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Date: (Filing No. H- )

**TRANSPORTATION**

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
126TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1280, L.D. 1788, Bill, “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 the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2014 and June 30, 2015”

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

**'PART A**

**Sec. A-1. Appropriations and allocations.** The following appropriations and allocations are made.

**TRANSPORTATION, DEPARTMENT OF**

**Administration 0339**

Initiative: Provides funding for the reclassification of 4 Public Service Coordinator I positions from range 21 to range 25, one Public Service Coordinator I position from range 21 to range 23 and 3 Office Specialist I positions to Personnel Assistant positions.

<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
Personal Services	\$19,493	\$30,711
<b>HIGHWAY FUND TOTAL</b>	<u>\$19,493</u>	<u>\$30,711</u>

**Fleet Services 0347**

Initiative: Transfers 14 Inventory and Property Associate II positions and one Inventory and Property Associate I position from Fleet Services to the Maintenance and Operations program in the Highway Fund. Positions are funded by a reduction in All Other in the same program.

**COMMITTEE AMENDMENT**

1	<b>FLEET SERVICES FUND - DOT</b>	<b>2013-14</b>	<b>2014-15</b>
2	POSITIONS - LEGISLATIVE COUNT	0.000	(15.000)
3	Personal Services	\$0	(\$914,138)
4			
5	<b>FLEET SERVICES FUND - DOT TOTAL</b>	<u>\$0</u>	<u>(\$914,138)</u>

6 **Highway and Bridge Capital 0406**

7 Initiative: Provides funding for capital improvements for or replacement of the Sarah  
 8 Mildred Long Bridge carrying the U.S. Route 1 Bypass over the Piscataqua River  
 9 between Kittery, Maine and Portsmouth, New Hampshire.

10	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
11	Capital Expenditures	\$0	\$30,000,000
12			
13	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$0</u>	<u>\$30,000,000</u>

14 **Highway and Bridge Capital 0406**

15 Initiative: Adjusts funding to align allocations with existing resources.

16	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
17	All Other	\$0	\$15,000,000
18	Capital Expenditures	\$0	\$20,000,000
19			
20	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$35,000,000</u>

21	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
22	Personal Services	\$0	\$1,500,000
23	All Other	\$0	\$1,500,000
24	Capital Expenditures	\$0	\$50,000,000
25			
26	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$0</u>	<u>\$53,000,000</u>

27 **Highway and Bridge Light Capital Z095**

28 Initiative: Provides additional funding for light capital paving as a result of the increased  
 29 Highway Fund revenue projections.

30	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
31	Capital Expenditures	\$1,800,000	\$0
32			

1 HIGHWAY FUND TOTAL \$1,800,000 \$0

2 **Local Road Assistance Program 0337**

3 Initiative: Provides funding for the Local Road Assistance Program at the correct  
 4 proportioned rate in accordance with the Maine Revised Statutes, Title 23, section  
 5 1803-B.

6	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
7	All Other	\$416,768	\$223,307
8			
9	HIGHWAY FUND TOTAL	<u>\$416,768</u>	<u>\$223,307</u>

10 **Maintenance and Operations 0330**

11 Initiative: Provides funding for the Maintenance and Operations program to assist with  
 12 the increased costs of winter weather.

13	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
14	Personal Services	\$800,000	\$0
15	All Other	\$1,455,019	\$2,514,424
16			
17	HIGHWAY FUND TOTAL	<u>\$2,255,019</u>	<u>\$2,514,424</u>

18 **Maintenance and Operations 0330**

19 Initiative: Transfers 14 Inventory and Property Associate II positions and one Inventory  
 20 and Property Associate I position from Fleet Services to the Maintenance and Operations  
 21 program in the Highway Fund. Positions are funded by a reduction in All Other in the  
 22 same program.

23	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
24	POSITIONS - LEGISLATIVE COUNT	0.000	15.000
25	Personal Services	\$0	\$914,138
26	All Other	\$0	(\$914,138)
27			
28	HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$0</u>

29 **Maintenance and Operations 0330**

30 Initiative: Adjusts funding to align allocations with existing resources.

1	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
2	Personal Services	\$0	\$19,849
3	All Other	\$0	\$151
4			
5	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$0</u>	<u>\$20,000</u>

6 **Multimodal - Freight 0350**

7 Initiative: Transfers funding from the Multimodal - Freight program to the Multimodal -  
 8 Transportation Fund program for the federal Commercial Vehicle Information Systems  
 9 and Networks grant.

