

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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Legislative Document

No. 188

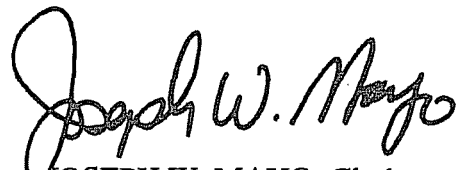
H.P. 143

House of Representatives, January 28, 1993

**An Act to Establish a Minimum Age Limit on the Use of All-terrain Vehicles.**

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Reference to the Committee on Transportation suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative MORRISON of Bangor.  
Cosponsored by Representatives: ADAMS of Portland, CAMPBELL of Holden, CLARK of Millinocket, GOULD of Greenville, HOLT of Bath, WINN of Glenburn, Senator: VOSE of Washington.

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

2  
3       **Sec. 1. 12 MRSA §7857, sub-§13**, as repealed and replaced by PL  
4 1989, c. 493, §67, is amended to read:

6       **13. Unlawfully operating ATV while under age.** A person is  
7 guilty of unlawfully operating an ATV while under age, if:

8       A. That person is under the age of ~~10~~ 12 years;

10       B. That person is under the age of 15 years and operates an  
12 ATV across any public way maintained for travel; or

14       C. That person is under 15 years of age and operates an ATV  
16 while unaccompanied by an adult; or

18       D. That person is under the age of 16 years and operates an  
ATV with an engine size greater than 90 cubic centimeters.

20 Notwithstanding this subsection, persons over the age of 12  
22 years, who have successfully completed a training course approved  
24 by the department pursuant to section 7853, may cross public ways  
as permitted under subsection 24, paragraph D, subparagraph (1),  
provided that they are accompanied by an adult.

26 ~~A person is not guilty of unlawfully operating an ATV while under  
age if that person is operating on land which is owned by the  
parent or guardian of the operator.~~

30       **Sec. 2. 12 MRSA §7857, sub-§13-A**, as amended by PL 1989, c.  
32 493, §68, is further amended to read:

34       **13-A. Operating ATV without certificate of training.** A  
person is guilty, ~~except as provided in subsection 24, paragraph~~  
36 ~~E,~~ of operating an ATV without a certificate of training, if that  
38 person is under 16 years of age and operates an ATV without  
having successfully completed a training course approved by the  
department pursuant to section 7853.

40       **Sec. 3. 12 MRSA §7857, sub-§14**, as amended by PL 1985, c 762,  
42 §15, is further amended to read:

44       **14. Permitting unaccompanied child to operate ATV.** A  
person is guilty, ~~except as provided in subsection 24, paragraph~~  
46 ~~E,~~ of permitting an unaccompanied child to operate an ATV, if he  
48 that person permits a child under 15 years of age to operate any  
ATV, unless he that child is accompanied by an adult.

