

STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



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

JOINT STANDING COMMITTEE ON TRANSPORTATION

July 2011

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Joint Standing Committee on Transportation

Resolve 2011, chapter 1 names the part of Route 2 from Frost Street in the Town of Lincoln to the East Winn Road in the Town of Winn the Master Sergeant Gary Gordon Highway.

LD 25 An Act To Allow the Registration of a Bus as an Antique Vehicle

**MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STRANG BURGESS WOODBURY	ONTP MAJ OTP-AM MIN	

This bill includes antique buses in the definition of "antique auto" in the laws governing motor vehicles. It includes antique buses in the laws governing the registration of antique autos and in the laws that exempt antique autos from inspection.

LD 26 Resolve, To Name a Bridge over the Kennebec River between the Town of Benton and the Town of Fairfield the Brian L. Buker/Frank W. Haskell Medal of Honor Bridge

RESOLVE 3

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

This resolve names a bridge over the Kennebec River between the Town of Benton and the Town of Fairfield the Brian L. Buker/Frank W. Haskell Medal of Honor Bridge.

Enacted Law Summary

Resolve 2011, chapter 3 names a bridge over the Kennebec River between the Town of Benton and the Town of Fairfield the Brian L. Buker/Frank W. Haskell Medal of Honor Bridge.

LD 27 An Act Concerning Maine Veterans License Plates

ONTP

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

This bill amends the law that requires a veteran of the United States Armed Forces who is eligible to receive veterans license plates to show proof of veteran status to specify that proof is required only for the initial application and that the Secretary of State shall keep the copies of the documents on file to be used for any subsequent application for plates. It also expands the list of acceptable documents to provide for veterans who do not have their original discharge from military service papers.

Joint Standing Committee on Transportation

LD 36 Resolve, To Deauthorize the Naming of the Bridge over Pattagumpus Stream

**RESOLVE 2
EMERGENCY**

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

This resolve repeals the directive to the Department of Transportation to designate the new bridge over Pattagumpus Stream in the Town of Medway the Nicatou Bridge.

Enacted Law Summary

Resolve 2011, chapter 2 repeals the directive to the Department of Transportation to designate the new bridge over Pattagumpus Stream in the Town of Medway the Nicatou Bridge.

Resolve 2011, chapter 2 was finally passed as an emergency measure effective March 1, 2011.

LD 47 An Act Directing the Department of Transportation To Allow a Break in Control of Access on William L. Clarke Drive in the City of Westbrook

P & S 3

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PEOPLES	OTP-AM	H-21

Under existing law, the Commissioner of Transportation may allow a break in a control of access of a highway for development of a state highway or state aid highway. This bill provides that the commissioner shall approve a break in a control of access if: the owner of the property abutting the highway submits a request in writing to the commissioner for a driveway, entrance or approach within the right-of-way of a state highway or state aid highway; the Department of Transportation acquired access rights prior to August 11, 2000; and the commissioner finds that the request will not have an undue adverse impact on the safety and efficiency of the operation of the highway.

Committee Amendment "A" (H-21)

This amendment, which strikes and replaces the bill, requires the Department of Transportation, at the request of the owner of the parcel on Westbrook Tax Map 32, Lot 52, to allow an entrance on William L. Clarke Drive in the City of Westbrook on the condition that the owner assume all costs for repayment of federal funds used by the Department of Transportation to acquire control of access on William L. Clarke Drive in the City of Westbrook and for environmental permitting for the break in control of access to be built on William L. Clarke Drive in the City of Westbrook.

Enacted Law Summary

Private and Special Law 2011, chapter 3 requires the Department of Transportation, at the request of the owner of the parcel on Westbrook Tax Map 32, Lot 52, to allow an entrance on William L. Clarke Drive in the City of Westbrook on the condition that the owner assume all costs for repayment of federal funds used by the Department of Transportation to acquire control of access and for environmental permitting for the break in control of access.

Joint Standing Committee on Transportation

LD 50 An Act To Allow Provisional Drivers To Transport Persons under Guardianship and Children of Active Military Personnel

PUBLIC 13

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FLOOD MCCORMICK	OTP-AM	H-14

Current law prohibits a person under 18 years of age who has been issued a driver's license from carrying passengers other than immediate family members, including foreign exchange students, for 6 months after being issued a license unless accompanied by an older driver. This bill allows a young driver to carry a passenger who is a person under guardianship of an immediate family member of the young driver or is a child whose parent is deployed for military service if that person or child lives with the immediate family of the young driver.

Committee Amendment "A" (H-14)

This amendment modifies the exception in the bill allowing a young driver to carry a passenger who is a person under guardianship of an immediate family member to specify that the guardianship is court-appointed.

This amendment also adds details to the provision allowing a young driver to carry a child whose parent is deployed for military service, specifying that the child must be under guardianship of an immediate family member as provided on an Armed Forces Family Care Plan form.

The amendment defines "deployed for military service" to mean assigned to active military duty with the state military forces, as defined in the Maine Revised Statutes, Title 37-B, section 102, or the United States Armed Forces, including the National Guard and Reserves, whether pursuant to orders of the Governor or the President of the United States, when the duty assignment is in a combat theater, in an area where armed conflict is taking place or in an area away from a person's normal duty station.

Enacted Law Summary

Public Law 2011, chapter 13 allows a young driver to carry a passenger who is a person under court-appointed guardianship of the driver's immediate family member.

The law also allows a young driver to carry a passenger who is a child whose parent is deployed for military service. It specifies that the child must be under guardianship of an immediate family member as provided on an Armed Forces Family Care Plan form. It defines "deployed for military service" to mean assigned to active military duty with the state military forces, as defined in the Maine Revised Statutes, Title 37-B, section 102, or the United States Armed Forces, including the National Guard and Reserves, whether pursuant to orders of the Governor or the President of the United States, when the duty assignment is in a combat theater, in an area where armed conflict is taking place or in an area away from a person's normal duty station.

LD 54 An Act To Revise the Law Regarding Vehicle Turning and Signals

**MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHAW	ONTP MAJ OTP MIN	

Joint Standing Committee on Transportation

This bill amends the law regarding vehicle turning and signals by requiring that an operator of a vehicle must use an appropriate signal when merging into traffic or changing lanes.

**LD 64 An Act To Make a Violation of the Laws Governing Seat Belts a
Secondary Offense**

**MAJORITY
(ONTP) REPORT**

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

This bill restores a prior law that prohibited the enforcement of the seat belt law unless the driver was stopped for a suspected violation of a different law.

LD 96 An Act To Reduce Noise and Emissions Associated with Trains

ONTP

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

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to reduce noise and air pollution attributed to train engines by prohibiting trains from idling for long periods of time in various residential neighborhoods.

LD 102 An Act To Allow Landowners Access across Railroad Tracks

ONTP

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

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to provide to a landowner who owns property that is bisected by a railroad access to all of that property at a lower cost to the landowner.

Joint Standing Committee on Transportation

LD 135 An Act To Allow the Placement of Certain Road Signs That Advertise a Small Business

**MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS THOMAS	ONTP MAJ OTP-AM MIN	

This bill allows a person or business that employs fewer than 10 persons to place a sign on private property within one mile of the place of business without a license or permit.

LD 143 An Act Relating to Disability License Plates and Placards for People with Permanent Disabilities

PUBLIC 23

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GILBERT COLLINS	OTP-AM	H-22

This bill provides that a person who has a permanent disability and whose physician certifies that the disability is permanent does not need to continue to show proof of that disability for a disability plate or placard.

Committee Amendment "A" (H-22)

The bill provides that a person with a disability whose physician, physician assistant, nurse practitioner or registered nurse certifies that the disability is permanent does not need to continue to show proof of that disability every 4 years for a disability plate or placard.

This amendment clarifies that the exception applies only to the person with a disability and not to a vehicle owner who is a spouse, parent or legal guardian of the person with a disability, when the person with a disability is a resident of this State or a member of the relative's or guardian's household and dependent on the vehicle owner as the primary means of transportation. This exception also does not apply to an organization or agency in this State that transports persons with disabilities.

This amendment also removes the emergency preamble and emergency clause from the bill.

Enacted Law Summary

Public Law 2011, chapter 23 provides that a person with a disability whose physician, physician assistant, nurse practitioner or registered nurse certifies that the disability is permanent does not need to continue to show proof of that disability every 4 years for a disability plate or placard.

It also clarifies that the exception applies only to the person with a disability and not to a vehicle owner who is a spouse, parent or legal guardian of the person with a disability, when the person with a disability is a resident of this State or a member of the relative's or guardian's household and dependent on the vehicle owner as the primary means of transportation. This exception also does not apply to an organization or agency in this State that transports persons with disabilities.

Joint Standing Committee on Transportation

LD 144 An Act To Regulate the Use of Magnesium Chloride

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'CONNOR SNOWE-MELLO	ONTP	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to determine the effects of the use of magnesium chloride on public fleets, private vehicles, vegetation, water supplies, corrosion of utility and electric lines and safety.

LD 162 An Act To Exempt Antique Autos from the Law Requiring Mufflers

ONTP

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

This bill exempts antique autos from the muffler requirements under the Maine Revised Statutes, Title 29-A, section 1912.

LD 198 An Act To Update Motor Vehicle Safety Inspection Laws

Carried Over

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

This bill is a concept draft pursuant to Joint Rule 208.

This bill makes changes to the motor vehicle safety inspection laws to improve safety, provide administrative efficiency and reduce costs.

This bill was carried over to any special session and/or regular session of the 125th Legislature by joint order, H.P. 1190.

Joint Standing Committee on Transportation

LD 201 An Act To Modernize and Reduce the Cost of Driver Education

**DIED BETWEEN
HOUSES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HINCK ALFOND	ONTP MAJ OTP-AM MIN	

This bill provides that classroom instruction provided by a driver education school licensed in this State may be taught interactively through the use of communications technology, including the Internet, so that persons taking the classroom portion of the driver education requirement need not be physically present in a classroom. The effective date for this change in law is July 1, 2012.

This bill does not alter current requirements in rule for behind-the-wheel instruction.

This bill directs the Secretary of State, before July 1, 2012, to amend current rules governing the licensure of driver education schools to permit the use of communications technology for driver education instruction.

**LD 206 Resolve, Directing the Department of Transportation To Repair and
Maintain the Red Iron Bridge Crossing the Saco River in the Town of
Fryeburg**

**LEAVE TO
WITHDRAW**

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

This resolve directs the Department of Transportation to repair and maintain the Red Iron Bridge, which crosses the Saco River in the Town of Fryeburg.

**LD 208 Resolve, To Establish a Study Commission To Examine the Maine
Turnpike**

ONTP

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

This resolve establishes the Commission to Examine the Maine Turnpike.

Joint Standing Committee on Transportation

LD 217 An Act To Require the Maine Turnpike Authority To Promote Maine Products and Businesses ONTP

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

This bill requires the Maine Turnpike Authority to promote and accommodate Maine products and businesses at rest areas owned or operated by the authority, with the advice and approval of the Department of Economic and Community Development.

LD 218 An Act To Improve the Safety of Minors by Collecting Data on Vehicle Collision Rates ONTP

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

This bill requires the Secretary of State to make available online annually a report detailing the collision rate within 12 months of licensure for all students and for minor students of every approved driver education course in the State during the previous fiscal year. The report must also list the severity of the collisions underlying the collision rate.

LD 221 An Act To Make Changes to the Motorcycle Inspection Sticker Requirements PUBLIC 167

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLOWMAN	OTP-AM	S-66

Public Law 2009, chapter 624 provides that, effective January 1, 2012, an inspection sticker for a motorcycle must be affixed to the rear of the motorcycle either on a mounting plate or on a rear fender or similar frame or body part of the motorcycle, but not on the registration plate. This bill provides that, effective January 1, 2012, an inspection sticker for a motorcycle may be affixed to the registration plate.

The bill also provides that if an official inspection sticker is affixed to the registration plate and the registration plate is reassigned to another motorcycle, the certificate of inspection and the official inspection sticker expire upon reassignment.

Currently, the Secretary of State issues 2 stickers for motor vehicle registration, the first bearing the month of issue and the 2nd bearing the year of issue, in lieu of issuing new registration plates each calendar year. This bill directs the Secretary of State to design one registration sticker for motorcycle registration plates, to be used in lieu of issuing new motorcycle registration plates each calendar year. This registration sticker must clearly indicate both the year and month of registration.

Committee Amendment "A" (S-66)

Joint Standing Committee on Transportation

The amendment changes the registration period for motorcycles to a fixed registration period of April 1st to March 31st of the next calendar year. The amendment also provides that the registration fee and excise tax for motorcycles due for renewal in 2012 will be prorated accordingly.

The amendment provides that, beginning March 1, 2012, an inspection sticker for a motorcycle must be affixed to the registration plate and not on a mounting plate or rear fender or similar frame or integral body part of the motorcycle. The amendment also provides that if the registration plate is reassigned to another motorcycle, the certificate of inspection and the official inspection sticker expire upon reassignment.

The amendment changes the deadline for the Secretary of State to design one registration sticker, which must clearly indicate both the year and month of registration expiration, for motorcycle registration plates from January 1, 2012 to March 1, 2012.

The amendment also provides that before March 1, 2013, if a motorcycle meets the inspection standard, either a valid certificate of inspection or an official inspection sticker for the motorcycle is acceptable proof of inspection.

Enacted Law Summary

Public Law 2011, chapter 167 changes the registration period for motorcycles to a fixed registration period of April 1st to March 31st of the next calendar year. It also provides that the registration fee and excise tax for motorcycles due for renewal in 2012 will be prorated accordingly.

The law provides that, beginning March 1, 2012, an inspection sticker for a motorcycle must be affixed to the registration plate and not on a mounting plate or rear fender or similar frame or integral body part of the motorcycle. It also provides that if the registration plate is reassigned to another motorcycle, the certificate of inspection and the official inspection sticker expire upon reassignment.

The law changes the deadline for the Secretary of State to design one registration sticker, which must clearly indicate both the year and month of registration expiration, for motorcycle registration plates from January 1, 2012 to March 1, 2012.

It also provides that before March 1, 2013, if a motorcycle meets the inspection standard, either a valid certificate of inspection or an official inspection sticker for the motorcycle is acceptable proof of inspection.

LD 235 An Act To Include Antique Motorcycles on the List of Vehicles That Are Exempt from Inspection

**PUBLIC 8
EMERGENCY**

Sponsor(s)

GILBERT
THOMAS

Committee Report

OTP

Amendments Adopted

This bill includes antique motorcycles on the list of vehicles that are exempt from inspection.

Enacted Law Summary

Public Law 2011, chapter 8 includes antique motorcycles on the list of vehicles that are exempt from inspection.

Public Law 2011, chapter 8 was enacted as an emergency measure effective March 25, 2011.

Joint Standing Committee on Transportation

LD 246 An Act To Require the Daytime Use of Headlights on Motor Vehicles ONTP

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

This bill requires that the driver of a motor vehicle manufactured after 2010 use headlights any time the motor vehicle is operated on a way. The bill also adds a provision allowing enforcement of the mandatory headlights provision only when a vehicle is stopped for a suspected violation of another law. A hybrid vehicle is exempt from the requirement of using headlights any time the vehicle is operated on a way.

