

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1725

H. P. 1615

Governor's Bill. Reference to the Committee on Transportation suggested.

EDWIN H. PERT, Clerk of the House

Presented by Mr. Davies of Orono.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

AN ACT to Provide the Issuance of a Nonconformance Sticker under the Motor Vehicle Laws.

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

Sec. 1. 29 MRSA § 2502, first ¶, as enacted by PL 1979, c. 464, § 5, is amended to read:

All motor vehicles ~~except motor cycles and motor driven cycles~~ registered in ~~Maine~~ **this State**, except as herein provided, are subject to a semiannual inspection as provided in this chapter. Motor cycles and motor driven cycles are subject to an annual inspection according to the provisions of this chapter. **At the time when a vehicle is presented for inspection, any inspection sticker, current or otherwise shall immediately be removed prior to any inspection.**

Sec. 2. 29 MRSA § 2505, as enacted by PL 1979, c. 464, § 5, is amended to read:

§ 2505. Issuance of sticker

If, at the time of inspection, the motor vehicle conforms **in each and every respect** to the inspection standard, an official inspection sticker furnished by the Chief of the State Police shall be placed in the lower left-hand corner of the windshield or in the center of the windshield in back of the rearview mirror, as the owner or operator of the vehicle prefers. **If a vehicle fails to conform to the inspection standards, as described in sections 2503 and 2504, and if, for any reason, the vehicle is not corrected so as to conform to the inspection standards before further operation upon public ways, a sticker signifying that the vehicle did not**

conform to the inspection standards shall be placed in the lower left hand corner of the windshield or in the center of the windshield in back of the rearview mirror, as the owner or operator may prefer. The sticker of nonconformance shall be of a size and color as furnished and designated by the Chief of the State Police. This sticker shall be valid for a period of not more than 5 days and the issuance of any nonconformance sticker shall not authorize the operation upon public ways of any vehicle that is mechanically unsafe. No person other than a licensed mechanic or law enforcement officer, while carrying out his official duties, shall remove a nonconformance sticker from any vehicle.

If the vehicle is not normally equipped with a windshield, the certificate of inspection or **nonconformance sticker** shall be kept with the registration certificate of the vehicle.

Sec. 3. 29 MRSA § 2513, sub-§ 1, as enacted by PL 1979, c. 464, § 5, is amended to read:

1. Performance of inspection. No person other than the holder of a valid inspection mechanic's certificate issued by the Chief of the State Police may perform an inspection, or issue or sign a certificate of inspection **or sticker of nonconformance.**

STATEMENT OF FACT

This legislation is directed towards those vehicles that are unquestionably unsafe at the time of inspection and will considerably reduce the age-old problem of "sticker shopping." It would allow the operation of motor vehicles for a period of not more than 5 days with defects other than those defects that would mechanically render the vehicles unsafe such as defective brakes, steering, suspension, etc.