of budget estimates by the city manager of the city of Auburn to the city council of the city of Auburn on November 30, 1944, for the fiscal

period beginning January 1, 1945, and ending March 31, 1945, the publication of said budget estimates on December 11, 1944, the holding by said city council of a hearing on said budget on December 18, 1944, the passage by said city council on January 15, 1945 of the appropriation resolve appropriating for the expenses of said fiscal period the sums therein stated, and the use by said city for said expenses of any moneys, not in fact required for other purposes, in its treasury on January 1, 1945, or thereafter received by it from any source, including tax moneys or the proceeds of any borrowings made prior to or after January 1, 1945, in anticipation of the taxes of any fiscal year or period, whether or not the period for which the taxes so collected or anticipated by any such borrowing included or exceeded said 3 months' period, are hereby ratified, confirmed and validated; and such use of any such moneys is hereby authorized.

Sec. 2. Budget estimates. Not later than February 28, 1945, the city manager shall submit budget estimates for the fiscal year beginning April 1, 1945. The total expenses for the fiscal period beginning January 1, 1945, and ending March 31, 1945, shall be added to and deemed a part of said budget estimates, and may be shown as one item and be designated as "Expenses for fiscal period beginning January 1, 1945 and ending March 31, 1945."

Sec. 3. Appropriation resolve. The appropriation resolve for the fiscal year beginning April 1, 1945 shall include the expenses for that fiscal year and the expenses for the fiscal period beginning January 1, 1945, and ending March 31, 1945, and taxes shall be levied and collected to pay the expenses from January 1, 1945 to March 31, 1946, and to reimburse the city treasury for any payments for such expenses made from funds in said treasury derived from sources other than such taxes.

Sec. 4. Temporary loans. Money may be borrowed at any time or times between January 1, 1945, and March 31, 1946, in anticipation of receipts from taxes during the fiscal year beginning April 1, 1945 and ending March 31, 1946, but the aggregate amount of such loan or loans at any one time shall not exceed 80% of the revenue received from taxes during the fiscal year ending December 31, 1944. All such loans shall be paid out of moneys raised by taxes during the fiscal year beginning April 1, 1945. Any such borrowing may be renewed or refunded by new borrowings made during said fiscal year beginning April 1, 1945, and to be paid out of moneys raised by taxes during said fiscal year. All borrowings under the provisions of this section shall be payable within said fiscal year.

Sec. 5. Charter and general laws to apply. The charter of the city of

Auburn, and the general laws applicable to the budget estimates, appropriation resolve and tax levies thereof and to the borrowing of moneys thereby shall not be deemed to be altered or amended, except as herein specifically provided or as required to accomplish the purposes of this act.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.