

MAINE STATE LEGISLATURE

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**STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
TRANSPORTATION**

MAY 1988

MEMBERS

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Sen. Raynold Theriault
Sen. Pamela L. Cahill

Rep. Fred W. Moholland *
Rep. Harold M. Macomber
Rep. Roger M. Pouliot
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Rep. Daniel J. Callahan
Rep. Roland S. Salsbury, Jr.

*** Denotes Chair**

Staff: Haven Whiteside, Legislative Analyst

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**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Laurette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

The bill would require an allocation from the Highway Fund to DOT of \$35,000 for a staff attorney and \$363,000 for 10 engineer and technician positions.

LD An Act to Permit Exempt Railroad Crossings (Reported ONTP
2398 Pursuant to Public Law 1987, Chapter 5)

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
ONTP

SUMMARY

This bill is submitted for the Task Force on Railroads and is the same as LD 2219 except for minor differences in wording. (See LD 2219)

LD An Act to Revise the Laws Concerning Cost Sharing for PUBLIC
2399 Maintenance of Railroad Grade and Highway Bridge Crossings 657
(Reported Pursuant to Public Law 1987, Chapter 5)

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
OTP

SUMMARY

This bill was presented for the Legislative Task Force on Railroads to address the state cost-sharing program for maintenance of railroad crossings. It changes the basis of reimbursement to reflect a railroad company's actual average costs as reported the previous year up to a specific annual dollar amount of \$1,500 for crossings and \$2,500 for bridges. Present law bases the reimbursement on an estimate the 1983 average maintenance cost adjusted by the Consumer Price Index. The bill adds a provision allowing the department to make reimbursement contingent on railroad compliance with specific requests of the department and adds a provision allowing the department to contract with other entities to assure that necessary crossing maintenance is done.

LD An Act to Provide the Capability to Assess the Impact of ONTP
2400 Overweight Trucks on Maine Highways (Reported Pursuant to
Public Law 1987, Chapter 5)

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
ONTP MAJ
OTP-AM MIN

SUMMARY

This bill was presented for the Legislative Task Force on Railroads. It requires DOT to collect and analyze data on overweight trucks annually and to make recommendations to the Legislature on how to reduce the number of violations. Any person who weighs and keeps a record of the vehicle before or after unloading would have to keep those records for 30 days, for inspection by any law enforcement officer but only for purposes of preparing the "overweight report".

The Minority Committee Amendment (H-531) would have added an appropriation of \$30,019 from the General Fund and an allocation of \$90,056 from the Highway Fund for 2 State Troopers and 2 vehicles.

LD An Act to Require Notice of Major Modifications in Rail INDEF PP
2401 Service (Reported Pursuant to Public Law 1987, Chapter 5)

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
	OTP-AM	H-590

SUMMARY

This bill was proposed by the Legislative Task Force on Railroads. It requires any person, corporation or other entity wishing to establish a new railroad operation or to acquire an existing railroad operation through transfer of ownership or management in this State to receive a permit from the Commissioner of Transportation. It does not apply to operations ongoing on the date of enactment, but would apply to extension of operations by existing operators to new lines.

The Committee Amendment (H-590) replaced the bill with a provision for notice to MDOT of major modifications in rail service. That provision was included in LD 2634.

LD RESOLVE, to Create a Link from the Old Orchard Beach Ball LV/WD
2403 Park Area to the Interstate 95 Spur

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MCSWEENEY	LV/WD	

SUMMARY

This resolve requires the Department of Transportation to study and report on the possibility of a link from the Old Orchard Beach Ball Park to the Interstate 95 spur.

LD RESOLVE, to Release State Claims to Certain Land Abutting LV/WD
2423 the Bath Road in Brunswick

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
PRIEST CLARK N CHONKO	LV/WD	

SUMMARY

The bill conveys title from the State to the landowners without payment of any money for a right-of-way through their property on Bath Road in Brunswick.