

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 1168

S.P. 405

In Senate, March 26, 2013

**Resolve, To Establish the Commission To Study How To Improve  
Maine's Transportation Infrastructure**

(EMERGENCY)

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Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator MAZUREK of Knox.

Cosponsored by Senators: CAIN of Penobscot, COLLINS of York, GERZOFSKY of  
Cumberland, LACHOWICZ of Kennebec, VALENTINO of York, Representatives: GOODE  
of Bangor, THERIAULT of Madawaska.

1           **Emergency preamble. Whereas,** acts and resolves of the Legislature do not  
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3           **Whereas,** this legislation establishes the Commission To Study How To Improve  
4 Maine's Transportation Infrastructure; and

5           **Whereas,** the commission's study must be initiated before the 90-day period expires  
6 in order that the study may be completed and a report submitted in time for submission to  
7 the next legislative session; and

8           **Whereas,** in the judgment of the Legislature, these facts create an emergency within  
9 the meaning of the Constitution of Maine and require the following legislation as  
10 immediately necessary for the preservation of the public peace, health and safety; now,  
11 therefore,

12           **Sec. 1. Commission established. Resolved:** That the Commission To Study  
13 How To Improve Maine's Transportation Infrastructure, referred to in this resolve as "the  
14 commission," is established; and be it further

15           **Sec. 2. Commission membership. Resolved:** That, notwithstanding Joint Rule  
16 353, the commission consists of 15 members as follows:

17           1. Seven members appointed by the President of the Senate as follows:

18           A. A member representing a nonprofit transportation industry organization;

19           B. A member representing the freight hauling industry;

20           C. A member representing an environmental organization;

21           D. A member representing the construction industry;

22           E. A member from a list of nominees supplied by the Maine Chamber of Commerce;

23           F. A member from an organization that represents members of the civil engineering  
24 profession worldwide; and

25           G. A member representing the railroad industry;

26           2. Seven members appointed by the Speaker of the House of Representatives as  
27 follows:

28           A. A member representing an economic development or redevelopment  
29 organization;

30           B. A member from a list of nominees supplied by the Maine Office of Tourism;

31           C. A member representing a small business with significant transportation needs;

32           D. A member from a list of nominees supplied by the Maine Municipal Association;

33           E. A member representing the fishing industry;

34           F. A member from an organization that promotes the transportation industry; and

1 G. A member representing the aviation industry; and  
2 3. The Commissioner of Transportation or the commissioner's designee; and be it  
3 further

4 **Sec. 3. Chairs. Resolved:** That the commission shall choose 2 chairs from  
5 among its members; and be it further

6 **Sec. 4. Appointments; convening of commission. Resolved:** That all  
7 appointments must be made no later than 30 days following the effective date of this  
8 resolve. The appointing authorities shall notify the Executive Director of the Legislative  
9 Council once all appointments have been completed. After appointment of all members,  
10 the chairs shall call and convene the first meeting of the commission. If 30 days or more  
11 after the effective date of this resolve a majority of but not all appointments have been  
12 made, a majority of the appointed members may request authority and the Legislative  
13 Council may grant authority for the commission to meet and conduct its business; and be  
14 it further

15 **Sec. 5. Duties. Resolved:** That the commission shall study funding for  
16 maintenance of and future improvements to the State's transportation infrastructure as  
17 necessary to keep roads, bridges, railroads, airports and seaports in good condition and to  
18 avoid the deterioration of the State's transportation infrastructure.

19 The commission shall meet 4 or 5 times over the summer and fall of 2013. One  
20 meeting must be open to the public for input; and be it further

21 **Sec. 6. Staff assistance. Resolved:** That the Legislative Council shall provide  
22 necessary staffing services to the commission; and be it further

23 **Sec. 7. Report. Resolved:** That, no later than December 4, 2013, the commission  
24 shall submit a report that includes its findings and recommendations, including suggested  
25 legislation, to the Joint Standing Committee on Transportation. The Joint Standing  
26 Committee on Transportation may submit a bill for presentation to the Second Regular  
27 Session of the 126th Legislature relating to the subject matter of the report.

28 **Emergency clause.** In view of the emergency cited in the preamble, this  
29 legislation takes effect when approved.

30 **SUMMARY**

31 This resolve establishes the Commission To Study How To Improve Maine's  
32 Transportation Infrastructure. The commission has 15 members and is required to report  
33 to the Joint Standing Committee on Transportation by December 4, 2013.