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	1	L.D. 1285
2	DATE: une 13, 2001 (Filing No. S- 345)
4		
6	TRANSPORTATIO	ON
8	Reported by: The Minority	
10	Reproduced and distributed under the d of the Senate.	irection of the Secretary
12	STATE OF MAIN	ΙE
14	SENATE 120TH LEGISLATU	JRE
16	FIRST REGULAR SE	SSION
18	COMMITTEE AMENDMENT " ${\cal B}$ " to S.P.	
20	Act to Make Supplemental Highway Alloca	tions for the Expenditures
22	of State Government and to Change Cert Necessary to the Proper Operations of Fiscal Years Ending June 30, 2002 and Ju	State Government for the
24	loand the hill by striking out t	he title and substituting
26	Amend the bill by striking out t the following:	ne citle and subscituting
28	'An Act to Make Supplemental High Expenditures of State Government and to	—
30	of the Law Necessary to the Proper Oper for the Fiscal Years Ending June 30, 20	ations of State Government
32	30, 2003'	
34	Further amend the bill by striking enacting clause and before the emergend	
36	its place the following:	y clause and inserting in
38	'PART A	
40	Sec. A-1. Allocations. In order	
42	expenditures of State Government and fiscal years ending June 30, 2002	and June 30, 2003, the
44	following sums as designated in the allocated out of any money not otherwise	
46	ADMINISTRATIVE AND FINANCIAL SERVICES, I	DEPARTMENT OF
48	New Initiative: Provides funds for	—
50	prospective salary cost increases asso bargaining process.	ciated with the collective

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COMMITTEE AMENDMENT " to S.P. 388, L.D. 1285

2	Highway Fund Personal Services	2001–02	2002-03 \$2,346,927
4			
	Total		2,346,927
б			
8	ADMINISTRATIVE AND FINANCIAL SERVICES,	DEPARTMENT OF 2001-02	2002-03
0	Department totals Department Summary - All Funds	2001-02	2,346,927
10	Department Summary - Highway Fund		2,346,927
12	PUBLIC SAFETY, DEPARTMENT OF		
14	State Police		
	New Initiative: Minimum shift coverage	•	
16	Highway Fund	2001-02	2002-03
18	Personal Services	344,999	345,002
20	All Other	30,000	30,000
20	Total	374,999	375,002
22	New Initiative: Transfer one Secretar	- position fro	m the Duree
24	New Initiative: Transfer one Secretar of Liquor Enforcement.	y posición rio	IN CHE Buleau
26	Highway Fund	2001-02	2002-03
	Personal Services	25,128	25,835
28	All Other	268	276
30	Total	25,396	26,111
32	New Initiative: Transfer one Clerk Bureau of Liquor Enforcement.	Typist III pos	ition to the
34			
26	Highway Fund	2001-02	2002-03
36	Personal Services All Other	(22,733) (243)	(23,409) (250)
38			· · ·
40	Total	(22,976)	(23,659)
10	PUBLIC SAFETY, DEPARTMENT OF		
42	Department totals	2001-02	2002-03
	Department Summary - All Funds	377,419	377,454
44	Department Summary - Highway Fund	377,419	377,454
46	SECRETARY OF STATE, DEPARTMENT OF THE		
48	Administration - Motor Vehicles		
	New Initiative: Provides funds fo	r 10 limited-	period Moto:

New Initiative: Provides funds for 10 limited-period Motor 50 Vehicle Service Representative positions through June 7, 2003.

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COMMITTEE AMENDMENT 'D' to S.P. 388, L.D. 1285

