

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND NINETEEN

H.P. 143 - L.D. 180

**An Act To Allow for the Regulation of Transportation Network Companies
at Airports by Certain Municipalities**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, most tourism in Maine occurs between Memorial Day and Labor Day each year; and

Whereas, this legislation allows certain municipalities to govern transportation operations at local airports; and

Whereas, this legislation must take effect before the expiration of the 90-day period in order for it to be in effect during the summer tourist season; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §1677, as enacted by PL 2015, c. 279, §2, is repealed and the following enacted in its place:

§1677. Municipal action

1. Authority restricted. Notwithstanding any other provision of law to the contrary, a municipality or other political subdivision may not adopt an ordinance, regulation or procedure governing the operations of a transportation network company, driver or motor vehicle used by a transportation network company driver to provide a prearranged ride or impose a tax or fee on or require a license for a transportation network company, driver or motor vehicle used by a transportation network company driver to provide a prearranged ride, except as provided in subsection 2.

2. Primary airports. A municipality or other political subdivision operating a public airport that receives scheduled passenger aircraft service and that had more than 20,000 passenger boardings in the previous year, may in a manner that is consistent with the airport's regulation of other prearranged for-hire transportation services including but not limited to taxicabs and limousines:

A. Regulate the parking and traffic flow of transportation network company drivers at the airport; and

B. Charge a transportation network company a reasonable fee for each trip to pick up a rider at the airport made by a driver for the transportation network company.

For the purposes of this subsection, the term "passenger boardings" means passenger boardings on an aircraft in service at the airport that generate revenue for an airline or the airport.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.