

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
FIRST REGULAR SESSION



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

LD 590 **Resolve, To Include Questions about Texting on the State's Written Driver's License Examination** **ONTP**

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

This bill requires the Secretary of State to include questions about text messaging while driving on the Class C written driver's license examination.

LD 591 **An Act To Amend the Laws Governing Motorcycle and Moped Permits** **PUBLIC 77**

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

This bill removes the provision of law that prohibits a holder of a motorcycle or moped instruction permit from operating a motorcycle or moped at night.

Enacted Law Summary

Public Law 2013, chapter 77 removes the provision of law that prohibits a holder of a motorcycle or moped instruction permit from operating a motorcycle or moped at night.

LD 620 **An Act To Expand the Authorized Operation of All-terrain Vehicles on Roads** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE CAIN	ONTP	

This bill allows the Secretary of State to issue a special registration permit allowing the limited operation of an ATV on a public way. The operation of the ATV on a public way is limited to travel from one property to another for the purpose of landscaping or property maintenance.

LD 621 **An Act To Change the Tolling on the Maine Turnpike** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PARRY THOMAS	ONTP	

This bill directs the Maine Turnpike Authority to discontinue all toll facilities on the Maine Turnpike except for 6 toll collection facilities at the following locations: in the Town of York at mile 7.3; upon exit from the turnpike at the Interstate 295 interchange in the City of Portland at mile 44.3; upon exit from the turnpike at the Interstate 295 interchange in the Town of Falmouth at mile 51.6; in the Town of New Gloucester at mile 67; in the Town of West Gardiner at mile 100.2; and at the Interstate 295 interchange in the City of Gardiner at mile 103. The bill directs the Maine Turnpike Authority to adopt major substantive rules, which are subject to review by the Legislature, governing toll rates on the Maine Turnpike. The bill directs the Maine Turnpike Authority to adopt a toll schedule, but authorizes the authority to adjust toll rates if the authority is unable to meet certain obligations under current

Joint Standing Committee on Transportation

law.

LD 654 An Act Regarding the Maximum Rate of Speed on the Interstate Highway System

PUBLIC 107

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHENETTE VALENTINO	OTP-AM	H-64

This bill authorizes the Commissioner of Transportation to raise the speed limit on the Interstate Highway System on Interstate 295 from the Town of Scarborough to the Town of West Gardiner to 75 miles per hour.

Committee Amendment "A" (H-64)

This amendment, which strikes and replaces the bill, authorizes the Commissioner of Transportation to raise the speed limit on the Interstate Highway System to 75 miles per hour.

Enacted Law Summary

Public Law 2013, chapter 107 authorizes the Commissioner of Transportation to raise the speed limit on the Interstate Highway System to 75 miles per hour.

LD 655 An Act To Amend or Repeal Outdated or Underutilized Laws Related to Transportation

PUBLIC 36

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

This bill repeals the law establishing the Capital Construction and Improvement Reserve Fund and sections relating to that fund, a requirement for retention of part of the contract price and settlement of claims by subcontractors, the transportation planning incentives funding program and the requirement that the Department of Transportation provide financial assistance through interest-free loans to certain water and sewer utilities affected by department highway and bridges projects.

The bill also repeals the law establishing the arterial and major collector highway capital projects program and several statutory sections authorizing and directing the Commissioner of Transportation to establish standards for and oversee the safety of certain railroad equipment, infrastructure and operations.

The bill reduces the membership of the freight transportation advisory council from 20 members to 9 members, consolidates and simplifies terms describing mandatory qualifications of the members and adds a membership category to include a person with experience in general manufacturing.

The bill removes the Waldo-Hancock Bridge, which no longer exists, from the list of historic bridges for which the State is financially liable, and it clarifies that all hearings, notices, reviews and orders under the Maine Aeronautics Act must comply with the Maine Administrative Procedure Act.

Enacted Law Summary

Public Law 2013, chapter 36 repeals the law establishing the Capital Construction and Improvement Reserve Fund and sections relating to that fund, a requirement for retention of part of the contract price and settlement of claims by subcontractors, the transportation planning incentives funding program and the requirement that the Department of Transportation provide financial assistance through interest-free loans to certain water and sewer utilities affected