LD 249 An Act To Allow Trained Local Law Enforcement Officers To Enforce Federal Motor Carrier Regulations ONTP

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

This bill allows a local or county law enforcement officer to enforce federal highway transportation regulations if that officer has received the appropriate training.

LD 259 An Act To Limit the Duration of a Legal Alien's Driver's License ONTP

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

This bill requires an applicant for a driver's license or nondriver identification card to provide proof of citizenship or documentation that the applicant is a legal resident of the United States. The bill limits the duration of a legal alien's driver's license or nondriver identification card to the duration of the visa granted to the legal alien by the authority of the United States.

LD 265 Resolve, To Study New and Used Motor Vehicle Dealer Licensing Requirements RESOLVE 11

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAULIEU THOMAS	OTP-AM	H-13

This bill eliminates the requirement that a motor vehicle dealer, to qualify for a dealer license, maintain a repair department that accommodates the repair of 2 vehicles simultaneously. This bill provides that, for the purpose of

Joint Standing Committee on Transportation

providing repair services, a motor vehicle dealer may enter into a contract with a mechanic to perform repairs or may lease the dealer's facility to a mechanic who performs repairs.

This bill directs the Secretary of State to amend rules establishing the requirements for licensing motor vehicle dealers before January 1, 2012. This bill also directs the Secretary of State to convene a working group to study licensing requirements for motor vehicle dealers and directs the working group to submit a report to the Joint Standing Committee on Transportation. This bill gives the committee authority to submit a bill to the Second Regular Session of the 125th Legislature concerning licensing requirements for motor vehicle dealers.

Committee Amendment "A" (H-13)

This amendment, which strikes and replaces the bill, directs the Department of the Secretary of State, Bureau of Motor Vehicles to convene a working group to study licensing requirements for new and used motor vehicle dealers. The amendment directs the working group to submit a report to the Joint Standing Committee on Transportation no later than January 15, 2012. The amendment gives the committee the authority to submit a bill to the Second Regular Session of the 125th Legislature concerning the requirements for licensing motor vehicle dealers.

Enacted Law Summary

Resolve 2011, chapter 11 directs the Department of the Secretary of State, Bureau of Motor Vehicles to convene a working group to study licensing requirements for new and used motor vehicle dealers. It directs the working group to submit a report to the Joint Standing Committee on Transportation no later than January 15, 2012. It gives the committee the authority to submit a bill to the Second Regular Session of the 125th Legislature concerning the requirements for licensing motor vehicle dealers.

LD 272 An Act To Provide Funds for Municipal Sand and Salt Storage Facilities DIED ON ADJOURNMENT

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COURTNEY	OTP-AM MAJ ONTP MIN	S-27

This bill allocates \$1,725,949 from the Highway Fund for the purpose of providing funds to municipalities for the construction of Priority 3 and Priority 4 sand and salt sheds.

Committee Amendment "A" (S-27)

This amendment incorporates a fiscal note.

LD 283 An Act To Require That Motor Vehicles Be Clear of Solid Precipitation When Operated on Public Ways ONTP

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

This bill requires that a person operating a motor vehicle at 40 miles per hour or more on a public way clear the motor vehicle of solid precipitation. Failure to clear a motor vehicle is a traffic infraction subject to a \$250 fine for a first offense and \$500 for a 2nd or subsequent offense.

Joint Standing Committee on Transportation

**LD 288 An Act To Amend the Laws Governing Municipal Motor Vehicle
Registration and License Agent Fees**

**ACCEPTED
REPORT B
(ONTP)**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAVANT SULLIVAN	OTP MAJ ONTP MIN	

This bill increases the motor vehicle licensing and registration service fees that may be assessed, collected and retained by municipalities from \$3 to \$5 for the renewal of a license or registration and from \$4 to \$6 for the issuance of a new license or registration.

LD 301 An Act Relating to Abandoned Vehicles

PUBLIC 46

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

This bill amends the abandoned vehicle laws by increasing the number of days that must lapse before a vehicle is considered abandoned from 7 to 14. The bill also increases the maximum time a person has to notify the Secretary of State from 7 to 14 days in order to be eligible for additional daily storage fees.

Enacted Law Summary

Public Law 2011, chapter 46 increases the number of days that must lapse before a vehicle is considered abandoned from 7 to 14. It also increases the maximum time a person has to notify the Secretary of State from 7 to 14 days in order to be eligible for additional daily storage fees.

LD 351 An Act Concerning Motorcycle Safety

**LEAVE TO
WITHDRAW**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAUDOIN CRAVEN	LV/WD	

This bill requires an operator of a motorcycle who has held a license endorsed for the operation of a motorcycle for less than 10 years to wear protective headgear.

Joint Standing Committee on Transportation

LD 354 Resolve, To Improve the Intersection of Route 1 and Manktown Road in Waldoboro ONTP

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

This resolve directs the Department of Transportation to improve the intersection of Route 1 and Manktown Road in Waldoboro, including visibility improvements, lane widening and construction of a southbound turning lane. The department is also required to install flashing school zone signs on Manktown Road on either side of the school zone occupied by Medomak Middle School and Medomak Valley High School.

LD 357 An Act To Repeal Motor Vehicle Inspection Requirements ONTP

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

This bill repeals statutory provisions that require motor vehicles registered in the State to have an annual motor vehicle inspection.

LD 365 An Act Pertaining to Railroad Crossing Fees MAJORITY (ONTP) REPORT

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK H	ONTP MAJ OTP-AM MIN	

This bill prohibits a railroad from charging a fee from or requiring insurance of a person who owns or has a right of way to pass over a railroad crossing.

LD 367 An Act To Amend the Laws Regarding Noncommercial Foreign Vessels PUBLIC 14

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

This bill exempts noncommercial foreign vessels of under 200 feet from the requirement that a pilot licensed in this State be on board.

Joint Standing Committee on Transportation

Enacted Law Summary

Public Law 2011, chapter 14 exempts noncommercial foreign vessels of under 200 feet from the requirement that a pilot licensed in this State be on board.

LD 370 An Act To Modify Vehicle Inspection Fees ONTP

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

This bill increases the maximum amount charged for vehicle inspections by \$4 and increases the maximum fees for enhanced inspections that are applicable to Cumberland County by \$3.

LD 383 An Act To Eliminate the Annual Indexing of Fuel Tax Rates ONTP

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

This bill repeals the annual indexing of motor fuel tax rates and deletes cross-references.

LD 414 An Act To Allow Landowners Road Access ONTP

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

This bill requires the Department of Transportation to waive certain requirements in rule and issue a permit for a driveway when no other location exists for vehicular access to a property and the property has at least 50 feet of frontage on a state highway or state aid highway. This bill also authorizes the department to impose reasonable restrictions on vehicular access to a person's property to improve safety, except that these restrictions may not include modifications to the state highway or state aid highway.

Joint Standing Committee on Transportation

LD 426 An Act To Amend the Laws Governing the TransCap Trust Fund

**MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS	ONTP MAJ OTP-AM MIN	

This bill provides that 9.5% of the money that otherwise would be deposited in the TransCap Trust Fund be transferred to the Urban-Rural Initiative Program, Other Special Revenue Funds account in the Department of Transportation and requires approval by the voters at referendum for each new authorization of TransCap revenue bonding beginning October 1, 2011. It requires the joint standing committee of the Legislature having jurisdiction over transportation matters to review the goals of the TransCap Trust Fund every 2 years and authorizes the joint standing committee to report out legislation related to its review to the first regular session of the Legislature.

**LD 432 An Act To Authorize a GARVEE Bond for the Interstate 95 Bridge at
the Maine-New Hampshire State Line**

ONTP

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

This bill authorizes the Maine Municipal Bond Bank to issue \$15,000,000 in federally authorized grant anticipation revenue vehicle debt financing instruments, GARVEE bonds, to be repaid with federal transportation funds, the proceeds of which will be used by the Department of Transportation for bridge repairs to the Interstate 95 bridge at the Maine and New Hampshire border known as the Piscataqua River Bridge, programmed in the 2012-2013 biennium.

LD 437 An Act Relating to Inspection Requirements for New Motor Vehicles

PUBLIC 191

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS	OTP-AM	S-121

This bill changes the annual inspection requirement for motor vehicles, except for commercial vehicles, trailers and semitrailers, to a biennial inspection requirement unless the motor vehicle is over 6 years old. This bill also changes the annual enhanced inspection requirement for vehicles registered in Cumberland County in a similar manner. It exempts motor vehicles with an attached dealer plate from inspection.

Committee Amendment "A" (S-121)

This amendment replaces the bill and provides that a new motor vehicle owned by a new vehicle dealer with a dealer plate is exempt from motor vehicle inspection requirements only if the vehicle is operated for purposes directly connected with the business of buying, selling, testing, adjusting, servicing, demonstrating or exchanging the vehicle or for use by customers for not more than 7 days to demonstrate the vehicle.

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The amendment defines "new motor vehicle" as a motor vehicle of the current model year or model year immediately preceding the current model year that has not been previously registered or titled.

This amendment also increases the cost of inspection stickers for new vehicle dealers by \$1, from \$2.50 to \$3.50 per sticker.

Enacted Law Summary

Public Law 2011, chapter 191 provides that a new motor vehicle owned by a new vehicle dealer with a dealer plate is exempt from motor vehicle inspection requirements only if the vehicle is operated for purposes directly connected with the business of buying, selling, testing, adjusting, servicing, demonstrating or exchanging the vehicle or for use by customers for not more than 7 days to demonstrate the vehicle.

The law defines "new motor vehicle" as a motor vehicle of the current model year or model year immediately preceding the current model year that has not been previously registered or titled.

It also increases the cost of inspection stickers for new vehicle dealers by \$1, from \$2.50 to \$3.50 per sticker.

LD 454 An Act To Permit Variation in Motor Vehicle Registration Expiration Dates ONTP

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

This bill permits motor vehicle owners to choose the renewal date of their motor vehicle registrations at the time of registration, in which case the excise tax is prorated for the first year of registration.

LD 456 An Act Relating to Temporary Disability Parking Permits PUBLIC 117

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LONGSTAFF COLLINS	OTP-AM	H-145

This bill authorizes a licensed physician, physician assistant, nurse practitioner or registered nurse to issue a 21-day disability parking permit to a person with a disability to be used while the person is obtaining a temporary or permanent disability parking credential from the Department of the Secretary of State, Bureau of Motor Vehicles.

Committee Amendment "A" (H-145)

The bill permits the Secretary of State to authorize certain medical professionals to issue a 21-day parking permit for a person with a disability. This amendment directs the Secretary of State to create a 21-day parking permit for a person with a disability to be used while that person is waiting to receive a disability registration plate or placard.

The amendment alters the requirement that the 21-day parking permit be displayed on a vehicle's dashboard to require instead that the 21-day parking permit be displayed in a manner so that it may be viewed from the front of the vehicle.

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The amendment also directs the Secretary of State to adopt rules to establish qualifications and requirements for a person authorized to issue a 21-day parking permit.

Enacted Law Summary

Public Law 2011, chapter 117 permits the Secretary of State to authorize certain medical professionals to issue a 21-day parking permit for a person with a disability. It directs the Secretary of State to create a 21-day parking permit for a person with a disability to be used while that person is waiting to receive a disability registration plate or placard.

The law requires that the 21-day parking permit be displayed in a manner so that it may be viewed from the front of the vehicle.

It also directs the Secretary of State to adopt rules to establish qualifications and requirements for a person authorized to issue a 21-day parking permit.

LD 471 An Act To Reduce Certain Highway Fund Obligations

**DIED ON
ADJOURNMENT**

Sponsor(s)
CEBRA
THOMAS

Committee Report
OTP-AM

Amendments Adopted
H-280

This bill:

1. Changes the state funding support for the Maine State Ferry Service from the Highway Fund to the General Fund;
2. Decreases the portion of the Department of Public Safety, Bureau of State Police funding provided by the Highway Fund from 49% to 33% and increases the portion of funding provided by the General Fund from 51% to 67%; and
3. Provides that the amount of savings to the Highway Fund due to the transfer of support of the Maine State Ferry Service from the Highway Fund to the General Fund and due to the reduction of funding, from 49% to 33%, from the Highway Fund to support the Bureau of State Police must be used for highway resurfacing and maintenance paving.

Committee Amendment "A" (H-280)

This amendment strikes from the bill the provision that changes the source of the state funding support for the Maine State Ferry Service from the Highway Fund to the General Fund.

The amendment also strikes the provisions specifying that the amount of savings to the Highway Fund due to the transfer of support of the Maine State Ferry Service from the Highway Fund to the General Fund and due to the reduction of funding, from 49% to 33%, from the Highway Fund to support the Department of Public Safety, Bureau of State Police must be used for highway resurfacing and maintenance paving.

The amendment leaves in place the provision in the bill that decreases the portion of the Department of Public Safety, Bureau of State Police funding provided by the Highway Fund from 49% to 33% and increases the portion of funding provided by the General Fund from 51% to 67%.

The amendment adds an appropriations and allocations section.

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LD 477 An Act Relating to Noise Violations by Motor Vehicles, Including Motorcycles

**PUBLIC 158
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RUSSELL	OTP-AM MAJ ONTP MIN	H-144

This bill requires that all motorcycles manufactured after 1982 must be equipped with an exhaust muffler bearing the federal Environmental Protection Agency-required labeling applicable to the motorcycles' model year. This bill provides that a person who violates the requirement may be subject to a fine of at least \$500 for the first offense, \$750 for a 2nd offense and \$999 for a 3rd or subsequent offense. The bill also provides that the fines may be reduced if a person brings the motorcycle into compliance within 15 business days after the citation and does not commit another violation within a year.

Committee Amendment "A" (H-144)

This amendment strikes and replaces the bill, which requires motorcycles to be equipped with certain mufflers approved by the United States Environmental Protection Agency.

Current law provides a defense for owners of motor vehicles charged with violations of excessive and unusual noise under the Maine Revised Statutes, Title 29-A, section 1912, subsections 1 and 3, except that the defense does not apply to motorcycles. This amendment makes technical changes to this provision of law and provides a defense for motorcycles.

This amendment also adds an emergency preamble and emergency clause.

Enacted Law Summary

Current law provides a defense for owners of motor vehicles charged with violations of excessive and unusual noise under the Maine Revised Statutes, Title 29-A, section 1912, subsections 1 and 3, except that the defense does not apply to motorcycles.

Public Law 2011, chapter 158 makes technical changes to this provision of law and provides a defense for motorcycles.

Public Law 2011, chapter 158 was enacted as an emergency measure effective May 26, 2011.

LD 483 Resolve, Directing the Maine Turnpike Authority To Place Signs Directing Motorists to Hebron Academy at the Closest Interstate Exits

**RESOLVE 23
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIMBERLAKE MASON	OTP-AM	H-60 H-73 TIMBERLAKE

This resolve directs the Department of Transportation to place directional signs on Interstate 95 at the northbound and southbound exits of the highway that are located closest to Hebron Academy and Hebron Academy to assume all costs associated with the directional signs.

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Committee Amendment "A" (H-60)

This amendment corrects a technical error in the bill by directing the Maine Turnpike Authority, rather than the Department of Transportation, to place directional signs on Interstate 95 for Hebron Academy. The amendment also clarifies that the signs must be placed on the portion of Interstate 95 designated as the Maine Turnpike.

