

# 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)



2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44

DATE: 5.9.05

(Filing No. S- 145)

**TRANSPORTATION**

Reported by:

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE  
SENATE  
122ND LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 355, L.D. 1038, Bill, "An Act To Improve Landowners' Access to Their Land"

Amend the bill in section 1 by striking out all of section 10 (page 1, lines 5 to 12 in L.D) and inserting in its place the following:

'10. Requirements waived. The department may waive the requirements of rules adopted pursuant to this section and may issue a permit for a driveway when the property abuts no other road affording vehicular access to a person's property and the property is outside the compact area of an urban compact municipality. The department may not deny a person the right to build on or to have vehicular access to property owned by that person unless the access is determined inconsistent with access management safety standards.'

**SUMMARY**

This amendment is the majority report of the Joint Standing Committee on Transportation. The amendment clarifies that the Department of Transportation may waive certain requirements in rule and issue a permit for a driveway when no other location exists for vehicular access to a property unless it is determined inconsistent with access management safety standards.

FISCAL NOTE REQUIRED  
(See attached)

**COMMITTEE AMENDMENT**



Approved: 05/05/05 *MAC*

# 122nd MAINE LEGISLATURE

LD 1038

LR 1419(02)

**An Act To Improve Landowners' Access To their Land**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Transportation**

**Fiscal Note Required: Yes**

**Majority Report**

---

## Fiscal Note

Minor cost increase - Highway Fund