

MAINE STATE LEGISLATURE

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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

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TITLE 3, SECTION 164, SUBSECTION 6.

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1977

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

1977

Said election shall be called by the municipal officers of the Town of Winter Harbor and shall be held at the regular voting places; the dates of said elections shall be determined by said municipal officers, but the first such meeting of said district shall not be later than the first day of ~~January, 1977~~ July, 1977.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 17, 1977

CHAPTER 39

AN ACT to Make Allocations from the Department of Inland Fisheries and Wildlife 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 unless enacted as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Department of Inland Fisheries and Wildlife will become due and payable on or 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. Allocation of inland fisheries and wildlife funds. In order to provide for the expenditures necessary for the operation of the Department of Inland Fisheries and Wildlife for the next 2 fiscal years — from July 1, 1977 to June 30, 1978 and from July 1, 1978 to June 30, 1979 — the following sums or as much thereof as shall severally be found necessary, as designated in the following tabulation, are hereby allocated out of any moneys lawfully available to the department. 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 allocations on the basis of such allotments and not otherwise.

Policy Area		Allocations	
Code No.	Umbrella Identity Program	Page No.	1977-78 1978-79

09 DEPARTMENT OF INLAND FISHERIES AND WILDLIFE

0266	Fish and Wildlife — Watercraft Registration and Safety	2-657		
	Unallocated		\$ 253,831	\$ 203,519
0256	Fish and Wildlife — Central Administrative Services	2-655		
	Unallocated		\$6,750,000	\$6,750,000
	Policy Area		Allocations	
Code No.	Umbrella Identity Program	Page No.	1977-78	1978-79
0267	Fish and Wildlife — Snowmobile Registration	2-661		
	Unallocated		\$ 398,780	\$ 408,780
	TOTAL CURRENT SERVICES		<u>\$7,402,611</u>	<u>\$7,362,299</u>

Amounting to \$7,402,611 for the fiscal year ending June 30, 1978 and \$7,362,299 for the fiscal year ending June 30, 1979.

Sec. 2. Reduction of revenue. In the event that actual revenue fails to equal estimates during either year of the biennium, the commissioner shall so report to the Governor and he may temporarily curtail allotments so that expenditures will not exceed the anticipated income.

Sec. 3. Revenue in excess of estimates. Actual revenue, in excess of that estimated and approved by the Legislature, received in either year of the biennium, may be utilized by the department for current programs when recommended by the commissioner and the allotment of such funds is approved by the Governor.

Sec. 4. Unencumbered allocated balances. At the end of each year of the biennium, all unencumbered allocated balances, including existing balances, representing inland fisheries and wildlife moneys shall be set aside in a separate account and may be used for other current programs when recommended by the commissioner and the allotment of such funds is approved by the Governor.

Sec. 5. New programs established by the 108th Legislature. In the event that legislation concerning the department is enacted by the 108th Legislature which requires an expenditure in addition to that now shown in section 1, the department is authorized to carry out the intent of such legislation through the use of such funds as are available. The same procedure as to the allotment of such funds shall be followed as that outlined in sections 1 and 2.

Sec. 6. Additional federal funds. Federal funds received in excess of those included in section 1 may be utilized by the department when properly allotted through the same procedure as outlined in sections 1 and 2.

Sec. 7. 12 MRSA § 1966 is enacted to read:

§ 1966. Availability of financial statement

The Commissioner of Inland Fisheries and Wildlife shall make the annual financial statement for the Department of Inland Fisheries and Wildlife available for public inspection within 180 days after the close of the fiscal year which is the subject of the report.

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

Effective July 1, 1977

CHAPTER 40

AN ACT Repealing the Bay Point Village Corporation.

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

Sec. 1. P & SL 1925, c. 11, repealed. Subject to the provisions of section 7 of this Act, Chapter 11 of the Private and Special Laws of 1925, as amended by the Private and Special Laws of 1927, chapter 16; 1951, chapter 222 and 1973, chapter 85, is repealed.

Sec. 2. Rights, etc. of the Bay Point Village Corporation vested in the Town of Georgetown. Upon the acceptance of this Act as provided in section 7 hereof, all real and personal property, or any interests therein, owned by the Bay Point Village Corporation, together with all accounts receivable, choses in action and all other rights and benefits that may be either then due and payable to, or would accrue to, or for the benefit of said Bay Point Village Corporation but for this Act, shall be and become the property of the Town of Georgetown without the payment of any consideration; said town being hereby vested with all rights and power of holding, disposing of or enforcing all of such rights so acquired.

Sec. 3. Contracts, etc. to be assumed by the Town of Georgetown. Upon the acceptance of this Act as provided in section 7 hereof, all contracts, obligations and liabilities of said Bay Point Village Corporation, incurred prior to the acceptance of this Act, shall be assumed and performed by the Town of Georgetown. The term "liabilities" shall include the maintenance and snow plowing of all roads and ways customarily maintained and plowed by the Village Corporation as of the date of the acceptance of this Act by the voters of the Town of Georgetown, including the following roads: Ocean Way Road to Simpson's Garage, Howard Avenue to Keens Garage and First Beach Road.