

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)

1 (EMERGENCY)
2 (New Draft of H.P. 1512, L.D. 2132)
3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND TWELFTH LEGISLATURE
6

7 Legislative Document

No. 2346

8
9 H.P. 1666 House of Representatives, April 7, 1986
10 Reported by Representative Macomber from the Committee on
11 Transportation and printed under Joint Rule 2. Original bill sponsored by
12 Representative Theriault of Fort Kent. Cosponsored by Senator Dow of
13 Kennebec and Representative Strout of Corinth.

EDWIN H. PERT, Clerk

14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-SIX
18

19 AN ACT Making Allocations from the Highway
20 Fund and other Funds for the
21 Expenditures of State Government and
22 Changing Certain Provisions of the Law
23 Necessary to the Proper Operations of
24 State Government for the Fiscal Years
25 Ending June 30, 1986, and June 30,
26 1987.
27

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

31 Whereas, the 90-day period may not terminate un-
32 til after the beginning of the next fiscal year; and

33 Whereas, certain obligations and expenses inci-
34 dent to the operation of state departments and insti-
35 tutions will become due and payable immediately; and

1	Motor Vehicle Inspections		
2			
3	Positions		(1)
4	Personal Services		32,664
5	All Other		115
6	Adjusts allocation		
7	to reflect transfer		
8	of State Police		
9	Trooper position		
10	from State Police in		
11	correction of an		
12	oversight related to		
13	the account reorga-		
14	nization approved		
15	during the First		
16	Regular Session of		
17	the 112th Legisla-		
18	ture.		
19	Administration - Public		
20	Safety		
21	Positions		(1)
22	Personal Services		21,916
23	All Other	\$(5,500)	22,069
24	Capital Expenditures	5,500	8,050
25	Allocates funds to		
26	reflect transfer of		
27	Print Shop from Oth-		
28	er Special Revenue		
29	Funds to Highway		
30	Fund to improve cost		
31	allocation process		
32	(also provides for		
33	additional equipment		
34	needs).		
35	Administration - Public		
36	Safety		
37	Positions	(2)	(2)

1 Adjusts headcount to
 2 agree with the actu-
 3 al positions result-
 4 ing from transfers
 5 included in the ac-
 6 count reorganization
 7 approved during the
 8 First Regular Ses-
 9 sion of the 112th
 10 Legislature.

11	State Police		
12	Positions	(-24)	(-24)
13	Adjusts headcount to		
14	complete transfer of		
15	all State Police po-		
16	sitions to the Gen-		
17	eral Fund, as initi-		
18	ated and approved		
19	during the First		
20	Regular Session of		
21	the 112th Legisla-		
22	ture, Public Law		
23	1985, chapters 403		
24	and 501.		

25			
26	DEPARTMENT OF PUBLIC SAFETY		
27	TOTAL	\$ 0	\$ 50,456

28 SECRETARY OF STATE, DEPART-
 29 MENT OF

30	Administration - Motor		
31	Vehicles		
32	Personal Services		\$ 114,177
33	All Other		1,509,113
34	Capital Expenditures		9,900
35	Total		\$1,633,190

1 Provides funds in
 2 fiscal year 1986-87
 3 to purchase materi-
 4 als needed to imple-
 5 ment a new issuance
 6 of registration
 7 plates, as well as
 8 to hire 11 project
 9 employees as fol-
 10 lows: 7 manufactur-
 11 ing project employ-
 12 ees; 2 laborer
 13 project employees;
 14 and 2 clerical
 15 project employees.
 16 These project em-
 17 ployees may be hired
 18 for a total period
 19 of 16 months only.

20 Administration - Motor
 21 Vehicles

22	Positions	(4)
23	Personal Services	\$ 44,722
24	All Other	527,446
25	Capital Expenditures	750,000
26	Total	<u>\$1,322,168</u>

27 Provides funding for
 28 the purchase of com-
 29 puter hardware and
 30 related software and
 31 the hiring of 4 com-
 32 puter operators -
 33 programmers. Funds
 34 not used for these
 35 purposes shall lapse
 36 back to the Highway
 37 Fund.

