

MAINE STATE LEGISLATURE

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RS

L.D. 132

DATE: 3/24/05

(Filing No. H-47)

TRANSPORTATION

Minority

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 110, L.D. 132, Bill, "An Act To Amend the Law Governing Construction Flaggers"

Amend the bill in section 1 by striking out everything after the amending clause (page 1, lines 6 to 19 in L.D.) and inserting in its place the following:

§707. Work zone flaggers; minimum training standards

All publicly or privately employed flaggers at highway construction sites on or adjacent to public ways must have, at a minimum, annual training in controlling traffic at construction sites in a manner consistent with the standards set forth in the American National Standards Institute, latest edition of the United States Department of Transportation, Federal Highway Administration's Manual on Uniform Traffic Control Devices for Streets and Highways. That training may must consist of video instruction, instruction in a classroom setting, distribution of informational flagging handbooks or other educational materials or other training activities determined appropriate by the employer. Municipalities are encouraged to provide the same training as is required for privately employed flaggers to flaggers whom they employ. Training materials provided under this section must be paid for by the Department of Transportation.

This section does not apply to an individual providing flagging service in an emergency situation where there is imminent danger of damage or injury to property or personal health and safety.'

COMMITTEE AMENDMENT

2

SUMMARY

4 This is the minority report of the Joint Standing Committee
6 on Transportation. This amendment requires publicly and
8 privately employed flaggers to receive annual training in
10 controlling traffic at construction sites. The amendment
12 clarifies that flagger training must comply with the standards
14 set forth in the latest edition of the Manual on Uniform Traffic
16 Control Devices for Streets and Highways. This amendment
 requires flagger training materials to be paid for by the
 Department of Transportation. This amendment also provides that
 flagger training requirements do not apply to an individual
 providing flagging services in an emergency situation where there
 is imminent danger of damage or injury to property or personal
 health and safety.