

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
Transportation*

August 2005

Staff:

Nicole A. Dube, Legislative Analyst

*Office of Policy and Legal Analysis
13 State House Station
Augusta, ME 04333
(207) 287-1670*

Lock Kiermaier, Legislative Analyst

*Office of Fiscal and Program Review
5 State House Station
Augusta, ME 04333
(207)287-1635*

Members:

*Sen. Dennis S. Damon, Chair
Sen. Bill Diamond
Sen. Christine R. Savage*

*Rep. Boyd P. Marley, Chair
Rep. Charles D. Fisher
Rep. Rosaire "Ross" Paradis, Jr.
Rep. Sonya G. Sampson
Rep. George W. Hogan, Sr.
Rep. Edward J. Mazurek
Rep. Terrence P. McKenney
Rep. Ronald F. Collins
Rep. William P. Browne
Rep. Douglas A. Thomas*



Maine State Legislature

OFFICE OF POLICY & LEGAL ANALYSIS

13 State House Station, Room 215 Cross State Office Building
Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

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.

Joint Standing Committee on Transportation

LD 1341

An Act To Amend the Motor Vehicle Laws

PUBLIC 314

<u>Sponsor(s)</u> DAMON MARLEY	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-255
--------------------------------------	-----------------------------------	------------------------------------

LD 1341 proposed to amend the motor vehicle laws as follows:

1. It proposed to amend the definition of altered vehicle by deleting the language limiting altered vehicles to those motor vehicles with a gross vehicle weight rating of 10,000 pounds or less.
2. It proposed to amend the definition of an antique vehicle so that an antique vehicle cannot be an altered vehicle.
3. It proposed to expand the partial inspection requirements for a farm truck to include safety glass.
4. It proposed to expand the partial inspection requirements for a fish truck to include safety glass and tires.
5. It proposed to repeal language that establishes a fee and standards for modified show vehicles.
6. It proposed to insert language that was inadvertently repealed during the First Regular Session of the 121st Legislature making it a traffic infraction to operate a motor vehicle for the first 90 days with an expired Maine license.
7. It proposed to require that vehicles registered in this State displaying a valid certificate of inspection from another state be inspected one year after the date of that inspection rather than by the certificate's inspection date.
8. It proposed to amend the commercial motor vehicle inspection requirements.
9. It proposed to require trailers and semitrailers to be equipped with 2 rear lights.
10. It proposed to allow for an exception to the speed rating requirements for tires.
11. It proposed to repeal language requiring the Chief of State Police to maintain a paper record of each commercial vehicle stopped and required to be weighed.
12. It proposed to require overwidth mowers and light farm vehicles and equipment moving on a highway at night to display clearance lights or reflectors.

Committee Amendment "A" (S-255) proposed to do the following.

1. It proposed to remove language that amends the definition of altered vehicle to include motor vehicles with a gross vehicle weight of 10,000 pounds or more.
2. It proposed to remove language that amends the commercial motor vehicle inspection requirements.
3. It proposed to remove language that allows for an exception to the speed and load rating requirements for tires.

Joint Standing Committee on Transportation

4. It proposed to clarify that a person who is served with a Violation Summons and Complaint for operating a motor vehicle with an inadequate or amplified muffler or exhaust system must provide satisfactory evidence that the muffler or exhaust system does not emit a noise in excess of 95 decibels.
5. It proposed to remove language that requires a vehicle used for plowing snow on private ways to be equipped with and use a rotary flashing light when entering a public way while engaged in a plowing activity.

Enacted law summary

Public Law 2005, chapter 314 amends the motor vehicle laws as follows:

1. It amends the definition of an antique vehicle so that an antique vehicle cannot be an altered vehicle.
2. It expands the partial inspection requirements for a farm truck to include safety glass.
3. It expands the partial inspection requirements for a fish truck to include safety glass and tires.
4. It repeals language that establishes a fee and standards for modified show vehicles.
5. It inserts language that was inadvertently repealed during the First Regular Session of the 121st Legislature making it a traffic infraction to operate a motor vehicle for the first 90 days with an expired Maine license.
6. It requires that vehicles registered in this State displaying a valid certificate of inspection from another state be inspected one year after the date of that inspection rather than by the certificate's inspection date.
7. It requires trailers and semitrailers to be equipped with 2 rear lights.
8. It repeals language requiring the Chief of State Police to maintain a paper record of each commercial vehicle stopped and required to be weighed.
9. It requires overwidth mowers and light farm vehicles and equipment moving on a highway at night to display clearance lights or reflectors.
10. It clarifies that a person who is served with a Violation Summons and Complaint for operating a motor vehicle with an inadequate or amplified muffler or exhaust system must provide satisfactory evidence that the muffler or exhaust system does not emit a noise in excess of 95 decibels.
11. It removes language that requires a vehicle used for plowing snow on private ways to be equipped with and use a rotary flashing light when entering a public way while engaged in a plowing activity.