38
 39 DEPARTMENT OF SECRETARY OF
 40 STATE
 41 TOTAL

\$2,955,358

42 TRANSPORTATION, DEPARTMENT
 43 OF

1	Highway Maintenance -		
2	Summer		
3	All Other	\$1,000,000	
4	Provides funds to		
5	expand the Depart-		
6	ment of		
7	Transportation's		
8	summer paving pro-		
9	gram.		
10			
11	DEPARTMENT OF TRANSPORTA-		
12	TION		
13	TOTAL	\$1,000,000	
14			
15	TOTAL ALLOCATIONS, PART A	\$1,000,000	\$3,005,814
16			
17	Allocation. There is allocated from the Federal		
18	Expenditure Fund for the fiscal year ending June 30,		
19	1987, to the departments listed, the sums identified		
20	in the following:		
21			<u>1986-87</u>
22	<u>PUBLIC SAFETY, DEPARTMENT</u>		
23	<u>OF</u>		
24	Safety Program		
25	Positions		(1)
26	Personal Services		\$16,180
27	All Other		57
28	Allocates funds to		
29	change a Highway		
30	Safety Aide position		
31	from part-time to		
32	full-time.		
33	Motor Carrier Safety		
34	Unallocated		65,000
35	Provides a working		
36	capital advance from		
37	the Transportation		
38	Safety Fund for a		
39	federal highway ad-		
40	ministration grant		

1	that operates on a	
2	reimbursement basis.	
3	DEPARTMENT OF PUBLIC SAFETY	
4	TOTAL	<u>\$81,237</u>
5	<u>TRANSPORTATION, DEPARTMENT</u>	
6	<u>OF</u>	
7	Transportation Services	
8	Personal Services	\$ 15,000
9	All Other	20,000
10	Allocates funds to	
11	implement part of	
12	Maine's Coastal Man-	
13	agement Program.	
14	Transportation Services	
15	Capital Expenditures	5,000,000
16	Allocates antici-	
17	ipated federal reve-	
18	nue for the Sears	
19	Island Cargo Port	
20	Project, for a new	
21	ferry vessel, and	
22	for authorized rail-	
23	road projects.	
24	Bridge Construction	
25	Personal Services	240,000
26	All Other	167,500
27	Capital Expenditures	411,976
28	Allocates federal	
29	revenues to complete	
30	Bridge Construction	
31	Program for fiscal	
32	year 1987.	
33		
34	DEPARTMENT OF TRANSPORTA-	
35	TION	
36	TOTAL	\$5,854,476
37		
38	TOTAL ALLOCATIONS, PART B	<u>\$5,935,713</u>
39	PART C	
40	Allocation. There is allocated from the Other	

1 Special Revenue Funds for the fiscal years ending
 2 June 30, 1986, and June 30, 1987, to the departments
 3 listed, the sums identified in the following:

4	<u>1985-86</u>	<u>1986-87</u>
5	<u>PUBLIC SAFETY, DEPARTMENT</u>	
6	<u>OF</u>	
7	State Police	
8	Positions	(1)
9	Personal Services	\$23,438
10	All Other	398
11	Allocates funds to	
12	fund a Communica-	
13	tions Technician po-	
14	sition to meet in-	
15	creased workload.	
16	Motor Carrier Safety	
17	Positions	(1)
18	Personal Services	31,900
19	All Other	217
20	Allocates funds to	
21	transfer one State	
22	Police Corporal to	
23	Motor Carrier Safety	
24	(truck weight pro-	
25	gram), which was in-	
26	advertently omitted	
27	from the transfer of	
28	positions to ac-	
29	counts funded by the	
30	Transportation Safe-	
31	ty Fund.	
32	Administration - Public	
33	Safety	
34	Positions	(2)
35	Personal Services	48,253
36	All Other	169
37	Capital Expenditures	17,080
38	Allocates funds for	
39	an Accountant II,	
40	Personnel Specialist	
41	and capital equip-	
42	ment to meet in-	

