

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

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

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

Personal Services (\$400,000)

Provides for the deallocation of funds to offset the temporary funding provided by Private and Special Law 1991, chapter 43.

Sec. SSS-6. Allocation. The following funds are allocated from All Other funds to carry out the purposes of this Act.

1991-92

FINANCE, DEPARTMENT OF

Departments and Independent Agencies - Statewide

Personal Services (\$1,000,000)

Provides for the deallocation of funds to offset the temporary funding provided by Private and Special Law 1991, chapter 43.

Sec. SSS-7. Calculation and transfer. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, the State Budget Officer is authorized to calculate the payments authorized by Resolve 1991, chapter 42 and Private and Special Law 1991, chapters 42 and 43 and to retroactively assign the liabilities for those payments to the appropriate accounts based on the funding authorizations provided by this Act.

Chapter 528 took effect July 8, 1991, unless otherwise indicated in that Act.

CHAPTER 529

H.P. 652 - L.D. 926

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1992 and June 30, 1993

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 incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Con-

stitution 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

Appropriations and allocations. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1992 and June 30, 1993 the following sums as designated in the following tabulations are appropriated or allocated out of any money not otherwise appropriated or allocated.

	1991-92	1992-93
UNIFIED BUDGET ACT - HIGHWAY FUND CURRENT SERVICES DEPARTMENT OF ADMINISTRATION		
BUREAU OF PUBLIC IMPROVEMENTS State Police Headquarters Building Maintenance		
Highway Fund		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	60,236	64,998
All Other	40,750	40,964
Fund Total	100,986	105,962
Other Participating Funds		
**General Fund		
Personal Services	60,236	64,998
All Other	40,750	40,964
Fund Total	100,986	105,962
SUMMARY - STATE POLICE HEADQUARTERS BUILDING MAINTENANCE		
Positions - Legislative Count	(5.0)	(5.0)
Personal Services	120,472	129,996
All Other	81,500	81,928
Program Total	201,972	211,924
Transportation Building Maintenance		
Highway Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	372,038	397,013
All Other	203,920	208,244
Fund Total	575,958	605,257
SUMMARY - DEPARTMENT OF ADMINISTRATION		
Highway Fund		
Positions - Legislative Count	(19.0)	(19.0)
Personal Services	432,274	462,011
All Other	244,670	249,208
Umbrella Fund Total	676,944	711,219

Other Participating Funds		
**General Fund		
Personal Services	60,236	64,998
All Other	40,750	40,964
Umbrella Fund Total	100,986	105,962

SUMMARY - DEPARTMENT OF ADMINISTRATION

Positions - Legislative Count	(19.0)	(19.0)
Personal Services	492,510	527,009
All Other	285,420	290,172
UMBRELLA GRAND TOTAL	777,930	817,181

DEPARTMENT OF FINANCE

STATE CLAIMS COMMISSION
Claims Board

Highway Fund		
Positions - Legislative Count	(2.0)	(2.0)
Personal Services	99,929	106,424
All Other	48,749	50,254
Capital Expenditures	1,975	
Fund Total	150,653	156,678

DEPARTMENT OF PUBLIC SAFETY

Administration - Public Safety

Highway Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	434,306	463,539
All Other	73,496	76,955
Fund Total	507,802	540,494

Other Participating Funds
****General Fund**

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	281,845	298,407
All Other	10,081	10,469
Fund Total	291,926	308,876

Other Special Revenue		
Positions - Other Count	(4.0)	(4.0)
Personal Services	180,441	192,652
All Other	26,306	27,637
Fund Total	206,747	220,289

SUMMARY - ADMINISTRATION - PUBLIC SAFETY

Positions - Legislative Count	(19.0)	(19.0)
Positions - Other Count	(4.0)	(4.0)
Personal Services	896,592	954,598
All Other	109,883	115,061
Program Total	1,006,475	1,069,659

Motor Vehicle Inspection

Highway Fund		
Positions - Legislative Count	(12.0)	(12.0)
Personal Services	612,980	645,406
All Other	184,816	112,420
Capital Expenditures	44,814	78,425
Fund Total	842,610	836,251

BUREAU OF CAPITOL SECURITY
Capitol Security - Bureau of

Other Participating Funds

**General Fund		
Positions - Legislative Count	(16.0)	(16.0)
Personal Services	477,238	513,754
All Other	31,127	32,210
Capital Expenditures	17,269	3,000
Fund Total	525,634	548,964

MAINE CRIMINAL JUSTICE
ACADEMY
Criminal Justice Academy

Other Participating Funds

**General Fund		
Positions - Legislative Count	(14.0)	(14.0)
Personal Services	505,228	538,803
All Other	221,303	224,770
Capital Expenditures	3,365	3,000
Fund Total	729,896	766,573

Federal Expenditure Fund

All Other	209,025	214,716
Fund Total	209,025	214,716

Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	75,581	79,641
All Other	204,219	214,054
Fund Total	279,800	293,695

SUMMARY - CRIMINAL JUSTICE ACADEMY

Positions - Legislative Count	(14.0)	(14.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	580,809	618,444
All Other	634,547	653,540
Capital Expenditures	3,365	3,000
Program Total	1,218,721	1,274,984

BUREAU OF INTER-
GOVERNMENTAL
DRUG ENFORCEMENT
Intergovernmental Drug
Enforcement

Other Participating Funds

**General Fund		
Positions - Legislative Count	(11.0)	(11.0)
Personal Services	490,160	526,724
All Other	1,073,595	1,088,903
Fund Total	1,563,755	1,615,627

Federal Expenditure Fund

All Other	1,250,000	750,000
Fund Total	1,250,000	750,000

Other Special Revenue

All Other		228,990
Capital Expenditures	200,500	192,500
Fund Total	200,500	421,490

