

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND EIGHTH LEGISLATURE
1977

ment requests or proposals. The definition shall not include federal pass-through funds which are received by the State Government and passed directly to local governments in those cases where the State is permitted no discretion with respect to disposition of the funds to local governments under the terms of the grant and federal law.

2. State agency. "State agency" shall mean each department and agency of State Government required to comply with chapter 149, except that the term "state agency" shall not include the University of Maine or the Maine Maritime Academy.

Effective October 24, 1977

CHAPTER 379

AN ACT to Repeal the Age Limit For Directors of Mutual Institutions.

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

9-B MRSA § 326, sub-§ 1, ¶ F, as enacted by PL 1975, c. 500, § 1, is repealed.

Effective October 24, 1977

CHAPTER 380

AN ACT Making Current Service Appropriations from the General Fund for the Fiscal Years Ending June 30, 1978 and June 30, 1979.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature 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 state departments and institutions will become due and payable immediately after July 1, 1977; 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 from General Fund. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1978 and June 30, 1979 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.

Sec. 2. Allotments required. Upon receipt of allotments duly approved by the Governor based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures of these appropriations, 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.

Sec. 3. Temporary curtailment of allotments. Whenever it appears to the Commissioner of Finance and Administration that the anticipated income and other available funds of the State will not be sufficient to meet the expenditures authorized by the Legislature, he shall so report to the Governor and the Governor may temporarily curtail allotments equitably so that expenditures will not exceed the anticipated income and other available funds.

Sec. 4. Transfers limited. The Governor shall not approve any allotment revision for a department by which funds are transferred from one quarter to another, when the transfer will result in a request for a deficiency appropriation at a special or regular session of the Legislature.

Sec. 5. Personal Services appropriation. The figures in parentheses shown above each dollar amount provided for Personal Services in this Act, or as adjusted by legislative action, shall represent the total number of permanent positions 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. The amounts appropriated for Personal Services include funds for the state's share of state employees retirement. The State Controller shall transfer the state's share to the Maine State Retirement System as soon as practicable after each payroll is paid.

Sec. 6. Personal Services review. The Budget Office, during this biennium, shall continually review with all departments the status of their manpower levels and staffing patterns for the purpose of determining whether funds and positions are being utilized in the most economical and efficient manner to accomplish the intent of the Legislature.

Sec. 7. Personal Services savings and flexibility. Savings accruing within appropriations made for permanent positions may be used for nonrecurring personal services or retirement costs when recommended by the department head and approved by the State Budget Officer. Any classification of a position and any allocation or reallocation of a position made by the Commissioner of Personnel pursuant to this section shall become effective on the first

day of the fiscal year following approval by the State Budget Officer and the appropriation of funds therefor, except that the State Budget Officer may, if he determines that sufficient funds exist, authorize an effective date prior to the first day of the ensuing fiscal year. Copies of all actions and certifications shall be furnished to the Legislative Finance Officer.

Sec. 8. Merit rating required. The Commissioner of Personnel is directed to require merit ratings on each individual who is recommended for a salary increase on a form prescribed by him. 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. Increments within the 7 steps provided for in the compensation plan shall be awarded on the basis of merit without regard to longevity.

Sec. 9. Number of necessary employees. The Governor and the State Budget Officer when next preparing a Budget Document may at their discretion adjust the figures in parentheses, representing numbers of permanent positions, to reflect the number of positions which in their opinion is necessary to the proper operation of each department, institution or agency.

Sec. 10. New or expanded programs. No department shall establish new programs or expand existing programs beyond the scope of those programs already established, recognized and approved by the Legislature, until such program and the method of financing shall be submitted to the Budget Office for evaluation and recommendation to the Legislature and until funds are made available therefor by the Legislature.

Sec. 11. Federally funded programs. It is the intent of the Legislature that in the event federal funds are not available as anticipated for programs in this Act, there is no obligation to provide state funds in excess of the appropriations listed in this Act. Positions entirely or partially funded by federal or other than state sources of funds shall be considered as limited period positions, notwithstanding the figures in parentheses representing numbers of employees, should such funds be withdrawn or reduced.

Sec. 12. Travel limitations. It is the intent of the Legislature that out-of-state travel be limited. Any state employee who travels out-of-state on state business, such as law enforcement, collecting, bidding, industrial development, loans, etc., may continue to do so. The Legislature directs that department heads hold down cost of all travel where it is not absolutely needed. Any state employee who travels in-state shall not be reimbursed for noon meals unless the meal is part of an organized meeting or program or overnight travel.

Sec. 13. Equipment to be reviewed. The Commissioner of Finance and Administration, through the State Purchasing Agent or such other agent as he may choose, shall conduct a thorough review of all types of equipment, owned, leased or otherwise available to the several departments and agencies of the State, regardless of the source of supporting funds, combining their use, providing centralized facilities, or eliminating existing equipment and facilities, as he believes to be in the most economical, most efficient and best interests of the State.

Sec. 14. Motor vehicle replacement policy. The State Purchasing Agent is directed to require that requisitions for replacement motor vehicles include

the age and total mileage of the motor vehicle being replaced. For the purposes of this section, motor vehicles are defined as passenger cars, panel and pickup trucks, excluding those vehicles operated by the State Police. It is the intent of the Legislature that motor vehicles shall have been in service for at least 5 years or 75,000 miles before they are replaced. This policy shall also be adopted by the State Budget Officer when next preparing a Budget Document. Exceptions to the established replacement policy shall require the prior approval of the Commissioner of Finance and Administration.

Sec. 15. Significant action recommended by Budget Officer. 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.

Sec. 16. State Cost Allocation Program. The State Cost Allocation Program shall annually identify the kind and cost of central services furnished to each State agency from General Fund appropriations. The non-General Fund portion of each agency shall be assessed for these services as determined by the State Cost Allocation Program procedures to the extent such payments are not expressly prohibited by State or Federal law. These payments shall be credited to the General Fund as undedicated revenue.

Sec. 17. Year-end closing. The State Controller is authorized to close the books as soon as practicable after the close of the fiscal years ending June 30, 1978 and June 30, 1979. Any bills presented after those dates may be paid from appropriations for the ensuing year on recommendation of the State Controller if within the amounts of approved allotments.

