

# 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)



STATE LAW LIBRARY  
AUGUSTA, MAINE

# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

Legislative Document

No. 383

H.P. 290

House of Representatives, February 5, 2009

**An Act To Ensure That All Toll and Intermodal Transportation  
Facilities and Roadway Lighting within the Maine Turnpike  
Corridor Are Consistent with Maine's Quality of Place Goals**

Reference to the Committee on Business, Research and Economic Development suggested and ordered printed.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND

Clerk

Presented by Representative HILL of York.

Cosponsored by Senator BOWMAN of York and

Representatives: CLEARY of Houlton, CONNOR of Kennebunk, PILON of Saco, WEAVER of York, WRIGHT of Berwick, Senator: BARTLETT of Cumberland.

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

2 **Sec. 1. 23 MRSA §1966, sub-§2**, as amended by PL 1997, c. 743, §1, is further  
3 amended to read:

4 **2. Contracts for construction or reconstruction.** All contracts and agreements  
5 relating to the construction or reconstruction of the turnpike and the construction or  
6 reconstruction of connecting tunnels and bridges, overpasses, underpasses, interchanges  
7 and toll facilities must be approved by the Department of Transportation and the turnpike  
8 and connecting tunnels and bridges, overpasses, underpasses, interchanges and barriers  
9 must be constructed or reconstructed under the supervision of the department. All  
10 contracts and agreements relating to the construction or reconstruction of toll facilities  
11 and intermodal transportation facilities within the turnpike corridor must be certified by  
12 the Executive Department, State Planning Office as meeting quality of place goals as  
13 established by the State Planning Office by rule. Rules adopted pursuant to this  
14 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

15 Contractors and subcontractors on all authority construction and reconstruction projects  
16 must be equal opportunity employers and, in connection with contracts in excess of  
17 \$250,000, also pursue in good faith affirmative action programs designed to remedy  
18 underrepresentation of minorities, women and persons with disabilities. The authority  
19 may by rule provide for the enforcement of this requirement. To the extent practical, the  
20 authority may use program and technical information developed by and available through  
21 the Department of Transportation to carry out this subsection.

22 All authority construction and reconstruction projects are governed by the prevailing  
23 wage provisions in Title 26, chapter 15.

24 **Sec. 2. 23 MRSA §1966, sub-§2-A** is enacted to read:

25 **2-A. Roadway lighting.** All permanent outdoor luminaires, as defined in Title 5,  
26 section 1769, subsection 1, paragraph K, installed or replaced by the authority must be  
27 certified by the Executive Department, State Planning Office as meeting quality of place  
28 goals as established by the State Planning Office by rule. Rules adopted pursuant to this  
29 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

30 **Sec. 3. Quality of place strategies.** The Executive Department, State Planning  
31 Office shall adopt rules under the Maine Revised Statutes, Title 23, section 1966,  
32 subsection 2 that establish quality of place standards consistent with the guidelines  
33 established by the Maine Quality of Place Council established by Executive Order 13 FY  
34 08/09, issued on June 6, 2008.

35 **SUMMARY**

36 This bill provides that all contracts and agreements relating to the construction or  
37 reconstruction of toll facilities and intermodal transportation facilities and to the  
38 replacement or installation of permanent outdoor luminaires within the Maine Turnpike  
39 corridor must be certified by the Executive Department, State Planning Office as meeting  
40 quality of place goals as established by the State Planning Office by rule.