2	Highway Fund	2001-02	2002-03
	Personal Services	261,011	359,410
4	All Other	32,109	9,191
6	Total	293,120	368,601
8	SECRETARY OF STATE, DEPARTMENT OF THE		
	Department totals	2001-02	2002–03
10	Department Summary - All Funds	293,120	368,601
	Department Summary - Highway Fund	293,120	368,601
12	TRANSPORTATION, DEPARTMENT OF		
14			
	Highway and Bridge Improvement		
16	New Initiative: Provides for the all	ocation of funds	to continue
	highway and bridge improvement pr	ojects based o	n available
18	additional revenues.		
20	Highway Fund	2001-02	2002-03
20	All Other	500,000	500,000
22	Capital Expenditures	2,400,000	2,400,000
66	Capital Expenditures	2,400,000	2,400,000
24	Total	2,900,000	2,900,000
26	Urban-Rural Initiative Program New Initiative: Provides for an a	llocation of fu	nds for the
28	Urban-Rural Initiative Program repr proposed additional revenues.		hare of the
30	Forter forter to the forter		
-	Highway Fund	2001-02	2002-03
32	All Other	450,000	450,000
34	Total	450,000	450,000
36	TRANSPORTATION, DEPARTMENT OF		
	Department totals	2001-02	2002-03
38	Department Summary - All Funds	3,350,000	3,350,000
	Department Summary - Highway Fund	3,350,000	3,350,000
40			
	STATEWIDE SUMMARY - ALL FUNDS	\$4,020,539	\$6,442,982
		\$4,020,539	\$6,442,982
42	STATEWIDE SUMMARY - HIGHWAY FUND		
	STATEMIDE SUMMARI - HIGHMAI FUND		
42 44	STATEWIDE SUMMARI - HIGHWAI FUND		

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R & S.	COMMITTEE AMENDMENT ' to S.P. 388, L.	L.D. 1285		
2	order to provide funding for approved r changes.	eclassificatior	ns and range	
4		2001-02	2002-03	
6	PUBLIC SAFETY, DEPARTMENT OF			
8	Administration - Public Safety			
10	Personal Services All Other	\$4,433 (4,433)	\$4,492 (4,492)	
12		0	0	
14	TOTAL	0	0	
16	State Police			
18	Personal Services All Other	20,072 (20,072)	14,459 (14,459)	
20	TOTAL	0	0	
22	Traffic Safety			
24	Personal Services All Other	2,629 (2,629)	2,629 (2,629)	
26	TOTAL	0	0	
28		Ū.	Ŭ	
30	DEPARTMENT OF PUBLIC SAFETY TOTAL	0	0	
32	SECRETARY OF STATE, DEPARTMENT OF THE			
34	Administration - Motor Vehicle			
36	Personal Services	7,030	7,116	
38	All Other	(7,030)	(7,116)	
40	TOTAL	0	0	
42	DEPARTMENT OF THE SECRETARY OF STATE TOTAL	0	0	
44	TRANSPORTATION, DEPARTMENT OF			
46	Administration and Planning			
48	Personal Services All Other	47,804 (4 804)	42,142 (42,142)	
50	TOTAL	0	0	

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₹ \$. COMMITTEE AMENDMENT 'β " to S.P. 388, L.D. 1285

2	Bridge Maintenance		
4	Personal Services All Other	98,218 (98,218)	55,687 (55,687)
6		0	0
8	TOTAL	0	U
10	Highway and Bridge Improvement		
12	Personal Services All Other	89,165 (89,165)	73,108 (73,108)
14	TOTAL	0	0
16	Highway Maintenance		
18	Personal Services All Other	269,330 (269,330)	103,048 (103,048)
20		0	0
22	TOTAL	0	0
24	Traffic Service		
26	Personal Services All Other	10,199 (10,199)	9,773 (9,773)
28	TOTAL	0	0
		0	0
30	DEPARTMENT OF TRANSPORTATION TOTAL	0	0
32	SECTION		
34	TOTAL ALLOCATIONS	0	0
36	Sec. B-2. Allocations; Federal Expen funds are allocated from the Federal		
38	fiscal years ending June 30, 2002 a departments listed in order to prov	nd June 30,	2003 to the
40	reclassifications and range changes.		
42		2001-02	2002-03
44	TRANSPORTATION, DEPARTMENT OF		
46	Highway and Bridge Improvement		
48	Personal Services All Other	195,161 (195,161)	141,318 (141,318)

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COMMITTEE AMENDMENT 'D' ' to S.P. 388, L.D. 1285

2	TOTAL	0	0
4	Traffic Services		
б	Personal Services	7,735	6,170
8	All Other	(7,735)	(6,170)
10	TOTAL	0	0
12	DEPARTMENT OF TRANSPORTATION TOTAL	0	0
14	SECTION		
16	TOTAL ALLOCATIONS	0	0
18	Sec. B-3. Allocations; Island Ferry	Service Fund. T	he following

18 Sec. D-3. Anocations; Island Ferry Service Fund. The following funds are allocated from the Island Ferry Service Fund for the 20 fiscal years ending June 30, 2002 and June 30, 2003 to the departments listed in order to provide funding for approved 22 reclassifications and range changes.