Sec. 18. Appropriation balances at year end. At the end of each fiscal year, all unencumbered appropriation balances representing state moneys, except those that carry forward as provided by law, shall lapse to Unappropriated Surplus as provided by the Revised Statutes of 1964, Title 5, section 1544. At the end of each fiscal year, all encumbered appropriation balances shall not be carried more than once, except in those accounts which carry forward from year to year by law.

Sec. 19. Other appropriation measures. It is intended that the language in the preceding sections of this Act shall apply to all other appropriation measures enacted by the Legislature.

Part A

	Page No.	Appropriation From General Fund	
		1977-78	1978-79
GENERAL GOVERNMENT			
EXECUTIVE DEPARTMENT			
Executive—Blaine House	2-005		
Positions		(4)	(7)
Personal Services		32,276	43,743
All Other		23,360	30,450
Capital Expenditures		500	1,500
Executive—Governor's Office	2-009		
Positions		(II)	(II)
Personal Services		156,278	157,903
All Other		148,078	155,482
Capital Expenditures		500	1,000
Office Of State Employee Relations	2-011		

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EXECUTIVE DEPARTMENT—(Cont'd)			
Positions		(7)	(7)
Personal Services		125,506	129,721
All Other		40,504	35,687
Capital Expenditures		400	400
Executive—State Planning Office	2-019		
Positions		(14)	(14)
Personal Services		248,879	248,490
All Other		207,333	201,430
Capital Expenditures		750	750
Executive—Federal—State Coordinator	2-021		
Positions		(2)	(2)
Personal Services		25,965	26,637
All Other		11,873	12,467
Executive—Office Of Energy Resources	2-023		
Positions		(2)	(2)
Personal Services		28,988	29,910
All Other		1,012	577
Executive—Law Enforcement Planning/ & Assistance Agency	2-025		
Personal Services		43,363	43,928
All Other		202,595	209,846
State Development Office	2-027		
Positions		(10)	(10)
Personal Services		168,166	173,447
All Other		224,092	226,400
EXECUTIVE DEPARTMENT—			
Total Current Services		1,690,418	1,729,768

DEPARTMENT OF FINANCE AND ADMINISTRATION

Finance—Commissioner's Office	2-029		
Positions		(2)	(2)
Personal Services		40,879	42,524
All Other		5,200	5,200
Finance—Independent Audit	2-031		
All Other		24,700	24,700
Bureau of the Budget	2-039		
Positions		(12)	(12)
Personal Services		187,305	192,296
All Other		46,910	59,870
Capital Expenditures		800	800

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF FINANCE AND ADMINISTRATION—(Cont'd)			
Bureau of Accounts & Control	2-041		
Positions		(71)	(71)
Personal Services		715,975	734,478
All Other		284,975	284,975
Capital Expenditures		2,100	1,150
BPI—Planning/Construction—			
Administration	2-043		
Positions		(16)	(16)
Personal Services		273,086	279,381
All Other		25,770	25,770
BPI—District Court Building—			
Maintenance	2-049		
Positions		(5)	(5)
BPI—Buildings & Grounds Operations ..	2-055		
Positions		(163)	(163)
Personal Services		1,361,209	1,401,952
All Other		576,123	580,123
Capital Expenditures		25,885	25,180
BPI—State Police Headquarters/ Building—Maintenance	2-057		
All Other		15,020	15,426
Bureau of Purchases—Operations	2-061		
Positions		(22)	(22)
Personal Services		249,502	254,832
All Other		34,650	36,382
Capital Expenditures		900	900
Elderly Householders' Tax Refund	2-063		
All Other		4,000,000	4,000,000
Bureau of Taxation—Administration ..	2-065		
Positions		(221)	(221)
Personal Services		2,567,114	2,643,153
All Other		1,032,900	1,032,900
Capital Expenditures		14,630	12,040
Taxation—County Tax Reimbursement .	2-073		
All Other		1,535,000	1,535,000
Maine Insurance Advisory Board	2-099		
Positions		(3)	(3)
Personal Services		41,567	42,382
All Other		104,055	104,055
FINANCE AND ADMINISTRATION—			
Total Current Services		13,166,255	13,335,469

Part A

	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF ATTORNEY GENERAL			
Attorney General—Operations	2-103		
Positions		(59)	(59)
Personal Services		924,089	927,430
All Other		184,535	184,535
Capital Expenditures		16,770	12,000
Attorney General—District/Attorneys			
Salaries	2-105		
Positions		(33)	(33)
Personal Services		507,966	508,392
All Other		9,500	9,500
Attorney General—Office of the Chief			
Medical Examiner	2-107		
Positions		(2)	(2)
Personal Services		59,637	60,111
All Other		186,051	191,100
Capital Expenditures		1,430	—
ATTORNEY GENERAL—Total Current Services		1,889,978	1,893,068
DEPARTMENT OF AUDIT			
Audit—Departmental Division	2-113		
Positions		(19)	(19)
Personal Services		293,787	294,816
All Other		21,065	21,065
Capital Expenditures		260	260
Audit—Program Evaluation & Review			
Division	2-117		
Positions		(4)	(4)
Personal Services		64,400	65,335
All Other		3,336	3,336
AUDIT—Total Current Services		382,848	384,812
TREASURY DEPARTMENT			
Treasurer—Debt Service	2-125		
All Other		*24,934,423	25,473,038
* Carry balance to 1978-79			
Treasurer—Departmental Operations ..	2-127		
Positions		(11)	(11)
Personal Services		123,334	126,004
All Other		70,000	75,000
Capital Expenditures		663	170
TREASURY—Total Current Services		25,128,420	25,674,212

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF THE SECRETARY OF STATE			
Secretary of State—Administrative/ Operations	2-I29		
Positions		(21)	(21)
Personal Services		262,539	270,690
All Other		175,000	205,000
Capital Expenditures		5,500	1,200
Archives—Administration	2-I35		
Positions		(18)	(18)
Personal Services		243,484	249,054
All Other		66,578	66,578
Capital Expenditures		4,000	—
SECRETARY OF STATE—Total Current Services		757,101	792,522
LEGISLATIVE DEPARTMENT			
Legislature	2-I37		
Positions		(19)	(19)
Personal Services		1,210,811	1,700,426
All Other		1,212,600	1,666,600
Capital Expenditures		5,000	10,000
Any balance remaining in the Legislative Account shall carry forward to be used for the same purpose.			
Legislative Research	2-I39		
Positions		(12)	(12)
Personal Services		199,318	208,807
All Other		184,765	125,400
Capital Expenditures		2,525	1,850
Law and Legislative Reference/ Library	2-I41		
Positions		(6)	(6)
Personal Services		90,715	93,555
All Other		45,520	47,145
Capital Expenditures		550	—
Commission on Governmental Ethics and/ Election Practices	2-I43		
Personal Services		1,000	3,000
All Other		500	2,000
Commission on Uniform State Laws ...	2-I45		
All Other		5,500	4,500
Commission on Interstate Cooperation ..	2-I47		
All Other		41,790	40,390
LEGISLATIVE—Total Current Services		3,000,594	3,903,673

