

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

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

J.S. McCarthy Co.
Augusta, Maine
1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND AND THIRD SPECIAL SESSIONS

and

SECOND REGULAR SESSION

and

FOURTH AND FIFTH SPECIAL SESSIONS

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

CHAPTER 702

H.P. 2382 - L.D. 2144

**AN ACT Making Appropriations and
Allocations for the Expenditures of State
Government and Changing Certain Provisions
of the Law Necessary to the Proper
Operations of State Government for the
Fiscal Years Ending June 30, 1982 and
June 30, 1983.**

Emergency preamble. Whereas, Acts of 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 state departments and institutions will become due and payable immediately; 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:

PART A

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, 1982 and June 30, 1983, the following sums, 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

these 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 joint standing committee having jurisdiction over appropriations and financial affairs, unless recommended by the State Budget Officer and approved by the Governor in accordance with established law.

Sec. 3. 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.

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.

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. 4. Personal Services policy and review. The Bureau of the Budget, 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 and managed in the most economical and efficient manner to accomplish the intent of the Legislature. Permanent positions for which funds are appropriated or allocated shall be classified positions, unless specifically designated otherwise by the Legislature. It shall be the responsibility of the Commissioner of Personnel and the State Budget Officer to ensure that classified and unclassified positions are assigned to a proper pay grade within authorized funds.

Sec. 5. Personal Services flexibility. Any classification or reclassification of a position and any allocation or reallocation of a position within the compensation plan made by the Commissioner of Personnel pursuant to the Personnel Law and rules 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. 6. Merit rating required. It is declared to be the policy of the State that in those instances where annual merit increases are earned and warranted as evidenced by the performance appraisals, they shall be awarded. In those instances where these increases are not earned and warranted, they shall be denied.

In furtherance of this policy, the Commissioner of Personnel, utilizing a form or forms prescribed by the commissioner, is directed to require annual merit ratings on all employees, regardless of whether or not any such employee is eligible or recommended for a merit increase. The form or forms prescribed by the commissioner, in addition to a performance appraisal section, shall include a section wherein each probationary employee's supervisor shall indicate the extent to which the employee has been oriented to the duties and responsibilities of his position. In every instance where an employee is not awarded a merit increase, a record of the reasons therefor and the actions recommended by the employee's supervisor to correct deficiencies, if any, shall be recorded in the performance appraisal.

The Commissioner of Personnel is also directed to develop and install a training program for supervisory personnel, including appropriate guides and manuals, which shall ensure that all evaluators charged with the responsibility of doing employee merit ratings shall do so fairly and equitably, one employee to the next and one organizational unit to another.

The Commissioner of Personnel shall supply to the State Personnel Board all data necessary to monitor and evaluate the performance appraisal system, including data regarding the percentage and distribution of merit increases. The board, pursuant to its powers under the Revised Statutes, Title 5, section 592, shall review the operation of the performance evaluation system and make such recommendations and render such advice to the Commissioner of Personnel as may be necessary to carry out the purposes of this Act.

The Commissioner of Personnel shall forward to the joint standing committee of the Legislature having jurisdiction over State Government the findings and recommendations

of the State Personnel Board, annually, prior to the start of the legislative session.

Sec. 7. Number of necessary employees. The Governor and the State Budget Officer when next preparing budget proposals for the Legislature may, at their discretion, adjust the figures in parentheses, representing numbers of permanent positions, to reflect the number of positions which, in their opinion, are necessary to the proper operation of each department, institution or agency.

Sec. 8. New or expanded programs. No department may establish new programs or expand existing programs beyond the scope of those programs already established, recognized and approved by the Legislature, until the program and the method of financing are submitted to the Bureau of the Budget for evaluation and recommendation to the Legislature and until funds are made available therefor by the Legislature.

Sec. 9. 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 these funds be withdrawn or reduced.

Sec. 10. 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 or loans, 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. 11. 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. The Commissioner of Finance and Administration may develop and institute such review and

control mechanisms as are necessary to ensure that capital equipment purchases authorized by the Legislature are consistent with the intent for which funds were recommended and made available.

Sec. 12. 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, and panel and pickup trucks, excluding those vehicles authorized and assigned for pursuit purposes. Under no circumstances are any state vehicles to be used primarily for commuting purposes. 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. The Commissioner of Finance and Administration may also set appropriate standards with regard to motor vehicle type, size and equipment, and direct that all motor vehicles be purchased in accordance with an established commodity calendar.

Sec. 13. Significant action recommended by the State Budget Officer. The Bureau of the Budget shall inform the joint standing committee having jurisdiction over appropriations and financial affairs through the Legislative Finance Office of significant action recommended by the bureau in the performance of the budget responsibilities assigned.

Sec. 14. 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 the payments are not expressly prohibited by state or federal law or by the terms of a gift or donation made to the State from private sources. These payments shall be credited to the General Fund as undedicated revenue. The State Budget Officer may adjust this assessment to any individual account.

Sec. 15. Unified state budget. The Governor when next submitting the budget to the Legislature shall submit the budget document and the General Fund and Highway Fund bills in a manner that will identify the gross amount of resources for each program. The gross unified budget bills and budget

document shall encompass resources from all funds including, but not limited to General Fund, Highway Fund, Federal Fund Federal Block Grant Fund and Other Special Revenue Funds. Separate gross unified budget bills shall be submitted for the General Fund and the Highway Fund.

Sec. 16. Proportionate distribution of amounts. Except as otherwise provided, the amounts in this Act shall be distributed on a proportionate basis. By way of example, an allocation of \$1,000,000 for Personal Services in a program funded 60% from federal funds and 40% from the General Fund shall be allocated \$600,000 to federal funds and \$400,000 to the General Fund.

Sec. 17. Multiple Accounts Certification. If any amounts identified to a fund in the Source of Funds section are to be distributed to more than one account within that fund, the department or agency head responsible for those funds shall certify to the State Budget Officer the amounts included in each account by line category and, additionally, shall certify that the sum of the accounts by fund, by line category equals the approved totals of the program within the Act.

Sec. 18. Year-end closing. The State Controller may close the books as soon as practicable after the close of the fiscal years ending June 30, 1982, and June 30, 1983. 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. 19. 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, 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. 20. 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 B

APPROPRIATIONS FROM
 GENERAL FUND

1981-82 1982-83

AGRICULTURE, FOOD AND RURAL
 RESOURCES, DEPARTMENT OF

Office of Commissioner

All Other	\$ --	\$ 50,000
Provides funds for initiating the Potato Market Improvement Fund Program.		

Bureau of Agricultural Production

All Other	--	8,000
Provides funds for a Sheep Development Program.		

Bureau of Public Services

All Other	--	20,000
Provides funds for the increased costs of laboratory services.		

AGRICULTURE, FOOD AND RURAL
 RESOURCES, DEPARTMENT OF

Total	\$ --	\$ 78,000
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ATLANTIC STATES MARINE
 FISHERIES COMMISSION

Atlantic States Marine
 Fisheries Commission

All Other	\$ --	\$ 4,000
Provides funds for increased assessment to the State for membership on the commission, \$2,400, and for travel expenses to cover costs of commission members'		

	<u>1981-82</u>	<u>1982-83</u>
travel expenses related to attendance at meetings, \$1,600.		
<hr/>		
ATLANTIC STATES MARINE FISHERIES COMMISSION		
Total	\$ --	\$ 4,000
 <u>ATTORNEY GENERAL,</u> <u>DEPARTMENT OF</u>		
Administration - Attorney General		
Positions	(2)	(2)
All Other	--	\$ 57,500
Provides 2 administrative support positions to compensate for the loss of secretarial support services formerly provided by departments in which attorneys were located. The 2 positions requested can be accommodated within the existing budget of this department. All other funds providing operating cost for the Medicaid Fraud Control Unit.		
Chief Medical Examiner - Office of		
All Other	--	\$ 2,000
Provides funds for planning costs for morgue.		
<hr/>		
ATTORNEY GENERAL, DEPARTMENT OF		
Total	\$ --	\$ 59,500

	<u>1981-82</u>	<u>1982-83</u>
<u>AUDIT, DEPARTMENT OF</u>		
Audit - Departmental Bureau		
Positions		(1)
Personal Services	\$ --	\$ 15,500
<p style="margin-left: 40px;">To provide one additional Legislative Auditor II position in order to meet expected workload.</p>		
Audit - Departmental Bureau		
Personal Services	(3,000)	(3,000)
All Other	3,000	3,000
<p style="margin-left: 40px;">Transfers funds to cover increased operating costs.</p>		
<hr style="width: 20%; margin-left: auto; margin-right: 0;"/> <hr style="width: 20%; margin-left: 0; margin-right: auto;"/>		
<u>AUDIT, DEPARTMENT OF</u>		
Total	\$ --	\$ 15,500
<u>CONSERVATION, DEPARTMENT OF</u>		
Administrative Services		
Positions		(2)
Personal Services	--	\$ 27,558
<p style="margin-left: 40px;">Provides permanent General Fund permanent funding for Clerk Typist I and Accountant I positions previously supported by dedicated revenue sources.</p>		
Entomology		
Personal Services	3,000	18,000
All Other	1,000	3,000
<p style="margin-left: 40px;">Provides funding one limited period position for a Gypsy Moth Control Program in order to provide assistance to municipalities, landowners and individuals.</p>		

	<u>1981-82</u>	<u>1982-83</u>
CONSERVATION, DEPARTMENT OF		
Total	\$ 4,000	\$ 48,558
<u>CORRECTIONS, DEPARTMENT OF</u>		
Correctional Improvement Program		
All Other Provides funds to house inmates in county jails.	156,761	54,750
Department of Corrections		
All Other Provides for training of correctional officers as mandated by Revised Statutes, Title 25, section 2805.	--	75,000
Maine Youth Center		
All Other Provides funds to pay medical and hospital bills.	40,000	20,000
Maine Correctional Center		
Positions		(14)
Personal Services	100,000	213,226
All Other Provides funds to increase staff for security and program needs (funds and position count for (1) Nurse III and (1) Human Service Worker III are included) and to reduce overtime.	--	--
Central Maine Pre-release Center		
Positions		(1/2)
Personal Services Provides funds for overtime payments in fiscal	24,000	5,925

	<u>1981-82</u>	<u>1982-83</u>
year 1982 and a 1/2 time position for the food program in fiscal year 1983.		