24		2001-02	2002-03
26	TRANSPORTATION, DEPARTMENT OF		
28	Island Ferry Service		
30	Personal Services	9,552	4,640
32	DEPARTMENT OF TRANSPORTATION TOTAL	9,552	4,640
34	SECTION		
36	TOTAL ALLOCATIONS	\$9,552	\$4,640
38			

40
Sec. C-1. 29-A MRSA §603, sub-§1, as amended by PL 1999, c.
42 470, §7, is further amended to read:

PART C

44 1. Fee of \$21. A fee of \$15 \$21 must be paid to the Secretary of State for the following:
 46

A. A report of a search of the records of the Bureau of
 Motor Vehicles for each name or identification number;

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	COMMITTEE AMENDMENT "	88, L.D. 1285	
2	B. Filing an application fo including security interest;	r a first certificat	e of title,
4	C. Filing notice of a sec certificate of title has been	-	r the first
6 8	D. A certificate of title af	ter a transfer;	
10	E. A certificate of salvage;		
12	F. A corrected certificate o	f title or salvage;	
14	G. A duplicate certificate;	or	
16	H. Assignment of a new vehic	le identification nu	mber.
18	For a person who possesses a trai pursuant to section 512, subsectio		
20	PAR	ГД	
22	Sec. D-1. Supplemental allocati	ons There are all	ocated from
24	Sec. D-1. Supplemental allocations. There are allocated from various funds for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the following sums.		
26	TRANSPORTATION, DEPARTMENT OF		
28			
30	Services to fund department-init	ds from All Other tiated position rec	
32	and reclassifications.		
34	Highway Fund	2001–02	2002 –03
36			
38	Personal Services All Other	\$253,624 (253,624)	\$256,725 (256,725)
40	Total	0	0
42	Federal Expenditures Fund		
44	Personal Services All Other	760,873 (760,873)	770,174 (770,174)
46			
48	Total	0	0

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	COMMITTEE AMENDMENT "" to S.P. 38	8, L.D. 1285	
2	Urban-Rural Initiative Program New Initiative: Provides for the one of the other of the other of the other of the other othe		
4	Town Refund program.		
6		2001-02	2002-03
8	Highway Fund		
10	All Other	(15,000)	(15,000)
12	Highway Maintenance New Initiative: Reallocates fund	s from All Other t	o Personal
14	Services to fund department-init		
16		2001-02	2002-03
18			
20	Highway Fund		
	Personal Services	39,876	41,365
22	All Other	(39,876)	(41,365)
24	Total	0	0
26	Traffic Service		
28	New Initiative: Reallocates fund Services to fund department-init. and reclassifications.	ls from All Other t iated position reor	
30			
32		2001–02	2002-03
J2	Highway Fund		
34	Personal Services	22,191	22,466
36	All Other	(22,191)	(22,466)
38	Total	0	0
50	Federal Expenditures Fund		
40			
42	Personal Services All Other	66,572 (66,572)	67,397 (67,397)
44	Total	0	0
46	Bridge Maintenance		
48	New Initiative: Reallocates fund Services to fund department-init	ds from All Other d iated position reor	

and reclassifications.

