

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST SPECIAL SESSION-1991

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Legislative Document

No. 1977

H.P. 1389

House of Representatives, July 11, 1991

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.  
Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative MACOMBER of South Portland.

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STATE OF MAINE

---

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

---

**An Act to Make Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1992 and June 30, 1993.**

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(EMERGENCY)





2	<u>SUMMARY</u> - STATE POLICE		
	HEADQUARTERS BUILDING MAINTENANCE		
4	Positions - Legislative Count	( 5.0)	( 5.0)
	Personal Services	120,472	129,996
6	All Other	81,500	81,928
		-----	-----
8	Program Total	201,972	211,924
10	Transportation Building		
	Maintenance		
12	Highway Fund		
14	Positions - Legislative Count	( 14.0)	( 14.0)
	Personal Services	372,038	397,013
16	All Other	203,920	208,244
		-----	-----
18	Fund Total	575,958	605,257
20	<u>SUMMARY</u> - DEPARTMENT OF		
	ADMINISTRATION		
22	Highway Fund		
24	Positions - Legislative Count	( 19.0)	( 19.0)
	Personal Services	432,274	462,011
26	All Other	244,670	249,208
		-----	-----
28	Umbrella Fund Total	676,944	711,219
30	Other Participating Funds		
32	**General Fund		
	Personal Services	60,236	64,998
34	All Other	40,750	40,964
		-----	-----
36	Umbrella Fund Total	100,986	105,962
38	<u>SUMMARY</u> - DEPARTMENT OF		
40	ADMINISTRATION		
	Positions - Legislative Count	( 19.0)	( 19.0)
42	Personal Services	492,510	527,009
	All Other	285,420	290,172
44		-----	-----
	<b>UMBRELLA GRAND TOTAL</b>	<b>777,930</b>	<b>817,181</b>
46	DEPARTMENT OF FINANCE		
48	STATE CLAIMS COMMISSION		
50	Claims Board		

2	Highway Fund		
	Positions - Legislative Count	( 2.0)	( 2.0)
4	Personal Services	99,929	106,424
	All Other	48,749	50,254
6	Capital Expenditures	1,975	
		-----	-----
8	Fund Total	150,653	156,678
10	DEPARTMENT OF PUBLIC SAFETY		
12	Administration - Public Safety		
14	Highway Fund		
	Positions - Legislative Count	( 14.0)	( 14.0)
16	Personal Services	434,306	463,539
	All Other	73,496	76,955
18		-----	-----
	Fund Total	507,802	540,494
20	Other Participating Funds		
22	**General Fund		
	Positions - Legislative Count	( 5.0)	( 5.0)
24	Personal Services	281,845	298,407
	All Other	10,081	10,469
26		-----	-----
	Fund Total	291,926	308,876
28	Other Special Revenue		
30	Positions - Other Count	( 4.0)	( 4.0)
	Personal Services	180,441	192,652
32	All Other	26,306	27,637
		-----	-----
34	Fund Total	206,747	220,289
36	<u>SUMMARY</u> - ADMINISTRATION -		
	PUBLIC SAFETY		
38	Positions - Legislative Count	( 19.0)	( 19.0)
	Positions - Other Count	( 4.0)	( 4.0)
40	Personal Services	896,592	954,598
	All Other	109,883	115,061
42		-----	-----
	Program Total	1,006,475	1,069,659
44	Motor Vehicle Inspection		
46	Highway Fund		
48	Positions - Legislative Count	( 12.0)	( 12.0)
	Personal Services	612,980	645,406
50	All Other	184,816	112,420
	Capital Expenditures	44,814	78,425

2	Fund Total	842,610	836,251
4	BUREAU OF CAPITOL SECURITY		
6	Capitol Security - Bureau of		
8	Other Participating Funds		
8	**General Fund		
10	Positions - Legislative Count	( 16.0)	( 16.0)
10	Personal Services	477,238	513,754
12	All Other	31,127	32,210
12	Capital Expenditures	17,269	3,000
14	Fund Total	525,634	548,964
16	MAINE CRIMINAL JUSTICE ACADEMY		
18	Criminal Justice Academy		
18	Other Participating Funds		
20	**General Fund		
22	Positions - Legislative Count	( 14.0)	( 14.0)
22	Personal Services	505,228	538,803
24	All Other	221,303	224,770
24	Capital Expenditures	3,365	3,000
26	Fund Total	729,896	766,573
28	Federal Expenditure Fund		
30	All Other	209,025	214,716
30	Fund Total	209,025	214,716
32	Other Special Revenue		
34	Positions - Other Count	( 2.0)	( 2.0)
36	Personal Services	75,581	79,641
36	All Other	204,219	214,054
38	Fund Total	279,800	293,695
40	<u>SUMMARY</u> - CRIMINAL JUSTICE		
42	ACADEMY		
42	Positions - Legislative Count	( 14.0)	( 14.0)
44	Positions - Other Count	( 2.0)	( 2.0)
44	Personal Services	580,809	618,444
46	All Other	634,547	653,540
46	Capital Expenditures	3,365	3,000
48	Program Total	1,218,721	1,274,984

2	BUREAU OF INTERGOVERNMENTAL		
	DRUG ENFORCEMENT		
4	Intergovernmental Drug		
	Enforcement		
6			
	Other Participating Funds		
8	**General Fund		
	Positions - Legislative Count	( 11.0)	( 11.0)
10	Personal Services	490,160	526,724
	All Other	1,073,595	1,088,903
12		-----	-----
	Fund Total	1,563,755	1,615,627
14			
	Federal Expenditure Fund		
16	All Other	1,250,000	750,000
18		-----	-----
	Fund Total	1,250,000	750,000
20			
	Other Special Revenue		
	All Other		228,990
22	Capital Expenditures	200,500	192,500
24		-----	-----
	Fund Total	200,500	421,490
26	<u>SUMMARY</u> - INTERGOVERNMENTAL		
	DRUG ENFORCEMENT		
28	Positions - Legislative Count	( 11.0)	( 11.0)
	Personal Services	490,160	526,724
30	All Other	2,323,595	2,067,893
	Capital Expenditures	200,500	192,500
32		-----	-----
	Program Total	3,014,255	2,787,117
34			
	OFFICE OF THE STATE FIRE		
36	MARSHAL		
	Fire Marshal - Office of		
38			
	Other Participating Funds		
40	Federal Expenditure Fund		
	All Other	10,000	
42		-----	-----
	Fund Total	10,000	
44			
	Other Special Revenue		
46	Positions - Other Count	( 35.0)	( 35.0)
	Personal Services	1,344,707	1,439,593
48	All Other	441,092	349,867
50		-----	-----
	Fund Total	1,785,799	1,789,460

2	<u>SUMMARY - FIRE MARSHAL -</u>		
	OFFICE OF		
4	Positions - Other Count	( 35.0)	( 35.0)
	Personal Services	1,344,707	1,439,593
6	All Other	451,092	349,867
		-----	-----
8	Program Total	1,795,799	1,789,460
10	BUREAU OF HIGHWAY SAFETY		
	Highway Safety - Department of		
12	Public Safety		
14	Highway Fund		
	Positions - Legislative Count	( 7.0)	( 7.0)
16	Personal Services	205,471	218,032
	All Other	288,295	289,796
18		-----	-----
	Fund Total	493,766	507,828
20	Other Participating Funds		
22	Federal Expenditure Fund		
	Positions - Other Count	( 1.0)	( 1.0)
24	Personal Services	102,361	109,349
	All Other	258,150	269,444
26	Capital Expenditures	100,000	74,000
		-----	-----
28	Fund Total	460,511	452,793
30	Other Special Revenue		
	Positions - Other Count	( 1.0)	( 1.0)
32	Personal Services	33,835	37,333
	All Other	83,144	86,601
34	Capital Expenditures	34,500	34,500
		-----	-----
36	Fund Total	151,479	158,434
38	<u>SUMMARY - HIGHWAY SAFETY -</u>		
	DEPARTMENT OF PUBLIC SAFETY		
40	Positions - Legislative Count	( 7.0)	( 7.0)
	Positions - Other Count	( 2.0)	( 2.0)
42	Personal Services	341,667	364,714
	All Other	629,589	645,841
44	Capital Expenditures	134,500	108,500
		-----	-----
46	Program Total	1,105,756	1,119,055
48	BUREAU OF LIQUOR ENFORCEMENT		
	Liquor Enforcement		



