

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1471

H. P. 1064

House of Representatives, March 10, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Stillings of Berwick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**AN ACT to Repeal Obsolete Laws and Correct Errors and Inconsistencies in
the Motor Vehicle Laws.**

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

Sec. 1. R. S., T. 29, § 1, sub-§ 9, amended. Subsection 9 of section 1 of Title 29 of the Revised Statutes is amended to read as follows:

9. Owner. "Owner" for the purposes of registration only shall mean any person, firm, corporation or association holding title to a ~~motor~~ vehicle or having exclusive right to the use thereof for a period greater than 30 days or the mortgagor or the vendee in a conditional sales contract, and shall mean any person, firm, corporation or association owning a ~~motor~~ vehicle, or having the right to use the same, under contract, lease or hiring; except this definition shall not apply when said vehicle is engaged exclusively for the use set forth in Title 35, section 1560, subsection 1, paragraph E, or Acts amendatory thereto. It shall not mean or include a person engaged in the business of renting Maine registered ~~motor~~ vehicles without drivers, as provided for in section 901. Nothing contained in this definition shall require an owner or a common or contract carrier by ~~motor~~ vehicle operating under permit or certificate of the Interstate Commerce Commission or the Public Utilities Commission to register a ~~motor~~ vehicle leased by such owner or carrier for the purpose of augmenting such owner's or carrier's equipment, if such ~~motor~~ vehicle is properly registered by the owner or carrier in this or some other state.

Sec. 2. R. S., T. 29, § 5, amended. The first sentence of section 5 of Title 29 of the Revised Statutes is amended to read as follows:

The Secretary of State or the duly designated official in charge of ~~motor~~ vehicle registration shall purchase and cause to be installed at the State Prison the necessary equipment and materials for the production of all ~~motor~~ vehicle registration plates used in the State.

Sec. 3. R. S., T. 29, § 52, amended. Section 52 of Title 29 of the Revised Statutes is amended to read as follows:

§ 52. Deputy

The Secretary of State may appoint and deputize agents, examiners and inspectors, stationed at convenient places in the State, to receive applications for registration and licenses for the operation of ~~motor~~ vehicles and to conduct examinations when ordered by the Secretary of State.

Sec. 4. R. S., T. 29, § 53, amended. The first 2 sentences of section 53 of Title 29 of the Revised Statutes are amended to read as follows:

In the administration of the laws relative to ~~motor~~ vehicles and to the operators and the operation thereof, the Secretary of State or his deputy may conduct hearings, subpoena witnesses, administer oaths, take testimony and order the production of books and papers, and for the purposes mentioned in this Title may issue all processes necessary for the performance of his duties. The fees for travel and attendance of witnesses shall be the same as for witnesses before the Superior Court and shall be paid by the State out of ~~motor~~ vehicle registration fees upon certificates of the Secretary of State filed with the State Controller.

Sec. 5. R. S., T. 29, § 55, amended. Section 55 of Title 29 of the Revised Statutes is amended to read as follows:

§ 55. Collection of fees; reports

The Secretary of State shall collect all fees required for licensing and registering all ~~motor~~ vehicles and operators thereof and shall forthwith transmit the same to the Treasurer of State. He shall, from time to time as required by the Governor and Council, make report of his doings and of the fees received from ~~motor~~ vehicle registrations, licenses issued and from other sources, with such recommendations as he may consider appropriate.

Sec. 6. R. S., T. 29, §§ 56-59, amended. Sections 56 to 59 of Title 29 of the Revised Statutes are amended to read as follows:

§ 56. Abstract of laws published

The Secretary of State shall publish an abstract of statutes pertaining to ~~motor~~ vehicles and the law of the road and rules and regulations made by the Secretary of State and by the State Highway Commission pertaining to the administration of the duties of the Secretary of State and the Highway Commission under this Title, together with such other information as he deems helpful to public safety and the better regulation of traffic.

§ 57. Records open to public; complaint confidential

All records of the Secretary of State pertaining to the applications and reg-

istration of ~~motor~~ vehicles and to operators' licenses shall be open to public inspection during office hours. Complaints in writing may be regarded as confidential.

§ 58. Certificate as evidence

The certificate of the Secretary of State or his deputy, under seal of the State, shall be received in any court in this State as prima facie evidence of the issuance, suspension or revocation of any operator's license or any certificate of registration of any ~~motor~~ vehicle.