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
JUDICIAL DEPARTMENT			
Supreme Judicial & Superior Courts ...	2-149		
Positions		(57)	(57)
Unallocated		3,828,228	3,971,940
District Court Administration	2-151		
Positions		(139)	(139)
Unallocated		2,978,777	3,082,143
JUDICIAL—Total Current Services		6,807,005	7,054,083
INDEPENDENT AGENCIES—OTHER			
Administrative Court	2-159		
Positions		(4)	(4)
Personal Services		66,438	66,938
All Other		6,650	6,650
State Employees' Appeals Board	2-163		
Personal Services		11,000	11,000
All Other		1,500	1,500
Municipal Valuation Appeals Board ...	2-169		
Personal Services		20,677	21,093
All Other		6,622	6,622
Capital Expenditures		810	—
State Board of Assessment Review			
All Other		5,000	5,000
Personnel—Administration	2-171		
Positions		(30)	(30)
Personal Services		360,074	370,770
All Other		32,718	32,718
Capital Expenditures		—	—
State Retirement System—Group/ Life Insurance Fund	2-177		
All Other		157,000	157,000
State Retirement System—Retirement/ Allowance Fund	2-179		
All Other		79,744	60,316
State Retirement System—Survivor/ Benefit Fund	2-181		
All Other		6,922	6,922
INDEPENDENT AGENCIES—OTHER—			
Total Current Services		755,155	746,529
GENERAL GOVERNMENT—			
Total Current Services		53,577,774	55,514,136

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
ECONOMIC DEVELOPMENT DEPARTMENT OF AGRICULTURE			
Agriculture—Commissioner's Office	2-187		
Positions		(2)	(2)
Personal Services		33,320	34,388
All Other		14,500	15,200
Agriculture—Departmental Administrative Services	2-189		
Positions		(10½)	(10½)
Personal Services		120,261	124,167
All Other		36,622	37,392
Capital Expenditures		870	—
Agricultural Marketing Services	2-191		
Positions		(5)	(5)
Personal Services		68,321	69,890
All Other		5,000	5,000
Agricultural Promotions Services	2-193		
Positions		(6)	(6)
Personal Services		78,596	80,875
All Other		83,109	83,181
Capital Expenditures		200	—
Animal Industry Services	2-195		
Positions		(12)	(12)
Personal Services		179,250	184,288
All Other		93,450	98,122
Capital Expenditures		15,430	4,430
Plant Industry Services	2-197		
Positions		(5)	(5)
Personal Services		63,729	65,296
All Other		11,830	12,020
Agriculture—Consumer Services	2-199		
Positions		(36)	(36)
Personal Services		431,165	437,260
All Other		348,988	357,500
Capital Expenditures		2,000	4,000
Animal Welfare	2-201		
Positions		(4)	(4)
Personal Services		65,498	66,581
All Other		15,931	16,129
Capital Expenditures		—	—
State Harness Racing Commission	2-209		
Positions		(4)	(4)
Personal Services		88,939	90,915
All Other		46,223	45,773
Capital Expenditures		1,200	—

Part A

	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF AGRICULTURE—(Cont'd)			
State Soil & Water Conservation/ Commission	2-211		
Positions		(3)	(3)
Personal Services		44,488	45,904
All Other		55,523	55,773
Capital Expenditures		110	—
Maine Agricultural Bargaining Board ..	2-213		
Personal Services		3,827	3,909
All Other		6,705	6,705
Board of Pesticides Control	2-221		
Positions		(1½)	(1½)
Personal Services		22,635	22,833
All Other		7,560	7,560
AGRICULTURE—Total Current Services		1,945,280	1,975,091
DEPARTMENT OF BUSINESS REGULATION			
Business Regulation/Commissioner's Office	2-225		
Positions		(2)	(2)
Personal Services		37,948	38,319
All Other		3,000	3,000
Bureau of Banking/Banks and Banking	2-227		
Positions		(3)	(3)
Personal Services		40,401	41,500
All Other		6,300	6,615
Capital Expenditures		600	—
Bureau of Insurance	2-229		
Positions		(1)	(1)
Personal Services		26,482	27,840
All Other		6,500	6,500
Maine State Boxing Commission	2-231		
Positions		(3½)	(3½)
Personal Services		8,445	8,456
All Other		3,070	3,500
BUSINESS REGULATION— Total Current Services		132,746	135,730

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF MARINE RESOURCES			
Marine Resources—Federal/State			
Matching Funds	2-245		
Unallocated		221,778	221,832
Marine Resources—Enforcement			
Division	2-247		
Positions		(43)	(43)
Personal Services		721,400	742,929
All Other		137,186	131,024
Capital Expenditures		94,800	46,350
Marine Resources—Administration/			
Research/Market/Extension	2-251		
Positions		(41)	(41)
Personal Services		529,179	545,759
All Other		188,477	189,519
Capital Expenditures		29,620	10,670
MARINE RESOURCES—			
Total Current Services		1,922,440	1,888,083
INDEPENDENT AGENCIES—REGULATORY			
Industrial Accident Commission 2-277			
Positions		(22)	(22)
Personal Services		253,690	259,013
All Other		43,400	42,400
Capital Expenditures		4,400	4,700
PUC—Administrative Division 2-303			
Positions		(21)	(21)
Personal Services		297,200	312,800
All Other		183,100	194,900
Capital Expenditures		5,900	300
Board of Certification of Water			
Treatment Plant Operators	2-313		
All Other		2,300	2,300
INDEPENDENT AGENCIES—			
REGULATORY—Total		789,990	816,413
ECONOMIC DEVELOPMENT—			
Total Current Services		4,790,456	4,815,317

