

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

SECOND REGULAR SESSION-1998

Legislative Document

No. 2199

H.P. 1566

House of Representatives, February 6, 1998

**An Act to Make Supplemental Allocations from the Highway Fund and
Other Funds for the Fiscal Years Ending June 30, 1998 and June 30, 1999.**

(EMERGENCY)

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative DRISCOLL of Calais. (GOVERNOR'S BILL)
Cosponsored by Senator O'GARA of Cumberland and
Representatives: CLUKEY of Houlton, LINDAHL of Northport, SAVAGE of Union,
WHEELER of Eliot, WINGLASS of Auburn, Senator: CASSIDY of Washington.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses will become due and payable prior to July 1, 1998; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Allocation. The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1998 and June 30, 1999 to carry out the purposes of this Part.

	1997-98	1998-99
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
Claims Board		
Positions - Legislative Count	(-0.500)	(-0.500)
Personal Services	(\$7,473)	(\$15,050)
All Other	5,000	10,050
TOTAL	(2,473)	(5,000)

Provides for the allocation of funds through the reduction in the hours of the current Clerk Typist III position from 40 hours to 20 hours and provides All Other funding for temporary clerical services to help during high-demand cases.

Salary Plan

2	Personal Services	(1,890,565)	(2,209,435)
4	Provides for the deallocation of funds no longer required to meet collective bargaining costs.		
8	Departments and Agencies - Statewide		
10	Personal Services	(359,991)	(359,991)
12	Provides for the deallocation of funds resulting from higher than anticipated savings in workers' compensation.		
18	DEPARTMENT OF		
20	ADMINISTRATIVE AND		
20	FINANCIAL SERVICES		
22	TOTAL	<u>(2,253,029)</u>	<u>(2,574,426)</u>
24	TRANSPORTATION,		
24	DEPARTMENT OF		
26	Bond Interest - Highway		
28	All Other		1,396,150
30	Provides for the allocation of funds for increased bond interest costs due to the anticipated May 1998 Highway Fund obligated bond sale of \$30,000,000.		
36	Bond Retirement - Highway		
38	All Other	(640,000)	
40	Provides for the deallocation of funds that are no longer required as originally allocated.		
46	Bond Retirement - Highway		
48	All Other		2,360,000
50	Provides for the allocation		

2	of funds for increased bond		
	retirement costs due to the		
4	anticipated May 1998 Highway		
	Fund obligated bond sale.		
6	Departmentwide		
8	Personal Services	150,000	150,000
10	Provides for the allocation		
	of funds in order to offset a		
12	deallocation of funds		
	authorized in Public Law		
14	1997, chapter 25, Part H.		
16	Highway Maintenance		
18	Personal Services	(28,800)	(57,600)
20	Provides for the deallocation		
	of funds for emergency		
22	relief, which is a		
	continuation of the capital		
24	improvement program resulting		
	from the southern Maine flood		
26	of October 1996. These funds		
	are available through federal		
28	funds.		
30	Highway Maintenance		
32	Personal Services	(60,000)	(235,000)
34	Provides for the deallocation		
	of Highway Fund Personal		
36	Services funds due to the		
	increased allocation of		
38	federal Personal Services		
	within the Collector Road		
40	Demonstration Award Program.		
42	State Infrastructure Bank		
44	Capital Expenditures	433,800	101,600
46	Provides for the allocation		
	of funds for the state match		
48	of federal funds for the		
	State Infrastructure Bank.		
50	These funds will be		

2	transferred to the dedicated account.		
4	Island Town Refunds - Highway		
6	All Other	(33,047)	
8	Provides for the deallocation of funds that are no longer 10 required as originally allocated.		
12	Local Road Assistance		
14	Capital Expenditures	(3,661)	
16	Provides for the deallocation 18 of funds that are no longer required as originally 20 allocated.		
22	DEPARTMENT OF TRANSPORTATION		
	TOTAL	<u>(181,708)</u>	<u>3,715,150</u>
24			
26	SECTION A-1		
	TOTAL ALLOCATIONS	<u>(2,434,737)</u>	<u>1,140,724</u>
28	Sec. A-2. Allocation. The following funds are allocated from the Federal Expenditures Fund for the fiscal years ending June 30, 1998 and June 30, 1999 to carry out the purposes of this Part.		
32		1997-98	1998-99
34	TRANSPORTATION,		
	DEPARTMENT OF		
36	Collector Road Program		
38	Personal Services	60,000	235,000
40	Capital Expenditures	(60,000)	(235,000)
42	TOTAL	<u>-0-</u>	<u>-0-</u>
44	Provides for the allocation of Personal Services funds 46 for the federal reimbursement of engineering services 48 within the Collector Road Demonstration Award Program		

2 and the deallocation of
Capital Expenditures funds.