House Amendment "A" To Committee Amendment "A" (H-73)

This amendment amends Committee Amendment "A" to add an emergency preamble and emergency clause to the resolve.

Enacted Law Summary

Resolve 2011, chapter 23 directs the Maine Turnpike Authority to place directional signs on the portion of Interstate 95 designated as the Maine Turnpike for Hebron Academy.

Resolve 2011, chapter 23 was finally passed as an emergency measure effective April 20, 2011.

LD 501 An Act To Provide the Opportunity To Register with the Selective Service System When Obtaining a Driver's License or Nondriver Identification Card

PUBLIC 170

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT FARNHAM	OTP-AM	H-157 H-229 CEBRA

This bill allows a male United States citizen or immigrant to register with the federal Selective Service System on the application for a driver's license.

Committee Amendment "A" (H-157)

The amendment strikes and replaces the bill. The amendment provides that, before issuing or renewing a driver's license or nondriver identification card to a male United States citizen or immigrant who is at least 18 years of age and under 26 years of age, the Secretary of State shall provide the applicant a short statement on the requirements of the federal Military Selective Service Act and a corresponding federal Military Selective Service registration form.

The amendment also provides that if the eligible applicant consents to register with the federal Selective Service System, the Secretary of State shall forward the necessary information of the applicant to the federal Selective Service System.

The amendment also adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-229)

This amendment strikes an appropriations and allocations section that was inadvertently included in Committee Amendment "A".

Enacted Law Summary

Public Law 2011, chapter 170 provides that, before issuing or renewing a driver's license or nondriver identification card to a male United States citizen or immigrant who is at least 18 years of age and under 26 years of age, the Secretary of State shall provide the applicant a short statement on the requirements of the federal Military Selective

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Service Act and a corresponding federal Military Selective Service registration form.

The law also provides that if the eligible applicant consents to register with the federal Selective Service System, the Secretary of State shall forward the necessary information of the applicant to the federal Selective Service System.

LD 520 An Act To Allow a Waiver for On-premises Signs

PUBLIC 115

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAULIEU THOMAS	OTP-AM	H-201

Current law prohibits on-premises signs within 20 feet from the outside edge of the paved portion of any state or state aid highway with more than 2 travel lanes and a total paved portion in excess of 24 feet in width. This bill gives the Commissioner of Transportation the authority to grant a person a waiver of this requirement if the majority of on-premises signs on either edge of the public way within 1,000 feet of the location of the proposed on-premises sign are located within 20 feet from the outside edge of the paved portion of the public way or the proposed on-premises sign replaces an on-premise sign at the same location within 20 feet from the outside edge of the paved portion of the public way.

The bill also requires that the property owner assume all costs for removal and installation of the on-premise sign and record this fact with the registry of deeds.

Committee Amendment "A" (H-201)

This amendment adds to the provisions set out in the bill that permit a waiver for on-premises signs. The amendment provides that if an on-premises sign is granted a waiver, the owner of the on-premises sign does not gain any permanent property rights by installing the on-premises sign within the right-of-way of the public way. The amendment also provides that the Department of Transportation is not responsible for loss or damage to an on-premises sign granted a waiver from the use of the right-of-way of the public way for highway purposes. The amendment also provides that an on-premises sign granted a waiver may be removed at any time by the department without compensation to the owner of the on-premises sign and at the owner's expense to accommodate highway uses. The amendment gives the Commissioner of Transportation the authority to adopt rules to implement the law pertaining to granting a waiver for on-premises signs.

The amendment also changes the definition of "on-premise sign" to define instead "on-premises sign" and makes other grammatical corrections. It directs the Revisor of Statutes to apply the correct term in the relevant chapter of law.

Enacted Law Summary

Current law prohibits on-premises signs within 20 feet from the outside edge of the paved portion of any state or state aid highway with more than 2 travel lanes and a total paved portion in excess of 24 feet in width.

Public Law 2011, chapter 115 gives the Commissioner of Transportation the authority to grant a person a waiver of this prohibition if the majority of on-premises signs on either edge of the public way within 1,000 feet of the location of the proposed on-premises sign are located within 20 feet from the outside edge of the paved portion of the public way or the proposed on-premise sign replaces an on-premises sign at the same location within 20 feet from the outside edge of the paved portion of the public way.

The law also clarifies that if an on-premises sign is granted a waiver, the owner of the on-premises sign does not

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gain any permanent property rights by installing the on-premises sign within the right-of-way of the public way. It also provides that the Department of Transportation is not responsible for loss or damage to an on-premises sign granted a waiver from the use of the right-of-way of the public way for highway purposes. It also provides that an on-premises sign granted a waiver may be removed at any time by the department without compensation to the owner of the on-premises sign and at the owner's expense to accommodate highway uses. The law gives the Commissioner of Transportation the authority to adopt rules to implement the law pertaining to granting a waiver for on-premises signs.

The law also changes the definition of "on-premise sign" to define instead "on-premises sign" and makes other grammatical corrections. It directs the Revisor of Statutes to apply the correct term in the relevant chapter of law.

LD 546 An Act To Amend the Motor Vehicle Laws Concerning Driving with ONTP
Animals

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

This bill prohibits a person from operating a motor vehicle with an animal on the person's lap or while otherwise allowing an animal to impede the control or vision of the person.

LD 570 An Act To Regulate the Use of Traffic Surveillance Cameras ONTP

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

This bill provides for the use of automatic license plate recognition systems in the enforcement of motor vehicle violations.

LD 574 An Act To Extend the Time of a Temporary Registration Plate ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SNOWE-MELLO	ONTP	

This bill changes the period of time of a motor vehicle temporary registration plate from 14 days to 30 days.

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LD 576 An Act To Make 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, 2011

**PUBLIC 20
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINS	OTP-AM	S-9

Part A makes allocations of funds for the fiscal year ending June 30, 2011.

Part B makes allocations of funds for approved reclassifications.

Committee Amendment "A" (S-9)

Part A makes allocations of funds for the fiscal year ending June 30, 2011.

Part B makes allocations of funds for approved reclassifications.

Part C increases the amount of savings from \$1,000,000 to \$1,800,000 from the Department of Secretary of State, Administration - Motor Vehicles program All Other line category to be carried forward through fiscal year 2012-13 for the acquisition of a document management system to improve the efficiency and effectiveness of the department's operations.

Enacted Law Summary

Public Law 2011, chapter 20 makes allocations of funds for the fiscal year ending June 30, 2011. It also makes allocations of funds for approved reclassifications. The law increases the amount of savings from \$1,000,000 to \$1,800,000 from the Department of Secretary of State, Administration - Motor Vehicles program All Other line category to be carried forward through fiscal year 2012-13 for the acquisition of a document management system to improve the efficiency and effectiveness of the department's operations.

Public Law 2011, chapter 20 was enacted as an emergency measure effective April 1, 2011.

LD 583 An Act To Establish a National Rifle Association License Plate

ONTP

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

This bill authorizes the issuance of a special registration plate for the National Rifle Association that will fund special programs offered by the National Rifle Association that offer firearm training and firearm safety training and hunter training and hunter safety training.

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**LD 597 An Act To Provide Funding for the State Transit, Aviation and Rail
Transportation Fund**

**MAJORITY
(ONTP) REPORT**

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

This bill removes the cap on the annual amount available for distribution under the transit bonus payment program, which is currently set at 2.5% of the annual funding dedicated for the Urban-Rural Initiative Program.

It also increases from 50% to 100% the transfer to the STAR Transportation Fund of revenue from the tax imposed on the value of rental of an automobile.

**LD 610 An Act To Clarify the Procedure by Which a Salvage Company May
Apply for a Motor Vehicle Title**

PUBLIC 88

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COURTNEY	OTP-AM	S-45

This bill allows a salvage company or similar entity that is in possession of an unclaimed vehicle after release by an insurance company, financial institution or dealer and notice to the owner to obtain title to that vehicle.

Committee Amendment "A" (S-45)

This amendment makes technical changes to clarify that the owner of a vehicle left without a transferable title on the premises of an independent entity that temporarily stores a damaged or dismantled vehicle pursuant to an agreement with an insurance company, financial institution or dealer has 30 days after notice to pick up the vehicle before the vehicle is considered abandoned.

Enacted Law Summary

Public Law 2011, chapter 88 allows a salvage company or similar entity that is in possession of an unclaimed vehicle after release by an insurance company, financial institution or dealer and notice to the owner to obtain title to that vehicle. It also clarifies that the owner of a vehicle left without a transferable title on the premises of an independent entity that temporarily stores a damaged or dismantled vehicle pursuant to an agreement with an insurance company, financial institution or dealer has 30 days after notice to pick up the vehicle before the vehicle is considered abandoned.

**LD 618 An Act To Authorize a GARVEE Bond for the Memorial Bridge in
Kittery**

ONTP

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

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This bill authorizes the Maine Municipal Bond Bank to issue \$35,000,000 in federally authorized grant anticipation revenue vehicle debt financing instruments, GARVEE bonds, to be repaid with federal transportation funds, the proceeds of which will be used by the Department of Transportation to repair the Memorial Bridge, which carries Route 1 across the Piscataqua River, programmed in the 2012-2013 biennium.

LD 622 An Act To Permit the Display of the National Emergency Service Medal PUBLIC 22
on Registration Plates of Recipients

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

This bill allows the Secretary of State to issue special commemorative decals for use with special veterans registration plates to any person who served in the United States Armed Forces, was honorably discharged and was awarded the National Emergency Service Medal.

Enacted Law Summary

Public Law 2011, chapter 22 allows the Secretary of State to issue special commemorative decals for use with special veterans registration plates to any person who served in the United States Armed Forces, was honorably discharged and was awarded the National Emergency Service Medal.

LD 625 An Act To Amend the Law Pertaining to Loaner Registration Plates PUBLIC 44

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BELIVEAU HILL	OTP-AM	H-71

This bill removes the restriction that prohibits all but new car dealers from using special loaner plates bearing the same combination of letters and numbers as appears on the dealer's special initial registration plates.

Committee Amendment "A" (H-71)

This amendment strikes the bill and authorizes the Secretary of State to select and issue special distinguishing letters, marks or designs for number plates issued to owners of body shops, transmission shops and garages. The amendment also provides that a used car dealer or an owner of a body shop, transmission shop or garage may apply for special vanity registration plates that may bear letters or combinations of letters and numbers that are approved by the Secretary of State. The amendment allows a used car dealer or an owner of a body shop, transmission shop or garage to apply for special vanity loaner plates bearing the same combination of letters and numbers as appears on the special vanity registration plates.

Enacted Law Summary

Public Law 2011, chapter 44 authorizes the Secretary of State to select and issue special distinguishing letters, marks or designs for number plates issued to owners of body shops, transmission shops and garages. It also provides that a used car dealer or an owner of a body shop, transmission shop or garage may apply for special vanity registration plates that may bear letters or combinations of letters and numbers that are approved by the Secretary of State. The law allows a used car dealer or an owner of a body shop, transmission shop or garage to apply for special vanity loaner plates bearing the same combination of letters and numbers as appears on the special vanity registration

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plates.

LD 630 An Act To Require Disability Registration Plates To Be Renewed in Person When Registering at a Municipality ONTP

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

This bill requires an applicant to present a certificate of disability in person when the applicant applies for an extension of a disability plate or placard through a municipality.

LD 632 Resolve, To Direct the Department of Transportation To Rebuild Williams Road in the Town of Newport ONTP

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

This resolve directs the Department of Transportation to make and implement plans to rebuild Williams Road in the Town of Newport, on which two schools are located.

LD 661 An Act To Require Driver Education for All New Drivers ONTP

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

This bill requires persons 18 years of age or older to successfully complete a 4-hour driver education course before they are issued a license to operate a motor vehicle in this State. The bill also directs the Secretary of State to establish rules governing the driver education curriculum for persons who are 18 years of age or older so that the driver education course includes, but is not limited to, a review of motor vehicle laws and information about driving under the influence of alcohol and drugs and its effect on a person's ability to drive safely.

LD 670 An Act To Prohibit Certain Uses of Cellular Telephones and Handheld Electronic Devices while Operating a Motor Vehicle MAJORITY (ONTP) REPORT

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL C BLISS	ONTP MAJ OTP-AM MIN	

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This bill prohibits the use of a handheld cellular telephone and a handheld electronic device while operating a motor vehicle. The bill clarifies that law enforcement officers, corrections officers, firefighters, drivers of authorized emergency vehicles, holders of commercial driver's licenses, physicians, municipal public works personnel, Maine Turnpike Authority personnel and state transportation personnel, including all employees and contractors of the Department of Transportation, may use handheld cellular telephones while driving within the scope of their employment. The bill makes the offense a traffic infraction.

LD 673 An Act To Expand Fiscally Responsible Transportation through ONTP
Increased ZOOM Bus Service

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

This bill directs the Maine Turnpike Authority to transfer at least 3% of the authority's operating revenues to the Department of Transportation.

This bill also directs the authority to provide new ZOOM commuter bus service between Portland and Lewiston and Auburn, expand ZOOM bus service between Portland and points in York County and provide new ZOOM bus service between Portland and Augusta. This bill also directs the authority to install wireless Internet service in the entire ZOOM bus fleet.

LD 697 An Act To Provide Funding for the Maine Gateway Bridges Carried Over

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

This bill includes an ongoing allocation of \$5,500,000 to the Department of Transportation, Highway and Bridge Capital program in fiscal years 2011-12 and 2012-13 to provide funding for the replacement, repair and maintenance of the 3 bridges between Kittery, Maine and Portsmouth, New Hampshire: Memorial Bridge, U.S. Route 1; Sarah Mildred Long Bridge, U.S. Route 1 Alternate; and Piscataqua River Bridge, Interstate 95. This funding may not be used for any other purpose. Beginning with the 2014-2015 biennium, and each subsequent biennium, this amount must be included within the baseline Highway Fund allocations. The bill also requires that the State comply with the funding recommendations of the Bi-State Bridge Funding Task Force.

This bill was carried over to any special and/or regular session of the 125th Legislature by joint order, H.P. 1190.

LD 704 An Act To Repeal the Motorcycle Inspection Law ONTP

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

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This bill exempts a motorcycle registered in the State from the requirement that a motor vehicle have an annual inspection.

LD 722 An Act To Reduce Fines for Certain Trucking Violations

PUBLIC 219

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS	OTP-AM	S-114

This bill changes the fine, from the current minimum fine of \$250 to a new maximum fine of \$250 for the first offense, \$500 for a 2nd offense and \$1,000 for a 3rd or subsequent offense, for a violation of the federal regulations requiring drivers of commercial motor vehicles to limit driving time for property-carrying vehicles and to complete and keep a record of duty status for each 24-hour driving period.

Committee Amendment "A" (S-114)

This amendment strikes the bill and removes the emergency preamble and the emergency clause.

The amendment provides that the maximum fine for a violation of a state rule that adopts by reference the Federal Motor Carrier Safety Administration regulations and that does not meet the definition of an out-of-service order is \$250. The amendment also provides that the maximum fine for a violation of a state rule that adopts by reference the Federal Motor Carrier Safety Administration regulations and that meets the definition of an out-of-service order is \$500.