1	creased workload and		
2	demands from outside		
3	agencies.		
4	Administration - Public		
5	Safety		
6	Positions		(-1)
7	Personal Services		(21,916)
8	All Other		(16,095)
9	Adjusts allocation		
10	to permit the transfer		
11	of Department		
12	Print Shop to improve		
13	financial control -		
14	responsibility.		
15			
16	Administration - Public		
17	Safety		
18	Positions	(1)	(1)
19	Personal Services	10,033	10,033
20	All Other	1,847	10,444
21	Capital Expenditures	6,400	
22	Allocates funds to		
23	establish an Accountant		
24	I position and allow		
25	for the purchase of a		
26	computer to set up a		
27	seized - forfeited		
28	property system in		
29	compliance with Public		
30	Law 1985, chapter 481.		
31			
32	Criminal Justice Academy		
33	All Other		1,087
34	Capital Expenditures		15,800
35	Allocates funds for		
36	additional computer		
37	equipment (hard disk		
38	drive memory to store		
39	additional training		
40	information and		
41	terminals for		
42	relocated staff).		
43	Criminal Justice Academy		

1	Personal Services		2,042
2	All Other		57,364
3	Allocates funds for		
4	the Maine Criminal		
5	Justice Academy 50%		
6	match for antici-		
7	pated share of Crim-		
8	inal Justice Block		
9	Grant Funds.		
10	Turnpike Enforcement		
11	Positions		(4)
12	Personal Services		110,807
13	All Other		9,298
14	Allocates funds for		
15	an additional State		
16	Police Sergeant po-		
17	sition to improve		
18	supervisory enforce-		
19	ment to the turn-		
20	pike, 2 Police Com-		
21	munications Operator		
22	positions in lieu of		
23	allocated communica-		
24	tions costs already		
25	charged to the Turn-		
26	pike Authority and		
27	one Mechanic.		
28	Licensing and Enforce-		
29	ment - Beano - Games of		
30	Chance		
31	All Other	1,440	9,900
32	Allocates funds to		
33	provide 50% of the		
34	lease - purchase		
35	costs related to a		
36	new computer system		
37	to maintain licens-		
38	ing information.		
39			
40	DEPARTMENT OF PUBLIC SAFETY		
41	TOTAL	\$19,720	\$310,219
42	<u>TRANSPORTATION, DEPARTMENT</u>		
43	<u>OF</u>		

1 PART E

2 P&SL 1985, c. 18, Pt. A, Sec. 16 is amended to
3 read:

4 Sec. 16. Unified state budget. The Governor,
5 when submitting the budget to the Legislature, shall
6 submit the budget document and the General Fund,
7 Highway Fund, including all funds pertaining to the
8 Department of Public Safety and the Department of
9 Transportation, and funds of Department of Inland
10 Fisheries and Wildlife bills in a manner that will
11 identify the gross amount of resources for each pro-
12 gram. The gross unified budget bills and budget doc-
13 ument shall encompass resources from all funds, in-
14 cluding, but not limited to: General Fund, Highway
15 Fund, Federal Fund, Federal Block Grant Fund and oth-
16 er special revenue funds. Separate gross unified
17 budget bills shall be submitted for the General Fund,
18 the Highway Fund, including all funds pertaining to
19 the Department of Public Safety and the Department of
20 Transportation, and the Department of Inland Fisher-
21 ies and Wildlife funds.

