

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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Legislative Document

No. 858

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S. P. 301

In Senate, February 18, 1971

Referred to Committee on Transportation. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Greeley of Waldo.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT to Revise Certain Motor Vehicle Laws.**

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

**Sec. 1. R. S., T. 29, § 102, amended.** The last sentence of section 102 of Title 29 of the Revised Statutes is amended to read as follows:

The application shall be signed by the owner and shall contain such particulars as may be required by the Secretary of State, including the name, residence and address of the owner, with a brief description of the vehicle, the name of its maker, ~~the motor and serial numbers or~~ vehicle identification number, the amount of motive power, stated in figures of horsepower, the type of motor fuel if other than gasoline as defined in Title 36, section 2902, under the phrase "internal combustion engine fuel" and the actual gross weight of the vehicle if intended for commercial use.

**Sec. 2. R. S., T. 29, § 152, amended.** The 3rd sentence of section 152 of Title 29 of the Revised Statutes is repealed as follows:

~~Whoever transfers the ownership or discontinues the use of a motorcycle and applies for the registration of another motorcycle within the same calendar year shall pay for the registration certificate thereof a fee of \$1, which fee shall include the number plate~~

**Sec. 3. R. S., T. 29, § 154, amended.** Section 154 of Title 29 of the Revised Statutes is amended to read as follows:

**§ 154. Unused plates**

The owner, who returns number plates with an affidavit that they have never been used and the Secretary of State is satisfied that the number plates have never been used, shall be refunded the registration fee paid.

**Sec. 4. R. S., T. 29, § 585, amended.** Section 585 of Title 29 of the Revised Statutes, as amended by section 11 of chapter 245 of the public laws of 1967, is further amended to read as follows:

**§ 585. Minors under 18; authorization**

The Secretary of State shall not accept the application of any minor under the age of 18 years for an operator's license or instruction permit unless such application is signed by the father of the applicant, if the father is living and has custody of the applicant, otherwise by the mother or guardian having the custody of such minor or by the spouse of such minor provided such spouse is of the age of 18 years or over. In the event a minor under the age of 18 years has no father, mother or guardian or spouse who has attained the age of 18 years or over, then an operator's license or instruction permit shall not be granted to the minor unless his application therefor is signed by his employer.

**Sec. 5. R. S., T. 29, § 721, sub-§ 1, amended.** Subsection 1 of section 721 of Title 29 of the Revised Statutes is amended to read as follows:

**1. Commercial driver education.** Commercial driver education means planned instruction given to an applicant ~~preparing to secure his initial operator's license~~ enrolled in a commercial driver education course.

**Sec. 6. R. S., T. 29, § 782, sub-§ 1, amended.** Subsection 1 of section 782 of Title 29 of the Revised Statutes is amended to read as follows:

**1. Suspension of licenses.** Upon receipt of an abstract of the record in case of conviction of any person for a violation of any state law relative to motor vehicles, the Secretary of State, in his discretion, may forthwith suspend the license of the person so convicted and the registration certificates and registration plates issued for any motor vehicle, trailer or semitrailer registered in the name of such person unless and until such person gives and thereafter maintains for a period of 3 years proof of his financial responsibility in the limits of \$20,000 each individual, \$40,000 any one accident resulting in injury or death to one or more persons and \$10,000 for damage to property of others. The Secretary of State shall take action as required in this section upon receiving proper evidence of any such conviction of any person in another state.

**Sec. 7. R. S., T. 29, § 2301-A, amended.** Section 2301-A of Title 29 of the Revised Statutes, as enacted by section 2 of chapter 339 of the public laws of 1969, is amended by adding a new sentence at the end to read as follows:

**This suspension shall not be terminated until notification has been received by the Secretary of State from the court that the charge has been settled.**

**STATEMENT OF FACT**

The purpose of this bill is:

**Sec. 1. This will bring our law into conformance with the use of vehicle identification number in identifying motor vehicles.**

Sec. 2. The 3rd sentence provides for a \$1 fee for transfer of motorcycle registration. The cost involved is equal to that of transfer of any registration.

Sec. 3. The present provision in the law does not allow the Secretary of State any discretion in refunding.

Sec. 4. This would eliminate such situations as a married minor female not being able to obtain a license or instruction permit.

Sec. 5. This will bring all commercial driver education schools under the requirement to license with the Secretary of State.

Sec. 6. This will bring the insurance requirement on court record cases in conformance with the requirement for uninsured accidents in order that SR22 certificates may be recognized by either section.

Sec. 7. This clarifies that section of law as to when restoration will be effected.