

MAINE STATE LEGISLATURE

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R.S.

L.D. 1636

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TRANSPORTATION

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1217, L.D. 1636, Bill, "An Act to Modify the Manufacture of Motor Vehicle Registration Plates"

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, distribution from the Maine Environmental Trust Fund is vital to the purposes of the fund; and

Whereas, contributions to the fund are dependent on sale of the environmental registration plates; and

Whereas, marketing is necessary to increase awareness of the program and to stimulate sales; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 12 MRSA §7759, sub-§3, as enacted by PL 1993, c. 410, Pt. BBB, §3, is amended to read:

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3. Distribution from fund. The first \$10,000 received from the sale of environmental registration plates must be allocated to the Department of Conservation for marketing of the plates. Money distributed from the fund may be used for marketing the plates and for the production and marketing of goods using the environmental plate design. After the Treasurer of State has reimbursed the Secretary of State for costs of producing and issuing environmental registration plates in accordance with Title 29, section 252-J, the Treasurer of State shall annually distribute the balance in the fund as follows:

A. Sixty percent of the balance must be deposited in the Maine State Parks Fund established in section 610; and

B. Forty percent of the balance must be deposited in the Maine Endangered and Nongame Wildlife Fund established in section 7757.

This subsection is repealed March 31, 1996.'

Further amend the bill by inserting after section 2 the following:

'Sec. 3. 29 MRSA §252-J, sub-§1, as enacted by PL 1993, c. 410, Pt. BBB, §4, is amended to read:

1. Issuance of environmental registration plates. The Secretary of State, upon receiving an application and evidence of payment of the excise tax required by Title 36, the registration fee required by this Title and the contribution to the Maine Environmental Trust Fund provided for in subsection 4, shall issue a registration certificate and a set of environmental registration plates to be used in lieu of regular registration plates. The Secretary of State may issue environmental registration plates to a vehicle in any registration class if the designated registration plate for that class does not preclude its use in conjunction with the environmental registration plate design. The Secretary of State may issue environmental registration plates to certain state-owned vehicles in accordance with section 256.'

Further amend the bill in section 3 in subsection 2 in the first blocked paragraph in the first line (page 1, line 45 in L.D.) by striking out the following: "Reproduction" and inserting in its place the following: 'Except for reproduction by the manufacturer of the plates, reproduction'

Further amend the bill by inserting after section 3 the following:

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'Sec. 4. 29 MRSA §252-J, sub-§6 is enacted to read:

6. Proceeds from sale of products using the environmental plate design. All proceeds from the sale of products using the environmental registration plate design must be deposited with the Treasurer of State and credited to the Maine Environmental Trust Fund.

Sec. 5. 29 MRSA §256, sub-§1, ¶B is enacted to read:

B. The Secretary of State may issue environmental registration plates to a state-owned vehicle assigned to the Department of Inland Fisheries and Wildlife or the Department of Conservation with authorization from the department's commissioner. A state-owned vehicle issued plates in accordance with this paragraph must display a marker or insignia designating the vehicle as state owned and is exempt from registration fees and the contribution under section 252-J, subsection 4.'

Further amend the bill in section 4 by striking out all of subsection 2 and inserting in its place the following:

'2. **Printing or reproduction of motor vehicle document.** Any A person who manufactures or reproduces registration plates, prints or otherwise prepares, or who causes to be printed or otherwise prepared, or who sells or transfers a paper or document in the form of a certificate of registration, operator's license or any other certificate, permit, license or form used by the Secretary of State in administering this Title or who reproduces, or who causes to be reproduced, any a certificate, registration plate, permit, license or other form, or any a part thereof of a certificate, registration plate, permit, license or other form, or who sells or transfers any a reproduced certificate, registration plate, permit, license or other form, or any a part thereof of a certificate, registration plate, permit, license or other form, used by the Secretary of State in administering this Title, without the written consent of the Secretary of State, must may be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both. Notwithstanding this subsection, a person may photocopy a certificate of registration solely for record-keeping purposes without the written consent of the Secretary of State.'

Further amend the bill by inserting after section 4 the following:

'Sec. 5. PL 1993, c. 410, Pt. BBB, §8, under that part designated "CONSERVATION, DEPARTMENT OF" under that part relating to "Maine State Parks Program," the last blocked paragraph is amended to read:

2005

2 Provides funds for marketing
3 of environmental registration
4 plates and for the production
5 and marketing of products
6 using the environmental plate
7 design and for operations,
8 maintenance and repairs at
9 existing state parks and
10 historic sites.