§ 59. Facsimile signature of Secretary of State

A facsimile of the signature of the Secretary of State imprinted by or at his direction upon any precept or notice to suspend or revoke any certificate of registration or any license issued to any person to operate a ~~motor~~ vehicle shall have the same validity as his written signature.

Sec. 7. R. S., T. 29, § 101, amended. Section 101 of Title 29 of the Revised Statutes is amended to read as follows:

§ 101. Gross weight, defined

"Gross weight" as used in sections 244, 246, 250 and 1656 shall mean the actual empty weight in pounds of the vehicle ~~to be registered~~ plus the maximum weight of the load to be carried by such vehicle.

Sec. 8. R. S., T. 29, § 102, amended. The first sentence of the 2nd paragraph of section 102 of Title 29 of the Revised Statutes is amended to read as follows:

No ~~motor~~ vehicle ~~or trailer~~ shall be operated, or remain upon any way, unless the same is registered and equipped in accordance with this Title, excepting that any officer of the State Police may, when in his opinion the same is necessary and not detrimental to the public safety, grant a permit in writing for an unregistered motor vehicle to be towed either by a regular service wrecker or by the use of a towbar.

Sec. 9. R. S., T. 29, § 103, amended. The first 2 sentences of section 103 of Title 29 of the Revised Statutes are amended to read as follows:

Upon the presentation of an application for registration of a ~~motor~~ vehicle ~~or trailer~~, the engine or serial number or identification number of which has been omitted, altered, removed or defaced, the Secretary of State shall assign a special number. Said Secretary of State shall issue a return card to be filled in by the operator of an inspection station, that the number has been embossed, stamped or entered on said ~~motor~~ vehicle.

Sec. 10. R. S., T. 29, § 106, amended. The last paragraph of section 106 of Title 29 of the Revised Statutes is amended to read as follows:

Number plates furnished shall be valid only for the calendar year for which they are issued, except that on and after December 25th of such calendar year, it shall be lawful to use and display on ~~motor~~ vehicles the number plates is-

sued for the next succeeding year. ~~Motor vehicle~~ **Vehicle** registrations and license tags issued thereon in any calendar year shall be valid for use and display until March 1st of the next calendar year.

Sec. 11. R. S., T. 29, § 107, amended. Section 107 of Title 29 of the Revised Statutes, as amended by chapter 13 of the public laws of 1969, is further amended to read as follows:

§ 107. Minors under 18; conditions

The Secretary of State shall not grant the application of any minor under the age of 18 years for registration of a ~~motor~~ vehicle 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 in the event a minor under the age of 18 years has no father, mother or guardian, then registration of a ~~motor~~ vehicle shall not be granted to the minor unless his application therefor is signed by his employer. The Secretary of State shall not grant the application of any minor under the age of 15 years for registration of a ~~motor~~ vehicle.

Sec. 12. R. S., T. 29, § 151, amended. Section 151 of Title 29 of the Revised Statutes is amended to read as follows:

§ 151. Certificate not transferable; notice of transfer

Upon the transfer of ownership of any ~~motor~~ vehicle ~~or trailer~~, its registration shall expire and the person in whose name such vehicle ~~or trailer~~ is registered shall forthwith return the certificate of registration to the Secretary of State with a written notice containing the date of the transfer of ownership and the name, place of residence and address of the vendee and a description of the vehicle, including its motor, ~~and~~ serial, ~~number~~ ~~or vehicle identification number~~.

Sec. 13. R. S., T. 29, § 152, amended. The first sentence of section 152 of Title 29 of the Revised Statutes is amended to read as follows:

Whoever transfers the ownership or discontinues the use of a registered ~~motor~~ vehicle ~~or trailer~~ and applies to the Secretary of State for registration of another ~~motor~~ vehicle ~~or trailer~~ in the same calendar year shall be entitled to a certificate of registration permitting the use of number plates of the proper class of registration thereon upon payment of a transfer fee of \$2, provided the fee is the same as that of the former vehicle.

Sec. 14. R. S., T. 29, § 153, amended. Section 153 of Title 29 of the Revised Statutes is amended to read as follows:

§ 153. Proration after September 1st

On any application for registration applied for by an owner of a ~~motor~~ vehicle ~~or trailer~~, not including a log hauler or traction engine, during the period between the first day of September and the 31st day of December, $\frac{1}{2}$ the registration fee shall be charged.