2	Other Participating Funds		
	**General Fund		
4	Positions - Legislative Count	( 26.0)	( 26.0)
	Personal Services	1,095,882	1,167,210
6	All Other	98,218	100,838
	Capital Expenditures	42,807	44,976
8			
	Fund Total	1,236,907	1,313,024
10			
	BUREAU OF STATE POLICE		
12	Anti-drug Abuse Program		
14	Other Participating Funds		
	**General Fund		
16	All Other	205,000	205,000
18			
	Fund Total	205,000	205,000
20	Private Investigator Licensing		
22	Other Participating Funds		
	Other Special Revenue		
24	Positions - Other Count	( 2.0)	( 2.0)
	Personal Services	54,245	58,075
26	All Other	9,032	9,443
28			
	Fund Total	63,277	67,518
30	Licensing and Enforcement -		
	Beano and Games of Chance		
32	Other Participating Funds		
	Other Special Revenue		
34	Positions - Other Count	( 6.0)	( 6.0)
36	Personal Services	244,581	261,258
	All Other	54,545	52,348
38	Capital Expenditures	14,269	14,992
40			
	Fund Total	313,395	328,598
42	Marijuana Eradication and		
	Suppression		
44	Other Participating Funds		
	Federal Expenditure Fund		
46	All Other	20,000	20,000
48			
	Fund Total	20,000	20,000

2	Motor Carrier Safety		
4	Other Participating Funds		
	Federal Expenditure Fund		
6	Positions - Other Count	( 8.0)	( 8.0)
	Personal Services	259,966	287,464
8	All Other	47,167	49,347
	Capital Expenditures	42,807	
10		-----	-----
	Fund Total	349,940	336,811
12			
	Other Special Revenue		
14	Positions - Legislative Count	( 35.0)	( 35.0)
	Personal Services	1,545,574	1,646,566
16	All Other	217,576	235,676
	Capital Expenditures	145,996	45,279
18		-----	-----
	Fund Total	1,909,146	1,927,521
20			
	<u>SUMMARY - MOTOR CARRIER SAFETY</u>		
22	Positions - Legislative Count	( 35.0)	( 35.0)
	Positions - Other Count	( 8.0)	( 8.0)
24	Personal Services	1,805,540	1,934,030
	All Other	264,743	285,023
26	Capital Expenditures	188,803	45,279
		-----	-----
28	Program Total	2,259,086	2,264,332
30	STATE POLICE		
32	Highway Fund		
	Personal Services	10,083,322	10,663,421
34	All Other	2,329,099	2,375,758
	Capital Expenditures	853,937	988,864
36		-----	-----
	Fund Total	13,266,358	14,028,043
38			
	Other Participating Funds		
40	**General Fund		
	Positions - Legislative Count	(393.0)	(393.0)
42	Personal Services	10,137,233	10,722,375
	All Other	2,313,736	2,383,845
44	Capital Expenditures	853,937	988,864
		-----	-----
46	Fund Total	13,304,906	14,095,084
48	Federal Expenditure Fund		
	Positions - Other Count	( 1.0)	( 1.0)
50	Personal Services	24,582	27,109
	All Other	446	492

2	Fund Total	25,028	27,601
4	Other Special Revenue		
	Positions - Other Count	( 10.0)	( 10.0)
6	Personal Services	402,240	429,830
	All Other	170,764	178,470
8	Fund Total	573,004	608,300
10	<u>SUMMARY - STATE POLICE</u>		
12	Positions - Legislative Count	(393.0)	(393.0)
	Positions - Other Count	( 11.0)	( 11.0)
14	Personal Services	20,647,377	21,842,735
	All Other	4,814,045	4,938,565
16	Capital Expenditures	1,707,874	1,977,728
18	Program Total	27,169,296	28,759,028
20	Traffic Safety		
22	Highway Fund		
	Positions - Legislative Count	( 9.0)	( 9.0)
24	Personal Services	519,717	549,299
	All Other	77,347	81,853
26	Fund Total	597,064	631,152
28	Other Participating Funds		
30	Other Special Revenue		
	Positions - Legislative Count	( 6.0)	( 6.0)
32	Personal Services	340,669	358,426
	All Other	54,179	58,131
34	Capital Expenditures	28,748	
36	Fund Total	423,596	416,557
38	<u>SUMMARY - TRAFFIC SAFETY</u>		
	Positions - Legislative Count	( 15.0)	( 15.0)
40	Personal Services	860,386	907,725
	All Other	131,526	139,984
42	Capital Expenditures	28,748	
44	Program Total	1,020,660	1,047,709
46	Turnpike Enforcement		
48	Other Participating Funds		
	Other Special Revenue		
50	Positions - Other Count	( 27.0)	( 27.0)

	Personal Services	1,467,840	1,552,795
2	All Other	115,213	119,488
	Capital Expenditures	29,876	47,055
4		-----	-----
	Fund Total	1,612,929	1,719,338
6			
8	<u>SUMMARY</u> - DEPARTMENT OF PUBLIC SAFETY		
10	Highway Fund		
	Positions - Legislative Count	( 42.0)	( 42.0)
12	Personal Services	11,855,796	12,539,697
	All Other	2,953,053	2,936,782
14	Capital Expenditures	898,751	1,067,289
		-----	-----
16	Umbrella Fund Total	15,707,600	16,543,768
18	Other Participating Funds		
	**General Fund		
20	Positions - Legislative Count	(465.0)	(465.0)
	Personal Services	12,987,586	13,767,273
22	All Other	3,953,060	4,046,035
	Capital Expenditures	917,378	1,039,840
24		-----	-----
	Umbrella Fund Total	17,858,024	18,853,148
26			
	Federal Expenditure Fund		
28	Positions - Other Count	( 10.0)	( 10.0)
	Personal Services	386,909	423,922
30	All Other	1,794,788	1,303,999
	Capital Expenditures	142,807	74,000
32		-----	-----
	Umbrella Fund Total	2,324,504	1,801,921
34			
	Other Special Revenue		
36	Positions - Legislative Count	( 41.0)	( 41.0)
	Positions - Other Count	( 87.0)	( 87.0)
38	Personal Services	5,689,713	6,056,169
	All Other	1,376,070	1,560,705
40	Capital Expenditures	453,889	334,326
		-----	-----
42	Umbrella Fund Total	7,519,672	7,951,200
44	<u>SUMMARY</u> - DEPARTMENT OF PUBLIC SAFETY		
46	Positions - Legislative Count	(548.0)	(548.0)
	Positions - Other Count	( 97.0)	( 97.0)
48	Personal Services	30,920,004	32,787,061
	All Other	10,076,971	9,847,521
50	Capital Expenditures	2,412,825	2,515,455