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EDUCATION AND CULTURE			
Department Wide			
Positions		(-15)	(-15)
Personal Services		(-167,760)	(-168,345)
(Reduces funds appropriated to the department. It is the intent of the Legislature that these reductions in positions and funds be made on a department basis. These reductions shall not apply to any of the vocational technical institutes, Gov. Baxter School for the Deaf or the School of Practical Nursing.)			
Education—Teacher Retirement	2-325		
All Other		5,347,630	5,658,430
Education—Finance	2-327		
Positions		(13)	(13)
Personal Services		172,350	176,400
All Other		22,400	22,400
Capital Expenditures		900	700
Bureau of Instruction—Administration .	2-329		
Positions		(2)	(2)
Personal Services		36,450	37,650
All Other		3,900	3,950
Schooling of Children in Unorganized Territory (SCUT)	2-331		
Positions		(55)	(55)
Personal Services		510,512	519,862
All Other		1,574,900	1,631,500
Education—Administrative Services	2-333		
Positions		(6)	(6)
Personal Services		81,668	83,468
All Other		5,200	5,200
Education—Planning & Management Information	2-335		
Positions		(3)	(3)
Personal Services		135,847	137,431
All Other		64,550	64,550
Local School Service—Donated Commodities Program	2-339		
Positions		(4½)	(4½)
Personal Services		45,200	46,650
All Other		5,800	5,850
Local School Services—School Nutrition Program	2-341		
Positions		(7)	(7)
Personal Services		100,250	102,850

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EDUCATION AND CULTURE—(Cont'd)			
All Other		796,650	835,150
Capital Expenditures		550	—
Local School Services—School/ Transportation Program	2-343		
Positions		(3)	(3)
Personal Services		44,535	45,964
All Other		5,692	5,976
Local School Services—School/ Facilities Program	2-345		
Positions		(3)	(3)
Personal Services		50,300	51,450
All Other		4,700	4,750
Education—Human Development & Guidance	2-347		
Positions		(2)	(2)
Personal Services		32,241	33,641
All Other		25,450	25,450
Education—Grant/Loan/ Scholarship Fund	2-349		
All Other		880,300	996,300
Includes funds for 12 new students in 1977-78 and 12 new students in 1978-79 at University of Vermont, 12 new students in 1977-78 and 12 new students in 1978-79 at Tufts Medical School, 6 new students in 1977-78 and 6 new students in 1978-79 at Tufts Dental School, 4 new students in 1977-78 and 4 new students in 1978-79 in Veterinary School.			
Education—Higher Education Services .	2-351		
Positions		(1)	(1)
Personal Services		19,050	19,700
All Other		462,000	485,000
Education—Teachers Education	2-353		
Positions		(2)	(2)
Personal Services		32,150	33,150
All Other		17,750	17,750
Education—Certification and Replacement	2-355		
Positions		(6)	(6)
Personal Services		69,995	72,209
All Other		13,000	13,500

Part A

Page
No.Appropriation From
General Fund

1977-78

1978-79

EDUCATION AND CULTURE—(Cont'd)

Education—Curriculum	2-357		
Positions		(5)	(5)
Personal Services		95,263	101,763
All Other		14,950	14,950
Education—Exceptional Children/ Special Education	2-359		
Positions		(3)	(3)
Personal Services		46,400	47,350
All Other		20,300	20,300
Education—General Purpose Aid for Local Schools	2-361		
All Other			168,652,370
Education—Federal Program Administration	2-365		
All Other		58,000	60,000
Local School Services—Offices of the Director	2-367		
Positions		(3)	(3)
Personal Services		51,750	53,500
All Other		3,448	3,620
Education—General Purpose Aid for Indian Schools (Peter Dana Point School)	2-371		
All Other		233,000	233,000
Education—General Purpose Aid for Indian Schools (Pleasant Point School) ...	2-371		
All Other		281,100	281,100
Education—General Purpose Aid for Indian Schools (Indian Island)	2-371		
All Other		198,200	198,200
Education—Departmental Administration	2-375		
Positions		(4)	(4)
Personal Services		82,900	84,300
All Other		45,350	45,350
Education—Adult Education	2-377		
Positions		(1)	(1)
Personal Services		30,200	31,800
All Other		1,278,515	1,467,712
Unallocated		30,000	30,000

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EDUCATION AND CULTURE—(Cont'd)			
Museum—Research & Collection	2-383		
Positions		(9)	(9)
Personal Services		132,600	136,550
All Other		20,591	21,621
Capital Expenditures		7,500	—
Museum—Education & Public Service ..	2-385		
Positions		(4)	(4)
Personal Services		51,400	52,900
All Other		14,100	14,100
Museum—Exhibit Design and Preparation	2-387		
Positions		(7)	(7)
Personal Services		97,350	100,000
All Other		71,574	75,153
Museum—Administration	2-389		
Positions		(5)	(5)
Personal Services		66,650	68,650
All Other		19,450	19,450
Capital Expenditures		550	700
Arts and Humanities—Sponsored Program	2-391		
All Other		85,650	85,650
Arts and Humanities—Administration ..	2-395		
Positions		(5)	(5)
Personal Services		63,450	64,900
All Other		13,000	13,000
Library—Administration	2-397		
Positions		(6)	(6)
Personal Services		76,600	78,450
All Other		12,550	12,550
Capital Expenditures		550	—
Library—Reader and Information Services	2-399		
Positions		(21)	(21)
Personal Services		211,600	218,400
All Other		51,450	51,450
Capital Expenditures		450	500
Library—Library Development Services	2-401		
Positions		(44½)	(44½)
Personal Services		431,905	443,830
All Other		344,120	350,025
Capital Expenditures		—	34,000

