

MAINE STATE LEGISLATURE

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**STATE OF MAINE
116TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TRANSPORTATION**

MAY 1994

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

Joint Standing Committee on Transportation

LD 324 **An Act to Clarify the Rights of Water Utilities with
Respect to Water Lines Passing in or through Railroad
Rights-of-way** ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
FARNSWORTH	ONTP	

SUMMARY

This bill proposed that public water utilities retain rights to use and maintain water utility facilities running in or through railroad lines when those lines are purchased by the Department of Transportation. This bill addressed those situations in which the department has acquired railroad lines and then charged water utilities fees for licenses to use and maintain existing water lines.

LD 841 **An Act to Revise and Recodify the Maine Revised Statutes,
Title 29** PUBLIC 683

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
	OTP-AM	S-549

SUMMARY

This bill repeals the Maine Revised Statutes, Title 29 and replaces that Title with a new Title 29-A, which is both a revision and a recodification of the prior law. Part A of the bill contains the text of the new Title. Part B of the bill contains recodified portions of former Title 29 that are placed in appropriate sections of other existing Titles.

COMMITTEE AMENDMENT "A" (S-549) replaces the bill. It incorporates the changes made to the Maine Revised Statutes, Title 29 by public laws enacted during the First Regular Session of the 116th Legislature and those chaptered for the Second Regular Session prior to enactment of LD 841. It corrects cross references, makes other corrections and changes to the bill and adds a fiscal note to the bill.

LD 1152 **An Act to Clarify the Authority of the Department of
Transportation to Determine Condition of Property Prior to
Acquiring** PUBLIC 536
EMERGENCY

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
STROUT	OTP-AM	H-791 H-812 O'GARA H-813 KONTOS

SUMMARY

The bill clarifies the authority of the Department of Transportation to determine the condition of property prior to acquiring a parcel. The bill allows the department to enter upon land to perform soundings, drillings and other examinations of the property to assess the physical as well as environmental condition of the property.

COMMITTEE AMENDMENT "A" (H-791) replaces the original bill. It makes technical and structural changes by repealing the Maine Revised Statutes, Title 23, section 153 and enacting these provisions as section 153-B. It allows the department to enter upon property with the owner's consent to perform soundings, drillings and other examinations of the property. It also specifies that if the department is unable to obtain the consent of the owner, the department may obtain an administrative inspection warrant to enter upon the property or building.

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" (H-812) details the procedure for acquiring an administrative inspection warrant.

HOUSE AMENDMENT "A" (H-813) corrects a technical error by adding an emergency clause.

LD 1568 An Act to Allow Nonresidents to Possess Antique License Plates PUBLIC 488

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
ZIRNKILTON	OTP-AM	H-716

SUMMARY

This bill allows nonresidents to receive antique license plates if the motor vehicle remains in the State.

COMMITTEE AMENDMENT "A" (H-716) replaces the original bill. It changes the existing statute concerning the registration of an antique vehicle by removing the requirement that an applicant for an antique vehicle registration be a resident. Instead, it requires that the vehicle be garaged or maintained in the State. The amendment also adds a fiscal note.

LD 1586 An Act to Raise the Motor Vehicle Registration Fee to Aid in the Construction of Salt and Sand Storage Facilities ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GOULD R A	ONTP	

SUMMARY

This bill proposed to raise the motor vehicle registration fee by \$1 for all vehicles currently subject to a \$22 registration fee. The increased revenue was allocated to the Department of Transportation for the construction of salt and sand storage facilities in accordance with the Maine Revised Statutes, Title 23, chapter 19, subchapter VII.

LD 1594 An Act to Provide an Option for a Two-year Vehicle Registration Program ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
ESTY	ONTP	

SUMMARY

This bill would have created an option for a 2-year registration for motor vehicles.