Charleston Correctional Center

Positions		(11 1/2)
Personal Services	--	176,463
All Other	--	94,319
Capital Expenditures	--	7,000

Provides funds to increase the capacity of the center by 28 inmates.

Charleston Correctional Center

Positions		(2)
Personal Services	--	24,752
All Other	--	8,683
Capital Expenditures	--	1,500

Provides funds for 2 vocational instructors now funded through CETA.

Charleston Correctional Center

Personal Services	--	49,522
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Provides funds for current personnel for which insufficient funds were requested in the biennial budget.

Maine State Prison

Positions		(13)
Personal Services	339,058	208,169
All Other	--	3,900

Provides funds to increase staff for security and program needs and to reduce overtime.

Maine State Prison

Positions		(3)
Personal Services	--	44,539

	<u>1981-82</u>	<u>1982-83</u>
All Other	--	964
Provides funds for 3 positions used in vocational training programs presently funded through CETA.		
Maine State Prison		
Personal Services	--	47,360
All Other	--	2,166
Provides funds for 3 limited period positions to work in the prison industries program.		
Maine State Prison		
All Other	86,318	4,400
Provides funds for increased All Other expenses.		
Maine State Prison - Food		
All Other	61,840	66,520
Provides funds for increased food expenditures.		
Maine State Prison		
All Other	50,000	--
Provides funds for recent court judgment awarded to former inmate of prison, Barry Brann. The award was for personal injury suffered from an accident at the Maine State Prison.		
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CORRECTIONS, DEPARTMENT OF		
Total	\$ 877,977	\$1,109,158

	<u>1981-82</u>	<u>1982-83</u>
<u>DEFENSE AND VETERANS' SERVICES,</u>		
<u>DEPARTMENT OF</u>		
Military, Training and Operations		
All Other	\$ 45,000	\$ 30,000
To provide funds for workers' compensation claims.		
Military, Training and Operations		
Personal Services	3,347	7,018
Additional funding to support training, construction and repairs programs. (25% state matching share)		
Bureau of Civil Emergency Preparedness		
All Other	6,000	3,000
To provide 50% state match for workers' compensation claims.		
Veterans' Memorial Cemetery		
All Other	12,000	6,000
To provide funds for workers' compensation claims.		
Veterans' Memorial Cemetery		
All Other	3,000	--
Capital Expenditures	16,000	--
To provide funds for increased cost of utilities, fuel and general operating expenses and for mowing equipment.		
DEFENSE AND VETERANS' SERVICES		
DEPARTMENT OF		
Total	\$ 85,347	\$ 46,018

1981-82

1982-83

EDUCATIONAL AND CULTURAL SERVICES,
DEPARTMENT OF

Department Wide

Positions		(-12)
Personal Services	\$ --	\$ (200,000)

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. The positions to be reduced shall be (8) clerical and (4) professional positions. These reductions shall not apply to any of the vocational-technical institutes, Governor Baxter School for the Deaf or Cultural Bureaus.

Administration - Education

Positions		(2)
Personal Services	--	40,707
All Other	--	3,000

Provides funding to offset loss of federal funds currently being used to support Federal, State, Local Coordinator and Clerk Steno III.

Administrative Services - Education

Positions		(4)
Personal Services	--	72,893
All Other	--	15,000

Provides funding to offset loss of federal funds currently being used to support: Director; Reproduction Equipment Supervisor; Clerk Typist II; and Multilith Operator.

	<u>1981-82</u>	<u>1982-83</u>
Planning and Management Information - Education		
All Other	--	12,000
Provides funding to support new school accounting system, training and travel. Like amount decreased under General Purpose Aid for Local Schools, Fiscal Year 1982.		
Planning and Management Information - Education		
Positions		(13)
Personal Services	--	115,141
All Other	--	40,000
Provides funding to offset loss of federal funds currently being used to support: Education Specialist II; Accountant I; Clerk Typist III; Data Control Clerk; 3 Analyst Programmers II; 1 Analyst Programmer III; 1 Data Entry Specialist; 1 Lead Data Entry Specialist; 2 Data Entry Operators; and Clerk Typist I.		
General Purpose Aid for Local Schools		
All Other	(12,000)	--
Provides offsetting decrease for request to provide for training and travel expenses requested under planning and management information, fiscal year 1983, for support of new school accounting system.		

	<u>1981-82</u>	<u>1982-83</u>
General Purpose Aid for Local Schools		
All Other	(5,023,000)	--
Reflects reduced requirement for fiscal year 1982.		
General Purpose Aid for Local Schools		
All Other	--	964,766
Provides funds to increase provisions for local leeway to 1.1 mills or \$140 per pupil.		
Vocational-Technical Institute - Central Maine		
Personal Services	48,352	19,446
All Other	(26,188)	(19,446)
Provides additional Personal Services funding \$22,164 in fiscal year 1982 to meet costs related to student labor, health insurance, overtime and limited period employment. Additional amounts requested for fiscal year 1982 and fiscal year 1983 are partially offset by decreases in All Other funds which are in excess of requirements.		
Vocational-Technical Institute-Northern Maine		
All Other	30,000	--
Provides funding for additional cost of heating fuel.		
Vocational-Technical Institute-Washington County		
All Other	19,000	--
Provides funding for ad-		

	<u>1981-82</u>	<u>1982-83</u>
ditional cost of heating fuel.		
Special Education - Exceptional Children		
Positions		(1)
Personal Services	--	26,576
All Other	--	3,000
Provides funding for supervision of educational programming for blind and visually impaired students. \$26,516 in Personal Services will be offset by a decreased requirement in the Department of Human Services.		
Curriculum - Education		
Positions		(8)
Personal Services	--	135,133
All Other	--	23,000
Provides funding to offset loss of federal funds currently being used to support: 2 Educational Specialists II, 2 at 100%; 4 Educational Specialists III, 2 at 50% and 2 at 100%; and 2 Clerk Typists, both at 50%. It is the legislative intent that the professional staff spend at least 70% of their time in the field, additional All Other funds have been provided to accomplish this.		
Teachers' Education		
Positions		(1)
Personal Services	--	29,145
Provides funding to offset loss of federal funds currently being used to support Director.		

	<u>1981-82</u>	<u>1982-83</u>
Historic Preservation Commission		
Personal Services	--	42,963
All Other	--	10,000
Provides 50% funding to offset loss of federal funds currently being used to support: Architectural Historian; Historian; Clerk Typist II and Director positions.		
Arts and Humanities - Sponsored Programs		
All Other	--	10,000
Provides grants for Maine Touring Program.		
Administration - Library		
Personal Services	--	3,423
Provides funding to cover costs which were not addressed in the department's biennial budget request due to expectations that the planned gradual phase down of the bookmobile program would produce savings which could be used elsewhere. Elimination of funding for the bookmobile program in its entirety precluded such gradual savings from materializing.		
Reader and Information Services - Library		
Personal Services	12,876	25,965
Provides funding to cover costs which were not addressed in the department's biennial		

	<u>1981-82</u>	<u>1982-83</u>
budget request due to expectations that the planned gradual phase down of the bookmobile program would produce savings which could be used elsewhere. Elimination of funding for the bookmobile program in its entirety precluded such gradual savings from materializing.		
Library Development Services		
Positions		(3)
Personal Services	--	64,898
All Other	--	5,000
Provides funding to offset loss of federal funds currently being used to support Education Specialist II, Librarian III and Clerk Typist III positions.		
Library Development Services		
All Other	--	37,500
Provides funds for the talking book program.		
Administration - Museum		
Positions		(1)
Personal Services	--	21,800
All Other	--	1,500
Provides funding to offset loss of federal funds currently being used to support Museum Specialist III position.		
Library Development Services		
Positions		(1)
Provides head count only to allow for conversion of a Library Assistant position from project to permanent status.		

	<u>1981-82</u>	<u>1982-83</u>
Exhibit Design and Preparation - Museum		
All Other	(25,000)	25,000
Provides for transfer of all other funds from the first year to the second year.		
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EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF		
Total	\$(4,975,960)	\$1,528,410
 <u>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</u>		
Environmental Protection - Administration		
Positions		(2)
Personal Services	\$ --	\$ 28,425
Transfers positions and funding for a Clerk Typist II from the Bureau of Water Quality Control and a Clerk Typist III from the Bureau of Land Quality Control to more accu- rately reflect the department's assignment of duties to these employees.		
Environmental Protection - Administration		
Positions		(-1)
Personal Services	--	(17,400)
Transfers position and funding for an Environ- mental Service Special- ist II to the Bureau of Land Quality Control to more accurately reflect the department's assign- ment of duties to this employee.		

	<u>1981-82</u>	<u>1982-83</u>
Land Quality Control		
Positions		(1)
Provides authorization for a full-time Environmental Service Specialist II. Funds are provided by eliminating 2 seasonal Environmental Service Specialist II positions.		
Land Quality Control		
Positions		(-1)
Personal Services	--	(15,300)
Transfers position and funding for a Clerk Typist II to the department's administrative account to more accurately reflect the department's assignment of duties to this employee.		
Land Quality Control		
Positions		(1)
Personal Services	--	17,400
Transfers position and funding for an Environmental Service Specialist II from the department's administrative account to more accurately reflect the department's assignment of duties to this employee.		
Water Quality Control		
Positions		(-1)
Personal Services	--	(13,125)
Transfers position and funding for a Clerk Typist II to the department's administrative		

1981-82 1982-83

account to more accurately reflect the department's assignment of duties to this employee.

Water Quality Control

All Other	--	37,000
Capital Expenditures	--	7,000
Provides funds for the Final Hydrogeologic Analysis of the Impact of Contamination in Gray, Maine.' These funds shall not be used for any other purpose. Should federal funds become available for this purpose, this appropriation shall lapse to the General Fund.		

ENVIRONMENTAL PROTECTION
DEPARTMENT OF

Total	\$ --	\$ 44,000
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EXECUTIVE DEPARTMENT

Executive - Governor's Office

Positions	(1)	(1)
Personal Services	\$ 5,237	\$ 20,947
To provide for the position of Canadian Affairs Coordinator currently operating on federal funds due to expire April, 1982.		

State Development Office

All Other	37,944	79,624
To provide funding for the Washington office.		

	<u>1981-82</u>	<u>1982-83</u>
State Contingent Account		
All Other	75,000	--
Provides funding for a one-time increase to cover unusual expenses.		
State Development Office		
Positions	(2)	(3)
Personal Services	12,212	69,131
To provide funds for positions currently funded with federal funds due to expire April, 1982.		
State Planning Office		
Positions		(4)
Personal Services	--	122,052
To continue 4 key positions of State Economist, Economic Senior Planner, Environmental Research Specialist and Executive Secretary of Land and Water Resources Council, to provide policy planning and coordination services currently funded with federal funds expected to expire.		
State Planning Office		
Positions		(3)
Personal Services	--	64,266
All Other	--	40,000
To continue positions funded by federal funds expected to expire.		
Federal-State Coordinator		
Positions	(1)	(1)
Personal Services	11,432	34,295
To provide funding for Federal-State Coordinator position currently funded by federal funding expected to expire.		

	<u>1981-82</u>	<u>1982-83</u>
Energy Resources, Office of		
Positions		(13)
Personal Services	--	245,000
All Other	--	132,000
Capital Expenditures	--	8,000

To provide funding for 13 new positions and related support as follows:

	<u>RANGE</u>
Deputy Director	31
Supervisor, Planning and Development	29
Director of Public Information	26
Resource Economist	25
Special Assistant to the Director	25
Senior Planner	25
Energy Audit Engineer	24
Business Manager	21
Special Project Coordinator	16
Administrative Secretary	16
Clerk Typist III	12
Clerk Typist II	8
Clerk II	7

A position of Energy Program Coordinator has been created in the past for the purposes of the building standards program. It is expected that this program will no longer require full-time attention and the position will encompass additional energy conservation responsibilities.

This General Fund appropriation will offset partially the loss of federal funds. The positions of Business Manager and Clerk II will be 50% funded by the Public Advocate.

Employee Relations, Office of

All Other	14,000	14,000
For increased funding of data collection and		

	<u>1981-82</u>	<u>1982-83</u>
analysis through Central Computer Services to reflect actual needs.		
Employee Relations, Office of		
Positions	(1 1/2)	(1 1/2)
Personal Services	3,650	21,900
All Other	1,000	15,000
Capital Expenditures	2,200	1,000
To provide funds for expanded training activities including one Staff Development Specialist position and one Clerk II 1/2-time position and related supporting funds.		

Contract Administration

All Other	82,000	50,000
To fund reclassification arbitration, fact finding, mediation and other related costs.		

Division of Community Services - Youth Conservation Corps.

Personal Services	--	33,851
All Other	--	(29,700)
Capital Expenditures	--	(4,151)
To make funds which were appropriated for the Young Adult Conservation Corps program, which is to be discontinued, available to the Youth Conservation Corps summer program.		

EXECUTIVE DEPARTMENT

Total	\$ 244,675	\$ 917,215
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	<u>1981-82</u>	<u>1982-83</u>
<u>FINANCE AND ADMINISTRATION,</u>		
<u>DEPARTMENT OF</u>		
Public Improvements - Planning, Construction - Administration		
Positions		(1)
Personal Services	--	19,500
All Other	--	3,300
Capital Expenditures	--	700
To provide funds for 1 Energy Auditor for ongoing energy manage- ment functions, plus related costs of the new position.		
Public Improvements - Planning, Construction - Administration		
Positions		(4)
Personal Services	--	83,100
All Other	15,000	15,000
Capital Expenditures	4,000	--
Provides funding for ad- ditional operating cost, 1 blue-print machine, transfer of 1 position from building and grounds operation and additional support posi- tions. The Bureau of Public Improvements shall, with the coopera- tion of all other state departments, conduct a study of all facilities leased by the State, the possibility of consoli- dating such leases in existing state-owned or other facilities, or the cost benefit of building new consolidated facili- ties. This study will also accomplish the intent of the Governor's management task force. The Director of the Bureau of Public		

	<u>1981-82</u>	<u>1982-83</u>
Improvements shall report the result of such study to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs during the First Regular Session of the 111th Legislature.		
Capital Construction, Repairs and Improvements		
Unallocated	1,053,000	(502,000)
Building and Grounds Operation		
Positions		(-1)
Personal Services	--	(32,547)
All Other	340,000	--
To transfer the Administrator of Space and Telecommunications to Planning and Construction- Administration. Also provides funds needed for increased electricity and utility costs.		
Purchases, Bureau of		
All Other	--	75,000
To provide funds to continue the design and implementation of a computer system.		
Taxation, Bureau of		
Personal Services	10,202	10,202
To provide funds to extend 11 seasonal positions in the bureau by 5 additional weeks to meet peak workloads during income tax reporting time.		

	<u>1981-82</u>	<u>1982-83</u>
FINANCE AND ADMINISTRATION, DEPARTMENT OF		
Total	\$1,422,202	\$(327,745)

HUMAN SERVICES, DEPARTMENT OF

Administration - Regional

Positions		(7)
Personal Services	--	85,871
All Other	--	11,810
Capital Expenditures	--	6,650
Provides positions and funding for 7 additional staff under the Child and Adult Protective Services Program.		

Social Services - Regional

Positions		(6)
Personal Services	--	117,649
All Other	--	11,322
Capital Expenditures	--	2,700
Provides funds to improve the Protective Caseworker/Supervisor ratio.		

Intermediate Care -
Payments to Providers

All Other	--	44,330
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Provides additional funds for reimbursements to ICF/MR group homes. It is the intent of the Legislature that these funds, combined with federal funds, shall be used to increase the reimbursement for direct care personal services. This increase shall be in addition to the increase already planned by the department.

	<u>1981-82</u>	<u>1982-83</u>
Medical Care Administration		
All Other	168,589	--
Provides funds for audit exception under the Federal Medicaid and Medicare Programs.		
Medical Care Administration		
Positions		(2)
Personal Services	--	39,648
All Other	--	4,000
Capital Expenditures	--	1,600
Provides positions and funding for additional staff for a more efficient boarding home program.		
Catastrophic Illness Program		
All Other	750,000	--
Provides funds to meet prior year commitments.		
Food Stamp Program		
All Other	67,512	9,516
Provides funds to cover the reimbursement for the overcharge of administrative costs of the Food Stamp Program for Knox County for the period of January, 1976 through September, 1981.		
Medical Care Services		
All Other	--	463,000
Provides funds for increased costs due to the change in the basic need rate.		
Work Incentive Program		
All Other	--	150,000
To fund a Work Incentive Demonstration Program		

	<u>1981-82</u>	<u>1982-83</u>
for Aid to Families with Dependent Children recipients.		
Aid to Families with Dependent Children		
All Other	--	(2,727,704)
To deappropriate Aid to Families with Dependent Children matching funds due to the changes in federal rules.		
Aid to Families with Depend- ent Children		
All Other	--	1,772,456
These funds are to be used to increase the standard of need against which payment maximums are determined.		
General Assistance - Reimburse- ment to Cities and Towns		
All Other	750,000	1,000,000
Provides funds for increased cost to the municipalities due to unemployment, fuel, utilities and a reduc- tion in federal assis- tance programs.		
Supplemental Security Income		
All Other	--	83,398
Provides funds for provider agreements under Boarding Homes' Program.		
Supplemental Security Income		
All Other	--	30,456
Provides funds for the department to enter into an agreement with adult		

	<u>1981-82</u>	<u>1982-83</u>
foster homes for housing for 60 individuals who qualify for state assistance.		
State Supplemental to Federal Supplemental Security Income		
All Other	--	628,722
Provides funds for a 6% increase in the small boarding homes services' rate. Increases the limitation of the reimbursable expense of larger homes by the same percentage.		
State Supplemental to Federal Supplemental Security Income		
All Other	607,208	332,208
Provides additional funds for reimbursement of costs to boarding homes.		
Child Welfare Services		
Positions		(1)
Personal Services	--	19,608
All Other	--	1,887
Capital Expenditures	--	450
Provides one position and funding for additional child welfare staff and enables the department to improve its Child Protective Services' programs.		
Bureau of Social Services		
Positions		(7)
Personal Services	--	146,310
Provides funds for the replacement of the 5% administrative fee eliminated under Public Law 1981, chapter 524.		

	<u>1981-82</u>	<u>1982-83</u>
State Funds for Purchased Social Services		
All Other	--	25,000
Provides funds for small incentive grants under the Child Abuse Council.		
State Funds for Purchased Social Services		
All Other	--	35,000
Provides funds for increased support under the Parents Anonymous of Maine.		
Bureau of Rehabilitation		
All Other	--	10,000
Provides funds for the continuation of the Computer Training Project.		
Bureau of Rehabilitation		
All Other	49,600	37,600
Provides matching funds for vocational rehabilitation services.		
Division of Eye Care		
Positions		(-1)
Personal Services	--	(26,516)
To transfer one position and related funding to the Department of Educational and Cultural Services for educational services to blind children.		
<hr/>		
HUMAN SERVICES, DEPARTMENT OF		
Total	\$2,392,909	\$2,316,971

	<u>1981-82</u>	<u>1982-83</u>
<u>JUDICIAL DEPARTMENT</u>		
Courts - Supreme, Superior, District and Administrative Personal Services	\$ 161,795	\$ 461,752
To provide funds for benefits for employees of the Judicial Branch equivalent to those pro- vided to employees of the Executive Branch by Public Law 1981, chapter 453 for confidential employees excluded from collective bargaining.		
<hr/>		
JUDICIAL DEPARTMENT		
Total	\$ 161,795	\$ 461,752
<u>LABOR, DEPARTMENT OF</u>		
Displaced Homemakers' Program		
All Other	\$ --	\$ 38,268
To provide additional funds to meet the demand for services and ensure implementation of opera- tional goals established in Public Law 1981, chapter 515, to develop programs in unserved areas.		
Administration - Bureau of Labor Standards		
Personal Services	4,059	5,822
All Other	9,000	9,000
To provide funds to maintain the salaries of 3 new positions author- ized by Public Law 1981, chapter 512. All other funds are needed to maintain current level of services and related costs.		

	<u>1981-82</u>	<u>1982-83</u>
Regulatory Boards - Bureau of Labor Standards		
All Other	6,000	6,000
<p style="padding-left: 40px;">To provide funds needed to maintain current levels of inspection services in the Minimum Wage, Safety, Boiler and Elevator Divisions.</p>		
<hr/>		
LABOR, DEPARTMENT OF		
Total	\$ 19,059	\$ 59,090
 <u>MARINE RESOURCES,</u> <u>DEPARTMENT OF</u>		
Marine Resources Administration		
Positions		(6)
Personal Services	\$ --	\$ 123,788
<p style="padding-left: 40px;">Provides funds for 6 full-time positions now supported by dedicated revenues or federal funds. Positions are: Deputy Commissioner, Business Manager, Ac- countant, 2 Account Clerks and Stenographer.</p>		
Marine Resources - Administration		
All Other	--	15,000
<p style="padding-left: 40px;">Provides funds to meet the requirements of the Maine Administrative Procedure Act, Title 5, chapter 375.</p>		
Bureau of Marine Development		
All Other	7,000	--
<p style="padding-left: 40px;">Provides funds to pay medical and hospital</p>		

	<u>1981-82</u>	<u>1982-83</u>
costs incurred under workers' compensation.		
Bureau of Marine Development		
Positions		(1)
Personal Services	--	22,514
All Other	--	70,620
Provides funds for the Marine Economic Develop- ment Coordinator's salary, now federally funded, and to continue the Groundfish Develop- ment Program.		
Bureau of Marine Sciences		
All Other	17,500	20,000
Provides funds to cover increased utility costs at Boothbay Harbor, an intensified Paralytic Shellfish Poisoning Mon- itoring Program and other unanticipated costs.		
<hr/>		
MARINE RESOURCES, DEPARTMENT OF		
Total	\$ 24,500	\$ 251,922
<hr/>		
<u>MAINE MARITIME ACADEMY</u>		
Maine Maritime Academy - Operations		
All Other	\$ --	\$ 75,000
Provides funding to offset impact of infla- tion.		
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MAINE MARITIME ACADEMY		
Total	\$ --	\$ 75,000

1981-82

1982-83

MENTAL HEALTH AND MENTAL
RETARDATION, DEPARTMENT OF

Administration - Department of
Mental Health and Mental
Retardation

Positions		(-1)
Personal Services	\$ --	\$(12,823)
All Other	--	39,244

Transfers position and funding of an Accountant I position to Pineland Center. Provides funds to continue state protection and advocacy services lost due to cutbacks in federal funds. Funds requested are sufficient to continue 2 positions and related administrative costs in the Protection and Advocacy Agency.

Food for Institutions

All Other	175,000	175,000
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Provides additional funds needed to meet anticipated expenses.

Fuel for Institutions

All Other	145,000	--
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Provides additional funds needed to meet anticipated expenses.

Augusta Mental Health
Institute

Personal Services	--	20,600
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Provides funds to be combined with a current full-time position to provide a psychiatrist 2 days a week at the Maine State Prison and 3 days a week at the Augusta Mental Health Institute.

	<u>1981-82</u>	<u>1982-83</u>
Bangor Mental Health Institute		
Positions	(5)	(5)
Personal Services	19,875	79,500
All Other	50,000	5,000
Capital Expenditures	--	75,000
Provides positions and funding for 3 Nurse III and 2 Occupational Therapy Aide positions for Unit D-1; funds to cover workers' compensa- tion and utility cost increases; and funds for refurbishing the Pooler Pavilion and main build- ing.		
Community Mental Retardation Services		
All Other	500,000	1,000,000
Provides funds for com- munity mental health services to comply with appendix "B" of the Pineland Consent Decree.		
Pineland Center		
All Other	100,000	--
Provides funds to pay for legal fees and work- ers' compensation claims.		
Pineland Center		
Positions		(6)
Personal Services	--	65,135
All Other	--	(65,135)
Converts 6 limited period Domestic Worker I positions to full time.		
Pineland Center		
Positions		(1)
Personal Services	--	12,823
Allows the transfer of		

	<u>1981-82</u>	<u>1982-83</u>
an Accountant I position and funding from administration.		
Pineland Center		
Personal Services	8,262	33,169
To fund Mental Retardation Trainer positions upon successful completion of Pineland Center's Apprenticeship Training Program.		
Elizabeth Levinson Center		
Personal Services	3,545	11,792
Provides funds for 4 intermittent Mental Health Worker I positions.		

MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF		
Total	\$1,001,682	\$1,439,305
<u>(OFFICE OF) COMMISSIONER OF PERSONNEL</u>		
Administration - Personnel		
All Other	\$ 50,000	\$ --
To provide funds for Classification and Compensation System Review.		
Administration - Personnel		
All Other	--	40,000
To provide funds for redesign of Personnel System Administration.		

(OFFICE OF) COMMISSIONER OF PERSONNEL		
Total	\$ 50,000	\$ 40,000

	<u>1981-82</u>	<u>1982-83</u>
<u>PUBLIC SAFETY,</u>		
<u>DEPARTMENT OF</u>		
Bureau of State Police		
Positions		(15)
All Other	--	140,625
Provides funding for 15 trooper positions. 25% General Fund funding. The other 75% to come from the Transportation Safety Fund.		
Bureau of State Police/ Drug Unit		
Positions		(2)
Personal Services	--	37,462
All Other	--	21,675
Provides 2 positions and related funding for Maine State Police Drug Unit. (100% General Fund)		
Bureau of Safety		
All Other	165,000	275,000
To provide funding for the enforcement of the implied consent law, 100% General Fund.		
<hr style="width: 20%; margin-left: auto; margin-right: 0;"/> <hr style="width: 20%; margin-left: 0; margin-right: auto;"/>		
PUBLIC SAFETY, DEPARTMENT OF		
Total	\$ 165,000	\$ 474,762

(OFFICE OF) TREASURER OF STATE

Administration - Treasurer

All Other	\$ 20,000	\$ 25,000
Capital Expenditures	22,000	--
To provide funds for increased costs for filming paid State of Maine checks, postage,		

	<u>1981-82</u>	<u>1982-83</u>
intragovernmental services and bank service charges. Also included are funds to purchase one new Pitney Bowes inserting machine.		
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(OFFICE OF) TREASURER OF STATE		
Total	\$ 42,000	\$ 25,000
 <u>UNIVERSITY OF MAINE</u> <u>BOARD OF TRUSTEES</u>		
Educational and General Activities - University of Maine		
All Other	\$ --	\$ 800,000
Provides for additional operating costs.		
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UNIVERSITY OF MAINE BOARD OF TRUSTEES		
Total	\$ --	\$ 800,000
 <u>WOMEN, MAINE COMMISSION FOR</u>		
Women - Maine Commission for		
All Other	\$ 750	\$ 3,000
Provides funds for increased operating costs.		
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WOMEN, MAINE COMMISSION FOR		
Total	\$ 750	\$ 3,000
<u>TOTAL PART B</u>	\$1,495,936	\$9,469,416

PART C

Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>APPROPRIATIONS FROM</u> <u>GENERAL FUND</u>	
	<u>1981-82</u>	<u>1982-83</u>
<u>AGRICULTURE, FOOD AND RURAL,</u> <u>RESOURCES, DEPARTMENT OF</u>		
Office of the Commissioner		
Personal Services	\$ 3,314	\$ 2,989
Bureau of Agricultural Marketing		
Personal Services	783	1,202
Bureau of Agricultural Production		
Personal Services	<u>1,442</u>	<u>2,382</u>
<u>AGRICULTURE, FOOD AND RURAL</u> <u>RESOURCES, DEPARTMENT OF</u>		
Total	\$ 5,539	\$ 6,573
<u>CONSERVATION, DEPARTMENT OF</u>		
Administrative Services		
Personal Services	\$ 1,746	\$ 2,167
Entomology		
Personal Services	5,639	--
Geological Survey		
Personal Services	5,296	5,632
Land Use Regulation Commission		
Personal Services	877	--
Parks - General Operations	<u>3,858</u>	<u>2,216</u>
<u>CONSERVATION, DEPARTMENT OF</u>		
Total	\$ 17,416	\$ 10,015
<u>CORRECTIONS, DEPARTMENT OF</u>		
Probation and Parole		

	<u>1981-82</u>	<u>1982-83</u>
Personal Services	\$ 1,207	\$ 915
Court Intake Workers		
Personal Services	853	--
Department of Corrections		
Personal Services	206	--
Maine Youth Center		
Personal Services	3,007	2,886
Maine Correctional Center		
Personal Services	5,611	2,945
Charleston Correctional Center		
Personal Services	2,978	2,159
Maine State Prison		
Personal Services	<u>16,788</u>	<u>7,992</u>
CORRECTIONS, DEPARTMENT OF		
Total	\$ 30,650	\$ 16,897
<u>EDUCATIONAL AND CULTURAL</u> <u>SERVICES, DEPARTMENT OF</u>		
Administration - Vocational Education		
Personal Services	\$ 503	\$ 1,196
Vocational Technical Institute - Southern Maine		
Personal Services	635	1,114
Administration - Arts and Humanities		
Personal Services	500	740
Library Development Services		
Personal Services	443	1,041

