

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

SECOND REGULAR SESSION
January 2, 2008 to March 31, 2008

FIRST SPECIAL SESSION
April 1, 2008 to April 18, 2008

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 2008

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 18, 2008

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

Penmor Lithographers
Lewiston, Maine
2008

the proceeds from this participation to support affordable housing programs under its jurisdiction; and create and administer programs that encourage individuals and entities to conserve energy.

See title page for effective date.

CHAPTER 646

H.P. 1655 - L.D. 2295

An Act To Implement the Recommendations of the Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine

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

Sec. 1. 22 MRSA §8822, sub-§4-A is enacted to read:

4-A. Follow-up appointment with an audiologist. Upon the approval of a parent or legal guardian of a newborn who is screened and receives a screening result of "refer," the birthing hospital, birthing center, hospital or other medical facility in which the child was screened must schedule the newborn for a follow-up appointment with an audiologist. That follow-up appointment must be scheduled prior to discharge, when possible. The hospital, center or facility must notify the newborn's primary care provider in writing of the screening result and audiologist appointment. This notice must be prepared prior to discharge, when possible.

Sec. 2. Report on barriers to access to audiologists. The Newborn Hearing Program, established in the Maine Revised Statutes, Title 22, chapter 1686 shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the results of its study of barriers to access to audiologists for the continued evaluation of hearing loss in newborns.

See title page for effective date.

CHAPTER 647

H.P. 1673 - L.D. 2313

An Act To Keep Bridges Safe and Roads Passable

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

Sec. 1. 29-A MRSA §453, sub-§2, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

2. Fee. The annual service fee for a vanity registration plate is ~~\$15~~ **\$25** in addition to the regular motor vehicle registration fee. The service fee must be credited to the General Highway Fund, except that, beginning July 1, 2009, \$10 of the service fee must be transferred on a quarterly basis by the Treasurer of State to the TransCap Trust Fund established by Title 30-A, section 6006-G. A sum sufficient to defray the cost of this program must be allocated annually from the General Highway Fund.

Sec. 2. 29-A MRSA §501, sub-§1, as amended by PL 2007, c. 383, §7, is further amended to read:

1. Automobiles; pickup trucks. The fee for an automobile, pickup truck or sport utility vehicle used for the conveyance of passengers or interchangeably for passengers or property is ~~\$25~~ **\$35**.

An automobile or sport utility vehicle used for the conveyance of passengers or property is a "combination" vehicle and may be issued a special plate with the word "combination" instead of "Vacationland." A passenger vehicle used under contract with the State, a municipality or a school district to transport students must be designated as "combination." A vehicle owned or operated by parents or legal guardians is exempt from this subsection.

Commercial plates may not be issued for or displayed on an automobile.

A sport utility vehicle may be registered either as an automobile or a truck. A sport utility vehicle with a gross vehicle weight or combined gross vehicle weight in excess of 10,000 pounds and used in the furtherance of a commercial enterprise must be registered as a truck according to its actual gross weight as provided in section 504.

The gross weight of a pickup truck registered as provided by this subsection may not exceed 6,000 pounds. An owner of a pickup truck who operates the pickup truck with a gross weight in excess of 6,000 pounds or the pickup truck drawing a semitrailer with a combined gross weight in excess of 6,000 pounds must register the truck as provided in section 504.

A combination of vehicles consisting of a pickup truck as defined in section 101, subsection 55 and a semitrailer with a registered weight of 2,000 pounds or less may be operated at the combined gross weight of the pickup truck and the semitrailer.

Beginning July 1, 2009, \$10 of the fee must be transferred on a quarterly basis by the Treasurer of State to the TransCap Trust Fund established by Title 30-A, section 6006-G.

Sec. 3. 29-A MRSA §504, sub-§1, ¶A, as amended by PL 1999, c. 790, Pt. C, §8 and affected by §19, is further amended to read:

A. For gross weight from 0 to 6,000 pounds, the fee is ~~\$25~~ \$35.

Beginning July 1, 2009, \$10 of the fee must be transferred on a quarterly basis by the Treasurer of State to the TransCap Trust Fund established by Title 30-A, section 6006-G.

Sec. 4. 29-A MRSA §603, sub-§1, as amended by PL 2001, c. 440, Pt. C, §1, is further amended to read:

1. Fee of \$33. A fee of ~~\$23~~ \$33 must be paid to the Secretary of State for the following:

- A. A report of a search of the records of the Bureau of Motor Vehicles for each name or identification number;
- B. Filing an application for a first certificate of title, including security interest;
- C. Filing notice of a security interest after the first certificate of title has been issued;
- D. A certificate of title after a transfer;
- E. A certificate of salvage;
- F. A corrected certificate of title or salvage;
- G. A duplicate certificate; or
- H. Assignment of a new vehicle identification number.

Beginning July 1, 2009, \$10 of the fee must be transferred on a quarterly basis by the Treasurer of State to the TransCap Trust Fund established by Title 30-A, section 6006-G.

For a person who possesses a trailer or semitrailer registration pursuant to section 512, subsection 3, the fee is \$18.

Sec. 5. Authorization to issue TransCap Trust Fund revenue bonds for bridges. Notwithstanding any other provision of law, the Maine Municipal Bond Bank, at the request of the Department of Transportation, is authorized to issue TransCap Trust Fund revenue bonds as provided in the Maine Revised Statutes, Title 30-A, section 6006-G from time to time in amounts that in total do not exceed \$160,000,000 from the effective date of this bill to fiscal year 2012-13 for the purpose of making capital improvements to bridges and minor spans on or over public ways in the State. This section does not limit the ability to authorize additional TransCap Trust Fund revenue bonds for additional bridge needs or any other eligible purpose.

Sec. 6. Bridge innovation and composites initiative. The Department of Transportation, work-

ing with the University of Maine, shall implement a bridge innovation and composites initiative. This initiative seeks to expand the use of composite technologies in bridge maintenance and capital applications, expand markets and research for transportation-related uses of composites, use technology and products to inspect and extend the life of bridges and bridge components and reduce reliance on fossil fuels in the content or the production of bridge components. The initiative also seeks to develop materials, components and delivery models that expedite the design, rehabilitation and construction of bridges, reduce costs and reduce the impact on the traveling public. The delivery models may use a composite content scale and other standards to provide incentives to meet the objectives of this initiative. As used in this section, "bridge" includes minor spans.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

TRANSPORTATION, DEPARTMENT OF Highway and Bridge Capital 0406

Initiative: Allocates additional funds on a one-time basis for the Highway and Bridge Capital program.

HIGHWAY FUND	2007-08	2008-09
Capital Expenditures	\$0	\$12,971,000
HIGHWAY FUND TOTAL	\$0	\$12,971,000

Sec. 8. Effective date. This Act takes effect September 1, 2008.

Effective September 1, 2008.

CHAPTER 648

H.P. 1669 - L.D. 2309

An Act To Enhance the Security of State Credentials

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

Sec. 1. 29-A MRSA §1301, sub-§2-A is enacted to read:

2-A. Legal presence requirement. The Secretary of State may not issue a license to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States.

Sec. 2. 29-A MRSA §1406, sub-§9 is enacted to read: