

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
SENATE
104th LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 383, L.D. 1356, Bill, "AN ACT Abolishing the Maine Aeronautics Commission, Transferring Certain of its Powers to an Aeronautical Director, Providing for the Tenure and Compensation of Such Director and Relating to the Aeronautical Fund."

Amend said Bill by striking out all of section 2 (same in L.D.)

Further amend said Bill in section 3 by striking out all of that part designated "15" (same in L.D.) and inserting in place thereof the following:

'15. Certificate, registration (State). "Certificate, registration (State)" is a document issued by the ~~commission~~ director for ~~airmen~~, aircraft, landing areas and air carriers, specifying the aeronautical activities in which the holder thereof may engage.'

Further amend said Bill by striking out all of section 6 (same in L.D.)

Further amend said Bill in section 7 by adding at the end of that part designated "\$4" (same in L.D.) the following underlined sentence:

'The director shall prescribe the terms and conditions of the activities authorized for each such facility.'

Further amend said Bill in section 10 by striking out all of the last underlined sentence of that part designated "\$ 11" (same in L.D.) and inserting in place thereof the following underlined sentence:

'The compensation of the director shall be fixed by the Governor and Council not to exceed \$15,000.'

Further amend said Bill in section 10 by striking out in the 6th, 7th and 8th lines of the 3rd paragraph of that part designated "\$ 12" (4th, 5th and 6th lines in L.D.) the underlined punctuation and words ", and for that purpose the Governor and Council may authorize the advance of working capital from the Unappropriated Surplus of the General Fund"

Further amend said Bill in section 10 by striking out in the 4th line of subsection 1 of that part designated "\$ 14" (3rd line in L.D.) the underlined figure "\$25" and inserting in place thereof the underlined figure '\$5' and by striking out in the 7th line (5th line in L.D.) the underlined figure "\$100" and inserting in

(Filing No. S-266)

place thereof the underlined figure '\$35'

Further amend said Bill in section 11 by striking out all of paragraphs D and E of subsection 1 (same in L.D.) and inserting in place thereof the following:

'D. Develop and promote aviation within this State;
E. Provide for the maintenance, repair, upkeep and operation of such planes as may be owned by the State and to provide adequate hangar facilities for such planes; and
F. Carry out such other and further duties as are by law imposed upon him.'

Further amend said Bill in section 11 by striking out all of the first underlined sentence of the first blocked paragraph (same in L.D.) which reads as follows: "Any unexpended balance of any sums so appropriated at the end of any fiscal year shall not lapse but shall be carried forward for use in any succeeding fiscal year."

Further amend said Bill by striking out all of section 13 (same in L.D.)

Further amend said Bill by striking out all of section 14 (same in L.D.) and inserting in place thereof the following:

'Sec. 14. R.S., T. 6, §202, sub-§§3, 4, 6, 7 and 8 amended. Subsections 3, 4, 6, 7 and 8 of section 202 of Title 6 of the Revised Statutes are amended to read as follows:

3. Service without certificate; exemptions. For any person to serve in any capacity as an airman in connection with any civil aircraft without an airman certificate issued by the administration authorizing him to serve in such capacity, ~~and if a resident, or a nonresident engaged in air commerce within the State, unless possessed of such certificate issued by the administration and an appropriate State registration certificate. Such State registration certificate shall not be required of a person receiving a demonstration flight or dual flying instruction carried out in accordance with the civil air regulations,~~

4. Employment of uncertified persons. For any person to employ for service in connection with any civil aircraft an airman who does not have the ~~certificates~~ certificate required by subsection 3 authorizing him to serve in the capacity for which he is employed;

6. Designation of landing areas. For any person to designate any area of land or of the inland waters as a landing area

(Filing no. S-266)

by markings, the display of a wind direction indicator, or otherwise, or operate or permit operation of aircraft on or from any area for compensation or hire, unless such area is registered with the ~~commission~~ department. For the purpose of this section, an area used either as the point of departure or as the destination of an aircraft operation, but not as both, shall not be considered a landing area;

7. Unlawful operation. For any person to operate or authorize the operation of aircraft in violation of any other rule or regulation, or in violation of the terms of any certificate issued under the authority of chapters 1 ~~to 13~~ and 2;

8. Operation from unregistered areas. For any person to operate or authorize the operation of aircraft for compensation or hire from any of the public inland waters or ice areas of the State unless each such area is registered with the ~~commission~~ department. Applications for such registration shall contain such details with respect to the areas from which flights are to be made as the ~~commission~~ department may from time to time require;

Further amend said Bill in section 15 by striking out all of subsection 1 (same in L.D.) and inserting in place thereof the following:

'1. Violations of rules or orders. Any person who violates any provisions of chapters 1 to 13 pertaining to registration, trespass or the air traffic rules, or who violates any provisions of an order, rule or regulation made hereunder, or fails to answer a subpoena or to testify before the ~~commission~~ director shall be punished by a fine of not more than \$200 or by imprisonment for not more than 3 months, or by both.'

Further amend said Bill by renumbering the sections of the Bill to read consecutively.

Reported by the Committee on STATE GOVERNMENT.

Reproduced and distributed pursuant to Senate Rule No. 11A.

(Filing No. S-266)

6/12/69