

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 878**

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H. P. 1253

House of Representatives, February 14, 1945.

Transmitted by revisor of statutes pursuant to joint order. Referred to Committee on Judiciary. On motion of Mr. Poulin of Rumford tabled pending reference. Ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Snow of Auburn.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**AN ACT Amending the Unemployment Compensation Law as to  
Unemployment Compensation Fund.**

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

**R. S., c. 24, § 9, sub-§ (a), repealed and replaced.** Subsection (a) of section 9 of chapter 24 of the revised statutes is hereby repealed and the following enacted in place thereof:

‘(a) (1) **Unemployment compensation fund.** There is hereby established as a special fund, separate and apart from all public monies or funds of this state, an unemployment compensation fund, which shall be administered by the commission exclusively for the purposes of this chapter. This fund shall consist of (1) all contributions collected under this chapter; (2) interest earned upon any monies in the fund; (3) any property or securities acquired through the use of monies belonging to the fund; (4) all earnings of such property or securities; (5) all other monies received for the fund under the provisions of any act of congress, or from any other source. All monies in the fund shall be mingled and undivided.

(2) **Special administrative expense fund.** There is hereby created in the State Treasury a special fund to be known as the Special Administrative Expense Fund. All interest, fines and penalties collected under the

provisions of this chapter, together with any voluntary contributions tendered as a contribution to this fund, shall be paid into this fund. Said monies shall not be expended or available for expenditure in any manner which would permit their substitution for (or a corresponding reduction in) Federal funds which would in the absence of said monies be available to finance expenditures for the administration of the Unemployment Compensation Law. But nothing in this section shall prevent said monies from being used as a revolving fund, to cover expenditures (necessary and proper under the law) for which Federal funds have been duly requested but not yet received, subject to the charging of such expenditures against such funds when received. The monies in this fund shall be used by the commission for the payment of costs of administration which are found not to have been properly and validly chargeable against Federal grants (or other funds) received for or in the Unemployment Compensation Administration Fund on or after January 1, 1943. Such monies shall be available either to satisfy the obligations incurred by the commission directly or by requesting the State Treasurer to transfer the required amount from the Special Administrative Expense Fund to the Unemployment Compensation Administration Fund. The State Treasurer shall upon receipt of a written request of the commission make any such transfer. No expenditure of this fund or transfer herein provided shall be made unless and until the commission by resolution duly entered in its minutes finds that no other funds are available or can properly be used to finance such expenditures. The commission shall order the transfer of such funds or the payment of any such obligation and such funds shall be paid by the State Treasurer on requisitions drawn by the commission directing the State Treasurer to issue his warrant therefor. Any such warrant shall be drawn by the State Treasurer based upon bills of particulars and vouchers certified by an officer or employee designated by the commission. Such certification shall among other things include a duly certified copy of the resolution of the commission hereinbefore referred to. The monies in this fund are hereby specifically made available to replace, within a reasonable time, any monies received by this State pursuant to section 302 of the Federal Social Security Act as amended, which because of any action or contingency, have been lost or have been expended for purposes other than, or in amounts in excess of, those necessary for the proper administration of the Unemployment Compensation Law. The monies in this fund shall be continuously available to the commission for expenditure in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund except as herein provided.'