MAINE STATE LEGISLATURE

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State Of Maine
122nd Legislature

First Regular Session and
First Special Session

Bill Summaries

Joint Standing Committee
on
Transportation

August 2005

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

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 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. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included 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:

CARRIED OVER .... Bill Carried Over to Second Regular Session
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 First Regular Session (unless otherwise specified in a particular law) is *June 29, 2005*; and for non-emergency legislation enacted in the First Special Session is *September 17, 2005*.

LD 124 proposed to require that 2 directional signs for The Theater at Monmouth be placed on the Maine Turnpike near the Sabattus exit.

LD 128   **An Act To Create a License Plate for the Elks Organization**   **CARRIED OVER**

Sponsor(s)	Committee Report	Amendments Adopted
MILLER		

LD 128 proposes to authorize the issuance of a special registration plate for the Benevolent Protective Order of Elks that will fund special programs of that fraternal and civic organization.

This bill was carried over by H.P. 1203 to any special or regular session of the 122nd Legislature.

LD 131   **An Act To Equitably Maintain the Fiscal Sustainability of the Highway Fund**   **DIED ON ADJOURNMENT**

Sponsor(s)	Committee Report	Amendments Adopted
MARLEY	OTP-AM	
DAMON		

LD 131 proposed to delay the adjustment for inflation of the excise tax on internal combustion engine fuel and distillates from 2005 to 2007.

Committee Amendment "A" (H-96) proposed to replace the bill and would partially maintain the buying power of the Highway Fund by adjusting the fuel tax rate on gasoline to reflect inflation and by adjusting the fuel tax rate on diesel fuel so that it is equal to the gasoline tax rate as of July 1, 2006. (Not adopted)

Senate Amendment "A" to Committee Amendment "A" (S-54) proposed to remove the emergency preamble and emergency clause from the bill. (Not adopted)

Senate Amendment "B" to Committee Amendment "A" (S-98) proposed to repeal the laws that provide for the adjustment for inflation of the excise tax on internal combustion engine fuel and distillates effective July 1, 2007. (Not adopted)

Senate Amendment "C" to Committee Amendment "A" (S-99) proposed to replace the bill and would require the gas tax rate to remain at 25.2¢ per gallon and the tax on distillates to remain at 26.3¢ per gallon from July 1, 2005 until June 30, 2007. The amendment also proposed to delay the adjustment of the excise tax on internal combustion engine fuel and distillates from 2005 to 2007. (Not adopted)