

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 609

H.P. 444

House of Representatives, March 6, 1989

Reference to the Committee on Legal Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative HOGLUND of Portland.

Cosponsored by Representative STEVENS of Bangor and Representative COTE of Auburn.

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STATE OF MAINE

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

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An Act to Enhance Enforcement of Municipal Parking Regulations.

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

3                    **Sec. 1. 29 MRSA §2241, sub-§1, ¶M,** as amended by PL 1987, c.  
5                    791, §27, is further amended to read:

7                    M. Has failed to provide, pursuant to section 246, proof of  
9                    payment of the use tax imposed by the United States Internal  
11                    Revenue Code of 1954, Section 4481, within time periods  
13                    established by federal statute and regulations promulgated  
15                    pursuant to federal statute; or

17                    **Sec. 2. 29 MRSA §2241, sub-§1, ¶N,** as enacted by PL 1987, c.  
19                    791, §28, is amended to read:

21                    N. Has failed to submit to or complete a test to determine  
23                    the blood-alcohol level pursuant to section 1312, subsection  
25                    11, paragraph D.; or

27                    **Sec. 3. 29 MRSA §2241, sub-§1, ¶O** is enacted to read:

29                    O. Has failed to provide proof of payment of any municipal  
31                    parking fines or penalties after the Secretary of State has  
33                    been advised by any municipality that:

35                    (1) The municipality has enacted an ordinance  
37                    providing for notice and opportunity to be heard on  
39                    parking violations, there has been a final adjudication  
41                    of a parking violation under the ordinance and the  
43                    penalty for any such violation has not been paid within  
45                    30 days of the adjudication becoming final; or

47                    (2) There are fines or penalties imposed by any court  
49                    for municipal parking violations and those fines or  
51                    penalties have not been paid within 30 days of the  
53                    judgment becoming final.

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57                    **STATEMENT OF FACT**

59                    This bill increases the ability of a municipality to obtain  
61                    compliance with its parking regulations by facilitating  
63                    enforcement of parking tickets. Under present law, a  
65                    municipality may not enforce the ticket unless it personally  
67                    serves a uniform traffic ticket upon the violator. As the  
69                    vehicle is unattended, this makes parking ordinances very  
71                    difficult to enforce.

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3           In this bill, a municipality may enact an ordinance  
5           establishing a system for providing notice and opportunity to be  
          heard to the owners of illegally parked vehicles and failure to  
          pay adjudicated tickets or court fines may affect the  
          registration.