

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
114TH LEGISLATURE  
FIRST REGULAR SESSION



BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
TRANSPORTATION

JULY 1989

MEMBERS

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Sen. Raynold Theriault  
Sen. Robert R. Gould

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Rep. Jeffery N. Mills  
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Rep. Robert E. Hussey, Jr.  
Rep. Orland G. McPherson  
Rep. Donald A. Strout  
Rep. Clyde A. Hichborn  
Rep. Ronald C. Bailey

\* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1989

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 for 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 abbreviated 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 Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

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

flashing red light and a siren. The bill would extend the privilege to ambulances using a flashing light but not a siren, if the condition of the patient prevents use of the siren.

The bill also extends the use of red flashing lights to emergency rescue squad and ambulance personnel on private motor vehicles the same as volunteer rescue squad and ambulance personnel can under §1367-B(4)(a).

**LD 1308      Resolve, to Require the Construction of a Pedestrian Walkway over Interstate 295 in Portland      LV/WD**

| <u>SPONSOR(S)</u> | <u>COMMITTEE REPORT</u> | <u>AMENDMENTS ADOPTED</u> |
|-------------------|-------------------------|---------------------------|
| MANNING           | LV/WD                   |                           |
| ANDREWS           |                         |                           |
| MACOMBER          |                         |                           |
| HALE              |                         |                           |

SUMMARY  
This bill directs the Commissioner of Transportation to cause a pedestrian walkway to be constructed over Interstate 295 in Portland to connect the University of Southern Maine parking lot with Deering Oaks Park. The cost would be \$600,000 from the Highway Fund for design and construction.

**LD 1318      Resolve, to Establish a Commission to Study Town Supervision of Private Roads      INDEF PP**

| <u>SPONSOR(S)</u> | <u>COMMITTEE REPORT</u> | <u>AMENDMENTS ADOPTED</u> |
|-------------------|-------------------------|---------------------------|
| TRACY             | OTP-AM                  | H-386                     |
| GOULD R A         |                         | H-488    TRACY            |
| JOSEPH            |                         |                           |
| BERUBE            |                         |                           |

SUMMARY  
The study would be conducted by a 7-member commission including 1 senator; 1 representative from the Transportation Committee, 1 from the Judiciary Committee, 1 from the State & Local Government Committee, 1 from the Executive Department, 1 from MMA and 1 from the Governor's Municipal Advisory Council. The study is to report to the State & Local Government Committee by December 1, 1989, and that committee report to the Legislature by January 1, 1990.

The State and Local Government Committee reported out favorably LD 383 which deals with this issue by authorizing municipalities to maintain existing private roads if: not obstructed to the public and if the municipality has adopted standards for road construction. The municipality may assess the landowners but may also use municipal funds for this purpose. The Law Court issued an advisory opinion (printed in the House calendar of June 14, 1989, declaring much of that bill unconstitutional.

CA (H-386) The amendment modifies the study to report to the Legislature rather than a joint standing committee. It also changes the membership to 1 Senator and 2 Representatives from the Joint Standing Committee on Transportation and 1 Senator and 1 Representative from the Joint Standing Committee on State and Local Government. The study will focus on the questions whether there is any municipal authority and responsibility for maintenance of private roads when there is and when there is not a public easement.

HA (H-488) resolves conflicting provisions on the chair.