The amendment provides that an out-of-service order means a declaration by a law enforcement officer authorized to enforce Federal Motor Carrier Safety Administration regulations that a driver, a commercial motor vehicle or a motor carrier operation is out of service pursuant to federal law.

Enacted Law Summary

Public Law 2011, chapter 219 provides that the maximum fine for a violation of a state rule that adopts by reference the Federal Motor Carrier Safety Administration regulations and that does not meet the definition of an out-of-service order is \$250. It also provides that the maximum fine for a violation of a state rule that adopts by reference the Federal Motor Carrier Safety Administration regulations and that meets the definition of an out-of-service order is \$500.

The law provides that an out-of-service order means a declaration by a law enforcement officer authorized to enforce Federal Motor Carrier Safety Administration regulations that a driver, a commercial motor vehicle or a motor carrier operation is out of service pursuant to federal law.

LD 727 An Act Relating to Indemnity Agreements in Motor Carrier Transportation Contracts

PUBLIC 85

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COURTNEY	OTP-AM	S-43

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This bill provides that certain indemnity agreements in motor carrier transportation contracts are void and unenforceable.

Committee Amendment "A" (S-43)

This amendment provides a definition of "motor carrier" and clarifies the definition of "promisee." This amendment also provides that the change in law in the bill that provides that certain indemnity agreements in motor carrier transportation contracts are void and unenforceable applies to only motor carrier transportation contracts entered into or renewed on or after the effective date of the Act.

Enacted Law Summary

Public Law 2011, chapter 85 provides that certain indemnity agreements in motor carrier transportation contracts are void and unenforceable. It also provides that the change in law applies to only motor carrier transportation contracts entered into or renewed on or after the effective date of the Act.

LD 734 An Act To Allow a Front-wheel-drive Vehicle To Be Equipped with ONTP
Studded Tires on the Front Only

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

This bill allows a person to operate a front-wheel-drive vehicle with studded tires on the front only and directs the Department of Public Safety to amend its rules to implement the provision.

LD 736 An Act To Prohibit Texting while Driving PUBLIC 207

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

This bill provides that a person may not operate a motor vehicle while engaging in text messaging.

Senate Amendment "A" (S-39)

This amendment removes from the definition of "text messaging" the sending of electronic communications.

Enacted Law Summary

Public Law 2011, chapter 207 provides that a person may not operate a motor vehicle while engaging in text messaging. The law defines "text messaging" as reading or manually composing electronic communications, including text messages, instant messages and e-mails, using a portable electronic device. "Text messaging" does not include using a global positioning or navigation system.

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LD 748 An Act To Improve Driver Education Licensing

PUBLIC 442

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LUCHINI	OTP-AM	H-227

This bill extends driver education school licenses from one year to 2 years. It also extends the teaching license of a driver education teacher or instructor to 5 years. The bill also adds 2 members from the board of a statewide driver and traffic safety education association and 2 business owners who hold Class A licenses to teach driver education to the Secretary of State's Technical Review Panel and increases the license fees for teachers and instructors from \$80 to \$100.

Committee Amendment "A" (H-227)

This amendment removes the provision in the bill that proposes to extend driver education school licenses from one year to 2 years. The amendment also changes the duration of a teaching license of a driver education teacher or instructor from the proposed 5 years in the bill to 2 years. The amendment also strikes the provision that proposes to add 2 members from the board of a statewide driver and traffic safety education association and 2 business owners who hold Class A licenses to teach driver education to the Secretary of State's Technical Review Panel.

Enacted Law Summary

Currently, the duration of a teaching license of a driver education teacher or instructor is one year. Public Law 2011, chapter 442 changes the duration of a teaching license of a driver education teacher or instructor to 2 years and provides that the fee for the 2-year teaching license is \$100.

**LD 766 An Act To Make Allocations from Maine Turnpike Authority Funds for
the Maine Turnpike Authority for the Calendar Year Ending December
31, 2012**

P & S 16

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-383

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, 2012 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

Committee Amendment "A" (H-383)

This amendment incorporates a fiscal note.

Enacted Law Summary

Private and Special Law 2011, chapter 16 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, 2012 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

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LD 770 Resolve, To Establish a Study Group To Update Weight Regulations

ONTP

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

This resolve directs the Department of Transportation to convene a study group to examine the current weight limits on public ways and the problems that have arisen concerning the issue of load distribution problems and the enforcement of the limits and develop recommendations to adjust the limits to ensure the safety and structure of public ways in the State and to increase productivity and efficiency in motor transportation. The department is directed to invite the participation of the trucking and transportation industry and to report to the Second Regular Session of the 125th Legislature with its findings.

**LD 778 An Act To Amend the Process of Federal Aviation Administration
Airport Improvement Program Grants**

PUBLIC 351

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILLETTE M FARNHAM	OTP-AM	H-193 H-479 CEBRA

This bill requires that, for projects receiving both federal and state aid under the Federal Aviation Administration's airport improvement program, state aid funds must be administered in accordance with federal requirements for federal aid. This bill authorizes the Department of Transportation, through the major substantive rule process, to adopt additional requirements in addition to the federal requirements.

Current law provides that the Commissioner of Transportation must approve any project and project application for a request for federal aid under the federal Airport and Airway Development Act of 1970's airport improvement program before it is submitted to the Federal Aviation Administration by a municipality or other political subdivision of this State. This bill clarifies that a municipality or other political subdivision operating an airport that has at least 10,000 passenger boardings per year in this State may discuss federal aid with the Federal Aviation Administration for purposes of planning and developing a project application.

Committee Amendment "A" (H-193)

This amendment strikes those sections of the bill that require state aid funds for airport development projects receiving both federal and state funds under the Federal Aviation Administration's airport improvement program to be administered in accordance with federal law and allow a municipality or other political subdivision to discuss federal aid with the Federal Aviation Administration.

The amendment provides that the Department of Transportation is not responsible for aiding and assisting municipalities and other political subdivisions in the maintenance and operation of their public airports. The amendment also repeals the requirement in current law that the department aid and assist in the repair of, maintenance of and removal of snow from municipal, state and county airports.

This amendment also requires the department to administer the Primary Airport Capital Improvement Grant Program, which the amendment establishes. The amendment requires the department to distribute available state

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grant program funds to primary airports for eligible capital improvement projects as determined by the department. The amendment provides that state grant program funds may also be used for Federal Aviation Administration-eligible equipment. The amendment directs the department to evenly share the local match with the eligible municipality or other political subdivision in this State for the Federal Aviation Administration airport improvement program grant offer and award an amount contingent upon the availability of state grant program funds. The amendment further provides that airport improvement projects must be approved by the Federal Aviation Administration to be eligible for state grant program funds. The amendment provides that the department is not responsible for oversight or eligibility of airport improvement projects.

This amendment also provides that federal aid requests made by municipalities or other political subdivisions for primary airport improvement projects are not subject to approval by the Commissioner of Transportation.

House Amendment "A" To Committee Amendment "A" (H-479)

This amendment restores the language that provides that the Commissioner of Transportation must approve any project and project application for a request for federal aid under the federal Airport and Airway Improvement Act of 1982's airport improvement program before it is submitted to the Federal Aviation Administration by a municipality or other political subdivision of this State.

The amendment clarifies that the Department of Transportation may distribute funds from the Primary Airport Capital Improvement Grant Program to primary airports without prior project approval by the Commissioner of Transportation.

The amendment also requires municipalities and other political subdivisions when applying for and accepting federal aid to further any purpose related to the development of aeronautics to follow the procedures set out in the Maine Revised Statutes, Title 6, section 18, subsections 2 and 2-A.

Enacted Law Summary

Public Law 2011, chapter 351 establishes the Primary Airport Capital Improvement Grant Program as a discretionary state grant program administered by the Department of Transportation.

The law requires the department to distribute available state grant program funds to primary airports, which are airports that have at least 10,000 passenger boardings per year, for eligible capital improvement projects as determined by the department. The law also provides that airport improvement projects must be approved by the Federal Aviation Administration to be eligible for state grant program fund and clarifies that the department may distribute funds from the Primary Airport Capital Improvement Grant Program to primary airports without prior project approval by the Commissioner of Transportation.

The law directs the department to evenly share the local match with the eligible municipality or other political subdivision in this State for the Federal Aviation Administration airport improvement program grant offer and award an amount contingent upon the availability of state grant program funds.

LD 796 An Act To Continue the Axle Fine Waiver during the Midwinter Season

**PUBLIC 86
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINS	OTP-AM	S-40

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This bill repeals the repeal date for the provision waiving axle fines during the midwinter season on public ways.

Committee Amendment "A" (S-40)

This amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2011, chapter 86 repeals the repeal date for the provision waiving axle fines during the midwinter season on public ways.

Public Law 2011, chapter 86 was enacted as an emergency measure effective May 16, 2011.

**LD 815 An Act To Limit the Placement of Motor Vehicle Inspection Stickers in ONTP
Automobiles**

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

This bill requires that a motor vehicle inspection sticker be placed only in the lower left-hand corner of the vehicle's windshield and that the sticker must be at least 3 inches high and 4 inches wide.

**LD 845 An Act To Hold the Maine Turnpike Authority Accountable for Its ONTP
Obligation under Maine Law To Transfer Annual Surplus Revenue to
the Department of Transportation for Road and Bridge Projects around
the State**

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

Under current law, the Maine Turnpike Authority is required to transfer any operating surplus of the Maine Turnpike each year to the Department of Transportation. "Operating surplus" means the total annual operating revenues of the authority, after money has been put aside to pay reasonable operating expenses, to pay or to reserve for capital expenditures and to meet the requirements of any resolution authorizing bonds of the authority.

This bill directs the authority to submit an annual report to the joint standing committee of the Legislature having jurisdiction over transportation matters regarding the level and proper determination of operating surplus provided to the department each year. This bill also directs the Attorney General to investigate an allegation that the authority has failed to provide an operating surplus to the department.

This bill also directs the authority to submit a one-time report to the committee no later than January 15, 2012 regarding the amount of operating surplus provided to the department annually after December 31, 1999. The bill gives the committee the authority to submit a bill to the Second Regular Session of the 125th Legislature concerning the subject matter of the report.

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LD 883 Resolve, To Name the Katahdin Rest Area on Interstate 95 ONTP

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

This resolve directs the Department of Transportation to designate the scenic overlook that overlooks Mount Katahdin on Interstate 95 the "Katahdin View Rest Area," and to install a sign at the scenic overlook with an explanation of what is seen in the panoramic view. It also requires the department to erect a stone monument at the scenic overlook with a bronze plaque describing Mount Katahdin and its importance to the State.

LD 925 An Act Regarding Motorcycle Proof of Inspection ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILLETTE M SHERMAN	ONTP	

This bill requires a person to have a motorcycle inspected and insured prior to registering the motorcycle. The bill also requires that the inspection and registration take place during the same month. The bill requires the Secretary of State to implement a system that allows for the synchronization of motorcycle inspection and registration renewals.

**LD 945 Resolve, To Require the Commissioner of Inland Fisheries and Wildlife
To Submit a New Design for the Sportsman Registration Plate ONTP**

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

Current law requires that the Commissioner of Inland Fisheries and Wildlife submit a new proposed design for the sportsman registration plate every 6 years. This resolve requires the commissioner to submit a new design featuring the image of a deer for the sportsman registration plate for issuance beginning in 2012.

**LD 970 An Act To Increase Safety for Law Enforcement Officers and
Emergency Responders ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CORNELL DU HOUX GERZOFSKY	ONTP	

Current law requires a minimum fine of \$250 for an operator of a vehicle who passes a stationary authorized emergency vehicle or wrecker in an unsafe manner. This bill raises that fine to \$500 for a 2-year period, after which

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the fine will go back to \$250.

**LD 986 An Act To Allow a Person To Receive a Designation of Active Military
or Veteran Status on a Driver's License or Nondriver Identification
Card**

PUBLIC 134

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRAHAN	OTP-AM	S-62

This bill requires the Secretary of State to place a designation on a driver's license indicating that the licensee is an honorably discharged veteran upon receiving documentation that the licensee served in and was honorably discharged from the Armed Forces of the United States.

Committee Amendment "A" (S-62)

This amendment strikes and replaces the bill. This amendment requires the Secretary of State, at the request of an eligible applicant, to issue a driver's license or nondriver identification card to the applicant with a military service designation that identifies the applicant as a person actively serving in an enlisted grade of the United States Armed Forces or as a veteran of the United States Armed Forces.

The amendment further requires the Secretary of State to determine the design and location on the license and nondriver identification card for the military service designation.

Enacted Law Summary

Public Law 2011, chapter 356, sections 20 and 24 repeal and replace Public Law 2011, chapter 134.

Public Law 2011, chapter 134 requires the Secretary of State, at the request of an eligible applicant, to issue a driver's license or nondriver identification card to the applicant with a military service designation that identifies the applicant as a person actively serving in an enlisted grade of the United States Armed Forces or as a veteran of the United States Armed Forces. The law also requires the Secretary of State to determine the design and location on the license and nondriver identification card for the military service designation. Public Law 2011, chapter 134 did not go into effect before it was repealed by Public Law 2011, chapter 356 (LD 1313).

Public Law 2011, chapter 356 provides for a military service designation on driver's licenses and nondriver identification cards for all service members, not just those in an enlisted grade, and honorably discharged veterans. The law also requires the Secretary of State to determine the design and location on the license and nondriver identification card for the military service designation.

Public Law 2011, chapter 356 was enacted as an emergency measure; those sections of the law that provide for military service designation on driver's licenses and nondriver identification cards took effect on June 15, 2011 while all other sections, except for one, take effect 90 days after adjournment.

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LD 1011 An Act To Curb the Noise of Motorcycles without Mufflers ONTP

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

This bill imposes a fine of \$150 for operating a motorcycle without a muffler. The bill also requires a law enforcement officer to confiscate a muffler that is making excessive noise.

LD 1024 An Act To Amend the Laws Governing Land Surveyors PUBLIC 126

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE	OTP-AM	H-203

This bill restores the 2-zone coordinate system for land surveyors.

Committee Amendment "A" (H-203)

This amendment strikes and replaces the bill and restores in law the original systems of plane coordinates established by the National Ocean Survey and the National Geodetic Survey. The amendment recognizes the Maine 2000 West Zone, Maine 2000 Central Zone and Maine 2000 East Zone established by the State and recognized by the National Geodetic Survey and National Ocean Survey.

Enacted Law Summary

Public Law 2011, chapter 126 restores in law the original systems of plane coordinates established by the National Ocean Survey and the National Geodetic Survey. The law recognizes the Maine 2000 West Zone, Maine 2000 Central Zone and Maine 2000 East Zone established by the State and recognized by the National Geodetic Survey and National Ocean Survey.

LD 1032 Resolve, To Require the Department of Transportation To Improve a Portion of U.S. Route 1 ONTP

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

This resolve directs the Department of Transportation to make improvements to the portion of U.S. Route 1 from the town line between the Town of Madawaska and the Town of Frenchville to the area of the Town of Van Buren known as Turkey Curve.

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LD 1047 An Act Pertaining to Vehicle Registrations

ONTP

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

Under current law, when an application for registration of a motor vehicle is made after the registration for the previous year has expired, the term of renewal begins on the month of issuance of the previous registration. Trailers may only be registered for a registration period of March 1st to the end of February. This bill provides that, when an application for registration of a vehicle, including trailers, is made after the registration has expired, the term of the renewal begins on the month of the issuance of the renewal.

