

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
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5 Legislative Document

No. 518

6  
7 H.P. 436

House of Representatives, February 1, 1983

8 Received by the Clerk of the House on February 1, 1983. Referred to the  
9 Committee on Transportation, and ordered printed pursuant to Joint Rule 14.

EDWIN H. PERT, Clerk

10 Presented by Representative Gauvreau of Lewiston.

Cosponsors: Representative Zirnkilton of Mount Desert, Representative  
Mayo of Thomaston and Senator Hayes of Penobscot.

11  
12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-THREE  
16

17 AN ACT to Require Notification of  
18 the Suspension or Revocation of Motor  
19 Vehicle Registration or License by  
20 Registered or Certified Mail.  
21

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

24 29 MRSA §2241, sub-§3, as repealed and replaced  
25 by PL 1981, c. 689, §2, is amended to read:

26 3. Hearing. Upon suspending or revoking a motor  
27 vehicle license, permit or privilege to operate,  
28 registration or certificate of title of any person  
29 without preliminary hearing, the Secretary of State  
30 shall notify that person as provided in Title 5,  
31 section 9052, subsection 1, that an opportunity for  
32 hearing shall be provided without undue delay, after  
33 receipt of a request, except where the suspension  
34 rests solely upon a conviction in court of any

1 offense which by statute is expressly made grounds  
2 for that suspension or revocation.

3 If a hearing is held to determine whether a person's  
4 motor vehicle operator's license, permit or privilege  
5 to operate, registration or certificate of title  
6 should be restored, the hearing shall be conducted as  
7 provided in Title 5, chapter 375, subchapter IV.  
8 Upon the hearing, the Secretary of State shall either  
9 rescind his order of suspension or, for good cause,  
10 may continue, modify or extend the suspension of the  
11 license, permit or privilege to operate, registration  
12 or certificate of title.

13 Notice shall be given as provided in section 54. The  
14 date of birth and name on the notification of suspen-  
15 sion or revocation document shall be prima facie evi-  
16 dence that the named person is the same person as the  
17 defendant of the same name and birthday.

18 The notification of the suspension or revocation of  
19 any motor vehicle license, permit or privilege to  
20 operate, registration or certificate of title issued  
21 to any person shall be sufficient if sent to that  
22 person to the address given by him by registered or  
23 certified mail, restricted delivery, return receipt  
24 requested. Notification by registered or certified  
25 mail shall be complete when the registered or certi-  
26 fied mail is either delivered and the return receipt  
27 signed or when acceptance is refused by the addressee  
28 or any party acting in his behalf. The date of birth  
29 and name on the notification of suspension or revoca-  
30 tion document shall be prima facie evidence that the  
31 named person is the same person as the defendant of  
32 the same name and birthday.

33 Any person who, after notice of suspension or revoca-  
34 tion, fails or refuses to obey any order of the  
35 Secretary of State under this section or fails or  
36 refuses to surrender to the Secretary of State upon  
37 demand any motor vehicle license, permit, registra-  
38 tion or certificate of title, issued in this State or  
39 any other state which has been suspended, canceled or  
40 revoked by proper authority in this State or any  
41 other state, as provided by law shall be guilty of a  
42 Class E crime.

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STATEMENT OF FACT

The intent of this bill is to require notification of the suspension or revocation of motor vehicle registration or license by registered or certified mail.

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