10	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
11	All Other	\$0	(\$1,000,000)
12			
13	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>(\$1,000,000)</u>

14 **Multimodal - Ports and Marine 0323**

15 Initiative: Adjusts funding to align allocations with existing resources.

16	<b>MARINE PORTS FUND</b>	<b>2013-14</b>	<b>2014-15</b>
17	All Other	\$0	(\$25,000)
18			
19	<b>MARINE PORTS FUND TOTAL</b>	<u>\$0</u>	<u>(\$25,000)</u>

20 **Multimodal Transportation Fund Z017**

21 Initiative: Transfers funding from the Multimodal - Freight program to the Multimodal -  
 22 Transportation Fund program for the federal Commercial Vehicle Information Systems  
 23 and Networks grant.

24	<b>FEDERAL EXPENDITURES FUND</b>	<b>2013-14</b>	<b>2014-15</b>
25	All Other	\$0	\$1,000,000
26			
27	<b>FEDERAL EXPENDITURES FUND TOTAL</b>	<u>\$0</u>	<u>\$1,000,000</u>

28 **Suspense Receivable - Transportation 0344**

29 Initiative: Adjusts funding to align allocations with existing resources.

30	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2013-14</b>	<b>2014-15</b>
31	Personal Services	\$0	\$118,753
32	All Other	\$0	\$8,416
33			

1	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$127,169
2	<b>TRANSPORTATION, DEPARTMENT OF</b>		
3	<b>DEPARTMENT TOTALS</b>	<b>2013-14</b>	<b>2014-15</b>
4			
5	<b>HIGHWAY FUND</b>	<b>\$4,491,280</b>	<b>\$2,768,442</b>
6	<b>FEDERAL EXPENDITURES FUND</b>	<b>\$0</b>	<b>\$35,000,000</b>
7	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$83,147,169</b>
8	<b>FLEET SERVICES FUND - DOT</b>	<b>\$0</b>	<b>(\$914,138)</b>
9	<b>MARINE PORTS FUND</b>	<b>\$0</b>	<b>(\$25,000)</b>
10			
11	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$4,491,280</b>	<b>\$119,976,473</b>

12 **PART B**

13 **Sec. B-1. Carrying provision; Department of Secretary of State,**  
 14 **Administration - Motor Vehicles program.** Notwithstanding any other provision of  
 15 law, the State Controller shall carry forward any unexpended balance in the All Other and  
 16 Personal Services line categories on June 30, 2014 in the Department of Secretary of  
 17 State, Administration - Motor Vehicles program to fiscal year 2014-15. The amounts  
 18 carried forward must be used for the enhancement of the revenue collection computer  
 19 system to improve the efficiency and effectiveness of the department's operations and to  
 20 make capital improvements to the main office in Augusta.

21 **PART C**

22 **Sec. C-1. Rename Suspense Receivable - Transportation program.**  
 23 Notwithstanding any other provision of law, the Suspense Receivable - Transportation  
 24 program within the Department of Transportation is renamed the Receivables program.

25 **Sec. C-2. Rename Highway and Bridge Light Capital program.**  
 26 Notwithstanding any other provision of law, the Highway and Bridge Light Capital  
 27 program within the Department of Transportation is renamed the Highway Light Capital  
 28 program.

29 **Sec. C-3. Rename Multimodal - Freight program.** Notwithstanding any  
 30 other provision of law, the Multimodal - Freight program within the Department of  
 31 Transportation is renamed the Multimodal - Freight Rail program.

