

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
THIRD SPECIAL SESSION

of the
ONE HUNDRED AND NINTH LEGISLATURE

May 22, 1980

CHAPTER 738**H. P. 2060 — L. D. 2041****AN ACT to Revise Allocations from the Highway Fund for the Fiscal Years from July 1, 1979 to June 30, 1981, and to Provide Increased Revenues to the Highway Fund.**

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, revenues from motor fuel taxes are running substantially behind budget estimates; and

Whereas, sufficient funds are not going to be available for the allocations authorized for the current fiscal year, as well as the allocations authorized for the fiscal year beginning July 1, 1980; 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. 23 MRSA § 1103, as last amended by PL 1979, c. 127, §§ 151 and 152, is further amended by adding at the end a new paragraph to read:

Notwithstanding this section, for the fiscal year 1980-81 only, the department shall increase its apportionment of state aid by 35% of the state aid joint fund so expended for reconstruction of improved state or state aid highways or for construction of unimproved bridges and approaches under the Bridge Act, provided the bridge is located between sections of improved state aid highways.

Sec. 2. 29 MRSA § 532, 4th ¶, as amended by PL 1975, c. 589, § 19, is further amended to read:

The fee for said a motorcycle or motor driven cycle learner's permit shall be ~~66~~ **\$10 through February 28, 1981 and \$5 thereafter**, which shall include the first road test. The fee for all subsequent examinations shall be ~~33~~ **\$5 through February 28, 1981 and \$3 thereafter**.

Sec. 3. 29 MRSA § 542, first ¶, last sentence, as repealed and replaced by PL 1977, c. 212, § 2, is amended to read:

The fee for such license shall be ~~\$10~~ **\$16 through February 28, 1981 and \$10 thereafter.**

Sec. 4. 29 MRSA § 542, 2nd ¶, last sentence, as enacted by PL 1977, c. 212, § 2, is amended to read:

The fee for such license shall be ~~\$5~~ **\$8 through February 28, 1981 and \$5 thereafter.**

Sec. 5. 29 MRSA § 542, last ¶, last sentence, as enacted by PL 1977, c. 212, § 3, is amended to read:

The fee for all 2-year licenses shall be ~~\$5~~ **\$8 through February 28, 1981 and \$5 thereafter.**

Sec. 6. 29 MRSA § 582, sub-§§ 1 and 2, as enacted by PL 1975, c. 589, § 21, are amended to read:

1. Class 1 or 2 license. The examination fee shall be ~~\$8~~ **\$13 through February 28, 1981 and \$8 thereafter**, which shall include the first road test. All subsequent examination fees shall be ~~\$5~~ **\$8 through February 28, 1981 and \$5 thereafter.**

2. Class 3 license. The examination fee shall be ~~\$5~~ **\$10 through February 28, 1981 and \$5 thereafter**, which shall include the first road test. All subsequent examination fees shall be ~~\$3~~ **\$5 through February 28, 1981 and \$3 thereafter.**

Sec. 7. 29 MRSA § 2352, sub-§ 1, as repealed and replaced by PL 1975, c. 745, § 13, is amended to read:

1. Fees. The Secretary of State shall be paid the following fees:

A. ~~\$5.00~~ **\$7 through February 28, 1981 and \$5 thereafter**

(1) For a certificate of search of the records of the Motor Vehicle Division of each name or identification number searched against; and

(2) For a certificate of title issued pursuant to section 895-A;

B. ~~\$4.00~~ **\$6 through February 28, 1981 and \$4 thereafter**

(1) For filing an application for a first certificate of title including security interest;

(2) For filing notice of a security interest after the first certificate of title has been issued; and

(3) For a certificate of title after a transfer;

C. ~~\$3.00~~ **\$5 through February 28, 1981 and \$3 thereafter**

- (1) For a corrected certificate of title; and
- (2) For a duplicate certificate of title;
- D. ~~\$1.00~~ \$2.50 through February 28, 1981 and \$1 thereafter**

- (1) For each subsequent security interest noted upon a certificate of title;
- (2) For filing an assignment of a security interest; and
- (3) For an ordinary certificate of title issued upon surrender of a distinctive certificate.

Sec. 8. PL 1979, c. 439, Part A, § 1, under the caption "29 DEPARTMENT OF SECRETARY OF STATE," for the years 1979-80 and 1980-81, is amended to read:

0077 Motor Vehicles-Administration	2-117		
Unallocated		4,066,377	4,173,265
		4,016,377	3,794,265

Sec. 9. PL 1979, c. 439, Part A, § 1, under the caption "16 DEPARTMENT OF PUBLIC SAFETY," for the years 1979-80 and 1980-81 is amended to read:

0291 State Police	2-681		
Unallocated		8,443,538	8,607,628
			8,207,628

Sec. 10. PL 1979, c. 439, Part A, § 1, under the caption "07 TRANSPORTATION," for the years 1979-80 and 1980-81, is amended to read:

0341 Transportation-Planning & Services ..	2-715		
Unallocated		730,809	768,000
		630,809	668,000
0339 Highway-Administration	2-701		
Unallocated		3,694,645	3,827,050
		3,594,645	3,527,050
0336 Highway-State Aid Construction.....	2-733		
Unallocated		7,900,000	7,900,000
		400,000	6,763,000
0355 Highway-Town Road Improvement			
Fund.....	2-734		
Unallocated		1,000,000	1,000,000
			600,000
0330 Highway-Summer Maintenance	2-720		
Unallocated		27,285,700	28,719,900
			27,219,900
0332 Highway-Picnic Area	2-725		
Unallocated		105,307	107,604
			-0-
0354 Highway-Winter Maintenance.....	2-741		
Unallocated		17,111,208	17,908,874
		16,386,208	17,408,874
0358 Highway-Bond Interest	2-749		
Unallocated		2,688,667	3,276,497
		2,469,267	3,065,897

0359 Highway-Bond Retirement	2-751		
Unallocated		5,180,000	1,860,000 1,290,000
0406 Highway-Highway and Bridge			
Improvements	2-753		
Unallocated		1,200,000	3,200,000 1,800,000

Sec. 11. PL 1979, c. 439, Part A, § 1, the line "Total Allocation," for the years 1979-80 and 1980-81, is amended to read:

Total Allocations	\$95,008,943	\$95,786,207
	\$86,314,543	\$88,782,003

Sec. 12. PL 1979, c. 439, Part A, § 1, last ¶, is amended to read:

Amounting to ~~\$95,008,943~~ \$86,314,543 for the fiscal year ending June 30, 1980, and ~~\$95,786,207~~ \$88,782,003 for the fiscal year ending June 30, 1981.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved, except sections 1 to 7 of the Act shall take effect on July 1, 1980.

Effective May 27, 1980, Unless otherwise indicated

CHAPTER 739

H. P. 2063 — L. D. 2044

AN ACT to Fund and Implement Benefits for Managerial and Confidential Employees of the Executive Branch Excluded from Coverage under the State Employees Labor Relations Act.

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, the State has entered into collective bargaining agreements which established terms and conditions of employment for employees included in bargaining units and for whom separate legislation is being submitted; and

Whereas, the employees for whom this legislation is submitted are excluded from bargaining units pursuant to law; and

Whereas, the Governor and the Legislature share a desire to address the needs of state employees excluded from collective bargaining units on a timely basis; and