

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TRANSPORTATION**

JULY 2000

MEMBERS:

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Sen. Judy A. Paradis

Sen. Vinton E. Cassidy

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Staff:

Gro Flatebo, Legislative Analyst

Office of Policy and Legal Analysis

13 State House Station

Augusta, ME 04333

(207)287-1670



Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
 Telephone: (207) 287-1670
 Fax: (207) 287-1275

ONE HUNDRED NINETEENTH LEGISLATURE
SECOND REGULAR SESSION

Summary Of Legislation Before The Joint Standing Committees
July 2000

We are pleased to provide this summary of bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. 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 and select committees.

The document is organized for convenient reference to information on bills considered by the 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
- NOT PROPERLY BEFORE THE BODY*..... Ruled out of order by the presiding officers; bill died
- 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 August 11, 2000.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101 & 107

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| DUDLEY | OTP-AM MAJ | H-788 |
| KONTOS | ONTP MIN | |

LD 1337 proposed to amend the Special Fuel Tax Act by including the definitions of "clean fuel vehicle," "clean fuel" and "gasoline gallon equivalent." The bill also would have set the tax for clean fuel at 1/2 of the amount applicable to a gallon of distillate fuel.

Committee Amendment "A" (H-592) would have lowered the special fuel tax on low-energy fuels to 14.25¢ per gallon and move the place of payment of the tax to the sale at the pump.

Committee Amendment "B" (H-788) proposed to lower the special fuel tax on low-energy fuels so that the tax on a particular fuel is based on the relationship of its BTU value to the BTU value of gasoline. The amendment also proposed to move the place of payment of the tax to the sale at the pump. The bill would take effect on October 1, 2000.

Enacted law summary

Public Law 1999, chapter 733 lowers the special fuel tax on low-energy fuels so that the tax on a particular fuel is based on the relationship of its BTU value to the BTU value of gasoline. This law also moves the place of payment of the tax to the sale at the pump. The bill takes effect on October 1, 2000.

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| LEMONT | OTP-AM | H-863 |

LD 1576 proposed to amend the motor vehicle laws to change the definitions of "resident" and "owner." The bill also would have repealed the provision that exempted a nonresident from registration and licensing laws of this State if the state that nonresident was from offered a reciprocal exemption.

Committee Amendment "A" (H-863) proposed to establish a presumption that a person is a Maine resident if that person has custody of a child enrolled in a Maine public school or declares Maine as that person's state of primary residence on a form, document or application. It also proposed to establish as prima facie evidence, the oral statement of a person stating that Maine is their primary residence.

Enacted law summary

Public Law 1999, chapter 611 establishes a presumption that a person is a Maine resident if that person has custody of a child enrolled in a Maine public school or declares Maine as that person's state of primary residence on a form, document or application. The provision also stipulates that an oral statement by a person that Maine is their primary residence is prima facie evidence of primary residence.