

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124<sup>th</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON TRANSPORTATION**

July 2009

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# STATE OF MAINE

124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 124<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124<sup>th</sup> Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

*Joint Standing Committee on Transportation*

**LD 453      An Act To Require Motorcyclists To Wear Helmets**

**ACCEPTED ONTP  
REPORT**

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

This bill makes statutory changes to require operators and passengers of motorcycles on public ways to wear protective helmets. This bill also corrects cross-references.

**Committee Amendment "A" (H-297)**

This amendment adds an appropriations and allocations section.

**LD 485      An Act To Allow Public-private Investment in Transportation  
Infrastructure Projects**

**ONTP**

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

This bill is a concept draft pursuant to Joint Rule 208.

This bill authorizes the Department of Transportation to pursue public-private partnerships for the construction of certain transportation facilities. The bill establishes a process for entering into a public-private agreement and authorizes both solicited and unsolicited proposals for public-private partnerships for the construction of infrastructure projects, including highways and bridges. Finally, the bill provides that infrastructure projects must have the concurrence of the department and be consistent with the Sensible Transportation Policy Act.

**LD 486      An Act To Make Allocations from Maine Turnpike Authority Funds for  
the Maine Turnpike Authority for the Calendar Year Ending December  
31, 2010**

**P & S 16**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM MAJ OTP-AM MIN	H-109

This bill makes allocations from gross revenues of the Maine Turnpike Authority for the payment of the authority's operating expenses for the calendar year ending December 31, 2010 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

**Committee Amendment "B" (H-110)**

Effective February 1, 2009, the Maine Turnpike Authority increased turnpike toll rates, raising \$20,100,000 in revenue for the authority's operating expenses. This amendment, which is the minority report, directs the Maine

## *Joint Standing Committee on Transportation*

Turnpike Authority to roll back the toll increase of February 1, 2009 and decreases the Maine Turnpike Authority's operating budget by \$20,100,000. The amendment makes allocations from Maine Turnpike Authority funds of \$24,536,751 for the authority's operating expenses for the calendar year ending December 31, 2010.

**Committee Amendment "A" (H-109)**

This amendment, which is the majority report of the committee, incorporates a fiscal note.

**Enacted Law Summary**

Private and Special Law 2009, chapter 16 makes allocations from gross revenues of the Maine Turnpike Authority for the payment of the authority's operating expenses for the calendar year ending December 31, 2010 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

**LD 513      An Act To Update the Casco Bay Island Transit District Enabling Law**

**P & S 3**

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

This bill amends the charter of the Casco Bay Island Transit District by giving the district authority to provide support services, such as parking for inhabitants of the islands comprising the district as well as other passengers served by the district. This bill also clarifies that the director from the Town of Chebeague Island must be a resident or property owner, the same as any of the others directors.

**Enacted Law Summary**

Private and Special Law 2009, chapter 3 amends the charter of the Casco Bay Island Transit District by giving the district authority to provide support services, such as parking for inhabitants of the islands comprising the district as well as other passengers served by the district. It also clarifies that the director from the Town of Chebeague Island must be a resident or property owner, the same as any of the others directors.

**LD 537      Resolve, To Return Two-thirds of the Purchase Cost of Sears Island to the People of Maine**

**DIED BETWEEN HOUSES**

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

This resolve directs the Department of Administrative and Financial Services, Bureau of Revenue Services to rebate 2/3 of either the amount of state funds used to purchase 931 acres on Sears Island or the current market value of the 931-acre state-owned portion of Sears Island, whichever is higher, to taxpayers who are residents of the State.