12 Sec. 6. PL 1993, c. 410, Pt. BBB, §8, under that part designated
13 "INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF" under that
14 part relating to "Maine Endangered and Nongame Wildlife Program,"
15 the last blocked paragraph is amended to read:

16 Provides funds for one
17 Biologist I position and
18 general operating expenses
19 associated with the
20 management of endangered and
21 nongame wildlife and funds
22 for marketing of
23 environmental registration
24 plates and for the production
25 and marketing of products
26 using the environmental plate
27 design.

30 Sec. 7. PL 1993, c. 465, §4 is amended to read:

32 Sec. 4. Date of availability. The Secretary of State shall begin
33 to issue the special University of Maine System plates no later
34 than April February 1, 1994 1995.

36 Sec. 8. Allocation. The following funds are allocated from
37 Other Special Revenue to carry out the purposes of this Act.

	1993-94	1994-95
FINANCE AUTHORITY OF MAINE		
University of Maine System		
Scholarship Fund		
46 All Other	(\$100,000)	(\$150,000)

48 Provides for an adjusting
49 deallocation due to a delay
50 in the issuance of the

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2 University of Maine System
license plate.

4 **University of Maine System
Scholarship Fund**

6 All Other \$100,000

8 Provides funds for
10 scholarships under the
12 student incentive scholarship
program.

14 **FINANCE AUTHORITY OF MAINE**
TOTAL (\$100,000) (\$50,000)

16 **Sec. 9. Repeal.** That section of this Act that amends the
18 Maine Revised Statutes, Title 29, section 252-J, subsection 2 is
repealed January 1, 1995.

20 **Emergency clause.** In view of the emergency cited in the
22 preamble, this Act takes effect when approved.

24 Further amend the bill by renumbering the sections to read
consecutively.

26 Further amend the bill by inserting at the end before the
28 statement of fact the following:

30 **FISCAL NOTE**

32 1993-94 1994-95

34 **APPROPRIATIONS/ALLOCATIONS**

36 Other Funds (\$100,000) (\$50,000)

38 **REVENUES**

40 Highway Fund (\$92,500) (\$46,250)
Other Funds (100,000) (50,000)

42 This bill expands marketing options for the environmental
44 license plate design and the use of Maine Environmental Trust
46 Fund proceeds for marketing purposes by the Department of
Conservation and the Department of Inland Fisheries and
48 Wildlife. The first \$10,000 received from the sale of the
environmental plates is allocated to the Department of
Conservation for the marketing of these plates. The resulting
50 net increases of dedicated revenue that may be realized by the

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2 Department of Conservation and the Department of Inland Fisheries
and Wildlife can not be determined at this time.

4 There will be a minor reduction in Maine Environmental Trust
Fund revenue from allowing certain state-owned vehicles of the
6 Department of Conservation and the Department of Inland Fisheries
and Wildlife to use the environmental plate.

8 This bill also changes the date of availability of the
10 University of Maine license plates to no later than February 1,
1995. This change requires adjustments to allocations and
12 revenue estimates established pursuant to Public Law 1993,
chapter 465. These adjustments assume that the University of
14 Maine registration plates will be issued by July 1, 1994.

16 These adjustments include reductions of Highway Fund revenue
of \$92,500 and \$46,250 and reductions of dedicated revenue to the
18 University of Maine System Scholarship Fund of \$100,000 and
\$50,000 in the fiscal years 1993-94 and 1994-95, respectively.
20 The reductions of dedicated revenue require corresponding,
adjusting deallocations to the Finance Authority of Maine of
22 \$100,000 and \$150,000 in the fiscal years 1993-94 and 1994-95,
respectively.

26 STATEMENT OF FACT

28 This amendment allows vehicles assigned to the Department of
Conservation and the Department of Inland Fisheries and Wildlife
30 to display environmental plates in lieu of specially designated
state plates. It clarifies that money from the fund can be used
32 to market the environmental registration plates and to produce
and market products using the design. It amends the allocation
34 in Public Law 1993, chapter 410 to reflect this change. It
changes the date of availability of the University of Maine
36 System license plates to no later than February 1, 1995. It also
adds an emergency preamble and clause and a fiscal note to the
38 bill. This amendment also conforms existing law to current
drafting standards.

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