2	<b>UMBRELLA GRAND TOTAL</b>	<b>43,409,800</b>	<b>45,150,037</b>
4	DEPARTMENT OF THE SECRETARY OF STATE		
	DIVISION OF MOTOR VEHICLES		
6	Administration - Motor Vehicles		
8	Highway Fund		
	Positions - Legislative Count	(364.5)	(364.5)
10	Positions - Other Count	( 0.5)	( 0.5)
	Personal Services	11,322,776	12,167,457
12	All Other	5,842,649	6,071,020
	Capital Expenditures	180,089	250,120
14		-----	-----
	Fund Total	17,345,514	18,488,597
16			
	Other Participating Funds		
18	Federal Expenditure Fund		
	Positions - Other Count	( 2.0)	( 2.0)
20	Personal Services	55,244	60,970
	All Other	131,166	138,640
22		-----	-----
	Fund Total	186,410	199,610
24			
	Other Special Revenue		
26	Positions - Legislative Count	( 17.0)	( 17.0)
	Positions - Other Count	( 2.0)	( 2.0)
28	Personal Services	534,810	576,846
	All Other	120,149	109,141
30		-----	-----
	Fund Total	654,959	685,987
32			
	<u>SUMMARY</u> - ADMINISTRATION -		
34	MOTOR VEHICLES		
	Positions - Legislative Count	(381.5)	(381.5)
36	Positions - Other Count	( 4.5)	( 4.5)
	Personal Services	11,912,830	12,805,273
38	All Other	6,093,964	6,318,801
	Capital Expenditures	180,089	250,120
40		-----	-----
	Program Total	18,186,883	19,374,194
42			
	Fuel Use Decal Program		
44	Highway Fund		
46	Positions - Legislative Count	( 8.0)	( 8.0)
	Personal Services	202,533	220,015
48	All Other	52,268	53,934
		-----	-----
50	Fund Total	254,801	273,949

2	<u>SUMMARY - DEPARTMENT OF THE</u>		
	SECRETARY OF STATE		
4	Highway Fund		
6	Positions - Legislative Count	(372.5)	(372.5)
	Positions - Other Count	( 0.5)	( 0.5)
8	Personal Services	11,525,309	12,387,472
	All Other	5,894,917	6,124,954
10	Capital Expenditures	180,089	250,120
		-----	-----
12	Umbrella Fund Total	17,600,315	18,762,546
14	Other Participating Funds		
	Federal Expenditure Fund		
16	Positions - Other Count	( 2.0)	( 2.0)
	Personal Services	55,244	60,970
18	All Other	131,166	138,640
		-----	-----
20	Umbrella Fund Total	186,410	199,610
22	Other Special Revenue		
	Positions - Legislative Count	( 17.0)	( 17.0)
24	Positions - Other Count	( 2.0)	( 2.0)
	Personal Services	534,810	576,846
26	All Other	120,149	109,141
		-----	-----
28	Umbrella Fund Total	654,959	685,987
30	<u>SUMMARY - DEPARTMENT OF THE</u>		
	SECRETARY OF STATE		
32	Positions - Legislative Count	(389.5)	(389.5)
	Positions - Other Count	( 4.5)	( 4.5)
34	Personal Services	12,115,363	13,025,288
	All Other	6,146,232	6,372,735
36	Capital Expenditures	180,089	250,120
		-----	-----
38	UMBRELLA GRAND TOTAL	18,441,684	19,648,143
40	DEPARTMENT OF TRANSPORTATION		
42	BUREAU OF FINANCE AND		
	ADMINISTRATION (TRANSPORTATION)		
44	Administration and Planning		
46	Highway Fund		
	Positions - Legislative Count	(200.0)	(200.0)
48	Positions - Other Count	( 0.5)	( 0.5)
	Personal Services	6,494,175	6,697,863
50	All Other	3,150,621	3,296,047
	Capital Expenditures	367,650	332,500

2	Fund Total	10,012,446	10,326,410
4	Other Participating Funds		
	Federal Expenditure Fund		
6	Personal Services	1,588,927	1,640,576
	All Other	559,800	596,000
8	Capital Expenditures	90,000	90,000
10	Fund Total	2,238,727	2,326,576
12	<u>SUMMARY</u> - ADMINISTRATION AND PLANNING		
14	Positions - Legislative Count	(200.0)	(200.0)
	Positions - Other Count	( 0.5)	( 0.5)
16	Personal Services	8,083,102	8,338,439
	All Other	3,710,421	3,892,047
18	Capital Expenditures	457,650	422,500
20	Program Total	12,251,173	12,652,986
22	Suspense Receivable - Transportation		
24	Other Participating Funds		
26	Other Special Revenue		
	Personal Services	685,463	697,460
28	All Other	314,080	324,700
	Capital Expenditures	150,000	150,000
30	Fund Total	1,149,543	1,172,160
32	BUREAU OF MAINTENANCE AND OPERATIONS		
34	Bridge Maintenance		
36	Highway Fund		
38	Positions - Legislative Count	( 18.0)	( 18.0)
	Positions - Other Count	(161.0)	(161.0)
40	Personal Services	6,123,512	6,412,009
	All Other	3,163,270	3,254,920
42	Capital Expenditures	167,000	188,000
44	Fund Total	9,453,782	9,854,929
46	Collector Road Program		
48	Highway Fund		
	Positions - Legislative Count	( 33.0)	( 33.0)
50	Positions - Other Count	( 27.5)	( 27.5)

2	Personal Services	1,358,961	1,417,170
	All Other	2,099,432	2,041,223
	Capital Expenditures	840,000	840,000
4		-----	-----
	Fund Total	4,298,393	4,298,393
6			
8	Highway Maintenance		
	Highway Fund		
10	Positions - Legislative Count	( 96.0)	( 96.0)
	Positions - Other Count	(957.0)	(957.0)
12	Personal Services	36,021,221	37,628,213
	All Other	39,954,148	40,755,489
14	Capital Expenditures	4,994,000	4,994,000
		-----	-----
16	Fund Total	80,969,369	83,377,702
18	Island Town Refunds - Highway		
	Highway Fund		
20	All Other	42,717	42,717
22		-----	-----
	Fund Total	42,717	42,717
24			
26	Local Bridges		
	Highway Fund		
28	Personal Services	368,356	381,041
	All Other	181,644	168,946
30	Capital Expenditures	400,000	400,000
		-----	-----
32	Fund Total	950,000	949,987
34	Other Participating Funds		
	Federal Expenditure Fund		
36	Personal Services	660,000	660,000
	All Other	299,034	301,618
38	Capital Expenditures	2,310,000	2,310,000
		-----	-----
40	Fund Total	3,269,034	3,271,618
42	Other Special Revenue		
	Personal Services	400,000	400,000
44	All Other	200,000	200,000
	Capital Expenditures	1,400,000	1,400,000
46		-----	-----
	Fund Total	2,000,000	2,000,000
48			
50	<u>SUMMARY</u> - LOCAL BRIDGES		
	Personal Services	1,428,356	1,441,041



2	All Other	680,678	670,564
	Capital Expenditures	4,110,000	4,110,000
4	Program Total	-----	-----
		6,219,034	6,221,605
6	Local Road Assistance		
8	Highway Fund		
	All Other	19,400,000	19,300,000
10	Fund Total	-----	-----
		19,400,000	19,300,000
12	Motor Transport Service		
14	Other Participating Funds		
16	Highway Garage Fund		
	Positions - Other Count	(259.0)	(259.0)
18	Personal Services	9,196,396	9,598,031
	All Other	14,708,541	15,570,748
20	Fund Total	-----	-----
		23,904,937	25,168,779
22	Radio Operations - Highway		
24	Highway Fund		
26	Positions - Legislative Count	( 6.0)	( 6.0)
	Personal Services	224,770	232,648
28	All Other	90,413	92,515
	Capital Expenditures	64,285	57,917
30	Fund Total	-----	-----
		379,468	383,080
32	Traffic Service		
34	Highway Fund		
36	Positions - Legislative Count	( 15.0)	( 15.0)
	Positions - Other Count	( 46.0)	( 46.0)
38	Personal Services	1,623,526	1,697,011
	All Other	2,181,882	2,221,459
40	Capital Expenditures	65,000	30,000
42	Fund Total	-----	-----
		3,870,408	3,948,470
44	Other Participating Funds		
	Federal Expenditure Fund		
46	Personal Services	568,704	600,000
	All Other	1,302,541	1,352,863
48	Fund Total	-----	-----
		1,871,245	1,952,863

