

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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1961

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

of the State to presently take such preparatory steps as he deems necessary and advisable to assure that these objectives will then be attained.

Sec. 2. Duties. In carrying out the purposes of this act, the Governor or his said designee shall communicate with officers of the Fair, shall investigate all practicable means for preparing and maintaining the State's exhibits, shall determine costs of the same, shall prepare a plan of operations and proposed budget, and shall report progress made to the Legislature on the first day of the 1963 session. In these objectives the Governor or said designee shall cooperate with the Governors of the other New England States, or their designees, and with the New England Council in such manner as appears in the best interests of the State, and as shall protect to the fullest extent possible the individuality and distinct attractiveness of the State's exhibits.

Sec. 3. Advisory committee. The Forest Commissioner, the Commissioner of Agriculture and the Commissioner of Sea and Shore Fisheries shall constitute an advisory committee to work with the Governor or said designee for the purposes of this act only. Members of said advisory committee shall serve without compensation but shall be reimbursed for necessary expenses incurred as part of their official duties hereunder. Said expense shall be a charge upon the appropriation provided for in section 4.

Sec. 4. Appropriation. The sum of \$25,500 is appropriated from the Unappropriated Surplus of the General Fund for the purposes of this act. Said sum shall be expended by the Governor or said designee. Any unexpended balances shall not lapse but shall remain a continuing carrying account until the purposes of this act have been accomplished.

Effective September 16, 1961

Chapter 222

AN ACT Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963.

Emergency preamble. Whereas, acts and resolves passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and institutions will become due and payable on or immediately after July 1, 1961; 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:

Sec. 1. Appropriations for necessary expenditures of government. In order to provide for the necessary expenditures of government and for other purposes for the next two fiscal years — from July 1, 1961 to June 30, 1962 and from July 1, 1962 to June 30, 1963 — the following sums or as much thereof as shall severally be found necessary, as designated in the following tabulations, are appropriated out of any moneys in the General Fund not otherwise appropriated. Upon receipt of allotments duly approved by the Governor and Council based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures of these appropriations and revenues accruing thereto, together with expenditures for other purposes necessary to the conduct of State Government on the basis of such allotments and not otherwise.

It is the intent of the Legislature that allotments for personal services, capital expenditures and amounts for all other departmental expenses shall not exceed the amounts shown in the budget document or as they may be revised by the Committee on Appropriations and Financial Affairs unless approved by the State Budget Officer and the Governor and Council.

It is further the intent of the Legislature that the figures in parentheses shown just before each dollar amount provided for Personal Services in this Act, or as adjusted by other Legislative action, shall represent the total number of authorized permanent positions in such account. The appropriations made for Personal Services are made with the proviso that the total number of permanent positions in any account shall not be increased during either year of the biennium over the total numbers shown in parentheses and used by the Legislature in computing the total dollars to be made available for Personal Services. To provide some degree of flexibility, each department, institution or agency may apply to the Personnel Department for an exchange between job classifications, and such action may be approved if by so doing the total amount determined to be available for Personal Services, in such account, for any one year is not exceeded.

It is further the intent of the Legislature that no state agency shall establish permanent new programs or permanently expand existing programs, which are beyond the scope of the programs of the agency already established and recognized by the Legislature, until such program and the availability of such money shall be submitted by each agency to the Department of Finance and Administration — Budget Office for evaluation and recommendation to the Legislature, and until funds are made available therefor by the Legislature.

It is further provided that the Controller is authorized to close his books as soon as practicable after the close of the fiscal years ending June 30, 1962 and June 30, 1963. Any bills presented after those dates may be paid from appropriations for the ensuing year on recommendation of the Controller if within the amounts of approved allotments.

Whenever it appears to the Commissioner of Finance and Administration that the anticipated income of the State will not be sufficient to meet the expenditures authorized by the Legislature, he shall so report to the Governor and Council and they may curtail allotments so that expenditures will not exceed the anticipated income.

At the end of each fiscal year of the biennium, all unencumbered appropriation balances representing state moneys, except those that carry forward as pro-

vided by law, shall be lapsed to Unappropriated Surplus as provided by the Revised Statutes, Chapter 15-A, Section 20. At the end of each fiscal year of the biennium, all encumbered appropriation balances shall be carried forward to the next fiscal year, but in no event shall encumbered appropriation balances be carried more than once.

