

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
114TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 123, L.D. 160, Bill, "An Act to Make Supplemental Allocations from the Highway Fund for the Fiscal Years Ending June 30, 1990 and June 30, 1991"

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

'An Act to Make Supplemental Allocations from the Highway Fund for the Fiscal Years Ending June 30, 1990, and June 30, 1991, and to Make Other Changes in the Law Necessary for the Proper Operation of State Government'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 29 MRSA §1, sub-§1-J is enacted to read:

1-J. Altered vehicle. "Altered vehicle" means a motor vehicle with a gross vehicle weight rating of 10,000 pounds or less which is modified so that the distance from the ground to the lowermost point on any part of the frame or body is different from the manufacturer's specifications, unless that difference is caused by the use of tires which are no more than 2 sizes larger than the manufacturer's recommended size, the installation of a heavy duty suspension including shock absorbers and overload springs or normal wear of the suspension system which does not affect control of the vehicle.

Sec. 2. 29 MRSA §119 is enacted to read:

§119. Altered vehicle

1. Registration. The registration of an altered vehicle shall be upon a form prescribed by the Secretary of State. Any

1 person registering an altered vehicle shall furnish and carry in  
2 the vehicle proof that the vehicle meets the inspection standards  
3 established by the Chief of State Police under section 2502,  
4 subsection 4.

5  
6 2. Registration plates. The Secretary of State shall  
7 design and issue registration plates for altered vehicles. These  
8 plates shall bear the inscriptions "Altered Vehicle" and  
9 "Maine." The fee for registration of an altered vehicle shall be  
10 \$27.

11  
12 3. Temporary permits. Any officer of the State Police and  
13 any designated employee of the Division of Motor Vehicles may  
14 issue a temporary 3-day permit allowing the operation of an  
15 unregistered altered vehicle only for the purpose of having the  
16 vehicle inspected prior to registration.

17  
18 The officer of the State Police who performs the inspection  
19 pursuant to section 2502 may issue a permit allowing the  
20 operation of an unregistered altered vehicle for a single trip to  
21 the owner's residence or to an office of the Division of Motor  
22 Vehicles for the sole purpose of registering that vehicle.

23  
24 Any permit issued under this subsection shall contain such  
25 information as the Chief of State Police requires.

26  
27 4. Inspection standards. The Chief of State Police shall  
28 adopt rules to establish standards for vehicles to qualify for  
29 registration as altered vehicles. These standards shall include  
30 the equipment and condition of the equipment and the  
31 specifications for permissible modifications. Those  
32 specifications shall require that their installation be inspected  
33 and verified by the State Police.

34  
35 5. Violation. Any person who operates or causes the  
36 operation on any public way of an altered vehicle which is not  
37 registered as required by this section shall be guilty of a Class  
38 E crime.

39  
40 Sec. 3. 29 MRSA §246-A, sub-§7, as enacted by PL 1981, c.  
41 689, §1, is amended to read:

42  
43 7. Enforcement. Every state police officer or any member  
44 of the Department of Public Safety designated by the Commissioner  
45 of Public Safety is authorized and directed to enforce the  
46 provisions of this section.

47  
48 Any owner or operator stopped for a violation of this section and  
49 against whom enforcement action has been taken, shall not be  
50 guilty of a subsequent violation of this section involving the  
51 same vehicle until after the close of business on the next  
business day following the date of the violation.

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1 Any owner or operator in noncompliance with the laws regarding  
3 reporting and payments of the gasoline road taxes or the fuel use  
5 taxes under Title 36 may be required to come into full compliance  
with those statutes and rules before being allowed to proceed.

7 A violation of this section is a Class E crime, except that any  
9 operator or owner who displays, causes or permits to be  
11 displayed, a fictitious decal or permit or a decal or permit  
issued to another firm, corporation or person shall be guilty of  
a Class D crime.

