

# MAINE STATE LEGISLATURE

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L.D. 1050  
(Filing No. H- 373 )

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
111TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "**B**" to H.P. 810, L.D. 1050,  
Bill, "AN ACT Making Adjusted Allocations from the  
Highway Fund for the Fiscal Year Ending June 30,  
1983."

Amend the bill by striking out the title and  
inserting in its place the following:

'AN ACT Making Adjusted Allocations from the Highway  
Fund for the Fiscal Years Ending June 30, 1983, June  
30, 1984, and June 30, 1985, and Placing Limitations  
on the Use of the Unallocated Highway Fund Surplus  
Account.'

Further amend the bill by striking out everything  
after the title and inserting in its place the fol-  
lowing:

'Emergency preamble. Whereas, Acts of the Legis-  
lature do not become effective until 90 days after  
adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate  
before the end of the current fiscal year; and

Whereas, certain obligations and expenses inci-  
dent to the operation of the department will become  
due and payable immediately; 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 preser-  
vation of the public peace, health and safety; now,  
therefore,

Be it enacted by the People of the State of Maine as

HOUSE AMENDMENT "B" to H.P. 810, L.D. 1050

1 follows:

2       Sec. 1. Allocations from Highway Fund. In order  
3 to provide for necessary expenditures for the fiscal  
4 years ending June 30, 1983, June 30, 1984, and June  
5 30, 1985, the following sums, as designated in the  
6 following tabulation, are allocated out of any moneys  
7 in the Highway Fund not otherwise allocated.

	<u>ALLOCATIONS FROM</u> <u>HIGHWAY FUND</u>		
	<u>1982-83</u>	<u>1983-84</u>	<u>1984-85</u>
11 <u>FINANCE AND ADMINISTRATION, DEPARTMENT OF</u>			
13       State Police Headquarters			
14			
15       Building and transportation			
16			
17       Building Maintenance			
18       All Other	\$54,354		
19       SOURCE:			
20       Highway Fund	54,354		
21 <u>PUBLIC SAFETY, DEPARTMENT OF</u>			
22			
23       State Police			
24       Personal Service		\$151,757	\$59,396
25       SOURCE:			
26       Highway Fund		\$151,757	\$59,396

HOUSE AMENDMENT "B" to H.P. 810, L.D. 1050

1	<u>TRANSPORTATION, DEPART-</u>		
2	<u>MENT OF</u>		
3	Administration		
4	All Other	\$	500,000
5	SOURCE:		
6	Highway Fund	\$	500,000
7	Access roads		
8	All Other	(	60,000)
9	SOURCE:		
10	Highway Fund	(	60,000)
11	Traffic services		
12	All Other	(	600,000)
13	SOURCE:		
14	Highway Fund	(	600,000)
15	Bridge maintenance		
16	All Other	(	500,000)
17	SOURCE:		
18	Highway Fund	(	500,000)
19	Salary fund		
20	Unallocated	(1,877,000)	
21	SOURCE:		

HOUSE AMENDMENT "B" to H.P. 810, L.D. 1050

1	Highway Fund	(1,877,000)		
2	Bond			
3	Retirement-Highway			
4	All Other	575,000		
5	SOURCE:			
6	Highway Fund	575,000		
7	Bond Interest-Highway			
8	All Other	1,612,000		
9	SOURCE:			
10	Highway Fund	1,612,000		
11	Highway-Local Road			
12	Assistance Program			
13	All Other	350,000		
14	SOURCE:			
15	Highway Fund	350,000		
16	Total Allocations	\$ 54,354	\$151,757	\$59,396

17 Sec. 2. 23 MRSA §1652, 2nd ¶, as amended by PL  
18 1975, c. 771, §256, is repealed and the following  
19 enacted in its place:

20 Any balance of any allocation or subdivision of  
21 an allocation from the Highway Fund made by the  
22 Legislature for any department or agency, which at  
23 any time may not be required for the purposes named  
24 in that allocation or subdivision, may be transferred  
25 at any time prior to the closing of the books, to any  
26 other allocation or subdivision of an allocation from

HOUSE AMENDMENT "B" to H.P. 810, L.D. 1050

1 the Highway Fund made by the Legislature for the same  
2 fiscal year subject to review by the joint standing  
3 committee of the Legislature having jurisdiction over  
4 transportation. Financial orders describing these  
5 transfers shall be submitted by the Bureau of the  
6 Budget to the Legislative Finance Office 30 days  
7 before the transfer is to be implemented.

8       Sec. 3. 23 MRSa §1654 is enacted to read:

9 §1654. Transfers from unallocated highway fund sur-  
10 plus

11       The Governor may allocate from the unallocated  
12 highway fund surplus account amounts not to exceed in  
13 total the sum of \$1,000,000 in any 2-year budget  
14 period.

15       Funds may be allocated from the account to meet  
16 any emergency expense necessarily incurred under any  
17 requirement of law or to pay expenses arising out of  
18 an emergency requiring an expenditure of money not  
19 provided by the Legislature. The Governor shall  
20 determine the necessity for these allocations upon  
21 consultation with the Commissioner of Transportation  
22 and the State Budget Officer.

23       All such allocations from the highway fund sur-  
24 plus account shall be supported by a statement of  
25 facts setting forth the necessity for the allocation.  
26 A copy of each order for an allocation, together with  
27 the statement of facts, shall be provided to the  
28 Legislative Finance Office, President of the Senate  
29 and Speaker of the House of Representatives when the  
30 allocation is made.

31       The State Controller shall include in his offi-  
32 cial annual financial report at the close of each  
33 fiscal year a statement showing all transfers made  
34 from the highway fund surplus account for the fiscal  
35 period.'

