

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1991

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**PUBLIC LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved, except as otherwise indicated.

Effective July 10, 1991, unless otherwise indicated.

**CHAPTER 547**

**H.P. 650 - L.D. 924**

**An Act to Make Allocations from the Transportation Safety Fund 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 the department will become due and payable on or immediately after July 1, 1991; 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:**

**Sec. 1. 29 MRSA §2713, sub-§3, ¶A,** as amended by PL 1989, c. 515, §§10 and 16, is further amended to read:

A. There ~~shall~~ must be allocated to the Department of Public Safety for the State Police up to \$2,400,000 in fiscal year ~~1989-90~~ 1991-92 and ~~\$2,200,000~~ \$2,400,000 in fiscal year ~~1990-91~~ 1992-93 from the fund to carry out the duties of the bureau imposed by this chapter and Title 35-A and for related activities.

**Sec. 2. 29 MRSA §2713, sub-§3, ¶B-1,** as enacted by PL 1989, c. 515, §§11 and 16, are amended to read:

B-1. There ~~shall~~ must be allocated to the Department of the Secretary of State for the Division of Motor Vehicles up to ~~\$240,000~~ \$650,000 annually from the fund to carry out the duties of the commercial driver license laws.

**Sec. 3. Allocation.** The following funds are allocated from the Transportation Safety Fund to carry out the purposes of this Act.

	1991-92	1992-93
<b>PUBLIC SAFETY, DEPARTMENT OF</b>		
<b>Motor Carrier Safety</b>		
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
<b>Total</b>	<b>\$1,909,146</b>	<b>\$1,927,521</b>
<b>Traffic Safety</b>		
Positions - Legislative Count	(6.0)	(6.0)
Personal Services	340,669	358,426
All Other	54,179	58,131
Capital Expenditures	28,748	
<b>Total</b>	<b>\$423,596</b>	<b>\$416,557</b>
<b>DEPARTMENT OF PUBLIC SAFETY</b>		
<b>TOTAL</b>	<b>\$2,332,742</b>	<b>\$2,344,078</b>

SECRETARY OF STATE,  
DEPARTMENT OF

**Administration - Motor Vehicles**

Positions - Legislative Count	(17.0)	(17.0)
Personal Services	\$486,679	\$524,408
All Other	115,486	104,239
<b>Total</b>	<b>\$602,165</b>	<b>\$628,647</b>

**Sec. 4. Adjustments to allocations.** Allocations may be increased or adjusted by the State Budget Officer, with the approval of the Governor, to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature and those reclassifications or range changes that have been approved by the Department of Administration and submitted for legislative review prior to the effective date of this Act.

**Sec. 5. Encumbered balance at year end.** At the end of each fiscal year, all encumbered balances may not be carried more than once.

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

Effective July 1, 1991.

**CHAPTER 548**

**S.P. 760 - L.D. 1954**

**An Act Correcting Errors and Inconsistencies in the Laws of Maine**

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