SUMMARY - INTER-GOVERNMENTAL

DRUG ENFORCEMENT

Positions - Legislative Count	(11.0)	(11.0)
Personal Services	490,160	526,724
All Other	2,323,595	2,067,893
Capital Expenditures	200,500	192,500
Program Total	3,014,255	2,787,117

OFFICE OF THE STATE FIRE MARSHAL

Fire Marshal - Office of

Other Participating Funds

Federal Expenditure Fund

All Other	10,000	
Fund Total	10,000	

Other Special Revenue

Positions - Other Count	(35.0)	(35.0)
Personal Services	1,344,707	1,439,593
All Other	441,092	349,867
Fund Total	1,785,799	1,789,460

SUMMARY - FIRE MARSHAL - OFFICE OF

Positions - Other Count	(35.0)	(35.0)
Personal Services	1,344,707	1,439,593
All Other	451,092	349,867
Program Total	1,795,799	1,789,460

BUREAU OF HIGHWAY SAFETY

Highway Safety - Department of Public Safety

Highway Fund

Positions - Legislative Count	(7.0)	(7.0)
Personal Services	205,471	218,032
All Other	288,295	289,796
Fund Total	493,766	507,828

Other Participating Funds

Federal Expenditure Fund

Positions - Other Count	(1.0)	(1.0)
Personal Services	102,361	109,349
All Other	258,150	269,444
Capital Expenditures	100,000	74,000
Fund Total	460,511	452,793

Other Special Revenue

Positions - Other Count	(1.0)	(1.0)
Personal Services	33,835	37,333
All Other	83,144	86,601
Capital Expenditures	34,500	34,500
Fund Total	151,479	158,434

SUMMARY - HIGHWAY SAFETY - DEPARTMENT OF PUBLIC SAFETY

Positions - Legislative Count	(7.0)	(7.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	341,667	364,714
All Other	629,589	645,841
Capital Expenditures	134,500	108,500
Program Total	1,105,756	1,119,055

BUREAU OF LIQUOR ENFORCEMENT

Liquor Enforcement

Other Participating Funds

**General Fund

Positions - Legislative Count	(26.0)	(26.0)
Personal Services	1,095,882	1,167,210
All Other	98,218	100,838
Capital Expenditures	42,807	44,976

Fund Total	1,236,907	1,313,024
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BUREAU OF STATE POLICE

Anti-drug Abuse Program

Other Participating Funds

**General Fund

All Other	205,000	205,000
Fund Total	205,000	205,000

Private Investigator Licensing

Other Participating Funds

Other Special Revenue

Positions - Other Count	(2.0)	(2.0)
Personal Services	54,245	58,075
All Other	9,032	9,443

Fund Total	63,277	67,518
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Licensing and Enforcement - Beano and Games of Chance

Other Participating Funds

Other Special Revenue

Positions - Other Count	(6.0)	(6.0)
Personal Services	244,581	261,258
All Other	54,545	52,348
Capital Expenditures	14,269	14,992

Fund Total	313,395	328,598
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Marijuana Eradication and Suppression

Other Participating Funds

Federal Expenditure Fund

All Other	20,000	20,000
Fund Total	20,000	20,000

Motor Carrier Safety

Other Participating Funds

Federal Expenditure Fund

Positions - Other Count	(8.0)	(8.0)
Personal Services	259,966	287,464
All Other	47,167	49,347
Capital Expenditures	42,807	

Fund Total	349,940	336,811
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Other Special Revenue

Positions - Legislative Count	(35.0)	(35.0)
Personal Services	1,545,574	1,646,566
All Other	217,576	235,676
Capital Expenditures	145,996	45,279

Fund Total	1,909,146	1,927,521
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SUMMARY - MOTOR CARRIER SAFETY

Positions - Legislative Count	(35.0)	(35.0)
Positions - Other Count	(8.0)	(8.0)
Personal Services	1,805,540	1,934,030
All Other	264,743	285,023
Capital Expenditures	188,803	45,279
Program Total	2,259,086	2,264,332

STATE POLICE

Highway Fund		
Personal Services	10,083,322	10,663,421
All Other	2,329,099	2,375,758
Capital Expenditures	853,937	988,864
Fund Total	13,266,358	14,028,043

Other Participating Funds

**General Fund		
Positions - Legislative Count	(393.0)	(393.0)
Personal Services	10,137,233	10,722,375
All Other	2,313,736	2,383,845
Capital Expenditures	853,937	988,864
Fund Total	13,304,906	14,095,084

Federal Expenditure Fund

Positions - Other Count	(1.0)	(1.0)
Personal Services	24,582	27,109
All Other	446	492
Fund Total	25,028	27,601

Other Special Revenue

Positions - Other Count	(10.0)	(10.0)
Personal Services	402,240	429,830
All Other	170,764	178,470
Fund Total	573,004	608,300

SUMMARY - STATE POLICE

Positions - Legislative Count	(393.0)	(393.0)
Positions - Other Count	(11.0)	(11.0)
Personal Services	20,647,377	21,842,735
All Other	4,814,045	4,938,565
Capital Expenditures	1,707,874	1,977,728
Program Total	27,169,296	28,759,028

Traffic Safety

Highway Fund		
Positions - Legislative Count	(9.0)	(9.0)
Personal Services	519,717	549,299
All Other	77,347	81,853
Fund Total	597,064	631,152

Other Participating Funds

Other Special Revenue		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	340,669	358,426
All Other	54,179	58,131
Capital Expenditures	28,748	
Fund Total	423,596	416,557

SUMMARY - TRAFFIC SAFETY

Positions - Legislative Count	(15.0)	(15.0)
Personal Services	860,386	907,725
All Other	131,526	139,984
Capital Expenditures	28,748	
Program Total	1,020,660	1,047,709

Turnpike Enforcement

Other Participating Funds		
Other Special Revenue		
Positions - Other Count	(27.0)	(27.0)
Personal Services	1,467,840	1,552,795
All Other	115,213	119,488
Capital Expenditures	29,876	47,055
Fund Total	1,612,929	1,719,338

SUMMARY - DEPARTMENT OF PUBLIC SAFETY

Highway Fund		
Positions - Legislative Count	(42.0)	(42.0)
Personal Services	11,855,796	12,539,697
All Other	2,953,053	2,936,782
Capital Expenditures	898,751	1,067,289
Umbrella Fund Total	15,707,600	16,543,768

Other Participating Funds

**General Fund		
Positions - Legislative Count	(465.0)	(465.0)
Personal Services	12,987,586	13,767,273
All Other	3,953,060	4,046,035
Capital Expenditures	917,378	1,039,840
Umbrella Fund Total	17,858,024	18,853,148

Federal Expenditure Fund

Positions - Other Count	(10.0)	(10.0)
Personal Services	386,909	423,922
All Other	1,794,788	1,303,999
Capital Expenditures	142,807	74,000

Umbrella Fund Total	2,324,504	1,801,921
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Other Special Revenue

Positions - Legislative Count	(41.0)	(41.0)
Positions - Other Count	(87.0)	(87.0)
Personal Services	5,689,713	6,056,169
All Other	1,376,070	1,560,705
Capital Expenditures	453,889	334,326

Umbrella Fund Total	7,519,672	7,951,200
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SUMMARY - DEPARTMENT OF PUBLIC SAFETY

Positions - Legislative Count	(548.0)	(548.0)
Positions - Other Count	(97.0)	(97.0)
Personal Services	30,920,004	32,787,061
All Other	10,076,971	9,847,521
Capital Expenditures	2,412,825	2,515,455

UMBRELLA GRAND TOTAL	43,409,800	45,150,037
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DEPARTMENT OF THE SECRETARY OF STATE
DIVISION OF MOTOR VEHICLES
Administration - Motor Vehicles

Highway Fund		
Positions - Legislative Count	(364.5)	(364.5)
Positions - Other Count	(0.5)	(0.5)
Personal Services	11,322,776	12,167,457
All Other	5,842,649	6,071,020
Capital Expenditures	180,089	250,120
Fund Total	17,345,514	18,488,597

Other Participating Funds
Federal Expenditure Fund

Positions - Other Count	(2.0)	(2.0)
Personal Services	55,244	60,970
All Other	131,166	138,640
Fund Total	186,410	199,610

Other Special Revenue		
Positions - Legislative Count	(17.0)	(17.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	534,810	576,846
All Other	120,149	109,141
Fund Total	654,959	685,987

SUMMARY - ADMINISTRATION - MOTOR VEHICLES

Positions - Legislative Count	(381.5)	(381.5)
Positions - Other Count	(4.5)	(4.5)
Personal Services	11,912,830	12,805,273
All Other	6,093,964	6,318,801
Capital Expenditures	180,089	250,120
Program Total	18,186,883	19,374,194

Fuel Use Decal Program

Highway Fund		
Positions - Legislative Count	(8.0)	(8.0)
Personal Services	202,533	220,015
All Other	52,268	53,934
Fund Total	254,801	273,949

SUMMARY - DEPARTMENT OF THE SECRETARY OF STATE

Highway Fund		
Positions - Legislative Count	(372.5)	(372.5)
Positions - Other Count	(0.5)	(0.5)
Personal Services	11,525,309	12,387,472
All Other	5,894,917	6,124,954
Capital Expenditures	180,089	250,120
Umbrella Fund Total	17,600,315	18,762,546

Other Participating Funds		
Federal Expenditure Fund		
Positions - Other Count	(2.0)	(2.0)
Personal Services	55,244	60,970
All Other	131,166	138,640
Umbrella Fund Total	186,410	199,610

Other Special Revenue		
Positions - Legislative Count	(17.0)	(17.0)
Positions - Other Count	(2.0)	(2.0)
Personal Services	534,810	576,846
All Other	120,149	109,141
Umbrella Fund Total	654,959	685,987

SUMMARY - DEPARTMENT OF THE SECRETARY OF STATE

Positions - Legislative Count	(389.5)	(389.5)
Positions - Other Count	(4.5)	(4.5)
Personal Services	12,115,363	13,025,288
All Other	6,146,232	6,372,735
Capital Expenditures	180,089	250,120

UMBRELLA GRAND TOTAL	18,441,684	19,648,143
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DEPARTMENT OF TRANSPORTATION

BUREAU OF FINANCE AND ADMINISTRATION (TRANSPORTATION)

Administration and Planning

Highway Fund		
Positions - Legislative Count	(200.0)	(200.0)
Positions - Other Count	(0.5)	(0.5)
Personal Services	6,494,175	6,697,863
All Other	3,150,621	3,296,047
Capital Expenditures	367,650	332,500

Fund Total	10,012,446	10,326,410
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Other Participating Funds

Federal Expenditure Fund

Personal Services	1,588,927	1,640,576
All Other	559,800	596,000
Capital Expenditures	90,000	90,000

Fund Total	2,238,727	2,326,576
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SUMMARY - ADMINISTRATION AND PLANNING

Positions - Legislative Count	(200.0)	(200.0)
Positions - Other Count	(0.5)	(0.5)
Personal Services	8,083,102	8,338,439
All Other	3,710,421	3,892,047
Capital Expenditures	457,650	422,500

Program Total	12,251,173	12,652,986
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Suspense Receivable - Transportation

Other Participating Funds

Other Special Revenue

Personal Services	685,463	697,460
All Other	314,080	324,700
Capital Expenditures	150,000	150,000

Fund Total	1,149,543	1,172,160
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BUREAU OF MAINTENANCE AND OPERATIONS

Bridge Maintenance

Highway Fund

Positions - Legislative Count	(18.0)	(18.0)
Positions - Other Count	(161.0)	(161.0)
Personal Services	6,123,512	6,412,009
All Other	3,163,270	3,254,920
Capital Expenditures	167,000	188,000

Fund Total	9,453,782	9,854,929
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Collector Road Program

Highway Fund

Positions - Legislative Count	(33.0)	(33.0)
Positions - Other Count	(27.5)	(27.5)
Personal Services	1,358,961	1,417,170
All Other	2,099,432	2,041,223
Capital Expenditures	840,000	840,000

Fund Total	4,298,393	4,298,393
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Highway Maintenance

Highway Fund

Positions - Legislative Count	(96.0)	(96.0)
Positions - Other Count	(957.0)	(957.0)

Personal Services	36,021,221	37,628,213	Traffic Service		
All Other	39,954,148	40,755,489	Highway Fund		
Capital Expenditures	4,994,000	4,994,000	Positions - Legislative Count	(15.0)	(15.0)
Fund Total	80,969,369	83,377,702	Positions - Other Count	(46.0)	(46.0)
Island Town Refunds - Highway			Personal Services	1,623,526	1,697,011
Highway Fund			All Other	2,181,882	2,221,459
All Other	42,717	42,717	Capital Expenditures	65,000	30,000
Fund Total	42,717	42,717	Fund Total	3,870,408	3,948,470
Local Bridges			Other Participating Funds		
Highway Fund			Federal Expenditure Fund		
Personal Services	368,356	381,041	Personal Services	568,704	600,000
All Other	181,644	168,946	All Other	1,302,541	1,352,863
Capital Expenditures	400,000	400,000	Fund Total	1,871,245	1,952,863
Fund Total	950,000	949,987	<u>SUMMARY - TRAFFIC SERVICE</u>		
Other Participating Funds			Positions - Legislative Count	(15.0)	(15.0)
Federal Expenditure Fund			Positions - Other Count	(46.0)	(46.0)
Personal Services	660,000	660,000	Personal Services	2,192,230	2,297,011
All Other	299,034	301,618	All Other	3,484,423	3,574,322
Capital Expenditures	2,310,000	2,310,000	Capital Expenditures	65,000	30,000
Fund Total	3,269,034	3,271,618	Program Total	5,741,653	5,901,333
Other Special Revenue			BUREAU OF PROJECT DEVELOP-		
Personal Services	400,000	400,000	MENT		
All Other	200,000	200,000	Bond Interest - Highway		
Capital Expenditures	1,400,000	1,400,000	Highway Fund		
Fund Total	2,000,000	2,000,000	All Other	6,574,053	5,770,257
<u>SUMMARY - LOCAL BRIDGES</u>			Fund Total	6,574,053	5,770,257
Personal Services	1,428,356	1,441,041	Bond Retirement - Highway		
All Other	680,678	670,564	Highway Fund		
Capital Expenditures	4,110,000	4,110,000	All Other	10,475,000	11,675,000
Program Total	6,219,034	6,221,605	Fund Total	10,475,000	11,675,000
Local Road Assistance			Highway and Bridge Improvement		
Highway Fund			Highway Fund		
All Other	19,400,000	19,300,000	Positions - Legislative Count	(630.5)	(630.5)
Fund Total	19,400,000	19,300,000	Positions - Other Count	(75.5)	(75.5)
Motor Transport Service			Personal Services	12,566,099	13,041,895
Other Participating Funds			All Other	5,480,169	5,584,183
Highway Garage Fund			Capital Expenditures	5,933,901	5,358,105
Positions - Other Count	(259.0)	(259.0)	Fund Total	23,980,169	23,984,183
Personal Services	9,196,396	9,598,031	Other Participating Funds		
All Other	14,708,541	15,570,748	Federal Expenditure Fund		
Fund Total	23,904,937	25,168,779	Personal Services	12,591,028	13,091,899
Radio Operations - Highway			All Other	5,985,956	9,889,962
Highway Fund			Capital Expenditures	54,269,924	86,943,806
Positions - Legislative Count	(6.0)	(6.0)	Fund Total	72,846,908	109,925,667
Personal Services	224,770	232,648	Other Special Revenue		
All Other	90,413	92,515	Capital Expenditures	6,000,000	6,000,000
Capital Expenditures	64,285	57,917	Fund Total	6,000,000	6,000,000
Fund Total	379,468	383,080	<u>SUMMARY - HIGHWAY AND</u>		
			<u>BRIDGE IMPROVEMENT</u>		
			Positions - Legislative Count	(630.5)	(630.5)
			Positions - Other Count	(75.5)	(75.5)
			Personal Services	25,157,127	26,133,794
			All Other	11,466,125	15,474,145
			Capital Expenditures	66,203,825	98,301,911
			Program Total	102,827,077	139,909,850

BUREAU OF TRANSPORTATION SERVICES

Administration - Aeronautics

Other Participating Funds

**General Fund

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	223,312	228,213
All Other	287,827	288,060
Fund Total	511,139	516,273

Federal Expenditure Fund

All Other	97,875	104,654
Capital Expenditures	20,000	20,000
Fund Total	117,875	124,654

SUMMARY - ADMINISTRATION - AERONAUTICS

Positions - Legislative Count	(5.0)	(5.0)
Personal Services	223,312	228,213
All Other	385,702	392,714
Capital Expenditures	20,000	20,000
Program Total	629,014	640,927

Administration - Ports and Marine Transportation

Other Participating Funds

**General Fund

All Other	1,871,348	1,871,348
Fund Total	1,871,348	1,871,348

Air Search and Rescue

Other Participating Funds

**General Fund

All Other	30,000	30,000
Fund Total	30,000	30,000

Augusta State Airport

Other Participating Funds

Augusta State Airport

Positions - Other Count	(10.5)	(10.5)
Personal Services	323,102	341,844
All Other	103,346	107,336
Fund Total	426,448	449,180

Island Ferry Service

Other Participating Funds

Island Ferry Services Fund

Positions - Other Count	(64.0)	(64.0)
Personal Services	2,288,190	2,384,441
All Other	1,166,413	1,212,346
Fund Total	3,454,603	3,596,787

Ports and Marine Transportation

Other Participating Funds

Marine Ports Fund

Positions - Other Count	(5.0)	(5.0)
Personal Services	198,237	207,252
All Other	53,288	61,189
Fund Total	251,525	268,441

Railroad Assistance Program

Highway Fund

All Other	1,000,000	1,000,000
Fund Total	1,000,000	1,000,000

Other Participating Funds

**General Fund

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	105,248	112,422
All Other	239,605	239,684
Fund Total	344,853	352,106

Other Special Revenue

All Other	218,478	235,142
Fund Total	218,478	235,142

SUMMARY - RAILROAD ASSISTANCE PROGRAM

Positions - Legislative Count	(3.0)	(3.0)
Personal Services	105,248	112,422
All Other	1,458,083	1,474,826
Program Total	1,563,331	1,587,248

RAILROAD PRESERVATION AND ASSISTANCE FUND

Other Participating Funds

Other Special Revenue

All Other	300,000	400,000
Fund Total	300,000	400,000

State Plane

Other Participating Funds

**General Fund

Positions - Legislative Count	(2.0)	(2.0)
Personal Services	112,554	114,364
All Other	73,467	75,158
Fund Total	186,021	189,522

Transportation Services

Other Participating Funds

**General Fund

All Other	300,000	300,000
Fund Total	300,000	300,000

Federal Expenditure Fund

Personal Services	253,400	261,310
All Other	1,560,762	1,545,639
Capital Expenditures	3,185,150	3,705,000
Fund Total	4,999,312	5,511,949

Other Special Revenue

Capital Expenditures	600,000	600,000
Fund Total	600,000	600,000

SUMMARY - TRANSPORTATION SERVICES

Personal Services	253,400	261,310
All Other	1,860,762	1,845,639
Capital Expenditures	3,785,150	4,305,000
Program Total	5,899,312	6,411,949

Provides for the deallocation of funds from the Collector Road Program.		
Highway and Bridge Improvement		
All Other Capital Expenditures	(\$3,416,169)	(\$3,500,183)
	(2,343,867)	(2,207,853)
TOTAL	<u>(\$5,760,036)</u>	<u>(\$5,708,036)</u>

Provides for the deallocation of funds from the Highway and Bridge Improvement Program for fiscal year 1991-92 and fiscal year 1992-93.		
Highway Maintenance		
Capital Expenditures		(\$4,300,000)

Provides for the deallocation of funds from the Highway Maintenance Program for fiscal year 1992-93.

Railroad Assistance Program		
All Other	(\$1,000,000)	(\$1,000,000)

Provides for the deallocation of funds from the Railroad Assistance Program.

DEPARTMENT OF TRANSPORTATION		
TOTAL	<u>(\$8,230,556)</u>	<u>(\$13,889,259)</u>

SECTION B-1		
TOTAL ALLOCATIONS	<u>(\$8,451,339)</u>	<u>(\$13,892,881)</u>

Sec. B-2. Allocation. The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1992 and June 30, 1993, to the departments listed, the sums identified in the following, in order to provide funding for approved reclassifications and range changes.

	1991-92	1992-93
PUBLIC SAFETY, DEPARTMENT OF		
Administration - Public Safety		
Personal Services	\$913	\$913
State Police		
Personal Services	\$2,158	\$2,309
DEPARTMENT OF PUBLIC SAFETY		
TOTAL	<u>\$3,071</u>	<u>\$3,222</u>

SECRETARY OF STATE, DEPARTMENT OF THE
Administration - Motor Vehicles

Personal Services	\$13,257	\$11,384
Fuel Use Decal Program		
Personal Services	\$724	\$727

DEPARTMENT OF THE SECRETARY OF STATE		
TOTAL	<u>\$13,981</u>	<u>\$12,111</u>

TRANSPORTATION, DEPARTMENT OF

Administration and Planning		
Personal Services	\$7,303	\$7,490

Highway Maintenance		
Personal Services	\$2,746	\$2,746

DEPARTMENT OF TRANSPORTATION		
TOTAL	<u>\$10,049</u>	<u>\$10,236</u>

SECTION B-2		
TOTAL ALLOCATIONS	<u>\$27,101</u>	<u>\$25,569</u>

PART C

Sec. C-1. Allocation. The following funds are allocated from the Highway Fund for the fiscal years ending June 30, 1992 and June 30, 1993 to carry out the purposes of this Act.

	1991-92	1992-93
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PUBLIC SAFETY, DEPARTMENT OF
State Police

Personal Services	\$2,300,000	\$5,700,000
Provides funds to reflect the 2¢ per gallon gas tax surcharge for 12 months each fiscal year.		

DEPARTMENT OF PUBLIC SAFETY		
TOTAL	<u>\$2,300,000</u>	<u>\$5,700,000</u>

SECRETARY OF STATE, DEPARTMENT OF THE

Motor Vehicles - Administration		
Positions	(-11.0)	(-11.0)
Personal Services	(\$193,343)	(\$195,851)
All Other	404,720	(29,887)
Capital Expenditures	74,456	(28,008)
TOTAL	<u>\$285,833</u>	<u>(\$253,746)</u>

Provides for the deallocation of funds due to the elimination of 5 Laborer positions, 3 Computer Operator positions, one Driver License Examiner I

position, one seasonal Driver License Examiner I position, 2 Clerk Stenographer I positions and one Clerk II position. Funds are allocated for 1/2 of the positions of Assistant Secretary of State and an Administrative Assistant. Also, this allocation includes capital equipment adjustments and general operating expenses for branch leases and plate operations.

1991-92 1992-93

ADMINISTRATION, DEPARTMENT OF

State Police Headquarters
Building Maintenance

Personal Services (\$1,258) (\$5,486)

Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.

