

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



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

JOINT STANDING COMMITTEE ON TRANSPORTATION

July 2013

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STATE OF MAINE

126TH LEGISLATURE
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th 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 126th Legislature is October 9, 2013. 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

Committee Amendment "A" (H-24)

This amendment, which strikes and replaces the bill, provides that rules adopted by the Department of Transportation to ensure proper use and prevent abuse of public ways under the jurisdiction of the department are routine technical rules.

In addition, under current law, county commissioners and municipal officers may impose restrictions on gross weight, speed, operation and equipment on public ways within their jurisdictions. The amendment clarifies that restrictions adopted by county commissioners and municipal officers are not rules subject to the Maine Administrative Procedure Act. The amendment also directs the department to include in the definition of "home heating fuel" oil, gas, coal, stove-length wood, propane and wood pellets.

Enacted Law Summary

Public Law 2013, chapter 55 provides that rules adopted by the Department of Transportation to ensure proper use and prevent abuse of public ways under the jurisdiction of the department are routine technical rules.

In addition, under current law, county commissioners and municipal officers may impose restrictions on gross weight, speed, operation and equipment on public ways within their jurisdictions. This law clarifies that restrictions adopted by county commissioners and municipal officers are not rules subject to the Maine Administrative Procedure Act. The law also directs the department to include in the definition of "home heating fuel" oil, gas, coal, stove-length wood, propane and wood pellets.

LD 120 An Act To Facilitate Regional Transit

CARRIED OVER

Sponsor(s)
PEOPLES
PLUMMER

Committee Report

Amendments Adopted

This bill, which is a concept draft, proposes to enact measures designed to enable the delivery of cost-effective, sustainable and customer-focused transportation services that will meet the current and future needs of the State.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, as amended by H-B (H-580) and H-C (H-582).

**LD 127 An Act Relating to Ways under the Jurisdiction of the Midcoast
Regional Redevelopment Authority and the Loring Development
Authority**

PUBLIC 48

Sponsor(s)
GERZOFISKY
PRIEST

Committee Report
OTP-AM

Amendments Adopted
S-15

This bill amends the definition of "public way" as used in the Maine Revised Statutes, Title 29-A to include a way owned by a quasi-municipal corporation or district.

Committee Amendment "A" (S-15)

This amendment, which strikes and replaces the bill, provides a law enforcement officer the authority to enforce the traffic laws on a way under the jurisdiction of the Midcoast Regional Redevelopment Authority and the Loring Development Authority.

Joint Standing Committee on Transportation

Enacted Law Summary

Public Law 2013, chapter 48 provides a law enforcement officer the authority to enforce the traffic laws on a way under the jurisdiction of the Midcoast Regional Redevelopment Authority and the Loring Development Authority.

LD 187 An Act To Permit Temporary Operation of a Motor Vehicle with an Expired Operator's License Solely for the Purpose of Traveling Home or Renewing the License PUBLIC 24

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

This bill allows a law enforcement officer to issue a permit to a person whose operator's license has expired within the previous 90 days to allow that person to drive to the operator's residence or to an office of the Department of the Secretary of State, Bureau of Motor Vehicles for the sole purpose of renewing the operator's license.

Enacted Law Summary

Public Law 2013, chapter 24 allows a law enforcement officer to issue a permit to a person whose operator's license has expired within the previous 90 days to allow that person to drive to the operator's residence or to an office of the Department of the Secretary of State, Bureau of Motor Vehicles for the sole purpose of renewing the operator's license.

LD 226 An Act To Establish a Renewable Energy License Plate ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RYKERSON CLEVELAND	ONTP	

This bill establishes a specialty license plate to increase funding for renewable energy programs.

LD 270 An Act To Improve the Motor Vehicle Inspection System ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T THERIAULT	ONTP	

This bill, which is a concept draft, proposes to improve the motor vehicle inspection system.