

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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KENNEBEC JOURNAL

AUGUSTA, MAINE

1965

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Second Legislature

1965

said meeting; provided that the total number of votes cast for and against the acceptance of sections 3 to 10 of this Act at said meeting equaled or exceeded 20% of the total vote for all candidates for Governor in said town at the next preceding gubernatorial election.

The result of said vote shall be declared by the municipal officers of the Town of Athens and due certificate thereof filed by the town clerk with the Secretary of State.

Effective May 28, 1965

Chapter 159

AN ACT Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1966 and June 30, 1967.

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, 1965; 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, 1965 to June 30, 1966 and from July 1, 1966 to June 30, 1967—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.

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.

There is hereby established within the Department of Mental Health and Corrections a fund to be known as the Institutional Reserve Fund which is defined

as a vehicle to provide relief, when need exists, and on a commodity basis only, to those institutions where actual average population in a fiscal year exceeds the basic estimates of population upon which the budget was approved and where such relief cannot be absorbed within regular legislative appropriations. An exception to the above "commodity basis only" statement exists for the first year of the biennium in that funds are included for the Boys Training Center for Personal Services in the event that new facilities become available prior to November 1, 1965. The detailed breakdown of such fund shall be on file in the Budget Office. Transfers to the various institutions from this fund shall not exceed the total amount available to this account. Funds provided in this Reserve Fund are not to be transferred between Line Categories.

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, and the maximum number of persons employable on a permanent basis at any one time. 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. Savings accruing within appropriations made, for permanent positions, may be used for other personal services when approved by the department head, Budget Officer and the Governor and Council. To provide some degree of flexibility, each department, institution or agency may apply to the Personnel Board 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, and also providing that certification is made, in writing, that such action will not result in an increased request for Personal Service moneys from the Legislature.

The Budget Office, during the next biennium, shall continually review with all departments the status of their personnel with the purpose of determining that all departments are expending Personal Service moneys within the intent of the Legislature.

The Governor and the Budget Officer when next preparing a Budget Document may at their discretion adjust the figures in parentheses, representing numbers of employees, to reflect the number of employees which in their opinion is necessary to the proper operation of each department, institution or agency.

The Personnel Board is directed to require merit ratings on each individual who is recommended for a salary increase on a form prescribed by the Board. Department heads are directed that the granting of merit increases be scrutinized and documented carefully. It is the intent of the Legislature that in instances where merit increases are not earned and warranted they should be denied.

No state department, institution or agency shall establish new programs or expand existing programs beyond the scope of the programs already established, recognized and approved by the Legislature, until such program and the method of financing shall be submitted 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, 1966 and

June 30, 1967. 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 provided by law, shall be lapsed to Unappropriated Surplus as provided by the Revised Statutes of 1964, Title 5, Section 1544. 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.

There shall be paid from the General Highway Fund the cost of accounting, auditing, purchasing and legal services furnished from the General Fund appropriations. This revenue shall be credited to the General Fund.

It is intended that the language in this section shall apply to all other appropriation measures enacted by the Legislature.

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

Department	1965-66	1966-67
ADJUTANT GENERAL, DEPARTMENT OF		
Military Fund		
All Other	\$ 3,000	\$ 3,000
Provides added funds for communications at Dow Field		
AGRICULTURE, DEPARTMENT OF		
Promotion		
Personal Services	1,377	1,436
Provides part-time custodial help		
Inspection		
Personal Services	(1) — (1)	—
Provides one Weights and Measures Inspector		
Markets		
Personal Services	(2) 9,828 (2)	9,828
All Other	2,500	2,500
Provides two Produce Inspectors and travel		
Plant Industry		
Foreign Trade Division		
Personal Services	3,919	4,324
All Other	5,000	6,000

