

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 477 An Act Relating to Noise Violations by Motor Vehicles, Including Motorcycles

**PUBLIC 158
EMERGENCY**

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

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

Joint Standing Committee on Transportation

Committee Amendment "A" (H-60)

This amendment corrects a technical error in the bill by directing the Maine Turnpike Authority, rather than the Department of Transportation, to place directional signs on Interstate 95 for Hebron Academy. The amendment also clarifies that the signs must be placed on the portion of Interstate 95 designated as the Maine Turnpike.

House Amendment "A" To Committee Amendment "A" (H-73)

This amendment amends Committee Amendment "A" to add an emergency preamble and emergency clause to the resolve.

Enacted Law Summary

Resolve 2011, chapter 23 directs the Maine Turnpike Authority to place directional signs on the portion of Interstate 95 designated as the Maine Turnpike for Hebron Academy.

Resolve 2011, chapter 23 was finally passed as an emergency measure effective April 20, 2011.

LD 501 An Act To Provide the Opportunity To Register with the Selective Service System When Obtaining a Driver's License or Nondriver Identification Card

PUBLIC 170

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT FARNHAM	OTP-AM	H-157 H-229 CEBRA

This bill allows a male United States citizen or immigrant to register with the federal Selective Service System on the application for a driver's license.

Committee Amendment "A" (H-157)

The amendment strikes and replaces the bill. The amendment provides that, before issuing or renewing a driver's license or nondriver identification card to a male United States citizen or immigrant who is at least 18 years of age and under 26 years of age, the Secretary of State shall provide the applicant a short statement on the requirements of the federal Military Selective Service Act and a corresponding federal Military Selective Service registration form.

The amendment also provides that if the eligible applicant consents to register with the federal Selective Service System, the Secretary of State shall forward the necessary information of the applicant to the federal Selective Service System.

The amendment also adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-229)

This amendment strikes an appropriations and allocations section that was inadvertently included in Committee Amendment "A".

Enacted Law Summary

Public Law 2011, chapter 170 provides that, before issuing or renewing a driver's license or nondriver identification card to a male United States citizen or immigrant who is at least 18 years of age and under 26 years of age, the Secretary of State shall provide the applicant a short statement on the requirements of the federal Military Selective