

Date:

(Filing No. H-)

TRANSPORTATION

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE HOUSE OF REPRESENTATIVES 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to H.P. 806, L.D. 1231, “An Act Requiring Ferries to Dock Overnight on Certain Islands for Emergency Purposes”

Amend the bill by striking out the title and substituting the following:

'An Act to Require Legislative Approval of Proposed Permanent Changes to the Overnight Docking of State Ferries on Islands'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 23 MRSA §4408 is enacted to read:

§4408. Overnight docking of ferries; legislative approval

1. Change to existing overnight docking practice. The Department of Transportation may not without legislative approval change the existing overnight docking practices of a state-owned ferry vessel that docks overnight on an island served by the Maine State Ferry Service. The department shall seek legislative approval to change the existing overnight docking practice of a ferry vessel that docks on an island served by the Maine State Ferry Service by submitting legislation to the joint standing committee of the Legislature having jurisdiction over transportation matters prior to the change. The joint standing committee may report out a bill based on the suggested legislation.

2. Exceptions. Notwithstanding subsection 1, the Department of Transportation may require a ferry vessel to temporarily dock at a mainland port or an alternative island port for an emergency situation or another significant operational need. The department does not need to seek legislative approval pursuant to subsection 1 for a temporary change to docking practices pursuant to this subsection. For the purposes of this subsection, "temporary change" means a change in the overnight docking of a state-owned ferry vessel that docks on an island served by the Maine State Ferry Service that does not change the common docking practice of that ferry vessel.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment replaces the bill and changes the title. The amendment requires the Department of Transportation to seek legislative approval prior to permanently changing the overnight docking practices of a state-owned ferry vessel that docks on an island served by the Maine State Ferry Service by submitting legislation to the joint standing committee of the Legislature having jurisdiction over transportation matters. The amendment allows the department, without seeking legislative approval, to require such a ferry vessel to temporarily dock at a mainland port or an alternative island port for an emergency situation or another significant operational need.

FISCAL NOTE REQUIRED

(See attached)