

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 327

H.P. 262

House of Representatives, January 22, 2007

An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2007

(EMERGENCY)

Reference to the Committee on Transportation suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MARLEY of Portland. (GOVERNOR'S BILL)
Cosponsored by Senator DAMON of Hancock.

1 **Emergency preamble.** Whereas, acts and resolves of the Legislature do not
 2 become effective until 90 days after adjournment unless enacted as emergencies; and

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

5 **Whereas,** certain obligations and expenses incident to the operation of state
 6 departments and institutions will become due and payable immediately; and

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

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

12 **PART A**

13 **Sec. A-1. Supplemental allocations.** There are allocated from the various funds
 14 for the fiscal year ending June 30, 2007, to the departments listed, the following sums.

15 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

16 **Buildings and Grounds Operations 0080**

17 Initiative: Provides funding for anticipated increased costs relating to new utility rate
 18 contracts beginning in 2007 when kilowatt charges are expected to be double the current
 19 rate. It also provides funding for the increased cost in heating fuel based on previously
 20 negotiated contract rates.

21 HIGHWAY FUND	2006-07	2007-08	2008-09
22 All Other	\$200,000	\$0	\$0
23			
24 HIGHWAY FUND TOTAL	\$200,000	\$0	\$0

25 **ADMINISTRATIVE AND**
 26 **FINANCIAL SERVICES,**
 27 **DEPARTMENT OF**
 28 **DEPARTMENT TOTALS**

	2006-07	2007-08	2008-09
30 HIGHWAY FUND	\$200,000	\$0	\$0
31			
32 DEPARTMENT TOTAL - ALL	\$200,000	\$0	\$0
33 FUNDS			

1 **PUBLIC SAFETY, DEPARTMENT OF**

2 **State Police 0291**

3 Initiative: Provides funding for increased vehicle fuel expenditures.

4	HIGHWAY FUND	2006-07	2007-08	2008-09
5	All Other	\$114,660	\$0	\$0
6				
7	HIGHWAY FUND TOTAL	<u>\$114,660</u>	<u>\$0</u>	<u>\$0</u>

8 **State Police 0291**

9 Initiative: Provides funding for repairs and maintenance of State Police vehicles.

10	HIGHWAY FUND	2006-07	2007-08	2008-09
11	All Other	\$89,817	\$0	\$0
12				
13	HIGHWAY FUND TOTAL	<u>\$89,817</u>	<u>\$0</u>	<u>\$0</u>

14 **State Police 0291**

15 Initiative: Provides funding for hiring law enforcement officers. Pursuant to the Maine
16 Revised Statutes, Title 25, section 2808, the Maine State Police are required to reimburse
17 local law enforcement agencies if officers sent by those agencies to the Maine Criminal
18 Justice Academy are hired as State Troopers.

19	HIGHWAY FUND	2006-07	2007-08	2008-09
20	All Other	\$159,250	\$0	\$0
21				
22	HIGHWAY FUND TOTAL	<u>\$159,250</u>	<u>\$0</u>	<u>\$0</u>

23 **Traffic Safety - Commercial Vehicle Enforcement 0715**

24 Initiative: Reduces funding needed to purchase 27 vehicles for the Commercial Vehicle
25 Enforcement Unit since 20% will be paid by the Department of Public Safety and 80%
26 will be paid by the Department of Transportation.

27	HIGHWAY FUND	2006-07	2007-08	2008-09
28	Capital Expenditures	(\$304,800)	\$0	\$0
29				
30	HIGHWAY FUND TOTAL	<u>(\$304,800)</u>	<u>\$0</u>	<u>\$0</u>

1	PUBLIC SAFETY,			
2	DEPARTMENT OF			
3	DEPARTMENT TOTALS	2006-07	2007-08	2008-09
4				
5	HIGHWAY FUND	\$58,927	\$0	\$0
6				
7	DEPARTMENT TOTAL - ALL	\$58,927	\$0	\$0
8	FUNDS			

9 **SECRETARY OF STATE, DEPARTMENT OF THE**

10 **Administration - Motor Vehicles 0077**

11 Initiative: Provides funding for the increase for Office of Information Technology Bull
12 mainframe costs.

13	HIGHWAY FUND	2006-07	2007-08	2008-09
14	All Other	\$188,981	\$0	\$0
15				
16	HIGHWAY FUND TOTAL	\$188,981	\$0	\$0

17 **Administration - Motor Vehicles 0077**

18 Initiative: Provides funding for an approved reorganization that upgrades 3 Clerk IV
19 positions to 3 Motor Vehicle Branch Manager I positions.

