

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
Transportation*

August 2005

Staff:

Nicole A. Dube, Legislative Analyst

Office of Policy and Legal Analysis

13 State House Station

Augusta, ME 04333

(207) 287-1670

Lock Kiermaier, Legislative Analyst

Office of Fiscal and Program Review

5 State House Station

Augusta, ME 04333

(207)287-1635

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Maine State Legislature

OFFICE OF POLICY & LEGAL ANALYSIS

13 State House Station, Room 215 Cross State Office Building
Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER Bill Carried Over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES..... House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT..... Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP..... Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED..... Bill held by Governor
VETO SUSTAINED..... Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on Transportation

Public Law 2005, chapter 141 prohibits passing a vehicle when the road is painted with an unbroken center line or an unbroken line in the operator's lane. The law also clarifies that the placing of highway markings on a roadway is prima facie evidence that the markings have been placed by the official act or direction of lawful authority.

LD 1119 **Resolve, To Examine Driver's License Fees** **ONTP**

<u>Sponsor(s)</u> BARSTOW		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1119 proposed to direct the Secretary of State to examine driver's license fees in this State and the time periods in which a license is valid and compare it to other states. If the secretary's examination finds that the levels and time periods are not comparable to the levels and time periods in other states, the bill proposed to authorize the secretary to make adjustments.

LD 1122 **Resolve, To Establish the Wabanaki Trail** **RESOLVE 42**

<u>Sponsor(s)</u> LORING MITCHELL		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-262
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LD 1122 proposed to establish a task force consisting of the Department of Economic and Community Development and its Office of Tourism, the Department of Transportation and the University of Maine System in conjunction with the Penobscot Nation to jointly develop the Wabanaki Trail, including designating roads, routes and points of interest, creating signage and creating maps that include old canoe trails on waterways.

Committee Amendment "A" (H-262) proposed to clarify that the task force shall create web-based maps. The amendment also proposed to strike language from the bill authorizing the Joint Standing Committee on Transportation to report out a bill to the Second Regular Session of the 122nd Legislature.

Enacted law summary

Resolve 2005, chapter 42 establishes a task force consisting of the Department of Economic and Community Development and its Office of Tourism, the Department of Transportation and the University of Maine System in conjunction with the Penobscot Nation to jointly develop the Wabanaki Trail, including designating roads, routes and points of interest, creating signage and creating web-based maps that include old canoe trails on waterways.

LD 1124 **An Act To Allow the Secretary of State To Review License Suspensions** **ONTP**

<u>Sponsor(s)</u> HOBBINS		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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Joint Standing Committee on Transportation

LD 1124 proposed to allow a person who received a driver's license suspension of more than 18 months to petition the Secretary of State for reinstatement after 18 months of the suspension. The bill proposed to authorize the Secretary of State to reinstate the license of the petitioner if the Secretary of State finds extraordinary circumstances justifying the reinstatement. The bill would not apply to suspensions directly ordered by the Secretary of State.

LD 1129 An Act To Protect Young Drivers DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAMON	OTP-AM MAJ	S-144
PARADIS	ONTP MIN	

LD 1129 proposed to prohibit a person who is operating a motor vehicle under the terms and conditions of a juvenile provisional license from operating that vehicle if it is equipped with or contains a radar detector. **Committee Amendment "A" (S-144)**, the committee majority report, replaced the bill and proposed to prohibit a person under 18 years of age who is operating a motor vehicle under the terms and conditions of an intermediate license from operating that vehicle if it is equipped with or contains a radar detector. This amendment was not adopted.

LD 1146 An Act Regarding the Fines Imposed on Overweight Vehicles ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON	ONTP	
MARTIN		

LD 1146 proposed to eliminate the imposition of fines on overweight vehicles from December 1st to April 15th.