

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Third Legislature
AT THE
SPECIAL SESSIONS

October 2-3, 1967

January 9-26, 1968

September 18, 1968

Chapter 191

AN ACT to Appropriate and Provide Moneys for the Expenditures of State Government and for Other Purposes 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 calendar year; and

Whereas, certain obligations and expenses incident to the operation of departments and institutions will become due and payable on or immediately after January 1, 1968; 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:

Appropriations for necessary expenditures of government. In order to provide for the necessary expenditures of government and for other purposes during the next two fiscal years—starting January 1, 1968 to June 30, 1968 and from July 1, 1968 to June 30, 1969—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 recommended by the State Budget Officer and approved by the Governor and Council.

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 provision 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 recommended by the department head and the Budget Officer, and ap-

proved 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, and shall report any expenditures contrary to such intent to the Governor and Council.

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.

The Budget Office shall inform the Committee on Appropriations and Financial Affairs through the Legislative Finance Office of significant action recommended by it in the performance of the budget responsibilities hereby assigned.

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, 1968 and June 30, 1969. 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 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 temporarily curtail allotments equitably 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

Section A

Department	1967-68	1968-69
ADJUTANT GENERAL		
Administration		
Personal Services (1)	\$ 1,970	(1) \$ 4,138
All Other	3,500	—
Capital Expenditures	5,600	—
Provides funds for one custodial worker, added printing expense and one 2-ton dump truck (snow-plow)		
Military Fund		
All Other	500	46,046
Capital Expenditures	2,000	—
Provides funds for increased insurance costs, Dow Field takeover and refrigeration conversion. The appropriation for Dow Field is partially offset by Federal reimbursement of the General Fund		
Total Adjutant General	13,570	50,184
AGRICULTURE, DEPARTMENT OF		
Control of Livestock Disease		
Personal Services	1,703	5,983
Provides funds to reclassify five veterinarians and one field inspector		
ARTS AND HUMANITIES, COMMISSION ON		
Administration		
All Other	—	25,000
Provides matching funds to continue the state-wide program on Arts and Humanities during the 1968-69 fiscal year		

ATLANTIC SEA RUN SALMON COMMISSION

Administration

All Other	1,000		2,000
Provides additional funds for tagging program and supervision of fishways and water control structures			

ATTORNEY GENERAL

Administration

Personal Services	—	(4)	40,186
All Other	—		3,500
Provides funds to continue in the 1968-69 fiscal year the items authorized in Section B of P. & S. L., 1967, Chapter 154			

BANKS AND BANKING, DEPARTMENT OF

Administration

Personal Services	(1)	2,903	(1)	6,075
All Other		1,500		2,600
Provides funds for one Personal and Consumer Finance Examiner and related expense				

BAXTER STATE PARK

Administration

Personal Services	—			7,211
All Other	—			7,500
Provides funds to continue in the 1968-69 fiscal year the items authorized in Section B of P. & S. L., 1967, Chapter 154				

CONTRIBUTIONS AND TRANSFERS TO OTHER FUNDS

To Highway Fund

General Fund's share of State Police Costs	—			72,197
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To Special Revenue Funds

Economic Development—Urban Planning	—			12,500
Division of Economic Opportunity	*12,582			—
Sea and Shore Fisheries				
Anadromous Fisheries Program	—			11,250
Federal-State Marine Research	—			12,000

*Any unexpended balance to carry to June 30, 1969.

Funds in second year provided to continue in the 1968-69 fiscal year the items authorized in Section B of

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Total Contributions and Transfers	12,582		107,947
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ECONOMIC DEVELOPMENT, DEPARTMENT OF

Administration

Personal Services	(1) 8,000	(1)	18,000
All Other	4,000		5,000

Provides funds for one Economist and funds for a Promotional Program

EDUCATION, DEPARTMENT OF

Administration

Personal Services	(2) 6,260	(2)	13,143
All Other	700		700
Capital Expenditures	6,355		—

Provides funds for one Education Specialist, one Machine Operator and related expenses

Vocational Education—Subsidies

All Other	20,000		20,000
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Provides increased grants to cities and towns

