

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1989

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

ously carried out by the district. Notes issued pursuant to this section shall not exceed at any one time outstanding more than 10% of the district's operating expenses as set forth in its last audited financial statement and shall otherwise be commercially reasonable with respect to the length and terms of financing. The authority set forth in this section is in addition to that provided in sections 3, 5 and 6 of this Act. Notes issued pursuant to this section shall not be included in the limitations or indebtedness set forth in such other sections, and shall not be subject to the procedural requirements of those sections. Where applicable, notes issued pursuant to this section shall be subject to section 4-A.

Sec. 4. P&SL 1967, c. 58, §8, sub-§4, as enacted by P&SL 1967, c. 211, §2, is repealed and the following enacted in its place:

4. Surplus. If any surplus remains at the end of the year, it may be transferred to an account for the purposes of paying the principal or interest on any outstanding obligation or it may be set aside in a surplus account for use by the district for any activity in which the district may engage.

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

Effective May 22, 1987.

CHAPTER 30

H.P. 740 — L.D. 1003

AN ACT to Appropriate Funds to Index Decisions of the Maine Labor Relations Board.

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

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

	<u>1987-88</u>
<u>LABOR, DEPARTMENT OF</u>	
Maine Labor Relations Board	
All Other	\$10,000
Provides funds for the indexing of the Maine Labor Relations Board's decisions. The board shall establish and charge fees to offset the cost of the official index. The fees collected shall be deposited into the General Fund.	

Effective September 29, 1987.

CHAPTER 31

S.P. 202 — L.D. 559

AN ACT Making Unified Appropriations and Allocations for the Expenditures of State Government, Inland Fisheries and Wildlife Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1988 and June 30, 1989.

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:

Sec. 1. Appropriations and allocations. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1988, and June 30, 1989, the following sums as designated in the following tabulations are appropriated or allocated out of any money not otherwise appropriated or allocated.

	<u>1987-88</u>	<u>1988-89</u>
INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
Department of Inland Fisheries and Wildlife		
Office of The Commissioner -- Inland Fisheries and Wildlife		
Other Special Revenue		
Positions — Legislative Count	(16.0)	(16.0)
Personal Services	\$ 466,877	\$ 481,856
All Other	425,782	420,085
Capital Expenditures	27,139	914
Total	\$ 919,598	\$ 902,855
Other Participating Funds		
Federal Expenditure Fund		
Personal Services	\$ 63,401	\$ 64,700
All Other	27,952	26,820
Total	\$ 91,353	\$ 91,520

Summary: Office of The Commissioner —
Inland Fisheries and Wildlife

Positions — Legislative Count	(16.0)	(16.0)
Personal Services	\$ 530,078	\$ 546,556
All Other	453,734	446,905
Capital Expenditures	27,139	914
Total	\$ 1,010,951	\$ 994,375

Bureau of Administrative Services — Inland Fisheries and Wildlife

Administrative Services — Inland Fisheries and Wildlife

Other Special Revenue

Positions — Legislative Count	(21.0)	(21.0)
Personal Services	\$ 535,742	\$ 554,032
All Other	643,159	536,892
Capital Expenditures	37,376	7,158
Total	\$ 1,216,277	\$ 1,098,082

Licensing Services — Inland Fisheries and Wildlife

Other Special Revenue

Positions — Legislative Count	(17.0)	(17.0)
Positions — Other Count	(2.5)	(2.5)
Personal Services	\$ 332,538	\$ 346,302
All Other	481,837	505,672
Capital Expenditures	6,520	2,030
Total	\$ 820,895	\$ 854,004

Other Participating Funds

Federal Expenditure Fund

Personal Services	\$ 28,677	\$ 29,264
All Other	20,336	20,336
Total	\$ 49,013	\$ 49,600

Summary: Licensing Services — Inland Fisheries and Wildlife

Positions — Legislative Count	(17.0)	(17.0)
Positions — Other Count	(2.5)	(2.5)
Personal Services	\$ 361,215	\$ 375,566
All Other	502,173	526,008
Capital Expenditures	6,520	2,030
Total	\$ 869,908	\$ 903,604