13 Notwithstanding the provisions of Title 17-A, a person who fails  
15 to obtain and display a fuel use identification decal or trip  
17 permit as required by this section shall be subject to a fine of  
not less than \$250, which may not be waived.

19 All fees, fines and forfeitures under this section shall accrue  
to the Highway Fund.

21 **Sec. 4. 29 MRSA §258**, as amended by PL 1971, c. 593, §22, is  
23 further amended to read:

25 **§258. Disposal of fees; certain towns in Hancock, Knox and Waldo  
Counties**

27 Seventy-five per cent of all fees received by the State  
29 from the inhabitants of the Towns of Cranberry Isles, Frenchboro  
and Swan's Island in Hancock County, of the Towns of Isle au  
Haut, North Haven and Vinalhaven in Knox County and of the Town  
31 of Islesboro in Waldo County for the registration of motor  
33 vehicles shall be spent in said towns under the supervision of  
the Department of Transportation on the roads in said towns, in  
35 each town according to the proportion the amount paid by its  
inhabitants bears to the amount paid by the inhabitants of all  
the towns mentioned in this section.

37 **Sec. 5. 29 MRSA §902, first ¶**, as amended by PL 1985, c. 550,  
39 is further amended to read:

41 The Department of Transportation, county commissioners and  
43 municipal officers are authorized to ~~premulgate~~ adopt such  
reasonable rules as in their judgment may be necessary to insure  
45 the proper use and to prevent abuse of all highways under their  
maintenance or supervision by motor driven and animal drawn  
47 vehicles whenever those highways require special protection.  
These rules shall be kept on file. The Department of  
Transportation shall designate state and state aid highways and  
49 improved 3rd-class highways and bridges, or sections thereof,  
over which, during such periods of each year as may be determined  
51 by the department, it shall be unlawful for any motor truck or

1 other vehicle or team to pass having a registered gross weight,  
2 with--or--without--load,-- exceeding that prescribed by said the  
3 department and traveling with a load other than tools or  
4 equipment necessary for operation of the vehicle; or to pass  
5 except according to restrictions as to gross weight, speed,  
6 operation and equipment prescribed by the department and pursuant  
7 to its permit or notice.

9 **Sec. 6. 29 MRSA §902,** as amended by PL 1985, c. 550, is  
10 further amended by adding at the end a new paragraph to read:

11 A violation of this section shall be a traffic infraction  
12 which is punishable by a fine, which may not be suspended, of not  
13 less than \$250.

15 **Sec. 7. 29 MRSA §2502, sub-§4** is enacted to read:

17 4. Altered vehicles. In addition to any other inspection  
18 required by this chapter, any altered vehicle registered in this  
19 State shall be subject to an annual inspection conducted by the  
20 State Police. Altered vehicles which satisfy the inspection  
21 requirements shall be issued an altered vehicle certificate of  
22 inspection which expires on the last day of the month one year  
23 from the day of issuance. The fee for each inspection of an  
24 altered vehicle shall be \$15, which is payable whether the  
25 vehicle passes inspection or not.

27 **Sec. 8. 29 MRSA §2713, sub-§3, ¶A,** as repealed and replaced by  
28 PL 1987, c. 769, Pt. A, §116, is amended to read:

31 A. There shall be allocated to the Department of Public  
32 Safety for the State Police up to \$1,200,000--annually  
33 \$2,400,000 in fiscal year 1989-90 and \$2,200,000 in fiscal  
34 year 1990-91 from the fund to carry out the duties of the  
35 bureau imposed by this chapter and Title 35-A and for  
36 related activities.

37 **Sec. 9. 29 MRSA §2713, sub-§3, ¶B-1** is enacted to read:

39 B-1. There shall be allocated to the Department of the  
40 Secretary of State for the Division of Motor Vehicles up to  
41 \$240,000 annually from the fund to carry out the duties of  
42 the commercial driver license laws.