Educational Television

All Other	5,500		8,550
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Provides funds for one hundred additional hours of television time

General Purpose Subsidies to Cities and Towns

All Other	*2,500,000		3,486,997
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Provides funds to upgrade foundation formula from \$255 to \$290

*\$2,500,000 to carry into the 1968-69 fiscal year to be expended for the same purposes

Farmington State College

Personal Services	—	(3)	30,576
All Other	—		11,600
Capital Expenditures	—		2,500

Provides funds to continue in the 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154

Gorham State College

Personal Services	—	(5)	50,960
All Other	—		10,000

Capital Expenditures	—		5,000
Provides funds to continue in the 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Washington State College			
Personal Services	—	(3)	30,576
Provides funds to continue in the 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Fort Kent State College			
Personal Services	—	(2)	20,384
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Aroostook State College			
Personal Services	—	(3)	30,576
All Other	—		9,500
Capital Expenditures	—		1,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
School of Practical Nursing—Northern Maine			
Personal Services	—	(1)	6,800
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Schooling of Children in Unorganized Territory			
Personal Services (4)	7,700	(4)	8,200
Provides funds for four additional school bus drivers			
Schooling of Indian Children			
Personal Services	2,000		3,300
Capital Expenditures	15,000		—
Provides funds for parttime personnel and for the purchase of two school buses			
Matching Funds—Training in Fisheries Trade			
Personal Services	—	(1)	7,396
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			

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School of Practical Nursing—Waterville			
Personal Services	—	(1)	6,800
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Southern Maine Vocational-Technical Institute			
Personal Services	—	(7)	64,547
All Other	—		11,375
Capital Expenditures	—		7,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Vocational Rehabilitation			
Personal Services	(15)	6,000	(15)
All Other		31,079	68,286
Capital Expenditures		1,463	111
Provides funds for fifteen Rehabilitation Counselors and clerical positions plus grants for additional services for handicapped persons. Federal funds are available on a matching basis			
Subsidies—Special Education			
All Other		3,000	5,000
Provides funds for increased grants to cities and towns for emotionally handicapped children			
School of Practical Nursing—Southern Maine			
Personal Services	—	(1)	6,800
All Other	—		300
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Northern Maine Vocational-Technical Institute			
Personal Services	—	(9)	55,352
All Other	—		15,500
Capital Expenditures	—		4,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154			
Central Maine Vocational-Technical Institute			
Personal Services	—	(5)	36,829

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All Other	—	6,000
Capital Expenditures	—	1,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154		

Eastern Maine Vocational-Technical Institute		
Personal Services	— (1)	13,666
All Other	—	2,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154		

New England Higher Education Compact		
All Other	20,000	30,000
Provides for additional students to attend the University of Vermont College of Medicine		

Matching Funds—Economic Opportunity Act— College Work Study Program		
Personal Services	19,622	42,682
Provides funds for Federal Matching on a ratio of 75% Federal to 25% State		

Total Department of Education	<u>2,644,679</u>	<u>4,147,563</u>
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EMPLOYEES PAY PLAN

Personal Services	*1,507,000	2,860,000
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Provides funds to effectuate, as of the first pay period after January 1, 1968, a pay adjustment plan for state employees to be incorporated into the official State Pay Plan as the same may be revised by the State Personnel Board acting with advice and consent of the Legislative Research Committee

With respect to unclassified employees whose wage rates are subject to Governor and Council determination, the Governor and Council shall grant similar and equitable treatment.

With respect to unclassified employees whose wage rates are not subject to determination by the Gov-

ernor and Council, the authorities responsible for determining the wage rates of such employees shall grant similar and equitable treatment.

Wages of employees in departments supported by the General Highway Fund, Special Revenue Funds or other funds shall not be adjusted from moneys provided for the General Fund Pay Plan, but shall be adjusted from funds available from other sources.

*Any unexpended balance to carry to June 30, 1969.