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EDUCATION AND CULTURE—(Cont'd)			
Vocational Education—			
Administration	2-403		
Positions		(3)	(3)
Personal Services		48,300	49,800
All Other		3,000	3,000
Capital Expenditures		150,000	200,000
Education—Vocational Program			
Services	2-407		
Positions		(7)	(7)
Personal Services		104,798	110,001
All Other		9,000	9,000
Vocational Education—Operations	2-409		
Positions		(4)	(4)
Personal Services		58,200	58,250
All Other		5,450	5,450
Vocational Education—Post			
Secondary	2-411		
All Other		50,000	50,000
Northern Maine Vocational Technical			
Institute	2-413		
Positions		(64½)	(64½)
Personal Services		905,200	916,900
All Other		417,950	437,000
Washington County Vocational Technical			
Institute	2-415		
Positions		(30)	(30)
Personal Services		421,550	430,800
All Other		192,750	197,250
Eastern Maine Vocational Technical			
Institute	2-417		
Positions		(62)	(62)
Personal Services		865,650	875,300
All Other		353,500	360,450
Kennebec Valley Vocational Technical			
Institute	2-419		
All Other		222,050	224,050
Central Maine Vocational Technical			
Institute	2-421		
Positions		(60)	(60)
Personal Services		854,000	873,950
All Other		322,200	335,150

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
EDUCATION AND CULTURE—(Cont'd)			
Southern Maine Vocational Technical Institute	2-423		
Positions		(100)	(100)
Personal Services		1,478,700	1,503,400
All Other		565,450	596,400
School of Practical Nursing	2-425		
Positions		(9)	(9)
Personal Services		123,916	126,546
All Other		16,300	16,300
Office of State Historian	2-427		
All Other		500	500
Maine Historic Preservation Commission	2-429		
Positions		(4)	(4)
Personal Services		23,600	24,150
All Other		4,500	4,500
Governor Baxter School for the Deaf ..	2-431		
Positions		(114)	(114)
Personal Services		1,109,000	1,135,350
All Other		179,200	183,250
Capital Expenditures		52,100	36,300
DEPARTMENT OF EDUCATIONAL AND CULTURAL SERVICES—			
Total Current Services		23,173,490	192,898,777
INDEPENDENT AGENCIES—OTHER			
Post-Secondary Education Commission of Maine (PECOM)	2-437		
Positions		(1)	(1)
Personal Services		16,000	18,000
All Other		9,000	7,000
INDEPENDENT AGENCIES—NOT PART OF STATE GOVERNMENT			
Maine Historical Society	2-441		
All Other		24,000	24,000
Maine Maritime Academy	2-443		
All Other		1,713,137	1,798,793
University of Maine—Educational and General Activities	2-447		
All Other		35,290,408	37,054,928

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
INDEPENDENT AGENCIES—Not Part of State Government—(Cont'd)			
University of Maine—Educational and General Activities (Student Aid) ..	2-447		
All Other		700,000	700,000
University of Maine—Maine Public Broadcasting Network	2-453		
All Other		824,688	855,782
University of Maine—Bigelow Research Lab			
All Other		140,973	148,021
EDUCATION AND CULTURE—Total		61,891,696	233,505,301
HUMAN SERVICES			
Human Services—Aid to Charitable Institutions	2-463		
All Other		164,665	175,030
Medical Care Administration	2-465		
Positions		(25)	(25)
Personal Services		305,537	314,387
All Other		345,120	357,960
General Assistance—Bureau of Social Welfare	2-467		
All Other		1,320,000	1,452,000
Human Services—Bureau of Administration	2-469		
Positions		(79)	(79)
Personal Services		834,733	855,678
All Other		149,822	150,832
Capital Expenditures		—	—
Human Services—Regional Administration	2-469		
Positions		(181)	(181)
Personal Services		1,917,631	1,975,160
All Other		767,891	785,852
Health—Medical Care	2-471		
All Other		17,963,000	20,702,000

It is the intent of the Legislature that reimbursement of physicians shall not exceed 90% of fees charged on the effective date of this Act.

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
HUMAN SERVICES—(Cont'd)			
Health—Intermediate Care	2-473		
All Other		11,128,006	12,098,000
Bureau of Health	2-475		
Positions		(89)	(89)
Personal Services		1,210,965	1,243,377
All Other		295,143	308,996
Health—Treatment of Cystic Fibrosis	2-477		
All Other		1,175	5,000
Crippled Children Services	2-483		
Positions		(5)	(5)
Personal Services		86,172	89,113
All Other		8,845	8,860
Social Welfare—Food Stamp Program .	2-489		
Positions		(43)	(43)
Personal Services		485,513	501,125
All Other		466,201	486,448
Supplemental Security Income— Mandatory Payments	2-491		
All Other		5,400,492	6,800,000
Social Welfare—Aid to Families with Dependent Children	2-497		
All Other		14,472,869	14,569,008
No reduction in the rateable reduction per- centage being paid as of July 1, 1977 shall be made without prior legislative approval.			
Social Welfare—Work Incentive Program	2-499		
All Other		290,208	304,581
Resource Development—Child Welfare Services	2-503		
All Other		1,977,095	2,080,950
Bureau of Social Welfare	2-505		
Positions		(19)	(19)
Personal Services		285,179	292,817
All Other		183,431	191,299
Bureau of Resource Development— State Seed	2-505		

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
HUMAN SERVICES—(Cont'd)			
Day Care Services			
All Other		157,306	168,294
Homemaker Services			
All Other		29,436	31,497
Transportation Services			
All Other		20,313	21,736
Aftercare—Req. #3			
All Other		10,670	11,439
Resource Development	2-507		
Priority Social Services			
Positions		(4)	(4)
Personal Services		57,344	59,196
All Other		477,127	501,071
Developmental Day Care			
All Other		374,943	393,690
Funds appropriated for Developmental Day Care shall not be transferred or used for any other purpose, and when additional funds become available to the department for the same purpose as provided for in Public Law 94-401 they shall be used to eliminate the need for state appropriation and the balance left in the Day Care Account shall lapse to the General Fund.			
Bureau of Resource Development—			
Administration	2-513		
Positions		(13)	(13)
Personal Services		208,210	214,208
All Other		65,112	68,368
Bureau of Maine's Elderly	2-515		
Positions		(9)	(9)
Personal Services		101,133	104,664
All Other		534,490	545,046
Includes up to \$50,000 each year in All Other for the Committee on Aging.			
Division of Eye Care	2-517		
Positions		(13)	(13)
Personal Services		181,038	186,108
All Other		449,007	462,427
Bureau of Rehabilitation—			
Administration	2-519		