20	HIGHWAY FUND	2006-07	2007-08	2008-09
21	Personal Services	\$3,826	\$0	\$0
22	All Other	(\$3,826)	\$0	\$0
23				
24	HIGHWAY FUND TOTAL	\$0	\$0	\$0

25 **SECRETARY OF STATE,**
26 **DEPARTMENT OF THE**
27 **DEPARTMENT TOTALS**

28		2006-07	2007-08	2008-09
29	HIGHWAY FUND	\$188,981	\$0	\$0
30				
31	DEPARTMENT TOTAL - ALL	\$188,981	\$0	\$0
32	FUNDS			

1 **TRANSPORTATION, DEPARTMENT OF**

2 **Callahan Mine Site Restoration Z007**

3 Initiative: Provides funding for continued mitigation expenses of the Callahan Mine site.

4	OTHER SPECIAL REVENUE	2006-07	2007-08	2008-09
5	FUNDS			
6	All Other	\$1,000,000	\$0	\$0
7				
8	OTHER SPECIAL REVENUE	\$1,000,000	\$0	\$0
9	FUNDS TOTAL			

10 **Fleet Services 0347**

11 Initiative: Provides funding for the increased cost of fuel.

12	FLEET SERVICES FUND	2006-07	2007-08	2008-09
13	All Other	\$2,600,766	\$0	\$0
14				
15	FLEET SERVICES FUND TOTAL	\$2,600,766	\$0	\$0

16 **Highway and Bridge Improvement 0406**

17 Initiative: Reduces funding for capital improvement projects based upon available
18 resources.

19	HIGHWAY FUND	2006-07	2007-08	2008-09
20	Capital Expenditures	(\$14,200,000)	\$0	\$0
21				
22	HIGHWAY FUND TOTAL	(\$14,200,000)	\$0	\$0

23 **Island Ferry Service 0326**

24 Initiative: Provides funding for the increased cost of fuel for the Maine State Ferry
25 Service.

26	ISLAND FERRY SERVICES	2006-07	2007-08	2008-09
27	FUND			
28	All Other	\$400,000	\$0	\$0
29				
30	ISLAND FERRY SERVICES FUND	\$400,000	\$0	\$0
31	TOTAL			

1 **Maintenance and Operations 0330**

2 Initiative: Provides funding for the increased cost of heating oil, diesel, salt and plow
3 steel.

4	HIGHWAY FUND	2006-07	2007-08	2008-09
5	All Other	\$4,000,000	\$0	\$0
6				
7	HIGHWAY FUND TOTAL	\$4,000,000	\$0	\$0

8 **Marine Highway Transportation Z016**

9 Initiative: Provides funding for the increased cost of fuel for the Maine State Ferry
10 Service.

11	HIGHWAY FUND	2006-07	2007-08	2008-09
12	All Other	\$400,000	\$0	\$0
13				
14	HIGHWAY FUND TOTAL	\$400,000	\$0	\$0

15 **Railroad Assistance Program 0350**

16 Initiative: Provides funding to correct negative allocation resulting from Public Law
17 2005, chapter 248.

18	OTHER SPECIAL REVENUE	2006-07	2007-08	2008-09
19	FUNDS			
20	All Other	\$20,000	\$0	\$0
21				
22	OTHER SPECIAL REVENUE	\$20,000	\$0	\$0
23	FUNDS TOTAL			

24	TRANSPORTATION,			
25	DEPARTMENT OF			
26	DEPARTMENT TOTALS	2006-07	2007-08	2008-09
27				
28	HIGHWAY FUND	(\$9,800,000)	\$0	\$0

1	OTHER SPECIAL REVENUE	\$1,020,000	\$0	\$0
2	FUNDS			
3	FLEET SERVICES FUND	\$2,600,766	\$0	\$0
4	ISLAND FERRY SERVICES	\$400,000	\$0	\$0
5	FUND			
6	DEPARTMENT TOTAL - ALL	(\$5,779,234)	\$0	\$0
7	FUNDS			
8				
9	SECTION TOTALS	2006-07	2007-08	2008-09
10				
11	HIGHWAY FUND	(\$9,352,092)	\$0	\$0
12	OTHER SPECIAL REVENUE	\$1,020,000	\$0	\$0
13	FUNDS			
14	FLEET SERVICES FUND	\$2,600,766	\$0	\$0
15	ISLAND FERRY SERVICES	\$400,000	\$0	\$0
16	FUND			
17				
18	SECTION TOTAL - ALL FUNDS	(\$5,331,326)	\$0	\$0

19 **PART B**

20 **Sec. B-1. Supplemental allocations.** There are allocated from the various funds
21 for the fiscal year ending June 30, 2007, to the departments listed, the sums identified in
22 the following, in order to provide funding for approved reclassifications and range
23 changes.