Transportation Building Maintenance

Personal Services (\$3,752) (\$16,589)

Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.

Fuel Use Decal Program

Positions (-1.0) (-1.0)
Personal Services (\$19,632) (\$19,632)

Provides for the deallocation of funds due to the elimination of one Clerk Typist II position.

DEPARTMENT OF THE SECRETARY OF STATE
TOTAL \$266,201 (\$273,378)

DEPARTMENT OF ADMINISTRATION
TOTAL (\$5,010) (\$22,075)

TRANSPORTATION, DEPARTMENT OF

FINANCE, DEPARTMENT OF

Bond Interest - Highway

Claims Board

All Other (\$186,450)

Personal Services (\$219) (\$3,297)

Provides for a deallocation of funds no longer needed.

Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.

Highway Maintenance

All Other (\$548,550)

Provides for a deallocation of funds no longer needed.

DEPARTMENT OF FINANCE
TOTAL (\$219) (\$3,297)

PUBLIC SAFETY, DEPARTMENT OF

Railroad Assistance Program

Administration - Public Safety

All Other \$735,000

Personal Services (\$4,276) (\$19,475)

Provides funds for grade crossing maintenance reimbursement.

Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.

Highway and Bridge Improvement

Capital Expenditures \$6,300,000

Provides funds for the Scarborough Interchange project.

Motor Vehicle Inspection

Personal Services (\$3,591) (\$24,999)

Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.

DEPARTMENT OF TRANSPORTATION
TOTAL \$-0- \$6,300,000

Highway Safety

SECTION C-1
TOTAL ALLOCATIONS \$2,566,201 \$11,726,622

Personal Services (\$1,580) (\$8,949)

Sec. C-2. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

Provides for a deallocation of funds due to the over budgeting of health benefits

and an adjustment of the payroll.		
State Police		
Personal Services	(\$61,643)	(\$392,890)
Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Traffic Safety		
Personal Services	(\$3,162)	(\$20,752)
Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
DEPARTMENT OF PUBLIC SAFETY TOTAL	<u>(\$74,252)</u>	<u>(\$467,065)</u>
SECRETARY OF STATE, DEPARTMENT OF THE		
Administration - Motor Vehicles		
Personal Services	(\$100,200)	(\$502,410)
Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Fuel Use Decal Program		
Personal Services	(\$2,212)	(\$9,395)
Provides for a deallocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
DEPARTMENT OF THE SECRETARY OF STATE TOTAL	<u>(\$102,412)</u>	<u>(\$511,805)</u>
TRANSPORTATION, DEPARTMENT OF		
Administration and Planning		
Personal Services	(\$31,582)	\$204,513
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Bridge Maintenance		
Personal Services	(\$53,808)	\$117,351
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Collector Road Program		

Personal Services	(\$12,276)	\$24,140
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Highway Maintenance		
Personal Service	(\$308,996)	\$704,223
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Local Bridges		
Personal Services	(\$1,500)	\$11,594
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Radio Operations - Highway		
Personal Services	(\$1,595)	\$5,399
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Traffic Service		
Personal Services	(\$13,418)	\$34,355
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
Highway and Bridge Improvement		
Personal Services	(\$94,038)	\$322,192
Provides for a deallocation and an allocation of funds due to the over budgeting of health benefits and an adjustment of the payroll.		
DEPARTMENT OF TRANSPORTATION TOTAL	<u>(\$517,213)</u>	<u>\$1,423,767</u>
SECTION C-2 TOTAL ALLOCATIONS	<u>(\$699,106)</u>	<u>\$419,525</u>

PART D

Sec. D-1. 29 MRSA §246-A, sub-§6, as enacted by PL 1981, c. 689, §1, is amended to read:

6. Trip permits. ~~The~~ In lieu of fuel tax licensing and reporting, the Secretary of State may issue, by telegram or otherwise, a trip permit which that identifies a specific vehicle and ~~such~~ that vehicle may operate without a fuel use identification decal being displayed for a period not to exceed 5 consecutive days. Such a trip permit ~~shall~~ must

accompany the vehicle at all times while being operated on the highways of this State. The fee for a ~~5-day~~ 3-day trip permit is \$5 ~~\$50~~.

Sec. D-2. 36 MRSA §2903, sub-§1, as repealed and replaced by PL 1989, c. 502, Pt. A, §133, is repealed and the following enacted in its place:

1. Excise tax imposed. Except as provided in subsection 2, an excise tax is imposed on internal combustion engine fuel as follows.

A. Except as provided in paragraph B, the excise tax on internal combustion engine fuel used or sold within this State, including sales to the State or a political subdivision of the State, is 19¢ a gallon.

B. Internal combustion engine fuel may be taxed only once under this section. The distributor that first receives the fuel in this State is primarily responsible for paying the tax except when the fuel is sold and delivered to a licensed exporter wholly for exportation from the State or to another distributor in the State, in which case the purchasing distributor is primarily responsible for paying the tax.

C. This subsection does not apply to internal combustion engine fuel:

(1) Sold wholly for exportation from this State;

(2) Brought into this State in the ordinary standardized equipment fuel tank attached to and a part of a motor vehicle and used in the operation of that vehicle in this State;

(3) Sold in bulk to any political subdivision of this State;

(4) Bought or used by any person to propel jet or turbojet engine aircraft;

(5) Brought into this State in the fuel tanks of an aircraft; or

(6) On which the collection of the tax imposed by this section is precluded by federal law or regulation.

This subsection is repealed on July 1, 1993.

Sec. D-3. 36 MRSA §2903, sub-§1-A, as enacted by PL 1987, c. 793, Pt. B, §1, is repealed and the following enacted in its place:

1-A. Excise tax imposed. Except as provided in subsection 2, an excise tax is imposed on internal combustion engine fuel as follows.

