

# MAINE STATE LEGISLATURE

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# BUDGET BILL - FISCAL YEARS 1994-95



## 116th MAINE LEGISLATURE

### FIRST REGULAR SESSION-1993

Legislative Document

No. 283

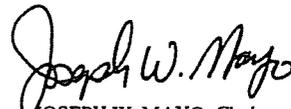
H.P. 215

House of Representatives, February 2, 1993

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995.

(EMERGENCY)

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative FOSS of Yarmouth. (GOVERNOR'S BILL)  
Cosponsored by Representative: CHONKO of Topsham, Senators: FOSTER of Hancock,  
PEARSON of Penobscot.

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

4  
6 Whereas, the 90-day period may not terminate until after the  
beginning of the next fiscal year; and

8  
10 Whereas, certain obligations and expenses incident to the  
operation of state departments and institutions will become due  
and payable immediately; and

12  
14 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  
16 necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

#### 20 PART A

22 Sec. A-1. Appropriations and allocations. In order to provide  
for necessary expenditures of State Government and other purposes  
24 for the fiscal years ending June 30, 1994 and June 30, 1995, the  
following sums as designated in the following tabulations are  
26 appropriated or allocated out of any money not otherwise  
appropriated or allocated.

28  
30 Sec. A-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  
32 expenditures of these funds, together with expenditures for other  
purposes necessary to the conduct of State Government on the  
34 basis of these allotments and not otherwise. Allotments for  
Personal Services, Capital Expenditures and amounts for All Other  
36 departmental expenses may not exceed the amounts shown in the  
budget document or as they may be revised by the joint standing  
38 committee of the Legislature having jurisdiction over these  
appropriations and allocations, unless recommended by the State  
40 Budget Officer and approved by the Governor in accordance with  
established law.

42  
44 Sec. A-3. Personal Services funding. The amounts provided for  
Personal Services in appropriated and allocated accounts are  
subject to the provision that the total number of positions and  
46 the costs of those positions in any account may not vary, during  
any fiscal year, from either the positions included in computing  
48 the total dollars appropriated or allocated for Personal Services  
or in the specific cost of each position upon which the  
50 appropriations and allocations are based. The State Budget

5. Eliminates provisions for including in compensation accumulated vacation and sick leave in the computation of retirement benefits for members of the Maine State Retirement System;

6. Applies a 5% salary cap on the annual growth in compensation during the final 3 years of employment;

7. Establishes for participants with less than 10 years of service the social security age as the standard for the Maine State Retirement System and applies the social security age and early retirement factors as the standard for the Maine State Retirement System for vested employees who are not employed as teachers or state employees on June 30, 1993 and who have more than a one-year break in service;

8. Authorizes the State Budget Officer to calculate and distribute the deappropriations in sections 32 and 34;

9. Authorizes the State Budget Officer to adjust the retirement rates in fiscal years 1993-94 and 1994-95 so that the actual employer retirement costs approximate the net appropriations to each account after the adjustments in sections 32 and 34;

10. Deappropriates funds associated with the proposed statutory changes, except for those sections that apply the social security age and early retirement factors as the standard for the Maine State Retirement System for vested members who are not employed as teachers or state employees on June 30, 1993 and who have more than a one-year break in service. This Part also deappropriates funds from the aggregation of the unfunded liability associated with "Old System Teachers" with other unfunded liability and places this unfunded liability on a new 40-year amortization schedule; and

11. Deappropriates funds to reflect the proposal in separate legislation to establish the Maine State Retirement System as a public instrumentality of the State.

#### PART M

Part M makes appropriations from the General Fund as reductions through the proposed restructuring of the Department of Conservation and the Department of Inland Fisheries and Wildlife.

#### PART N

Part N makes appropriations from the General Fund as reductions through the proposed restructuring of the Department of Human Services and the Department of Mental Health and Mental Retardation.

#### PART O

Part O makes appropriations from the General Fund as reductions through the proposed transfer of Department of Human Services functions to the proposed Department of Labor and Human Services.

#### PART P

Part P does the following:

1. Repeals the State Park Reservation System;
2. Amends the laws relating to the Maine Turnpike and authorizes the sale of a section of Interstate 95 in York County;
3. Amends Public Law 1991, chapter 622;
4. Authorizes the transfer of funds between dedicated accounts in the Department of Marine Resources; and
5. Establishes the fiscal years' 1993-94 and 1994-95 funding for the Bureau of State Police at 87% Highway Fund and 13% General Fund.