2	<u>SUMMARY</u> - TRAFFIC SERVICE		
	Positions - Legislative Count	( 15.0)	( 15.0)
4	Positions - Other Count	( 46.0)	( 46.0)
	Personal Services	2,192,230	2,297,011
6	All Other	3,484,423	3,574,322
	Capital Expenditures	65,000	30,000
8		-----	-----
	Program Total	5,741,653	5,901,333
10	BUREAU OF PROJECT DEVELOPMENT		
12	Bond Interest - Highway		
14	Highway Fund		
	All Other	6,574,053	5,770,257
16		-----	-----
	Fund Total	6,574,053	5,770,257
18	Bond Retirement - Highway		
20	Highway Fund		
22	All Other	10,475,000	11,675,000
24		-----	-----
	Fund Total	10,475,000	11,675,000
26	Highway and Bridge Improvement		
28	Highway Fund		
	Positions - Legislative Count	( 630.5)	( 630.5)
30	Positions - Other Count	( 75.5)	( 75.5)
	Personal Services	12,566,099	13,041,895
32	All Other	5,480,169	5,584,183
	Capital Expenditures	5,933,901	5,358,105
34		-----	-----
	Fund Total	23,980,169	23,984,183
36	Other Participating Funds		
38	Federal Expenditure Fund		
	Personal Services	12,591,028	13,091,899
40	All Other	5,985,956	9,889,962
	Capital Expenditures	54,269,924	86,943,806
42		-----	-----
	Fund Total	72,846,908	109,925,667
44	Other Special Revenue		
46	Capital Expenditures	6,000,000	6,000,000
48		-----	-----
	Fund Total	6,000,000	6,000,000
50	<u>SUMMARY</u> - HIGHWAY AND BRIDGE IMPROVEMENT		

2	Positions - Legislative Count	(630.5)	(630.5)
	Positions - Other Count	( 75.5)	( 75.5)
4	Personal Services	25,157,127	26,133,794
	All Other	11,466,125	15,474,145
	Capital Expenditures	66,203,825	98,301,911
6		-----	-----
	Program Total	102,827,077	139,909,850
8			
10	BUREAU OF TRANSPORTATION		
	SERVICES		
	Administration - Aeronautics		
12			
	Other Participating Funds		
14	**General Fund		
	Positions - Legislative Count	( 5.0)	( 5.0)
16	Personal Services	223,312	228,213
	All Other	287,827	288,060
18		-----	-----
	Fund Total	511,139	516,273
20			
	Federal Expenditure Fund		
22	All Other	97,875	104,654
	Capital Expenditures	20,000	20,000
24		-----	-----
	Fund Total	117,875	124,654
26			
28	<u>SUMMARY - ADMINISTRATION -</u>		
	<u>AERONAUTICS</u>		
	Positions - Legislative Count	( 5.0)	( 5.0)
30	Personal Services	223,312	228,213
	All Other	385,702	392,714
32	Capital Expenditures	20,000	20,000
		-----	-----
34	Program Total	629,014	640,927
36			
	Administration - Ports and		
	Marine Transportation		
38			
	Other Participating Funds		
40	**General Fund		
	All Other	1,871,348	1,871,348
42		-----	-----
	Fund Total	1,871,348	1,871,348
44			
	Air Search and Rescue		
46			
	Other Participating Funds		
48	**General Fund		
	All Other	30,000	30,000
50		-----	-----
	Fund Total	30,000	30,000

2	Augusta State Airport		
4	Other Participating Funds		
	Augusta State Airport		
6	Positions - Other Count	( 10.5)	( 10.5)
	Personal Services	323,102	341,844
8	All Other	103,346	107,336
		-----	-----
10	Fund Total	426,448	449,180
12	Island Ferry Service		
14	Other Participating Funds		
	Island Ferry Services Fund		
16	Positions - Other Count	( 64.0)	( 64.0)
	Personal Services	2,288,190	2,384,441
18	All Other	1,166,413	1,212,346
		-----	-----
20	Fund Total	3,454,603	3,596,787
22	Ports and Marine		
	Transportation		
24	Other Participating Funds		
26	Marine Ports Fund		
	Positions - Other Count	( 5.0)	( 5.0)
28	Personal Services	198,237	207,252
	All Other	53,288	61,189
30		-----	-----
	Fund Total	251,525	268,441
32	Railroad Assistance Program		
34	Highway Fund		
36	All Other	1,000,000	1,000,000
		-----	-----
38	Fund Total	1,000,000	1,000,000
40	Other Participating Funds		
	**General Fund		
42	Positions - Legislative Count	( 3.0)	( 3.0)
	Personal Services	105,248	112,422
44	All Other	239,605	239,684
		-----	-----
46	Fund Total	344,853	352,106
48	Other Special Revenue		
	All Other	218,478	235,142
50		-----	-----
	Fund Total	218,478	235,142

2	<u>SUMMARY</u> - RAILROAD ASSISTANCE		
	PROGRAM		
4	Positions - Legislative Count	( 3.0)	( 3.0)
	Personal Services	105,248	112,422
6	All Other	1,458,083	1,474,826
		-----	-----
8	Program Total	1,563,331	1,587,248
10	RAILROAD PRESERVATION AND		
	ASSISTANCE FUND		
12	Other Participating Funds		
14	Other Special Revenue		
	All Other	300,000	400,000
16		-----	-----
	Fund Total	300,000	400,000
18	State Plane		
20	Other Participating Funds		
22	**General Fund		
	Positions - Legislative Count	( 2.0)	( 2.0)
24	Personal Services	112,554	114,364
	All Other	73,467	75,158
26		-----	-----
	Fund Total	186,021	189,522
28	Transportation Services		
30	Other Participating Funds		
32	**General Fund		
	All Other	300,000	300,000
34		-----	-----
	Fund Total	300,000	300,000
36	Federal Expenditure Fund		
38	Personal Services	253,400	261,310
	All Other	1,560,762	1,545,639
40	Capital Expenditures	3,185,150	3,705,000
		-----	-----
42	Fund Total	4,999,312	5,511,949
44	Other Special Revenue		
	Capital Expenditures	600,000	600,000
46		-----	-----
	Fund Total	600,000	600,000
48	<u>SUMMARY</u> - TRANSPORTATION		
50	SERVICES		

