

# MAINE STATE LEGISLATURE

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*State Of Maine  
121st Legislature*

*First Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Transportation*

*July 2003*

**Members:**

*Sen. Pamela Henderson Hatch, Chair  
Sen. Dennis S. Damon  
Sen. Christine R. Savage*

*Rep. Ronld E. Usher, Chair*

*Rep. Boyd P. Marley*

*Rep. Rosaire "Ross" Paradis, Jr.*

*Rep. Lisa T. Marrache*

*Rep. Sonya G. Sampson*

*Rep. Terrence P. McKenney*

*Rep. Ronald F. Collins*

*Rep. Deborah K. McNeil*

*Rep. Arlan R. Jodrey*

*Rep. William P. Browne*

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# Maine State Legislature



## Office Of Policy And Legal Analysis Office Of Fiscal And Program Review

### 121st Maine Legislature First Regular Session

#### Summary Of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing and joint 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](http://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>CARRIED OVER PURSUANT TO HP 1212</i> .....	<i>Bills carried over to the 2<sup>nd</sup> Regular Session</i>
<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 &amp; 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>P&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; 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 that the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 13, 2003.

**David C. Elliott, Director**  
Offices located in Room 215 of the Cross Office Building

## *Joint Standing Committee on Transportation*

Part C authorizes the Department of Administrative and Financial Services on behalf of the Department of the Secretary of State to enter into financing arrangements for the acquisition of software and systems for a motor vehicle database and computer system to support the operations of the Department of the Secretary of State as approved in Public Law 2001, chapter 361, section 35. It also authorizes the Department of Transportation to establish lease-purchase contracts for the procurement of vans, buses and other transportation vehicles;

Part D amends Public Law 1997, chapter 674, the authority for lease-purchase for engineering vehicles or equipment and other vehicles and equipment for Motor Transportation Service;

Part E lapses funds from the Highway Fund Compensation and Benefits Plan to the unallocated balance of the Highway Fund;

Public Law 2003, chapter 41 was enacted as an emergency measure effective April 11, 2003.

### **LD 1392                      An Act To Reform Highway Reconstruction Project Cost-sharing                      ONTP**

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

LD 1392 proposed to authorize the Department of Transportation to require a local match for a highway reconstruction project on a federally designated principal arterial, minor arterial or major collector based on posted highway speeds. The bill proposed to apply the match requirement equally to all municipalities. This bill also proposed to prohibit the Department of Transportation from requiring a local match for highway reconstruction projects located in whole or in part in urban compact areas.

### **LD 1414                      An Act To Amend the Laws Regarding Storage of Sand and Salt                      PUBLIC 502 and To Provide Funding for State and Municipal Storage Facilities**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
USHER HATCH PH	OTP-AM	H-428 S-315    HATCH PH

LD 1414 proposed to amend the Highway Fund budget for fiscal years 2003-04 and 2004-05 to provide \$3,000,000 in funding for the construction of salt and sand storage facilities that will be owned by the Department of Transportation and for the reimbursement of municipal expense in constructing salt and sand storage facilities. The bill also proposed to revise enforcement deadlines for Department of Transportation compliance with groundwater classification of sand and salt storage areas to reflect funding and would require the Department of Transportation and the Department of Environmental Protection to work together to ensure the best possible expenditure of available funds.

**Committee Amendment "A" (H-428)** proposed to require the Department of Transportation to report annually to the Department of Environmental Protection regarding expenditures for sand and salt storage areas. The amendment also proposed to exempt the Department of Transportation from violation of best management practice rules governing sand and salt storage adopted by the Department of Environmental Protection if the Department of Transportation complies with the reporting requirements in the Maine Revised Statutes, Title 38, section 451-A.

## *Joint Standing Committee on Transportation*

**Senate Amendment "B" (S-315)** proposed to reduce the Highway Fund allocation to \$327,000 in fiscal year 2003-2004 for the construction of salt and sand storage facilities that will be owned by the Department of Transportation and for the reimbursement of municipal expense in constructing salt and sand storage facilities.

### *Enacted Law Summary*

Public Law 2003, chapter 502 amends the Highway Fund budget for the 2003-2004 fiscal year to provide \$327,000 in funding for the construction of salt and sand storage facilities that will be owned by the Department of Transportation and for the reimbursement of municipal expense in constructing salt and sand storage facilities.

The law requires the Department of Transportation to report annually to the Department of Environmental Protection regarding expenditures for sand and salt storage areas. The law also exempts the Department of Transportation from violation of best management practice rules governing sand and salt storage adopted by the Department of Environmental Protection if the Department of Transportation complies with the reporting requirements in the Maine Revised Statutes, Title 38, section 451-A.

**LD 1420**                      **An Act To Allow the Maine Turnpike Authority To Allow the Purchase of Nontoll Services by Electronic Toll Collection Patrons**                      **PUBLIC 311**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HATCH PH USHER	OTP	

LD 1420 proposed to authorize the Maine Turnpike Authority to develop programs that would allow electronic toll collection system patrons to purchase non-toll services with their electronic toll collection system devices.

### *Enacted Law Summary*

Public Law 2003, chapter 311 authorizes the Maine Turnpike Authority to develop programs to allow electronic toll collection system patrons to purchase non-toll services with their electronic toll collection system devices.

**LD 1427**                      **Resolve, Requiring That Temporary Registration Plates Identify the Issuing Dealership**                      **RESOLVE 38**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SNOWE-MELLO BENNETT R	OTP-AM	H-244

LD 1427 proposed to require that temporary registration plates attached to motor vehicles or trailers by licensed motor vehicle dealers identify the dealership.

**Committee Amendment "A" (H-244)** proposed to replace the bill and proposed to direct the Secretary of State to adopt routine technical rules to establish a process by which a temporary registration plate attached to a motor vehicle or trailer identifies the dealership that attached the plate.

### *Enacted Law Summary*