

MAINE STATE LEGISLATURE

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STATE OF MAINE
118TH LEGISLATURE

SECOND REGULAR SESSION
AND
SECOND SPECIAL SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TRANSPORTATION

MAY 1998

MEMBERS:

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Sen. John T. Jenkins

Sen. Vinton E. Cassidy

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**ONE HUNDRED EIGHTEENTH LEGISLATURE
SECOND REGULAR AND SECOND SPECIAL SESSIONS**

**Summary Of Legislation Before The Joint Standing Committees
May 1998**

We are pleased to provide this summary of bills that were considered by the Joint Standing Committees of the Maine Legislature. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....House & Senate disagree; bill died
DIED IN CONCURRENCE.....One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died
EMERGENCY.....Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....Bill imposing local mandate failed to get 2/3 vote
INDEF PP.....Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED.....Bill held by Governor
VETO SUSTAINED.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is June 30, 1998 and July 9, 1998 for the Second Special Session. Second Special Session laws include Public Laws beginning with Chapter 718, Private and Special Laws beginning with Chapter 82 and Resolves beginning with Chapter 117.

39. It allows a truck tractor with a semitrailer access to service facilities within one mile of the highway network and the access system upon which that vehicle is allowed.
40. It provides that the prosecution in an OUI case is not required to produce expert testimony regarding the functioning of self-contained breath-alcohol testing apparatus before the test results are admissible, if sufficient evidence is offered.
41. It clarifies that revocation of a license to operate a motor vehicle under former Maine Revised Statutes, Title 29 remains in effect under Title 29-A.
42. It clarifies that a notice of a license suspension or revocation must include notice that a copy of the report of the law enforcement officer and any blood-alcohol test certificate will be provided to a person upon request to the Secretary of State only in cases where the person's license is suspended or revoked pursuant to an administrative action.
43. It requires the Commissioner of Transportation to establish, by rule, the Adopt-A-Highway Program in Maine under which organizations may participate in beautification efforts on all state highways. It also allows the Commissioner of Transportation to permit signs identifying participants in the program.

LD 1947

An Act to Improve Traffic Safety

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAND TRIPP	ONTP	

LD 1947 proposed to permit the use of evidence obtained from unmanned, automatic cameras to prosecute and prove traffic violations. The owner of the vehicle would have been rebuttably presumed to be the violator. Evidence from the cameras could also have been used in other legal actions.

LD 1979

Resolve, Requiring the State to Reimburse Towns for the Construction of Salt and Sand Storage Facilities

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RINES	ONTP MAJ OTP-AM MIN	

LD 1979 proposed to require the State to reimburse to municipalities, by December 31, 1998, the State's share of the costs of salt and sand storage facilities that were constructed by municipalities and approved by the Department of Transportation prior to January 1, 1998.

Committee Amendment "A" (H-796) proposed to correct a cross-reference error in the resolve and add an appropriation and a fiscal note to the resolve.

Committee Amendment "A" to House Amendment "A" (H-807) requires the State to commit funds to reimburse to municipalities the State's share of the costs of salt and sand storage facilities that are classified by the

Department of Environmental Protection as Priority 3. The amendment also requires the State to reimburse to municipalities the State's share of the costs of salt and sand storage facilities that were constructed by municipalities prior to January 1, 1998 for projects classified as Priority 4 and 5.

LD 1981 **An Act to Amend Road Signs along I-95 and the Maine Turnpike to Indicate the Location of Full-service Gas Stations by Using the Handicap Access Symbol** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DRISCOLL O'GARA	ONTP	

LD 1981 proposed to require the handicap access symbol be placed on signs on the Interstate Highway System and the Maine Turnpike to indicate the availability of full-service gas stations.

LD 1982 **An Act to Name a Highway in Burnham in Honor of Medal of Honor Recipient Corporal Clair Goodblood** **P & S 62**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCELROY	OTP-AM	H-799

LD 1982 proposed to name the section of Route 100 that passes through the Town of Burnham the Corporal Clair Goodblood Memorial Highway in memory of Medal of Honor recipient Corporal Clair Goodblood, who was killed in action April 25, 1951 in Korea. It also proposed to appropriate \$4,000 to partially fund the construction of a memorial in Burnham in honor of Corporal Goodblood.

Committee Amendment "A" (H-799) proposed to strike from the bill a General Fund appropriation to partially fund the construction of a memorial to Corporal Clair Goodblood. The amendment also proposed to add a fiscal note to the bill.

Enacted law summary

Private and Special Law 1997, chapter 62 names the section of Route 100 that passes through the Town of Burnham the Corporal Clair Goodblood Memorial Highway in memory of Medal of Honor recipient Corporal Clair Goodblood, who was killed in action April 25, 1951 in Korea.