22 PART F

23 Allocation. There is allocated from the Highway
24 Fund bond issues, highway, bridge and airport im-
25 provements the following:

	<u>1985-86</u>	<u>1986-87</u>
26		
27	<u>TRANSPORTATION, DEPARTMENT OF</u>	
28	Highway and Bridge	
29	Improvements	
30	Capital Expenditures	\$4,000,000 \$15,000,000
31	Allocates pro-	
32	ceeds of Highway	
33	Fund bond issue	
34	authorized by	
35	Private and Spe-	
36	cial Law 1985,	
37	chapter 71 and	
38	passed in Novem-	
39	ber of 1985, but	
40	not yet allo-	

1 cated.

2 DEPARTMENT OF
3 TRANSPORTATION

4 TOTAL \$4,000,000 \$15,000,000

5 PART G

6 Authorization of the purchase or lease with the
7 option to purchase or lease - purchase certain capi-
8 tal items. Approval as required by the Maine Revised
9 Statutes, Title 5, section 1587, is given to the De-
10 partment of Public Safety, Bureau of State Police, to
11 enter into purchase or lease with option to purchase
12 or lease - purchase financing arrangements for com-
13 puter equipment with an outright purchase price of
14 not more than \$35,000. The department and its agen-
15 cies shall finance the cost with "All Other" and
16 "Capital Expenditures" funds within their regular
17 budget.

18 PART H

19 Sec. 1. 29 MRSA c. 5, Art. 1-A is enacted to
20 read:

21 ARTICLE 1-A

22 ISSUE OF REGISTRATION PLATES

23 §131. Registration plate issues

24 The Secretary of State shall provide a new gener-
25 al issue of registration plates every 6 years for all
26 vehicles required to be registered in this State for
27 operation on Maine highways. The first new general
28 issue of registration plates shall commence on July
29 1, 1987, and successive new general issues of regis-
30 tration plates shall be issued every 6 years thereaf-
31 ter.

32 Each new general issue of registration plates as
33 required by this section shall be easily distinguish-
34 able from the preceding general issue.

35 The following design elements are guidelines to
36 be followed by the Secretary of State in the produc-

1 tion of new plates to be issued from July 1987 to De-
2 cember 1992. A new plate shall have a white back-
3 ground, identification numbers and letters and the
4 border shall be distinctly navy blue in color with
5 any graphic material appearing in a color distinctly
6 lobster red, featuring an illustration of a lobster.
7 The name of the State "Maine" shall appear centered
8 at the top of the plate and the designation
9 "Vacationland" shall appear centered at the bottom.
10 This guidance is meant to be applied in accordance
11 with the authority held by the Secretary of State in
12 section 110.

13 The Secretary of State shall adopt rules in ac-
14 cordance with Title 5, chapter 375, to implement this
15 article. In these rules, the Secretary of State may
16 include provisions to protect the integrity of the
17 Maine motor vehicle registration plate, to provide
18 for the issue of replacement plates and any other
19 provisions to facilitate the implementation of this
20 article.

21 §132. Fees for new issues of registration plates

22 A fee of \$1 for each registration plate shall be
23 collected by the Secretary of State from the vehicle
24 registrant for new registration plate issues as re-
25 ferred to in section 131. This fee shall be in addi-
26 tion to any other registration fees required by this
27 Title.

28 Sec. 2. 29 MRSA §191, as amended by PL 1983, c.
29 455, §10, is repealed and the following enacted in
30 its place:

31 §191. Reservation of same number

32 1. Plate issue year. The Secretary of State
33 shall reserve until July 1st the same registration
34 number for the succeeding registration year for per-
35 sons who notify the Secretary of State prior to April
36 1st in writing of their desire to retain their regis-
37 tration number. The fee for retention of the same
38 registration number is \$5.

39 If a person wishes to retain his registration number
40 and does not have a vehicle to register on July 1st,

1 he may hold his registration number for a maximum of
2 2 registration years by depositing with the Secretary
3 of State the sum of \$10 for each year. These fees are
4 not refundable and shall not be applied as part pay-
5 ment of the registration fee.