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

Legislative Document	Title	1961-62	1962-63
79	An Act Relating to Second Injury Fund and Vocational Rehabilitation Under Workmen's Compensation Act		
	All Other	\$ 500	\$ 750
	Capital	505	—
144	Resolve, Increase Pension of Merle Merrill of Montville		
	Contributions and Transfers	660	660
380	Resolve, Providing for State Pension for Clyde P. Walker of Stratton		
	Contributions and Transfers	300	300
381	Resolve, Increasing Pension of Maurice Albert of Madawaska		
	Contributions and Transfers	120	120
394	An Act to Incorporate Baring, Washington County into an Organized Plantation		
	All Other	150	—
700	An Act Creating a Lien on Real Property of Beneficiaries of Old Age Assistance, Aid to the Blind and Aid to the Disabled		
	Personal Services	(1) 990	(1) 1,248
	All Other	330	252
728	Resolve, Increasing State Pension for Mrs. Katie Libby of Charleston		
	Contributions and Transfers	420	420
843	Resolve, Increasing Pension of Martha Morey of Shirley Mills		
	Contributions and Transfers	150	150

PRIVATE AND SPECIAL, 1961

Legislative Document	Title	1961-62	1962-63
849	Resolve, to Increase Retirement Benefit for Chaplain T. Greene of Princeton Contributions and Transfers	\$ 697	\$ —
912	Resolve, to Increase Retirement Benefit for Susie H. Yeaton of Harrington Contributions and Transfers	1,882	—
1239	An Act Relating to Notice to Municipal Officers Prior to Filing of the State Valuation All Other	—	150
1468	An Act Relating to Tattooing All Other	500	500
1517	An Act Relating to Survivor Benefits Under Maine State Retirement System Contributions and Transfers	5,000	6,000
1594	An Act Creating a District Court to Integrate Activities of Municipal Courts and Trial Justices Personal Services All Other Capital	(1) 2,709 220 700	(1) 3,306 184 —
1597	An Act to Authorize the Municipalities of Etna and Plymouth to Form a School Administrative District All Other	3,505	—
1629	Resolve, Dividing the State into Senatorial Districts Personal Services All Other	— —	1,600 200
1637	An Act to Authorize Construction of Self-Liquidating Student Housing for the State Teachers Colleges and the Issuance of not exceeding \$2,600,000 Bonds of the State of Maine for the Financing Thereof Personal Services All Other	4,500 15,500	— —

Legislative
Document

Title

1961-62

1962-63

State Park Commission			
Two Lights State Park			
Personal Services	\$	1,320	\$ 1,320
Provides two Park Ranger positions to patrol the Crescent Beach area from June 15th through September 15th of each year			
Mental Health and Corrections			
Boys Training Center			
Personal Services	(11)	56,472	(11) 59,072
All Other		14,750	14,750
Capital		3,235	—
To provide operating funds for one cottage living unit. Includes a Director, 2 supervisors, 6 aftercare workers and 2 Clerks I, plus travel, utilities, supplies and necessary capital equipment			
Commission on Interstate Cooperation			
All Other		500	—
Provides additional funds for travel expense			
Bureau of Budget			
Personal Services		736	804
For reclassification of one employee			
Treasury			
All Other		2,000	—
Bond Issue Costs			
Legislative Research			
All Other		7,500	7,500
To supplement current operating funds			
		<u>\$ 125,851</u>	<u>\$ 99,286</u>

Sec. 2. Deductions. There is hereby appropriated to be deducted from any appropriations made by the 100th Legislature for the department and in the amounts listed below :

	1961-62	1962-63
Banks and Banking		
All Other	(4,500)	(6,000)

Sec. 3. P. L., 1961, c. 368, sec. 2, repealed; limitation. Section 2 of chapter 368 of the public laws of 1961, heretofore passed by this Legislature, amending the Revised Statutes, chapter 38-A, section 4, is repealed and shall not be printed as part of the session laws of 1961. This section shall become effective November 1, 1961.

Sec. 4. P. & S. L., 1961, c. 164, amended. That part of chapter 164 of the private and special laws of 1961, as heretofore passed by this Legislature, which relates to "Old Age Assistance" under the caption HEALTH AND WELFARE, DEPARTMENT OF, is hereby amended to read as follows:

'Old Age Assistance				
All Other	2,968,650	3,588,650	2,970,650	2,350,650'

(At June 30, 1962, at least \$620,000 of the above appropriation for Old Age Assistance—shall be carried forward into the 1962-1963 fiscal year to be used for the same purposes.)

Sec. 5. P. & S. L., 1961, c. 164, amended. That part of chapter 164 of the private and special laws of 1961, as heretofore passed by this Legislature, which relates to the total appropriation for the Department of Health and Welfare, under the caption HEALTH AND WELFARE, DEPARTMENT OF, is hereby amended to read as follows:

'Total Health and Welfare	10,534,015	11,154,015	10,545,847	9,925,847'
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Sec. 6. P. & S. L., 1961, c. 164, amended. That part of chapter 164 of the private and special laws of 1961 which relates to "Total—All Appropriations" and the last paragraph, as heretofore passed by this Legislature, are hereby amended to read as follows:

'Total—All Appropriations	\$59,568,941	60,188,941	\$60,289,671	\$59,669,671
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Amounting to ~~\$59,568,941~~ \$60,188,941 for the fiscal year ending June 30, 1962, and ~~\$60,289,671~~ \$59,669,671 for the fiscal year ending June 30, 1963.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect July 1, 1961, except as otherwise provided in this act.