

APPROVED
MARCH 25, 2015
BY GOVERNOR

CHAPTER
5
PUBLIC LAW

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND FIFTEEN

H.P. 155 - L.D. 223

An Act To Eliminate Outdated Provisions of the Laws Governing the Maine Turnpike Authority

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

Sec. 1. 5 MRSA §1741, first ¶, as amended by PL 2005, c. 313, §1, is further amended to read:

Whenever the words "public improvement" or "public improvements" appear in chapters 141 to 155, those words mean and include the construction, major alteration or repair of buildings or public works now owned or leased or constructed, acquired or leased by the State or any department, officer, board, commission or agency of the State, or constructed, acquired or leased, in whole or in part with state funds, and including the construction, major alteration or repair of school buildings, in excess of \$25,000, by any school administrative unit and for which state school construction aid is to be paid, except that sections 1743 and 1745 are not applicable to construction, major alteration or repair of school buildings. This subchapter does not apply to contracts for transportation-related services and contracts for construction and maintenance that, by law, are under the supervision of the Department of Transportation or the Maine Turnpike Authority.

Sec. 2. 23 MRSA §1961, sub-§3, as enacted by PL 1987, c. 793, Pt. A, §6, is repealed.

Sec. 3. 23 MRSA §1965, sub-§1, ¶D, as amended by PL 2007, c. 270, §1, is further amended to read:

D. Construct, maintain, reconstruct and operate a toll turnpike from a point at or near Kittery in York County to a point at or near Augusta in Kennebec County, except that the traveled way may not be widened or expanded beyond 3 lanes for each direction of travel from the southern terminus of the turnpike to mile marker 53 and beyond 2 lanes for each direction of travel elsewhere on the turnpike without the express approval of the Legislature.

~~Except as provided in section 1965-A, a~~ A license, permit or approval necessary for the widening or expansion of the turnpike may not be issued by any state agency

unless that agency makes an affirmative finding that the widening or expansion is consistent with state transportation policy, as established in section 73, as well as rules implementing that policy;

Sec. 4. 23 MRSA §1965, sub-§1, ¶P, as enacted by PL 1981, c. 595, §3, is amended to read:

P. Provide from revenues to or for the use of the department funds for the maintenance, construction or reconstruction of interchanges ~~determined pursuant to section 1974, subsection 3~~, for which the authority has not otherwise provided;

Sec. 5. 23 MRSA §1965-A, as amended by PL 1997, c. 493, Pt. A, §2 and affected by §3, is repealed.

Sec. 6. 23 MRSA §1966, sub-§4, as enacted by PL 1987, c. 457, §4, is repealed.

Sec. 7. 23 MRSA §1969, sub-§1, ¶C, as amended by PL 1993, c. 410, Pt. MM, §8, is further amended to read:

C. To the payment of the costs of constructing or reconstructing interchanges that are determined by the Department of Transportation and the authority to have a sufficient relationship to the public's use of the turnpike and the orderly regulation and flow of traffic on the turnpike ~~in accordance with the requirements of section 1974, subsection 3~~;

Sec. 8. 23 MRSA §1974, sub-§3, as amended by PL 1991, c. 9, Pt. E, §16, is repealed.