6 All numbers other than those reserved shall be re-
7 leased and issued in rotation after July 1st, except
8 that a person wishing to select a number out of rota-
9 tion may do so by paying his registration fee and a
10 reserved number fee of \$5.

11 Holders of initial plates shall pay the sum of \$15
12 which shall be credited toward renewal of the initial
13 plates reserved.

14 2. Nonplate issue year. When a person fails to
15 reregister during a nonplate issue year and the reg-
16 istration remains expired for 6 consecutive months,
17 his reservation of the same number may cease and the
18 number becomes available for reissuance or reassign-
19 ment, or both.

20 PART I

21 29 MRSA §58-B is enacted to read:

22 §58-B. Central computer system

23 1. Central computer system; uses. Notwithstand-
24 ing any other provisions of law, the Secretary of
25 State may purchase and maintain a central computer
26 system for purposes of administering this Title and
27 conducting departmental operations. All other uses
28 must be approved by the Secretary of State or a duly
29 authorized deputy. All purchases made regarding soft-
30 ware and hardware equipment shall comply with the
31 provisions of the state laws and rules.

32 2. Rules. The Secretary of State and his depu-
33 ties shall develop rules regarding the maintenance
34 and use of information files relating to data pro-
35 cessing required by law to be kept confidential and
36 shall distinguish those files from files available
37 under the freedom of access laws.

38 Emergency clause. In view of the emergency cited

1 in the preamble, this Act shall take effect when ap-
2 proved.

3 FISCAL NOTE

4		<u>1985-86</u>	<u>1986-87</u>
5	PART A:		
6	Highway Fund Revenue Increase		\$ 52,035
7	Highway Fund Allocations	\$1,000,000	\$3,005,814
8	PART B:		
9	Federal Expenditure Fund		
10	Allocations		\$5,935,713
11	PART C:		
12	Other Special Revenue Funds		
13	Allocations	\$ 47,720	\$ 457,656
14	PART F:		
15	Highway Fund Bond Issue		
16	Allocations	<u>\$4,000,000</u>	<u>\$15,000,000</u>
17	TOTAL (net)	\$5,047,720	\$24,347,148

18 STATEMENT OF FACT

19 The purpose of this new draft is to adjust and
20 supplement allocations from the Highway Fund and all
21 other non-General Fund funds pertaining to the De-
22 partment of Public Safety, the Department of the Sec-
23 retary of State and the Department of Transportation
24 for the fiscal years ending June 30, 1986, and June
25 30, 1987.

26 Part A - Reflects allocations from the Highway
27 Fund.

28 Part B - Reflects allocations from the Federal
29 Expenditure Fund.

30 Part C - Reflects allocations from Other Special

1 Revenue Funds.

2 Part D - Permits certain funds allocated by Pub-
3 lic Law 1985, chapter 403, for the new crime lab
4 to remain available until June 30, 1987.

5 Part E - Amends the preamble of Private and Spe-
6 cial Law 1985, chapter 18, to require the inclu-
7 sion of all funds pertaining to the Department of
8 Public Safety and the Department of Transporta-
9 tion in the Highway Fund Unified State Budget.

10 Part F - Reflects allocations from a Highway Fund
11 bond issue authorized by Private and Special Law
12 1985, chapter 71, and passed by the voters in No-
13 vember 1985.

14 Part G - Allows the Bureau of State Police to
15 purchase, lease or lease - purchase computer
16 equipment, the total cost of which may not exceed
17 \$35,000.

18 Part H - Authorizes a new issuance of registra-
19 tion plates. Funding to implement the issuance
20 can be found in Part A. Funding to complete the
21 issuance will be needed in fiscal year 1988.

22 Part I - Authorizes the Division of Motor Vehi-
23 cles to purchase and maintain a computer system.
24 Funding to implement the system may be found in
25 Part A.

26 7144040286