

# MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1706

6 S.P. 664

In Senate, December 20, 1985

7 Approved for introduction by a majority of the Legislative Council  
8 pursuant to Joint Rule 26.

9 Received by the Secretary of the Senate on December 20, 1985. Referred  
10 to the Committee on Transportation and 1,600 ordered printed pursuant to  
Joint Rule 14.

Presented by Senator Twitchell of Oxford.  
JOY J. O'BRIEN, Secretary of the Senate

11 Cosponsored by Representative Strout of Corinth and Representative  
Jackson of Harrison.

12 STATE OF MAINE  
13

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

17 AN ACT to Amend Certain Motor Vehicle Laws.  
18

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

21 Sec. 1. 5 MRSA §89, sub-§2, ¶E, as amended by PL  
22 1983, c. 480, Pt. A, §2, is further amended to read:

23 E. Provide that any license issued to persons  
24 under ~~20~~ 21 years of age shall be distinguished  
25 by a different color or other means to make such  
26 the distinction easily observable.

27 Sec. 2. 29 MRSA §1, sub-§7, as repealed and re-  
28 placed by PL 1983, c. 816, Pt. A, §25, is amended to  
29 read:

30 7. Motor vehicle. "Motor vehicle" means any  
31 self-propelled vehicle not operated exclusively on  
32 tracks, but not including snowmobiles as defined in  
33 Title 12, section 7821, and all-terrain vehicles as  
34 defined in Title 12, section 7851, unless the

1 all-terrain vehicle is registered for highway use by  
2 the Secretary of State under this Title.

3 Sec. 3. 29 MRSA §251, 2nd paragraph, as amended  
4 by PL 1967, c. 25, is further amended to read:

5 Any veteran who has lost both legs or the use of  
6 both legs and who has registered his motor vehicle  
7 without the payment of a fee as provided in this sec-  
8 tion upon certification by the Veterans Administra-  
9 tion shall be issued special designating plates ~~to be~~  
10 ~~used in addition to the regular registration plates.~~  
11 ~~Such Those~~ designating plates shall be issued by the  
12 Secretary of State and shall bear the words "Disabled  
13 Veteran".

14 Sec. 4. 29 MRSA §530, sub-§1, ¶C is enacted to  
15 read:

16 C. No person may receive an operator's license  
17 unless and until he surrenders to the Secretary  
18 of State all valid licenses in his possession is-  
19 sued to him by this or any other jurisdiction. No  
20 person may have more than one valid operator's  
21 license at any time unless specifically autho-  
22 rized by the Secretary of State.

23 Sec. 5. 29 MRSA §540, first paragraph, as  
24 amended by PL 1983, c. 455, §18, is further amended  
25 to read:

26 Each license shall state the name, date of birth,  
27 place of residence of the licensee, permanent number  
28 assigned him, and may contain such other information  
29 as the Secretary of State deems necessary. The li-  
30 cense shall also bear a full-face photograph of the  
31 licensee for the purpose of identification except  
32 that those persons who renew their licenses on or af-  
33 ter their 65th birthday, persons in active military  
34 service stationed outside the State and temporary li-  
35 censes issued under section 533 may be exempt from  
36 the photograph requirement. A license which does not  
37 contain a photograph of the licensee may be issued as  
38 the Secretary of State deems necessary.

39 Sec. 6. 29 MRSA §540-A, sub-§1, as enacted by PL  
40 1981, c. 468, §3, is amended to read:

1           1. Under 21 years of age. The Secretary of State  
2 shall by regulation provide that licenses for persons  
3 under ~~18~~ 21 years of age shall be distinctive, either  
4 by being printed with a different color than for  
5 those issued to persons ~~18~~ 21 years of age or older  
6 or by some other appropriate distinguishing mark or  
7 code.

8           Sec. 7. 29 MRSA §581-A, as amended by PL 1983,  
9 c. 455, §20, is further amended to read:

10       §581-A. Proof of age

11           Every person ~~between the ages of 15 and 20 years~~  
12 applying for a license up to and including age 22  
13 shall supply to the department satisfactory proof of  
14 his date of birth before the department may accept  
15 his application for an examination prior to the issu-  
16 ance of a permit or original license.

17                               STATEMENT OF FACT

18           All-terrain vehicles are generally motor driven,  
19 off-road recreational vehicles used for cross-country  
20 travel. This bill clarifies that all-terrain vehicles  
21 are not defined as motor vehicles unless registered  
22 for highway use by the Secretary of State. The bill  
23 clarifies the authority of the Secretary of State to  
24 require the surrender of any foreign license as a  
25 condition of issuing a Maine license. The State has  
26 required all foreign licenses to be surrendered when  
27 issued a Maine license since 1963 and our authority  
28 to do so has recently been questioned.

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