Whitewater Rafting Fund

Other Special Revenue

All Other	\$ 9,500	\$ 7,000
Total	\$ 9,500	\$ 7,000

Atlantic Sea Run Salmon Commission

Atlantic Sea Run Salmon Commission

Other Special Revenue

Positions — Legislative Count	(1.0)	(1.0)
Positions — Other Count	(1.0)	(1.0)
Personal Services	\$ 30,705	\$ 32,422
All Other	17,900	18,941
Capital Expenditures	4,000	0
Total	\$ 52,605	\$ 51,363

Other Participating Funds

General Fund

Positions — Legislative Count	(6.0)	(6.0)
Personal Services	\$ 202,328	\$ 208,173
All Other	22,744	18,123
Capital Expenditures	0	29,101
Total	\$ 225,072	\$ 255,397

Federal Expenditure Fund

All Other	\$ 30,797	\$ 33,039
Capital Expenditures	5,750	8,500
Total	\$ 36,547	\$ 41,539

Summary: Atlantic Sea Run Salmon Commission

Positions — Legislative Count	(7.0)	(7.0)
Positions — Other Count	(1.0)	(1.0)
Personal Services	\$ 233,033	\$ 240,595
All Other	71,441	70,103
Capital Expenditures	9,750	37,601
Total	\$ 314,224	\$ 348,299

Bureau of Resource Management — Inland Fisheries and Wildlife

Endangered Nongame Operations

Other Special Revenue

Positions — Legislative Count	(2.0)	(2.0)
Personal Services	\$ 61,715	\$ 63,998
All Other	64,003	57,032
Capital Expenditures	5,892	2,751
Total	\$ 131,610	\$ 123,781

Other Participating Funds

Federal Expenditure Fund

All Other	\$ 60,000	\$ 66,500
Capital Expenditures	10,000	8,500
Total	\$ 70,000	\$ 75,000

Summary: Endangered Nongame Operations

Positions — Legislative Count	(2.0)	(2.0)
Personal Services	\$ 61,715	\$ 63,998
All Other	124,003	123,532
Capital Expenditures	15,892	11,251
Total	\$ 201,610	\$ 198,781

Fisheries And Hatcheries Operations

Other Special Revenue

Positions — Legislative Count	(50.0)	(50.0)
Positions — Other Count	(6.0)	(6.0)
Personal Services	\$ 1,080,968	\$ 1,109,734
All Other	505,310	527,044
Capital Expenditures	106,386	83,362
Total	\$ 1,692,664	\$ 1,720,140

Other Participating Funds

Federal Expenditure Fund

Personal Services	\$ 476,703	\$ 492,351
All Other	163,032	163,074
Capital Expenditures	24,225	21,075
Total	\$ 663,960	\$ 676,500

Summary: Fisheries And Hatcheries Operations

Positions — Legislative Count	(50.0)	(50.0)
Positions — Other Count	(6.0)	(6.0)
Personal Services	\$ 1,557,671	\$ 1,602,085
All Other	668,342	690,118
Capital Expenditures	130,611	104,437
Total	\$ 2,356,624	\$ 2,396,640

Resource Management Services — Inland Fisheries and Wildlife

Other Special Revenue

Positions — Legislative Count	(51.0)	(51.0)
Positions — Other Count	(8.5)	(8.5)
Personal Services	\$ 968,623	\$ 1,000,350
All Other	490,365	501,257
Capital Expenditures	149,305	121,370
Total	\$ 1,608,293	\$ 1,622,977

Other Participating Funds

Federal Expenditure Fund		
Personal Services	\$ 646,164	\$ 670,226
All Other	286,761	300,754
Capital Expenditures	53,882	28,811
Total	<u>\$ 986,807</u>	<u>\$ 999,791</u>

Summary: Resource Management Services
— Inland Fisheries and Wildlife

Positions — Legislative Count	(51.0)	(51.0)
Positions — Other Count	(8.5)	(8.5)
Personal Services	\$ 1,614,787	\$ 1,670,576
All Other	777,126	802,011
Capital Expenditures	203,187	150,181
Total	<u>\$ 2,595,100</u>	<u>\$ 2,622,768</u>