Department		1965-66		1966-67
AGRICULTURE, DEPARTMENT OF—continued				
Provides funds to allow full salary of Director to be charged to this account with related travel and office expense				
Total Department of Agriculture		22,624		24,088
ATTORNEY GENERAL, DEPARTMENT OF				
Administration				
Personal Services	(1)	6,890	(1)	7,228
Capital Expenditures		500		—
Provides one added Assistant Attorney General and related equipment				
BANKS AND BANKING, DEPARTMENT OF				
Administration				
Personal Services	(1)	4,797	(1)	5,031
All Other		2,000		2,000
Provides for one Small Loan Examiner and travel				
CONTRIBUTIONS AND TRANSFERS				
To General Highway Fund				
General Fund's share of State Police Costs—25%		51,724		52,160
ECONOMIC DEVELOPMENT, DEPARTMENT OF				
Administration				
All Other		25,000		25,000
Provides additional funds for recreational advertising				
EDUCATION, DEPARTMENT OF				
Administration				
Personal Services	(2)	8,216	(2)	8,632
Provides one Accountant II and one Clerk-Typist I				
Androscoggin State Vocational Institute				
Personal Services		—	(7)	46,898
All Other		3,000		26,606
Capital Expenditures		—		4,250
Provides seven instructors and one custodian with related operating expenses and equipment				
Aroostook State Teachers College				
Personal Services	(10)	45,984	(15)	83,469
All Other		13,900		23,800
Capital Expenditures		14,560		—

Department		1965-66		1966-67
EDUCATION, DEPARTMENT OF—continued				
Provides ten new positions the first year and five additional positions the second year. Also provides related operating and equipment expenses				
Educational Television				
All Other		18,333		5,000
Provides sufficient funds to match Ford Foundation grant and \$5,000 each year to secure E.T.V. coverage from WENH				
Farmington State Teachers College				
Personal Services	(13)	87,412	(24)	167,908
All Other		32,072		58,522
Capital Expenditures		8,000		—
Provides thirteen new positions the first year and eleven additional positions the second year. Also provides related operating expenses and one electric accounting machine				
Fort Kent State Teachers College				
Personal Services	(6)	37,359	(7)	47,272
All Other		7,365		8,255
Provides six new positions the first year and one additional position the second year. Also provides related operating expenses				
Gorham State Teachers College				
Personal Services	(46)	246,891	(46)	295,807
All Other		86,015		110,200
Capital Expenditures		37,600		4,000
Provides forty-six new positions, faculty promotions, student labor and temporary salaries. Also provides for implementation of food service program, related operating expenses and equipment				
Maine Vocational Technical Institute				
Capital Expenditures		—		7,700
Provides one centerless grinder				
Northeastern Maine Vocational Institute				
Personal Services	(4)	23,900	(6)	33,090
All Other		11,265		21,291
Provides one Director of Business Education and three instructors the first year and one additional instructor and one house-mother the second year. Also provides for related operating expenses				

Department	1965-66		1966-67	
EDUCATION, DEPARTMENT OF—continued				
Penobscot County Vocational School				
Personal Services	—	(10)		54,360
All Other	—			36,000
Capital Expenditures	—			5,335
Provides one principal, five instructors, one secretary, one accountant, one clerk and one custodian. Also provides operating expenses and small equipment. Based upon school being opened during the second year of the biennium				
Schooling of Children in Unorganized Territory				
All Other	20,000			20,000
Provides added funds for secondary tuition				
Washington State Teachers College				
Personal Services	(14)	91,622	(14)	96,220
All Other		13,900		13,325
Provides fourteen new positions and related operating expenses				
Total Department of Education		<hr/> 807,394		<hr/> 1,177,940
EXECUTIVE, DEPARTMENT OF				
Administration				
Personal Services	(2)	13,640	(2)	13,770
All Other		1,000		1,000
Capital Expenditures		500		—
Provides staff in the Executive Office for administration of programs relating to the Office of Economic Opportunity				
FINANCE AND ADMINISTRATION, DEPARTMENT OF				
Accounts and Control, Bureau of				
Personal Services	(2)	13,442	(2)	14,118
All Other		12,000		25,000
Provides Director of Systems and Data Processing, one Key Punch Operator, supplies and equipment rental				
Public Improvements, Bureau of				
Property Management Division				
Personal Services		5,500		5,500
All Other		1,500		1,500
Provides part-time, seasonal help, to include coverage of McLean and Merrill properties and utilities and supplies for the same properties				

SUPPLEMENTAL APPROPRIATIONS

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Department		1965-66		1966-67
FINANCE AND ADMINISTRATION, DEPARTMENT OF—continued				
Purchases, Bureau of				
Printing Division				
Personal Services	(1)	5,538	(1)	5,811
All Other		365		365
Provides one Buyer II with related office expense				
Taxation, Bureau of				
Personal Services	(4)	20,997	(4)	21,881
All Other		15,503		15,619
Capital Expenditures		1,000		—
Provides four Assistant Sales Tax Examiners, part-time help, travel and related office expense				
Total Department of Finance and Administration		75,845		89,794
FORESTRY, DEPARTMENT OF				
Administration				
Personal Services	(2)	7,727	(2)	8,114
Capital Expenditures		540		—
Provides one Accountant I, one Account Clerk I and related office equipment				
HARNESS RACING COMMISSION				
Administration				
Personal Services		1,000		1,000
All Other		400		400
Provides part-time seasonal wages and travel				
HEALTH AND WELFARE, DEPARTMENT OF				
Administration—Health				
Personal Services	(5)	25,000	(5)	25,000
All Other		14,000		14,000
Capital Expenditures		1,000		1,000
Provides five Public Health Nurses, office expense and related equipment				
Child Welfare Services				
Personal Services	(9)	51,000	(9)	51,000
All Other		492,000		492,000
Provides for nine social workers, funds for foster home care and special educational needs of foster children				
Administration—Welfare				
Personal Services	(42)	75,850	(42)	75,850
All Other		28,225		28,225
Capital Expenditures		925		925

Department	1965-66	1966-67
HEALTH AND WELFARE, DEPARTMENT OF—continued		
Provides forty-two new positions, 34 social workers and eight clerical, related office expense and equipment (An estimated \$151,000 in Federal funds will be generated in each year of the biennium)		
Aid to Dependent Children		
All Other	100,000	100,000
Provides additional operating funds (An estimated \$215,000 in Town and Federal funds will be generated in each year of the biennium)		
Aid to the Aged, Blind or Disabled		
All Other	300,000	300,000
Provides additional operating funds (An estimated \$165,000 in Federal funds will be generated in each year of the biennium)		
Hospital and Medical Care		
All Other	200,000	200,000
Provides additional operating funds (An estimated \$200,000 in Federal funds will be generated in each year of the biennium)		
	1,288,000	1,288,000
Total Department of Health and Welfare		
HIGHER EDUCATION STUDY		
All Other	50,000	—
Provides funding of a study of higher education in Maine. (It is intended that these funds shall carry until June 30, 1967.)		
INDUSTRIAL ACCIDENT COMMISSION		
Administration		
Personal Services	(2) 7,393	(2) 7,752
All Other	10,500	10,500
Capital Expenditures	610	—
Provides one Rehabilitation Counselor, one Clerk-Typist, professional fees, travel and related capital equipment		
INSURANCE, DEPARTMENT OF		
Administration		
Personal Services	(3) 15,673	(3) 16,090
Capital Expenditures	278	—

SUPPLEMENTAL APPROPRIATIONS

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Department	1965-66	1966-67
INSURANCE, DEPARTMENT OF—continued		
Provides one Insurance Examiner II, one Claims Examiner, one Account Clerk and office equipment (It is the intent of the Legislature that, in relation to the Insurance Examiner II, he be carried in the General Fund for this biennium only)		
INTEREST ON BONDS		
General Fund Bonds		
All Other	73,125	146,250
Pollution Abatement Facilities		
LABOR AND INDUSTRY, DEPARTMENT OF		
Administration		
Personal Services	(2) 4,857	(2) 4,450
All Other	1,463	1,284
Capital Expenditures	293	—
Provides one Labor Investigator, one Clerk-Stenographer I, travel and related office equipment		
MAINE MARITIME ACADEMY		
All Other	50,000	50,000
Provides additional operating fund—increased enrollment		
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF		
Administrative		
Bureau of Corrections		
Personal Services	(2) 14,624	(2) 18,666
All Other	5,400	5,400
Capital Expenditures	2,095	210
To establish a Bureau of Corrections and to provide a Bureau Director, a Clerk-Stenographer II, operating expense and office equipment. Also includes \$1,500 each year for a state-wide survey of problems for prevention of juvenile delinquency		
Bureau of Business Management		
Division of Reimbursement		
Personal Services	(3) 10,730	(3) 11,266
All Other	4,400	4,400
Capital Expenditures	3,070	200
Provides for one Reimbursement Investigator, two Clerk-Stenographers II and		

Department		1965-66		1966-67
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF—continued				
	reclassification of an existing position with necessary related office expense and equipment			
Division of Food Services				
Personal Services	(2)	9,472	(2)	9,943
All Other		3,300		3,300
Capital Expenditures		1,035		275
	To establish a Division of Food Services and provide one Food Service Supervisor, one Clerk-Stenographer II and related office expenses and equipment			
Bureau of Mental Health				
Personal Services	(11)	91,491	(11)	96,237
All Other		13,564		14,109
Capital Expenditures		5,575		800
	Provides one Physician III and reclassification of three positions at the Bangor Clinic. One Psychiatric Social Work Supervisor at the Lewiston Clinic. One Psychologist III, two Psychiatric Social Work Supervisors, one Psychologist II and one Clerk-Stenographer at the Augusta Clinic. One Physician III, one Psychologist III, one Psychiatric Social Worker II and one Medical Secretary at the Fort Fairfield Clinic. Also provides necessary clinic operating expense and equipment			
	Total Administrative	164,756		164,806
Governor Baxter State School for the Deaf Administration				
Personal Services	(3)	17,881	(3)	18,290
All Other		4,000		4,000
Capital Expenditures		1,640		—
	Provides two teachers, one houseparent I, temporary and seasonal salaries, allows for 18 to 24 added students and classroom furniture			
Military and Naval Children's Home				
Personal Services		834		1,026
	Provides for temporary and part-time salaries			

Department		1965-66		1966-67
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF—continued				
Augusta State Hospital				
Personal Services	(7)	83,272	(7)	87,412
All Other		42,959		46,076
Capital Expenditures		2,900		—
Provides three Physicians IV, one Physician III, one Activity Supervisor, one Electroencephalograph Technician and one Plant Maintenance Engineer. Also provides related operating expenses and equipment and includes \$25,000 each year for a boarding out program				
Bangor State Hospital				
Personal Services	(21)	65,076	(21)	67,742
All Other		25,000		25,000
Provides one Psychologist III, one Nurse IV, two Social Workers, twelve Psychiatric Aides I and adds five positions, not funded, to cover during holidays, etc. Also provides \$25,000 each year for a boarding out program				
Pineland Hospital and Training Center				
Personal Services	(2)	10,508	(2)	13,544
All Other		25,000		25,000
Provides two teachers with certificates and degree and \$25,000 each year for a boarding out program				
Boys Training Center				
Personal Services	(9)	34,723	(9)	36,426
All Other		17,777		16,074
Provides four Training School Counselors I, one Building Custodian and four Laborers II. Also provides funds for aftercare program and medical, dental, optical, etc. care				
Stevens Training Center				
Personal Services	(13)	46,850	(17)	57,064
All Other		10,000		17,000
Provides four Houseparents I, one Home Economics Teacher, one Psychiatric Social Worker, one Social Group Worker, one Recreation Director, one Stationary Fireman, one Laborer II, four additional House-				

Department		1965-66		1966-67
MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF—continued				
<p>parents in the second year contingent upon the opening of new facilities, and adds 3 positions, not funded, to resolve overtime problem. Also provides funds for psychiatric and psychological services on a contractual basis and \$7,000 the second year as operating funds for new facilities</p>				
Maine State Prison				
Personal Services	(8)	41,060	(8)	43,712
All Other		5,000		4,000
<p>Provides one Deputy Warden, one Psychologist III, one Cook, five Guards and reallocation of several positions. Also provides for officers clothing, medical fees and related expenses</p>				
Reformatory for Women				
All Other		2,400		2,400
<p>Provides funds for tuition at local schools</p>				
Reformatory for Men				
Personal Services	(3)	13,235	(3)	13,880
<p>Provides one Vocational Teacher Instructor, one Clerk-Stenographer III and one Clerk-Typist</p>				
Probation and Parole				
Personal Services	(2)	7,646	(2)	12,146
All Other		12,880		12,880
Capital Expenditures		1,000		225
<p>Provides two Probation-Parole Officers and increased per diem for Board members. Also provides for office rental, travel and equipment</p>				
Community Mental Health Services				
All Other		30,000		30,000
<p>Provides increased funds for community grants</p>				

Total Department of Mental Health and Corrections		666,397		

				698,703
PERSONNEL, DEPARTMENT OF				
Administration				
Personal Services	(3)	11,079	(3)	11,627