Sec. 15. R. S., T. 29, § 194, amended. The last sentence of section 194 of Title 29 of the Revised Statutes is amended to read as follows:

Such plate may be attached to the rear of the ~~motor~~ vehicle and shall be always plainly visible.

Sec. 16. R. S., T. 29, § 256, amended. The 2nd paragraph of section 256 of Title 29 of the Revised Statutes, as last repealed and replaced by section 56 of chapter 513, and as amended by section 1 of chapter 63 of the public laws of 1967, is further amended to read as follows:

All ~~motor~~ vehicles and ~~trailers~~ owned and used by any municipal corporation therein and all motor vehicles loaned by automobile dealers to municipalities for use in driver education in the secondary schools and all motor vehicles loaned by automobile dealers to private secondary schools for use in driver education in such schools shall be registered, but shall be exempt from the provisions of this Title as to payment of registration fees, except that when such vehicles are leased or rented for commercial purposes they shall be subject to payment of the fees as provided in this Title. All such vehicles and ~~trailers~~ shall display registration plates as required by this Title or approved by the Secretary of State. All ~~motor~~ vehicles and ~~trailers~~ owned by the State and all vehicles and ~~trailers~~ owned by a municipal fire department or an organized volunteer fire department may be exempt from the provisions of this Title as to registration and payment of registration fees, but shall not be exempt from the inspection requirements of section 2122. Such ~~motor~~ vehicles and ~~trailers~~ shall display an identifying marker or insignia approved by the Secretary of State.

Sec. 17. R. S., T. 29, § 334, sub-§ 5, amended. The first sentence of subsection 5 of section 334 of Title 29 of the Revised Statutes, as repealed and replaced by section 4 of chapter 400 of the public laws of 1969, is amended to read as follows:

On proof that a section 331 or section 332-A dealer or manufacturer or holder of a transporter or loaner registration plate has used or permitted the use of his registration plate on a ~~motor~~ vehicle not owned by or temporarily in the custody of the section 331 or section 332-A dealer or the holder of a transporter plate for use on ~~motor~~ vehicles not sold by the section 331 or 332-A dealer, manufacturer or holder of a transporter registration plate.

Sec. 18. R. S., T. 29, § 337, amended. Section 337 of Title 29 of the Revised Statutes, as amended by section 1 of chapter 369 of the public laws of 1965, is further amended to read as follows:

§ 337. Motorcycle or motor driven cycle dealer's registration; fee

Every manufacturer or dealer in motorcycles or motor driven cycles shall annually pay a fee of \$15 for a registration certificate to handle, demonstrate, sell and exchange motorcycles or motor driven cycles. The Secretary of State shall furnish the manufacturer of, or dealer in, motorcycles or motor driven cycles with 3 distinguishing plates free of cost and additional plates for \$5 per plate. For every plate in addition to the 3 originally furnished to the

manufacturer or dealer in motorcycles or motor driven cycles, to replace lost or mutilated plates, \$1 shall be charged.

Sec. 19. R. S., T. 29, § 340, amended. The first sentence of the 2nd paragraph of section 340 of Title 29 of the Revised Statutes as repealed and replaced by section 9 of chapter 400 of the public laws of 1969, is amended to read as follows:

A manufacturer, section 331 or section 332-A dealer, motorcycle or motor driven cycle dealer or holder of transporter registration certificate, or boat trailer or trailer or trailer dealer registration certificate shall, upon attaching a temporary registration plate to a motor vehicle, boat trailer or trailer sold or exchanged by him, mark thereon the date when said license expires and immediately notify the Secretary of State of said sale or exchange, giving the name and address of the purchaser, the number of the temporary plate and such further information as the Secretary of State may require.

Sec. 20. R. S., T. 29, § 340, amended. The 3rd paragraph of section 340 of Title 29 of the Revised Statutes, as repealed and replaced by section 9 of chapter 400 of the public laws of 1969, is amended to read as follows:

The Secretary of State may issue temporary registration plates to section 331 or section 332-A dealers or holders of transporter registration certificates, boat trailer or trailer registration certificates or motorcycle or motor driven cycle dealers who request them under such rules and regulations as he shall deem necessary, and shall receive for them 50¢ per plate.

Sec. 21. R. S., T. 29, § 381, amended. The first sentence of the 3rd paragraph of section 381 is amended to read as follows:

In the case of all motor vehicles ~~and tractors~~, one number plate shall be attached to the front and the other to the rear of said vehicle, so that the plates and the registered number thereon shall always be plainly visible.

Sec. 22. R. S., T. 29, § 381, amended. The last paragraph of section 381 of Title 29 of the Revised Statutes, as enacted by section 1 of chapter 185 of the public laws of 1965, is amended to read as follows:

In the case of a motorcycle or motor driven cycle, no number plate shall be attached to the front of said motorcycle or motor driven cycle.

Sec. 23. R. S., T. 29, § 532, amended. The 2nd sentence of section 532 of Title 29 of the Revised Statutes is amended to read as follows:

The Secretary of State may, in his discretion, after applicant has successfully passed all parts of an examination other than the driving test, issue to the applicant an instruction permit which shall entitle the applicant, while having such permit in his immediate possession, to drive a motor vehicle upon the public highways for a period of one year when accompanied by a licensed operator who has at least one year of driving experience and is at least 18 years of age and who is occupying a seat beside the driver, except in the event the permittee is operating a motorcycle ~~motor scooter or motor bike~~ or motor driven cycle.

Sec. 24. R. S., T. 29, § 532, amended. The first 2 sentences of the 2nd paragraph of section 532 of Title 29 of the Revised Statutes, as enacted by section 1 of chapter 303 of the public laws of 1965, and as repealed and replaced by chapter 207 of the public laws of 1967, are repealed and the following enacted in place thereof:

Any person, holding a valid driver's license and who is at least 16 years of age, may make application to the Secretary of State for a motorcycle or motor driven cycle learner's permit to operate a motorcycle or motor driven cycle. The Secretary of State shall require that before the motorcycle or motor driven cycle learner's permit is issued any applicant shall have passed a knowledge test relating specifically to the safe operation of a motorcycle or motor driven cycle and a vision test.

Sec. 25. R. S., T. 29, § 532, amended. The first sentence of the 3rd paragraph of section 532 of Title 29 of the Revised Statutes, as enacted by chapter 207 of the public laws of 1967, is amended to read as follows:

The ~~motor scooter, motor bike or~~ motorcycle or motor driven cycle learner's permit, when issued, will be valid for a period of 120 days.

Sec. 26. R. S., T. 29, § 532, amended. The first sentence of the 4th paragraph of section 532 of Title 29 of the Revised Statutes, as enacted by chapter 207 of the public laws of 1967, is amended to read as follows:

The fee for said ~~motor scooter, motor bike or~~ motorcycle or motor driven cycle learner's permit shall be \$2 which shall include the first road test.

Sec. 27. R. S., T. 29, § 532, amended. The 5th paragraph of section 532 of Title 29 of the Revised Statutes, as enacted by chapter 207 of the public laws of 1967, is repealed.

Sec. 23. R. S., T. 29, § 544, amended. Section 544 of Title 29 of the Revised Statutes is amended to read as follows:

§ 544. Special license for motorcycles or motor driven cycles

The Secretary of State shall prepare suitable blanks for applicants for a license to operate motorcycles or motor driven cycles and he shall issue licenses to competent persons to operate motorcycles or motor driven cycles, subject to the same general requirements with respect to a license to operate a motor vehicle.

A license to operate a motor vehicle shall not authorize the licensee to operate a motorcycle or motor driven cycle, unless the license shall so specify. Licensees to operate a motor vehicle may on application be granted a license to operate a motorcycle or motor driven cycle without paying an additional fee.

Sec. 29. R. S., T. 29, § 581-A, amended. The 2nd paragraph of section 581-A of Title 29 of the Revised Statutes, as enacted by section 1 of chapter 37 of the public laws of 1967, is repealed.

Sec. 30. R. S., T. 29, § 959, amended. The first sentence of section 959 of Title 29 of the Revised Statutes, as enacted by chapter 515 of the public laws of 1967, is amended to read as follows:

All ~~motor trucks~~ **vehicles** used for the transportation of high explosives or poisonous or compressed flammable gases, or flammable or corrosive liquids in bulk, whether loaded or empty, shall come to a full stop before crossing any unattended or unautomated railroad grade crossing, such stop to be made at a point not more than 50 feet and not less than 10 feet from the nearest rail.

Sec. 31. R. S., T. 29, § 960, amended. Section 960 of Title 29 of the Revised Statutes, as enacted by section 69 of chapter 544 of the public laws of 1967, is amended to read as follows:

§ 960. Riding on motorcycles or motor driven cycles

A person operating a motorcycle **or motor driven cycle** shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle **or motor driven cycle**, unless such ~~motorcycle~~ **vehicle** is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for 2 persons, or upon another seat firmly attached to the rear or side of the operator, and provided with foot rests or in a sidecar attached to the motorcycle **or motor driven cycle**.

Sec. 32. R. S., T. 29, § 1362, amended. The first sentence of 1362 of Title 29 of the Revised Statutes is amended to read as follows:

Every motor vehicle ~~and every motor driven cycle~~ shall be provided with adequate brakes in good working order and sufficient to control such vehicle at all times when the same is in use, and a suitable and adequate horn or other device for signaling.

Sec. 33. R. S., T. 29, § 1366, amended. The first sentence of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

Every motor vehicle ~~and tractor on wheels~~ shall be equipped with lamps and lights of sufficient power and so adjusted and operated as to enable its operator to proceed with safety to himself and to other users of the ways under all ordinary conditions of highway and weather.

Sec. 34. R. S., T. 29, § 1366, amended. The first sentence of the 3rd paragraph of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

Every motor vehicle ~~and tractor on wheels~~, other than a motorcycle or motor driven cycle, shall have mounted on the front thereof at least 2 headlamps with at least one on each side.

Sec. 35. R. S., T. 29, § 1366, amended. The 4th paragraph of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

Every ~~such motor vehicle motor driven cycle, tractor and trailer~~ shall have on the rear thereof, in the center or to the left of the axis thereof, one lamp

capable of displaying a red light visible for a distance of at least 100 feet behind such vehicle. When a vehicle is used in conjunction with another vehicle or vehicles, only the last of such vehicles shall be required to carry such lamp. Every such ~~motor vehicle motor driven cycle, tractor and trailer~~ shall carry a lamp illuminating with white light the rear registration plate of such vehicle so that the characters thereon shall be visible for a distance of at least 50 feet.

Sec. 36. R. S., T. 29, § 1366, amended. The first sentence of the 5th paragraph of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

All ~~motor vehicles trailers and semi-trailers~~ of 7 feet or over in width shall have thereon, in addition to the lights required by law for vehicles of less width, a green or amber light attached to the extreme left of the front of such vehicle, so attached and adjusted as to indicate the extreme left lateral extension of the vehicle or load which shall in all cases be visible not less than 200 feet in the direction towards which the vehicle is proceeding or facing.

Sec. 37. R. S., T. 29, § 1366, amended. The 3rd sentence of the 5th paragraph of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

Every such ~~motor vehicle trailer and semi-trailer~~ shall display at least one red light on the extreme left lateral extension of the vehicle or load on the rear of said vehicle.

Sec. 38. R. S., T. 29, § 1366, amended. The 5th and 6th sentences of the 5th paragraph of section 1366 of Title 29 of the Revised Statutes are amended to read as follows:

~~Motor vehicles, trailers and semi-trailers~~ Vehicles requiring a light may, in lieu of such light, be equipped with an adequate reflector conforming as to color and marginal location to the requirements for such light. Every ~~motor vehicle motor driven cycle and every trailer~~ shall be equipped with at least one adequate reflector securely attached to the rear thereof.

Sec. 39. R. S., T. 29, § 1366, amended. The first sentence of the 6th paragraph of section 1366 of Title 29 of the Revised Statutes is amended to read as follows:

All lights, reflectors and signal lamps, required by law to be displayed on the rear of all ~~motor vehicles trailers and semi-trailers~~ of 7 feet or over in width shall be at least within 12 inches of the extreme extension of the rear of such vehicle, except that on flat-body dump trucks of 7 feet or over in width such lights and signal lamps may be displayed on the rear of the frame of the vehicle.

Sec. 40. R. S., T. 29, § 1367, amended. Section 1367 of Title 29 of the Revised Statutes, as amended by section 2 of chapter 58 of the public laws of 1969, is further amended to read as follows:

§ 1367. Mirrors for certain vehicles

No person shall operate upon any public way any ~~passenger car, taxicab, commercial motor vehicle motor truck or trailer~~ so constructed, equipped, loaded or used that the ~~driver or~~ operator is prevented from having a constantly free and unobstructed view of the highway immediately in the rear, unless there is attached to the vehicle a mirror or reflector so placed and adjusted as to afford the operator a clear, reflected view of the highway in the rear of the vehicle, for a distance of at least 200 feet.

Sec. 41. R. S., T. 29, § 1462, amended. The first sentence of section 1462 of Title 29 of the Revised Statutes is amended to read as follows:

All ~~trucks, graders and other~~ vehicles, while being used for the express purpose of plowing snow or sanding on public ways shall be equipped with at least 2 auxiliary lights to be mounted on the highest practical point on the vehicle, one showing to the front and one to the rear of the vehicle.

Sec. 42. R. S., T. 29, § 1462, amended. The 2nd sentence from the end of section 1462 of Title 29 of the Revised Statutes is amended to read as follows:

These lights may be controlled by a separate switch or may be controlled by the regular lighting system and shall be in operation whenever the ~~trucks, graders and other~~ vehicles are used for plowing snow and sanding on public ways in either the nighttime or daytime.

Sec. 43. R. S., T. 29, § 1652, amended. The first sentence of section 1652 of Title 29 of the Revised Statutes is amended to read as follows:

No ~~vehicle or combination of motor truck, trailer, tractor, combination of truck tractor and semi-trailer, or other commercial vehicle~~ vehicles shall be operated, or caused to be operated, on or over any way or bridge when the gross weight, actual weight of vehicle and load, exceeds 73,280 pounds.

Sec. 44. R. S., T. 29, § 1701, amended. The first 7 sentences of section 1701 of Title 29 of the Revised Statutes are amended to read as follows:

No ~~motor vehicle or trailer~~ which, with or without load, is wider than 102 inches over all shall be operated upon any way or bridge; specifically excepting the Interstate System as defined in the Federal Aid Highway Act of 1956; vehicles operating on said Interstate Highway System shall not exceed 96 inches in width; except that ~~motor vehicles or trailers~~ hauling firewood, pulpwood, logs or bolts may be operated on any way or bridge if the width of the load does not exceed 102 inches. A strip 3 inches thick shall extend along the sides of the platform securely fastened to the platform of the vehicle ~~or trailer~~ in order that the load shall pitch to the center of said vehicle ~~or trailer~~, except that such vehicles hauling pulpwood, logs or bolts may substitute for this 3-inch strip, 2 chain, wire rope or steel cable binders. Said chains or wire ropes or steel cables shall be made of not less than $\frac{3}{8}$ inch wire and said chains and binders or wire ropes or steel cables shall be held firmly in place and properly spaced to secure the load. Each vehicle ~~or trailer~~ shall carry a solid-boarded tailboard or 5 stakes evenly spaced of sufficient strength to maintain the weight of the load, and such load at no place along its length

shall be higher than the tailboard or stakes. No ~~motor vehicle or trailer~~ any structural part of which, permanent or temporary, is more than 13 feet 6 inches in height measured vertically from a plane and level surface of ground or pavement shall be operated upon any way or bridge. The load on any ~~motor vehicle or trailer~~ may extend 6 inches above the maximum permissible structural height of such ~~motor vehicle or trailer~~. No such ~~motor vehicle or trailer~~ shall be operated over any section of way which does not afford adequate structural overhead clearance.

Sec. 45. R. S., T. 29, § 1751, amended. The first sentence of section 1751 of Title 29 of the Revised Statutes is amended to read as follows:

No ~~motor vehicle or trailer~~ while being used to transport a load of long logs, lumber or timber, the height of which load is greater than 8 feet, shall be operated over any way or bridge unless each such load on each such unit is bound by 3 chains and binders, or 3 wire ropes or 3 steel cables, or any combination thereof.

Sec. 46. R. S., T. 29, § 2243, sub-§ 1, amended. Subsection 1 of section 2243 of Title 29 of the Revised Statutes is amended to read as follows:

1. Application. The provisions of this Title relative to registration of ~~motor vehicles tractors and trailers~~ and the issuance of operators' licenses shall not apply to any nonresident owner or operator who shall have complied with the registration and licensing laws of the state, district or country of residence to the extent that said state, district or country of residence grants the same or similar privileges to residents of this State.

Sec. 47. R. S., T. 29, § 2243, sub-§ 3, amended. The first sentence of subsection 3 of section 2243 of Title 29 of the Revised Statutes is amended to read as follows:

No ~~truck, tractor or trailer~~ vehicle owned, leased or operated by a nonresident shall be operated under this section in transportation of merchandise or material in intrastate commerce, nor in interstate commerce unless the point of actual receipt or delivery of any merchandise or material so transported is without the State.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.