



129th MAINE LEGISLATURE

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Legislative Document

No. 57

H.P. 54

House of Representatives, January 9, 2019

**An Act To Require the Maine Turnpike Authority To Accept E-Z
Pass Payments of Any Amount by Telephone**

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "R. B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative ACKLEY of Monmouth. (BY REQUEST)

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

2 **Sec. 1. 23 MRSA §1973, sub-§3**, as amended by PL 2017, c. 68, §5, is further
3 amended to read:

4 **3. Tolls.** Tolls, or the fixing of tolls, is not rulemaking and is not subject to
5 supervision or regulation by any state commission, board or agency. Subject to
6 subsection 4, the authority may fix and revise from time to time tolls for the use of the
7 turnpike and the different parts or sections of the turnpike, including, but not limited to, a
8 connector, and charge and collect the tolls, and contract with any person, partnership,
9 association or corporation desiring the use of any part of the turnpike, including the
10 right-of-way adjoining the paved portion. The tolls must be so fixed and adjusted as to
11 provide a fund at least sufficient with other revenues of the turnpike, if any, to pay for
12 each fiscal year:

13 A. The cost of maintaining, repairing and operating the turnpike, and providing and
14 maintaining reasonable reserves for those costs;

15 B. The bonds and the interest on those bonds, and all sinking fund requirements, and
16 other requirements provided by the resolution authorizing issuance of the bonds or by
17 the trust indenture or loan or a security agreement as those bonds, interest, sinking
18 fund requirements and other requirements become due;

19 C. Those sums for the purpose of maintaining, constructing or reconstructing access
20 roads or portions of access roads that have been requested by the department and in
21 the sole discretion of the authority are from time to time determined to warrant the
22 expenditure of turnpike revenues; and

23 D. The cost of maintaining, constructing or reconstructing interchanges.

24 The authority may use any method for assessing and collecting tolls, including but not
25 limited to toll tickets, barrier toll facilities, billing accounts, commuter passes and
26 electronic recording or identification devices. The display of a recording or identification
27 device issued or authorized by the authority for these purposes on or near the windshield
28 of a motor vehicle is not a violation of a law or rule, including but not limited to Title
29 29-A, sections 1916 and 2082, unless the device is attached in a way that obstructs the
30 driver's clear view of the highway or an intersecting highway. To the extent the authority
31 uses an electronic recording or identification device to assess or collect tolls, the authority
32 shall allow payment by telephone of any amount related to tolls assessed by the use of
33 that device.

34 **SUMMARY**

35 This bill directs the Maine Turnpike Authority to allow payment in any amount of
36 electronically assessed or recorded tolls to be made by telephone.