

# MAINE STATE LEGISLATURE

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NEW DRAFT OF H. P. 1638, L. D. 1326.

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

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**Legislative Document**

**No. 1408**

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H. P. 1690

House of Representatives, April 15, 1947.

Reported by Mr. Rollins from Committee on Aeronautics. Printed under joint rules.

HARVEY R. PEASE, Clerk.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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**AN ACT to Provide Revenue for the Construction and Extension of Airports, and to Regulate and Control the Expenditures Thereof.**

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**Emergency preamble.** Whereas, the United States government, in order to establish a nation-wide system of public airports adequate to meet the present and future needs of civil aeronautics has enacted the "Federal Airport Act," so called, to provide federal aid for the development of public airports, and

Whereas, it is highly essential to have said airports available for use in defense of the state, and

Whereas, it is essential that work on the construction, extension and improvement of said airports be started forthwith, 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:

**R. S., c. 21, §§ 24-30, additional.** Chapter 21 of the revised statutes is hereby amended by adding thereto 7 new sections to be numbered 24 to 30, inclusive, to read as follows:

Sec. 24. Airport construction fund; appropriation for. There is hereby appropriated out of the general fund of the state the sum of \$125,000 for the fiscal year ending June 30, 1948, and the sum of \$125,000 for the fiscal year ending June 30, 1949, to aid in the construction, extension and improvement of state or municipal airports within the state, and to be known, designated and segregated as "Airport Construction Fund". Any unexpended balance at the end of any fiscal year shall not lapse but shall be carried forward for use in any succeeding fiscal year. All payments made out of said appropriation shall be made on order of the aeronautics commission with the approval of the governor and council. The aeronautics commission shall out of the aeronautical fund repay to the state the full amount of the foregoing appropriation, known as the "Airport Construction Fund" as promptly as in the opinion of the commission funds are available to do so.

Sec. 25. Provisions of federal airport act accepted; commission authorized to cooperate with United States government. The provisions of the Federal Airport Act, so called, and all other acts amendatory thereof and supplementary thereto are accepted.

The aeronautics commission, subject to the approval of the governor and council, is hereby authorized and empowered to accept, receive, receipt for and administer for the state, federal funds apportioned under the provisions of the above act as amended and supplemented, to act for the state in conjunction with the representatives of the federal government in all matters relating to the construction, extension or improvement of state owned airports to be constructed, extended or improved with federal aid pursuant to the provisions of said act, and to make all contracts and do all things necessary to cooperate with the United States government in the construction, extension or improvement of state owned airports.

Sec. 26. Commission may use funds of "Airport Construction Fund" to construct, extend or improve state owned airports. The commission with the consent of the governor and council may, from the amounts appropriated and known as the "Airport Construction Fund," match funds with the federal government for the purpose of constructing, extending or improving state owned airports.

Sec. 27. Cities and towns separately and cities and towns jointly with one another or with counties may apply to commission for grant of funds out of "Airport Construction Fund". Cities and towns separately and cities and towns jointly with one another or with counties, which have applied to the United States government for aid in the construction, exten-

sion or improvement of an airport or airports which they own, may apply to the commission for a grant of funds out of the "Airport Construction Fund".

Sec. 28. Commission may grant funds to cities and towns separately and cities and towns jointly with one another or with counties out of "Airport Construction Fund". The commission with the consent of the governor and council may from the amount appropriated to aid in the construction, extension and improvement of state or municipal airports, known as the "Airport Construction Fund", grant unto cities and towns separately and cities and towns jointly with one another or with counties 25% of the total cost of the construction, extension or improvement of such airport or airports, or any lesser per cent of said costs.

Sec. 29. Federal funds. Cities and towns separately and cities and towns jointly with one another or with counties, by and through their municipal officers or their duly constituted representatives, are authorized to accept federal funds and to do all things necessary or incidental to the acceptance of said federal funds.

Sec. 30. Project applications. No municipality in this state, whether acting alone or jointly with another municipality or with the state, shall submit to the Administrator of Civil Aeronautics of the United States any project application under the provisions of section 9 of the Federal Airport Act, so called, or any amendment thereof, unless the project and the project application have been first approved by the aeronautics commission.'

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