Part A	Page No.	Appropriation From General Fund				
		1977-78	1978-79			
HUMAN SERVICES—(Cont'd)						
Positions		(6)	(6)			
Personal Services		59,465	61,367			
All Other		18,241	18,451			
Bureau of Rehabilitation—						
Vocational Rehabilitation	2-521					
Positions		(21)	(21)			
Personal Services		263,269	271,945			
All Other		291,783	299,283			
Office of Alcoholism and Drug						
Abuse Prevention	2-525					
Positions		(10)	(10)			
Personal Services		142,004	146,322			
All Other		631,846	644,436			
Human Services—Legal Services				2-527		
Positions		(8)	(8)			
Personal Services		121,850	125,776			
All Other		15,888	16,070			
DEPARTMENT OF HUMAN SERVICES—						
Total Current Services		64,270,168	70,099,867			
HUMAN SERVICES COUNCIL				2-531		
Positions		(1)	(1)			
Personal Services		20,075	20,145			
All Other		12,020	13,169			

Any and all reasonable steps shall be taken to provide federal matching funds on a high priority basis for the Council. All expenditures of the Council eligible for federal funds shall be claimed at the highest appropriate rate of federal matching pursuant to various federal laws including, but not limited to, those relating to Title XX Social Services, Title XIX Medicaid, and Title IV Aid to Families with Dependent Children of the U.S. Social Security Act. Any balance of funds appropriated to the Human Services Council remaining at the end of a fiscal year shall not lapse but shall be carried forward from year to year to be expended for the same purpose.

HUMAN SERVICES COUNCIL—
Total Current Services

32,095

33,314

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF INDIAN AFFAIRS			
Indian Affairs—Administration	2-537		
Positions		(12)	(12)
Personal Services		115,691	119,049
All Other		540,485	552,535
Capital Expenditures		800	—
DEPARTMENT OF INDIAN AFFAIRS—			
Total Current Services		656,976	671,584
DEPARTMENT OF MENTAL HEALTH AND CORRECTIONS			
Mental Health and Corrections—			
Departmental Operations	2-543		
Positions		(60)	(60)
Personal Services		887,707	910,910
All Other		123,939	130,136
Capital Expenditures		4,294	550
Mental Health and Corrections—			
Departmental Operations—Food . . .	2-543		
All Other		*1,362,508	1,412,054
Mental Health and Corrections—			
Departmental Operations—Fuel . . .	2-543		
All Other		*1,246,000	1,300,000
Mental Health and Corrections—			
Departmental Operations—Unemployment Compensation	2-543		
All Other		*250,000	250,000
* Balances in these accounts to carry to 1978-79.			
Mental Health Services	2-545		
All Other		1,968,934	1,968,934
Augusta Mental Health Institute	2-547		
Positions		(600)	(600)
Personal Services		6,435,657	6,625,360
All Other		882,112	909,718
Capital Expenditures		24,000	18,000
Unallocated		—	—
Bangor Mental Health Institute	2-549		
Positions		(485)	(485)
Personal Services		4,817,790	4,961,618
All Other		710,075	723,078
Capital Expenditures		10,933	10,933
Mental Retardation Services	2-551		
All Other		270,000	270,000

Part A

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPT. OF MENTAL HEALTH AND CORRECTIONS—(Cont'd)			
Pineland Center	2-553		
Positions		(649)	(649)
Personal Services		6,286,943	6,472,544
All Other		673,038	704,741
Capital Expenditures		75,000	55,000
Aroostook Residential Center	2-555		
Positions		(8)	(8)
Personal Services		86,029	88,689
All Other		22,054	22,204
Capital Expenditures		1,090	510
Elizabeth Levinson Center	2-557		
Positions		(69)	(69)
Personal Services		604,275	623,433
All Other		90,472	94,600
Capital Expenditures		6,825	1,950
Correctional Services—Community			
Correctional Services	2-559		
All Other		147,928	—
It is the intent of the Legislature that the Correctional Improvement Plan shall be submitted to the Health and Institutional Services Committee for approval prior to funding in future years. Such approval shall start with the plan for fiscal year ending June 30, 1979.			
Maine Youth Center	2-561		
Positions		(211)	(211)
Personal Services		2,482,710	2,552,520
All Other		289,434	291,593
Capital		17,000	9,000
Maine Correctional Center—South			
Windham	2-563		
Positions		(130)	(130)
Personal Services		1,445,037	1,484,108
All Other		233,108	239,264
Capital		10,000	4,410
State Prison	2-565		
Positions		(182)	(182)
Personal Services		2,168,931	2,231,407
All Other		471,325	471,325
Capital		10,600	8,000
State Parole Board	2-567		

Part A

Page
No.

Appropriation From
General Fund
1977-78 1978-79

DEPT. OF MENTAL HEALTH AND CORRECTIONS—(Cont'd)