32 **PART D**

33 **Sec. D-1. Calculation and transfer.** Notwithstanding any other provision of law,  
 34 the State Budget Officer shall calculate the amount of savings and allocations in this Part  
 35 that applies against each Highway Fund account for all departments and agencies from

1 transfers of funding associated with transferring incremental funding from fiscal year  
 2 2013-14 to fiscal year 2014-15 for the State’s contribution to state employee and retiree  
 3 health insurance premiums and shall transfer the amounts by financial order upon the  
 4 approval of the Governor. These transfers are considered adjustments to allocations in  
 5 fiscal year 2013-14 and fiscal year 2014-15. The State Budget Officer shall provide a  
 6 report of the transferred amounts to the Joint Standing Committee on Transportation no  
 7 later than October 1, 2014.

8 **Sec. D-2. Appropriations and allocations.** The following appropriations and  
 9 allocations are made.

10 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**  
 11 **Executive Branch Departments and Independent Agencies - Statewide 0017**

12 Initiative: Transfers from fiscal year 2013-14 to fiscal year 2014-15 incremental funding  
 13 provided in Public Law 2013, chapter 354, Part H for the State's contribution to state  
 14 employee health insurance premiums.

15	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
16	Personal Services	(\$400,000)	\$400,000
17			
18	HIGHWAY FUND TOTAL	<u>(\$400,000)</u>	<u>\$400,000</u>

19 **Executive Branch Departments and Independent Agencies - Statewide 0017**

20 Initiative: Transfers from fiscal year 2013-14 to fiscal year 2014-15 incremental funding  
 21 provided in Public Law 2013, chapter 354, Part H for the State's contribution to retiree  
 22 health insurance premiums.

23	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
24	Personal Services	(\$1,077,253)	\$1,077,253
25			
26	HIGHWAY FUND TOTAL	<u>(\$1,077,253)</u>	<u>\$1,077,253</u>

27 **ADMINISTRATIVE AND FINANCIAL**  
 28 **SERVICES, DEPARTMENT OF**  
 29 **DEPARTMENT TOTALS**

30		<b>2013-14</b>	<b>2014-15</b>
31	<b>HIGHWAY FUND</b>	<b>(\$1,477,253)</b>	<b>\$1,477,253</b>
32			
33	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>(\$1,477,253)</b></u>	<u><b>\$1,477,253</b></u>

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**PART E**

**Sec. E-1. Calculation and transfer.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the State Budget Officer shall calculate the amount of savings in section 2 of this Part that apply against each Highway Fund account for departments and agencies statewide that have occurred as a result of a new actuarial projection. The State Budget Officer shall transfer the savings by financial order upon the approval of the Governor. These transfers are considered adjustments to allocations in fiscal years 2013-14 and 2014-15.

**Sec. E-2. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF  
Departments and Independent Agencies - Statewide 0016**

Initiative: Reduces funding as the result of a new actuarial projection of the cost of retiree health insurance.

<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
Personal Services	(\$567,319)	(\$1,457,544)
<b>HIGHWAY FUND TOTAL</b>	<u>(\$567,319)</u>	<u>(\$1,457,544)</u>

**PART F**

**Sec. F-1. 23 MRSA §1968, sub-§2-C** is enacted to read:

**2-C. Bonds for purchase of interstate in Kittery.** In addition to bonds outstanding pursuant to any other provision of this chapter, the authority may provide by resolution for the issuance of special obligation or subordinate bonds, including notes or other evidences of indebtedness or obligations defined to be bonds under this chapter, not exceeding \$35,000,000 in aggregate principal amount exclusive of refundings, to purchase a section of Interstate 95 in Kittery from the Department of Transportation.

**Sec. F-2. 23 MRSA §1969, sub-§1, ¶A,** as amended by PL 2011, c. 302, §14, is further amended to read:

A. To the payment of the cost of the construction and reconstruction of the turnpike or to the payment to the Department of Transportation of the cost of department projects or to the payment of the cost of the purchase of a section of Interstate 95 in Kittery;

**Sec. F-3. PL 2013, c. 354, Pt. N, §3** is amended to read:

**Sec. N-3. Maine-New Hampshire Interstate Bridge Authority legislation.** Notwithstanding any other provision of law, the Department of Transportation shall submit proposed legislation to reestablish the Maine-New Hampshire Interstate Bridge Authority in accordance with Public Law 2011, chapter 610, Part D, section 3 to the Joint

1 Standing Committee on Transportation no later than February 14, 2014. Following  
2 receipt and review of the proposed legislation, the joint standing committee may submit a  
3 bill to the Second Regular Session of the 126th Legislature concerning the proposed  
4 legislation. Any future legislation submitted by the Department of Transportation to  
5 reestablish the Maine-New Hampshire Interstate Bridge Authority, referred to in this  
6 section as "the IBA," in accordance with Public Law 2011, chapter 610, Part D, section 3  
7 must provide that the funding provided to the IBA by or through the State and the Maine  
8 Turnpike Authority, referred to in this section as "Maine IBA Funds," must be used for  
9 the future capital repair and rehabilitation of the Piscataqua River Bridge and the planned  
10 replacement bridge for the Sarah Mildred Long Bridge. Maine IBA Funds may not be  
11 used for the capital repair and rehabilitation of the Memorial Bridge or for the operations  
12 and custodial maintenance of any of the 3 Portsmouth-Kittery bridges.

13 **Sec. F-4. Purchase and sale of interstate in Kittery.** The State, acting by and  
14 through the Department of Transportation, is authorized to convey to the Maine Turnpike  
15 Authority, and the Maine Turnpike Authority is authorized to acquire, an approximately  
16 1.9-mile portion of Interstate 95 in the Town of Kittery between the southerly terminus of  
17 the existing Maine Turnpike and the approach to the Piscataqua River Bridge, in  
18 consideration of the sum of \$30,000,000, and such other consideration and on such other  
19 terms and provisions as the Commissioner of Transportation and the executive director of  
20 the Maine Turnpike Authority may mutually determine are reasonable or necessary to  
21 effectuate the acquisition. The closing date for the transfer must be on or before  
22 December 31, 2014, unless extended by mutual agreement.

23 **Sec. F-5. Allocation.** The proceeds of the transfer of the approximately 1.9-mile  
24 portion of Interstate 95 in the Town of Kittery from the Maine Turnpike Authority must  
25 be deposited in a new, separate, Other Special Revenue Funds account within the  
26 Highway and Bridge Capital program established for capital improvement or replacement  
27 of the Sarah Mildred Long Bridge carrying the U.S. Route 1 Bypass over the Piscataqua  
28 River between Kittery, Maine and Portsmouth, New Hampshire.

29 **PART G**

30 **Sec. G-1. Calculation and transfer.** Notwithstanding any other provision of  
31 law, the State Budget Officer shall calculate the amount of allocations in this Part that  
32 applies against each Highway Fund account for all departments and agencies from  
33 funding associated with providing merit pay increases and certain longevity payments in  
34 fiscal year 2014-15 and shall transfer the amounts by financial order upon the approval of  
35 the Governor. These transfers are considered adjustments to allocations in fiscal year  
36 2014-15. The State Budget Officer shall provide a report of the transferred amounts to the  
37 Joint Standing Committee on Transportation no later than October 1, 2014.

38 **Sec. G-2. Appropriations and allocations.** The following appropriations and  
39 allocations are made.

40 **ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**  
41 **Executive Branch Departments and Independent Agencies - Statewide 0017**



1 Initiative: Provides funding to offset savings from eliminating certain longevity  
2 payments.

3	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
4	Personal Services	\$0	\$107,949
5			
6	HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$107,949</u>

7 **Executive Branch Departments and Independent Agencies - Statewide 0017**

8 Initiative: Provides funding to offset savings from eliminating merit increases for fiscal  
9 year 2014-15.

10	<b>HIGHWAY FUND</b>	<b>2013-14</b>	<b>2014-15</b>
11	Personal Services	\$0	\$698,601
12			
13	HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$698,601</u>

14 **ADMINISTRATIVE AND FINANCIAL**  
15 **SERVICES, DEPARTMENT OF**  
16 **DEPARTMENT TOTALS**

17		<b>2013-14</b>	<b>2014-15</b>
18	<b>HIGHWAY FUND</b>	<b>\$0</b>	<b>\$806,550</b>
19			
20	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$0</b></u>	<u><b>\$806,550</b></u>

21 **PART H**

22 **Sec. H-1. Lapsed balances; Salary Plan program, Highway Fund**  
23 **account.** Notwithstanding any other provision of law, the State Controller shall lapse  
24 \$806,550 from the Department of Administrative and Financial Services, Salary Plan  
25 program, Highway Fund account to the unallocated surplus of the Highway Fund no later  
26 than August 1, 2014.