2	Personal Services	253,400	261,310
	All Other	1,860,762	1,845,639
4	Capital Expenditures	3,785,150	4,305,000
		-----	-----
6	Program Total	5,899,312	6,411,949
8	Van-Pool Services		
10	Other Participating Funds		
	Other Special Revenue		
12	All Other	60,873	63,485
14	Capital Expenditures	20,000	20,000
		-----	-----
16	Fund Total	80,873	83,485
18	CURRENT SERVICES		
	Highway Fund		
20	Positions - Legislative Count	(1,434.0)	(1,434.0)
	Positions - Other Count	(1,268.0)	(1,268.0)
22	Personal Services	88,693,928	93,003,454
	All Other	102,934,738	104,563,954
24	Capital Expenditures	13,912,651	13,517,931
		-----	-----
26	Fund Total	205,541,317	211,085,339
28	Other Participating Funds		
	**General Fund		
30	Positions - Legislative Count	(475.0)	(475.0)
	Personal Services	13,488,936	14,287,270
32	All Other	6,796,057	6,891,249
	Capital Expenditures	917,378	1,039,840
34		-----	-----
36	Fund Total	21,202,371	22,218,359
	Federal Expenditure Fund		
38	Positions - Other Count	( 12.0)	( 12.0)
	Personal Services	16,104,212	16,738,677
40	All Other	11,731,922	15,233,375
	Capital Expenditures	60,017,881	93,142,806
42		-----	-----
44	Fund Total	87,854,015	125,114,858
	Other Special Revenue		
46	Positions - Legislative Count	( 58.0)	( 58.0)
	Positions - Other Count	( 89.0)	( 89.0)
48	Personal Services	7,309,986	7,730,475
	All Other	2,589,650	2,893,173
50	Capital Expenditures	8,623,889	8,504,326

2	Fund Total	18,523,525	19,127,974
4	Highway Garage Fund		
	Positions - Other Count	(259.0)	(259.0)
6	Personal Services	9,196,396	9,598,031
	All Other	14,708,541	15,570,748
8	Fund Total	23,904,937	25,168,779
10	Island Ferry Services Fund		
12	Positions - Other Count	( 64.0)	( 64.0)
	Personal Services	2,288,190	2,384,441
14	All Other	1,166,413	1,212,346
16	Fund Total	3,454,603	3,596,787
18	Augusta State Airport		
	Positions - Other Count	( 10.5)	( 10.5)
20	Personal Services	323,102	341,844
	All Other	103,346	107,336
22	Fund Total	426,448	449,180
24	Marine Ports Fund		
26	Positions - Other Count	( 5.0)	( 5.0)
	Personal Services	198,237	207,252
28	All Other	53,288	61,189
30	Fund Total	251,525	268,441
32	<b>CURRENT SERVICES</b>		
	Positions - Legislative Count	(1,967.0)	(1,967.0)
34	Positions - Other Count	(1,707.5)	(1,707.5)
	Personal Services	137,602,987	144,291,444
36	All Other	140,083,955	146,533,370
	Capital Expenditures	83,471,799	116,204,903
38	<b>STATEWIDE GRAND TOTAL</b>	<b>361,158,741</b>	<b>407,029,717</b>

**PART B**

**Sec. B-1. Allocation.** The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1992 and June 30, 1993 to carry out the purposes of this Act.

1991-92                      1992-93

**ADMINISTRATION, DEPARTMENT OF**

2	<b>State Police Headquarters Building Maintenance</b>		
4			
6	All Other	(\$4,539)	(\$2,255)
8	Provides for the deallocation of funds from a reduction in All Other expenditures.		
10			
12	<b>DEPARTMENT OF ADMINISTRATION TOTAL</b>	<u>(\$4,539)</u>	<u>(\$2,255)</u>
14	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
16	<b>Administration - Public Safety</b>		
18	Positions - Legislative Count Personal Services	(-1.0) (\$3,497)	(-1.0) (\$1,367)
20			
22	Provides for the deallocation of funds from the deletion of one vacant Clerk Typist I position, one Clerk Stenographer II position and provides for the transfer of the Chief Accountant position from the General Fund.		
24			
26			
28			
30	<b>State Police</b>		
32	Capital Expenditures	(\$212,747)	
34	Provides for the deallocation of funds for the purchase of vehicles.		
36			
38	<b>DEPARTMENT OF PUBLIC SAFETY TOTAL</b>	<u>(\$216,244)</u>	<u>(\$1,367)</u>
40			
42	<b>TRANSPORTATION, DEPARTMENT OF</b>		
44	<b>Collector Road Program</b>		
46	All Other	(\$1,050,520)	(\$2,041,223)
48	Capital Expenditures	(420,000)	(840,000)
50			
52	<b>TOTAL</b>	<u>(\$1,470,520)</u>	<u>(\$2,881,223)</u>
	Provides for the deallocation of funds from the Collector Road Program.		



2	<b>Highway and Bridge Improvement</b>		
4	All Other	(\$3,416,169)	(\$3,500,183)
	Capital Expenditures	(2,343,867)	(2,207,853)
6		<hr/>	<hr/>
	TOTAL	(\$5,760,036)	(\$5,708,036)
8	Provides for the deallocation		
10	of funds from the Highway and		
	Bridge Improvement Program		
12	for fiscal year 1991-92 and		
	fiscal year 1992-93.		
14	<b>Highway Maintenance</b>		
16	Capital Expenditures		(\$4,300,000)
18	Provides for the deallocation		
20	of funds from the Highway		
	Maintenance Program for		
22	fiscal year 1992-93.		
24	<b>Railroad Assistance Program</b>		
26	All Other	(\$1,000,000)	(\$1,000,000)
28	Provides for the deallocation		
	of funds from the Railroad		
30	Assistance Program.		
32	<b>DEPARTMENT OF TRANSPORTATION</b>		
	TOTAL	(\$8,230,556)	(\$13,889,259)
34	<b>SECTION B-1</b>		
36	TOTAL ALLOCATIONS	(\$8,451,339)	(\$13,892,881)
38	<b>Sec. B-2. Allocation.</b> The following funds are allocated from		
	the Highway Fund for the fiscal years ending June 30, 1992 and		
40	June 30, 1993, to the departments listed, the sums identified in		
	the following, in order to provide funding for approved		
42	reclassifications and range changes.		
44		1991-92	1992-93
46	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
48	<b>Administration - Public Safety</b>		
50	Personal Services	\$913	\$913

2	<b>State Police</b>		
4	Personal Services	\$2,158	\$2,309
6	<b>DEPARTMENT OF PUBLIC SAFETY</b>		
	<b>TOTAL</b>	<u>\$3,071</u>	<u>\$3,222</u>
8			
10	<b>SECRETARY OF STATE,</b>		
	<b>DEPARTMENT OF THE</b>		
12	<b>Administration - Motor Vehicles</b>		
14	Personal Services	\$13,257	\$11,384
16	<b>Fuel Use Decal Program</b>		
18	Personal Services	\$724	\$727
20	<b>DEPARTMENT OF THE SECRETARY</b>		
	<b>OF STATE</b>		
22	<b>TOTAL</b>	<u>\$13,981</u>	<u>\$12,111</u>
24	<b>TRANSPORTATION, DEPARTMENT OF</b>		
26	<b>Administration and Planning</b>		
28	Personal Services	\$7,303	\$7,490
30	<b>Highway Maintenance</b>		
32	Personal Services	\$2,746	\$2,746
34	<b>DEPARTMENT OF TRANSPORTATION</b>		
	<b>TOTAL</b>	<u>\$10,049</u>	<u>\$10,236</u>
36			
38	<b>SECTION B-2</b>		
	<b>TOTAL ALLOCATIONS</b>	<u>\$27,101</u>	<u>\$25,569</u>

PART C

Sec. C-1. Allocation. The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1992 and June 30, 1993 to carry out the purposes of this Act.