Positions	(2)	(2)
Personal Services	32,200	32,491
All Other	8,798	8,798

State Military and Naval Children's

Home 2-569

Positions	(13)	(13)
Personal Services	126,739	130,561
All Other	13,957	13,957

Probation and Parole 2-571

Positions	(68)	(68)
Personal Services	923,286	951,473
All Other	170,236	170,236

DEPARTMENT OF MENTAL HEALTH AND
CORRECTIONS—Total Current Services

35,390,964	36,154,105
------------	------------

INDEPENDENT AGENCIES—ADVISORY

Advisory Council on the

Status of Women 2-573

All Other	2,500	2,500
-----------	-------	-------

INDEPENDENT AGENCIES—OTHER

Maine Human Rights Commission—

Regulation 2-577

Positions	(4)	(4)
Personal Services	53,621	55,257
All Other	17,773	17,773

INDEPENDENT AGENCIES—
NOT PART OF STATE GOVERNMENT

Indian Housing Authority—

Penobscot Tribal Reservation 2-581

All Other	31,000	32,300
-----------	--------	--------

Indian Housing Authority—

Pleasant Point - Passamaquoddy ... 2-583

All Other	39,200	41,200
-----------	--------	--------

Indian Housing Authority—

Indian Township - Passamaquoddy . 2-585

All Other	51,000	53,600
-----------	--------	--------

HUMAN SERVICES—Total

100,545,297	107,161,500
-------------	-------------

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
MANPOWER			
DEPARTMENT OF MANPOWER AFFAIRS			
Bureau of Labor—Administration	2-591		
Positions		(13)	(13)
Personal Services		150,112	155,561
All Other		20,424	20,424
Capital		1,025	
Bureau of Labor—Regulatory Boards . .	2-593		
Positions		(27)	(27)
Personal Services		345,081	360,575
All Other		55,198	55,198
Maine Labor Relations Board	2-597		
Positions		(6)	(6)
Personal Services		125,627	128,101
All Other		21,200	21,200
Capital		1,108	810
MANPOWER—Total		719,775	741,869
NATURAL RESOURCES			
DEPARTMENT OF CONSERVATION			
Division of Forest Fire Control	2-605		
Positions		(93)	(93)
Personal Services		1,870,288	1,929,995
All Other		809,023	849,475
Capital		352,705	329,915
Any balance remaining in the Division of Forest Fire Control shall carry forward to be used for the same purposes.			
Entomology	2-607		
Positions		(18½)	(18½)
Personal Services		311,268	322,327
All Other		91,669	96,252
Capital		19,620	13,780
Shade Tree Planting			
Positions		(½)	(½)
Personal Services		7,804	7,832
All Other		60,000	60,000
(All other funds in the Shade Tree Planting Program shall be used for grants only. Technical and other assistance shall be provided as in the past)			
Spruce Budworm Control	2-609		
Unallocated		1,779,769	439,517

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF CONSERVATION—(Cont'd)			
Division of Forest Management	2-611		
Positions		(28½)	(28½)
Personal Services		395,483	409,886
All Other			75,940
Capital			5,730
State Forest Nursery			
Positions		(2)	(2)
Personal Services		65,098	65,326
All Other		29,032	29,186
Capital		4,500	
Parks—General Operations	2-613		
Positions		(45½)	(45½)
Personal Services		1,355,884	1,396,425
All Other		237,471	237,471
Capital		139,005	63,055
Municipal Recreation Fund	2-617		
All Other		100,000	100,000
Bureau of Geology	2-623		
Positions		(5)	(5)
Personal Services		106,494	109,271
All Other		18,701	18,701
Capital		840	
Maine Land Use Regulation Commission	2-627		
Positions		(11)	(11)
Personal Services		183,249	188,162
All Other		121,542	121,562
Capital		5,730	
Central Administrative Direction and Service	2-629		
Positions		(15)	(15)
Personal Services		206,413	211,808
All Other		31,876	31,876
Capital		950	
Coastal Island Registry	2-639		
All Other		6,700	6,700
DEPARTMENT OF CONSERVATION—			
Total Current Services		8,311,114	7,120,192

Part A

Page No.	Appropriation From General Fund	
	1977-78	1978-79

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Environmental Protection—**

Administration 2-645

Positions	(10)	(10)
Personal Services	168,568	173,419
All Other	107,751	114,320
Capital	1,711	1,194

Bureau of Land Quality Control 2-649

Positions	(12)	(12)
Personal Services	162,950	168,400
All Other	85,300	85,960
Capital	4,110	330

Bureau of Air Quality Control 2-651

Positions	(12)	(12)
Personal Services	154,000	159,200
All Other	53,500	54,000
Capital	19,250	16,750

Bureau of Water Quality Control 2-653

Positions	(38)	(38)
Personal Services	533,100	551,000
All Other	203,160	208,610
Capital	27,210	24,310

**DEPARTMENT OF ENVIRONMENTAL
PROTECTION—Total Current Services**

1,520,610	1,557,493
-----------	-----------

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE**Fisheries and Wildlife—Central**

Administrative Services 2-655

All Other	95,800	95,800
-----------	--------	--------

Atlantic Sea Run Salmon Commission .. 2-663

Positions	(6)	(6)
Personal Services	90,881	93,601
All Other	27,735	27,735
Capital	2,930	9,525

**DEPARTMENT OF INLAND FISHERIES
AND WILDLIFE—Total Current Services**

217,346	226,661
---------	---------

INDEPENDENT AGENCIES—OTHER

Saco River Corridor Commission 2-669

All Other	12,500	12,500
-----------	--------	--------

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
INDEPENDENT AGENCIES—INTERSTATE COMPACT			
Atlantic States Marine Fisheries			
Commission	2-671		
All Other		10,200	10,200
NATURAL RESOURCES—Total		10,071,770	8,927,046
PUBLIC PROTECTION			
DEPARTMENT OF DEFENSE AND VETERANS SERVICES			
Military, CEP and Veterans Services—			
Central Administration	2-675		
Positions		(8)	(8)
Personal Services		107,002	110,084
All Other		3,420	3,460
Capital		800	
Military Training and Operations	2-679		
Positions		(88)	(88)
Personal Services		841,000	866,230
All Other		618,078	635,578
Capital		34,869	20,000
Provides additional funding of \$35,000 in each year to eliminate the need of closing any armory.			
Bureau of Civil Emergency Preparedness—			
Administration	2-685		
Positions		(14)	(14)
Personal Services		86,788	89,108
All Other		41,772	42,175
Capital		175	5,090
Service to Veterans	2-687		
Positions		(23)	(23)
Personal Services		246,335	254,259
All Other		468,486	468,996
Capital		520	260
Veterans Memorial Cemetery	2-689		
Positions		(3)	(3)
Personal Services		36,467	37,406
All Other		18,248	18,702
Capital		2,750	1,825
DEPARTMENT OF DEFENSE AND VETERANS SERVICES—Total Current Services		2,506,710	2,553,173
DEPARTMENT OF PUBLIC SAFETY			
State Police			
All Other	2-695	2,273,121	2,310,621

Part A	Page No.	Appropriation From General Fund	
		1977-78	1978-79
DEPARTMENT OF PUBLIC SAFETY—(Cont'd)			
Public Safety—Liquor Enforcement 2-699			
Positions		(22)	(22)
Personal Services		306,500	316,300
All Other		51,900	51,900
Capital		30,600	32,000
Maine Criminal Justice Academy 2-701			
Positions		(14)	(14)
Personal Services		152,100	157,000
All Other		124,700	125,200
Capital		2,150	
		<hr/>	<hr/>
DEPARTMENT OF PUBLIC SAFETY—			
Total Current Services		2,941,071	2,993,021
PUBLIC PROTECTION—Total		<hr/> 5,447,781	<hr/> 5,546,194
TRANSPORTATION			
DEPARTMENT OF TRANSPORTATION			
Waterways—Administration 2-765			
All Other		730,600	872,130
Aeronautics—Administration 2-771			
Positions		(4)	(4)
Personal Services		73,955	75,991
All Other		211,710	212,210
State Plane			
Positions		(1)	(1)
Personal Services		18,517	18,592
All Other		24,294	50,603
All fees collected for the use of the State Plane shall be credited to the General Fund. It is estimated that these fees will be \$20,800 in 1977-78 and \$20,700 in 1978-79.			
		<hr/>	<hr/>
TRANSPORTATION—Total		1,059,076	1,220,526
Sub Total		238,103,625	417,440,889
DEPARTMENT OF FINANCE AND ADMINISTRATION			
CAPITAL CONSTRUCTION/REPAIRS/IMPROVEMENTS			
All Other		1,003,965	1,003,968
Capital		1,047,633	382,350
		<hr/>	<hr/>
Sub Total		2,051,598	1,386,318

