

MAINE STATE LEGISLATURE

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Inter-Departmental Memorandum Date June 3, 1976

To Lt. Col. Allan H. Weeks, Deputy Chief Dept. Maine State Police

From Donald G. Alexander, Deputy Dept. Attorney General

Subject

This responds to your opinion request of May 26, 1976. In that opinion request you ask "Can a person who is a fish farmer register a truck, used in connection with his fish farm, as a farm motor truck?" We answer in the negative.

The provisions discussing registration of trucks and distinguishing farm motor trucks are found in 29 M.R.S.A. § 246. These provisions basically indicate that farm trucks are trucks which are used "primarily for transportation of agricultural commodities . . ." Webster's Dictionary defines "agricultural" as: "the science or art of cultivating the soil, producing crops and raising livestock." This is clearly related to the land and would exclude fish farming (aquaculture) activities. Thus, a fish farmer, under current law, cannot register a truck as a farm motor truck.

Donald G. Alexander
Deputy Attorney General