46		<b>1991-92</b>	<b>1992-93</b>
48	<b>PUBLIC SAFETY, DEPARTMENT OF</b>		

2	<b>State Police</b>		
4	Personal Services	\$2,300,000	\$5,700,000
6	Provides funds to reflect the		
8	2¢ per gallon gas tax		
	surcharge for 12 months each		
	fiscal year.		
10			
12	<b>DEPARTMENT OF PUBLIC SAFETY</b>		
	<b>TOTAL</b>	<u>\$2,300,000</u>	<u>\$5,700,000</u>
14	<b>SECRETARY OF STATE,</b>		
	<b>DEPARTMENT OF THE</b>		
16			
18	<b>Motor Vehicles - Administration</b>		
20	Positions	(-11.0)	(-11.0)
22	Personal Services	(\$193,343)	(\$195,851)
24	All Other	404,720	(29,887)
26	Capital Expenditures	74,456	(28,008)
28			
30	<b>TOTAL</b>	<u>\$285,833</u>	<u>(\$253,746)</u>
32	Provides for the deallocation		
34	of funds due to the		
36	elimination of 5 Laborer		
38	positions, 3 Computer		
40	Operator positions, one		
42	Driver License Examiner I		
44	position, one seasonal Driver		
46	License Examiner I position,		
48	2 Clerk Stenographer I		
50	positions and one Clerk II		
	position. Funds are		
	allocated for 1/2 of the		
	positions of Assistant		
	Secretary of State and an		
	Administrative Assistant.		
	Also, this allocation		
	includes capital equipment		
	adjustments and general		
	operating expenses for branch		
	leases and plate operations.		
46			
48	<b>Fuel Use Decal Program</b>		
50	Positions	(-1.0)	(-1.0)
	Personal Services	(\$19,632)	(\$19,632)

2	Provides for the deallocation		
4	of funds due to the		
	elimination of one Clerk		
6	Typist II position.		
8	<b>DEPARTMENT OF THE SECRETARY</b>		
	<b>OF STATE</b>		
10	<b>TOTAL</b>	<u>\$266,201</u>	<u>(\$273,378)</u>
12	<b>TRANSPORTATION, DEPARTMENT OF</b>		
14	<b>Bond Interest - Highway</b>		
16	All Other	(\$186,450)	
18	Provides for a deallocation		
	of funds no longer needed.		
20	<b>Highway Maintenance</b>		
22	All Other	(\$548,550)	
24	Provides for a deallocation		
26	of funds no longer needed.		
28	<b>Railroad Assistance Program</b>		
30	All Other	\$735,000	
32	Provides funds for grade		
34	crossing maintenance		
	reimbursement.		
36	<b>Highway and Bridge Improvement</b>		
38	Capital Expenditures		\$6,300,000
40	Provides funds for the		
42	Scarborough Interchange		
	project.		
44	<b>DEPARTMENT OF TRANSPORTATION</b>		
	<b>TOTAL</b>	<u>\$-0-</u>	<u>\$6,300,000</u>
46	<b>SECTION C-1</b>		
48	<b>TOTAL ALLOCATIONS</b>	<u>\$2,566,201</u>	<u>\$11,726,622</u>
50	<b>Sec. C-2. Allocation.</b> The following funds are allocated from		
	the Highway Fund to carry out the purposes of this Act.		

	1991-92	1992-93
2		
4	<b>ADMINISTRATION, DEPARTMENT OF</b>	
6	<b>State Police Headquarters</b>	
8	<b>Building Maintenance</b>	
10		
12	Personal Services	(\$1,258) (\$5,486)
14	Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.	
16	<b>Transportation Building Maintenance</b>	
18		
20	Personal Services	(\$3,752) (\$16,589)
22	Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.	
24		
26	<b>DEPARTMENT OF ADMINISTRATION</b>	
28	<b>TOTAL</b>	<u>(\$5,010) (\$22,075)</u>
30	<b>FINANCE, DEPARTMENT OF</b>	
32	<b>Claims Board</b>	
34		
36	Personal Services	(\$219) (\$3,297)
38	Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.	
40		
42	<b>DEPARTMENT OF FINANCE</b>	
44	<b>TOTAL</b>	<u>(\$219) (\$3,297)</u>
46	<b>PUBLIC SAFETY, DEPARTMENT OF</b>	
48	<b>Administration - Public Safety</b>	
50		
	Personal Services	(\$4,276) (\$19,475)

2	Provides for a deallocation		
	of funds due to the over		
4	budgeting of health benefits		
	and an adjustment of the		
6	payroll.		
	<b>Motor Vehicle Inspection</b>		
8			
	Personal Services	(\$3,591)	(\$24,999)
10			
	Provides for a deallocation		
12	of funds due to the over		
	budgeting of health benefits		
14	and an adjustment of the		
16	payroll.		
	<b>Highway Safety</b>		
18			
	Personal Services	(\$1,580)	(\$8,949)
20			
	Provides for a deallocation		
22	of funds due to the over		
	budgeting of health benefits		
24	and an adjustment of the		
26	payroll.		
	<b>State Police</b>		
28			
	Personal Services	(\$61,643)	(\$392,890)
30			
	Provides for a deallocation		
32	of funds due to the over		
	budgeting of health benefits		
34	and an adjustment of the		
36	payroll.		
	<b>Traffic Safety</b>		
38			
	Personal Services	(\$3,162)	(\$20,752)
40			
	Provides for a deallocation		
42	of funds due to the over		
	budgeting of health benefits		
44	and an adjustment of the		
46	payroll.		
	<b>DEPARTMENT OF PUBLIC SAFETY</b>		
48	<b>TOTAL</b>	<u>(\$74,252)</u>	<u>(\$467,065)</u>
50	<b>SECRETARY OF STATE,</b>		
	<b>DEPARTMENT OF THE</b>		

2	<b>Administration - Motor Vehicles</b>		
4	Personal Services	(\$100,200)	(\$502,410)
6	Provides for a deallocation		
8	of funds due to the over		
10	budgeting of health benefits		
	and an adjustment of the		
	payroll.		
12	<b>Fuel Use Decal Program</b>		
14	Personal Services	(\$2,212)	(\$9,395)
16	Provides for a deallocation		
18	of funds due to the over		
20	budgeting of health benefits		
	and an adjustment of the		
	payroll.		
22	<b>DEPARTMENT OF THE SECRETARY</b>		
	<b>OF STATE</b>		
24	<b>TOTAL</b>	<u>(\$102,412)</u>	<u>(\$511,805)</u>
26	<b>TRANSPORTATION, DEPARTMENT OF</b>		
28	<b>Administration and Planning</b>		
30	Personal Services	(\$31,582)	\$204,513
32	Provides for a deallocation		
34	and an allocation of funds		
36	due to the over budgeting of		
	health benefits and an		
	adjustment of the payroll.		
38	<b>Bridge Maintenance</b>		
40	Personal Services	(\$53,808)	\$117,351
42	Provides for a deallocation		
44	and an allocation of funds		
46	due to the over budgeting of		
	health benefits and an		
	adjustment of the payroll.		
48	<b>Collector Road Program</b>		
50	Personal Services	(\$12,276)	\$24,140

2	Provides for a deallocation		
	and an allocation of funds		
4	due to the over budgeting of		
	health benefits and an		
6	adjustment of the payroll.		
8	<b>Highway Maintenance</b>		
10	Personal Service	(\$308,996)	\$704,223
12	Provides for a deallocation		
	and an allocation of funds		
14	due to the over budgeting of		
	health benefits and an		
16	adjustment of the payroll.		
18	<b>Local Bridges</b>		
20	Personal Services	(\$1,500)	\$11,594
22	Provides for a deallocation		
	and an allocation of funds		
24	due to the over budgeting of		
	health benefits and an		
26	adjustment of the payroll.		
28	<b>Radio Operations - Highway</b>		
30	Personal Services	(\$1,595)	\$5,399
32	Provides for a deallocation		
	and an allocation of funds		
34	due to the over budgeting of		
	health benefits and an		
36	adjustment of the payroll.		
38	<b>Traffic Service</b>		
40	Personal Services	(\$13,418)	\$34,355
42	Provides for a deallocation		
	and an allocation of funds		
44	due to the over budgeting of		
	health benefits and an		
46	adjustment of the payroll.		
48	<b>Highway and Bridge Improvement</b>		
50	Personal Services	(\$94,038)	\$322,192



2 Provides for a deallocation  
4 and an allocation of funds  
6 due to the over budgeting of  
health benefits and an  
adjustment of the payroll.