45 **Sec. 10. Supplemental allocations of Highway Fund.** Income to  
46 the Highway Fund for the fiscal years from July 1, 1989 to June  
47 30, 1990 and from July 1, 1990 to June 30, 1991 shall be  
48 segregated, apportioned and disbursed as designated in the  
49 following schedule:

	1989-90	1990-91
--	---------	---------

1 **PUBLIC SAFETY, DEPARTMENT OF**

3 **Bureau of State Police**

5	Personal Services		\$50,927
	All Other		25,105
7	Capital Expenditures		47,635
9	TOTAL		<u>\$123,667</u>

11 Provides funds for 5 State  
 Troopers. Represents 50%  
 13 Highway Fund share of total  
 cost.

15 **Bureau of State Police**

17	Personal Services	\$19,638	\$28,417
19	All Other	198,098	193,618
21	TOTAL	<u>\$217,736</u>	<u>\$222,035</u>

23 Provides funds for the  
 implementation of  
 25 departmental long-range  
 Automated Systems Plan and  
 27 for one Systems Analyst  
 position and one Computer  
 29 Operator position.  
 Represents 50% Highway Fund  
 31 share of the total cost.

33 **Bureau of State Police**

35	Personal Services	\$70,902	\$72,487
	All Other	2,500	2,750
37	Capital Expenditures	2,510	
39	TOTAL	<u>\$75,912</u>	<u>\$75,237</u>

41 Provides funds for essential  
 civilian support services for  
 43 the State Police: 3 Clerk  
 Stenographer II positions; 2  
 45 Clerk Stenographer III  
 positions; and one Clerk  
 47 Typist II. Represents 50%  
 Highway Fund share of total  
 49 cost.

51 **Bureau of State Police**

1	Capital Expenditures	\$12,500	
3	Provides funds for analysis		
5	equipment and related		
7	accessories for		
9	characterization of blood and		
	body fluids. Represents 50%		
	of Highway Fund share of		
	total cost.		
11	<b>Bureau of State Police</b>		
13	Capital Expenditures	\$5,950	
15	Provides funds for Omni		
17	Chrome LP-1000 Portable Argon		
19	Laser for forensic,		
21	criminalistics and		
23	fingerprint detection and		
	examination. Represents 50%		
	Highway Fund share of total		
	cost.		
25	<b>Bureau of State Police</b>		
27	All Other	\$25,000	
29	Provides funds for protective		
31	clothing, soft body armor for		
	State Police personnel.		
33	<b>Motor Carrier Safety</b>		
35	Positions	(-9)	(-9)
37	Personal Services	(\$413,800)	(\$417,769)
39	All Other	(35,340)	(36,605)
41	TOTAL	<u>(\$449,140)</u>	<u>(\$454,374)</u>
43	Provides for a transfer to		
45	the Transportation Safety		
47	Fund which would be		
49	accomplished in companion		
51	legislation.		
	<b>Motor Vehicle Inspection</b>		
	Personal Services	\$11,250	\$45,000
	Provides funds for		
	anticipated overtime expenses		
	incurred as a result of the		

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1	annual inspection of altered		
	vehicles.		
3			
5	<b>DEPARTMENT OF PUBLIC SAFETY</b>		
	<b>TOTAL</b>	<u>(\$100,792)</u>	<u>\$11,565</u>
7	<b>SECRETARY OF STATE,</b>		
	<b>DEPARTMENT OF THE</b>		
9			
	<b>Administration - Motor Vehicles</b>		
11			
	All Other	\$135,311	\$176,439
13	Capital Expenditures	200,000	
15	<b>TOTAL</b>	<u>\$335,311</u>	<u>\$176,439</u>
17	Provides funds for		
	replacement and upgrade of		
19	IBM Series I minicomputers.		
21	<b>Administration - Motor Vehicles</b>		
23	Personal Services	\$60,000	\$60,000
	All Other	297,553	329,713
25	<b>TOTAL</b>	<u>\$357,553</u>	<u>\$389,713</u>
27	Provides additional operating		
	expenses as originally		
29	budgeted.		
31	<b>Administration - Motor Vehicles</b>		
33	Capital Expenditures	\$300,000	
35	Provides funds for the		
	replacement and upgrade of		
37	IBM Series I equipment.		
39	<b>Administration - Motor Vehicles</b>		
41	Positions	(2)	(2)
43	Personal Services	\$54,947	\$57,695
	All Other	9,763	10,251
45	Capital Expenditures	20,848	
47	<b>TOTAL</b>	<u>\$85,558</u>	<u>\$67,946</u>
49	Provides funds for 2		
	Municipal Coordinator II		
51	positions.		
53	<b>Administration - Motor Vehicles</b>		



