

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:

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

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 2092

An Act to Make Additional Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and to Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2002 and June 30, 2003

**PUBLIC 565
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FISHER SAVAGE C	OTP-AM	H-949

LD 2092 proposed to do the following:

PART A

1. It would make additional allocations from the Highway Fund.
2. It would make additional allocations from the Federal Expenditure Fund.
3. It would make additional allocations from the Highway Garage Fund.
4. It would make additional allocations from the Island Ferry Service Fund.

PART B

1. It would make allocations from the Highway Fund for approved reclassifications and range changes.
2. It would make allocations from the Federal Expenditures Fund for approved reclassifications and range changes.
3. It would make allocations from the Highway Garage Fund for approved reclassifications and range changes.
4. It would make allocations from the Island Ferry Service Fund for approved reclassifications and range changes.

PART C

1. It would make allocations from the Highway Fund for anticipated salary costs.

Committee Amendment “A” (H-949) proposed to do the following:

PART A

1. It would make allocations from the Highway Fund.
2. It would make allocations from the Federal Expenditures Fund.
3. It would make allocations from the Highway Garage Fund.

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4. It would make allocations from Island Ferry Services Fund.

PART B

1. It would make allocations from the Highway Fund for approved reclassifications and range changes.
2. It would make allocations from the Federal Expenditures Fund for approved reclassifications and range changes.
3. It would make allocations from the Highway Garage Fund for approved reclassifications and range changes.
4. It would make allocations from the Island Ferry Services Fund for approved reclassifications and range changes.

PART C

1. It would make allocations from the Highway Fund for anticipated salary costs.

PART D

1. It would make allocations from the Highway Fund.
2. It would make allocations from the Federal Expenditures Fund.

PART E

1. It would make allocations from the Highway Fund to cover the expenditures of the repealed Transportation Safety Fund.
2. It would make allocations from Other Special Revenue funds to reflect the repeal of the Transportation Safety Fund.

PART F

1. It would repeal the Transportation Safety Fund
2. It would authorize the transfer of all revenues from the Transportation Safety Fund to the Highway Fund.
3. It would correct a cross-reference.
4. It would authorize the transfer of all unencumbered balances from the Transportation Safety Fund to the unallocated surplus of the Highway Fund.

PART G

1. It would provide enabling statutory language to implement a proposed constitutional amendment that will allow the State to issue temporary debt to be repaid with federal transportation funds.

Joint Standing Committee on Transportation

2. It would specify that the enabling statutory language will take effect only upon approval by the voters.

PART H

1. It would allow the Department of Transportation to adopt certain major substantive rules.

PART I

1. It would require the Department of Transportation to work with certain state, federal and private agencies to revise certain interstate designations.

PART J

1. It would amend provisions of Public Law 2001, chapter 314 to make minor corrections.

PART K

1. It would allow more flexibility in the use of Urban-Rural Initiative Program funds by certain municipalities.

Enacted law summary

Public Law 2001, chapter 565 does the following.

PART A

1. It makes additional allocations from the Highway Fund.
2. It makes additional allocations from the Federal Expenditure Fund.
3. It makes additional allocations from the Highway Garage Fund.
4. It makes additional allocations from the Island Ferry Service Fund.

PART B

1. It makes allocations from the Highway Fund for approved reclassifications and range changes.
2. It makes allocations from the Federal Expenditures Fund for approved reclassifications and range changes.
3. It makes allocations from the Highway Garage Fund for approved reclassifications and range changes.
4. It makes allocations from the Island Ferry Service Fund for approved reclassifications and range changes.

PART C

1. It makes allocations from the Highway Fund for anticipated salary costs.

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PART D

1. It makes allocations from the Highway Fund.
2. It makes allocations from the Federal Expenditures Fund.

PART E

1. It makes allocations from the Highway Fund to cover the expenditures of the repealed Transportation Safety Fund.
2. It makes allocations from Other Special Revenue funds to reflect the repeal of the Transportation Safety Fund.

PART F

1. It repeals the Transportation Safety Fund.
2. It authorizes the transfer of all revenues from the Transportation Safety Fund to the Highway Fund.
3. It corrects a cross-reference.
4. It authorizes the transfer of all unencumbered balances from the Transportation Safety Fund to the unallocated surplus of the Highway Fund.

PART G

1. It provides enabling statutory language to implement a proposed constitutional amendment that will allow the State to issue temporary debt to be repaid with federal transportation funds.
2. It specifies that the enabling statutory language will take effect only upon approval by the voters.

PART H

1. It allows the Department of Transportation to adopt certain major substantive rules.

PART I

1. It requires the Department of Transportation to work with certain state, federal and private agencies to revise certain interstate designations.

PART J

1. It amends provisions of Public Law 2001, chapter 314 to make minor corrections.

PART K

1. It allows more flexibility in the use of Urban-Rural Initiative Program funds by certain municipalities.

Joint Standing Committee on Transportation

Public Law 2001, chapter 565 was enacted as an emergency measure effective March 26, 2002.

LD 2150 **An Act to Facilitate Water Well Drilling if Necessitated by
Emergency Drought Conditions** **PUBLIC 540
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING J COLWELL	OTP-AM	S-469

LD 2150 proposed to allow a person operating a vehicle that is transporting well-drilling equipment to travel over a county or municipal way without a specific county or municipal permit during calendar year 2002.

Committee Amendment "A" (S-469) proposed to allow a person operating a vehicle that is transporting well-drilling equipment to travel over a county or municipal way without a specific county or municipal permit during a period of drought emergency declared by the Governor, provided certain conditions were met.

Enacted law summary

Public Law 2001, chapter 540 allows a person operating a vehicle that is transporting well-drilling equipment to travel over a county or municipal way without a specific county or municipal permit during a period of drought emergency declared by the Governor, provided certain conditions are met.

Public Law 2001, chapter 540 was enacted as an emergency measure effective March 21, 2002.

LD 2178 **An Act to Implement the Minority Report of the Joint Standing
Committee on Transportation Regarding the Final Report of the
Task Force to Study the Municipal Excise Tax and Other Motor
Vehicle Registration Fees** **ONTP**

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

LD 2178 proposed to allow municipalities the option to offer up to a 10% discount in the amount of excise tax paid on motor vehicles.

LD 2214 **Resolve, to Establish and Fund the Task Force on Rail
Transportation** **RESOLVE 120
EMERGENCY**

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

LD 2214 proposed to establish and fund the Task Force on Rail Transportation. The task force would be comprised of legislators and non-legislators with rail interests. The duties of the task force would be to evaluate