

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

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
1975

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

head and the State Budget Officer, and approved by the Governor and Council. To provide some degree of flexibility, each department may apply to the State Personnel Board for an exchange between job classifications, and such action may be approved if by so doing the total amount determined to be made available for Personal Services, in each department, is not exceeded and also providing that certification is made, in writing, by the department head, that such action will not result in an increased request for Personal Service moneys from any future Legislature. Copies of all State Personnel Board actions and department head certifications relating to such changes shall be furnished to the Legislative Finance Officer.

Sec. 6. Personal Services review. The Budget Office, during the next biennium, shall continually review with all the departments the status of their personnel with the purpose of determining that all departments are expending Personal Services moneys within the intent of the Legislature, and shall report any expenditures contrary to such intent to the Governor and Council and the Legislative Finance Officer.

Sec. 7. Personal Services adjustments. Personal Services allocations of the State Lottery Commission may be adjusted by the Budget Officer with the approval of the Governor and Council to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature.

Sec. 8. Number of necessary employees. 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 the fund.

Sec. 9. Merit ratings required. The State 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 shall be denied.

Sec. 10. Exclusion. Exclusive of sections 1 through 9, up to \$50,000 for Capital Expenditures may be expended in each year of the 1976-77 biennium.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1975.

Effective July 1, 1975

CHAPTER 40

AN ACT to Allocate Money from the Federal Revenue Sharing Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1976 and June 30, 1977.

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 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the following department will become due and payable on or immediately after July 1, 1975; 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 Federal Revenue Sharing Fund. Income to the Federal Revenue Sharing Fund for the next 2 fiscal years—from July 1, 1975 to June 30, 1976 and from July 1, 1976 to June 30, 1977—shall be segregated, apportioned and expended as designated in the following schedule:

05 EDUCATION AND CULTURE			
05000 DEPARTMENT OF EDUCATIONAL AND CULTURAL SERVICES			
1	Current Services	PAGE#	
0308	Education—General Purpose Aid for Local Schools		
		2-580	
	Unallocated		1975-76 \$15,500,000
			1976-77 \$15,500,000
	Total Allocations		<u>\$15,500,000</u> <u>\$15,500,000</u>

Sec. 2. Allotments required. 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 allocations, 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.

Sec. 3. Interest credited to the fund. Notwithstanding any other legal provision, interest earned by this fund shall be credited to this fund.

Sec. 4. Accounting and budgeting requirements of the General Fund must be followed. In all other respects, accounting and budgeting requirements of the Federal Revenue Sharing Fund shall conform to those applicable to the General Fund when not inconsistent with section 5 of this Act.

Sec. 5. Federal requirements shall be followed. Provisions of federal laws and regulations, Title I, Public Law 92-512, as amended, and Part 51, Chapter I of Subtitle B in Title 31 of the Code of Federal Regulations, as amended, shall be complied with.

Sec. 6. Legislative intent. It is the intent of the Legislature that this allocation shall be used for operating expenditures of public schools on the local level.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1975.

Effective July 1, 1975

CHAPTER 41

AN ACT Converting Mount Chase Plantation into the Town of Mount Chase.

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

Sec. 1. Town of Mount Chase incorporated. Mount Chase Plantation, with the inhabitants therein, is hereby incorporated into a town by the name of Mount Chase. The inhabitants of said town are hereby vested with the powers, privileges and immunities which the inhabitants of towns within the State do or may enjoy. The town hereby created shall take the effects belonging to Mount Chase Plantation and shall also assume all the obligations thereof.

Sec. 2. First meeting, how called. The board of assessors of the plantation shall issue their warrant, in accordance with the general laws, for an annual meeting to be held, at a time consistent with the normal annual meeting time in 1976. Notification of such meeting shall be filed by the plantation clerk with the Secretary of State for determining the effective date of sections 1 and 3.

Sec. 3. Legislative district. Until the next legislative apportionment of Representatives, the Town of Mount Chase shall remain in the same legislative district in which Mount Chase Plantation is now classed.

Sec. 4. Referendum; effective date; certificate to Secretary of State. This Act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters within the territory embraced within the limits of said proposed Town of Mount Chase, voting by ballot at an election to be specially called and held for that purpose concurrent with the regular 1975 election in November. This meeting shall be called, advertised and conducted according to the Revised Statutes of 1964, Title 30, sections 2061 to 2065. The plantation clerk shall prepare the required ballots, on which he shall reduce the subject matter of sections 1 and 3 of this Act to the following question: "Shall 'An Act converting Mount Chase Plantation into the Town of Mount Chase,' passed by the 107th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. Upon its acceptance by a majority of the legal voters voting at said meeting, sections 1 and 3 of this Act shall take effect for all purposes hereof at the annual meeting in 1976; provided that the total number of votes cast for and against the acceptance of sections 1 and 3 of this Act at said meeting equaled or exceeded 50% of the total number of votes cast in the plantation at the last gubernatorial election.

The result of the vote shall be declared by the board of assessors of the Plantation of Mount Chase and due certificate shall be filed by the plantation clerk with the Secretary of State.

Effective October 1, 1975