

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

JOINT STANDING COMMITTEE ON TRANSPORTATION

July 2011

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Transportation

LD 36 Resolve, To Deauthorize the Naming of the Bridge over Pattagumpus Stream

**RESOLVE 2
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK H THOMAS	OTP	

This resolve repeals the directive to the Department of Transportation to designate the new bridge over Pattagumpus Stream in the Town of Medway the Nicatou Bridge.

Enacted Law Summary

Resolve 2011, chapter 2 repeals the directive to the Department of Transportation to designate the new bridge over Pattagumpus Stream in the Town of Medway the Nicatou Bridge.

Resolve 2011, chapter 2 was finally passed as an emergency measure effective March 1, 2011.

LD 47 An Act Directing the Department of Transportation To Allow a Break in Control of Access on William L. Clarke Drive in the City of Westbrook

P & S 3

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PEOPLES	OTP-AM	H-21

Under existing law, the Commissioner of Transportation may allow a break in a control of access of a highway for development of a state highway or state aid highway. This bill provides that the commissioner shall approve a break in a control of access if: the owner of the property abutting the highway submits a request in writing to the commissioner for a driveway, entrance or approach within the right-of-way of a state highway or state aid highway; the Department of Transportation acquired access rights prior to August 11, 2000; and the commissioner finds that the request will not have an undue adverse impact on the safety and efficiency of the operation of the highway.

Committee Amendment "A" (H-21)

This amendment, which strikes and replaces the bill, requires the Department of Transportation, at the request of the owner of the parcel on Westbrook Tax Map 32, Lot 52, to allow an entrance on William L. Clarke Drive in the City of Westbrook on the condition that the owner assume all costs for repayment of federal funds used by the Department of Transportation to acquire control of access on William L. Clarke Drive in the City of Westbrook and for environmental permitting for the break in control of access to be built on William L. Clarke Drive in the City of Westbrook.

Enacted Law Summary

Private and Special Law 2011, chapter 3 requires the Department of Transportation, at the request of the owner of the parcel on Westbrook Tax Map 32, Lot 52, to allow an entrance on William L. Clarke Drive in the City of Westbrook on the condition that the owner assume all costs for repayment of federal funds used by the Department of Transportation to acquire control of access and for environmental permitting for the break in control of access.