

# MAINE STATE LEGISLATURE

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New Draft of: S. P. 490, L. D. 1527  
(EMERGENCY)  
FIRST REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

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**Legislative Document**

**No. 1651**

S. P. 586

In Senate, May 30, 1979

Reported by Senator O'Leary from the Committee on Transportation and printed under Joint Rules No. 2.

MAY M. ROSS, Secretary of the Senate

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-NINE

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**AN ACT to Make Allocations from the Highway Fund for the Fiscal Years Ending  
June 30, 1981.**

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

Whereas, the 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, 1979; 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:

**PART A**

**Sec. 1. Allocation of Highway Fund.** Undedicated income to the Highway Fund for the next fiscal years — from July 1, 1979, to June 30, 1980, and from July 1, 1980, to June 30, 1981, shall be segregated, apportioned and expended as designated in the following schedules:

POLICY AREA CODE #	UMBRELLA IDENTITY Program	PAGE #	ALLOCATION FROM HIGHWAY FUND	
			1979-80	1980-81
00	GENERAL GOVERNMENT			
08	DEPARTMENT OF FINANCE AND ADMINISTRATION			
0078	Bureau of Public Improvements Transportation Building Maintenance ..... 2-051 Unallocated		\$ 287,997	\$ 291,980
0135	Bureau of Public Improvements State Police Headquarters ..... 2-055 Building — Maintenance Unallocated		51,635	54,412
29	DEPARTMENT OF THE SECRETARY OF STATE			
0077	Motor Vehicles — Administration..... 2-117 Unallocated		4,066,377	4,173,265
01	ECONOMIC DEVELOPMENT			
0097	State Claims Board ..... 2-213 Unallocated		80,700	86,450
06	PUBLIC PROTECTION			
16	DEPARTMENT OF PUBLIC SAFETY			
0329	Public Safety — Motor Vehicle Inspection ..... 2-679 Unallocated		234,203	185,483
0291	State Police ..... 2-681 Unallocated		8,443,538	8,607,628
07	TRANSPORTATION			
17	DEPARTMENT OF TRANSPORTATION			
0348	Transportation — Accounting, Auditing & Other Services..... 2-711 Unallocated		364,000	364,000
0353	Transportation — Compensation for Injuries..... 2-713 Unallocated		618,263	642,224

POLICY AREA CODE #	UMBRELLA IDENTITY Program	PAGE #	ALLOCATION FROM HIGHWAY FUND	
			1979-80	1980-81
0342	Transportation — Amortization Office Building .....	2-703	\$ 585,000	\$ 585,000
	Unallocated			
0341	Transportation — Planning & Services .....	2-715	730,809	768,000
	Unallocated			
0343	Transportation — Special Resolves....	2-705	960	960
	Unallocated			
0345	Salary Plan Unallocated		5,924,214	5,924,214
0339	Highway — Administration.....	2-701	3,694,645	3,827,050
	Unallocated			
0340	Highway — Highway Safety .....	2-739	150,035	159,275
	Unallocated			
0357	Highway — Topographic Mapping .....	2-747	10,000	10,000
	Unallocated			
0334	Highway — Island Town Refunds .....	2-729	20,000	20,000
	Unallocated			
0335	Highway — Access Roads Unallocated		50,000	
0336	Highway — State Aid Construction ....	2-733	7,900,000	7,900,000
	Unallocated			
0337	Highway — Special State Aid Construction.....	2-735	250,000	250,000
	Unallocated			
0355	Highway — Town Road Improvement Fund.....	2-734	1,000,000	1,000,000
	Unallocated			
0330	Highway — Summer Maintenance .....	2-720	27,285,700	28,719,900
	Unallocated			
0331	Highway — Traffic Services .....	2-723	1,852,680	2,083,273
	Unallocated			
0332	Highway — Picnic Area.....	2-725	105,307	107,604
	Unallocated			

POLICY AREA CODE #	UMBRELLA IDENTITY Program	PAGE #	ALLOCATION FROM HIGHWAY FUND	
			1979-80	1980-81
0333	Highway — Bridge Maintenance ..... Unallocated	2-727	\$ 3,421,738	\$ 3,544,711
0338	Highway — Radio Operations..... Unallocated	2-737	166,267	200,407
0354	Highway — Winter Maintenance ..... Unallocated	2-741	17,111,208	17,908,874
0296	Highway — Railroad Crossing Protection..... Unallocated	2-719	30,000	30,000
	Highway — Abolish, Reconstruct Railroad Crossings .....	2-719	5,000	5,000
	Highway Equipment Replacement Unallocated		1,500,000	-----
0358	Highway — Bond Interest .....	2-749	2,688,667	3,276,497
0359	Highway — Bond Retirement..... Unallocated	2-751	5,180,000	1,860,000
0406	Highway — Highway and Bridge Improvements..... Unallocated	2-753	100,000	2,700,000
	Total Allocations		\$93,908,943	\$95,286,207

Amounting to \$93,908,943 for the fiscal year ending June 30, 1980, and \$95,286,207 for the fiscal year ending June 30, 1981.

**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 \$4,000,000 for bond retirement which shall be segregated, apportioned and expended as designated in the following schedule:

POLICY AREA CODE # UMBRELLA IDENTITY	PAGE #	ALLOCATION FROM HIGHWAY FUND
<b>Program</b>		<b>1980-81</b>
07 TRANSPORTATION		
17 DEPARTMENT OF TRANSPORTATION		
0359 Highway — Bond Retirement.....	2-751	
Unallocated		\$4,000,000

**Sec. 3. Allocation for special state aid construction.** The allocation for state aid construction, special, shall 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 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 State Police. The Maine Turnpike Authority and the Chief of the 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 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 turnpike related activities, except for emergencies.

**Sec. 5. Transfer of certain Town Road Improvement Funds authorized.** The Department of Transportation may authorize the County Commissioners of Piscataquis County to transfer \$5,000 from the Town Road Improvement Fund account of Chesuncook Twp. to the Town Road Improvement Fund account of Lily Bay Twp. The transfer of these funds shall require the same kind of sign-off procedure on the part of property owners in Chesuncook Twp. that is utilized in the transfer of state aid funds from one township to another township.

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

#### STATEMENT OF FACT

The purpose of this new draft is to provide an allocation to the Employees Salary Plan Account, an allocation to the Ski Access Road Account, an increased allocation in the Summer and Winter Maintenance Accounts due to the increasing price of fuel, an allocation for equipment replacement and a decreased allocation to the Highway and Bridge Improvement Account.

Also, it permits the transfer of accumulated Town Road Improvement Funds in Chesuncook Twp. to Lily Bay Twp. to assist in efforts to improve the road from Greenville to Kokadjo in an expeditious manner.