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COMMITTEE AMENDMENT " to S.P. 388, L.D. 1285 2001-02 2002-03 2 **Highway** Fund 4 Personal Services 18,326 18,554 6 All Other (18, 326)(18, 554)0 8 Total 0 10 Motor Transport Service New Initiative: Reallocates funds from All Other to Personal 12 Services to fund department-initiated position reorganizations and reclassifications. 142001-02 2002-03 16 Highway Garage Fund 18 Personal Services 1,839 1,860 20 All Other (1,839) (1, 860)0 0 22 Total 24 Island Town Refunds - Highway New Initiative: Provides for the allocation of All Other funds 26 to properly pay the island towns, in accordance with the Maine Revised Statutes, Title 29-A, section 203. 28 2001-02 2002-03 30 **Highway** Fund 32 All Other 15,000 15,000 34 Administration and Planning 36 New Initiative: Reallocates funds from All Other to Personal Services to fund department-initiated position reorganizations and reclassifications. 38 40 2001-02 2002-03 42 **Highway Fund** 44 Personal Services 6,908 6,993

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PART E

E-1. Authorization of financing for Department of Sec. 6 Transportation headquarters building renovation. Pursuant to the Maine Revised Statutes, Title 5, section 1587, the Commissioner 8 of Administrative and Financial Services may enter into a financing arrangement for the renovation and furnishing of the Department of Transportation headquarters building located in 10 Augusta under which the principal for the financing agreements 12 may not exceed \$5,000,000. The rate of interest is estimated to be 6.0% over a 10-year period and to result in a total interest 14 cost of approximately \$1,651,233. The commissioner may encumber, mortgage or otherwise grant security interests in the building 16 and real property appurtenant to the building. The annual costs of this agreement must be paid from the Highway Fund allocations 18 to the Department of Administrative and Financial Services. An annual Highway Fund allocation is required for this purpose to meet principal and interest costs beginning in fiscal year 20 2002-03. The agreement must provide a nonallocation clause in 22 the event funds are not allocated or that funds are not available for this purpose. 24

PART F

Sec. F-1. Supplemental allocations. There are allocated from the 28 Highway Fund for the fiscal years ending June 30, 2002 and June 30, 2003, to the departments listed, the following sums. 30

2001-02 2002-03 32 34 PUBLIC SAFETY, DEPARTMENT OF State Police 36 \$780,000 \$891,000 38 All Other Allocates funds for the 40 purchase of mobile data terminals for use in patrol 42 cars. 44 DEPARTMENT OF PUBLIC SAFETY 780,000 891,000 46 TOTAL TRANSPORTATION, DEPARTMENT OF 48 50 Highway and Bridge Improvement

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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT B " to S.P. 388, L.D. 1285

3 63

2

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26

COMMITTEE AMENDMENT "()" to S.P. 388, L.D. 1285 2 Capital Expenditures 788,434 815,881 4 Allocates funds to restore cuts made in Private and б Special Law 2001, chapter 23. 8 Highway and Bridge Improvement All Other 650,000 650,000 10 Capital Expenditures 650,000 650,000 12 Total 1,300,000 1,300,000 14 Allocates additional funds 16 for highway and bridge improvement projects. 18 Urban-Rural Initiative Program 20 All Other 545,563 (535, 891)22 Adjusts the net allocation 24 for the Urban-Rural Initiative Program as 26 required by the provisions of the Maine Revised Statutes, 28 Title 23, section 1803-B, subsection 1, paragraph D. 30 DEPARTMENT OF TRANSPORTATION 2,633,997 1,579,990 32 TOTAL 34 SECTION TOTAL ALLOCATIONS \$3,413,997 \$2,470,990 36 PART G 38 Sec. G-1. Lapsed balance. Notwithstanding any other provision 40 of law, the State Controller shall lapse \$2,601,813 from the 42 Highway Fund salary plan program to Highway Fund unallocated surplus at the close of the fiscal year ending June 30, 2001. 44 PART H 46

48 Sec. H-1. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Part.

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R & S.