Waterfowl Habitat Acquisition and Management

Other Special Revenue		
All Other	\$ 25,000	\$ 25,000
Capital Expenditures	142,500	142,500
Total	<u>\$ 167,500</u>	<u>\$ 167,500</u>

Bureau of Warden Service — Inland Fisheries and Wildlife

All Terrain Vehicle Safety and Educational Program

Other Special Revenue		
Positions — Legislative Count	(1.0)	(1.0)
Personal Services	\$ 20,177	\$ 21,347
All Other	27,265	27,466
Total	<u>\$ 47,442</u>	<u>\$ 48,813</u>

Enforcement Operations — Inland Fisheries and Wildlife

Other Special Revenue		
Positions — Legislative Count	(132.0)	(132.0)
Positions — Other Count	(0.5)	(0.5)
Personal Services	\$ 4,664,214	\$ 4,861,369
All Other	1,018,302	1,064,147
Capital Expenditures	481,213	491,383
Total	<u>\$ 6,163,729</u>	<u>\$ 6,416,899</u>

Other Participating Funds
Federal Expenditure Fund

Personal Services	\$ 100,541	\$ 102,600
All Other	85,000	85,000
Total	<u>\$ 185,541</u>	<u>\$ 187,600</u>

Summary: Enforcement Operations — Inland Fisheries and Wildlife

Positions — Legislative Count	(132.0)	(132.0)
Positions — Other Count	(0.5)	(0.5)
Personal Services	\$ 4,764,755	\$ 4,963,969
All Other	1,103,302	1,149,147
Capital Expenditures	481,213	491,383
Total	<u>\$ 6,349,270</u>	<u>\$ 6,604,499</u>

Whitewater Rafting — Inland Fisheries and Wildlife

Other Special Revenue		
All Other	\$ 61,750	\$ 45,500
Total	<u>\$ 61,750</u>	<u>\$ 45,500</u>

SUMMARY: INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Source		
Other Special Revenue		
Positions — Legislative Count	(291.0)	(291.0)
Positions — Other Count	(18.5)	(18.5)

Personal Services	\$ 8,161,359	\$ 8,471,410
All Other	3,770,173	3,736,036
Capital Expenditures	960,331	851,468
Total	<u>\$12,891,863</u>	<u>\$13,058,914</u>

Other Participating Funds
General Fund

Positions — Legislative Count	(6.0)	(6.0)
Personal Services	\$ 202,328	\$ 208,173
All Other	22,744	18,123
Capital Expenditures	0	29,101
Total	<u>\$ 225,072</u>	<u>\$ 255,397</u>

Federal Expenditure Fund

Personal Services	\$ 1,315,486	\$ 1,359,141
All Other	673,878	695,523
Capital Expenditures	93,857	66,886
Total	<u>\$ 2,083,221</u>	<u>\$ 2,121,550</u>

SUMMARY: INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Positions — Legislative Count	(297.0)	(297.0)
Positions — Other Count	(18.5)	(18.5)
Personal Services	\$ 9,679,173	\$10,038,724
All Other	4,466,795	4,449,682
Capital Expenditures	1,054,188	947,455
Total	<u>\$15,200,156</u>	<u>\$15,435,861</u>

SUMMARY: CURRENT SERVICES

Source

Other Special Revenue		
Positions — Legislative Count	(291.0)	(291.0)
Positions — Other Count	(18.5)	(18.5)
Personal Services	\$ 8,161,359	\$ 8,471,410
All Other	3,770,173	3,736,036
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Other Participating Funds
General Fund

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SUMMARY: CURRENT SERVICES

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Personal Services	\$ 9,679,173	\$10,038,724
All Other	4,466,795	4,449,682
Capital Expenditures	1,054,188	947,455
Total	<u>\$15,200,156</u>	<u>\$15,435,861</u>

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 funds, 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 of the Legislature having jurisdiction over these appropriations and allocations, unless recommended by the State Budget Officer and approved by the Governor in accordance with established law.

