

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



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

JOINT STANDING COMMITTEE ON TRANSPORTATION

August 2017

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STATE OF MAINE

128TH 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 128th 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. An appendix provides a summary of relevant session statistics.

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 128th Legislature is Wednesday, November 1, 2017. 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 1034

An Act Making Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2017

**PUBLIC 91
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINS R MCLEAN A	OTP-AM OTP-AM	S-35

Part A makes supplemental allocations from the Highway Fund for the expenditures of State Government necessary to the proper operations of State Government for the fiscal year ending June 30, 2017.

Part B carries forward any unexpended balances in the Personal Services and All Other line categories as of June 30, 2017 to the All Other line category in the Department of the Secretary of State, Administration - Motor Vehicles program, Highway Fund for use in the next fiscal year.

Committee Amendment "A" (S-34)

This amendment incorporates a fiscal note.

This amendment was not adopted.

Committee Amendment "B" (S-35)

This amendment limits the carry-forward in Part B to \$500,000 of any unexpended balance.

Enacted Law Summary

Public Law 2017, chapter 91 makes supplemental allocations from the Highway Fund for the expenditures of State Government necessary to the proper operations of State Government for the fiscal year ending June 30, 2017.

Public Law 2017, chapter 91 was enacted as an emergency measure effective May 26, 2017.

LD 1059

An Act Concerning Bridges on Discontinued Town Ways

PUBLIC 154

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PARRY W	OTP-AM	H-317

This bill requires the Department of Transportation to enter into an agreement regarding a bridge when the town way carried by the bridge is being discontinued by the municipality, or county in the case of an unorganized territory. The agreement must be made with the municipality or county or with another state agency and must require the municipality or county or state agency to be responsible for the ownership and possible maintenance of the bridge or to understand that the department may choose to remove the bridge. The bill also provides that an inspection pursuant to the Maine Revised Statutes, Title 23, section 563 may occur only on a bridge or minor span on a public way.

Committee Amendment "A" (H-317)

This amendment requires a municipality or county that proposes to discontinue a town way or public easement with a bridge to negotiate with and enter into an agreement with the department to remove the bridge or transfer ownership of the bridge to a municipality, county or state agency upon discontinuance of the town way or public