24 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

25 **Buildings and Grounds Operations 0080**

26 Initiative: Reclassifications

27	HIGHWAY FUND	2006-07	2007-08	2008-09
28	Personal Services	\$12,708	\$0	\$0
29	All Other	(\$12,708)	\$0	\$0
30				
31	HIGHWAY FUND TOTAL	\$0	\$0	\$0

1	ADMINISTRATIVE AND			
2	FINANCIAL SERVICES,			
3	DEPARTMENT OF			
4	DEPARTMENT TOTALS	2006-07	2007-08	2008-09
5				
6	HIGHWAY FUND	\$0	\$0	\$0
7				
8	DEPARTMENT TOTAL - ALL	\$0	\$0	\$0
9	FUNDS			

10 **SECRETARY OF STATE, DEPARTMENT OF THE**
11 **Administration - Motor Vehicles 0077**
12 Initiative: Reclassifications

13	HIGHWAY FUND	2006-07	2007-08	2008-09
14	Personal Services	\$36,302	\$0	\$0
15	All Other	(\$36,302)	\$0	\$0
16				
17	HIGHWAY FUND TOTAL	\$0	\$0	\$0

18	SECRETARY OF STATE,			
19	DEPARTMENT OF THE			
20	DEPARTMENT TOTALS	2006-07	2007-08	2008-09
21				
22	HIGHWAY FUND	\$0	\$0	\$0
23				
24	DEPARTMENT TOTAL - ALL	\$0	\$0	\$0
25	FUNDS			

26 **TRANSPORTATION, DEPARTMENT OF**
27 **Administration 0339**
28 Initiative: Reclassifications

29	HIGHWAY FUND	2006-07	2007-08	2008-09
30	Personal Services	\$64,091	\$0	\$0
31	All Other	(\$64,091)	\$0	\$0
32				
33	HIGHWAY FUND TOTAL	\$0	\$0	\$0

1 **Fleet Services 0347**
2 Initiative: Reclassifications

3	FLEET SERVICES FUND	2006-07	2007-08	2008-09
4	Personal Services	\$3,968	\$0	\$0
5	All Other	(\$3,968)	\$0	\$0
6				
7	FLEET SERVICES FUND TOTAL	\$0	\$0	\$0

8 **Highway and Bridge Improvement 0406**
9 Initiative: Reclassifications

10	HIGHWAY FUND	2006-07	2007-08	2008-09
11	Personal Services	\$51,225	\$0	\$0
12	All Other	(\$51,225)	\$0	\$0
13				
14	HIGHWAY FUND TOTAL	\$0	\$0	\$0

15	FEDERAL EXPENDITURES	2006-07	2007-08	2008-09
16	FUND			
17	Personal Services	\$29,514	\$0	\$0
18	All Other	(\$29,514)	\$0	\$0
19				
20	FEDERAL EXPENDITURES FUND	\$0	\$0	\$0
21	TOTAL			

22 **Maintenance and Operations 0330**
23 Initiative: Reclassifications

24	HIGHWAY FUND	2006-07	2007-08	2008-09
25	Personal Services	\$97,803	\$0	\$0
26	All Other	(\$97,803)	\$0	\$0
27				
28	HIGHWAY FUND TOTAL	\$0	\$0	\$0

1	FEDERAL EXPENDITURES	2006-07	2007-08	2008-09
2	FUND			
3	Personal Services	\$4,806	\$0	\$0
4	All Other	(\$4,806)	\$0	\$0
5				
6	FEDERAL EXPENDITURES FUND	\$0	\$0	\$0
7	TOTAL			

8 **Public Transportation 0443**
9 Initiative: Reclassifications

10	FEDERAL EXPENDITURES	2006-07	2007-08	2008-09
11	FUND			
12	Personal Services	\$4,462	\$0	\$0
13	All Other	(\$4,462)	\$0	\$0
14				
15	FEDERAL EXPENDITURES FUND	\$0	\$0	\$0
16	TOTAL			