Part A

Page No.	Appropriation From General Fund	
	1977-78	1978-79

DEPARTMENT OF FINANCE AND ADMINISTRATION —(Cont'd)
CAPITAL CONSTRUCTION/REPAIRS/IMPROVEMENTS

The Capital Construction / Repairs / Improvements Program for fiscal year 1978, includes a sum not to exceed \$500,000 for construction of a gymnasium at the Maine Correctional Center—South Windham.

GENERAL FUND TOTAL

240,155,223418,827,207

PART B

Sec. 1. 5 MRSA § 196, last sentence, as last amended by PL 1975, c. 771, § 49, is further amended to read:

The compensations of the deputy attorneys general, staff attorneys, assistant attorneys general and secretary to the Attorney General shall be fixed by the Attorney General with the approval of the Governor, but such compensations shall not in the aggregate exceed the amount appropriated therefor and shall not result in an increased request to future Legislatures.

Sec. 2. 5 MRSA § 243, sub-§ 8 is enacted to read:

8. Postaudit. To perform postaudits of all accounts and financial records of any organization, institution or other entity receiving or requesting an appropriation or grant from the State Government and to issue reports on such audits at such times as the Legislature or the State Auditor may require.

Sec. 3. 20 MRSA c. 301-A, as amended, is repealed.

Sec. 4. 20 MRSA § 3755 is enacted to read:

§ 3755. Compliance with federal and state laws and regulations

The commissioner shall insure that any federal or state funds distributed to any school administrative unit are spent in compliance with:

1. Revenue sharing. Provisions of federal laws and regulations, Title 31, USCA, section 1242, as amended, and Part 51, chapter I of Subtitle B in Title 31 of the Code of Federal Regulations;

2. Education amendments. Title 9 of the Education Amendments of 1972, 20 USC § 1681 et seq., and Part 86 of Title 45 of the Code of Federal Regulations;

3. Civil Rights Act. Title 6 of the Civil Rights Act of 1964, 42 USC 2000d and Part 80 of Title 45 of the Code of Federal Regulations;

4. **Human Rights Act.** Title 5, chapter 337 of the Maine Revised Statutes and the regulations promulgated pursuant to sections 4551 to 4631; and

5. **Code of Fair Practices and Affirmative Action.** Title 5, sections 781 to 790 of the Maine Revised Statutes.

Sec. 5. 23 MRSA § 255, last ¶, first sentence, as last amended by PL 1971, c. 593, § 22, is further amended to read:

The reimbursable costs provided in this section shall be paid from the ~~general fund~~ **General Highway Fund** operating capital under the direction of the department, and said ~~general fund~~ **General Highway Fund** operating capital shall be repaid in full for any costs so paid from reimbursements received by the department from the Federal Government on account thereof.

Sec. 6. 23 MRSA § 3414, 1st sentence, as last amended by PL 1971, c. 593, § 19, is further amended to read:

The amount to be paid in any year by the Department of Transportation acting for the State under sections 3411 to 3413, and any maintenance expense allocated to the State under section 2903, except as herein provided, shall not exceed \$25,000 for work in connection with town ways, and said amount shall be appropriated from the **General Highway Fund** for each fiscal year.

Sec. 7. P & SL 1967, c. 175, last sentence is repealed.

Sec. 8. P & SL 1975, c. 147, **PART A**, is amended in that part relating to "Probate Laws Revision Commission" by adding at the end a new paragraph to read:

Any unexpended balance remaining June 30, 1977, shall carry forward until June 30, 1979.

Sec. 9. P & SL 1975, c. 147, **PART C**, § 28, is amended to read:

Sec. 28. Notwithstanding any law or regulation, the following funds of the State shall repay a portion of their outstanding loans from the General Fund during 1976-77 as set forth opposite their names.

Seed Potato Board Fund	\$ 15,000
State Lottery Fund	65,000
Postal, Printing and Supply Fund	50,000
	<hr/>
	\$130,000
	\$115,000

Sec. 10. **Expenditures of funds authorized; Fort Fairfield Potato Blossom Festival.** Notwithstanding any other provision of law or regulation, the Maine Potato Commission may expend up to \$8,000 annually for support of the Fort Fairfield Potato Blossom Festival.

Sec. 11. **Loan repayment schedule for the Maine Seed Potato Board.** The Maine Seed Potato Board shall repay the balance of the loan from the General Fund, provided under the private and special laws of 1967, chapter 175, in accordance with the following schedule:

1978-79	\$10,000
1979-80	10,000
1980-81	10,000
1981-82	10,000
1982-83	10,000
Total loan balance	<u>\$50,000</u>

Sec. 12. Balance lapse; Gear Damage Fund. Any unencumbered balance in the Gear Damage Fund on June 30, 1977 shall lapse to the General Fund.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1977.

Effective July 1, 1977

CHAPTER 381

AN ACT Relating to the Law Governing the Manufacturers, Distributors and Dealers of Beverage Containers.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the law governing the manufacturers, distributors and dealers becomes effective on January 1, 1978; and

Whereas, the Commissioner of Agriculture must adopt rules and regulations relating to the type, kind and size of the beverage containers; and

Whereas, manufacturers, distributors and dealers of beverage containers must manufacture beverage containers for use in Maine well in advance of January 1, 1978; 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. 32 MRSA § 1861, sub-§ 2, as enacted by PL 1975, c. 739, § 16, is amended by adding at the end the following new paragraph:

This chapter will be administered by the Department of Agriculture with the authority to interpret the chapter and to issue the necessary rules and regulations in order to carry it into effect.

Sec. 2. 32 MRSA § 1870 is enacted to read: