

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
SECOND REGULAR SESSION



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

JOINT STANDING COMMITTEE ON TRANSPORTATION

June 2012

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STATE OF MAINE

125TH LEGISLATURE
SECOND 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 Second 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.

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

The effective date for non-emergency legislation enacted in the Second Regular Session of the 125th Legislature is Thursday, August 30, 2012. 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 1736 An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2013

P & S 21

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

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, 2013, in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

Enacted Law Summary

Private and Special Law 2011, chapter 21 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, 2013, in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

LD 1753 An Act To Improve Transportation in the State

PUBLIC 610

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINS	OTP-AM MAJ OTP-AM MIN	S-480

Part A eliminates the requirement that commercial airports, utility airports, private airports with commercial activity, heliports and temporary landing areas be registered with the Department of Transportation. It also eliminates the requirement that all aircraft, in addition to registering with the Federal Aviation Administration, be registered with the State. It removes the requirement that individuals obtain a permit from the department prior to launching a rocket or missile. Finally, it removes the requirement that the department train and certify airport managers.

Part B refines the capital goals of the Department of Transportation.

Part C removes, at the request of the New Brunswick provincial government, the requirement that there be a sign on Interstate 95 directing travelers to the "Maritime Provinces" and "Northern Maritime Provinces" since those are incorrect names.

Part D requires the Department of Transportation to develop proposed legislation that reestablishes the Maine-New Hampshire Interstate Bridge Authority in accordance with the recommendations of the Bi-State Bridge Funding Task Force.

Committee Amendment "A" (S-480)

This amendment:

1. Makes a technical correction to the provisions relating to the Department of Transportation's capital transportation program goals and Priority 1, 2 and 3 corridors;
2. Revises the directive to the Department of Transportation regarding the development of legislation to reestablish

Joint Standing Committee on Transportation

the Maine-New Hampshire Interstate Bridge Authority; and

3. Names Bridge 3009 over the West Branch of the Penobscot River in the Town of Medway the Nicatou Bridge.

Enacted Law Summary

Public Law 2011, chapter 610 eliminates the requirement that commercial airports, utility airports, private airports with commercial activity, heliports and temporary landing areas be registered with the Department of Transportation. It also eliminates the requirement that all aircraft, in addition to registering with the Federal Aviation Administration, be registered with the State. It removes the requirement that individuals obtain a permit from the department prior to launching a rocket or missile. Finally, it removes the requirement that the department train and certify airport managers.

The law also refines the capital goals of the Department of Transportation.

The law removes, at the request of the New Brunswick provincial government, the requirement that there be a sign on Interstate 95 directing travelers to the "Maritime Provinces" and "Northern Maritime Provinces" since those are incorrect names.

The law provides a directive to the Department of Transportation regarding the development of legislation to reestablish the Maine-New Hampshire Interstate Bridge Authority.

The law names Bridge 3009 over the West Branch of the Penobscot River in the Town of Medway the Nicatou Bridge.

LD 1795 An Act Regarding the Oversight and Safety of Certain Commercial Vessels Operating in Maine Waters

PUBLIC 498

Sponsor(s)

FITTS

Committee Report

OTP

Amendments Adopted

Current law allows foreign flag ferry vessels to enter Maine waters without a state pilot on board. All other foreign flag commercial vessels are required to take a pilot if their draft is 9 feet or more. This bill removes current exemptions from state pilotage requirements for foreign flag ferry vessels.

Enacted Law Summary

Public Law 2011, chapter 498 removes certain exemptions from the state pilotage requirements for foreign flag vessels so that all foreign flag commercial vessels are required to take a pilot if their draft is 9 feet or more. The previous exemptions applied to a vessel on regularly scheduled ferry operations between Bar Harbor, Maine and Yarmouth, Nova Scotia and a vessel in the Port of Portland.