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1			
	Positions	(3)	(3)
3	Personal Services	\$61,987	\$65,086
	All Other	14,072	14,775
5	Capital Expenditures	10,185	
7	TOTAL	<u>\$86,244</u>	<u>\$79,861</u>

9 Provides funds for 3 Data  
 11 Entry Specialist positions to  
 13 enter and maintain current  
 registration information and  
 prevent unmanageable backlogs.

15 **Administration - Motor Vehicles**

17	Positions	(2)	(2)
	Personal Services	\$44,858	\$47,101
19	All Other	9,480	9,954
	Capital Expenditures	6,400	
21	TOTAL	<u>\$60,738</u>	<u>\$57,055</u>

23 Provides funds for 2 window  
 25 clerk positions.

27 **Administration - Motor Vehicles**

29	Personal Services	\$11,116	\$11,672
	All Other	311	327
31	TOTAL	<u>\$11,427</u>	<u>\$11,999</u>

33 Provides funds to increase a  
 35 Staff Development  
 Coordinator's work week and  
 37 to reclassify a Clerk  
 Stenographer III to an  
 39 Administrative Secretary.

41 **Administration - Motor Vehicles**

43	Capital Expenditures	\$413,329	
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45 Provides funding for the  
 Motor Vehicle Division  
 47 Computer System hardware that  
 was utilized to fund the  
 49 preliminary  
 construction-related items  
 51 for the Division of Motor  
 Vehicles' building as

1 authorized by Public Law  
 2 1987, chapter 793, Part C,  
 3 section 2.

5 **Administration - Motor Vehicles**

7	Positions	(1)	(1)
	Personal Services	\$45,063	\$47,182
9	All Other	3,852	2,400
	Capital Expenditures	400	
11		<hr/>	<hr/>
	TOTAL	\$49,315	\$49,582

13 Provides funding for a  
 14 liaison between the  
 15 Legislature and the Division  
 16 of Motor Vehicles and to  
 17 assist with the development  
 18 of the Division of Motor  
 19 Vehicles' building. This is  
 20 an unclassified position  
 21 under the Maine Revised  
 22 Statutes, Title 29, section  
 23 52. Personal Services  
 24 includes approximately 22%  
 25 for state benefits.

27 **Motor Vehicle Contingency Account**

29	All Other	\$1,000,000
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31 Provides contingency funding  
 32 for the Division of Motor  
 33 Vehicles' building to ensure  
 34 that sufficient funds are  
 35 available to meet the  
 36 estimated costs. Acquisition  
 37 of land has far exceeded the  
 38 timetable allocated, which  
 39 delayed the breaking of  
 40 ground until the year 1990.  
 41 Due to the delay, costs may  
 42 escalate.

43  
 44 These funds, if not expended,  
 45 will carry to June 30, 1991,  
 46 at which time they will lapse  
 47 to the Highway Fund; also,  
 48 these funds shall only be  
 49 expended for the purposes  
 50 cited above.

1 **Administration - Motor Vehicles**

3 Capital Expenditures \$19,000

5 Provides funds for the  
7 acquisition of a truck to  
9 pick up and deliver license  
plates to the main and branch  
offices of the Division of  
Motor Vehicles.