17 **Suspense Receivable - Transportation 0344**
18 Initiative: Reclassifications

19	OTHER SPECIAL REVENUE	2006-07	2007-08	2008-09
20	FUNDS			
21	Personal Services	\$646	\$0	\$0
22	All Other	(\$646)	\$0	\$0
23				
24	OTHER SPECIAL REVENUE	\$0	\$0	\$0
25	FUNDS TOTAL			

26	TRANSPORTATION,			
27	DEPARTMENT OF			
28	DEPARTMENT TOTALS	2006-07	2007-08	2008-09
29				
30	HIGHWAY FUND	\$0	\$0	\$0

1	FEDERAL EXPENDITURES	\$0	\$0	\$0
2	FUND			
3	OTHER SPECIAL REVENUE	\$0	\$0	\$0
4	FUNDS			
5	FLEET SERVICES FUND	\$0	\$0	\$0
6	DEPARTMENT TOTAL - ALL	\$0	\$0	\$0
7	FUNDS			
8				
9	SECTION TOTALS	2006-07	2007-08	2008-09
10				
11	HIGHWAY FUND	\$0	\$0	\$0
12	FEDERAL EXPENDITURES	\$0	\$0	\$0
13	FUND			
14	OTHER SPECIAL REVENUE	\$0	\$0	\$0
15	FUNDS			
16	FLEET SERVICES FUND	\$0	\$0	\$0
17				
18	SECTION TOTAL - ALL FUNDS	\$0	\$0	\$0

19 **PART C**

20 **Sec. C-1. Transfer from Personal Services to All Other and Capital**
 21 **Expenditures; Administration - Motor Vehicles.** Notwithstanding the Maine
 22 Revised Statutes, Title 5, section 1585 or any other provision of law, Personal Services
 23 balances in fiscal year 2006-07 in the Administration - Motor Vehicle program Highway
 24 Fund carrying account within the Department of the Secretary of State may be transferred
 25 to All Other and Capital Expenditures by financial order upon the recommendation of the
 26 State Budget Officer and approval of the Governor.

27 **Emergency clause.** In view of the emergency cited in the preamble, this
 28 legislation takes effect when approved.

29 **SUMMARY**

30 This bill does the following.

31 **PART A**

32 Part A makes supplemental allocations of funds for fiscal year 2006-07.

1

PART B

2

3

Part B makes supplemental allocations of funds for approved reclassifications and range changes.

4

PART C

5

6

7

8

Part C authorizes the transfer of Personal Services balances in fiscal year 2006-07 in the Administration - Motor Vehicle program Highway Fund carrying account within the Department of the Secretary of State to All Other and Capital Expenditures by financial order upon recommendation of the State Budget Officer and approval of the Governor.

FISCAL NOTE REQUIRED
(See attached)

**123rd MAINE LEGISLATURE****LD 327****LR 2454(01)****An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2007****Fiscal Note for Original Bill****Sponsor: Rep. Marley****Committee: Transportation****Fiscal Note Required: Yes****Fiscal Note**

	2006-07	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)					
Highway Fund	(\$9,352,092)	\$0	\$0	\$0	\$0
Appropriations/Allocations					
Highway Fund	(\$9,352,092)	\$0	\$0	\$0	\$0
Federal Expenditures Fund	\$0	\$0	\$0	\$0	\$0
Other Special Revenue Funds	\$1,020,000	\$0	\$0	\$0	\$0
Fleet Services Fund	\$2,600,766	\$0	\$0	\$0	\$0
Island Ferry Services Fund	\$400,000	\$0	\$0	\$0	\$0
Fund Detail by Section					
Appropriations/Allocations					
Highway Fund					
PART A, Section 1	(\$9,352,092)	\$0	\$0	\$0	\$0
PART B, Section 1	\$0	\$0	\$0	\$0	\$0
Federal Expenditures Fund					
PART B, Section 1	\$0	\$0	\$0	\$0	\$0
Other Special Revenue Funds					
PART A, Section 1	\$1,020,000	\$0	\$0	\$0	\$0
PART B, Section 1	\$0	\$0	\$0	\$0	\$0
Fleet Services Fund					
PART A, Section 1	\$2,600,766	\$0	\$0	\$0	\$0
PART B, Section 1	\$0	\$0	\$0	\$0	\$0
Island Ferry Services Fund					
PART A, Section 1	\$400,000	\$0	\$0	\$0	\$0