LD 1052 An Act To Require Equal Treatment of All Roads in a Road Association

ONTP

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

This bill requires a road association to conduct regular maintenance equally on all portions of a private road, private way or bridge and, if the association has jurisdiction over more than one private road, private way or bridge, the regular maintenance must be conducted equally on all those private roads, private ways and bridges.

LD 1064 Resolve, To Expand the Scope of the Study of Existing Highway Infrastructure and Future Capacity Needs West of Route 1 in York and Cumberland Counties Being Conducted by the Department of Transportation and the Maine Turnpike Authority

Carried Over

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

This bill expands the scope of the study of existing highway infrastructure and future capacity needs west of Route 1 in York and Cumberland counties, including the greater Gorham and Sanford areas, which is being conducted by the Department of Transportation and the Maine Turnpike Authority, to include the area west of Sanford along the United States Route 202 corridor to the New Hampshire border. It also requires the Department of Transportation and the Maine Turnpike Authority to report the results of their study to the Joint Standing Committee on Transportation no later than December 7, 2011 and allows the committee to submit a bill to the Second Regular Session of the 125th Legislature upon its receipt and review of the report.

This bill was carried over to any special and/or regular session of the 125th Legislature by joint order, H.P. 1190.

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LD 1068 An Act To Protect the Privacy of Maine Residents under the Driver's License Laws

PUBLIC 149

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHIPMAN THOMAS	OTP-AM	H-177

This bill is a partial repeal of current Maine law enacted to comply with the requirements of the federal REAL ID Act of 2005.

This bill:

1. Repeals the requirement that the Secretary of State issue driver's licenses and nondriver identification cards only to individuals who present documentary evidence of legal presence in the United States;
2. Exempts social security numbers in the possession of the Secretary of State from the definition of "public records" under Maine's freedom of access laws;
3. Provides that the Secretary of State may not disseminate social security numbers to any entity without legislative authorization;
4. Restricts the distribution and retention of digital information used to produce a license;
5. Prohibits the Secretary of State from use of biometric technology, such as retinal scans, facial recognition or fingerprint technology, but not including digital photographs in the production or storing of license information;
6. Repeals the requirement that the Secretary of State participate in the federal Systematic Alien Verification for Entitlements Program, the centralized database system used and maintained by the United States Citizenship and Immigration Services;
7. Repeals the requirement that the Secretary of State study the most cost-effective technology to prevent driver's license or nondriver identification card duplication;
8. Provides that cost savings as a result of this Act must be allocated to the Highway and Bridge Capital program within the Department of Transportation;
9. Does not change the current requirement that an applicant for a Maine driver's license or nondriver identification card must provide proof of residency; and
10. Repeals the requirement that a license or nondriver identification card of a noncitizen or legal permanent resident expires at the end of the licensee's authorized duration of stay in the United States.

Committee Amendment "A" (H-177)

This amendment:

1. Strikes the repeal of the requirement that the Secretary of State issue driver's licenses and nondriver identification cards only to individuals who present documentary evidence of legal presence in the United States;
2. Provides that the Secretary of State may not disseminate social security numbers to any entity without legislative

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authorization unless it is authorized by the federal Driver's Privacy Protection Act of 1994;

- 3. Provides that digital images and digitized signatures used to produce a driver's license or nondriver identification card are confidential;
- 4. Clarifies that the Secretary of State may store, record and retain digital images and digitized signatures used to produce a driver's license or nondriver identification card solely for the purpose of producing driver's licenses or nondriver identification cards;
- 5. Provides that digital images and digitized signatures used to produce a driver's license or nondriver identification card may be distributed only to a law enforcement agency;
- 6. Strikes the repeal of the requirement that the Secretary of State participate in the federal Systematic Alien Verification for Entitlements Program, the centralized database system used and maintained by United States Citizenship and Immigration Services; and
- 7. Strikes the repeal of the requirement that a license or nondriver identification card of a noncitizen or legal permanent resident expires at the end of the person's authorized duration of stay in the United States.

Enacted Law Summary

Public Law 2011, chapter 149:

- 1. Provides that the Secretary of State may not disseminate social security numbers to any entity without legislative authorization unless it is authorized by the federal Driver's Privacy Protection Act of 1994;
- 2. Provides that digital images and digitized signatures used to produce a driver's license or nondriver identification card are confidential;
- 3. Clarifies that the Secretary of State may store, record and retain digital images and digitized signatures used to produce a driver's license or nondriver identification card solely for the purpose of producing driver's licenses or nondriver identification cards; and
- 4. Provides that digital images and digitized signatures used to produce a driver's license or nondriver identification card may be distributed only to a law enforcement agency.

LD 1071 An Act To Allow the Use of Mini-trucks on Public Ways

ONTP

Sponsor(s)

AYOTTE
JACKSON

Committee Report

ONTP

Amendments Adopted

This bill permits mini-trucks to be operated on public ways, but only within 100 miles of the address at which the mini-truck is registered. The mini-truck, a 4-wheeled motor vehicle with a maximum speed of 60 miles per hour and a maximum weight of 2,000 pounds, must be registered and meet the same inspection standards as other motor vehicles in order to be operated on a public way.

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LD 1123 An Act To Amend the Motor Vehicle Laws

PUBLIC 448

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CEBRA COLLINS	OTP-AM	H-291 S-355 ROSEN R

This bill makes it a Class E crime if, at a time when a person's inspection mechanic license is suspended or revoked pursuant to the Maine Revised Statutes, Title 29-A, section 1763, the person performs a state or federally approved motor vehicle inspection in order for a certificate of inspection or report to be issued by a 3rd party or issues a state or federally approved certificate of inspection or a report.

The bill permits Department of Labor motor vehicles operated by workplace safety inspectors to be equipped with auxiliary lights that emit an amber light.

Committee Amendment "A" (H-291)

This amendment adds an appropriations and allocations section.

Senate Amendment "A" To Committee Amendment "A" (S-355)

This amendment establishes a July 1, 2012 effective date for the provision concerning the performance of a motor vehicle inspection by a person with a suspended or revoked inspection mechanic license and removes the General Fund appropriation of \$3,132 in fiscal year 2011-12.

Enacted Law Summary

Public Law 2011, chapter 448 makes it a Class E crime if, at a time when a person's inspection mechanic license is suspended or revoked, the person performs a state or federally-approved motor vehicle inspection in order for a certificate of inspection or report to be issued by a third party or issues a state or federally-approved certificate of inspection or a report. The law establishes an effective date of July 1, 2012 for this provision.

The law also permits Department of Labor motor vehicles operated by workplace safety inspectors to be equipped with auxiliary lights that emit amber light.

**LD 1124 An Act To Authorize the Use of Traffic Surveillance Cameras To Prove
and Enforce Violations of Overtaking and Passing School Buses**

Carried Over

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

The bill allows a municipality, law enforcement agency or school administrative unit to enforce violations of overtaking and passing a school bus through the use of traffic surveillance cameras and automated license plate recognition systems that are attached to a school bus, and requires a fine imposed for a violation of overtaking and passing a school bus to accrue to the municipality in which the violation occurred.

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This bill also makes technical corrections by removing references to the term "forfeitures" to reflect the current usage in the statutes of the term "fine."

This bill was carried over to any special and/or regular session of the 125th Legislature by joint order, H.P. 1190.

LD 1148 An Act To Improve Vehicle Safety for First Responders ONTP

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

This bill allows emergency medical service vehicles, fire department vehicles and personal vehicles of emergency medical personnel, firefighters and police officers to be equipped with a device that provides for alternate flashing of the vehicle's brake or rear directional lights and back-up lights or strobe lights behind the rear brake lenses when responding to an emergency.

LD 1167 An Act To Protect the Privacy of Persons Involved in Reportable Motor Vehicle Accidents PUBLIC 390

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CEBRA COLLINS	OTP-AM MAJ OTP-AM MIN	H-406

This bill permits law enforcement officers to disclose certain information relating to motor vehicle accidents and permits law enforcement officers to furnish a copy of a motor vehicle accident report only to certain individuals specified in the bill. The bill also provides greater protection of the personal privacy of individuals who are involved in motor vehicle accidents and allows aggregated nonpersonally identifying accident report data to be publicly disseminated.

Committee Amendment "A" (H-405)

This amendment, which is the majority report, strikes and replaces the bill. The amendment reorganizes the provision of law relating to accident report information and makes technical changes.

The amendment provides that accident reports and information contained in accident reports, except as otherwise provided, are confidential and may be released only to a person who was involved in the accident that is the subject of the report as well as to:

1. That person's licensed attorney, licensed insurance representative or authorized agent if authorization is evidenced in writing;
2. That person's insurance carrier or insurance producer;
3. That person's family or household members, as long as no temporary or permanent protection from abuse or protection from harassment order against the requesting family or household member is in effect at the time the request is made;
4. If the person is a minor, that person's parent or legal guardian, as long as no temporary or permanent protection

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from abuse or protection from harassment order against the requesting parent or legal guardian is in effect at the time the request is made;

- 5. An attorney licensed to practice law in this State, but only if the request is made for the purpose of informing a potential or pending criminal or civil case, or for use in such a case, if the case involves a specifically identified person who may be or is a party to the potential or pending case;
- 6. Another criminal justice agency;
- 7. The Department of the Secretary of State, Bureau of Motor Vehicles; and
- 8. An insurance support organization.

The amendment provides that the Department of Public Safety, Bureau of State Police may not publicly disseminate personally identifying accident report data that are contained in an accident report database maintained, administered or contributed to by the Bureau of State Police, but may publicly disseminate nonpersonally identifying accident report data. The amendment also defines "data" as information existing in an electronic medium and contained in an accident report database.

The amendment also provides that a person commits a Class E crime if that person intentionally or knowingly makes a material misstatement of fact on any application or document submitted either in support of or as a request made for a copy of an accident report or intentionally or knowingly further disseminates a report or report information that has been provided to an attorney pursuant to law.

Committee Amendment "B" (H-406)

This amendment, which is the minority report, strikes and replaces the bill. The amendment provides that the Department of Public Safety, Bureau of State Police may not publicly disseminate personally identifying accident report data that are contained in an accident report database maintained, administered or contributed to by the Bureau of State Police, but may publicly disseminate nonpersonally identifying accident report data. This amendment also defines "data" as information existing in an electronic medium and contained in an accident report database.

Enacted Law Summary

Public Law 2011, chapter 390 provides that the Department of Public Safety, Bureau of State Police may not publicly disseminate personally identifying accident report data that are contained in an accident report database maintained, administered or contributed to by the Bureau of State Police, but may publicly disseminate nonpersonally identifying accident report data. The law defines "data" as information existing in an electronic medium and contained in an accident report database.

**LD 1189 An Act To Require Bicyclists To Contribute to the Improvement of ONTP
Bikeways**

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

This bill imposes a 2% surcharge on the retail sale of bicycles. The proceeds are to be used by the Department of Transportation to construct, improve and maintain bikeways for use primarily by bicyclists and pedestrians.

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LD 1219 Resolve, To Require the Department of Transportation To Designate the Park Street Bridge in the Town of Presque Isle the Gold Star Memorial Bridge **RESOLVE 37**

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

This resolve directs the Department of Transportation to designate the bridge on Park Street in the Town of Presque Isle that crosses Presque Isle Stream the Gold Star Memorial Bridge in honor of those members of the Armed Forces of the United States who lost their lives in the performance of their duties.

Enacted Law Summary

Resolve 2011, chapter 37 directs the Department of Transportation to designate the bridge on Park Street in the Town of Presque Isle that crosses Presque Isle Stream the Gold Star Memorial Bridge in honor of those members of the Armed Forces of the United States who lost their lives in the performance of their duties.

LD 1247 An Act To Specifically Define Reasonable Operating Expenses for the Maine Turnpike Authority in Accordance with Its Enabling Act **ONTP**

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

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to amend the Maine Revised Statutes, Title 23, chapter 24, which governs the operations, powers and duties of the Maine Turnpike Authority, to establish a budget for the operating expenses of the Maine Turnpike Authority as well as the use of revenue generated by the Maine Turnpike Authority.

LD 1306 An Act Relating to Custom Vehicles **PUBLIC 139**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KNIGHT COLLINS	OTP-AM	H-200

This bill amends the definition of "antique auto" to include that the vehicle may be used for occasional personal use and that it may not have undergone a change in some of the component parts of the vehicle.

It amends the definition of "custom vehicle" by changing the number of years of age that would constitute a custom vehicle from 30 years to 25 years. It removes the weight limit of what constitutes a custom vehicle and indicates that the exemptions adopted by the Chief of the State Police apply to a custom vehicle.

The bill also directs the Department of the Secretary of State, Bureau of Motor Vehicles to invite the participation of

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representatives of antique auto, street rod and custom vehicle organizations to review the affidavit that must be filed with the bureau when registering an antique auto, custom vehicle, horseless carriage or street rod and to report to the Second Regular Session of the 125th Legislature with its findings.

Committee Amendment "A" (H-200)

This amendment strikes and replaces the bill. The amendment changes the definition of "custom vehicle" to include a motor vehicle that is at least 25 years old instead of at least 30 years old as in current law. The amendment also raises the weight limit for a custom vehicle from the current 6,000 pounds to 10,000 pounds. The amendment clarifies that a custom vehicle is subject to motor vehicle inspection standards except as provided by rules adopted by the Chief of the State Police, which provide certain exemptions for custom vehicles.

Enacted Law Summary

Public Law 2011, chapter 139 changes the definition of "custom vehicle" to include a motor vehicle that is at least 25 years old. The law also raises the weight limit for a custom vehicle to 10,000 pounds. The law clarifies that a custom vehicle is subject to motor vehicle inspection standards except as provided by rules adopted by the Chief of the State Police, which provide certain exemptions for custom vehicles.

LD 1313 An Act To Amend the Motor Vehicle Laws

**PUBLIC 356
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINS	OTP-AM	S-192 S-218 COLLINS

This bill makes several changes to the motor vehicle laws. The bill:

1. Adds the Secretary of State, Bureau of Motor Vehicles detectives to the list of law enforcement personnel not required to disclose investigative information;
2. Clarifies the definition of "special mobile equipment";
3. Clarifies that a motor vehicle drawing a camp trailer is not registered for the gross weight;
4. Removes obsolete language relative to registering interstate buses;
5. Clarifies that tow dollies are not required to be registered;
6. Consolidates special equipment registration with trailer registration;
7. Increases the number of special veteran motorcycle registrations a qualified registrant may have from one to 3;
8. Clarifies that certain honorific veterans' plates are issued for no fee and for a gross weight up to 10,000 pounds;
9. Clarifies the requirement for a motor carrier of passengers receiving subsidies to file its vehicle equipment list with the Department of Transportation rather than the Secretary of State, Bureau of Motor Vehicles;
10. Adds "antique motorcycle" to the list of vehicles eligible for warranty titles;
11. Makes failure of a dealer to deliver a title to the Secretary of State, Bureau of Motor Vehicles a traffic infraction

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and establishes minimum and maximum fines;

12. Clarifies that a dealer taking a vehicle in trade on the purchase of another vehicle must satisfy any outstanding security interests on the traded vehicle within 10 days. Failure to do so is a Class E crime;
13. Creates a restricted instruction permit for the purpose of assessing a person with certain disabilities;
14. Extends the sunset date for the autocycle legislation until 2013;
15. Updates the authorized route for Van Buren Canadian weight permits; and
16. Clarifies the issuance of long-term oversize and overweight permits.

