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Date:

(Filing No. H- )

**TRANSPORTATION**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1004, L.D. 1559, “An Act to Advance the State's Public Transit Systems by Reinvigorating the Public Transit Advisory Council and Increasing Funding”

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

**'An Act to Advance the State's Public Transit Systems by Reinvigorating the Public Transit Advisory Council'**

Amend the bill in section 3 in paragraph G in the last line (page 1, line 18 in L.D.) by inserting after the following: "them:," the following: 'and'

Amend the bill in section 4 in paragraph H in the last line (page 1, line 21 in L.D.) by striking out the following: "person who commutes; and" and inserting the following: 'person's mobility needs.'

Amend the bill by striking out all of section 5.

Amend the bill in section 6 in paragraph B in subparagraph (5) in the 2nd line (page 1, line 35 in L.D.) by striking out the following: "affirmative"

Amend the bill in section 6 in paragraph B in subparagraph (8) in the first 2 lines (page 2, lines 1 and 2 in L.D.) by striking out the following: "Two representatives of 2 separate public or nonprofit urban transit agencies" and inserting the following: 'Four representatives of 2 separate public or nonprofit transit agencies, 2 of whom represent an urban agency and 2 of whom represent a rural agency'

Amend the bill in section 6 in paragraph B in subparagraph (12) in the first line (page 2, line 7 in L.D.) by striking out the following: "a statewide labor union" and inserting the following: 'the State's unhoused community'

Amend the bill in section 6 in paragraph B in subparagraph (13) in the first line (page 2, line 8 in L.D.) by striking out the following: "related to climate change"

Amend the bill by striking out all of section 7 and inserting the following:

**COMMITTEE AMENDMENT**

1           '**Sec. 7. 23 MRSA §4209-A, sub-§4**, as amended by PL 2019, c. 211, §2, is further  
2 amended to read:

3           **4. Terms, vacancies and council chair.** A member of the council appointed pursuant  
4 to subsection 2, paragraph B serves for a term of 3 years. Terms must be staggered so that  
5 approximately ~~one-third~~ 1/3 of the council is renewed each calendar year. If a member is  
6 unable to complete the term, the commissioner shall appoint a member from the same  
7 category of members listed in subsection 2, paragraph B as the member who vacated the  
8 council to serve out the unexpired portion of the term. ~~The commissioner shall determine~~  
9 ~~how the council is to choose a chair and for how long the chair is to serve.~~ The council  
10 shall annually elect a chair and vice chair from among its members, each of whom serves  
11 a term of one year.'

12           Amend the bill by striking out all of section 8 and inserting the following:

13           '**Sec. 8. 23 MRSA §4209-A, sub-§4-A**, as enacted by PL 2019, c. 211, §2, is  
14 amended to read:

15           **4-A. Meetings and deliberations.** The council shall meet at the call of the chair no  
16 less than ~~one~~ 3 times per year ~~at the call of the chair~~. The council may form subcommittees  
17 and adopt bylaws and other policies to effectively govern ~~its~~ the council's proceedings.'

18           Amend the bill by striking out all of section 9 and inserting the following:

19           '**Sec. 9. 23 MRSA §4209-A, sub-§5**, as amended by PL 2019, c. 211, §2, is further  
20 amended to read:

21           **5. Report.** The council shall report on its deliberations and any recommendations by  
22 March 1st of each odd-numbered year to the Governor and the joint standing committees  
23 of the Legislature having jurisdiction over transportation matters and health and human  
24 services matters. The report must include:

25           A. An assessment of the level of public transportation services and infrastructure  
26 provided to the public in each geographic region;

27           B. Recommendations for the level of service and supporting infrastructure that should  
28 be provided ~~and~~, an estimate of the cost of providing those services and supporting  
29 infrastructure and a recommendation for any necessary additional funding; and

30           D. A progress report on ~~recommendations contained in~~ the implementation of the most  
31 recent statewide strategic transit plan for the department as well as the quinquennial  
32 locally coordinated plan for regional transit under section 4209, subsection 2.'

33           Amend the bill by striking out all of sections 10, 11 and 12.

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

**SUMMARY**

This amendment does the following.

1. It specifies that the Department of Transportation's duty to facilitate and support the public transportation systems in the State to achieve accessibility, affordability and convenience is for the average person's mobility needs.

2. It removes from the bill the requirement to reduce greenhouse gas emissions in accordance with emissions reduction targets.

3. It changes the membership of the Public Transit Advisory Council.

4. It removes the requirement that the Commissioner of Transportation determine how the council chooses a chair and for how long the chair serves. It removes from the bill that the council is allowed to establish a steering committee. The amendment requires the council to annually elect a chair and vice chair from among its members and provides that they serve a term of one year.

5. It requires the council to meet 3 times a year instead of 4 times a year, as in the bill, and allows the council to create subcommittees and adopt bylaws and other policies to effectively govern the council's proceedings.

6. It changes the council's report provided each year to include an assessment of the infrastructure provided in each geographic region. It adds that the report must include recommendations for supporting infrastructure that should be provided and an estimate of the cost of providing that infrastructure and a recommendation for including additional funding as needed. It removes from the bill the requirement that the report include a progress report on the implementation of the statewide mobility management program. It removes from the bill the authority to report out a bill by the joint standing committees of the Legislature having jurisdiction over transportation matters and health and human services matters.

7. It removes from the bill additional duties of the council, the requirement that the council set goals and the appropriations and allocations section.

**FISCAL NOTE REQUIRED**

**(See attached)**