4 Highway and Bridge Improvement

6	All Other	577,200	3,861,000
	Capital Expenditures	2,000,000	15,000,000
8	TOTAL	<u>2,577,200</u>	<u>18,861,000</u>

10 Provides for the allocation
12 of Federal Expenditures funds
14 (FHWA) for the supplemental
reconstruction program, a
16 total federal value of
\$38,800,000.

18 Highway and Bridge Improvement

20	All Other	1,758,733	2,952,463
	Capital Expenditures	18,330,310	32,767,088
22	TOTAL	<u>20,089,043</u>	<u>35,719,551</u>

24 Provides for the allocation
26 of additional Federal
Expenditures funds due to the
28 passage of the bridge bond
program.

30 Highway Maintenance

32	Personal Services	28,800	57,600
34	All Other	180,000	14,400
	Capital Expenditures	100,000	216,000
36	TOTAL	<u>308,800</u>	<u>288,000</u>

38 Provides for the allocation
40 of funds for emergency relief
42 grants, a continuation of the
capital improvement program
44 resulting from the southern
Maine flood of October 1996.

46 State Infrastructure Bank

48 All Other (4,900,000)

50 Provides for the deallocation

2 of funds that are no longer
needed as originally budgeted.

4 Local Bridges

6	All Other	31,812	452,452
	Capital Expenditures	116,972	2,761,717
8			
	TOTAL	<u>148,784</u>	<u>3,214,169</u>

10 Provides for the allocation
12 of additional Federal
14 Expenditures funds due to the
passage of the bridge bond
16 program.

18	DEPARTMENT OF TRANSPORTATION		
	TOTAL	<u>18,223,827</u>	<u>58,082,720</u>

20	SECTION A-2		
	TOTAL ALLOCATIONS	<u>18,223,827</u>	<u>58,082,720</u>

22 **Sec. A-3. Allocation.** The following funds are allocated from
24 Other Special Revenue funds for the fiscal years ending June 20,
1998 and June 30, 1999 to carry out the purposes of this Part.

26

	1997-98	1998-99
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28 **TRANSPORTATION,**
30 **DEPARTMENT OF**

32 Highway Maintenance

34	All Other	250,000	250,000
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36 Provides for the allocation
of All Other funds to
38 accommodate municipal and
state cost-sharing agreements.

40 Highway Maintenance

42	All Other	10,000	10,000
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44 Provides for the allocation
46 of All Other funds to
establish a repair and
48 maintenance budget for
state-owned equipment in
50 accordance with specific

2 leaseback agreements. Any
interest income earned on
4 money in this equipment
leaseback account must be
6 retained in the account and
used for the purpose of the
account.

8

State Infrastructure Bank

10

All Other	2,400,000	1,200,000
-----------	-----------	-----------

12

14 Provides for the allocation
of funds to create the
municipal and state loan
16 program for federal highway
projects.

18

State Infrastructure Bank

20

All Other	1,000	1,000
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22

24 Provides for the allocation
of funds to create the
municipal and state loan
26 program for Federal Transit
Authority projects.

28

State Infrastructure Bank

30

All Other	200,000	300,000
-----------	---------	---------

32

34 Provides for the allocation
of funds to create the
municipal and state loan
36 program for transportation
projects.

38

40 **DEPARTMENT OF
TRANSPORTATION
TOTAL**

<u>2,861,000</u>	<u>1,761,000</u>
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42

44 **SECTION A-3
TOTAL ALLOCATIONS**

<u>\$2,861,000</u>	<u>\$1,761,000</u>
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46

PART B

48

50 **Sec. B-1. Allocation.** The following funds are allocated from
the Highway Fund for the fiscal years ending June 30, 1998 and
June 30, 1999 to the departments listed to provide funding

for approved reclassifications and range changes to carry out the purposes of this Part.

