

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 165

7 H.P. 140

House of Representatives, January 23, 1985

8 Reference to the Committee on Transportation suggested and ordered  
9 printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Cahill of Woolwich.

11  
12 STATE OF MAINE  
13

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

17 AN ACT Relating to One-way Rental Vehicles.  
18

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

21 Sec. 1. 36 MRSA §2971, as repealed and replaced  
22 by PL 1983, c. 817, §5, is amended to read:

23 §2971. Application to certain carriers

24 This chapter shall include motor vehicles, in-  
25 cluding trucks, tractors and semi-trailers  
26 semitrailers or any combination thereof, which are  
27 licensed for a gross weight of 18,000 pounds or over  
28 and vehicles designed to carry 20 passengers or more  
29 for hire, except for recreational vehicles and clear-  
30 ly identified bona fide one-way rental vehicles. A  
31 vehicle shall be considered to be registered for such  
32 gross weight as is authorized under a permit issued  
33 by the Secretary of State in accordance with Title  
34 29, section 246. These vehicles shall not be required  
35 to secure a permit from the Bureau of State Police.

1           Sec. 2. 36 MRSA §3202, sub-§9, as repealed and  
2 replaced by PL 1983, c. 862, §88, is amended to read:

3           9. User. "User" means any person who is the  
4 registered owner of a motor vehicle, registered for  
5 7,000 pounds or over or designed to carry 20 passen-  
6 gers or more for hire, who uses and consumes special  
7 fuel within this State in an internal combustion en-  
8 gine for the generation of power to propel vehicles  
9 of any kind or character, except recreational vehi-  
10 cles and clearly identified bona fide one-way rental  
11 vehicles.

12 If the registered owner of a motor vehicle which uses  
13 and consumes special fuel within this State fails to  
14 secure a user's license, or report or pay the tax  
15 due, any person who operates or causes to be operated  
16 that vehicle in this State shall be deemed to be a  
17 "user" and shall be required to be licensed, report  
18 and pay the tax due.

19   STATEMENT OF FACT

20           It is impossible for one-way rental agencies to  
21 know where their vehicles might be operated. In any  
22 case the rentor purchases fuel wherever needed, so  
23 there is no loss of funds in enacting this bill.

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