11

13 **Administration - Motor Vehicles**

13

All Other \$4,000

15

17 Provides funds for a required  
die and general operative  
19 expenses to establish and  
issue an altered vehicle  
registration plate.

21

23 **DEPARTMENT OF THE SECRETARY  
OF STATE  
TOTAL**

\$2,722,475

\$832,595

25

27 **TRANSPORTATION, DEPARTMENT OF**

27

29 **Highway and Bridge Improvement**

29

Capital Expenditures (\$1,000,000)

31

33 Provides for the deallocation  
of funds not required in  
fiscal year 1989-90 in order  
35 to provide contingency  
funding for the Division of  
37 Motor Vehicles' building to  
ensure sufficient funds are  
39 available to meet the  
estimated costs.

41

43 **Island Town Refund**

43

All Other \$18,748 \$18,748

45

47 Provides funds to allow  
Islesboro and Frenchboro to  
participate in the Island  
49 Town refund program pursuant  
to the Maine Revised  
51 Statutes, Title 29, section  
258.

53

1 **Highway and Bridge Improvement**

3	Positions	(8)	(8)
4	Personal Services	\$202,177	\$220,551

5 Provides funds for a Clerk  
 7 Stenographer III, a Clerk  
 9 Typist II, 2 Environmental  
 11 Specialist II positions, an  
 13 Environmental Specialist III,  
 15 an Environmental Specialist  
 17 IV, a Landscape Architect II  
 in order to meet the  
 department's expanded  
 environmental services  
 requirements.

19 **Administration and Planning**

21	Positions	(2)	(2)
23	Personal Services	\$39,403	\$42,758

25 Provides funds for an Account  
 27 Clerk II and an Accountant II  
 to meet increasing department  
 needs in the financial  
 accounting area.

29 **Administration and Planning**

31	Positions	(2)	(2)
33	Personal Services	\$46,165	\$50,050

35 Provides funds for 2  
 37 additional Paralegal  
 positions to meet the  
 39 increased title demands of  
 the Supplemental Highway  
 Program.

41 **Traffic Service**

43	Positions	(1)	(1)
45	Personal Services	\$19,489	\$20,526

47 Provides funds for an  
 49 Engineering Technician I to  
 meet the increased demand for  
 traffic data information.

51 **Highway Maintenance**

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1 Positions (1) (1)  
 3 Personal Services \$32,374 \$35,410

5 Provides funds for a Civil  
 7 Engineer II to monitor the  
 salt and sand building  
 9 program.

**Highway and Bridge Improvement**

11 Positions (16.5) (16.5)  
 13 Personal Services \$384,838 \$420,253

15 Provides funds for 5  
 17 Engineering Aide I positions,  
 5 Engineering Technician I  
 19 positions, 3 Engineering  
 Technician V positions, one  
 21 Management Analyst II, one  
 Right-of-way Appraiser III  
 23 and 2 part-time Civil  
 Engineer II positions to meet  
 25 the increased highway and  
 bridge improvement program  
 27 during fiscal year 1989-90  
 and fiscal year 1990-91.

**Administration and Planning**

31 Positions (2) (2)  
 33 Personal Services \$48,882 \$53,030

35 Provides funds for 2  
 Personnel Specialists and to  
 37 meet expanded administrative  
 requirements in the Personnel  
 and Human Resource area.

**Administration and Planning**

41 All Other \$75,000  
 43 Capital Expenditures 171,000 \$113,000  
 45 TOTAL \$246,000 \$113,000

47 Provides funds for computer  
 49 equipment, automated traffic  
 counters and computer-aided  
 51 mapping work station to  
 permit continued department  
 53 office automation.

