

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



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

JOINT STANDING COMMITTEE ON TRANSPORTATION

July 2009

STAFF:

KAREN NADEAU-DRILLEN, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
&
SUZANNE ROY, LEGISLATIVE ANALYST
OFFICE OF FISCAL AND PROGRAM REVIEW
5 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1635

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STATE OF MAINE

124TH 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 124th 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:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</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 & 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; bill died</i>
<i>ONTP (or Accepted ONTP report)</i>	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</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>

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th 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 1351 Resolve, To Name the Bridge in Orland the Ralston C. Gray Bridge

RESOLVE 44

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

This resolve names the State Route 175 bridge crossing the Narramissic River in Orland, which is being rebuilt and is due to be completed next year, after the late lifelong Orland resident Ralston C. Gray.

Enacted Law Summary

Resolve 2009, chapter 44 names the State Route 175 bridge crossing the Narramissic River in Orland after the late lifelong Orland resident Ralston C. Gray.

LD 1355 An Act To Make Permanent the Allowance of Certain Commercial Vehicles between the United States-Canada Border and Certain Points in Maine

**PUBLIC 326
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	OTP-AM	S-192

This bill makes permanent the allowance of commercial vehicles at Canadian weight limits to travel from the Canadian border at Calais to Baileyville and from the Canadian border at Van Buren to a rail yard in Van Buren.

Committee Amendment "A" (S-192)

The bill makes permanent the allowance of commercial vehicles at Canadian weight limits to travel from the United States-Canada border at Calais to Baileyville and from the United States-Canada border at Van Buren to a rail yard in Van Buren.

This amendment extends the allowance to commercial vehicles at Canadian weight limits to travel from the United States-Canada border at Madawaska to the Fraser Papers facility or its successor in Madawaska.

The amendment gives the Secretary of State rulemaking authority to implement these provisions and directs the Secretary of State to adopt rules no later than July 1, 2009.

The amendment directs the Department of Transportation to monitor and evaluate the effects of the allowance on road conditions and to report to the joint standing committee of the Legislature having jurisdiction over transportation matters with an initial report to the Second Regular Session of the 126th Legislature and a final report to the First Regular Session of the 129th Legislature.

The amendment also adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2009, chapter 326 makes permanent the allowance of commercial vehicles at Canadian weight limits to travel from the United States-Canada border at Calais to Bailyville, from the United States-Canada border at Van Buren to a railyard in Van Buren, and from the United States-Canada border at Madawaska to the Fraser Papers

Joint Standing Committee on Transportation

facility or its successor in Madawaska. It gives the Secretary of State rulemaking authority to implement these provisions and directs the Secretary of State to adopt rules no later than July 1, 2009.

The law directs the Department of Transportation to monitor and evaluate the effects of the allowance on road conditions and to report to the joint standing committee of the Legislature having jurisdiction over transportation matters with an initial report to the Second Regular Session of the 126th Legislature and a final report to the First Regular Session of the 129th Legislature.

Public Law 2009, chapter 326 was enacted as an emergency measure effective June 9, 2009.

LD 1357 An Act To Protect the Privacy of Maine Residents under the Driver's License Laws

VETO SUSTAINED

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAMON	OTP-AM MAJ ONTP MIN	S-215 S-247 DAMON

This bill is a partial repeal of current Maine law enacted to comply with the requirements of the federal REAL ID Act of 2005.

This bill:

1. Repeals the requirement that the Secretary of State issue driver's licenses and nondriver identification cards only to individuals who present documentary evidence of legal presence in the United States;
2. Exempts social security numbers in the possession of the Secretary of State from the definition of public records under Maine's Freedom of Access Law;
3. Provides that the Secretary of State may not disseminate social security numbers to any entity without legislative authorization;
4. Restricts the distribution and retention of digital information used to produce a license;
5. Prohibits the Secretary of State from use of biometric technology, such as retinal scans, facial recognition or fingerprint technology but not including digital photographs in the production or storing of license information;
6. Repeals the requirement that the Secretary of State participate in the federal Systematic Alien Verification for Entitlements Program, the centralized database system used and maintained by the United States Citizenship and Immigration Services;
7. Repeals the requirement that the Secretary of State study the most cost-effective facial recognition or fingerprint technology;
8. Provides that cost savings as a result of this Act must be allocated to the Highway and Bridge Capital Program within the Department of Transportation; and
9. Does not change the current requirement that an applicant for a Maine driver's license or state identification card must provide proof of residency.