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

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

MEMBERS:

SEN. RONALD F. COLLINS, CHAIR
SEN. DOUGLAS A. THOMAS
SEN. BILL DIAMOND

STAFF:

KAREN NADEAU-DRILLEN, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS

REP. RICHARD M. CEBRA, CHAIR

13 STATE HOUSE STATION

REP. KIMBERLEY C. ROSEN

AUGUSTA, ME 04333

REP. JAMES S. GILLWAY

(207) 287-1670

REP. WAYNE R. PARRY

&

REP. PETER B. RIOUX

SUZANNE ROY, LEGISLATIVE ANALYST

REP. ALEXANDER REGINALD WILLETTE

OFFICE OF FISCAL AND PROGRAM REVIEW

REP. EDWARD J. MAZUREK

5 STATE HOUSE STATION

REP. GEORGE HOGAN

AUGUSTA, ME 04333

REP. ANN E. PEOPLES

(207) 287-1635

REP. CHARLES KENNETH THERIAULT

STATE OF MAINE

125TH LEGISLATURE
FIRST REGULAR SESSION

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.

LD 477	**An Act Relating to Noise Violations by Motor Vehicles, Including Motorcycles**	**PUBLIC 158 EMERGENCY**

Sponsor(s)	Committee Report	Amendments Adopted
RUSSELL	OTP-AM MAJ ONTP MIN	H-144

This bill requires that all motorcycles manufactured after 1982 must be equipped with an exhaust muffler bearing the federal Environmental Protection Agency-required labeling applicable to the motorcycles' model year. This bill provides that a person who violates the requirement may be subject to a fine of at least $500 for the first offense, $750 for a 2nd offense and $999 for a 3rd or subsequent offense. The bill also provides that the fines may be reduced if a person brings the motorcycle into compliance within 15 business days after the citation and does not commit another violation within a year.

Committee Amendment "A" (H-144)

This amendment strikes and replaces the bill, which requires motorcycles to be equipped with certain mufflers approved by the United States Environmental Protection Agency.

Current law provides a defense for owners of motor vehicles charged with violations of excessive and unusual noise under the Maine Revised Statutes, Title 29-A, section 1912, subsections 1 and 3, except that the defense does not apply to motorcycles. This amendment makes technical changes to this provision of law and provides a defense for motorcycles.

This amendment also adds an emergency preamble and emergency clause.

Enacted Law Summary

Current law provides a defense for owners of motor vehicles charged with violations of excessive and unusual noise under the Maine Revised Statutes, Title 29-A, section 1912, subsections 1 and 3, except that the defense does not apply to motorcycles.

Public Law 2011, chapter 158 makes technical changes to this provision of law and provides a defense for motorcycles.

Public Law 2011, chapter 158 was enacted as an emergency measure effective May 26, 2011.

LD 483	**Resolve, Directing the Maine Turnpike Authority To Place Signs Directing Motorists to Hebron Academy at the Closest Interstate Exits**	**RESOLVE 23 EMERGENCY**

Sponsor(s)	Committee Report	Amendments Adopted
TIMBERLAKE MASON	OTP-AM	H-60 H-73 TIMBERLAKE

This resolve directs the Department of Transportation to place directional signs on Interstate 95 at the northbound and southbound exits of the highway that are located closest to Hebron Academy and Hebron Academy to assume all costs associated with the directional signs.