A. Except as provided in paragraph B, the excise tax on internal combustion engine fuel used or sold within

this State, including sales to the State or a political subdivision of the State, is 17¢ a gallon.

B. Internal combustion engine fuel may be taxed only once under this section. The distributor that first receives the fuel in this State is primarily responsible for paying the tax except when the fuel is sold and delivered to a licensed exporter wholly for exportation from the State or to another distributor in the State, in which case the purchasing distributor is primarily responsible for paying the tax.

C. This subsection does not apply to internal combustion engine fuel:

(1) Sold wholly for exportation from this State;

(2) Brought into this State in the ordinary standardized equipment fuel tank attached to and a part of a motor vehicle and used in the operation of that vehicle in this State;

(3) Sold in bulk to any political subdivision of this State;

(4) Bought or used by any person to propel jet or turbojet engine aircraft;

(5) Brought into this State in the fuel tanks of an aircraft; or

(6) On which the collection of the tax imposed by this section is precluded by federal law or regulation.

This subsection takes effect on July 1, 1993.

Sec. D-4. 36 MRSA §2906, first ¶, as amended by PL 1983, c. 862, §87, is further amended to read:

Every distributor, importer, or exporter, holding a valid certificate as such, shall, on or before the ~~last 21st~~ day of each month, render a report to the State Tax Assessor stating the number of gallons of internal combustion engine fuel received, sold and used in the State by ~~him~~ the distributor, importer or exporter during the preceding calendar month; on forms ~~to be~~ furnished by the State Tax Assessor. Such reports ~~shall~~ must contain such further information pertinent thereto as the State Tax Assessor ~~shall~~ shall ~~prescribe~~ prescribes and the State Tax Assessor may make such other reasonable rules ~~and regulations~~ regarding the administration and enforcement of the Gasoline Tax Act as ~~he may deem~~ the State Tax Assessor determines necessary or expedient, copies of which ~~shall~~ must be sent to such certificate holders. ~~He~~ The State Tax Assessor or ~~his~~ the State Tax Assessor's duly authorized agent ~~shall~~ must have access during reasonable business hours to the books, invoices and vouchers of such certificate holders ~~which may~~ that show the fuel handled by the certificate holder. At the time of the filing of the report, each distributor and importer shall pay to the State Tax Assessor a tax at the rate set forth in section 2903 upon each gallon ~~so~~ reported as sold, distributed or used. An allowance of not more than

1% from the amount of fuel received by the distributor, plus 1% on all transfers in vessels, tank cars or full tank truck loads by a distributor in the regular course of his business from one of his ~~the distributor's~~ places of business to another within the State, may be allowed by the State Tax Assessor to cover the loss through shrinkage, evaporation or handling sustained by the distributor. The total allowance for such losses ~~shall~~ may not exceed 2% of the receipts by such distributor and no further deduction ~~shall~~ may be allowed unless the State Tax Assessor is satisfied on definite proof submitted to ~~him~~ the State Tax Assessor that a further deduction should be allowed ~~by him~~ for a loss sustained through fire, accident or some unavoidable calamity.

Sec. D-5. 36 MRSA §3203, as amended by PL 1987, c. 793, Pt. A, §12, is further amended to read:

§3203. Tax levied

An excise tax is levied and imposed ~~upon~~ on all suppliers of special fuel sold and on all users of special fuel used in this State ~~on~~ for each gallon of distillate at the rate of ~~14¢~~ 20¢ per gallon and, ~~beginning July 1, 1988, at the rate prescribed in section 2903, plus 3¢ per gallon and, on for~~ each gallon of low-energy fuel at the rate ~~prescribed in section 2903, less 1 cent of 18¢ per gallon~~, except sales of special fuel made to the State or any political subdivision of the State; the special fuel sold or used in such form and under such circumstances as ~~shall preclude~~ precludes the collection of this tax by reasons of the laws of the United States; sold only for exportation from this State; delivered into a tank used solely for heating or cooking purposes, sold for resale to a licensed or registered supplier; and sold to a person for the generation of power for resale or manufacturing. When special fuel is delivered by a supplier on a consignment basis to a consumer or to a retail outlet, whether the retail outlet is wholly owned by the supplier or not, it ~~shall be~~ is considered to have been "sold" within the meaning of the Special Fuel Tax Act. All taxes collected under this section ~~shall~~ must be credited to the Highway Fund. When kerosene is delivered into a separate tank for retail sale, the excise tax is not to be collected by the supplier, rather licensed users shall remit the tax in accordance with section 3207.

Sec. D-6. 36 MRSA §3203-A, sub-§4, as enacted by PL 1983, c. 740, is amended to read:

4. Penalties. Any supplier who sells special fuel under this section with the knowledge that it will not be used for heating purposes and any person who purchases special fuel under this section and uses the fuel for any purpose other than heating ~~shall be subject to a civil penalty of \$100 for each violation commits a Class E crime and is subject to a fine of not less than \$250, payable to the State, to be recovered in a civil action which may not be reduced.~~

Sec. D-7. 36 MRSA §3216, first ¶, as repealed and replaced by PL 1989, c. 878, Pt. B, §33, is amended to read:

Any person who refuses or neglects to make any statement, report, payment or return required by this chapter, or who refuses or neglects to pay interest or penalties arising from the nonpayment of taxes required by this chapter, or who knowingly makes, or who aids or assists any other person in making, a false statement in a return or report to the State Tax Assessor; or in connection with an application for refund of any tax, or who knowingly collects or attempts to collect, or causes to be paid to that person or to any other person, either directly or indirectly, any refund of that tax without being entitled to that refund or is in violation of the affidavit as prescribed for registered sellers in section 3205, ~~is guilty of commits a Class E crime and is subject to a fine of not less than \$250, which may not be reduced.~~ Any fines collected pursuant to this section must be credited to the Highway Fund.

