

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Third Legislature  
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located within each county not on the federal system, such apportionments to be expended by the State Highway Commission on sections of improved state aid highways where, because of excessive maintenance or hazardous conditions, reconstruction is desirable; and for construction of unimproved sections of state aid highways located between improved sections in instances where the public use and safety require such construction.

**Sec. 4. Allocation of General Highway Fund.** Receipts to the General Highway Fund for the next 2 fiscal years — from July 1, 1967 to June 30, 1968 and from July 1, 1968 to June 30, 1969 — from the proceeds of the sale of bonds shall be segregated, apportioned and expended as designated in the following schedule:

	1967-68	1968-69
Highway Construction		
State Highways and Federal Aid Systems	\$6,294,952	\$28,706

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1967.

Effective July 1, 1967

## Chapter 151

**AN ACT to Allocate Moneys for the Administrative Expenses of the State Liquor Commission for the Fiscal Years Ending June 30, 1968 and June 30, 1969.**

**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 the State Liquor Commission will become due and payable on or immediately after July 1, 1967; 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. Allocation of Liquor Commission Fund.** In order to provide for the necessary expenses for operation and administration of the Maine State Liquor Commission, the following amounts, or as much as may be necessary, are allocated from the revenues derived from the operations of the commission:

		1967-68		1968-69
Personal Services	(382)	\$2,156,590	(382)	\$2,186,559
All Other		925,752		927,185
		<u>\$3,082,342</u>		<u>\$3,113,744</u>

Amounting to \$3,082,342 for the fiscal year ending June 30, 1968 and \$3,113,744 for the fiscal year ending June 30, 1969.

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 from these allocations on the basis of such allotments and not otherwise.

**Sec. 2. Legislative intent.** It is the intent of the Legislature that the allocation of funds by the Legislature, as provided by this Act, shall apply to the administrative expenses only of the Liquor Commission and that such allocations shall be allotted and approved under provisions of the Revised Statutes of 1964, Title 5, chapters 141 to 155. It is not intended to affect the use of the Working Capital, provided for by the Revised Statutes of 1964, Title 28, section 56, or other activities required of the State Liquor Commission by the Revised Statutes of 1964, Title 28.

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 and the maximum number of persons employable on a permanent basis at any one time. The allocations 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 Personnel Board, certification by the board to the Department of Finance & Administration—Budget Office, and approved by 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.

**Sec. 3. Exclusion.** Exclusive of the provisions of sections 1 and 2 above, the commission may expend up to \$50,000 for Capital Expenditures in each year of the 1967-68 and 1968-69 biennium.

**Sec. 4. R. S., T. 28, § 52, amended.** Section 52 of Title 28 of the Revised Statutes is amended by adding at the end, a new sentence, as follows:

Neither the commission, nor any employee, shall accept directly or indirectly any samples, gratuities, favors or anything of value from a manufacturer, seller, brewer or licensee or any representative of the same.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1967.

Effective July 1, 1967

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## Chapter 152

### AN ACT to Authorize Bond Issue in Amount of Three Hundred and Fifty Thousand Dollars for Construction of a Regional Care Facility for the Severely Mentally Retarded at Bangor.

**Preamble.** Two-thirds of both Houses of the Legislature deeming it necessary in accordance with Section 14 of Article IX of the Constitution to authorize the issuance of bonds on behalf of the State of Maine for construction of a Regional Care Facility for the Severely Mentally Retarded at Bangor.

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

**Sec. 1. Issue of bonds to provide for construction.** The Treasurer of State is authorized, under the direction of the Governor and Council, to issue from time to time serial coupon bonds in the name and behalf of the State to an amount not exceeding \$350,000 for the purpose of raising funds to provide for such construction as authorized by section 6. Said bonds shall be deemed a pledge of the faith and credit of the State. Said bonds shall not run for a longer period than 20 years from the date of the original issue thereof.

**Sec. 2. Records of bonds issued to be kept by State Auditor and Treasurer.** The State Auditor shall keep an account of such bonds, showing the number and amount of each, the date of countersigning, the date when payable and the date of delivery thereof to the Treasurer of State, who shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of sale and the date when payable.

**Sec. 3. Sale, how negotiated; proceeds appropriated.** The Treasurer of State may negotiate the sale of such bonds by direction of the Governor and Council; but no such bond shall be loaned, pledged or hypothecated in behalf of the