

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 137

S. P. 66

Referred to the Committee on Transportation. Sent down for concurrence and ordered printed.

In Senate, January 25, 1977

MAY M. ROSS, Secretary

Presented by Senator Greeley of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

**AN ACT to Make Allocations from the Highway Fund for the Fiscal Years
Ending June 30, 1978 and June 30, 1979.**

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

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and agencies will become due and payable on or immediately after July 1, 1977; 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. Allocation of Highway Fund. Undedicated income to the Highway Fund for the next fiscal years—from July 1, 1977 to June 30, 1978 and from July 1, 1978 to June 30, 1979—shall be segregated, apportioned and expended as designated in the following schedules:

CODE #	POLICY AREA	ALLOCATION FROM
UMBRELLA IDENTITY	PROGRAM	HIGHWAY FUND
	PAGE #	1977-78 1978-79
00	GENERAL GOVERNMENT	
08	DEPARTMENT OF FINANCE AND ADMINISTRATION	
0078	BPI—Transportation Building	
	Maintenance 2-053	
	Unallocated	\$ 251,768 \$ 256,143
0135	BPI—State Police Headquarters	
	Building—Maintenance ... 2-057	
	Unallocated	45,059 46,279
29	DEPARTMENT OF THE SECRETARY OF STATE	
0077	Motor Vehicles—Administration 2-133	
0078	Motor Vehicles—Public Services	
0079	Motor Vehicles—Driver Improvement/ Fiscal Responsibility	
0087	Motor Vehicles—Driver Examination	
	Unallocated	3,417,600 3,402,700
	ECONOMIC DEVELOPMENT	
02	DEPARTMENT OF BUSINESS REGULATIONS	
0097	State Claims Board 2-233	
	Unallocated	76,101 81,390
06	PUBLIC PROTECTION	
16	DEPARTMENT OF PUBLIC SAFETY	
0329	Public Safety—Motor Vehicle	
	Inspection 2-691	
	Unallocated	153,940 121,942
0291	State Police 2-695	
	Unallocated	6,894,361 7,006,861
07	TRANSPORTATION	
17	DEPARTMENT OF TRANSPORTATION	
0348	Transportation—Accounting, Auditing & Other Services 2-717	
	Unallocated	339,000 364,000
0353	Transportation—Compensation for Injuries 2-719	
	Unallocated	336,100 337,300
0342	Transportation—Amortization— Office Building 2-711	
	Unallocated	585,000 585,000

CODE #	POLICY AREA UMBRELLA IDENTITY Program	PAGE #	ALLOCATION FROM HIGHWAY FUND	
			1977-78	1978-79
17 DEPARTMENT OF TRANSPORTATION—(con'd)				
0341	Transportation—Planning & Services Unallocated	2-721	768,700	762,600
0343	Transportation—Special Resolves ... Unallocated	2-713	960	960
0339	Highway—Administration Unallocated	2-745	3,196,700	3,223,400
0340	Highway—Highway Safety Unallocated	2-747	135,200	143,300
0357	Highway—Topographic Mapping ... Unallocated	2-755	10,000	10,000
0334	Highway—Island Town Refunds ... Unallocated	2-735	20,000	20,000
0335	Highway—Access Roads to Ski Areas Unallocated	2-737	—	—
0336	Highway—State Aid Construction .. Unallocated	2-739	6,200,000	6,200,000
0337	Highway—Special State Aid Construction Unallocated	2-741	500,000	500,000
0356	Highway—Bridge Construction Unallocated	2-753	1,906,019	2,159,600
0330	Highway—Summer Maintenance ... Unallocated	2-727	23,631,800	24,362,300
0331	Highway—Traffic Services Unallocated	2-729	1,667,199	1,935,800
0332	Highway—Picnic Area Unallocated	2-731	111,900	115,100
0333	Highway—Bridge Maintenance Unallocated	2-733	2,990,000	3,050,700
0338	Highway—Radio Operations Unallocated	2-743	155,000	185,600
0354	Highway—Winter Maintenance Unallocated	2-749	14,579,500	15,072,000

CODE #	POLICY AREA UMBRELLA IDENTITY Program	PAGE #	ALLOCATION FROM HIGHWAY FUND	
			1977-78	1978-79
17 DEPARTMENT OF TRANSPORTATION—(con'd)				
0296	Highway—Railroad Crossing Protection	2-725		
	Unallocated		30,000	30,000
0358	Highway—Bond Interest	2-757		
	Unallocated		3,138,083	3,792,037
0359	Highway—Bond Retirement	2-759		
	Unallocated		2,180,000	2,860,000
0406	Highway—Highway and Bridge Improvements	2-761		
	Unallocated		3,940,000	2,460,000
Total Allocations			\$77,259,990	\$79,085,012

Amounting to \$77,259,990 for the fiscal year ending June 30, 1978 and \$79,085,012 for the fiscal year ending June 30, 1979.

Sec. 2. Allocation of the Unappropriated Highway Fund Surplus. The Unappropriated Highway Fund Surplus with the approval of the Governor, may be apportioned by the Department of Transportation for any of the purposes set forth in section 1. There is allocated from the Unappropriated Highway Fund Surplus \$6,000,000 for bond retirement which shall be segregated, apportioned and expended as designated in the following schedule:

	PAGE #	1977-78	1978-79
07 TRANSPORTATION			
17 DEPARTMENT OF TRANSPORTATION			
0359 Highway—Bond Retirement	2-759	\$3,000,000	\$3,000,000

Sec. 3. Allocation for special state aid construction. The allocation for state aid construction (special) shall be apportioned to the 16 counties on the basis of number of miles of improved and unimproved designated state aid highways located within each county, such apportionments to be expended by the Department of Transportation on sections of improved state aid highways where, because of excessive maintenance or hazardous conditions, reconstruction is desirable; and for construction of unimproved sections of state aid highways located between improved sections in instances where the public use and safety require such construction.

Sec. 4. State Police activities on the Maine Turnpike. The Maine Turnpike Authority shall assume the cost of State Police activities on the Maine Turnpike and such costs shall be paid on the basis of monthly statements. Prior to December 1st of each year, the Chief of the Maine State Police shall file a report with the Maine Turnpike Authority containing suggestions and information in regard to proposed State Police activities on the turnpike for

the succeeding period. The report shall include but not be limited to the following items: (1) Personnel including information in regard to assignment of such personnel by shifts, (2) vehicles and equipment including a schedule of replacements of the same, and (3) estimated cost of items (1) and (2) with any additional information that will assist the Maine Turnpike Authority in determining the level of service of State Police activity proposed by the Chief of the Maine State Police. The Maine Turnpike Authority and the Chief of the Maine State Police or his designee shall review the information regarding the proposed patrol activities as contained in the report and such activities will be authorized when mutually agreed to by the Maine Turnpike Authority and the Chief of the State Police.

Moneys paid by the Maine Turnpike Authority to the Treasurer of State shall be credited 75% to the General Highway Fund and 25% to the General Fund, it being understood that the State Police personnel, the cost of which is paid by the Maine Turnpike Authority, shall be utilized exclusively for Maine Turnpike related activities except for emergencies.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect July 1, 1977.

STATEMENT OF FACT

The purpose of this bill is stated in the emergency preamble and in the title of the bill.