

MAINE STATE LEGISLATURE

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A. G. B.

Date: 3/1/10

(Filing No. H-672)

TRANSPORTATION

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1170, L.D. 1642, Bill, "An Act To Reduce Road Noise within Posted Areas"

Amend the bill by striking out the title and substituting the following:

'An Act Relating to Road Noise'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 29-A MRSA §1912, sub-§1, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

1. **Muffler required.** A person may not operate a motor vehicle unless that vehicle is equipped with an adequate muffler properly maintained to prevent excessive or unusual noise. For purposes of this subsection, "excessive or unusual noise" includes motor noise emitted by a motor vehicle that is noticeably louder than similar vehicles in the environment.

Sec. 2. 29-A MRSA §1912, sub-§3, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B §5, is amended to read:

3. **Amplification prohibited.** A person may not operate a motor vehicle with an exhaust system that has been modified ~~to amplify~~ when the result of that modification is the amplification or increase ~~the of~~ noise emitted by the motor above that emitted by the muffler originally installed on the vehicle.

Sec. 3. **Working group; excessive highway traffic noise.** The Department of Public Safety, Bureau of State Police shall convene a working group to study issues relating to highway traffic noise, including, but not limited to, unwarranted noise created when an exhaust system is not properly installed or maintained or is altered. The working group must include representatives from municipal and county law enforcement, a commercial motor carrier association, the Department of Transportation, the Maine Turnpike Authority and a neighborhood or neighborhood association affected by highway noise. The working group shall submit a report, including findings and

COMMITTEE AMENDMENT

1 recommendations, to the joint standing committee of the Legislature having jurisdiction
2 over transportation matters no later than January 15, 2011.'

3 **SUMMARY**

4 This amendment defines "excessive or unusual noise" as it relates to exhaust systems
5 that are improperly installed or maintained or modified in a way that increases the noise
6 emitted by a motor vehicle. The amendment also directs the Department of Public
7 Safety, Bureau of State Police to convene a working group to study issues relating to
8 highway traffic noise, including, but not limited to, unwarranted noise created when an
9 exhaust system is not properly installed or maintained or is altered.

FISCAL NOTE REQUIRED
(See attached)



124th MAINE LEGISLATURE

LD 1642

LR 2334(02)

An Act To Reduce Road Noise within Posted Areas

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Transportation
Fiscal Note Required: Yes

Fiscal Note

Potential current biennium cost increase - General Fund
Potential current biennium cost increase - Highway Fund

Fiscal Detail and Notes

The State Police within the Department of Public Safety may see increases in violations as a result of this legislation. More violations would result in more court time for State Police troopers. If the court time falls on a scheduled day off the trooper would be paid overtime for at least 4 hours, potentially increasing both General Fund and Highway Fund costs to the Department of Public Safety.

Additional costs to the Department of Public safety and Department of Transportation related to the working group can be absorbed within existing budgeted resources.