

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND AND THIRTEEN

—
H.P. 816 - L.D. 1151**An Act Regarding the Administration and Financial Transparency of the
Citizen Trade Policy Commission**

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

Whereas, the Citizen Trade Policy Commission through Public Law 2011, chapter 468 acquired ongoing funding to contract for qualified year-round administrative support staff and the commission contracted for such qualified staff; and

Whereas, it is important to ensure that all funding provided to the commission remains available to the commission and does not lapse, including funding that would lapse at the end of the current fiscal year, so that the commission can continue to function appropriately and efficiently with the limited resources available to it; 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Sec. 1. 10 MRSA §11, sub-§8, as enacted by PL 2003, c. 699, §2, is repealed and the following enacted in its place:

8. Staff. The Legislature, through the commission, shall contract for staff support for the commission, which, to the extent funding permits, must be year-round staff support. In the event funding does not permit adequate staff support, the commission may request staff support from the Legislative Council, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 2. 10 MRSA §11, sub-§10, as enacted by PL 2003, c. 699, §2, is amended to read:

10. Accounting; outside funding. All funds appropriated, allocated or otherwise provided to the commission must be deposited in an account separate from all other funds of the Legislature and are nonlapsing. Funds in the account may be used only for the purposes of the commission. The commission may seek and accept outside funding to fulfill commission duties. Prompt notice of solicitation and acceptance of funds must be sent to the Legislative Council. All funds accepted must be forwarded to the Executive Director of the Legislative Council, along with an accounting that includes the amount received, the date that amount was received, from whom that amount was received, the purpose of the donation and any limitation on use of the funds. The executive director ~~administers any~~ shall administer all funds received in accordance with this section. At the beginning of each fiscal year, and at any other time at the request of the cochairs of the commission, the executive director shall provide to the commission an accounting of all funds available to the commission, including funds available for staff support.

Sec. 3. Transfer of unspent funds. At the end of fiscal year 2012-13, the Executive Director of the Legislative Council shall calculate the amount of unexpended funds appropriated, allocated or otherwise provided or made available to the Citizen Trade Policy Commission in fiscal year 2012-13 and shall transfer those unexpended funds to the account established for the commission by this Act.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

LEGISLATURE

Citizen Trade Policy Commission N151

Initiative: Reflects the transfer of funding for a biennial citizen trade assessment from the Legislature to a newly created, separate Citizen Trade Policy Commission program.

GENERAL FUND	2013-14	2014-15
All Other	\$10,000	\$0
GENERAL FUND TOTAL	<u>\$10,000</u>	<u>\$0</u>

Citizen Trade Policy Commission N151

Initiative: Reflects the transfer of on-going funding from the Legislature program for the Citizen Trade Policy Commission to a newly created, separate program for the commission and provides additional funding for the commission above the amounts transferred.

GENERAL FUND	2013-14	2014-15
Personal Services	\$1,320	\$1,320
All Other	\$26,300	\$26,300
GENERAL FUND TOTAL	<u>\$27,620</u>	<u>\$27,620</u>

Legislature 0081

Initiative: Reflects the transfer of funding for a biennial citizen trade assessment from the Legislature to a newly created, separate Citizen Trade Policy Commission program.

GENERAL FUND	2013-14	2014-15
All Other	(\$10,000)	\$0
GENERAL FUND TOTAL	<u>(\$10,000)</u>	<u>\$0</u>

Legislature 0081

Initiative: Reflects the transfer of on-going funding from the Legislature program for the Citizen Trade Policy Commission to a newly created, separate program for the commission.

GENERAL FUND	2013-14	2014-15
Personal Services	(\$1,320)	(\$1,320)
All Other	(\$24,800)	(\$24,800)
GENERAL FUND TOTAL	<u>(\$26,120)</u>	<u>(\$26,120)</u>

LEGISLATURE DEPARTMENT TOTALS	2013-14	2014-15
GENERAL FUND	\$1,500	\$1,500
DEPARTMENT TOTAL - ALL FUNDS	<u>\$1,500</u>	<u>\$1,500</u>

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.