Committee Amendment "A" (S-192)

This amendment:

1. Clarifies that reports or records that contain intelligence and investigative information and that are prepared by, prepared at the direction of or kept in the custody of the criminal law enforcement unit of the Department of the Secretary of State, Bureau of Motor Vehicles, Office of Investigations are confidential;
2. Deletes those sections of the bill that propose to consolidate special equipment registration with trailer registration;
3. Revises the authorized route in Van Buren for United States-Canada border weight permits;
4. Authorizes lobster registration plates for commercial motor vehicles;
5. Creates a registration plate for a person serving as an honorary consul;
6. Establishes a process for creating motorcycle and commercial vehicle specialty plates for existing specialty plates with at least 10,000 active registrations;
7. Provides that special mobile equipment that is used exclusively on the closed portion of a public way for the limited purposes of constructing or repairing that public way and is transported by another vehicle to and from the construction project is exempt from registration;
8. Eliminates the one-time \$5 administrative fee for Purple Heart motor vehicle and motorcycle registration plates and veterans motorcycle registration plates; and
9. Establishes a moratorium on dealer plate reduction and dealer license denials, adds an emergency preamble and emergency clause specifying that the moratorium takes effect immediately and provides that the moratorium be in place until December 31, 2012.

Senate Amendment "A" To Committee Amendment "A" (S-218)

This amendment provides for a military service designation on driver's licenses and nondriver identification cards for all service members, not just those in an enlisted grade, and honorably discharged veterans and makes that provision effective when this legislation is approved.

Enacted Law Summary

Public Law 2011, chapter 356 does the following:

1. Clarifies that reports or records that contain intelligence and investigative information and that are prepared by,

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prepared at the direction of or kept in the custody of the criminal law enforcement unit of the Department of the Secretary of State, Bureau of Motor Vehicles, Office of Investigations are confidential;

2. Updates the authorized route in Van Buren for United States-Canada border weight permits;
3. Authorizes lobster registration plates for commercial motor vehicles;
4. Creates a registration plate for a person serving as an honorary consul;
5. Establishes a process for creating the classes of motorcycle and commercial vehicle plates for existing specialty plates with at least 10,000 active registrations;
6. Provides that special mobile equipment that is used exclusively on the closed portion of a public way for the limited purposes of constructing or repairing that public way and is transported by another vehicle to and from the construction project is exempt from registration;
7. Eliminates the one-time \$5 administrative fee for Purple Heart motor vehicle and motorcycle registration plates and veterans motorcycle registration plates;
8. Establishes a moratorium on dealer plate reduction and dealer license denial, specifies that the moratorium takes effect immediately and provides that the moratorium be in place until December 31, 2012; and
9. Repeals Public Law 2011, chapter 134 (see also LD 986) and provides for a military service designation on driver's licenses and nondriver identification cards for all service members and honorably discharged veterans.

Public Law 2011, chapter 356 was enacted as an emergency measure. Items 8 and 9 of this summary took effect June 15, 2011 while all other items take effect 90 days after adjournment.

LD 1319 An Act To Prohibit the Unwarranted Collection of Identifying Data of Motor Vehicles ONTP

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

This bill prohibits a state, county or municipal employee from recording or retaining identifying data about a motor vehicle. The prohibition does not apply to the Department of Transportation if the recording or retaining of identifying data is conducted for the purposes of protecting public safety and transportation infrastructure, to the Department of Public Safety, Bureau of State Police if the recording or retaining of identifying data is conducted for the purposes of commercial motor vehicle screening and inspection or to a state, county or municipal law enforcement agency if the recording or retaining of identifying data is conducted to provide public safety, conduct criminal investigations or ensure compliance with local, state and federal laws.

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LD 1348 An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2011, June 30, 2012 and June 30, 2013

**PUBLIC 392
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CEBRA COLLINS	OTP-AM	H-622

Part A makes allocations of funds for the fiscal years ending June 30, 2012 and June 30, 2013.

Part B provides funding for approved reclassifications and range changes.

Part C repeals the annual indexing of the excise tax imposed on internal combustion engine fuel and distillates effective January 1, 2012.

Part D continues for 2 years the pay freeze by denying the awarding of merit pay and longevity pay to employees in the various departments and agencies within the executive branch, including the constitutional officers and the Department of Audit, during the 2012-2013 biennium. This Part also requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with eliminating merit pay and to transfer the amounts by financial order upon the approval of the Governor.

Part E recognizes an increase in the attrition rate from 1.6% to 5.0 % for the 2012-2013 biennium. The 5.0% rate is currently built into the baseline budget for personnel services.

Part F transfers funds from the Highway Fund unallocated surplus to the TransCap Trust Fund in an amount equal to the savings from changing the General Fund and Highway Fund matching ratio.

Part G authorizes the State Controller to transfer amounts exceeding \$100,000 from the unallocated balance in the Highway Fund after all commitments to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation, for capital needs.

Part H allows the transfer of Highway Fund Personal Services savings to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation for capital or all other needs.

Part I repeals the requirement that a percentage of motor vehicle registration fees for certain island towns must be spent on the roads in those towns. A separate initiative in Part A of the bill redirects the amounts to support the Island Ferry Service.

Part J allows transfers of non-bond funds from the TransCap Trust Fund to be used for capital projects having an estimated useful life of 5 years. This allows the funds to be used for light capital paving in an attempt to meet the goal of 600 miles per year.

Part K renames the "Fuel Use Decal Program" within the Department of the Secretary of State the "International Fuel Tax Agreement" program to more accurately reflect the intent of this program.

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Committee Amendment "A" (H-622)

Part A makes allocations of funds for the fiscal years ending June 30, 2012 and June 30, 2013.

Part B provides funding for approved reclassifications and range changes.

Part C repeals the annual indexing of the excise tax imposed on internal combustion engine fuel and distillates effective January 1, 2012.

Part D continues for 2 years the pay freeze by denying the awarding of merit pay to employees in the various departments and agencies within the executive branch, including the constitutional officers and the Department of Audit, the legislative branch and the judicial branch during the 2012-2013 biennium. It maintains longevity payments for employees eligible for a longevity payment on June 30, 2011 at the rate in effect on that date during the 2012-2013 biennium. It provides that employees that are not eligible for a longevity payment on June 30, 2011 may not be granted one during the period from July 1, 2011 to June 30, 2013. The savings in this Part may be replaced by other Personal Services savings by agreement of the State and the bargaining agents representing state employees. This Part also requires the State Budget Officer to calculate the amount of savings in this Part that applies against each Highway Fund account for all departments and agencies from savings associated with merit pay and longevity pay changes and to transfer the amounts by financial order upon the approval of the Governor.

Part E recognizes an increase in the attrition rate from 1.6% to 5.0 % for the 2012-2013 biennium. The 5.0% rate is currently built into the baseline budget for personnel services.

Part F transfers funds from the Highway Fund unallocated surplus to the TransCap Trust Fund in an amount equal to the savings from changing the General Fund and Highway Fund matching ratio.

Part G authorizes the State Controller to transfer amounts exceeding \$100,000 from the unallocated balance in the Highway Fund, after deductions for all commitments to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation, for capital needs.

Part H allows the transfer of Highway Fund Personal Services savings to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation for capital or all other needs.

Part I repeals the requirement that a percentage of motor vehicle registration fees for certain island towns must be spent on the roads in those towns. A separate initiative in Part A redirects the amounts to support the Island Ferry Service.

Part J allows transfers of non-bond funds from the TransCap Trust Fund to be used for capital projects having an estimated useful life of 5 years. This allows the funds to be used for light capital paving in an attempt to meet the goal of 600 miles per year.

Part K renames the "Fuel Use Decal Program" within the Department of the Secretary of State the "International Fuel Tax Agreement" program to more accurately reflect the intent of this program.

Current law directs the joint standing committee of the Legislature having jurisdiction over transportation matters to review transfers of allocations or subdivisions of an allocation from the Highway Fund. This Part requires the committee to also review all other transfers of allocations or subdivisions of allocations to the Department of Transportation.

This Part L authorizes the joint standing committee of the Legislature having jurisdiction over transportation matters to meet monthly or as often as is determined necessary by the chairs to oversee the transfer of funds.

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Part M carries forward the unexpended balance of \$596,870 in the Personal Services line category in the Department of the Secretary of State, Administration - Motor Vehicle program to fund 5 limited-period Customer Representative Associate II positions to ensure adequate staffing levels exist in the motor vehicle branch offices for the issuance of driver's license renewals in fiscal year 2011-12 and fiscal year 2012-13.

Part N requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with a retirement incentive program and to transfer the amounts by financial order upon the approval of the Governor.

Part O requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with future pension obligation changes and to transfer the amounts by financial order upon the approval of the Governor.

Part P requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with health insurance changes and to transfer the amounts by financial order upon the approval of the Governor.

Part Q authorizes the State Budget Officer to calculate the amount of savings that applies to each executive branch department and agency from the elimination of vacant positions and transfer the savings and related headcount by financial order upon the approval of the Governor.

This Part R includes adjustments to fiscal year 2010-11 allocations.

Enacted Law Summary

Public Law 2011, chapter 392 does the following.

Part A makes allocations of funds for the fiscal years ending June 30, 2012 and June 30, 2013.

Part B provides funding for approved reclassifications and range changes.

Part C repeals the annual indexing of the excise tax imposed on internal combustion engine fuel and distillates effective January 1, 2012.

Part D continues for 2 years the pay freeze by denying the awarding of merit pay to employees in the various departments and agencies within the executive branch, including the constitutional officers and the Department of Audit, the legislative branch and the judicial branch during the 2012-2013 biennium. It maintains longevity payments for employees eligible for a longevity payment on June 30, 2011 at the rate in effect on that date during the 2012-2013 biennium. It provides that employees that are not eligible for a longevity payment on June 30, 2011 may not be granted one during the period from July 1, 2011 to June 30, 2013. The savings in this Part may be replaced by other Personal Services savings by agreement of the State and the bargaining agents representing state employees. This Part also requires the State Budget Officer to calculate the amount of savings in this Part that applies against each Highway Fund account for all departments and agencies from savings associated with merit pay and longevity pay changes and to transfer the amounts by financial order upon the approval of the Governor.

Part E recognizes an increase in the attrition rate from 1.6% to 5.0 % for the 2012-2013 biennium. The 5.0% rate is currently built into the baseline budget for personnel services.

Part F transfers funds from the Highway Fund unallocated surplus to the TransCap Trust Fund in an amount equal to the savings from changing the General Fund and Highway Fund matching ratio.

Part G authorizes the State Controller to transfer amounts exceeding \$100,000 from the unallocated balance in the

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Highway Fund, after deductions for all commitments to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation, for capital needs.

Part H allows the transfer of Highway Fund Personal Services savings to the Highway and Bridge Capital, Highway and Bridge Light Capital and Maintenance and Operations programs within the Department of Transportation for capital or all other needs.

Part I repeals the requirement that a percentage of motor vehicle registration fees for certain island towns must be spent on the roads in those towns. A separate initiative in Part A redirects the amounts to support the Island Ferry Service.

Part J allows transfers of non-bond funds from the TransCap Trust Fund to be used for capital projects having an estimated useful life of 5 years. This allows the funds to be used for light capital paving in an attempt to meet the goal of 600 miles per year.

Part K renames the "Fuel Use Decal Program" within the Department of the Secretary of State the "International Fuel Tax Agreement" program to more accurately reflect the intent of this program.

Current law directs the joint standing committee of the Legislature having jurisdiction over transportation matters to review transfers of allocations or subdivisions of an allocation from the Highway Fund. This Part requires the committee to also review all other transfers of allocations or subdivisions of allocations to the Department of Transportation.

This Part L authorizes the joint standing committee of the Legislature having jurisdiction over transportation matters to meet monthly or as often as is determined necessary by the chairs to oversee the transfer of funds.

Part M carries forward the unexpended balance of \$596,870 in the Personal Services line category in the Department of the Secretary of State, Administration - Motor Vehicle program to fund 5 limited-period Customer Representative Associate II positions to ensure adequate staffing levels exist in the motor vehicle branch offices for the issuance of driver's license renewals in fiscal year 2011-12 and fiscal year 2012-13.

Part N requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with a retirement incentive program and to transfer the amounts by financial order upon the approval of the Governor.

Part O requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with future pension obligation changes and to transfer the amounts by financial order upon the approval of the Governor.

Part P requires the State Budget Officer to calculate the amount of savings that applies against each Highway Fund account for all departments and agencies from savings associated with health insurance changes and to transfer the amounts by financial order upon the approval of the Governor.

Part Q authorizes the State Budget Officer to calculate the amount of savings that applies to each executive branch department and agency from the elimination of vacant positions and transfer the savings and related headcount by financial order upon the approval of the Governor.

This Part R includes adjustments to fiscal year 2010-11 allocations.

Public Law 2011, chapter 392 was enacted as an emergency measure effective June 21, 2011.

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LD 1367 An Act To Restore Maine's Secondary Roads

Carried Over

Sponsor(s)

THOMAS

Committee Report

Amendments Adopted

This bill establishes the Secondary Roads Fund as a dedicated, nonlapsing account within the Department of Transportation for the purpose of financing capital improvements to state aid minor collector highways.

This bill provides that revenues generated from the use of land and assets, including, but not limited to, rights-of-way and other property owned by the department must be deposited into the Secondary Roads Fund. This bill also requires that any funds received by the department for damage to state property under the jurisdiction of the department must be deposited into the Secondary Roads Fund.

This bill increases the annual fee for a vanity registration plate by \$10, from \$25 to \$35, which is to be deposited into the Secondary Roads Fund.

This bill also requires that, except as otherwise provided, all fines for traffic infractions and other violations of the motor vehicle statutes accrue to the Secondary Roads Fund. The bill requires that any balance remaining in the Law Enforcement Agency Reimbursement Fund at the end of the fiscal year must be transferred to the Secondary Roads Fund.

Current law directs that state funding for the Bureau of State Police within the Department of Public Safety be allocated as follows: 49% from the Highway Fund and 51% from the General Fund. This bill provides that, beginning in fiscal year 2012-13, the proportional split between Highway Fund allocations and General Fund appropriations to the State Police budgetary appropriation program must be as follows: 25% must be allocated from the Highway Fund and 75% must be appropriated from the General Fund. The bill also provides that an amount equal to 24% of state funding for the Bureau of State Police be allocated from the Highway Fund to the Secondary Roads Fund.

This bill directs the Department of Transportation to set aside 10% of any available federal funds to be deposited into the Secondary Roads Fund for federally eligible projects. This bill provides that federal funds may be used in lieu of local funds, except that the local share may not be less than 10% of the total project cost.

The bill authorizes the Commissioner of Transportation to authorize, for a fee, the placement of off-premises signs within the right-of-way of an interstate highway, a state highway or a state aid highway. This bill also provides that fees collected by the department for the placement of such off-premises signs must be deposited into the Secondary Roads Fund.

