

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act Regarding the Use of Methadone by Operators of Commercial Motor Vehicles

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

Sec. 1. 29-A MRSA §558, sub-§1-B, ¶D, as enacted by PL 2007, c. 703, §15, is amended to read:

D. A person commits a traffic infraction if that person violates any provision of the rules of the bureau adopted under section 555 that incorporates by reference any of the following federal regulations or that is an amended version of any of the following federal regulations:

(1) 49 Code of Federal Regulations, Section 390.21 (2007);

(2) 49 Code of Federal Regulations, Section 391.41 (2007), except that a violation that occurs as a result of the operation of a commercial motor vehicle by a person who has methadone or its metabolite in that person's body is a Class E crime;

(3) 49 Code of Federal Regulations, Sections 392.16, 392.22, 392.24, 392.25, 392.33 and 392.71 (2007);

(4) Any section of 49 Code of Federal Regulations, Part 393 (2007); or

(5) 49 Code of Federal Regulations, Part 396, except Sections 396.7 and 396.9 (2007).

Sec. 2. Rules. The Department of Public Safety, Bureau of State Police shall amend its rules governing motor carrier safety to provide that operators for intrastate motor carriers that operate less than 100 air miles from their regular place of business are subject to the provisions of 49 Code of Federal Regulations, Section 391.41 (2007) that prohibit the operation of a commercial motor vehicle by a person who has methadone or its metabolite in that person's body.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

CORRECTIONS, STATE BOARD OF

State Board of Corrections Investment Fund Z075

Initiative: Provides funds for the State Board of Corrections for an anticipated increase in county jail costs.

PUBLIC Law, Chapter 455, LD 966, 125th Maine State Legislature
An Act Regarding the Use of Methadone by Operators of Commercial Motor Vehicles

GENERAL FUND	2011-12	2012-13
All Other	\$0	\$3,132
GENERAL FUND TOTAL	<hr/> \$0	\$3,132

Sec. 4. Effective date. This Act takes effect July 1, 2012.

Effective 90 days following adjournment of the 125th
Legislature, First Regular Session, unless otherwise indicated.