

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Transportation*

May 2002

Members:

*Sen. Christine R. Savage, Chair
Sen. William B. O'Gara
Sen. Kenneth T. Gagnon*

*Rep. Charles D. Fisher, Chair
Rep. Gerald N. Bouffard
Rep. Gary J. Wheeler
Rep. George H. Bunker, Jr.
Rep. Boyd P. Marley
Rep. Rosaire Paradis, Jr.
Rep. Edgar Wheeler
Rep. Ronald F. Collins
Rep. Terrence P. McKenney
Rep. Deborah K. McNeil*

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Maine State Legislature
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120th Legislature
Second Regular Session

Summary Of Legislation Before The Joint Standing Committees
May 2002

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 committees.

The document is organized for convenient reference to information on bills considered by the committees. It is arranged alphabetically by committee name 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
PASSED.....	Joint Order passed in both bodies
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 July 25, 2002.

Patrick T. Norton, Interim Director
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on Transportation

LD 1851 **Resolve, to Rename the Bridge Between Rumford and Mexico** **ONTP**

<u>Sponsor(s)</u> FERGUSON		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1851 proposed to change the name of the Veterans Memorial Bridge between Rumford and Mexico to the Ridlonville Veterans Memorial Bridge.

LD 1852 **An Act to Require Tractor-trailer Drivers to Clean Off the Roofs of Their Vehicles** **ONTP**

<u>Sponsor(s)</u> FERGUSON		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1852 proposed to require that tractor-trailer drivers keep their vehicles clear of ice and compacted snow. Failure to do so would be a civil violation, punishable by forfeiture of at least \$200 and not to exceed \$500.

LD 1859 **An Act to Establish the Avon-Phillips Airport Authority** **ONTP**

<u>Sponsor(s)</u> LAVERDIERE		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1859 proposed to establish the Avon-Phillips Airport Authority, governed by a board of 7 trustees, of which 2 trustees would be residents of the Town of Avon and 2 trustees would be residents of the Town of Phillips. The bill proposed to allow the authority to adopt bylaws for the governance of its affairs, acquire real and personal property, lease, rent or otherwise dispose of real or personal property and exercise the power of eminent domain.

LD 1863 **An Act to Clarify the Overweight Fine Violation for Trucks Carrying Certain Designated Commodities and Registered for 100,000 Pounds** **PUBLIC 513
EMERGENCY**

<u>Sponsor(s)</u> FISHER		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-806
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LD 1863 proposed to clarify that a 6-axle combination vehicle carrying wood products and other designated commodities that is registered for 100,000 pounds and meets the appropriate axle weight and spacing requirements must be fined for overloads in the same manner as a similarly registered 6-axle vehicle carrying general commodities.

Committee Amendment "A" (H-806) proposed to replace the bill and clarify the appropriate fine bases and fine schedules that apply for vehicle classes carrying special commodities.

Joint Standing Committee on Transportation

Enacted law summary

Public Law 2001, chapter 513 clarifies the appropriate fine bases and fine schedules that apply for vehicle classes carrying special commodities.

Public Law 2001, chapter 513 was enacted as an emergency measure effective March 7, 2002.

LD 1867 An Act to Ensure the Safety of Maine Children While Riding in a PUBLIC 585 **Vehicle**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARLEY	OTP-AM MAJ	H-896
BENNETT	OTP-AM MIN	

LD 1867 proposed to require a child who weighs less than 40 pounds to be secured in a child safety seat. The bill also requires a child who weighs at least 40 pounds but less than 80 pounds and who is less than 8 years of age to be secured in a child booster seat when riding in a motor vehicle. A child under 12 years of age or who weighs less than 100 pounds is required to be secured in the back seat of a vehicle, if it is possible to do so, if that vehicle is equipped with a front-seat, passenger-side air bag.

Committee Amendment "A" (H-896) was the majority report of the Joint Standing Committee on Transportation. This amendment proposed to replace the bill and to require a child who weighs less than 40 pounds to be secured in a child safety seat. The amendment also proposed to require a child who weighs at least 40 pounds but less than 80 pounds and who is less than 8 years of age to be secured in a federally approved child restraint system when riding in a motor vehicle. It also proposed to require that a child under 12 years of age or who weighs less than 100 pounds be secured in the back seat of a vehicle, if possible, regardless of whether or not the vehicle is equipped with a front seat, passenger-side air bag.

Enacted law summary

Public Law 2001, chapter 585 requires a child who weighs less than 40 pounds to be secured in a child safety seat. It requires a child who weighs at least 40 pounds but less than 80 pounds and who is less than 8 years of age to be secured in a federally approved child restraint system when riding in a motor vehicle. It also requires that a child under 12 years of age who weighs less than 100 pounds be secured in the back seat of a vehicle, if possible, regardless of whether or not the vehicle is equipped with a front seat, passenger-side air bag.

LD 1881 An Act to Reduce Administration in the Right-of-way Process of the PUBLIC 485 **Department of Transportation**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVAGE C FISHER	OTP	