COMMITTEE AMENDMENT " β " to S.P. 388, L.D. 1285

2	2001–02
4	TRANSPORTATION, DEPARTMENT OF
6	Highway Maintenance
8	All Other \$1,100,000
10	Allocates funds for the cost of reimbursing municipalities for Priority 1 and Priority 2
12	sand and salt building projects. Funds allocated for this purpose may not lapse but
14	must be carried into the next fiscal year.
16	DEPARTMENT OF TRANSPORTATION
18	TOTAL \$1,100,000
10	PART I
20	Soc I 1 22 MDSA \$1065 out \$1 61 on second at the DI 1001
22	Sec. I-1. 23 MRSA §1965, sub-§1, ¶I, as enacted by PL 1981, c. 595, §3, is amended to read:
24	I. Make contracts with the United States or any instrumentality or agency of the United States, <u>another</u>
26	state or any instrumentality, municipality or agency of another state, including multi-state entities composed of
28	other state agencies, this State or any of its agencies or instrumentalities, municipalities, public corporations, or
30	bodies existing therein, private corporations, partnerships, associations and individuals;
32	
34	PART J
36	Sec. J-1. 29-A MRSA 31304, sub- 4, \C , as enacted by PL 1993, c. 683, Pt. A, 2 and affected by Pt. B, 5, is amended to read:
38	
40	C. The instruction permit entitles the permittee, as long as the permit is in the permittee's immediate possession, to drive a school bus on a public way. The permit is valid for
42	one year.
44	(1) The permittee must be accompanied by a licensed school bus operator who has at least one year of
46	driving experience and is at least 22 years of age.
48	(2) The accompanying operator must occupy a seat in the immediate vicinity of the permittee and, except

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COMMITTEE AMENDMENT 'D' to S.P. 388, L.D. 1285 other persons who have been issued a school bus 2 instruction permit, no other passengers may be allowed on the bus. 4 6 PART K 8 Sec. K-1. Task force to study municipal excise tax and other motor vehicle registration fees. The Secretary of State shall appoint a 10 task force that includes representation from the Maine Municipal Association to study the motor vehicle excise tax as well as 12 other taxes and fees associated with the registration of a motor vehicle. The task force shall: 14 Evaluate the cumulative cost of all taxes and fees 1. 16 associated with motor vehicle registration as compared to taxes and fees assessed by other states; 18 Evaluate municipal reliance on the excise tax as a 2. 20 source of local revenue; and 22 3. Make a report of its recommendations and findings by January 15, 2002 to the Joint Standing Committee on 24 Transportation, which has the authority to report out legislation. 26 The Secretary of State shall reimburse members who are not otherwise compensated by their employers for travel expenses 28 related to task force meetings. The Secretary of State shall provide necessary staff to the task force. 30 32 PART L 34 Sec. L-1. 29-A MRSA §2084, sub-§1, as amended by PL 2001, c. 148, $\S5$, is further amended to read: 36 Night equipment. 1. A bicycle, motorized bicycle or tricycle, when in use in the nighttime, must have: 38 40 A. Lighted a front light that emits a white light visible from a distance of at least 200 feet to the front; 42 A red or amber light or reflector to the rear that is в. 44 visible at least 200 feet to the rear; and 46 C. Reflector material on the pedals, unless the bicyclist is wearing reflective material on the feet or ankles. 48 A-bicyclist-must-have-reflector-material-on-the-foot-or-ankle. A

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COMMITTEE AMENDMENT "B" to S.P. 388, L.D. 1285

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bicyclist may also use optional supplementary reflectors, lights or reflective or lighted safety equipment.

PART M

Department of Public Sec. M-1. Transfer to Safety. 8 Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, at the close of fiscal year 10 2000-01, after the transfer authorized by Public Law 2001, chapter 83, Part B, section 2 has been made, the State Controller 12 shall transfer an amount not to exceed \$590,999 from the unallocated balance, if any, in the Highway Fund that is in 14 excess of \$17,715,924 after the deduction of all allocations, financial commitments, other designated funds or any other transfer authorized by statute, to the State Police program, 16 Highway Fund account, in the Department of Public Safety, for the providing additional funds for minimum 18 purpose of shift coverage. The Commissioner of Public Safety is authorized to 20 allot these funds, by financial order, upon the recommendation of the State Budget Officer and the approval of the Governor. 22

Sec. **M-2**. Transfer of to Department Transportation. 24 Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, at the close of fiscal year 2000-01, after the provisions of Public Law 2001, chapter 83, 26 Part B, section 2 and as the next priority after the transfer 28 authorized by section 1 of this Part has been made, the State Controller shall transfer an amount not to exceed \$1,100,000 from the unallocated balance of the Highway Fund, if any, that is in 30 excess of \$17,715,924 after the deduction of all allocations, 32 financial commitments, other designated funds or any other transfer authorized by statute, to the Highway Maintenance Highway Fund Department of 34 program, account in the Transportation, for the purpose of funding Priority 1 sand and salt building projects for the Department of Transportation. 36 The Commissioner of Transportation is authorized to allot these 38 funds, by financial order, upon the recommendations of the State Budget Officer and the approval of the Governor.'