	<u>1981-82</u>	<u>1982-83</u>
Exhibit Design and Preparation - Museum		
Personal Services	<u>8,878</u>	<u>4,333</u>
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF		
Total	\$ 10,959	\$ 8,424
<u>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</u>		
Air Quality Control		
Personal Services	<u>\$ 205</u>	<u>\$ 306</u>
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
Total	\$ 205	\$ 306
<u>EXECUTIVE DEPARTMENT</u>		
State Planning Office		
Personal Services	\$ 1,455	\$ 1,416
Energy Resources, Office of		
Personal Services	<u>1,402</u>	<u>1,660</u>
EXECUTIVE DEPARTMENT		
Total	\$ 2,857	\$ 3,076
<u>FINANCE AND ADMINISTRATION, DEPARTMENT OF</u>		
Administration - Finance and Administration		
Personal Services	\$ 891	\$ 1,448
Administrative Services - Finance and Administration		
Personal Services	2,408	1,622

	<u>1981-82</u>	<u>1982-83</u>
Accounts and Control, Bureau of		
Personal Services	5,059	5,911
Public Improvements - Planning - Construction - Administration		
Personal Services	<u>8,110</u>	<u>8,388</u>
FINANCE AND ADMINISTRATION, DEPARTMENT OF		
Total	\$ 16,468	\$ 17,369
<u>HUMAN RIGHTS COMMISSION</u>		
Maine Human Rights Commission		
Personal Services	<u>\$ 4,964</u>	<u>\$ 1,640</u>
HUMAN RIGHTS COMMISSION		
Total	\$ 4,964	\$ 1,640
<u>HUMAN SERVICES,</u> <u>DEPARTMENT OF</u>		
Administration - Human Services		
Personal Services	\$ 8,805	\$ 11,483
Legal Services		
Personal Services	976	1,348
Administration - Regional		
Personal Services	1,727	1,837
Income Maintenance - Regional		
Personal Services	155,722	76,937
Health - Bureau of		
Personal Services	1,686	916
Medical Care Administration		
Personal Services	1,571	963

	<u>1981-82</u>	<u>1982-83</u>
Food Stamp Program		
Personal Services	61,369	34,403
Division of Eye Care		
Personal Services	1,333	1,385
Alcoholism and Drug Abuse Prevention		
Personal Services	<u>350</u>	<u>--</u>
HUMAN SERVICES, DEPARTMENT OF		
Total	\$233,539	\$129,272
<u>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</u>		
Atlantic Sea Run Salmon Commission		
Personal Services	\$ <u>1,275</u>	\$ <u>1,022</u>
INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
Total	\$ 1,275	\$ 1,022
<u>LABOR, DEPARTMENT OF</u>		
Administration - Bureau of Labor Standards		
Personal Services	\$ 1,740	\$ 2,045
Regulatory Boards - Bureau of Labor Standards		
Personal Services	<u>1,871</u>	<u>1,938</u>
LABOR, DEPARTMENT OF		
Total	\$ 3,611	\$ 3,983
<u>MARINE RESOURCES, DEPARTMENT OF</u>		
Bureau of Marine Development		
Personal Services	\$ 1,538	\$ 2,407

	<u>1981-82</u>	<u>1982-83</u>
Bureau of Marine Sciences		
Personal Services	4,398	3,425
Bureau of Marine Patrol		
Personal Services	<u>1,769</u>	<u>2,407</u>
MARINE RESOURCES, DEPARTMENT OF		
Total	\$ 7,705	\$ 8,239
 <u>MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF</u>		
Administration - Department of Mental Health and Mental Retardation		
Personal Services	\$ 639	\$ --
Military and Naval Children's Home		
Personal Services	637	721
Augusta Mental Health Institute		
Personal Services	11,268	5,388
Bangor Mental Health Institute		
Personal Services	89,223	101,243
Community Mental Retardation Services		
Personal Services	1,017	--
Pineland Center		
Personal Services	19,112	3,472
Aroostook Residential Center		
Personal Services	637	721

	<u>1981-82</u>	<u>1982-83</u>
Elizabeth Levinson Center		
Personal Services	<u>2,065</u>	<u>2,118</u>
MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF		
Total	\$124,598	\$113,663
<u>PUBLIC UTILITIES COMMISSION</u>		
Public Utilities - Administrative Division		
Personal Services	<u>\$ --</u>	<u>\$ 4,424</u>
PUBLIC UTILITIES COMMISSION		
Total	\$ --	\$ 4,424
<u>PUBLIC SAFETY,</u> <u>DEPARTMENT OF</u>		
Bureau of State Police		
Personal Services	<u>\$ 904</u>	<u>\$ 794</u>
Provides 25% funding. The other 75% shall come from the Transportation Safety Fund.		
PUBLIC SAFETY, DEPARTMENT OF		
Total	\$ 904	\$ 794
<u>SECRETARY OF STATE,</u> <u>DEPARTMENT OF</u>		
Administration - Archives		
Personal Services	<u>\$ 1,307</u>	<u>\$ 2,400</u>
SECRETARY OF STATE, DEPARTMENT OF		
Total	\$ 1,307	\$ 2,400

	<u>1981-82</u>	<u>1982-83</u>
<u>TOTAL PART C</u>	\$461,997	\$328,097

Funds appropriated in Part C are for reclassifications approved by the Department of Personnel.

PART D.

Sec. 1. Basic elementary and secondary per pupil operating rate. The basic elementary per pupil operating rate for 1982-83 shall be \$1,290 and the basic secondary per pupil rate for 1982-83 shall be \$1,647.

Sec. 2. Basic education allocation. The basic allocation of state and local funds for 1982-83 for the purposes listed in this section shall be as follows:

1. Elementary and secondary operating costs	\$300,908,000
Alternate program costs	1,000,000
2. Special education for programs operated by the administrative units	16,272,002
3. Special education tuition and board, excluding medical costs	
A. For pupils placed by administrative units	5,364,127
B. Adjustment under the Revised Statutes, Title 20, section 4749, subsection 6	400,000
4. Vocational education costs	10,427,661
5. Transportation costs	
A. Operation	26,671,214
B. Purchase of buses	4,000,000
6. Debt service costs	
A. Principal and interest	29,000,000
B. Insured value factor	326,217
C. Approved leases	<u>525,000</u>
Subtotal	\$394,894,221
Less United States Public Law, chapter 874	<u>1,800,000</u>
Total	\$393,094,221

Sec. 3. Subsidy index. This section establishes the mill rate at 8.55.

Sec. 4. Appropriations. The appropriations provided by Public Law 1981, chapter 316, as adjusted by Part B of this Act, for General Purpose Aid for Local Schools for the fiscal year beginning July 1, 1982, and ending June 30, 1983, were calculated as follows:

1. State allocation	\$212,152,951
2. Maximum state share of local leeway	8,292,260
3. Unusual enrollment adjustments	375,000
4. Geographic isolation adjustments	375,000
5. Small administrative unit adjustments	75,000
6. Audit adjustments	50,000
7. Private school services	261,555
8. Cost for pupils placed directly by the State and institutional residents	<u>1,750,000</u>
Total	\$223,331,766

Sec. 5. Limit of state's obligation. In the event that the state's computed obligation for any individual program contained within sections 2 and 4 exceeds the level of funding provided for that program, any unexpended balances occurring in other programs may be applied to avoid pro-ration of payments for any individual program. Any unexpended balance from sections 2 and 4 shall not lapse, but shall be carried forward to be used for the same purposes.

Sec. 6. 20 MRSA §4751, sub-§3, ¶A, as amended by PL 1981, c. 316, Pt. C, §6, and as repealed and replaced by PL 1981, c. 464, §27, is repealed and the following enacted in its place:

A. The legislative body of an administrative unit may, in addition to the unit's state-local allocation under sections 4748 and 4749, authorize an additional expenditure for either elementary or secondary pupils, or both, not to exceed a local appropriation for each municipality of 1.1 mills on the state valuation in effect on July 1st or \$140 per pupil, whichever is less, for the 1982-83 year of distribution. No unit may participate in local leeway unless it has raised

the minimum amount of its local allocation, as computed by the commissioner under subsection 1, paragraph A or as provided under subsection 1, paragraph D. For the 1982-83 year of distribution only, administrative units that vote to raise local leeway at 1.1 mills and \$140 per pupil or a specified portion of that levy shall not be required to obtain further voter approval for adjustment of state and local shares for local leeway and any appropriation without state participation within the limits previously approved by the unit's legislative body and the Legislature.

PART E

P&SL 1975, c. 78, §19, last ¶, under the caption "Environmental Protection" relating to the Coastal Protection Fund, as enacted by PL 1981, c. 316, Pt. F, is repealed and the following enacted in its place:

Any unencumbered balance remaining on June 30, 1976 shall not lapse, but shall carry forward to June 30, 1982, to be used for the same purpose.

PART F

PL 1981, c. 525, §13 is amended to read:

Sec. 13. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1982-83

EXECUTIVE DEPARTMENT

State Development Office	
All Other	\$ 300,000

INDEPENDENT AGENCIES - Other

<u>Maine Guaranty Authority</u>	
<u>Unallocated</u>	<u>\$300,000</u>

PART G

P&SL 1981, c. 61 is repealed.

PART H

Transfer of funds available in Bond Interest Account

authorized. In order to meet additional costs associated with the issuance of State of Maine Bond Anticipation Notes in November, 1981, which are due in March, 1982, the Treasurer of State may transfer up to \$133,000, in addition to the total previously authorized for fiscal year 1982, from funds available in the Bond Interest Account. No increase of appropriation is required.

PART I

P&SL 1981, c. 19, §5 is amended to read:

Sec. 5. Exclusion. Exclusive of the provisions of sections 1 to 4, up to ~~\$50,000~~ \$100,000 for capital expenditures may be expended in each year of the 1981-1983 biennium the fiscal year ending June 30, 1982, and up to \$50,000 for capital expenditures may be expended in the fiscal year ending June 30, 1983.

PART J

36 MRSA §1604, sub-§1, as last amended by PL 1981, c. 364, §25, is further amended to read:

1. Governor's recommendations to the Legislature. The Governor shall submit to the Legislature, not later than January 5th February 1st of each year, a bill listing his itemized recommendations of all items, including services and reimbursements, for which a municipal cost component exists.

PART K

Improving the efficiency of the laundries operated by the Department of Mental Health and Mental Retardation. In order to facilitate the implementation of numerous cost-saving items within its laundry facilities, the Commissioner of Mental Health and Mental Retardation is authorized to negotiate the sale, trade or acquisition of laundry equipment for the express purpose of improving laundry and dry cleaning services for its patients/residents. Such action shall be undertaken with the support and advice of the Department of Finance and Administration and with full disclosure of actions taken provided to the Legislative Finance Office.

PART L

Sec. 1. 30 MRSA §553-B, sub-§1, as enacted by PL 1979, c. 544, §10, is amended to read:

1. Annual salary. The district attorney for each of the several prosecutorial districts, as described in section 553-A, shall receive an annual salary of ~~\$25,500~~ \$28,114.

Sec. 2. 30 MRSA §553-B, sub-§3, ¶A, as enacted by PL 1979, c. 544, §10, is amended to read:

A. ~~\$700~~ \$1,200 for each full calendar year of prior service as an elected or appointed Attorney General, Deputy Attorney General, United States Attorney or district attorney within the State of Maine;

Sec. 3. 30 MRSA §553-B, sub-§3, ¶D, as enacted by PL 1979, c. 544, §10, is amended to read:

D. ~~\$200~~ \$400 for each full calendar year of prior service as assistant district attorney, United States Attorney or assistant attorney general; and

Sec. 4. 30 MRSA §553-B, sub-§3 ¶E, as enacted by PL 1979, c. 544, §10, is amended to read:

E. ~~\$300~~ \$400 for each full calendar year of prior service as an elected or appointed county attorney.

Sec. 5. 30 MRSA §553-B, sub-§5, as enacted by PL 1979, c. 544, §10, is amended to read:

5. Salary; exception. In no event shall the salary of any district attorney exceed that of a Judge Justice of the District Superior Court.

Sec. 6. Retroactivity. This Part shall be retroactive to January 1, 1982.

Sec. 7. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.

	<u>1981-82</u>	<u>1982-83</u>
<u>ATTORNEY GENERAL, DEPARTMENT OF</u>		
District Attorneys' Salaries		
Personal Services	\$12,100	\$24,200
To provide a salary increase for district attorneys.		

PART M

Sec. 1. 22 MRSA §3024, first ¶, as amended by PL 1979, c. 538, §4, is further amended by adding at the end a new sentence to read:

An additional fee of \$20 may be authorized by the Chief Medical Examiner for payment to other nonsalaried medical examiners for visits to death scenes other than hospitals.

Sec. 2. PL 1981, c. 316, in Part A, under the caption "Department of Attorney General" relating to the Chief Medical Examiner, is amended by adding at the end a new paragraph to read:

Amounts appropriated to the Chief Medical Examiner within the Department of Attorney General for capital items shall carry until June 30, 1983.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of of section 1.

1982-83

ATTORNEY GENERAL, DEPARTMENT OF

Chief Medical Examiner - Office of

All Other \$10,000

PART N

5 MRSA §1664, 2nd ¶, 3rd sentence, as enacted by PL 1981, c. 271, is amended to read:

It shall specifically describe the estimated loss in revenue during the last completed fiscal year and the fiscal year in progress, and the anticipated loss in revenue for each fiscal year of the ensuing biennium, caused by any state tax credits, exemptions or deductions then in effect, showing the estimated loss due to each tax expenditures provided in Maine statutes; the term "tax expenditures" means those state tax revenue losses attributable to provisions of Maine tax laws which allow a special exclusion, exemption or deduction or which provide a special credit, a preferential rate of tax or a deferral of tax liability.

PART O

State Development Office; tourism promotion. Funds appropriated to the State Development Office in Public Law 1981, chapter 316, Part A, include \$350,000 in each year of the biennium for tourism promotion. Approval of allocation for expenditure of the \$350,000 for fiscal year 1982-83 is hereby granted with the caveat that no funds shall be used by a contractor for the payment of debts incurred before July 1, 1982. This approval is in accordance with the study conducted by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.

PART P

Sec. 1. Appropriation from General Fund. The following funds are appropriated from the General Fund to carry out the purposes of this section.

	<u>APPROPRIATIONS FROM</u>	
	<u>GENERAL FUND</u>	
	<u>1981-82</u>	<u>1982-83</u>
<u>TRANSPORTATION, DEPARTMENT OF</u>		
Highway - Bond Retirement		
Unallocated	\$ --	\$2,400,000

Sec. 2. Department of Transportation; budget requests and recommendations. Future budget requests and recommendations to the Legislature from the Department of Transportation shall be submitted in the same line category format as the General Fund budget, regardless of the source of funding.

Sec. 3. Allocation from Transportation Safety Fund. The following funds are allocated from the Transportation Safety Fund for the fiscal year ending June 30, 1983.

	<u>ALLOCATION FROM</u>	
	<u>TRANSPORTATION SAFETY FUND</u>	
	<u>1981-82</u>	<u>1982-83</u>
<u>PUBLIC SAFETY, DEPARTMENT OF</u>		
State Police		
All Other	\$ --	\$490,000
Provides 75% funding for 15		

new trooper positions and for reclassifications approved by the Department of Personnel. Funds are also provided in the amount of \$70,667 for Regional Communications Centers in Washington and Oxford Counties.

PART Q

5 MRSA §1587 is enacted to read:

§1587. Lease-purchase agreements

Notwithstanding any other provision of law, no agent or officer of the State or any department or agency thereof may enter into a lease-purchase or other similar agreement whereby the State would become the ultimate owner of buildings or equipment, if the outright purchase price of such capital items is more than \$2,000, without specific prior approval of the Legislature through the usual budget procedure. That request for approval shall be submitted as a separate line item.

PART R

3 MRSA §162, sub-§12, as amended by PL 1979, c. 541, Pt. A, §8, is further amended to read:

12. Physical facilities for Legislature. To insure that adequate physical facilities are provided for the efficient operation of the Legislature and to provide for and determine the utilization of legislatively controlled facilities both within and without the Statehouse and, notwithstanding Title 5, section 1742, subsection 18, to control and assign the use of all rooms in the Statehouse, except the immediate offices occupied by the Secretary of State, Attorney General, the Governor and his staff on January 1, 1982 and the space vacated by the staff of the Attorney General's office. This vacated space shall be assigned for use by the Legislature as offices for chairmen of joint standing committees and for public hearings and for Legislative staff;

PART S

3 MRSA c. 24 is enacted to read:

CHAPTER 24

LEGISLATIVE FINANCIAL OVERSIGHT

§521. Committee

The joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs is authorized to provide oversight of financial matters, excluding those items over which the Legislative Council has statutory authority.

§522. Purpose and powers

The joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs shall oversee the transfer of funds in accordance with Title 5, section 1585, block grant changes in accordance with Title 5, section 1670 and any other related fiscal matters. The committee may meet monthly or as often as is deemed necessary by the chairmen. Members of the committee shall be paid per diem and expenses for each day of attendance as authorized by the Legislative Council.

PART T

5 MRSA §1585, as amended by PL 1981, c. 294, is repealed and the following enacted in its place:

§1585. Transfer of unexpended appropriations

1. Transfer procedures. Any balance of any appropriation or subdivision of an appropriation made by the Legislature for any state department or agency, which at any time may not be required for the purpose named in such appropriations or subdivision, may be transferred at any time prior to the closing of the books to any other appropriation or subdivision of an appropriation made by the Legislature for the use of the same department or agency for the same fiscal year subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. Financial orders describing such transfers shall be submitted by the Bureau of the Budget to the Legislative Finance Office 30 days before the transfer is to be implemented.

PART U

INCREASED RETIREMENT BENEFITS FOR TEACHERS,
STATE EMPLOYEES AND THEIR BENEFICIARIES

Sec. 1. Retirement allowances. Notwithstanding the Revised Statutes, Title 5, section 1128, subsection 1, monthly retirement allowances of retired teachers, state employees or their beneficiaries shall be increased by an

additional one-time increase of 50¢ for each full year of the member's creditable service. Recipients of survivor or disability benefits or any other recipient whose benefit is based on criteria other than length of creditable service shall receive instead an additional 2% above the regular percentage increase.

Sec. 2. Optional methods of payment; reduced benefits. In the event that a benefit recipient receives a reduced retirement benefit in accordance with options set out in the Revised Statutes, Title 5, section 1126, the monthly retirement allowance of that recipient shall be increased by the amount provided in section 1, reduced by the same percentage by which the recipient's retirement allowance has been reduced.

Sec. 3. Supplemental cost-of-living increase; eligibility. The increase provided by sections 1 and 2 shall be applied to the retirement allowance of all retirees who have been retired for at least 6 months prior to the date that the increase becomes payable. Beneficiaries of deceased retirees shall be eligible for the supplemental cost-of-living increase at the same time the deceased retiree would have become eligible.

Sec. 4. Supplemental cost-of-living increase; calculation and payment. The increase provided in sections 1 and 2 shall be determined after calculation of the automatic adjustment in the retirement allowance described in the Revised Statutes, Title 5, section 1128, subsection 1, paragraph A and shall be payable beginning in September, 1982.

Sec. 5. Participating local districts. Participating local districts may provide for the increase described in sections 1 to 4 in retirement allowances being paid to their former employees or beneficiaries by supplying the board of trustees with a certified copy of its action and a statement of agreement of payment of costs.

Sec. 6. Appropriations; allocations. The following funds are appropriated from the General Fund and allocated from the Highway Fund to carry out the purposes of this Act.

1982-83

MAINE STATE RETIREMENT SYSTEM

All Other Appropriation for

Teachers' Retirement	\$ 971,430
State Employees' Retirement	<u>414,444</u>

1982-83

Total \$1,385,874

In addition to the above appropriation, there will be a cost to other funds of \$519,885 in the year 1982-83. It is the intent of the Legislature that the cost to other funds for carrying out the purposes of this Act will be paid from available resources.

PART V
REPEAL OF EXCISE TAX ON JET FUEL USED BY CARRIERS
ON INTERNATIONAL AND DOMESTIC FLIGHTS

Sec. 1. 36 MRSA §1760, sub-§8, as last amended by PL 1977, c. 572, §1, is repealed and the following enacted in its place:

8. Certain motor fuels. Sales of:

A. Motor fuels upon which a tax at the maximum rate for highway use has been paid pursuant to Part 5 or a comparable tax of any other state or province; and

B. Internal combustion engine fuel, as defined in section 2902, bought and used for the purpose of propelling jet or turbojet engine aircraft in international flights.

Sec. 2. 36 MRSA §2903, first sentence, as last amended by PL 1977, c. 572, §2, is further amended to read:

An excise tax is levied and imposed at the rate of 9¢ per gallon upon internal combustion engine fuel sold or used within this State, including such sales when made to the State or any political subdivision thereof, for any purpose whatsoever, excepting such internal combustion engine fuel sold or used in such form and under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the ordinary standardized equipment fuel tank attached to and forming a part of a motor vehicle and used in the operation of such vehicle within the State, except that the rate shall be 1¢ per gallon upon internal combustion engine fuel as defined in section 2902 bought or used by any person, association of persons, firm or corporation for the purpose of propelling jet or turbojet engine aircraft, not for international flights, including such sales when made to the State or any

political subdivision thereof, and except that the rate shall be 2¢ per gallon except that no tax may be levied upon internal combustion engine fuel as defined in section 2902 bought or used by any person, association of persons, firm or corporation for the purpose of propelling jet or turbojet engine aircraft for international flights excepting such fuel sold or used under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the fuel tanks of an aircraft.

PART W
HOUSING OPPORTUNITIES FOR MAINE (HOME)
PROGRAM

Sec. 1. 30 MRSA c. 239, sub-c. II, Art. 4-C is enacted to read:

ARTICLE 4-C. HOUSING OPPORTUNITIES
FOR MAINE PROGRAM

§4731. Legislative findings and determinations

1. Findings. The Legislature finds that:

A. Economic conditions within the State and the United States have resulted in a significant reduction in construction of new housing units in the State and in a significant reduction of the availability of mortgages made by financial institutions in the State;

B. The Federal Government has significantly reduced the types and amounts of housing assistance to citizens of the State and the United States;

C. A substantial number of Maine's citizens cannot afford housing which is decent, safe and sound;

D. A significant number of housing units in the State require repairs or improvements necessary to eliminate dangers to health or safety of the occupants of those units or to assure that those units are energy-efficient;

E. The demand for housing is increasing more quickly than the supply of housing;

F. The United States Mortgage Subsidy Bond Tax Act of 1980, Public Law 96-499, Title XI, Subtitle A; 94 Stat. 2660-2681, and conditions in national financial

markets have prevented the Maine State Housing Authority from selling bonds to provide funds for affordable mortgage loans on certain owner-occupied housing; and

G. The adverse impact of the problems found by the Legislature cannot be effectively lessened without financial assistance for housing provided by the State through the Maine State Housing Authority.

2. Determination. The Legislature determines that:

A. From time to time moneys should be appropriated from the General Fund by act of the Legislature in order to carry out the program established under this Article; and

B. Upon adoption of any such appropriations act, the Maine State Housing Authority shall use the moneys to carry out the program established under this Article.

§4732. Housing opportunities for Maine program

1. Operator of program. Upon a General Fund appropriation of moneys for the Housing Opportunities for Maine Fund created by section 4733, subsection 1, the state authority shall operate a Housing Opportunities for Maine Program. This program may be operated in conjunction with or as part of one or more other programs of the state authority.

2. Use of moneys. Moneys in the Housing Opportunities for Maine Fund shall be applied:

A. To reduce the rate of interest on or the principal amount of such mortgage loans as the state authority shall determine, to reduce payments by persons of low income for rental of single family or multi-unit residential housing or otherwise to make the costs of single family or multi-unit residential housing affordable by persons of low income; or

B. To fund reserve funds for, to pay capitalized interest on, to pay costs of issuance of, to purchase mortgage loans or otherwise to secure and to facilitate the sale of the state authority's bonds issued in accordance with this subchapter.

If any moneys in the Housing Opportunities for Maine Fund are used in conjunction with or as part of the issuance of any mortgage purchase bonds and the proceeds of the bonds are allocated by the authority to assist in the acquisition of housing, the authority shall require that the purchaser

of the housing shall make a down payment of not less than 5% of the price paid for the housing; except that this requirement shall not apply to mortgage loans insured or guaranteed by the United States Veterans Administration, the Federal Housing Administration or any other agency of the Federal Government that allows for a lesser down payment. The authority may not limit the maximum down payment that may be required.

3. Availability requirement. For a period of not less than 3 months after the date on which any appropriation is first available for expenditure, at least 50% of the proceeds of mortgage purchase bonds assisted pursuant to subsection 2 and allocated by the state authority for purchase of home improvement notes for owner-occupied residential housing shall be made available for persons of low income whose adjusted income does not exceed 100% of the median family income for the State, as developed by the United States Bureau of the Census for the United States Department of Health and Human Services, or by any successor agency, for use in establishing eligibility for social services funded under the United States Social Security Act, Title XX, or for any other use.

§4733. Fund created

1. Creation. There is created and established under the jurisdiction and control of the state authority the Housing Opportunities for Maine Fund.

2. Definitions. As used in this Article, the term "fund" means the Housing Opportunities for Maine Fund created by subsection 1.

§4734. Sources of fund

There shall be paid into the fund:

1. Appropriations. All moneys appropriated from the General Fund for inclusion in the fund;

2. Repayment of advances. Subject to any pledge, contract or other obligation pursuant to section 4735, any moneys which the state authority receives in repayment of advances from the fund;

3. Gains from investments. Subject to any pledge, contract or other obligation pursuant to this section, all interest, dividends and pecuniary gains from investment of moneys of the fund; and

4. Other moneys. Any other moneys available to the state authority and directed by the state authority to be paid into the fund.

§4735. Application of fund

1. Application to bonds of state authority. Moneys in the fund may, in whole or in part, be pledged or transferred and deposited as security for and applied in payment of principal of, interest on or redemption premiums on bonds of the state authority issued after April 1, 1982, in accordance with section 4732.

2. Application on behalf of low-income persons. Pursuant to any contract with or on behalf of persons of low income, the state authority may, in whole or in part, apply moneys in the fund in accordance with section 4732.

§4736. Accounts within fund

The state authority may divide the fund into such separate accounts as it determines are necessary to accomplish the purposes of this Article.

§4737. Recovery of moneys applied from fund

To the extent permitted by law and to the extent it is economically and socially reasonable, the state authority may recover amounts from any person on whose behalf moneys from the fund have been applied to carry out this Article and may charge interest on those amounts at such rate as the state authority may determine. The recovery may be deferred until sale or refinancing of the housing, until the end of the term of the mortgage loan or until such other time as the state authority shall determine. Recourse for the recovery shall be limited to property subject to the mortgage, except in cases of fraud.

§4738. Revolving fund

The fund shall be a revolving fund. All moneys in the fund shall be continuously applied by the state authority to carry out this Article.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1981-82

MAINE STATE HOUSING AUTHORITY

Housing Opportunities for Maine Fund

All Other

\$4,250,000

PART X
INCREASED COMPENSATION FOR MEMBERS OF THE
LEGISLATURE, THE SENATE SECRETARY AND
HOUSE CLERK

Sec. 1. 3 MRSA §2, first ¶, first sentence, as repealed and replaced by PL 1975, c. 750, §1, is amended to read:

Each member of the Senate and House of Representatives, beginning with the first Wednesday after the first Tuesday of January, 1977 of December, 1982 and thereafter, shall receive ~~\$4,500~~ \$6,500 in the first year and ~~\$2,500~~ \$3,500 in the 2nd year of each biennium, and shall be paid for travel at each legislative session once each week at the same rate per mile to and from his place of abode as state employees receive, the mileage to be determined by the most reasonable direct route, except that Legislators may be reimbursed for tolls paid for travel on the Maine Turnpike provided they have a receipt for payment of the tolls, such tolls to be reimbursed where Legislators use the Maine Turnpike in traveling to and from sessions of the Legislature or in performance of duly authorized committee assignments.

Sec. 2. 3 MRSA §2, 3rd ¶, as last amended by PL 1979, c. 544, §3, is further amended to read:

Each member of the Senate and House of Representatives shall receive a meal and housing allowance in the amount of ~~\$35~~ \$45 for each day in attendance at sessions of the Legislature and for each day he occupies overnight accommodations away from home either immediately preceding or immediately following attendance at daily sessions of the Legislature. In lieu of the meal and housing allowance, each member shall be entitled to a daily meal allowance in the amount of ~~\$17~~ \$21 and actual daily mileage allowances in an amount up to but not exceeding ~~\$20~~ \$24 per day. Each member shall also receive an annual allowance for constituent services in the amount of ~~\$200~~ \$300.

Sec. 3. 3 MRSA §2, 5th ¶, as repealed and replaced by PL 1975, c. 750, §1, is amended to read:

In addition to the salary paid for the first and 2nd regular sessions of the Legislature, when a special session

is called, the members of the Senate and House of Representatives shall each be paid ~~\$25~~ \$35 for every day's attendance, expenses and mileage as aforesaid.

Sec. 4. 3 MRSA §2, 7th ¶, first sentence, as repealed and replaced by PL 1975, c. 750, §1, is amended to read:

The member of the Penobscot Indian Tribe and the member of the Passamaquoddy Indian Tribe elected to represent his tribe at the Legislature shall receive a compensation of ~~\$25~~ \$35 for each day's attendance during the first and 2nd regular sessions and allowance for meals, housing and travel expenses as any other member of the Senate and House of Representatives for attendance at each legislative session.

Sec. 5. 3 MRSA §2, 9th ¶, 2nd and 3rd sentences, as amended by PL 1979, c. 544, §4, are further amended to read:

Each member of the Senate and House of Representatives shall receive ~~\$25~~ \$35 for every day's attendance when meetings or daily sessions are held, a meal and housing allowance in the amount of ~~\$35~~ \$45 for each day in attendance at such meetings or daily sessions and for each day he occupies overnight accommodations away from home either immediately preceding or immediately following attendance at daily sessions of the Legislature and actual daily mileage allowances which shall be paid at the same rate paid to state employees. In lieu of the meal and housing allowance, each member shall be entitled to a daily meal allowance in the amount of ~~\$17~~ \$21 and actual daily mileage allowances in an amount up to but not exceeding ~~\$20~~ \$24 per day.

Sec. 6. 3 MRSA §2, last ¶, as enacted by PL 1977, c. 696, §16, is amended to read:

If a member of the Legislature dies or otherwise vacates the office, the successor is entitled to a salary from the date of seating, computed as follows: Ninety One hundred and thirty dollars per week times the number of weeks remaining in the calendar year if the vacancy occurs in the first year and ~~\$50~~ \$70 per week for the number of weeks remaining in the calendar year if the vacancy occurs in the 2nd year.

Sec. 7. 3 MRSA §22, first ¶, last sentence, as amended by PL 1981, c. 316, Pt. N, §1, is repealed.

Sec. 8. 3 MRSA §22, 2nd ¶, as amended by PL 1981, c. 316, Pt. N, §2, is further amended to read:

The Assistant Secretary of the Senate shall receive a

salary of \$350 per week for all official services as provided by law and shall work under the direction of the secretary. His work shall be performed under the direction of the secretary.

Sec. 9. 3 MRSA §42, first ¶, last sentence, as amended by PL 1981, c. 316, Pt. N, §4, is repealed.

Sec. 10. 3 MRSA §42, 2nd ¶, as amended by PL 1981, c. 316, Pt. N, §5, is further amended to read:

The Assistant Clerk of the House of Representatives shall receive a salary of \$350 per week for all official services as provided by law and shall work under the direction of the clerk. His work shall be performed under the direction of the clerk.

Sec. 11. 3 MRSA §162-A is enacted to read:

§162-A. Salaries subject to adjustment by Legislative Council

Notwithstanding any other provisions of law, the Legislative Council is authorized to adjust the salaries of the following state officials within the salary ranges indicated in this section. The adjustment may be at the time of appointment of the official and subsequently as provided by law. The salary ranges shall be as provided by law. No other state salary may be paid to these officials. Where salary schedules differ among employee groups or bargaining units, the salary schedule for confidential employees shall be used.

1. Range 32. The salaries of the following state officials and employees shall be within salary range 32:

Secretary of the Senate; and
Clerk of the House of Representatives.

2. Range 24. The salaries of the following state officials and employees shall be within salary range 24:

Assistant Secretary of the Senate; and
Assistant Clerk of the House of Representatives.

Sec. 12. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>1982-83</u>
LEGISLATURE	
Personal Services	\$440,680
All Other	<u>218,100</u>
Total	\$658,780

PART Y
COMMUNITY DEVELOPMENT BLOCK GRANT

SUB-PART 1

Appropriations from General Fund. In order to provide for necessary expenditures of State Government and other purposes for the fiscal year ending June 30, 1982, and June 30, 1983, the following sums, as designated in the following tabulations, are appropriated out of any moneys in the General Fund not otherwise appropriated.

<u>EXECUTIVE DEPARTMENT</u>	<u>Appropriations from General Fund</u>	
	<u>1981-82</u>	<u>1982-83</u>
State Planning Office		
All Other	\$33,333	\$100,000
To provide matching and technical assistance funds for block grants for small cities program community development.		
TOTAL SUB-PART 1	\$33,333	\$100,000

SUB-PART 2

Sec. 1. Block grant authorization. In accordance with the Revised Statutes, Title 5, section 1670, the agency listed in this Part is authorized to accept the federal small cities program community development block grant in the following amounts:

	<u>State Fiscal Year 1982</u>	<u>State Fiscal Year 1983</u>	<u>Federal Fiscal Year 1982</u>
	<u>Department Estimate</u>	<u>Department Estimate</u>	<u>Total Federal Block Grant</u>
Community Development	\$4,307,000	\$5,783,000	\$10,090,000

	<u>State Fiscal Year 1983 Department Estimate</u>	<u>Federal Fiscal Year 1983 Total Federal Block Grant</u>
Community Development	\$10,045,000	\$10,045,000

Sec. 2. Block grant allocations. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1982, and June 30, 1983, the following sums, as designated in the following tabulations, are allocated from the revenues derived from the federal small cities program community development block grant. Notwithstanding any other provision of law, all federal block grant allocations included in this Part shall be subject to the Revised Statutes, Title 5, section 1585.

<u>EXECUTIVE DEPARTMENT</u>	<u>Allocations State Fiscal Year 1982</u>	<u>Allocations State Fiscal Year 1983</u>
State Planning Office		
Community Development		
Positions	(5)	(5)
Personal Services	\$ 32,000	\$ 145,000
All Other	4,275,000	15,683,000

Ninety-eight percent of block grant funds will be distributed to local governments to undertake housing, economic development and public works projects. A portion of all other category expenses, \$75,000 in fiscal year 1982 and \$85,000 in fiscal year 1983, will support State Planning Office administrative costs and subcontracts to regional nonprofit groups for outreach and technical assistance activities.

TOTAL SUB-PART 2 EXECUTIVE DEPARTMENT	\$4,307,000	\$15,828,000
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SUB-PART 3

5 MRSA §3305, sub-§1, ¶1 is enacted to read:

1. Act as the public agency of the State for the pur-

pose of accepting and distributing federal funds or other assistance in relation to community and economic development in those nonentitlement areas and for those projects duly authorized under the United States Housing and Community Development Act of 1974, Title 1, and its subsequent amendments. The director may promulgate such rules as deemed necessary to distribute the funds or assistance. These rules shall be adopted in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, and shall be consistent with the annual final statement for the State Community Development Program submitted to the Federal Government. The State Planning Office shall give notice in writing of any such rules to the legislative joint standing committee having jurisdiction over appropriations and financial affairs at least 20 days before the hearing, as stipulated in the Maine Administrative Procedure Act, or before the deadline for comments if no hearing is scheduled.

PART Z

ADJUSTMENTS TO HIGHWAY FUND ALLOCATIONS FOR FISCAL YEARS ENDING JUNE 30, 1982 AND JUNE 30, 1983

Sec. 1. 23 MRSA §53, as amended by PL 1981, c. 492, Pt. C, §2, is repealed and the following enacted in its place:

§53. Classification of highways

1. Classification. The department shall cause charts and maps to be made showing the location and mileage of all highways in the State, and shall classify the highways of the State, and may, from time to time, amend that classification, namely: First, state highways, which mean a system of connected main highways throughout the State which primarily serve arterial or through traffic; 2nd, state aid highways, which mean those highways not included in the system of state highways which primarily serve as collector and feeder routes connecting local service roads to the arterial state highway system; and 3rd, town ways, which mean all other highways not included in the first 2 classes, which are maintained by the towns and primarily serve as local service roads providing access to adjacent land. The criteria to be used in the classification of highways shall be considered rulemaking and subject to Title 5, chapter 375, subchapter II.

2. Maintenance, repair and upkeep. The maintenance,

repair and upkeep of any and all state and state aid highways that are reclassified as towns ways pursuant to subsection 1 shall be the responsibility of the respective towns in which those ways lie and any and all rights of the State in those highways are transferred to the respective towns for those purposes.

Sec. 2. 23 MRSA §3021, sub-§3, as enacted by PL 1975, c. 711, §8, is repealed and the following enacted in its place:

3. Town way. "Town way" means:

A. An area or strip of land designated and held by a municipality for the passage and use of the general public by motor vehicle;

B. All town or county ways not discontinued or abandoned before July 29, 1976; and

C. All state or state aid highways, or both, which shall be classified town ways as of July 1, 1982, or thereafter, pursuant to section 53.

Sec. 3. PL 1981, c. 492, Pt. A, §1, under the caption "DEPARTMENT OF TRANSPORTATION," Highway-Local Road Assistance Program, last 2 sentences, are amended to read:

It is the intent that ~~only~~ approximately 90% of the roads classified as local service roads be transferred in fiscal year 1983, the remaining ~~10%~~ roads to be transferred in the following biennium. The ~~10%~~ roads retained shall be from those communities impacted the greatest by the reclassification of roads.

Sec. 4. Allocations from Highway Fund. Allocations from the Highway Fund for the fiscal years ending June 30, 1982 and June 30, 1983 are adjusted as follows:

	ALLOCATIONS FROM HIGHWAY FUND	
	<u>1981-82</u>	<u>1982-83</u>
<u>TRANSPORTATION,</u> <u>DEPARTMENT OF</u>		
Transportation - Planning Services Unallocated	\$ (5,000)	\$ (10,000)
Highway - Administration Unallocated	(15,000)	(30,000)

	<u>1981-82</u>	<u>1982-83</u>
Highway - Traffic Services Unallocated	(500,000)	--
Highway - Winter Maintenance Unallocated	--	(880,000)
Highway - Summer Maintenance Unallocated	(265,000)	(3,310,000)
Highway - Bond Interest Unallocated	487,600	1,068,313
Highway - Bond Retirement Unallocated	--	(2,400,000)
Highway - Highway and Bridge Improvements Unallocated	--	(1,000,000)
Highway - State Aid Unallocated	<u> -- </u>	<u> 700,000 </u>
Total Allocations	\$(297,400)	\$(5,861,687)

Sec. 5. Notice to Legislature of additional allowances needed. Prior to December 1st of each year for which there are state funds to match all local state aid funds, the Commissioner of Transportation shall certify to the Legislature the amount of additional allocations needed for the State to fulfill its obligations. The certification shall itemize the obligation to each municipality. Each municipality itemized shall be notified by the commissioner of the additional allocations needed for the State to fulfill its obligations to that municipality.

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

Effective May 4, 1982.

CHAPTER 703

H.P. 2384 - L.D. 2146

AN ACT Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Law.