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1	<b>Radio Operations - Highway</b>		
3	Capital Expenditures	\$37,500	\$39,500
5	Provides funds for the		
7	purchase of new VHF test		
9	equipment, radios for graders		
	used in winter snow removal		
	and land radio tower.		
11	<b>Radio Operations - Highway</b>		
13	Personal Services	\$7,998	\$7,401
15	Provides funds for the		
17	reclassification of 3		
	Communication Technicians.		
19	<b>Bridge Maintenance</b>		
21	Personal Services	\$5,182	\$5,182
23	Provides funds for the		
25	reclassification of an		
27	Engineering Technician II to		
	an Engineering Technician III.		
	<b>Bridge Maintenance</b>		
29	Unallocated	(\$450,478)	
31	Provides for the deallocation		
33	of funds not required in		
35	fiscal year 1989-90 in order		
37	to fund highway programs with		
	a higher priority.		
	<b>Bridge Maintenance</b>		
39	Positions	(2)	(2)
41	Personal Services	\$51,543	\$56,042
43	Provides funds for a Civil		
45	Engineer I and an Engineering		
47	Technician III to meet the		
	increased requirement in the		
	Bridge Inspection Program.		
49	<b>Traffic Service</b>		
51	All Other	\$150,000	\$150,000
53	Provides funds to support a		

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1 change in department policy  
2 which will provide for  
3 maintenance of approximately  
4 60 traffic signals suspended  
5 over state-maintained  
6 highways outside compact  
7 zones.

9 **Traffic Service**

11 All Other \$72,000 \$75,000

13 Provides funds for  
14 implementation of Phases 2  
15 and 3 of the Advisory Speed  
16 Reduction Program. This will  
17 provide for the installation  
18 of advisory flashing warning  
19 signs on Interstate Highway  
20 295/95 between Portland and  
21 Freeport and on Interstate  
22 Highway 95 in the Bangor area  
23 during fiscal year 1989-90  
24 and warning signs on  
25 Interstate Highway 95 between  
26 Augusta and Newport in fiscal  
27 year 1990-91.

29 **Highway Maintenance**

31 All Other \$2,500,000

33 Provides funds for the first  
34 amortization payment required  
35 in fiscal year 1990-91 for  
36 the department's 2nd Vehicle  
37 Replacement Program.

39 **Highway Maintenance**

41 Unallocated (\$1,403,446)

43 Provides for the deallocation  
44 of funds not required in  
45 fiscal year 1989-90 in order  
46 to fund highway programs with  
47 a higher priority.

49 **Highway and Bridge Improvement**

51 Personal Services \$1,412 \$1,412

COMMITTEE AMENDMENT "A" to H.P. 123, L.D. 160

1 Provides funds for the  
 2 reclassification of an  
 3 Engineering Technician II to  
 4 a Management Analyst II  
 5 position.

7 **Highway and Bridge Improvement**

9 All Other (\$654,081) (\$712,792)

11 Provides funds for the  
 12 reduction in the All Other  
 13 category in order to fund  
 14 required Personal Services to  
 15 meet the environmental and  
 16 engineering demands of the  
 17 Highway and Bridge  
 18 Improvement Program.

19 **Highway and Bridge Improvement**

21 Capital Expenditures (\$500,000) (\$500,000)

23 Provides funds for the  
 24 reduction in the Capital  
 25 Expenditures category to  
 26 reflect the department's  
 27 decision not to move forward  
 28 with the Railroad Bridge  
 29 Programs in fiscal years  
 30 1989-90 and 1990-91.

33 **DEPARTMENT OF TRANSPORTATION**  
 34 **TOTAL** (\$2,644,294) \$2,596,071

35 **TOTAL ALLOCATIONS**  
 36 **SECTION I** (\$22,611) \$3,440,231

39 **Sec. 11. Allocations; Highway Fund.** There are allocated from  
 40 the Highway Fund the following sums to the following departments  
 41 for the fiscal years ending June 30, 1990, and June 30, 1991, in  
 42 order to provide funding for approved reclassifications and  
 43 salary range changes.

