

Annual List of Rulemaking Activity
Rules Adopted January 1, 2020 to December 31, 2020
Prepared by the Secretary of State pursuant to 5 MRS §8053-A sub-§5

Agency name: Department of Transportation
Umbrella-Unit: 17-229
Statutory authority: 23 MRS §§ 52, 1925
Chapter number/title: Ch. 205, Rules for Administering the *Maine Traveler Information Services Act*
Filing number: 2020-226
Effective date: 11/8/2020
Type of rule: Routine Technical
Emergency rule: No

Principal reason or purpose for rule:

The changes to this rule are in response to the recent Supreme Court case Reed v. Gilbert regarding freedom of speech.

Basis statement:

A recent U.S. Supreme Court case, Reed v. Gilbert, provides that content-based restrictions on signs in the public right of way may violate the freedom of speech protections in the constitution. Therefore, the Department can regulate signs in the public right of way in terms of time, place, and manner but not content. In light of this case, these sign rules required modification to eliminate any content-based regulations. In this revision, definitions have been modified and references to content-based signs such as political signs have been removed and replaced with the term “temporary signs”.

Fiscal impact of rule:

There is no impact on the General Fund.

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Agency name: Department of Transportation
Umbrella-Unit: 17-229
Statutory authority: 23 MRS §§ 52; Resolves 2018 ch. 46; HP 1204 - LD 1724
Chapter number/title: Ch. 800 (New), Autonomous Vehicle Pilot Program Rules
Filing number: 2020-062
Effective date: 4/1/2020
Type of rule: Routine Technical
Emergency rule: No

Principal reason or purpose for rule:

The purpose of these rules is to establish a process to evaluate and authorize an autonomous vehicle tester to demonstrate and deploy for testing purposes an automated driving system on a public way.

Basis statement:

None.

Fiscal impact of rule:

Minimal.

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Agency name: **Maine Pilotage Commission**
Umbrella-Unit: **17-387**
Statutory authority: 38 MRS §90
Chapter number/title: **Ch. 1**, Rules and Regulations
Filing number: **2020-177**
Effective date: 8/10/2020
Type of rule: Routine Technical
Emergency rule: No

Principal reason or purpose for rule:

To bridge gap between current low volume vessel traffic to train replacement pilots for small Maine ports.

Basis statement:

The purpose of this amendment is to bridge the gap between current low volume vessel traffic to train replacement pilots for small Maine ports. This amendment defined Low Volume Areas and provided licensing requirements for pilots in Low Volume Areas.

Fiscal impact of rule:

No impact on the General Fund is expected.