SUPPLEMENTAL APPROPRIATIONS

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Department	1965-66	1966-67
PERSONNEL, DEPARTMENT OF—continued		
All Other	1,000	1,000
Capital Expenditures	845	—
Provides two Classification Technicians I, one Clerk-Typist I and related office expense and equipment		
RUNNING RACING COMMISSION		
Administration		
Personal Services	4,910	4,923
All Other	4,559	4,559
Provides for part-time seasonal help and related operating expenses (It is the intent of the Legislature that these funds be utilized only in the event that a "Spring Meet" is held each year. Otherwise these funds shall lapse)		
SEA AND SHORE FISHERIES, DEPARTMENT OF		
Administration		
Personal Services	(4) 23,971	(5) 28,496
All Other	55,429	56,000
Capital Expenditures	600	15,504
Provides one Director of Marine Research, two Marine Resource Specialists, one Coastal Warden the first year and one additional Coastal Warden the second year plus general operating expenses and necessary capital expenditures. Also provides matching state funds of \$50,000 each year to implement the "Commercial Fisheries and Development Act." The state research, development and marketing programs developed under the provisions of this Act to be supplemented by Federal funds (It is the intent of the Legislature that the \$50,000 provided each year be used for matching purposes only.)		
SECRETARY OF STATE, DEPARTMENT OF		
Administration		
All Other	3,640	1,140
Provides \$1,140 each year for rentals and \$2,500 first year for compiling and printing the oper-		

Department	1965-66	1966-67
SECRETARY OF STATE, DEPARTMENT OF—continued		
ating procedures of various state agencies		
Elections		
All Other	2,500	2,500
Provides added funds for travel. To update voting lists and provide instructions to municipalities		
Total Department of Secretary of State	6,140	3,640
SOIL CONSERVATION		
All Other	2,500	2,500
Increased grant for district activities		
STATE PARK AND RECREATION COMMISSION		
Administration		
Personal Services	(7) 46,290	(7) 55,465
All Other	12,670	10,345
Capital Expenditures	14,555	1,100
Provides two Engineers, one Park Planner, one Assistant Director, one Clerk and seasonal salaries. Also provides related office expense and equipment. (Above includes funds for operation of "Montpelier" and Cobcook Bay State Park)		
Museum		
Personal Services	(1) 6,097	(1) 6,396
Provides funds for a Curator		
Keep Maine Scenic		
Personal Services	(2) 11,100	(2) 11,500
All Other	7,960	10,200
Capital Expenditures	2,840	—
Provides funds for one Supervisor, one Clerk-Stenographer II, related operating expenses and equipment		
Total State Park and Recreation Commission	101,512	95,006
SUGAR BEET RESEARCH		
All Other	25,000	—
Provides funds for continuing sugar beet research. (It is intended that these funds will carry until June 30, 1967.)		

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Department	1965-66	1966-67
UNIVERSITY OF MAINE		
All Other	1,450,000	1,450,000
Increased grant for operations		
All Other	15,000	15,000
Augusta Commuter College		
All Other	15,000	17,000
E.T.V.—Calais Station		
Total University of Maine	1,480,000	1,482,000
VETERANS SERVICES, DEPARTMENT OF		
Administration		
Personal Services	(1) 2,663	(1) 2,793
Provides for one "limited" position to become permanent—Bangor office		
WATER IMPROVEMENT COMMISSION		
All Other	25,000	25,000
Provides funds for surveys and planning		
Total Appropriations	\$ 4,938,378	\$ 5,366,602

Amounting to \$4,938,378 for the fiscal year ending June 30, 1966 and \$5,366,602 for the fiscal year ending June 30, 1967.

Sec. 2. Deductions. There is hereby appropriated to be deducted from funds made available under the provisions of the private and special laws of 1965, chapter 78, as heretofore passed by this Legislature, the following amounts:

	1965-66	1966-67
SUPREME JUDICIAL AND SUPERIOR COURTS		
Administration		
All Other	(8,437)	(8,437)
EDUCATION, DEPARTMENT OF		
Gorham State Teachers College		
Personal Services	(4) (27,416)	(4) (27,546)

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1965.

Effective July 1, 1965

Chapter 160

AN ACT Relating to the Change of Name of Association of Historical Societies and Museums.

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

Association of Historical Societies and Museums; name changed. The name of Association of Historical Societies and Museums, a charitable corporation