Further amend the bill by inserting at the end before the 42 summary the following:

10	2000-01	2001-02	2002-03
48	ALLOCATIONS	5	
46	'FISCAL NOTE	5	
44	FICAL NOTE		

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COMMITTEE AMENDMENT \mathcal{B} " to S.P. 388, L.D. 1285

Highway Fund 2

48

4	PART A, Section A-1	0	4,020,539	6,442,982
	PART B, Section B-1	0	0	0
6	PART D, Section D-1	0	0	0
	PART F, Section F-1	0	3,413,997	2,470,990
8	PART H, Section H-1	0	1,100,000	0
10	HIGHWAY FUND, TOTAL	0	8,534,536	8,913,972
12	Federal Expenditures Fund	d		
14	PART B, Section B-2	0	0	0
3.6	PART D, Section D-1	0	0	0
16	FEDERAL EXPENDITURES			
18	FUND, TOTAL	0	0	0
20	Island Ferry Service Fund			
22	PART B, Section B-3	0	9,552	4,640
24	ISLAND FERRY SERVICES			
26	FUND, TOTAL	0	9,552	4,640
28	HIC	GHWAY FUND R	REVENUE	
30		2000-01	2001-02	2002-03
32	PART C	0	2,303,124	2,512,500
34	HIGHWAY FUND			
36	REVENUE, TOTAL	0	2,303,124	2,512,500
38	ADJUSTMEN	TS TO HIGHWA	Y FUND BALAN	CE
40		2000-01	2001-02	2002-03
42	PART G	2,601,813	0	0
	ADJUSTMENTS			
44	TO HIGHWAY FUND			
46	BALANCE,			
	TOTAL	2,601,813	0	0'

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COMMITTEE AMENDMENT "B" to S.P. 388, L.D. 1285

SUMMARY

2	
	This amendment does the following.
4	
6	Part A makes supplemental allocations from the Highway Fund.
8	Part B does the following:
10	 It makes supplemental allocations from the Highway Fund for approved reclassifications and range changes;
12 14	2. It makes supplemental allocations from the Federal Expenditures Fund for approved reclassifications and range
14	changes; and
16	3. It makes supplemental allocations from the Island Ferry Services Fund for approved reclassifications and range changes.
18	Part C amends the law to increase motor vehicle and trailer
20	title fees by \$6.
22	Part D makes supplemental allocations from the Highway Fund, Highway Garage Fund and Federal Expenditures Fund to accomplish a
24	reorganization of certain programs within the Department of Transportation.
26	
28	Part E authorizes financing for the renovation of the Department of Transportation headquarters building.
30	Part F makes supplemental allocations from the Highway Fund to provide mobile data terminals for State Police patrol cars, to
32	restore and add funding for highway and bridge improvement projects and to adjust funding for the Urban-Rural Initiative
34	Program.
36	Part G lapses funds from the Highway Fund Salary Plan to the Highway Fund.
38	
40	Part H makes a supplemental allocation from the Highway Fund to reimburse certain municipalities for sand and salt building
42	projects.
16	Part I authorizes the Maine Turnpike Authority to enter into
44	contracts with other states and entities authorized by other states.
46	
48	Part J allows another person who has been issued a school bus instruction permit to be a passenger on a bus when it is
50	being operated by a school bus permittee.

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COMMITTEE AMENDMENT "D" to S.P. 388, L.D. 1285

Part K requires the Secretary of State to convene a task 2 force to study the municipal excise tax and other motor vehicle registration fees. 4

Part L alters the requirements for reflective materials used 6 by bicycles, motorized bicycles or tricycles during nighttime use.

8

Part M authorizes the transfer of funds, subject to available unallocated balances of the Highway Fund, for minimum 10 shift coverage for State Police and for the construction of Priority 1 sand and salt building projects for the Department of 12 Transportation.

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