

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 945 An Act To Amend Provisions of Law Pertaining to Motor Vehicles

ONTP

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

This bill amends the laws related to motor vehicles in the following ways.

1. It provides that a person who violates certain laws pertaining to the transport of hazardous materials, or a rule adopted pursuant to those laws, commits a Class D crime, unless the violation is discovered during a compliance review. In the latter circumstance, the violation is a civil violation. Current law provides that all such violations are Class D crimes.
2. It amends the definitions of "motor vehicle" and "vehicle" to clarify that the terms mean a self-propelled vehicle not operated exclusively on railroad tracks. Currently, the definition could be read to mean other types of tracks, such as, for example, racing tracks.
3. It repeals the definition of "team" and removes a reference to this term.
4. It creates the traffic infraction of failing to properly register a vehicle.

LD 957 An Act To Require Legislative Approval for the Issuance of Bonds by the Maine Turnpike Authority

ONTP

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

This bill requires that the Maine Turnpike Authority receive legislative approval prior to its issuance of bonds.

LD 983 An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2014

P & S 9

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	S-39

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, 2014 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

Committee Amendment "A" (S-39)

This amendment incorporates a fiscal note.

Enacted Law Summary

Private and Special Law 2013, chapter 9 makes allocations from gross revenues of the Maine Turnpike Authority

Joint Standing Committee on Transportation

for the payment of the authority's operating expenses for the calendar year ending December 31, 2014 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

LD 985 Resolve, To Repeal the Requirement That the Department of Transportation Facilitate a Feasibility Study of an East-west Highway and Provide for Public Access to Certain Documents RESOLVE 41

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAZUREK	OTP-AM	S-78

This resolve repeals Resolve 2011, chapter 147, "Resolve, To Require the Department of Transportation To Facilitate and Oversee a Study of the Feasibility of an East-west Highway." This resolve specifies that any documents created in connection with Resolve 2011, chapter 147 are public documents and are not confidential. This resolve also prohibits the department from seeking reimbursement for any study conducted pursuant to Resolve 2011, chapter 147.

Committee Amendment "A" (S-78)

This amendment incorporates a fiscal note.

Enacted Law Summary

Resolve 2013, chapter 41 repeals Resolve 2011, chapter 147, "Resolve, To Require the Department of Transportation To Facilitate and Oversee a Study of the Feasibility of an East-west Highway." This law specifies that any documents created in connection with Resolve 2011, chapter 147 are public documents and are not confidential. It also prohibits the department from seeking reimbursement for any study conducted pursuant to Resolve 2011, chapter 147.

LD 999 Resolve, Directing the Department of Transportation To Seek Funding To Complete a Design and Engineering Assessment for the Extension of Passenger Rail Service from Portland North on the State-owned St. Lawrence and Atlantic Railway Corridor RESOLVE 31

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAVEN RUSSELL	OTP-AM ONTP	S-48

This resolve directs the Department of Transportation to fund or seek funding to provide engineering and design work necessary to qualify the state-owned St. Lawrence and Atlantic railway corridor, from Portland to the Auburn city line, for federal capital investment funding consistent with the passenger rail service investments evaluated and proposed in the Department of Transportation's 2011 "Portland North Alternative Modes Transportation Project" study. The department shall report back to the Legislature with information regarding funding on or before December 15, 2013.

Committee Amendment "A" (S-48)

This amendment, which is the majority report, strikes the requirement that the Department of Transportation fund the engineering and design work necessary to qualify the state-owned St. Lawrence and Atlantic railway corridor, from Portland to the Auburn city line, for federal capital investment funding consistent with the passenger rail service investments evaluated and proposed in the Department of Transportation's 2011 "Portland North Alternative Modes Transportation Project" study. The amendment also strikes the requirement that the department report to the Legislature with information regarding funding on or before December 15, 2013.