

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

tenance be performed. If the railroad corporation fails to perform the required maintenance, the department may contract with others for the work or perform the work itself. In either case, reimbursement of the actual costs shall be made to the entity performing the maintenance or causing the maintenance to be performed. The reimbursement payment to each railroad corporation shall be adjusted to reflect the costs of any maintenance performed by others on lines for which the railroad corporation is responsible under this provision. The adjustment shall also reflect an amount to cover the department's administrative costs for arranging the maintenance to be performed.

Each railroad corporation which seeks reimbursement under this section must report annually its actual maintenance costs for the previous calendar year which shall be used to calculate the reimbursement. The department shall establish guidelines to determine allowable maintenance costs.

This annual report shall describe its maintenance program for public grade crossings and highway over railroad grade separation bridges. The report shall include the total actual costs incurred, total quantities of materials used and work hours expended for the previous year. The department may audit records and supporting documentation relating to costs incurred by railroad corporations.

The commissioner shall develop guidelines to require that any railroad corporation, prior to receiving a reimbursement for the maintenance of the line on which an eligible crossing is located shall file an annual plan by December 1st of each calendar year. The plan shall describe the condition of the line, the maintenance to be performed in the year for which reimbursement is sought, the speed at which trains will be allowed to operate over that line, the posted vehicle load limit on grade separation bridges and any other information required by the commissioner. The commissioner may also require as a condition of reimbursement that certain non-crossing maintenance or repairs be performed on the line or that the line be maintained to allow trains to operate at a certain speed, that vehicle load limits on grade separation bridges be maintained or that other measures affecting the safety and maintenance of the track be taken by the railroad corporation.

Effective August 4, 1988.

CHAPTER 658

H.P. 1811 — L.D. 2479

AN ACT to Require Audit Review of the Bureau of Capitol Security in 1989.

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

Sec. 1. 3 MRSA §507, sub-§1, ¶B, as repealed and replaced by PL 1979, c. 338, §2, is amended to read:

B. The evaluations and analyses of the justification reports for the programs of the following Group A-2 departments shall be reviewed by the Legislature no later than June 30, 1981:

- (1) Department of Transportation;
- (2) Department of Public Safety, except for the Bureau of Capitol Security; and
- (3) Department of the Secretary of State.

Sec. 2. 3 MRSA §507, sub-§9, ¶B, as repealed and replaced by PL 1987, c. 395, Pt. A, §6, is amended to read:

B. The evaluations and analyses of the justification reports for the programs of the following Group F-2 departments shall be reviewed by the Legislature no later than June 30, 1990:

- (1) Department of Finance;
- (2) (Office of) Treasurer of State;
- (3) Department of Audit;
- (4) Department of Administration, except for the Bureau of Human Resources, Bureau of Employee Relations and Bureau of Public Improvements; and
- (5) Department of the Attorney General; and
- (6) Department of Public Safety, but limited to the Bureau of Capitol Security.

Effective August 4, 1988.

CHAPTER 659

H.P. 1858 — L.D. 2543

AN ACT to Provide for Identification and Application of School Bus Purchase Reimbursement Funds.

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

20-A MRSA §15620 is enacted to read:

§15620. State allocation payments for school bus purchases

1. Use of allocation. Notwithstanding any other provisions of this chapter, state allocation payments to school administrative units for school bus purchases shall be used to reduce the amount requested in the transportation account in the next annual budget of the school