

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1982

H.P. 1481

House of Representatives, December 20, 2001

An Act to Reduce the Economic Impact of Seasonally Posted Roads.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 17, 2001. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative SULLIVAN of Biddeford.
Cosponsored by President BENNETT of Oxford and
Representatives: MAYO of Bath, McDONOUGH of Portland, MICHAUD of Fort Kent,
O'BRIEN of Lewiston, RICHARDSON of Brunswick, Speaker SAXL of Portland, Senator:
President Pro Tem MICHAUD of Penobscot.

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

2
4 **Sec. 1. 29-A MRSA §2395, sub-§4**, as amended by PL 1999, c. 600, §1, is further amended to read:

6 **4. Designation by counties and municipalities.** County
8 commissioners and municipal officers may designate public ways
10 other than those in subsection 3 and impose restrictions within
12 their respective jurisdictions similar to those made by the
14 Department of Transportation under subsection 3. Any vehicle
16 ~~delivering home heating fuel and operating in accordance with a~~
18 ~~permit issued by the Department of Transportation pursuant to~~
20 ~~this section traveling with a load necessary to provide goods or~~
22 ~~services to a site located on or served by that public way may~~
travel over any county or town way ~~without~~ with a specific
municipal or county permit. A municipality may impose additional
restrictions for ~~home heating fuel delivery trucks a vehicle~~
~~traveling with a load necessary~~ to ~~operate provide goods or~~
services to a site located on a public ways way within that
municipality but may not require a permit ~~for home heating fuel~~
~~delivery trucks~~ to operate according to those restrictions.

24 **Sec. 2. 29-A MRSA §2395, sub-§9** is enacted to read:

26 **9. Permits.** ~~Municipal officers may require permits for~~
28 ~~vehicles to operate on posted roads, either seasonally or for~~
30 ~~single use, as long as the permits are available during normal~~
32 ~~municipal office hours. Permits may also be made available by~~
34 ~~electronic means through a law enforcement agency for a fee. A~~
municipality may charge and retain a fee for the permit, subject
to fee guidelines established by the Department of
Transportation, based upon the weight or value of the load the
vehicle is transporting.

36 **SUMMARY**

38 The bill allows municipalities to issue permits for vehicles
40 to operate on any roads that may be posted. A municipality may
charge a fee for the permit subject to guidelines set by the
Department of Transportation.