27 **PART I**

28 **Sec. I-1. 29-A MRSA §523, sub-§7,** as amended by PL 2011, c. 22, §2, is further  
29 amended to read:

30 **7. Moratorium on decals for use with special veterans registration plates.**  
31 During the period beginning October 1, 2009 and ending October 1, 2014, the Secretary  
32 of State may not issue any ~~special commemorative decals~~ decals not authorized by  
33 subsection 5, paragraphs A to AA ~~or~~, subsection 6, paragraphs A to E or subsection 8 for  
34 use with special veterans registration plates.

1           **Sec. I-2. 29-A MRSA §523, sub-§8** is enacted to read:

2           **8. Wabanaki decal.** The Secretary of State may issue a set of 2 Wabanaki decals to  
3 a person who has or receives a special veterans registration plate if the Secretary of State  
4 receives an application and a statement signed by a tribal official from a federally  
5 recognized tribe within the Wabanaki Confederacy proving the applicant’s membership  
6 in the tribe. One set of 2 Wabanaki decals must be displayed on the front and back plates.  
7 The fee for a set of Wabanaki decals may not exceed \$5.’

8

**SUMMARY**

9

**PART A**

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11           This Part makes allocations.

12

**PART B**

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14           This Part carries forward unexpended All Other and Personal Services funds as of  
15 June 30, 2014 in the Department of Secretary of State, Administration - Motor Vehicles  
16 program.

17

**PART C**

18

19           This Part renames the Suspense Receivable - Transportation program as the  
20 Receivables program. It also renames the Highway and Bridge Light Capital program as  
21 the Highway Light Capital program and renames the Multimodal - Freight program as the  
22 Multimodal - Freight Rail program.

23

**PART D**

24

25           This Part transfers incremental funding provided in Public Law 2013, chapter 354,  
26 Part H for the State’s contribution to state employee and retiree health insurance  
27 premiums from fiscal year 2013-14 to fiscal year 2014-15.

28

**PART E**

29

30           This Part reduces Highway Fund funding for retiree health insurance as the result of a  
31 new actuarial projection and requires the State Budget Officer to calculate the savings  
32 that apply against each account as a result of the changes in this Part and to distribute  
33 those savings by financial order upon the approval of the Governor as adjustments to  
34 appropriations and allocations.

35

**PART F**

36

37           This Part authorizes the Department of Transportation to sell, and the Maine  
38 Turnpike Authority to acquire, an approximately 1.9-mile segment of Interstate 95 in  
39 Kittery between the southerly terminus of the existing Maine Turnpike and the approach  
40 to the Piscataqua River Bridge for the sum of \$30,000,000, which is to be deposited in an  
41 Other Special Revenue Funds account to be allocated for the improvement of the Sarah

1 Mildred Long Bridge, and makes certain changes to statutes governing the Maine  
2 Turnpike Authority to authorize actions necessary for it to comply with this Part. It also  
3 provides that the funding provided to reestablish the Maine-New Hampshire Interstate  
4 Bridge Authority must be used for the future capital repair and rehabilitation of the  
5 Piscataqua River Bridge and the planned replacement of the Sarah Mildred Long Bridge.

6 **PART G**

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8 This Part restores merit and longevity pay in fiscal year 2014-15.

9 **PART H**

10  
11 This Part requires the State Controller to lapse \$806,550 from the Department of  
12 Administrative and Financial Services, Salary Plan program, Highway Fund account to  
13 the unallocated surplus of the Highway Fund no later than August 1, 2014.

14 **PART I**

15  
16 This Part allows the Secretary of State to issue a Wabanaki decal to a person who has  
17 or receives a special veterans registration plate. It also amends the current moratorium on  
18 the issue of decals to be used with special veterans registration plates not authorized by  
19 law to exempt from the moratorium the Wabanaki decal. It specifies that one set of 2  
20 decals must be displayed on the front and back plates and sets the maximum price for the  
21 set at \$5.

22 **FISCAL NOTE REQUIRED**

23 **(See attached)**