8	DEPARTMENT OF TRANSPORTATION		
	TOTAL	<u>(\$517,213)</u>	<u>\$1,423,767</u>
10	SECTION C-2		
12	TOTAL ALLOCATIONS	<u>(\$699,106)</u>	<u>\$419,525</u>

14

16 PART D

18 Sec. D-1. 29 MRSA §246-A, sub-§6, as enacted by PL 1981, c.  
689, §1, is amended to read:

20 6. Trip permits. The In lieu of fuel tax licensing and  
22 reporting, the Secretary of State may issue, by telegram or  
and otherwise, a trip permit which that identifies a specific vehicle  
24 and such that vehicle may operate without a fuel use  
26 identification decal being displayed for a period not to exceed 5  
3 consecutive days. Such a trip permit shall must accompany the  
State. The fee for a 5-day 3-day trip permit is \$5 \$50.

28

30 Sec. D-2. 36 MRSA §2903, sub-§1, as repealed and replaced by  
PL 1989, c. 502, Pt. A, §133, is repealed and the following  
enacted in its place:

32

34 1. Excise tax imposed. Except as provided in subsection 2,  
an excise tax is imposed on internal combustion engine fuel as  
follows.

36

38 A. Except as provided in paragraph B, the excise tax on  
internal combustion engine fuel used or sold within this  
40 State, including sales to the State or a political  
subdivision of the State, is 19¢ a gallon.

42 B. Internal combustion engine fuel may be taxed only once  
44 under this section. The distributor that first receives the  
fuel in this State is primarily responsible for paying the  
46 tax except when the fuel is sold and delivered to a licensed  
48 exporter wholly for exportation from the State or to another  
distributor in the State, in which case the purchasing  
distributor is primarily responsible for paying the tax.

50 C. This subsection does not apply to internal combustion  
engine fuel:

- 2                   (1) Sold wholly for exportation from this State;
- 4                   (2) Brought into this State in the ordinary  
6                   standardized equipment fuel tank attached to and a part  
8                   of a motor vehicle and used in the operation of that  
                    vehicle in this State;
- 10                   (3) Sold in bulk to any political subdivision of this  
                    State;
- 12                   (4) Bought or used by any person to propel jet or  
14                   turbojet engine aircraft;
- 16                   (5) Brought into this State in the fuel tanks of an  
                    aircraft; or
- 18                   (6) On which the collection of the tax imposed by this  
20                   section is precluded by federal law or regulation.

22                   This subsection is repealed on July 1, 1993.

24                   Sec. D-3. 36 MRSA §2903, sub-§1-A, as enacted by PL 1987, c.  
                    793, Pt. B, §1, is repealed and the following enacted in its  
26                   place:

28                   1-A. Excise tax imposed. Except as provided in subsection  
                    2, an excise tax is imposed on internal combustion engine fuel as  
30                   follows.

32                   A. Except as provided in paragraph B, the excise tax on  
                    internal combustion engine fuel used or sold within this  
34                   State, including sales to the State or a political  
                    subdivision of the State, is 17¢ a gallon.

36                   B. Internal combustion engine fuel may be taxed only once  
                    under this section. The distributor that first receives the  
38                   fuel in this State is primarily responsible for paying the  
40                   tax except when the fuel is sold and delivered to a licensed  
42                   exporter wholly for exportation from the State or to another  
                    distributor in the State, in which case the purchasing  
                    distributor is primarily responsible for paying the tax.

44                   C. This subsection does not apply to internal combustion  
                    engine fuel:

- 46                   (1) Sold wholly for exportation from this State;
- 48                   (2) Brought into this State in the ordinary  
50                   standardized equipment fuel tank attached to and a part

2           of a motor vehicle and used in the operation of that  
3           vehicle in this State;

4           (3) Sold in bulk to any political subdivision of this  
5           State;

6           (4) Bought or used by any person to propel jet or  
7           turbojet engine aircraft;

8           (5) Brought into this State in the fuel tanks of an  
9           aircraft; or

10          (6) On which the collection of the tax imposed by this  
11          section is precluded by federal law or regulation.

12          This subsection takes effect on July 1, 1993.

13          Sec. D-4. 36 MRSA §2906, first ¶, as amended by PL 1983, c.  
14          862, §87, is further amended to read:

15          Every distributor, importer, or exporter, holding a valid  
16          certificate as such, shall, on or before the last 21st day of  
17          each month, render a report to the State Tax Assessor stating the  
18          number of gallons of internal combustion engine fuel received,  
19          sold and used in the State by ~~him~~ the distributor, importer or  
20          ~~exporter~~ exporter during the preceding calendar month, on forms ~~to be~~  
21          furnished by the State Tax Assessor. Such reports shall ~~must~~  
22          contain such further information pertinent thereto as the State  
23          Tax Assessor shall ~~prescribe~~ prescribes and the State Tax  
24          Assessor may make such other reasonable rules ~~and regulations~~  
25          regarding the administration and enforcement of the Gasoline Tax  
26          Act as he ~~may deem~~ the State Tax Assessor determines necessary or  
27          expedient, copies of which shall ~~must~~ be sent to such certificate  
28          holders. ~~He~~ The State Tax Assessor or ~~his~~ the State Tax  
29          Assessor's duly authorized agent shall ~~must~~ have access during  
30          reasonable business hours to the books, invoices and vouchers of  
31          such certificate holders ~~which may~~ that show the fuel handled by  
32          the certificate holder. At the time of the filing of the report,  
33          each distributor and importer shall pay to the State Tax Assessor  
34          a tax at the rate set forth in section 2903 upon each gallon so  
35          reported as sold, distributed or used. An allowance of not more  
36          than 1% from the amount of fuel received by the distributor, plus  
37          1% on all transfers in vessels, tank cars or full tank truck  
38          loads by a distributor in the regular course of ~~his~~ business from  
39          one of ~~his~~ the distributor's places of business to another within  
40          the State, may be allowed by the State Tax Assessor to cover the  
41          loss through shrinkage, evaporation or handling sustained by the  
42          distributor. The total allowance for such losses shall ~~may~~ not  
43          exceed 2% of the receipts by such distributor and no further  
44          deduction shall ~~may~~ be allowed unless the State Tax Assessor is

2 satisfied on definite proof submitted to him the State Tax  
Assessor that a further deduction should be allowed by him for a  
4 loss sustained through fire, accident or some unavoidable  
calamity.

6 **Sec. D-5. 36 MRSA §3203**, as amended by PL 1987, c. 793, Pt.  
A, §12, is further amended to read:

8  
10 **§3203. Tax levied**

12 An excise tax is levied and imposed upon on all suppliers of  
special fuel sold and on all users of special fuel used in this  
State ~~en~~ for each gallon of distillate at the rate of ~~14¢~~ 20¢ per  
14 gallon and, ~~beginning July 1, 1988, at the rate prescribed in~~  
~~section 2903, plus 3¢ per gallon and, on~~ for each gallon of  
16 low-energy fuel at the rate ~~prescribed in section 2903, less 1~~  
~~cent~~ of 18¢ per gallon, except sales of special fuel made to the  
18 State or any political subdivision of the State; the special fuel  
sold or used in such form and under such circumstances as shall  
20 ~~preclude~~ precludes the collection of this tax by reasons of the  
laws of the United States; sold only for exportation from this  
22 State; delivered into a tank used solely for heating or cooking  
purposes, sold for resale to a licensed or registered supplier;  
24 and sold to a person for the generation of power for resale or  
manufacturing. When special fuel is delivered by a supplier on a  
26 consignment basis to a consumer or to a retail outlet, whether  
the retail outlet is wholly owned by the supplier or not, it  
28 ~~shall be~~ is considered to have been "sold" within the meaning of  
the Special Fuel Tax Act. All taxes collected under this section  
30 shall must be credited to the Highway Fund. When kerosene is  
delivered into a separate tank for retail sale, the excise tax is  
32 not to be collected by the supplier, rather licensed users shall  
remit the tax in accordance with section 3207.