45 1989-90 1990-91

47 **PUBLIC SAFETY, DEPARTMENT OF**

49 **State Police**

51 Personal Services \$26,129 \$24,511



1	<b>DEPARTMENT OF PUBLIC SAFETY</b>		
	<b>TOTAL</b>	<u>\$26,129</u>	<u>\$24,511</u>
3			
5	<b>SECRETARY OF STATE,</b>		
	<b>DEPARTMENT OF THE</b>		
7	<b>Administration - Motor Vehicles</b>		
9	Personal Services	\$40,743	\$35,631
11	<b>DEPARTMENT OF THE SECRETARY</b>		
	<b>OF STATE</b>		
13	<b>TOTAL</b>	<u>\$40,743</u>	<u>\$35,631</u>
15	<b>TRANSPORTATION, DEPARTMENT OF</b>		
17	<b>Administration and Planning</b>		
19	Personal Services	\$24,972	\$12,441
21	<b>Highway and Bridge Improvement</b>		
23	Personal Services	\$16,272	\$7,801
25	<b>Traffic Service</b>		
27	Personal Services	\$4,643	\$4,643
29	<b>DEPARTMENT OF TRANSPORTATION</b>		
	<b>TOTAL</b>	<u>\$45,887</u>	<u>\$24,885</u>
31			
33	<b>TOTAL ALLOCATIONS,</b>		
	<b>SECTION 2</b>	<u>\$112,759</u>	<u>\$85,027</u>

35

37       **Sec. 12. Carrying clause.** Any unencumbered balance in the  
 39 Department of the Secretary of State, Division of Motor Vehicles,  
 41 Account #05062.1, that was allocated for the purpose of  
 43 purchasing computer hardware and related software as well as for  
 45 funding approved in fiscal year 1988-89 for a Division of Motor  
 47 Vehicles' building shall not lapse but shall carry forward until  
 49 June 30, 1990.

43

45       **Sec. 13. Encumbered balances at year end.** At the end of each  
 47 fiscal year, all encumbered balances shall not be carried forward  
 49 more than once.

47

49       **Sec. 14. Effective date.** Sections 1, 2 and 7 of this Act shall  
 take effect March 1, 1990.

51       **Emergency clause.** In view of the emergency cited in the  
 preamble, this Act shall take effect on July 1, 1989.

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FISCAL NOTE

Supplemental allocations from the Highway Fund:

	1989-90	1990-91
Section 1	(\$22,611)	\$3,440,231
Section 2	\$112,759	\$85,027
TOTAL	<u>\$90,148</u>	<u>\$3,525,258</u>

Also, the following is intended to provide some additional information pertaining to the financial impact of this legislation.

1. This legislation contains a carrying clause which authorizes the Department of the Secretary of State, Division of Motor Vehicles, to carry forward \$434,646 in the All Other line item and \$336,679 in the Capital Expenditures line item from fiscal year 1988-89 to fiscal year 1989-90 for the purpose of purchasing computer hardware and related software. Furthermore, \$535,613 in the Capital Expenditures line item is requested to be carried forward from fiscal year 1988-89 to fiscal year 1989-90 for the purpose of providing funding for a Division of Motor Vehicles' building.

2. A large percentage of the Department of Public Safety's funding requests require a 50% General Fund match currently requested in L.D. 640. It is the intent of the Legislature that if the corresponding General Fund match of 50% is not provided in any companion legislation, then the 50% Highway Fund allocation requests outlined in the bill for the State Police shall be considered null and void and these allocations shall lapse to the Highway Fund.

3. The bill provides for a special registration and inspection for altered vehicles and establishes a minimum fine of \$250 for the evasion of the requirement to obtain and display a fuel use decal as well as for operating overweight on a posted road. These proposals would result in the following increases in revenue for the biennium:

	Fiscal Year 1989-90	Fiscal Year 1990-91
Highway Fund	\$142,237	\$187,237
General Fund	\$34,013	\$34,013