Sec. D-8. 36 MRSA §3217, as amended by PL 1989, c. 878, Pt. G, §6, is further amended to read:

§3217. Additional violations

Any user, or any agent or employee of any user, who ~~shall consume~~ consumes any fuel in a registered motor vehicle within the State, when that user is not the holder of an uncanceled license as required by this chapter, or when that user has failed to file any report or pay tax, ~~penalty or interest as required by this chapter and chapter 7, or when that user has refused or neglected to pay interest or penalties arising from the nonpayment of taxes required by this chapter commits a Class E crime and is subject to a fine of not less than \$250, which may not be reduced.~~ Each day or part thereof during which any person ~~shall consume~~ consumes any fuel in a registered motor vehicle within the State, when that user is not the holder of an uncanceled license as required by this chapter, or when that user has failed to file any report or pay tax, ~~interest or penalty as required by this chapter and chapter 7, shall constitute or when that user has refused or neglected to pay interest or penalties arising from the nonpayment of taxes required by this chapter constitutes a separate violation within the meaning of this section.~~ Any fines collected pursuant to this section must be credited to the Highway Fund.

Sec. D-9. PL 1989, c. 921, Pt. E, §2 is amended by adding at the end a new sentence to read:

Funds expended pursuant to a financing arrangement may include the cost of equipment.

Sec. D-10. PL 1991, c. 9, Pt. E, §40 is amended to read:

Sec. E-40. Repayment to Highway Fund. Funds advanced from the Maine Turnpike Authority under this Part, as an early payment of the Maine Turnpike Authority's

fiscal year 1991-92 Highway Fund obligation, must be ~~re-~~
~~paid returned~~ to the Highway Fund ~~in the amount of~~
~~\$5,000,000 on August 1, 1991 and in the amount of~~
~~\$10,000,000 on July 1, 1992 through increased gas taxes in~~
~~the amount of \$8,700,000 in fiscal year 1991-92 and~~
~~\$6,300,000 in fiscal year 1992-93.~~

Sec. D-11. P&SL 1955, c. 186, §1, first sen-
tence, as amended by P&SL 1983, c. 94, §1, is further
amended to read:

The ~~State Highway Commission~~ Department of Transpor-
tation is hereby authorized and directed to expend on the
unimproved portion of Baxter State Park road, so called,
commencing at or near Millinocket Lake and extending to
Sourdnahunk Field, and the unimproved portion of the
road which leads from Baxter State Park road via Togue
Ponds in Township 2, Range 9, to its terminus on land of
the State at Roaring Brook in Township 3, Range 9,
Piscataquis County, and the unimproved portion of the
road which begins at Sourdnahunk Field, T. 4, R. 10,
Piscataquis County; thence to Sourdnahunk Lake, T. 5,
R. 10; thence to Dwelly Pond and McCarthy's which is
located on the south branch of Trout Brook; thence to
the end of the designated state aid road in T. 6, R. 8,
Penobscot County, also the road from the last mentioned
road to South Branch Lake in Township 5, Range 9, also
the road from the west line of Township 5, Range 10,
said west line being a portion of the west boundary of
Baxter State Park, to the intersection of said road with
the road from Dwelly Pond and McCarthy's to the end of
the designated state aid road in T. 6, R. 8, Penobscot
County, as much as ~~shall be deemed~~ necessary for their
maintenance, including bridges and culverts, but not to
exceed \$60,000 per year, some portions of the above de-
scribed being private roads, open to the public.

Sec. D-12. P&SL 1955, c. 186, §1, as amended
by P&SL 1983, c. 94, §1, is further amended by adding
after the first sentence a new sentence to read:

Beginning in fiscal year 1991-92, for each gate that allows
public ingress and egress to Baxter State Park, the depart-
ment may expend \$20,000 for the purposes authorized by
this Act, up to a total of \$60,000 per fiscal year.

Sec. D-13. Funding for Bureau of State Po-
lice. Notwithstanding Public Law 1987, chapter 793, Part
B, section 4, for fiscal years 1991-92 and 1992-93 only, fund-
ing for the Department of Public Safety, Bureau of State
Police must be approximately equal to the following:

	1991-92	1992-93
Highway Fund	64%	78%
General Fund	36%	22%

State Police funding will return to a 50% General
Fund appropriation and a 50% Highway Fund allocation
for fiscal year 1993-94 and thereafter.

Sec. D-14. Repeal. Section 2 of this Part is re-
pealed July 1, 1993.

Sec. D-15. Effective date. Section 3 of this Part
takes effect July 1, 1993.

PART E

Repeal. This Act is repealed on July 11, 1991.

Emergency clause. In view of the emergency cited
in the preamble, this Act takes effect July 1, 1991.

Effective July 1, 1991, unless
otherwise indicated.

CHAPTER 530

H.P. 161 - L.D. 246

An Act Assuring Clean Waters in Maine

Emergency preamble. Whereas, Acts of the Leg-
islature do not become effective until 90 days after ad-
journalment unless enacted as emergencies; and

Whereas, the Commission to Study Maine's Oil Spill
Clean-up Preparedness has reviewed the State's ability to
respond to marine oil spills and has found that the response
capability does not exist for a catastrophic oil spill along the
Maine coast; and

Whereas, the federal Oil Pollution Act of 1990,
Public Law 101-380, 104 Stat. 484, went into effect on
August 18, 1990; and

Whereas, there are major efforts under way to ad-
dress marine oil spill prevention, planning and response by
others, including the United States Coast Guard, the Cana-
dian Coast Guard, the Portland oil terminal operators and
the industry-sponsored Marine Spill Response Corporation; and

Whereas, there is a need for a continuing advisory
body to monitor and evaluate these efforts, to study the
effect of the federal law and to explore the relationship
between the federal fund and the Maine Coastal and In-
land Surface Oil Clean-up Fund; and

Whereas, in the judgment of the Legislature, these
facts create an emergency within the meaning of the Con-
stitution 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: