

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

5  
D. OF R.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

L.D. 1050

(Filing No. S-204 )

STATE OF MAINE  
SENATE  
111TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT " A" 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

SENATE AMENDMENT "A " 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.

8 ALLOCATIONS FROM  
9 HIGHWAY FUND

10 1982-83 1983-84 1984-85

11 FINANCE AND ADMINISTRA-  
12 TION, DEPARTMENT OF

13 State Police Head-  
14 quarters

15 Building and  
16 transportation

17 Building Maintenance

18 All Other \$54,354

19 SOURCE:

20 Highway Fund 54,354

21 PUBLIC SAFETY, DEPART-  
22 MENT OF

23 State Police

24 Personal Service \$151,757 \$59,396

25 SOURCE:

26 Highway Fund 151,757 59,396

SENATE AMENDMENT " A" 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:		

SENATE AMENDMENT " A " to H.P. 810, L.D. 1050

1	Highway Fund	(1,877,000)		
2	Bond			
3	Retirement-Highway			
4	All Other	575,000	270,000	615,000
5	SOURCE:			
6	Highway Fund	575,000	270,000	615,000
7	Bond Interest-Highway			
8	All Other	1,612,000	330,000	984,000
9	SOURCE:			
10	Highway Fund	1,612,000	330,000	984,000
11	Highway Maintenance			
12	All Other		(600,000)	(615,000)
13	SOURCE:			
14	Highway Fund		(600,000)	(615,000)
15	Highway-Collection			
16	Road Program			
17	All Other			(984,000)
18	SOURCE:			
19	Highway Fund			(984,000)
20	Highway-Local Road			
21	Assistance Program			
22	All Other	350,000		

D. OF R.

SENATE AMENDMENT " A " to H.P. 810, L.D. 1050

1 SOURCE:

2 Highway Fund 350,000

3 Total Allocations \$ 54,354 \$151,757 \$59,396

4 Sec. 2. 23 MRSA §1652, 2nd ¶, as amended by PL  
5 1975, c. 771, §256, is repealed and the following  
6 enacted in its place:

7 Any balance of any allocation or subdivision of  
8 an allocation from the Highway Fund made by the  
9 Legislature for any department or agency, which at  
10 any time may not be required for the purposes named  
11 in that allocation or subdivision, may be transferred  
12 at any time prior to the closing of the books, to any  
13 other allocation or subdivision of an allocation from  
14 the Highway Fund made by the Legislature for the same  
15 fiscal year subject to review by the joint standing  
16 committee of the Legislature having jurisdiction over  
17 transportation. Financial orders describing these  
18 transfers shall be submitted by the Bureau of the  
19 Budget to the Legislative Finance Office 30 days  
20 before the transfer is to be implemented.

21 Sec. 3. 23 MRSA §1654 is enacted to read:

22 §1654. Transfers from unallocated highway fund sur-  
23 plus

24 The Governor may allocate from the unallocated  
25 highway fund surplus account amounts not to exceed in  
26 total the sum of \$1,000,000 in any 2-year budget  
27 period.

28 Funds may be allocated from the account to meet  
29 any emergency expense necessarily incurred under any  
30 requirement of law or to pay expenses arising out of  
31 an emergency requiring an expenditure of money not  
32 provided by the Legislature. The Governor shall  
33 determine the necessity for these allocations upon  
34 consultation with the Commissioner of Transportation

SENATE AMENDMENT "A " to H.P. 810, L.D. 1050

1 and the State Budget Officer.

2 All such allocations from the highway fund sur-  
3 plus account shall be supported by a statement of  
4 facts setting forth the necessity for the allocation.  
5 A copy of each order for an allocation, together with  
6 the statement of facts, shall be provided to the  
7 Legislative Finance Office, President of the Senate  
8 and Speaker of the House of Representatives when the  
9 allocation is made.

10 The State Controller shall include in his offi-  
11 cial annual financial report at the close of each  
12 fiscal year a statement showing all transfers made  
13 from the highway fund surplus account for the fiscal  
14 period.

15 Emergency clause. In view of the emergency cited  
16 in the preamble, this Act shall take effect when  
17 approved.'

18 STATEMENT OF FACT

19 The purpose of section 1 of this amendment is to  
20 make necessary additional allocations from the High-  
21 way Fund and to make offsetting allocation transfers  
22 among highway accounts.

23 The allocation of \$54,354 to the Department of  
24 Finance and Administration is to cover additional  
25 costs associated with the maintenance of the trans-  
26 portation building and the State Police headquarters  
27 building.

28 The allocation of \$211,153, for the biennium, to  
29 the Department of Public Safety provides 72% of the  
30 funds needed as a result of range changes approved,  
31 by the Personnel Department, for State Police commu-  
32 nication operators and supervisor. The remaining 28%  
33 is from the General Fund.

D. O. F. R.

SENATE AMENDMENT "A " to H.P. 810, L.D. 1050

1 The total of the allocation transfers, among  
2 highway accounts, is \$5,236,000.

3 Section 2 imposes similar restrictions on trans-  
4 fers from the highway fund accounts and provides for  
5 legislative review in a manner similar to the General  
6 Fund. Section 3 places a limitation of \$1.0 million  
7 on the amount that can be transferred from the high-  
8 way fund surplus account in any biennium.

9 4407060983



10 (Sen. Danton)

11 NAME:

12 COUNTY: York