EXECUTIVE DEPARTMENT

Administration

All Other		24,390		23,920
Provides funds for installation of new telephone system, Maine's share of the cost of Permanent Secretariat to New England Governors' Conference, operation of the New England River Basin Commission and assessment to the National Governors' Conference				

FINANCE AND ADMINISTRATION, DEPARTMENT OF

Accounts and Control

Personal Services	(5)	10,895	(5)	25,428
All Other		46,000		58,500
Capital Expenditures		1,300		1,000
Provides one Computer Programmer, one Computer Programmer Assistant, one Computer Operator I, two clerks and related expenses				

Bureau of Public Improvements

All Other		35,000		—
Provides funds to determine need and location of a new State Office Building				

Property Management Division

Personal Services	(18)	26,890	(18)	56,392
Capital Expenditures		10,000		—
Provides funds to continue fourteen positions presently authorized as limited and funds for four additional positions for the new Health and Welfare Building; also funds to replace two 4-wheel drive trucks				

Total Department of Finance and Administration	130,085		141,320
 FISHERIES AND GAME, DEPARTMENT OF			
Search for Lost Persons			
All Other	1,500		1,500
Provides funds to cover increased costs			
 FORESTRY, DEPARTMENT OF			
Forest Rehabilitation			
All Other	2,500		5,000
Provides funds to completely match available Federal funds each year			
Forest Fire Control—Organized Towns			
All Other	1,500		3,000
Capital Expenditures	45,000		14,000
Provides funds for fuel and utilities of new warehouse and additional funds in capital for needed equipment			
Aid to Small Woodland Owners			
Personal Services	(2) 7,787	(2)	16,354
All Other	26,250		2,300
Capital Expenditures	1,100		—
Provides funds for two Assistant Supervisor Foresters, related expense and for updating of Maine's timber resources by aerial photography. Total cost of the latter project is \$400,000 with the State's share at \$25,000			
Entomology			
All Other	8,000		8,000
Provides funds for spraying Dutch Elm Disease			
Total Forestry Department	92,137		48,654
 HEALTH AND WELFARE, DEPARTMENT OF			
General Administration			
Personal Services	—	(56)	140,810
All Other	—		32,735
Capital Expenditures	—		1,455
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chap-			

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Child Welfare Services

Personal Services	—	(20)	100,000
All Other	—		30,000
Capital Expenditures	—		2,500

Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154

Aid to Dependent Children

All Other	—		78,000
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Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154

Hospital and Medical Care

All Other	100,000		350,000
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Total Department of
Health and Welfare

100,000		735,500
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INDIAN AFFAIRS, DEPARTMENT OF

Administration

Personal Services	(3)	8,658	(3)	18,018
All Other		8,889		11,982

Provides funds for one Social Worker II, one Assistant Commissioner for Housing and Construction, one Clerk Stenographer II and for professional fees and services

INSURANCE, DEPARTMENT OF

Administration

Personal Services	(1)	8,500	(1)	17,000
All Other		500		500

Provide funds for one Actuary and related expenses

INSURANCE ADVISORY BOARD

Administration

Personal Services	(1)	3,000	(1)	8,000
All Other		1,000		2,000
Capital Expenditures		1,000		—

Provides one additional employee to maintain valuations on insured

buildings with related travel and
 office expenses

LIBRARY, STATE

Administration

Personal Services	(1)	2,977	(1)	6,396
All Other		300		600
Provides funds for one Librarian II and related expenses				

MAINE HISTORICAL SOCIETY

All Other		4,000		7,250
Provides grant funds for the position of Manuscript Librarian and for other adjustments				

MAINE MARITIME ACADEMY

All Other		—		105,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154				

MAINE PORT AUTHORITY

All Other		5,000		10,000
Provides additional operating funds				

MAINE STATE ARCHIVES

Personal Services	(1)	5,000	(2)	19,900
All Other		1,500		3,000
Capital Expenditures		1,200		600
Provides funds for one additional employee the first year plus one additional employee the second year with related expenses				

MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF

Administrative

Administration

Personal Services	(6)	14,273	(6)	30,800
All Other		5,000		8,700
Capital Expenditures		10,700		500

Provides funds for two Reimbursement Investigators and two Clerk Stenographer II positions for Division of Reimbursement; Reclassification of one position, one Accountant II and one Bookkeeping Machine Operator II for the Division of Accounting; and

funds for related office expense
and equipment

State Probation and Parole Board

Personal Services	(3)	9,100	(3)	19,116
All Other		3,000		5,200
Capital Expenditures		947		180

Provides funds for three Probation and Parole Officer I positions, reclassification of two positions and related travel expense and office equipment

Community Mental Health Service

All Other		—		30,000
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Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154

Total Administrative		<u>43,020</u>		<u>94,496</u>
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Institutions

Augusta State Hospital

Personal Services	(8)	24,277	(8)	51,073
All Other		38,300		10,000

Provides funds for eight added positions including Physicians, Nurses and Director of Safety; also funds for additional medical-dental services, medications and drugs, and also funds for automation of inventory method for depreciation purposes for Medicare Program

Bangor State Hospital

Personal Services	(8)	18,720	(8)	39,312
All Other		4,000		6,800
Capital Expenditures		7,000		—

Provides funds for eight Nurse II positions, replacement of office and general equipment and related expenses

Boys Training Center

Personal Services	(5)	10,894	(5)	22,815
All Other		2,000		3,028

Provides funds for one Nurse I, one Teacher, two Clerk Stenographer II positions, one Clerk Typist II, a part-time teacher and

additional professional services				
Deaf, Governor Baxter State School for the				
Personal Services	(2)	8,214	(2)	12,740
All Other		1,200		2,000
Capital Expenditures		6,600		3,900
Provides funds for two Teachers of the Deaf positions and for related equipment and expenses to initiate a secondary school program				
Men, Reformatory for				
Personal Services	(1)	3,139	(1)	6,552
All Other		2,500		5,350
Capital Expenditures		3,450		—
Provides funds for one Vocational Trades Instructor, increased utility services; one ½ ton truck and auxiliary lighting				
Military and Naval Children's Home				
Personal Services		1,292		2,611
All Other		1,000		1,500
Capital Expenditures		700		—
Provides funds for reclassification of two positions, funds for part-time help, clothing and utilities and for replacement of essential equipment				
Pineland Hospital and Training Center				
All Other		5,546		11,092
Capital Expenditures		11,000		—
Provides for drugs, utilities, clothing and miscellaneous equipment				
Prison, State				
Personal Services	(3)	7,200	(3)	15,100
All Other		4,000		8,000
Capital Expenditures		—		6,500
Provides funds for three Guards, related expenses and miscellaneous capital equipment				
Stevens Training Center				
Personal Services	(3)	9,990	(3)	18,211
All Other		6,000		8,000
Capital Expenditures		2,250		500
Provides funds for one Nurse I, two caseworkers, a part-time Psychologist and funds for tuition,				

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utilities and office equipment

Women, Reformatory for

Personal Services	(2)	5,744	(2)	10,343
Capital Expenditures		2,000		—

Provides funds for one Stationary Fireman, one Social Worker I, related expenses and purchase of one vehicle

Total Institutions		<u>187,016</u>		<u>245,427</u>
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Total Mental Health and Corrections		230,036		339,923
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PARK AND RECREATION COMMISSION

Administration

Personal Services	(3)	9,799	(3)	20,514
All Other		2,000		2,000
Capital Expenditures		10,800		—

Provides one Account Clerk II, one Informational Writer, one Landscape Architect II and seasonal labor for a Ranger and a Lifeguard for Popham Beach, and needed additional equipment for several parks

SEA AND SHORE FISHERIES, DEPARTMENT OF

Administration

Personal Services	(1)	11,361	(1)	22,722
All Other		4,000		6,000
Capital Expenditures		5,200		—

Provides funds for one full-time Oceanographer, six seasonal Wardens, related necessary equipment and expense

SOIL AND WATER CONSERVATION COMMITTEE

All Other		—		20,000
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Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154

TREASURER OF STATE

Administration

Personal Services	(1)	2,977	(1)	6,890
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Provides funds for one Accountant II

UNIVERSITY OF MAINE

Administration

All Other	—	191,170
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154; also provides \$25,000 for State Technical Services Act for second year		

VETERANS SERVICES, DEPARTMENT OF

World War Assistance

All Other	—	50,000
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154		

Maine Veterans Memorial Cemetery

Personal Services	—	(1) 11,154
All Other	—	3,420
Provides funds for a Superintendent, part-time help and related expense. (Contingent upon appropriation for development of the cemetery)		

Total Veterans Services	—	64,574
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WATER IMPROVEMENT COMMISSION

Personal Services	—	(2) 16,380
Provides funds to continue in 1968-69 fiscal year program authorized in Section B of P. & S. L., 1967, Chapter 154		

Total Section A	<u>\$4,872,746</u>	<u>\$9,140,062</u>
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Amounting to \$4,872,746 for the fiscal year ending June 30, 1968 and \$9,140,062 for the fiscal year ending June 30, 1969.

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND SURPLUS

Section B

ADJUTANT GENERAL, DEPARTMENT OF	1967-68
Replacement of Boiler—Augusta	\$ 11,000
Parking Lot Surfacing—Augusta	10,000
Furnish and Install New Heating Plant—Brunswick	8,800
Supplement Heat, Garage—South Portland	900

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Renovation of Emergency Electric Supply—Camp Keyes	1,200
Installation of Doors and Loading Ramps—Augusta	4,800
Supplemental Heat, Garage—Auburn and Sanford	2,400
Resurface Driveways and Parking Areas Various Armories	25,400
Installation of New Drill Hall Exit Doors—Belfast	1,500
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Total Adjutant General, Department of	66,000
 EDUCATION, DEPARTMENT OF	
Aroostook State College—Extension of Utilities	38,500
Gorham State College—Central Heating—Robie & Corthell	29,000
Central Maine Vocational-Technical Institute— Landscaping and Sitework	94,500
Northern Maine Vocational-Technical Institute— Central Heating (Survey)	5,000
Demolition of Buildings	5,000
Southern Maine Vocational-Technical Institute— Fire Prevention and Safety Project	11,600
Indian Schools—Classroom Addition Peter Dana Point	19,700
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Total Education, Department of	203,300
 FINANCE AND ADMINISTRATION, DEPARTMENT OF	
Bureau of Public Improvements— Telephone Facility	105,000
Repairs and Minor Improvements—Statewide	776,100
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Total Finance and Administration, Department of	881,100
 FORESTRY, DEPARTMENT OF	
Organized Towns—Jefferson Equipment Storage	2,500
Entomology Greenhouse—Augusta	1,200
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Total Forestry, Department of	3,700
 HEALTH AND WELFARE, DEPARTMENT OF	
Central Maine Sanatorium—Fire Prevention and Safety Project	4,300
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Total Health and Welfare, Department of	4,300
 INDIAN AFFAIRS, DEPARTMENT OF	
Pleasant Point Reservation—Potable Water Supply and Distribution Systems	38,000
Sewerage Facilities	130,000
Indian Township Reservation—Potable Water Supply and Pressure Systems	73,800

Penobscot Reservation—Water and Sewerage Facilities	63,000
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(The Department is hereby empowered to transfer these funds as the State's share of the construction costs of the respective projects through the State Controller to each respective Tribal Reservation Housing Authority when each such Authority shall be properly appointed and constituted and receives funds from the Federal Government for such purposes.)

Total Indian Affairs, Department of	304,800
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MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF

Augusta State Hospital—Maximum Security Building	
Renovations and Additions	79,300
Fire Prevention and Safety Projects	42,000
Replace Steam Lines	73,800
Emergency Power Generation	90,000
Laundry Facilities	75,000

Bangor State Hospital—Construction of Elevators	119,000
Fire Prevention and Safety Project	38,000

Pineland Hospital and Training Center—Fire Prevention and Safety Project	27,000
Completion of Gymnasium	73,000
Laundry Facilities	21,200

Boys Training Center—Fire Prevention and Safety Project	16,000
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Stevens Training Center—Acquisition of Land	4,500
Roads, Utilities and Renovations	42,500
Fire Prevention and Safety Project	10,000

Reformatory for Men—Sewerage System—Phase III	48,000
Fire Prevention and Safety Project	5,000
Vocational Building	35,000

Reformatory for Women—Fire Prevention and Safety Project	34,400
Renovations to Staff Residence	5,000

Governor Baxter State School for Deaf—Fire Prevention and Safety Project	10,000
Automatic Switches for Power Plants	5,500
Outdoor Play Courts	21,100
Causeway Repair	35,500

Military and Naval Children's Home—Fire Prevention and Safety Project	6,900
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Total Mental Health and Corrections	917,700
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MAINE PORT AUTHORITY

Renovation of Maine State Pier	75,000
Casco Bay Lines—Inspection and Repairs	6,000

APPROPRIATIONS FOR STATE EXPENDITURES
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Total Maine Port Authority	81,000
MAINE MARITIME ACADEMY	
Acquisition of Land	35,000
Fire Prevention and Safety Project	5,000
Total Maine Maritime Academy	40,000
SEA AND SHORE FISHERIES, DEPARTMENT OF	
Addition to Boothbay Laboratory	51,500
Total Sea and Shore Fisheries	51,500
STATE PARK AND RECREATION COMMISSION	
General Improvements—Sebago	53,300
Completion of Previously Authorized Projects—Various	105,400
Preliminary Planning and Engineering—Various	15,000
Popham Beach	112,000
Total State Park and Recreation Commission	285,700
UNIVERSITY OF MAINE	
Utilities Extension	150,000
Alterations to Existing Facilities	150,000
Total University of Maine	300,000
VETERANS SERVICES	
Maine Veterans Memorial Cemetery	147,200
Total Veterans Services	147,200
Total Section B	<u>\$3,286,300</u>

There is hereby appropriated from the Unappropriated Surplus of the General Fund the amount of \$3,286,300 to carry out the purposes of Section B of this Act.

Section C

Sec. 1. R. S., T. 20, § 154, amended. The 3rd, 4th and 5th sentences of section 154 of Title 20 of the Revised Statutes are repealed and the following enacted in place thereof :

Upon approval of said certificate, the superintendent so employed shall, on presentation of proper vouchers, receive monthly out of the sum appropriated for general purpose aid for the unit an amount in accordance with section 3723. Whenever a superintendent of schools serves as a supervising principal as authorized in section 151, subsection 5, the sum paid to such superintendent

of schools shall not exceed the amount earned under section 3723 which is attributable to his duties as superintendent of schools.

Sec. 2. R. S., T. 20, § 3455, amended. The first sentence of section 3455 of Title 20 of the Revised Statutes is repealed and the following enacted in place thereof:

All apportionments to administrative units, academies and institutes under this Title, unless specifically directed by statute, shall be made annually in the following manner: An amount not to exceed $\frac{2}{3}$ of the estimated subsidy shall be paid on or after August 15th, or as much thereof as is available, and the balance shall be due and payable in the month of December.

Sec. 3. R. S., T. 20, § 3722, amended. The 2nd paragraph of section 3722 of Title 20 of the Revised Statutes, as amended by section 3 of chapter 429 of the public laws of 1965, is further amended to read as follows:

The average of the 2 preceding years' adjusted resident average daily membership of the pupils attending school in the unit shall be multiplied by the applicable dollar allowance in Table I below. To this amount shall be added ~~the average of the unit's 2 preceding years' expenditure for tuition, pupil transportation and board~~ 90% of the average expenditure for tuition and transportation made by the unit for the 2 preceding years plus the unit's average expenditure for board during the same 2-year period. The total of these items will be the total foundation program. From this total foundation program shall be subtracted the average of the 2 preceding years' school maintenance incidental receipts, not including tuition receipts, except that income received from a ministerial and school fund shall not be subtracted. A portion of the receipts from Public Law 874, 81st Congress, as amended, or any penalties applied for illegal expenditures or uncertified teachers shall be deducted from the foundation program allocation in the same proportion as the unit's local effort toward the foundation program was to the total sum of the foundation program in the previous biennium. The board may adjust the effect of the penalties if evidence is submitted that undue hardship or unusual gain would occur in the subsidy of any unit. The net cost thus obtained represents the net foundation program allowance on which state subsidy shall be computed biennially in accordance with this section.

Sec. 4. R. S., T. 20, § 3722, amended. The first sentence of the 4th paragraph of section 3722 of Title 20 of the Revised Statutes, as last repealed and replaced by section 4 of chapter 429 of the public laws of 1965, is amended to read as follows:

The per pupil allowance used in computing the foundation program shall be ~~\$255~~ \$290.

Sec. 5. R. S., T. 20, § 3723, amended. The 4th paragraph of section 3723 of Title 20 of the Revised Statutes, as amended by section 5 of chapter 429 of the public laws of 1965, is repealed and the following enacted in place thereof:

Whenever any administrative unit's fiscal reports show that the average expenditure for foundation program items during the 2 years preceding the convening of the Legislature was less than the foundation program requirements of the same 2-year period for either elementary or secondary education

programs, the unit shall have a portion of the average amount by which it failed to meet the foundation program requirements deducted from its foundation program for the 2 years of the succeeding biennium. If a unit fails to meet the elementary or secondary foundation program requirements as set out in the statutes, the percentage of the amount to be deducted shall be in the same ratio as the ratio of the unit's local contribution toward the net cost of the foundation program in the previous biennium was to the net cost of the foundation program during the same period of time.

Sec. 6. R. S., T. 20, § 3723, amended. The 7th paragraph of section 3723 of Title 20 of the Revised Statutes, as amended by section 5 of chapter 429 of the public laws of 1965, is repealed and the following enacted in place thereof:

Any administrative unit in which the elementary operating expenditure or secondary operating expenditure, not including debt retirement, capital outlay items, transportation, tuition or community services, exceeded the amount of the foundation program per pupil allowance multiplied by the adjusted pupil count of the previous biennium shall be entitled to an additional subsidy allocation on that part of its average elementary or secondary operational expenditure which exceeded the elementary or secondary foundation program amount of the previous biennium. The amount that the average elementary or secondary operational expenditure exceeded the average elementary or secondary foundation program of the previous biennium shall be multiplied by 4%. The result shall be added to the subsidy allocation.

Sec. 7. R. S., T. 20, § 3723, amended. Section 3723 of Title 20 of the Revised Statutes, as amended, is further amended by adding at the end, a new paragraph, as follows:

The total salary paid to a superintendent of schools including state and local portions shall be used when computing the general purpose aid of a unit. From the subsidy allocation of each unit shall be deducted that portion of the subsidy that was earned because of the salary of a superintendent of schools. The amount thus deducted shall be paid to the superintendent of schools under section 154. Every unit in the State shall receive a subsidy allocation in 1968 which is no less than the amount originally allocated for the unit in 1968 by the budget document which was recommended for legislative consideration.

Section D

Sec. 1. R. S., T. 36, § 1811, amended. The first paragraph of section 1811 of Title 36 of the Revised Statutes, as amended by section 6 of chapter 362 of the public laws of 1965, is further amended to read as follows:

A tax is imposed at the rate of ~~4%~~ 4½% on the value of all tangible personal property and telephone and telegraph service sold at retail in this State, and upon the rental charged for living quarters in hotels, rooming houses, tourist or trailer camps, measured by the sale price, except as in chapters 211 to 225 provided. Retailers shall pay such tax at the time and in the manner provided, and it shall be in addition to all other taxes.

Sec. 2. R. S., T. 36, § 1812, amended. The first 2 paragraphs of section 1812

of Title 36 of the Revised Statutes are repealed and the following enacted in place thereof:

Every retailer shall add the sales tax imposed by chapters 211 to 225, or the average equivalent of said tax, to his sale price, except as otherwise provided, and when added the tax shall constitute a part of the price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price. When the sale price shall involve a fraction of a dollar, the tax shall be added to the sale price upon the following schedules:

Amount of Sale Price	Amount of Tax
\$0.01 to \$0.10, inclusive	0¢
.11 to .22, inclusive	1¢
.23 to .44, inclusive	2¢
.45 to .66, inclusive	3¢
.67 to .88, inclusive	4¢
.89 to 1.10, inclusive	5¢
1.11 to 1.32, inclusive	6¢
1.33 to 1.54, inclusive	7¢
1.55 to 1.76, inclusive	8¢
1.77 to 1.99, inclusive	9¢

When the sale price exceeds \$1.99, the tax to be added to the price shall be 9¢ for each unit of \$2, plus the amount indicated above for each fractional part of \$2.

Sec. 3. R. S., T. 36, § 1861, amended. The first sentence of section 1861 of Title 36 of the Revised Statutes is amended to read as follows:

A tax is imposed on the storage, use or other consumption in this State of tangible personal property, purchased at retail sale ~~on and after July 1, 1963,~~ at the rate of ~~4%~~ 4½% of the sale price.

Sec. 4. Effective date. Sales and use tax liability accruing after October 31, 1967 shall be computed on the basis of the rates imposed by Section D. Retail sales and purchases made after October 31, 1967, including retail sales and purchases made pursuant to contracts entered into prior thereto and telephone and telegraph charges first billed on or after November 1, 1967, shall be subject to the taxes imposed by Section D.

Section E

Sec. 1. R. S., T. 36, § 4365, amended. The first sentence of section 4365 of Title 36 of the Revised Statutes, as amended by section 1 of chapter 343 of the public laws of 1965 and as amended by section 1 of Section G of chapter 154 of the private and special laws of 1967, is further amended to read as follows:

A tax is imposed on all cigarettes held in this State by any person for sale,

said tax to be at the rate of ~~4~~⁵ mills for each cigarette and the payment thereof to be evidenced by the affixing of stamps to the packages containing the cigarettes.

Sec. 2. R. S., T. 36, § 4365, amended. The next to the last sentence of section 4365 of Title 36 of the Revised Statutes, as amended by section 2 of chapter 343 of the public laws of 1965 and as amended by section 2 of Section G of chapter 154 of the private and special laws of 1967, is further amended to read as follows:

The Tax Assessor thereupon shall notify the unclassified importer of the amount of the tax due thereon, which shall be at the rate of ~~4~~⁵ mills per cigarette.

Sec. 3. R. S., T. 36, § 4366, amended. The 2nd sentence of section 4366 of Title 36 of the Revised Statutes, as amended by section 3 of chapter 343 of the public laws of 1965, is further amended to read as follows:

To licensed distributors he shall sell such cigarette stamps at a discount of ~~2~~² $\frac{1}{4}$ % of their face value.

Sec. 4. Cigarettes on hand; stamping or accounting; waiver provision. The State Tax Assessor may by regulation waive for a period of not over 7 days following the effective date of Section E of this Act, payment of additional tax by retail dealers with respect to stocks of cigarettes properly stamped at the rate of $4\frac{1}{2}$ mills per cigarette sold during such period, provided such stocks were on hand as of the effective date of Section E of this Act; and pursuant thereto, the State Tax Assessor may also waive for the same period the application to retail dealers of Title 36, sections 4369, 4370 and 4372 as respects such cigarettes.

Nothing herein shall be construed to authorize any distributor or subjobber to distribute to any retail outlet cigarettes not properly stamped at the rate of 5 mills per cigarette.

Cigarettes in the hands of retail dealers subsequent to the period of waiver provided for above, not properly stamped at the rate of 5 mills per cigarette, shall be subject to confiscation under the provision of Title 36, section 4372; and such retailer shall be subject to any other penalties by law provided.

Emergency clause. In view of the emergency cited in the preamble, Section A of this Act shall become effective January 1, 1968; Section B shall become effective upon approval of this Act; Section C shall become effective July 1, 1968 and Sections D and E shall become effective November 1, 1967.

Effective date — See emergency clause.

Chapter 192

AN ACT Increasing the Borrowing Capacity of the Bucksport School District.

Emergency preamble. Whereas, Acts of the Legislature do not become effec-