

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 2135

S.P. 759

In Senate, April 5, 1999

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

(EMERGENCY)

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator O'GARA of Cumberland. (GOVERNOR'S BILL).
Cosponsored by Representative JABAR of Waterville and
Senator PARADIS of Aroostook, Representatives: BOUFFARD of Lewiston, COLLINS of
Wells, FISHER of Brewer, SANBORN of Alton, WHEELER of Bridgewater.

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, 1999; 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 year ending June 30, 1999 to carry out the purposes of this Part.

1998-99

TRANSPORTATION, DEPARTMENT OF

Administration and Planning

All Other	(\$215,000)
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Provides for the deallocation of funds that were provided for consultant services for planning efforts that are now being performed with the Highway and Bridge Improvement Program.

Bridge Maintenance

All Other	\$350,000
Capital Expenditures	(200,000)

TOTAL	\$150,000
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Provides for the allocation of funds necessary to continue the ongoing operations of bridge maintenance and provides for the deallocation of funds no longer required for Capital Expenditures.

Local Road Assistance

2 All Other \$50,000
4
6 Provides for the allocation of funds
necessary to properly pay municipalities for
their 4th-quarter road assistance payments.
8

Highway and Bridge Improvement

10 All Other \$215,000
12
14 Provides for the allocation of funds for
consultant services required for planning
efforts within the Highway and Bridge
Improvement Program.
16

18 Highway and Bridge Improvement

20 Personal Services (\$1,200,000)
Capital Expenditures (800,000)
22
24 TOTAL (\$2,000,000)
26
28 Provides for the deallocation of funds due
to salary savings in Personal Services and
in Capital Expenditures for projects that
have been delayed.

30 Highway Maintenance

32 Personal Services (\$3,000,000)
All Other (1,100,000)
34 Capital Expenditures 1,000,000
36 TOTAL (\$3,100,000)
38
40 Provides for the deallocation of funds due
to salary savings in Personal Services, from
maintenance activities no longer required in
All Other and provides allocation to fund
the spring paving program in Capital
Expenditures.
44

Traffic Services

46 Personal Services (\$200,000)
48 All Other (85,000)

2	Capital Expenditures	85,000
4	TOTAL	<u>(\$200,000)</u>
6	Provides for the deallocation of funds due to salary savings in Personal Services and the reduction of the Highway Fund portion of the operation of the federally funded pavement marking program in All Other and provides for the allocation of funds in Capital Expenditures to purchase an additional striper for the pavement marking program.	
16	DEPARTMENT OF TRANSPORTATION	
16	TOTAL	<u>(\$5,100,000)</u>
18	SECTION	
20	TOTAL ALLOCATIONS	<u>(\$5,100,000)</u>
22	Sec. A-2. Allocation. The following funds are allocated from Federal Expenditures Fund for the fiscal year ending June 30, 1999 to carry out the purposes of this Part.	
24		1998-99
26	TRANSPORTATION, DEPARTMENT OF	
28	Collector Road Program	
30	All Other	\$200,000
32	Capital Expenditures	500,000
34	TOTAL	<u>\$700,000</u>
36	Provides for the allocation of funds necessary to construct ongoing Collector Road Development Award projects.	
40	Traffic Services	
42	Personal Services	\$300,000
44	Provides for the allocation of funds necessary for the federally funded pavement marking program.	
48	Highway and Bridge Improvement	
50	Personal Services	(\$300,000)

2 Provides for the deallocation of funds in
Personal Services that are no longer needed.

4 **DEPARTMENT OF TRANSPORTATION**
6 **TOTAL**

\$700,000

8 **SECTION**
TOTAL ALLOCATIONS

\$700,000

10

PART B

12

14 **Sec. B-1. Transfer to the Department of Transportation.**
Notwithstanding the Maine Revised Statutes, Title 5, section 1585
16 or any other provision of law, the State Controller shall
transfer an amount up to 100% from the balance remaining in the
18 Highway Fund in excess of \$10,500,000, but not exceeding
\$2,000,000 at the end of fiscal year 1998-99 after the deduction
of all allocations, financial commitments, other designated funds
20 or any other transfer authorized by statute to the Highway Fund
account within the Department of Transportation's Highway and
22 Bridge Improvement Program. The Commissioner of Transportation
is authorized to allot these funds, by financial order, upon
24 approval of the Governor and the State Budget Officer, within the
Highway and Bridge Improvement Program's Highway Fund account.
26 Within 30 days of acceptance of the financial order, the
Commissioner of Transportation shall provide to the members of
28 the Joint Standing Committee on Transportation a report detailing
the financial status of the Highway and Bridge Improvement
30 Program.

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

34

FISCAL NOTE

36

1998-99

38

Highway Fund Allocations (\$5,100,000)

40

42 HIGHWAY FUND, TOTAL (\$5,100,000)

44

Federal Expenditures Fund

46

PART A, Section A-2 \$700,000

48

FEDERAL EXPENDITURES FUND

50

TOTAL \$700,000

2

SUMMARY

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Part A of this bill:

6

1. Makes supplemental allocations from the Highway Fund; and

8

2. Makes supplemental allocations from the Federal
10 Expenditures Fund.

12 Part B authorizes the State Controller to transfer funds
from the fiscal year 1998-99 year-end balance to the Highway and
14 Bridge Improvement program in the Department of Transportation.