

# MAINE STATE LEGISLATURE

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1

L.D. 2396

2

(Filing No. H-673 )

3

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
113TH LEGISLATURE  
SECOND REGULAR SESSION

4

5

6

7 COMMITTEE AMENDMENT "<sup>A</sup>" to H.P. 1747, L.D. 2396,  
8 Bill, "AN ACT to Create the Railroad Preservation and  
9 Assistance Act and to Provide for Annual Track  
10 Inspections."

11 Amend the bill in section 1 in that part  
12 designated "§7103." by striking out all of subsection  
13 1 and inserting in its place the following:

14 '1. Fund created. There is created the "Railroad  
15 Preservation and Assistance Fund" which shall receive  
16 revenue derived from the tax levied pursuant to Title  
17 36, chapter 361, except that no more than \$150,000  
18 from this revenue shall be deposited in the fund in  
19 any fiscal year. The fund shall also be eligible to  
20 receive grants from other sources. The Treasurer of  
21 State shall receive and deposit all revenue to the  
22 fund in a separate account to be known as the Railroad  
23 Preservation and Assistance Fund.'

24 Further amend the bill in section 1 in that part  
25 designated "§7103." in subsection 3 by striking out  
26 all of paragraphs B, C and D and inserting in their  
27 place the following:

28 'B. To conduct periodic condition surveys of rail  
29 track and other related facilities; and

1 C. To acquire, lease and maintain rail lines when  
2 these actions are determined to be in the best  
3 interest of the State.'

4 Further amend the bill in section 1 in that part  
5 designated "\$7103." by inserting at the end the  
6 following:

7 '5. Other fund sources. The fund may accept  
8 funds from the Federal Rail Administration in carrying  
9 out the provisions of this chapter.'

10 Further amend the bill by striking out all of  
11 section 2 and inserting in its place the following:

12 **'Sec. 2. Appropriation.** The following funds  
13 are appropriated from the General Fund to carry out  
14 the purposes of this Act.

15 1988-89

16 TRANSPORTATION, DEPARTMENT OF

17 Railroad Assistance Program

18 Positions (3)  
19 Personal Services \$100,000

20 Provides funds for 3  
21 railroad inspectors.

22 **Sec. 3. Allocation.** The following funds are  
23 allocated from the Railroad Preservation and  
24 Assistance Fund to carry out the purposes of this Act.

25 1988-89

26 TRANSPORTATION, DEPARTMENT OF

27 Railroad Assistance Program

28 All Other \$150,000

COMMITTEE AMENDMENT "A" to H.P. 1747, L.D. 2396

1 Provides funds to  
2 conduct studies,  
3 surveys and grants to  
4 rail line operators.

5 FISCAL NOTE

6 Enactment of this bill would result in:

7 1. A General Fund appropriation to the Department  
8 of Transportation, Railroad Assistance Program,  
9 Account #01785.3, in the amount of \$100,000 for fiscal  
10 year 1989. This appropriation would provide funds for  
11 3 railroad inspectors. This appropriation has been  
12 included in the Governor's Supplemental Budget, L.D.  
13 2156.

14 2. An allocation of dedicated revenue derived  
15 from the Railroad Preservation and Assistance Fund to  
16 the Department of Transportation in the amount of  
17 \$150,000 for fiscal year 1989 to provide grants to  
18 rail line operators and other specified uses.

19 3. A potential increase in Other Special Revenue  
20 to the Railroad Preservation and Assistance Fund of  
21 approximately \$18,000 for fiscal year 1989. This  
22 revenue would be derived from anticipated funds from  
23 the Federal Rail Administration.

24 4. A loss of revenue to the General Fund in the  
25 amount of \$150,000 for fiscal year 1989. This loss of  
26 revenue exists because the proposed fund would be  
27 financed from the Railroad Excise Tax which currently  
28 goes to the General Fund.'

29 STATEMENT OF FACT

30 The purpose of this amendment is to:

31 1. Cap the proposed fund at \$150,000;

32 2. Allow the acceptance of funds from the Federal  
33 Rail Administration to be used to augment the proposed  
34 fund;

COMMITTEE AMENDMENT "A" to H.P. 1747, L.D. 2396

- 1           3.    Make    corrections    to    the    General    Fund
  - 2    appropriation;
  - 3           4.    Include an allocation section; and
  - 4           5.    Include a fiscal note describing the fiscal
  - 5    implications of the bill.
  - 6
- 5499040988

Reported by the Committee on Appropriations and Financial Affairs  
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