This bill was carried over to any special and/or regular session of the 125th Legislature by joint order, H.P. 1190.

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LD 1379 An Act To Establish Training Routes for School Bus Drivers

**MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS	ONTP MAJ OTP MIN	

This bill allows a person who is training to operate a school bus to activate flashing red lights before a stop is made even though no passengers are being picked up or discharged. This training may take place only on roads with a posted speed limit of 45 miles per hour or less and during daylight hours.

LD 1381 An Act Regarding the Requirement That Construction Equipment Have a License Plate

ONTP

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

This bill provides that construction equipment, also known as special mobile equipment, that is not registered may be operated on that portion of a public way that is under construction.

LD 1405 An Act To Amend the Laws Restricting Advertising on Public Ways

ONTP

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

This bill amends the use of on-premises signs in the following ways.

1. It increases the distance that a sign may be erected from a principle structure of a business or point of interest from 1,000 feet to 2,500 feet.
2. It provides definitions of "point of interest," "outdoor area" and "principle structure" for purposes of determining distance for placement of on-premises signs.
3. It allows on-premises signs to be placed within 20 feet of the edge of certain public ways with more than 2 travel lanes if the signs are erected using approved breakaway mounting devices.
4. It requires the Commissioner of Transportation to manage the permitting process and to authorize the placement of signs adjacent to interstate highways larger and taller than allowed under current law.
5. It increases from 2 to 3 the number of approach signs a business or point of interest may have if that business or point of interest is not visible from or is located more than 1,000 feet from a public way intersection and permits

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those approach signs to be 2-sided.

- 6. It allows changeable signs to change once per minute; current law limits the change to once every 20 minutes.
- 7. It allows a business or point of interest to have one changeable sign per public way that the business or point of interest abuts.
- 8. It allows time and temperature signs to also display the date and permits those signs to change as frequently as once every 2 seconds.
- 9. It allows for changeable signs to be erected adjacent to and for viewing from the interstate highway system.
- 10. It increases the maximum height of a freestanding sign structure statewide from 25 feet to 35 feet above grade.
- 11. It recognizes the value and the role of signs for disseminating information to the motoring public.
- 12. It allows for placement of signs by real estate brokerage agencies for the sale of real estate.

LD 1454 An Act To Allow Police Officers To Operate Mobile Command Units PUBLIC 165
without a Special License

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HASKELL BRANNIGAN	OTP-AM	H-226

This bill provides that law enforcement officers in the State are allowed to operate a commercial motor vehicle as a mobile command unit under the same allowance given to firefighters and operators of fire apparatus.

Committee Amendment "A" (H-226)

This amendment adds a definition of "mobile command unit," which is a motor vehicle designed and used by a law enforcement agency primarily as a command and control platform for emergency response.

Enacted Law Summary

Public Law 2011, chapter 165 provides that law enforcement officers in the State are allowed to operate a commercial motor vehicle as a mobile command unit under the same allowance given to firefighters and operators of fire apparatus. This law also defines "mobile command unit" as a motor vehicle designed and used by a law enforcement agency primarily as a command and control platform for emergency response.

LD 1495 An Act To Allow 45 Days To Register a Newly Acquired Motor Vehicle ONTP

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

This bill changes the period of time of a motor vehicle temporary registration plate from 14 days to 45 days.

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LD 1512 An Act To Ensure That the State Is in Compliance with Certain Federal Motor Carrier Safety Regulations

PUBLIC 164

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

This bill requires a state police officer or a motor carrier inspector who has satisfactorily completed a prescribed course of instruction established by the Federal Motor Carrier Safety Administration and the Department of Public Safety, Bureau of State Police to investigate an alleged violation of federal safety regulations.

Enacted Law Summary

Public Law 2011, chapter 164 authorizes a state police officer or a motor carrier inspector who has satisfactorily completed a prescribed course of instruction established by the Federal Motor Carrier Safety Administration and the Department of Public Safety, Bureau of State Police to investigate an alleged violation of federal safety regulations.

LD 1529 An Act Honoring Gold Star Families through Special Registration Plates

**PUBLIC 246
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOULTON COLLINS	OTP-AM	H-355

This bill allows the Secretary of State to issue special gold star family registration plates for vehicles and motorcycles to certain family members eligible to receive gold star lapel buttons under 10 United States Code, Section 1126 (2010).

Committee Amendment "A" (H-355)

This amendment does the following.

1. It adds an emergency preamble and emergency clause to the bill.
2. It strikes the provision that proposes to allow the Secretary of State to issue gold star family registration plates for motorcycles.
3. It strikes the requirement that the Secretary of State issue gold star family registration plates that are also vanity plates.
4. It specifies that an applicant may be issued gold star family registration plates for no more than one vehicle.
5. It provides that a single gold star family registration plate, which may not be attached to a motor vehicle and is issued for recognition purposes only, is provided at no fee.
6. It changes the date by which the Secretary of State must begin issuing gold star family registration plates from January 1, 2012 to October 1, 2011.
7. It provides that any donations received for gold star family registration plates be deposited into the Specialty

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License Plate Fund.

Enacted Law Summary

Public Law 2011, chapter 246 allows the Secretary of State to issue special gold star family registration plates for vehicles to a person who is eligible to receive a gold star lapel button under 10 United States Code, Section 1126 (2010) and a grandparent of a member of the United States Armed Forces, if that member dies after March 28, 1973 as a result of an international terrorist attack or military operations.

The law specifies that an applicant may be issued gold star family registration plates for no more than one vehicle.

It provides that a single gold star family registration plate, which may not be attached to a motor vehicle and is issued for recognition purposes only, is provided at no fee.

Public Law 2011, chapter 246 was enacted as an emergency measure effective June 7, 2011.

LD 1538 An Act To Amend the Laws Governing the Maine Turnpike Authority and To Implement Certain Recommendations of the Government Oversight Committee in the Office of Program Evaluation and Government Accountability Report Concerning the Maine Turnpike Authority

**PUBLIC 302
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CEBRA COLLINS	OTP-AM	H-354 S-271 COLLINS

This bill implements some of the recommendations of the Government Oversight Committee in response to the January 2011 report of the Office of Program Evaluation and Government Accountability regarding the Maine Turnpike Authority.

This bill does the following.

1. It requires the authority annually to transfer to the Department of Transportation an amount equal to 5% of the authority's operating revenues, less any funds spent by the authority on department projects bonds issued for the benefit of the department and on transportation projects funded jointly with the department. The transferred funds may be spent by department only on projects that are within 25 miles of an interchange or other connecting point between the turnpike and the state highway system.
2. It changes the membership of the Maine Turnpike Authority to a board of directors and requires that 4 of the members be from a municipality through which the turnpike passes in each of the counties of York, Cumberland, Androscoggin and Kennebec. It also specifies that each 7-year term expires on March 31st of the 7th year. Members who are currently on the board retain their membership until the expiration of their terms. It provides that a member may be removed for gross misconduct, which is financial malfeasance, a deliberate or reckless failure to attend to duties required for governance of the authority or unexcused absences from 4 or more meetings of the board in a 12-month period. It provides for staggered terms of the members so that in any given year, at most only one member's term will expire.
3. It requires the authority to maintain a system for ongoing internal auditing of the authority's books and

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accounts and for compliance with the authority's financial policies and controls.

4. It changes the fiscal year of the authority to coincide with the state fiscal year, July 1st to June 30th.
5. It requires the authority to present a detailed budget of expenditures from the authority's reserve maintenance fund and include cross-references to show the total of similar expense categories that are included in both the revenue and reserve maintenance funds.
6. It requires, except in certain specified instances, that contracts for goods and services must be awarded by the authority through a competitive procurement process.
7. It requires bond indentures to appoint an engineering consultant and requires the authority to mitigate any advantage the engineering consultant may have due to this position when competing for design and inspection contracts.
8. It requires the authority to establish reciprocity agreements with other toll collecting authorities for the collection of tolls owed by owners of motor vehicles registered in Maine to those other toll collection authorities.

Committee Amendment "A" (H-354)

This amendment:

1. Deletes the provisions in the bill that propose to change the fiscal year of the Maine Turnpike Authority, which is currently based on the calendar year, to coincide with the state fiscal year, July 1st to June 30th;
2. Provides that any necessary alterations to the authority's revenue fund budget must be reported by financial order to the joint standing committee of the Legislature having jurisdiction over transportation matters;
3. Deletes the requirement that any funds transferred by the authority to the Department of Transportation must be spent by the department on projects that are within 25 miles of an interchange or other connecting point between the turnpike and the state highway system;
4. For purposes of the transfer of operating revenues, redefines "Department of Transportation project" as "department project" and limits "department project" to a project or allocation to:
 - A. Build or improve an interchange;
 - B. Maintain, build or improve an access road;
 - C. Study or plan a future highway corridor and study related issues;
 - D. Maintain, build or improve a park and ride lot or other transportation infrastructure for all modes of transportation relating to turnpike use;
 - E. Purchase, lease or improve highway-related infrastructure; or
 - F. Pay debt incurred by the authority for any capital expenditure for any of these projects;
5. Revises the definitions of "reserve maintenance fund" and "revenue fund";
6. Changes the term of the board of directors of the Maine Turnpike Authority from 7 years to 6 years;

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7. Deletes from the bill the requirement that 4 of the members of the board be from a municipality through which the turnpike passes in each of the counties of York, Cumberland, Androscoggin and Kennebec and instead requires that 4 of the members be from the counties of York, Cumberland, Androscoggin and Kennebec, one from each county;
8. Revises the provision in the bill relating to internal auditing by instead requiring that the board of the authority, in addition to retaining an annual auditor, retain a separate compliance auditor to periodically monitor the authority's financial operations and management controls;
9. Revises the provision in the bill relating to reciprocity with away agencies by specifying that the agreement between the authority and the away agency must provide that each party may charge the other a fee sufficient to cover the costs of collection services, including costs incurred by an agency that registers motor vehicles;
10. Clarifies that certain recorded images prepared for the enforcement of authority tolls, which are confidential and not available to the public, are also not available to any person employed by the authority whose duties do not require access to the material; and
11. Makes technical changes.

Senate Amendment "A" To Committee Amendment "A" (S-271)

This amendment adds an emergency preamble and emergency clause to the bill and amends the transition section for members of the board of directors of the Maine Turnpike Authority to specify that the 6-year term limit, as changed by Committee Amendment "A," applies to the current members of the board.

Enacted Law Summary

Public Law 2011, chapter 302 implements some of the recommendations of the Government Oversight Committee in response to the January 2011 report of the Office of Program Evaluation and Government Accountability regarding the Maine Turnpike Authority.

Public Law 2011, chapter 302 does the following.

1. It requires the authority annually to allocate funds for Department of Transportation projects in an amount such that the 3-year rolling average of the allocation equals at least 5% of annual operating expenses. It also provides that all "department projects" are subject to mutual agreement of the authority and the department. For purposes of the transfer of operating revenues, it limits "department project" to a project or allocation to:
 - A. Build or improve an interchange;
 - B. Maintain, build or improve an access road;
 - C. Study or plan a future highway corridor and study related issues;
 - D. Maintain, build or improve a park and ride lot or other transportation infrastructure for all modes of transportation relating to turnpike use;
 - E. Purchase, lease or improve highway-related infrastructure; or
 - F. Pay debt incurred by the authority for any capital expenditure for any of these projects.
2. It changes the membership of the Maine Turnpike Authority to a board of directors and requires that 4 of the members be from the counties of York, Cumberland, Androscoggin and Kennebec, one from each county.

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3. It changes the term of the board of directors of the Maine Turnpike Authority from 7 years to 6 years. It also specifies that each 6-year term expires on March 31st of the 6th year and that the 6-year term limit applies to the current members of the board.
4. It provides that a member may be removed for gross misconduct, which is financial malfeasance, a deliberate or reckless failure to attend to duties required for governance of the authority or unexcused absences from 4 or more meetings of the board in a 12-month period. It provides for staggered terms of the members so that no more than one term expires in any given year.
5. It requires the board of the authority, in addition to retaining an annual auditor, to retain a separate compliance auditor to periodically monitor the authority's financial operations and management controls.
6. It requires the authority to present a detailed budget of expenditures from the authority's reserve maintenance fund for the next calendar year and include cross-references to show the total of similar expense categories that are paid from both the revenue and reserve maintenance funds.
7. It also provides that any necessary alterations to the authority's revenue fund budget must be reported by financial order to the joint standing committee of the Legislature having jurisdiction over transportation matters.
8. It requires, except in certain specified instances, that contracts for goods and services must be awarded by the authority through a competitive procurement process.
9. When bond indentures require the authority to appoint an engineering consultant who may gain a disproportionate advantage when competing for other design and inspection contracts, it requires the authority to adopt policies to mitigate and promote any advantage the engineering consultant may have due to this position when competing for design and inspection contracts.
10. It requires the authority to establish reciprocity agreements with other toll collecting authorities for the collection of tolls owed by owners of motor vehicles registered in Maine to those other toll collection authorities. It also specifies that the agreement between the authority and the away agency must provide that each party may charge the other a fee sufficient to cover the costs of collection services, including costs incurred by an agency that registers motor vehicles.
11. It clarifies that certain recorded images prepared for the enforcement of authority tolls, which are confidential and not available to the public, are also not available to any person employed by the authority whose duties do not require access to the material.

Public Law 2011, chapter 302 was enacted as an emergency measure effective June 10, 2011.

LD 1544 An Act To Promote Rail Competition in Northern Maine

INDEF PP

Sponsor(s)

FITTS

Committee Report

Amendments Adopted

This bill, which was indefinitely postponed without reference to committee, amends the statutes governing the acquisition of railroad lines to require that:

1. In order to receive reimbursement under the railroad assistance program in the Department of

Joint Standing Committee on Transportation

Transportation, an entity must make rail access available to all shippers within 50 miles of each other on a nondiscriminatory and equal basis, or allow any shipper to purchase full physical access and control of access to its own shipping docks for the same consideration paid by other shippers within 50 miles of that shipper;

2. An instrumentality of the State may not disburse funds for the upgrade, maintenance, purchase or lease of or any other purpose related to any railroad tracks until the Commissioner of Transportation has determined that the owner or operator of the railroad tracks has provided access to the railroad tracks to all shippers within 50 miles of each other on a nondiscriminatory and equal basis; and

3. A lease entered into after January 1, 2011 for the operation of rail service across railroad tracks owned by the State must be negotiated so as not to discriminate against or impose discrimination upon any entity doing business in the State that is served by those railroad tracks or served by railroad tracks immediately adjacent to those railroad tracks.

In addition, this bill imposes conditions on the expenditure or reimbursement of funds under the control of, or at the request of, the Department of Transportation as it relates to the purchase, pursuant to Public Law 2009, chapter 645, section 6, of railroad track in Aroostook County, known as the Aroostook Lines. The bill requires that the Department of Transportation and the Aroostook Lines operator provide quarterly reports to the joint standing committee of the Legislature having jurisdiction over transportation matters and the joint standing committee of the Legislature having jurisdiction over economic development matters detailing the provision of progress in serving the businesses and communities of the northern part of the State, including both shippers and other interconnected transport facilities located in the State.

LD 1549 Resolve, To Name the Main Street Bridge in Newport after Sergeant Donald Sidney Skidgel **RESOLVE 52**

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

This resolve renames the Main Street Bridge in the Town of Newport the Donald Sidney Skidgel Memorial Bridge.

