

# MAINE STATE LEGISLATURE

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MS  
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L.D. 59

DATE: February 28, 1996 (Filing No. S-439 )

## TRANSPORTATION

Reported by: The Minority of the Committee.

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### STATE OF MAINE SENATE 117TH LEGISLATURE SECOND REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 29, L.D. 59, Bill, "An Act to Repeal the Sensible Transportation Policy Act"

Amend the bill by striking out all of section 3 (page 1, lines 9 to 23 in L.D.) and inserting in its place the following:

Sec. 3. 23 MRSA §1965, sub-§1, ¶D, as amended by PL 1995, c. 341, §1, is further amended to read:

D. Construct, maintain, reconstruct and operate a toll turnpike from a point at or near Kittery in York County to a point at or near Augusta in Kennebec County, except that the traveled way may not be widened or expanded beyond 3 lanes for each direction of travel from Exit 1 to, and including, Exit 6A and beyond 2 lanes for each direction of travel elsewhere on the turnpike without the express approval of the Legislature; ;

~~Except as provided in section 1965-A, a license, permit, or approval necessary for the widening or expansion of the turnpike may not be issued by any state agency unless that agency makes an affirmative finding that the widening or expansion is consistent with state transportation policy as well as rules implementing that policy;~~

Sec. 4. 23 MRSA §1965-A, as enacted by PL 1995, c. 341, §2, is repealed.

# COMMITTEE AMENDMENT

R. & S.

COMMITTEE AMENDMENT "A" to S.P. 29, L.D. 59

2           Sec. 5. 23 MRSA §1973, sub-§4, ¶A-1, as enacted by PL 1995, c.  
410, §2, is amended to read:

4  
6           A-1. The authority is prohibited from imposing variable  
surcharges based on the time of day. ~~Notwithstanding any~~  
8           ~~other provisions of law, the evaluation of congestion~~  
pricing as a reasonable transportation alternative to  
10           ~~widening or expansion of the Maine Turnpike to 3 lanes in~~  
each direction from Exit 1 to Exit 6A on a projected basis  
12           ~~without actual implementation of congestion pricing on a~~  
demonstration basis meets the criteria of section 73 and  
chapter 24.

14  
16           Further amend the bill by inserting at the end before the  
statement of fact the following:

18  
20                           **FISCAL NOTE**

22           Repealing the Sensible Transportation Policy Act will not  
result in any significant savings to the Department of  
24           Transportation since the repealed requirements are similar to  
current federal requirements pursuant to the Intermodal Surface  
Transportation Efficiency Act (ISTEA), the Federal Energy Policy  
26           and in the 1990 Clean Air Act Amendments.'

28  
30                           **STATEMENT OF FACT**

32           This amendment is the minority report. The amendment  
corrects language in the original bill that was amended by Public  
Law 1995, chapter 341. It also repeals sections of law that  
34           include a cross-reference to the Sensible Transportation Policy  
Act. It adds a fiscal note to the bill.