Sec. 3. Personal Services funding. The amounts provided for Personal Services in the General Fund, Highway Fund and Department of Inland Fisheries and Wildlife funds are subject to the provision that the total number of permanent positions and the costs thereof in any account shall not, during either year of the biennium, either exceed the authorized position numbers shown in parentheses which are used by the Legislature in computing the total dollars to be made available for Personal Services or deviate from the specific cost components upon which appropriations and allocations are based, except as provided for in section 6. The State Budget Officer may require any department or agency to submit such information as may be deemed necessary to assure compliance with this provision. In other funds, the numbers in parentheses are estimates of full-time equivalents.

Savings accrued within appropriations or allocations made for Personal Services may be used for payment of nonrecurring Personal Services costs, such as those relating to: Unbudgeted overtime; acting capacity appointment; retroactive compensation for reclassifications or reallocations; retroactive or one-time settlements related to arbitrator or court decisions; and required additional retirement contributions, when recommended by the department or agency head and approved by the State Budget Officer.

The amounts appropriated or allocated 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. Workers' compensation positions. Limited period positions may be established for former regular employees of the State who are presently receiving workers' compensation payments from the State when that action will enable those employees to return to productive employment with the State. These positions may be established, providing funds are available, only until such time as those employees can be returned to regular positions.

Notwithstanding any other restriction on funds appropriated or allocated, the State Budget Officer may, if he determines that funds are available, either approve the use of these funds or recommend appropriate action to the Governor when his approval is required.

Available funds may include amounts appropriated or allocated for Personal Services, including funds in any salary account or special account for state employee salary increases, All Other, Capital Expenditures and unallocated.

Sec. 5. 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 Director of Human Resources and the State Budget Officer to ensure that classified and unclassified positions are assigned to a proper pay grade within authorized funds.

Sec. 6. 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 Director of Human Resources pursuant to the Civil Service Law and rules shall become effective on the first day of the fiscal year following approval by the State Budget Officer, and the appropriation or allocation of funds therefor, except that the State Budget Officer, if he determines that sufficient funds exist, may 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 Director of the Legislative Office of Fiscal and Program Review.

Sec. 7. Merit rating required. It is declared to be the policy of the State that, in those instances when annual merit increases are earned and warranted as evidenced by the performance appraisals, they shall be awarded. In those instances when increases are not earned and warranted, they shall be denied.

In this policy, the Director of Human Resources, utilizing a form or forms prescribed by the director, is directed to require annual merit ratings on all employees, regardless of whether or not the employee is eligible or recommended for a merit increase. The form or forms prescribed by the director, in addition to a performance appraisal section, shall include a section in which 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 when 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 Director of Human Resources 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 Director of Human Resources shall supply to the Policy Review 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 Maine Revised Statutes, Title 5, section 7042, shall review the operation of the performance evaluation system and make such recommendations and render such advice to the Director of Human Resources, as may be necessary to carry out the purposes of this Act.

The Director of Human Resources shall forward to the joint standing committee of the Legislature having jurisdiction over state government the findings and recommendations of the Policy Review Board, annually, prior to the start of the legislative session.

Sec. 8. Number of necessary employees. The Governor and the State Budget Officer, when next preparing budget proposals for the Legislature, may adjust, at their discretion, the figures in parentheses, representing numbers of positions to reflect the number of positions which, in their opinion, are necessary to the proper operation of each department, institution or agency.

Sec. 9. 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 the funds are made available therefor by the Legislature.

Sec. 10. 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 those 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.

Sec. 11. 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 costs of all travel when it is not needed. A state employee shall not be reimbursed for noon meals, unless the expense is incurred while traveling on state business and lodging is required. Any state employee who attends a seminar or other program which includes the cost of a noon meal as part of the tuition or registration fee will not be required to reimburse the State for the meal.

Sec. 12. Equipment to be reviewed. The Commissioner of Finance may choose a designee to conduct a thorough review of all types of equipment owned, leased or otherwise available to the departments and agencies of the State, regardless of the source of supporting funds, and make recommendations via the budgetary process for combining their use providing centralized facilities

or eliminating existing equipment and facilities, as believed to be in the most economical, most efficient and best interests of the State. The Commissioner of Finance may also develop and institute such review and control mechanisms as are deemed 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. 13. 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. The Commissioner of Finance 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 a commodity calendar established by the State Purchasing Agent.

Sec. 14. Significant action recommended by the State Budget Officer. The Bureau of the Budget shall inform the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs, through the Legislative Office of Fiscal and Program Review, of significant action recommended by the bureau in the performance of the budget responsibilities assigned.

Sec. 15. 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 that 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.

Non-General Fund resources which contribute towards funding costs related to general department-wide functions, such as accounting, personnel administration, maintenance of property records and general purchasing, that have been made available to an account by legislative action may be consolidated into one or more administrative accounts, unless such a consolidation is expressly prohibited by state or federal law. All resources and

costs affected by that consolidation shall be properly identified and included in the budget process in accordance with the Maine Revised Statutes, Title 5, chapter 149. When the Legislature is not in session, upon recommendation of the State Budget Officer, the Governor may approve necessary adjustments to these consolidations for a period not to extend beyond the end of the fiscal year. The Director of the Legislative Office of Fiscal and Program Review shall be notified of any such action. The unencumbered balance of each administrative account established pursuant to this section shall be carried forward at the end of each fiscal year and the budgeted transfers to the administrative account for the ensuing year shall be proportionally reduced by the amount of that carried balance.

Sec. 16. Unified state budget. The Governor, when submitting the budget to the Legislature, shall submit the budget document and the General Fund, Highway Fund and funds of the Department of Inland Fisheries and Wildlife 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 Expenditure Fund, Federal Block Grant Fund and Other Special Revenue funds. Separate gross unified budget bills shall be submitted for the General Fund, the Highway Fund and the Department of Inland Fisheries and Wildlife funds.

Sec. 17. Line category amounts of General Fund, Highway Fund and the Department of Inland Fisheries and Wildlife funds. The amounts included in the unified state budget by line category are the amounts included immediately under the "appropriations and allocations" section of the individual pages in the budget document for the General Fund, the Highway Fund and the Department of Inland Fisheries and Wildlife funds. These amounts, as adjusted by the Legislature, will be used when preparing work programs by fund for each fiscal year of the biennium.

Sec. 18. 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 shall certify that the sum of the accounts by fund, by line category, equals the approved totals of the program within the Act.

Sec. 19. Year-end closing. The State Controller may close the books as soon as practicable after the close of the fiscal years ending June 30, 1988, and June 30, 1989. Any bills presented after those dates may be paid from appropriations or allocations for the ensuing year on recommendation of the State Controller if within the amounts of approved allotments.

Sec. 20. Appropriation and allocation balances at

year end. At the end of each fiscal year, all unencumbered appropriation and allocation balance shall lapse into the fund or the account balances and shall not be available unless authorized by law. At the end of each fiscal year, all encumbered balances shall not be carried more than once.

Sec. 21. Reorganization of departments. No department or agency may be allowed to reorganize between accounts in the Part I current services budget. Any such reorganization shall be submitted in the Part II new or expanded services budget or separate legislation.

Sec. 22. Appropriation or allocation of funds. Any funds appearing in this Act which are specifically appropriated or allocated in another act are included in this Act for informational purposes only, as are general ledger accounts. Governmental funds not specifically appropriated or allocated in another act are appropriated or allocated in accordance with section 1.

Sec. 23. Other appropriation and allocation measures. It is intended that the language in this Act, except for section 22, shall apply to all other appropriation and allocation measures enacted by the Legislature.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1987.

Effective July 1, 1987.

CHAPTER 32

H.P. 1139 — L.D. 1549

AN ACT to Change the Perry-Pembroke Boundary Line.

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

Whereas, it is of concern that the people of the State be allowed to govern themselves on a local level; and

Whereas, it is the purpose of this legislation to allow the inhabitants of the 2 towns concerned to join in the governing of their own affairs and desirable that the referendum for ratification of the proposed annexation be permitted as soon as possible; 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: