## MAINE STATE LEGISLATURE

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## 122nd MAINE LEGISLATURE

## **SECOND REGULAR SESSION-2006**

**Legislative Document** 

No. 1706

H.P. 1213

House of Representatives, December 20, 2005

An Act To Prohibit Parking in Access Aisles

(EMERGENCY)

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

Received by the Clerk of the House on December 14, 2005. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millient M. MacFarland MILLICENT M. MacFARLAND Clerk

Presented by Representative MARLEY of Portland.

	Emergency preamble. Whereas, acts of the Legislature do not
2	become effective until 90 days after adjournment unless enacted as emergencies; and
4	
6	Whereas, current law is ambiguous on the use of access aisles for disability parking by the disabled; and
8	Whereas, it is necessary that this ambiguity be eliminated
	as soon as possible; and
10	****
	Whereas, in the judgment of the Legislature, these facts
12	create an emergency within the meaning of the Constitution of
1.4	Maine and require the following legislation as immediately
14	necessary for the preservation of the public peace, health and safety; now, therefore,
16	safety, now, therefore,
_ •	Be it enacted by the People of the State of Maine as follows:
18	•
	Sec. 1. 29-A MRSA §521, sub-§9-A, as amended by PL 2005, c.
20	433, §7 and affected by §28, is further amended to read:
22	9-A. Enforcement of disability parking restrictions. A law
	enforcement officer may enforce disability parking restrictions.
24	The State Police shall enforce disability parking restrictions at
	service facilities established on the Maine Turnpike and on the
26	interstate highway system in the State. A person commits a
•	traffic infraction if that person parks in a parking space of
28	accessaisle designated and clearly marked for persons with
30	physical disabilities and has not been issued or is not
30	transporting a person who has been issued a disability registration plate or a removable windshield placard pursuant to
32	this section or section 523 or a disability registration plate or
J <b>L</b>	placard issued by another state. A person commits a traffic
34	infraction if that person parks in an access aisle, regardless of
	whether the person has been issued a disability registration
36	plate or removable placard.
38	Emergency clause. In view of the emergency cited in the
	preamble, this Act takes effect when approved.
40	
42	SUMMARY
44	Current law prohibits persons who do not possess disability
	registration plates or removable windshield placards from parking
46	in disability parking spaces or access aisles. The law, however,

does not prohibit persons with disability plates or placards from

parking in access aisles.

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This bill prohibits anyone from parking in an access aisle,
which is defined as a space that is clearly marked and immediately adjacent to a parking space designated and clearly marked for persons with physical disabilities.