Enacted Law Summary

Resolve 2011, chapter 52 renames the Main Street Bridge in the Town of Newport the Donald Sidney Skidgel Memorial Bridge.

LD 1557 An Act To Raise the Speed Limit on Interstate 95 between the City of Old Town and the Town of Houlton **PUBLIC 415**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILLETTE A SHERMAN	OTP-AM	H-447

This bill raises the speed limit on Interstate 95 from 65 miles per hour to 75 miles per hour on the highway from the City of Old Town to the Town of Houlton.

Committee Amendment "A" (H-447)

Joint Standing Committee on Transportation

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2011, chapter 415 raises the speed limit on Interstate 95 from 65 miles per hour to 75 miles per hour on the highway from the City of Old Town to the Town of Houlton.

Joint Standing Committee on Transportation

SUBJECT INDEX

Aeronautics

Enacted

LD 778 **An Act To Amend the Process of Federal Aviation Administration Airport Improvement Program Grants** **PUBLIC 351**

Bicycles

Not Enacted

LD 1189 **An Act To Require Bicyclists To Contribute to the Improvement of Bikeways** **ONTP**

Bridges

Enacted

LD 26 **Resolve, To Name a Bridge over the Kennebec River between the Town of Benton and the Town of Fairfield the Brian L. Buker/Frank W. Haskell Medal of Honor Bridge** **RESOLVE 3**

LD 36 **Resolve, To Deauthorize the Naming of the Bridge over Pattagumpus Stream** **RESOLVE 2
EMERGENCY**

LD 1219 **Resolve, To Require the Department of Transportation To Designate the Park Street Bridge in the Town of Presque Isle the Gold Star Memorial Bridge** **RESOLVE 37**

LD 1549 **Resolve, To Name the Main Street Bridge in Newport after Sergeant Donald Sidney Skidgel** **RESOLVE 52**

Not Enacted

LD 432 **An Act To Authorize a GARVEE Bond for the Interstate 95 Bridge at the Maine-New Hampshire State Line** **ONTP**

LD 618 **An Act To Authorize a GARVEE Bond for the Memorial Bridge in Kittery** **ONTP**

LD 697 **An Act To Provide Funding for the Maine Gateway Bridges** **Carried Over**

Driver Education

Enacted

LD 748 **An Act To Improve Driver Education Licensing** **PUBLIC 442**

Not Enacted

LD 201	An Act To Modernize and Reduce the Cost of Driver Education	DIED BETWEEN HOUSES
LD 218	An Act To Improve the Safety of Minors by Collecting Data on Vehicle Collision Rates	ONTP
LD 661	An Act To Require Driver Education for All New Drivers	ONTP

General Highway Fund

Enacted

LD 576	An Act To Make 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, 2011	PUBLIC 20 EMERGENCY
LD 1348	An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2011, June 30, 2012 and June 30, 2013	PUBLIC 392 EMERGENCY

Not Enacted

LD 272	An Act To Provide Funds for Municipal Sand and Salt Storage Facilities	DIED ON ADJOURNMENT
LD 383	An Act To Eliminate the Annual Indexing of Fuel Tax Rates	ONTP
LD 471	An Act To Reduce Certain Highway Fund Obligations	DIED ON ADJOURNMENT
LD 1340	Resolve, To Suspend Fuel Tax Rate Adjustments for the 2012-2013 Biennium	ONTP

Inspection

Enacted

LD 221	An Act To Make Changes to the Motorcycle Inspection Sticker Requirements	PUBLIC 167
LD 235	An Act To Include Antique Motorcycles on the List of Vehicles That Are Exempt from Inspection	PUBLIC 8 EMERGENCY
LD 437	An Act Relating to Inspection Requirements for New Motor Vehicles	PUBLIC 191

Not Enacted

LD 198	An Act To Update Motor Vehicle Safety Inspection Laws	Carried Over
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LD 357	An Act To Repeal Motor Vehicle Inspection Requirements	ONTP
LD 370	An Act To Modify Vehicle Inspection Fees	ONTP
LD 704	An Act To Repeal the Motorcycle Inspection Law	ONTP
LD 815	An Act To Limit the Placement of Motor Vehicle Inspection Stickers in Automobiles	ONTP
LD 925	An Act Regarding Motorcycle Proof of Inspection	ONTP

Marine Transportation

Enacted

LD 367	An Act To Amend the Laws Regarding Noncommercial Foreign Vessels	PUBLIC 14
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Miscellaneous - Transportation

Enacted

LD 1024	An Act To Amend the Laws Governing Land Surveyors	PUBLIC 126
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Not Enacted

LD 4	Resolve, To Establish Training Routes for School Bus Drivers	ONTP
LD 144	An Act To Regulate the Use of Magnesium Chloride	ONTP
LD 288	An Act To Amend the Laws Governing Municipal Motor Vehicle Registration and License Agent Fees	ACCEPTED REPORT B (ONTP)
LD 597	An Act To Provide Funding for the State Transit, Aviation and Rail Transportation Fund	MAJORITY (ONTP) REPORT
LD 1379	An Act To Establish Training Routes for School Bus Drivers	MAJORITY (ONTP) REPORT
LD 1381	An Act Regarding the Requirement That Construction Equipment Have a License Plate	ONTP

Motor Carriers

Enacted

LD 722	An Act To Reduce Fines for Certain Trucking Violations	PUBLIC 219
LD 727	An Act Relating to Indemnity Agreements in Motor Carrier Transportation Contracts	PUBLIC 85

LD 796	An Act To Continue the Axle Fine Waiver during the Midwinter Season	PUBLIC 86 EMERGENCY
LD 1512	An Act To Ensure That the State Is in Compliance with Certain Federal Motor Carrier Safety Regulations	PUBLIC 164

Not Enacted

LD 249	An Act To Allow Trained Local Law Enforcement Officers To Enforce Federal Motor Carrier Regulations	ONTP
LD 770	Resolve, To Establish a Study Group To Update Weight Regulations	ONTP

Motor Vehicles

Enacted

LD 265	Resolve, To Study New and Used Motor Vehicle Dealer Licensing Requirements	RESOLVE 11
LD 301	An Act Relating to Abandoned Vehicles	PUBLIC 46
LD 610	An Act To Clarify the Procedure by Which a Salvage Company May Apply for a Motor Vehicle Title	PUBLIC 88
LD 1306	An Act Relating to Custom Vehicles	PUBLIC 139
LD 1313	An Act To Amend the Motor Vehicle Laws	PUBLIC 356 EMERGENCY

Not Enacted

LD 25	An Act To Allow the Registration of a Bus as an Antique Vehicle	MAJORITY (ONTP) REPORT
LD 162	An Act To Exempt Antique Autos from the Law Requiring Mufflers	ONTP
LD 1071	An Act To Allow the Use of Mini-trucks on Public Ways	ONTP

Operator's License

Enacted

LD 50	An Act To Allow Provisional Drivers To Transport Persons under Guardianship and Children of Active Military Personnel	PUBLIC 13
LD 501	An Act To Provide the Opportunity To Register with the Selective Service System When Obtaining a Driver's License or Nondriver Identification Card	PUBLIC 170
LD 986	An Act To Allow a Person To Receive a Designation of Active Military or Veteran Status on a Driver's License or Nondriver Identification Card	PUBLIC 134

LD 1068 **An Act To Protect the Privacy of Maine Residents under the Driver's License Laws** PUBLIC 149

Not Enacted

LD 23 **An Act To Authorize the Inclusion of Information Regarding Blood Type on Driver's Licenses** ONTP

LD 259 **An Act To Limit the Duration of a Legal Alien's Driver's License** ONTP

Public Safety

Enacted

LD 1123 **An Act To Amend the Motor Vehicle Laws** PUBLIC 448

LD 1167 **An Act To Protect the Privacy of Persons Involved in Reportable Motor Vehicle Accidents** PUBLIC 390

LD 1454 **An Act To Allow Police Officers To Operate Mobile Command Units without a Special License** PUBLIC 165

Not Enacted

LD 570 **An Act To Regulate the Use of Traffic Surveillance Cameras** ONTP

LD 1148 **An Act To Improve Vehicle Safety for First Responders** ONTP

LD 1319 **An Act To Prohibit the Unwarranted Collection of Identifying Data of Motor Vehicles** ONTP

Railroads

Not Enacted

LD 96 **An Act To Reduce Noise and Emissions Associated with Trains** ONTP

LD 102 **An Act To Allow Landowners Access across Railroad Tracks** ONTP

LD 365 **An Act Pertaining to Railroad Crossing Fees** MAJORITY (ONTP) REPORT

LD 1330 **Resolve, To Expand Commuter and Passenger Rail Transportation in Maine** ONTP

LD 1544 **An Act To Promote Rail Competition in Northern Maine** INDEF PP

Registration Plates

Enacted

LD 143	An Act Relating to Disability License Plates and Placards for People with Permanent Disabilities	PUBLIC 23
LD 456	An Act Relating to Temporary Disability Parking Permits	PUBLIC 117
LD 622	An Act To Permit the Display of the National Emergency Service Medal on Registration Plates of Recipients	PUBLIC 22
LD 625	An Act To Amend the Law Pertaining to Loaner Registration Plates	PUBLIC 44
LD 1529	An Act Honoring Gold Star Families through Special Registration Plates	PUBLIC 246 EMERGENCY

Not Enacted

LD 27	An Act Concerning Maine Veterans License Plates	ONTP
LD 454	An Act To Permit Variation in Motor Vehicle Registration Expiration Dates	ONTP
LD 574	An Act To Extend the Time of a Temporary Registration Plate	ONTP
LD 583	An Act To Establish a National Rifle Association License Plate	ONTP
LD 630	An Act To Require Disability Registration Plates To Be Renewed in Person When Registering at a Municipality	ONTP
LD 945	Resolve, To Require the Commissioner of Inland Fisheries and Wildlife To Submit a New Design for the Sportsman Registration Plate	ONTP
LD 1047	An Act Pertaining to Vehicle Registrations	ONTP
LD 1495	An Act To Allow 45 Days To Register a Newly Acquired Motor Vehicle	ONTP

Roads

Enacted

LD 24	Resolve, To Name Part of Route 2 in the Town of Lincoln and the Town of Winn the Master Sergeant Gary Gordon Highway	RESOLVE 1
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Not Enacted

LD 1052	An Act To Require Equal Treatment of All Roads in a Road Association	ONTP
LD 1367	An Act To Restore Maine's Secondary Roads	Carried Over

Signs

Enacted

LD 520 **An Act To Allow a Waiver for On-premises Signs** PUBLIC 115

Not Enacted

LD 135 **An Act To Allow the Placement of Certain Road Signs That Advertise a Small Business** MAJORITY (ONTP) REPORT

LD 1405 **An Act To Amend the Laws Restricting Advertising on Public Ways** ONTP

Traffic Regulations

Enacted

LD 477 **An Act Relating to Noise Violations by Motor Vehicles, Including Motorcycles** PUBLIC 158 EMERGENCY

LD 736 **An Act To Prohibit Texting while Driving** PUBLIC 207

LD 1557 **An Act To Raise the Speed Limit on Interstate 95 between the City of Old Town and the Town of Houlton** PUBLIC 415

Not Enacted

LD 54 **An Act To Revise the Law Regarding Vehicle Turning and Signals** MAJORITY (ONTP) REPORT

LD 64 **An Act To Make a Violation of the Laws Governing Seat Belts a Secondary Offense** MAJORITY (ONTP) REPORT

LD 246 **An Act To Require the Daytime Use of Headlights on Motor Vehicles** ONTP

LD 283 **An Act To Require That Motor Vehicles Be Clear of Solid Precipitation When Operated on Public Ways** ONTP

LD 351 **An Act Concerning Motorcycle Safety** LEAVE TO WITHDRAW

LD 546 **An Act To Amend the Motor Vehicle Laws Concerning Driving with Animals** ONTP

LD 670 **An Act To Prohibit Certain Uses of Cellular Telephones and Handheld Electronic Devices while Operating a Motor Vehicle** MAJORITY (ONTP) REPORT

LD 734 **An Act To Allow a Front-wheel-drive Vehicle To Be Equipped with Studded Tires on the Front Only** ONTP

LD 970 **An Act To Increase Safety for Law Enforcement Officers and Emergency Responders** ONTP

LD 1011 **An Act To Curb the Noise of Motorcycles without Mufflers** ONTP

LD 1124	An Act To Authorize the Use of Traffic Surveillance Cameras To Prove and Enforce Violations of Overtaking and Passing School Buses	Carried Over
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Transportation Department

Enacted

LD 47	An Act Directing the Department of Transportation To Allow a Break in Control of Access on William L. Clarke Drive in the City of Westbrook	P & S 3
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Not Enacted

LD 5	Resolve, Directing the Department of Transportation To Reopen the Pittsfield Rest Areas and To Plow a Scenic Overlook	MAJORITY (ONTP) REPORT
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LD 206	Resolve, Directing the Department of Transportation To Repair and Maintain the Red Iron Bridge Crossing the Saco River in the Town of Fryeburg	LEAVE TO WITHDRAW
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LD 354	Resolve, To Improve the Intersection of Route 1 and Manktown Road in Waldoboro	ONTP
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LD 414	An Act To Allow Landowners Road Access	ONTP
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LD 426	An Act To Amend the Laws Governing the TransCap Trust Fund	MAJORITY (ONTP) REPORT
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LD 632	Resolve, To Direct the Department of Transportation To Rebuild Williams Road in the Town of Newport	ONTP
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LD 883	Resolve, To Name the Katahdin Rest Area on Interstate 95	ONTP
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LD 1032	Resolve, To Require the Department of Transportation To Improve a Portion of U.S. Route 1	ONTP
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LD 1064	Resolve, To Expand the Scope of the Study of Existing Highway Infrastructure and Future Capacity Needs West of Route 1 in York and Cumberland Counties Being Conducted by the Department of Transportation and the Maine Turnpike Authority	Carried Over
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Turnpike Authority

Enacted

LD 483	Resolve, Directing the Maine Turnpike Authority To Place Signs Directing Motorists to Hebron Academy at the Closest Interstate Exits	RESOLVE 23 EMERGENCY
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LD 766	An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2012	P & S 16
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LD 1538 An Act To Amend the Laws Governing the Maine Turnpike Authority and To Implement Certain Recommendations of the Government Oversight Committee in the Office of Program Evaluation and Government Accountability Report Concerning the Maine Turnpike Authority

**PUBLIC 302
EMERGENCY**

Not Enacted

LD 208	Resolve, To Establish a Study Commission To Examine the Maine Turnpike	ONTP
LD 217	An Act To Require the Maine Turnpike Authority To Promote Maine Products and Businesses	ONTP
LD 673	An Act To Expand Fiscally Responsible Transportation through Increased ZOOM Bus Service	ONTP
LD 845	An Act To Hold the Maine Turnpike Authority Accountable for Its Obligation under Maine Law To Transfer Annual Surplus Revenue to the Department of Transportation for Road and Bridge Projects around the State	ONTP
LD 1247	An Act To Specifically Define Reasonable Operating Expenses for the Maine Turnpike Authority in Accordance with Its Enabling Act	ONTP

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