

MAINE STATE LEGISLATURE

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(Emergency)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1726

S.P. 582

In Senate, June 2, 1987

Reported by Senator Cahill for the Committee on
Transportation, Pursuant to S.P. 554, and printed under Joint
Rule 2.

JOY J. O'BRIEN, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 **Resolve, That the Secretary of State Prepare**
2 **a Revision of the State's Motor**
3 **Vehicle Laws.**
4

5 **Emergency preamble.** Whereas, Acts and resolves
6 of the Legislature do not become effective until 90
7 days after adjournment unless enacted as emergencies;
8 and

9 Whereas, there have been a substantial number of
10 changes in the motor vehicle laws within the Maine
11 Revised Statutes, Title 29, over the past decade; and

12 Whereas, the Maine Revised Statutes, Title 29,
13 has not been recodified to reflect these major
14 changes in the motor vehicle laws; and

1 Whereas, there are many inconsistencies and omis-
2 sions as well as errors within the laws relating to
3 motor vehicles; and

4 Whereas, the Maine Revised Statutes, Title 29,
5 reflects considerable disorganization; and

6 Whereas, a recodification of the Maine Revised
7 Statutes, Title 29, requires a considerable amount of
8 time and effort to complete; and

9 Whereas, it is in the best interest of the State
10 to present the recodification to the First Regular
11 Session of the 114th Legislature which will not be
12 possible unless work on the recodification begins im-
13 mediately; and

14 Whereas, in the judgment of the Legislature,
15 these facts create an emergency within the meaning of
16 the Constitution of Maine and require the following
17 legislation as immediately necessary for the preser-
18 vation of the public peace, health and safety; now,
19 therefore, be it

20 **Secretary of State responsible. Resolved:** That
21 the Secretary of State be responsible for the revi-
22 sion of the state motor vehicle laws and that the
23 Secretary of State shall meet the requirements of the
24 Revisor of Statutes concerning the format of the re-
25 vision and all technical matters related to computer
26 compatibility; and be it further

27 **Appointment. Resolved:** That the Secretary of
28 State, notwithstanding any other provision of law,
29 may contract with a person that he determines capable
30 of fulfilling the purpose of this resolve and shall
31 provide supervision and support to that person in the
32 preparation of a proposed revision of the Maine Re-
33 vised Statutes, Title 29. The Secretary of State
34 shall submit for review the proposal for revision and
35 the name and qualifications of the person contracted
36 to the Joint Standing Committee on Transportation.
37 The Secretary of State, or his designee, shall make
38 and maintain contact with officials and interested
39 parties who have an interest in the revision of the
40 Maine Revised Statutes, Title 29, for the purpose of
41 consultation, review and recommendation. The Secre-

1 tary of State shall ensure that regular meetings are
2 scheduled for those officials and interested parties
3 to have the opportunity for review. The Secretary of
4 State shall require the person contracted to prepare
5 the revision in such a manner that reviewers can
6 clearly see the difference between existing law and
7 the proposed revisions; and be it further

8 **Authority and duties of the Secretary of**
9 **State. Resolved:** That the Secretary of State shall
10 possess the necessary authority to revise the Maine
11 Revised Statutes, Title 29, and present to the Legis-
12 lature an integrated and consistent motor vehicle
13 code of law. The Secretary of State, in its revi-
14 sion, shall make no substantive changes in the motor
15 vehicle laws; and be it further

16 **Report to the Legislature. Resolved:** That the
17 Secretary of State present its report and revision of
18 the Maine Revised Statutes, Title 29, to the Joint
19 Standing Committee on Transportation and to the First
20 Regular Session of the 114th Legislature; and be it
21 further

22 **Allocation. Resolved:** That the following funds
23 are allocated from the Highway Fund to carry out the
24 purposes of this resolve.

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27 Commission on Revi-
28 sion of Maine Motor
29 Vehicle Laws

30	Personal Services	(\$ 1,000)
31	All Other	(14,000)
32		
33	Total	<u>(\$15,000)</u>

34 This deallocation
35 would provide unused
36 funds for the pro-
37 posed recodifica-
38 tion.

1 SECRETARY OF STATE

2 Division of Motor
3 Vehicles

4 All Other \$33,344

5 This allocation pro-
6 vides funds for a
7 contractual arrange-
8 ment to recodify the
9 laws relating to mo-
10 tor vehicles.

11 ; and be it further

12 **Carrying clause. Resolved:** That funds appropri-
13 ated for this purpose shall carry forward to fisca-
14 year 1987-88.

15 **Emergency clause.** In view of the emergency cited
16 in the preamble, this resolve shall take effect when
17 approved.

18 STATEMENT OF FACT

19 This resolve gives the Secretary of State the au-
20 thority and funds to establish a contract with a per-
21 son to complete a recodification of the Maine Motor
22 Vehicle Laws in the Maine Revised Statutes, Title 29.

23 2978052987