34  
36 **Sec. D-6. 36 MRSA §3203-A, sub-§4**, as enacted by PL 1983, c.  
740, is amended to read:

38 **4. Penalties.** Any supplier who sells special fuel under  
this section with the knowledge that it will not be used for  
40 heating purposes and any person who purchases special fuel under  
this section and uses the fuel for any purpose other than heating  
42 ~~shall be subject to a civil penalty of \$100 for each violation~~  
commits a Class E crime and is subject to a fine of not less than  
44 \$250, payable to the State, ~~to be recovered in a civil action~~  
which may not be reduced.

46  
48 **Sec. D-7. 36 MRSA §3216, first ¶**, as repealed and replaced by  
PL 1989, c. 878, Pt. B, §33, is amended to read:

50 Any person who refuses or neglects to make any statement,  
report, payment or return required by this chapter, or who

2 refuses or neglects to pay interest or penalties arising from the  
3 nonpayment of taxes required by this chapter, or who knowingly  
4 makes, or who aids or assists any other person in making, a false  
5 statement in a return or report to the State Tax Assessor, or in  
6 connection with an application for refund of any tax, or who  
7 knowingly collects or attempts to collect, or causes to be paid  
8 to that person or to any other person, either directly or  
9 indirectly, any refund of that tax without being entitled to that  
10 refund or is in violation of the affidavit as prescribed for  
11 registered sellers in section 3205, ~~is guilty of~~ commits a Class  
12 E crime and is subject to a fine of not less than \$250, which may  
13 not be reduced. Any fines collected pursuant to this section must  
14 be credited to the Highway Fund.

15 **Sec. D-8. 36 MRSA §3217,** as amended by PL 1989, c. 878, Pt.  
16 G, §6, is further amended to read:

17 **§3217. Additional violations**

18 Any user, or any agent or employee of any user, who shall  
19 ~~consume~~ consumes any fuel in a registered motor vehicle within  
20 the State, when that user is not the holder of an uncanceled  
21 license as required by this chapter, or when that user has failed  
22 to file any report or pay tax, ~~penalty or interest~~ as required by  
23 this chapter ~~and chapter 7,~~ or when that user has refused or  
24 neglected to pay interest or penalties arising from the  
25 nonpayment of taxes required by this chapter commits a Class E  
26 crime and is subject to a fine of not less than \$250, which may  
27 not be reduced. Each day or part thereof during which any person  
28 ~~shall consume~~ consumes any fuel in a registered motor vehicle  
29 within the State, when that user is not the holder of an  
30 uncanceled license as required by this chapter, or when that user  
31 has failed to file any report or pay tax, ~~interest or penalty~~ as  
32 required by this chapter ~~and chapter 7,~~ shall constitute or when  
33 that user has refused or neglected to pay interest or penalties  
34 arising from the nonpayment of taxes required by this chapter  
35 constitutes a separate violation within the meaning of this  
36 section. Any fines collected pursuant to this section must be  
37 credited to the Highway Fund.  
38

39 **Sec. D-9. PL 1989, c. 921, Pt. E, §2** is amended by adding at the  
40 end a new sentence to read:

41 Funds expended pursuant to a financing arrangement may include  
42 the cost of equipment.

43 **Sec. D-10. PL 1991, c. 9, Pt. E, §40** is amended to read:

44 **Sec. E-40. Repayment to Highway Fund.** Funds advanced from  
45 the Maine Turnpike Authority under this Part, as an early payment  
46

2 of the Maine Turnpike Authority's fiscal year 1991-92 Highway  
Fund obligation, must be repaid returned to the Highway Fund in  
4 ~~the amount of \$5,000,000 on August 1, 1991 and in the amount of~~  
\$10,000,000 on July 1, 1992 through increased gas taxes in the  
6 amount of \$8,700,000 in fiscal year 1991-92 and \$6,300,000 in  
fiscal year 1992-93.

8 Sec. D-11. P&SL 1955, c. 186, §1, first sentence, as amended by  
P&SL 1983, c. 94, §1, is further amended to read:

10 ~~The State--Highway--Commission~~ Department of Transportation is  
12 hereby authorized and directed to expend on the unimproved  
14 portion of Baxter State Park road, so called, commencing at or  
near Millinocket Lake and extending to Sourdnahunk Field, and the  
16 unimproved portion of the road which leads from Baxter State Park  
road via Togue Ponds in Township 2, Range 9, to its terminus on  
18 land of the State at Roaring Brook in Township 3, Range 9,  
Piscataquis County, and the unimproved portion of the road which  
20 begins at Sourdnahunk Field, T. 4, R. 10, Piscataquis County;  
thence to Sourdnahunk Lake, T. 5, R. 10; thence to Dwelly Pond  
22 and McCarthy's which is located on the south branch of Trout  
Brook; thence to the end of the designated state aid road in T.  
24 6, R. 8, Penobscot County, also the road from the last mentioned  
road to South Branch Lake in Township 5, Range 9, also the road  
26 from the west line of Township 5, Range 10, said west line being  
a portion of the west boundary of Baxter State Park, to the  
28 intersection of said road with the road from Dwelly Pond and  
McCarthy's to the end of the designated state aid road in T. 6,  
30 R. 8, Penobscot County, as much as ~~shall be deemed~~ necessary for  
their maintenance, including bridges and culverts, but not to  
32 exceed \$60,000 per year, some portions of the above described  
being private roads, open to the public.

34 Sec. D-12. P&SL 1955, c. 186, §1, as amended by P&SL 1983, c.  
94, §1, is further amended by adding after the first sentence a  
36 new sentence to read:

38 Beginning in fiscal year 1991-92, for each gate that allows  
40 public ingress and egress to Baxter State Park, the department  
may expend \$20,000 for the purposes authorized by this Act, up to  
42 a total of \$60,000 per fiscal year.

44 Sec. D-13. Funding for Bureau of State Police. Notwithstanding  
Public Law 1987, chapter 793, Part B, section 4, for fiscal years  
46 1991-92 and 1992-93 only, funding for the Department of Public  
Safety, Bureau of State Police must be approximately equal to the  
following:

48

	1991-92	1992-93
--	---------	---------

2 Highway Fund 64% 78%  
4 General Fund 36% 22%

6 State Police funding will return to a 50% General Fund  
8 appropriation and a 50% Highway Fund allocation for fiscal year  
1993-94 and thereafter.

10 **Sec. D-14. Repeal.** Section 2 of this Part is repealed July  
1, 1993.

12 **Sec. D-15. Effective date.** Section 3 of this Part takes effect  
14 July 1, 1993.

### 16 PART E

18 **Retroactivity.** All appropriations and allocations authorized  
20 in this Act are retroactive to July 1, 1991 unless otherwise  
specified.

22 **Emergency clause.** In view of the emergency cited in the  
24 preamble, this Act takes effect when approved.

### 26 STATEMENT OF FACT

28 This bill makes unified appropriations and allocations for  
30 the expenditures of State Government, Highway Fund, and changes  
32 certain provisions of the law necessary to the proper operations  
of State Government for the fiscal years ending June 30, 1992 and  
June 30, 1993.