	1997-98	1998-99
6 PUBLIC SAFETY, DEPARTMENT OF		
8 State Police		
10		
12	\$591	\$1,193
12	(591)	(1,193)
14	<hr/> -0-	<hr/> -0-
16		
18		
20		
22 DEPARTMENT OF PUBLIC SAFETY TOTAL	<hr/> -0-	<hr/> -0-
24 TRANSPORTATION, DEPARTMENT OF		
26 Bridge Maintenance		
28		
30	14,339	10,356
30	(14,339)	(10,356)
32	<hr/> -0-	<hr/> -0-
34		
36		
38		
40 Highway and Bridge Improvement		
40		
42	25,568	27,224
42	(25,568)	(27,224)
44	<hr/> -0-	<hr/> -0-
46		
48		
50		

Highway Maintenance

2			
3	Personal Services	1,926	2,973
4	All Other	(1,926)	(2,973)
5			
6	TOTAL	<u>-0-</u>	<u>-0-</u>

8 Provides for the allocation
9 of funds for approved
10 reclassifications and range
11 changes.

Traffic Service

13			
14	Personal Services	24,593	17,520
15	All Other	(24,593)	(17,520)
16			
17	TOTAL	<u>-0-</u>	<u>-0-</u>

18 Provides for the allocation
19 of funds for approved
20 reclassifications and range
21 changes.

DEPARTMENT OF TRANSPORTATION

24			
25	TOTAL	<u>-0-</u>	<u>-0-</u>

SECTION B-1
TOTAL ALLOCATIONS

26			
27			
28		<u>\$-0-</u>	<u>\$-0-</u>

PART C

32

34 **Sec. C-1. PL 1997, c. 25, Pt. R is repealed.**

36 **Sec. C-2. Lease-purchase authorized.** Notwithstanding the Maine
37 Revised Statutes, Title 5, section 1587 or any other provision of
38 law, the Maine Department of Transportation is authorized to
39 establish lease-purchase contracts in the procurement of vehicles
40 or equipment that are necessary for accomplishing the objectives
41 of the authorized programs.

42 **Sec. C-3. Retiree health; lapsed balances.** Notwithstanding any
43 other provision of law, \$98,558 of unencumbered balance forward
44 from fiscal year 1996-97 in the Highway Fund, Statewide-Retiree
45 Health account in the Department of Administrative and Financial
46 Services lapse to the Highway Fund in fiscal year 1997-98.
47
48

2	HIGHWAY FUND TOTAL	(2,434,737)	1,140,724	(1,294,013)
4	Federal Expenditures Fund			
6	PART A, Section A-2	18,223,827	58,082,720	76,306,547
8	FEDERAL EXPENDITURES FUND TOTAL	18,223,827	58,082,720	76,306,547
10	Other Special Revenue Funds			
12	PART A, Section A-3	2,861,000	1,761,000	4,622,000
14	OTHER SPECIAL REVENUE FUNDS			
16	TOTAL	2,861,000	1,761,000	4,622,000
18	HIGHWAY FUND UNDEDICATED REVENUE			
20		1997-98	1998-99	TOTAL
22	PART C, Section C-1			
24	DOT - Repeal Transfer from Collector Road Program	(200,000)	(300,000)	(500,000)
26	HIGHWAY FUND UNDEDICATED REVENUE			
28	TOTAL	(200,000)	(300,000)	(500,000)
30	ADJUSTMENT TO BALANCE			
32		1997-98	1998-99	TOTAL
34	PART C, Section C-3	98,558	0	98,558
36	ADJUSTMENTS TO BALANCE TOTAL	\$98,558	\$0	\$98,558

SUMMARY

This bill does the following.

Part A:

1. Makes supplemental allocations from the Highway Fund;
2. Makes supplemental allocations from the Federal Expenditures Fund; and

2 3. Makes supplemental allocations from Other Special
Revenue funds.

4 Part B:

6 1. Makes allocations from the Highway Fund for approved
reclassifications and range changes; and

8
10 2. Makes allocations from the Highway Fund as reductions to
support approved reclassifications and range changes.

12 Part C:

14 1. Repeals the law that requires the transfer of funds from
the Collector Road Program within the Department of
16 Transportation to the Highway Fund as undedicated revenue;

18 2. Authorizes the Department of Transportation to enter
into lease-purchase contracts for the procurement of vehicles or
20 equipment;

22 3. Lapses funds to the Highway Fund in fiscal year 1997-98;

24 4. Authorizes the transfer of funds between all Highway
Fund programs within the Department of Transportation; and

26 5. Requires that the interest on money in the Special
28 Revenue-Suspense Account be used for the purposes of that account.

30 Part D:

32 1. Requires that interest earned by the Collector Road
Improvement Fund be retained by the fund and made available for
34 distribution in subsequent program years.