

# MAINE STATE LEGISLATURE

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DATE: 3/23/94

(Filing No. S- 494)

TRANSPORTATION

Reported by: Senator Gould of Waldo

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STATE OF MAINE  
SENATE  
116TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 687, L.D. 1873, Bill, "An Act to Facilitate Collection of Tolls on the Maine Turnpike"

Amend the bill in section 1 in subsection 3 in the first paragraph in the 3rd line from the end (page 1, line 15 in L.D.) by striking out the following: "shall" and inserting in its place the following: 'shall must'

Further amend the bill in section 1 in subsection 3 in paragraph B in the last line (page 1, line 28 in L.D.) by striking out the following: "shall" and inserting in its place the following: 'shall'

Further amend the bill in section 1 in subsection 3 in paragraph C in the 3rd line (page 1, line 32 in L.D.) by striking out the following: "as shall" and inserting in its place the following: 'as-~~shall~~ that'

Further amend the bill in section 1 in subsection 3 in paragraph C in the 3rd line (page 1, line 32 in L.D.) by striking out the following: "as" and inserting in its place the following: 'as'

Further amend the bill in section 2 in subsection 2-A in paragraph C in subparagraph (1) by striking out the first sentence and inserting in its place the following: 'The authority shall send a notice of liability by first class mail to a person alleged to be liable as a registered owner under this subsection no later than 60 days after the alleged failure to pay.'

Further amend the bill in section 2 in subsection 2-A in paragraph C in subparagraph (2) in the 6th line (page 3, line 25

**COMMITTEE AMENDMENT**

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COMMITTEE AMENDMENT "A" to S.P. 687, L.D. 1873

in L.D.) by striking out the following: "occurred," and inserting in its place the following: 'occurred and' and in the 7th line (page 3, line 26 in L.D.) by inserting after the following: "and" the following: 'the approximate'

Further amend the bill in section 2 in subsection 2-A in paragraph F in the next to last line (page 4, line 48 in L.D.) by striking out the following: "forfeitures or".

Further amend the bill in section 2 in subsection 2-A by striking out all of paragraph G and inserting in its place the following:

'G. If a registered owner does not satisfy a judgement under this subsection within 30 days after final adjudication of liability under paragraph C, in addition to any other method for enforcing the judgment, upon petition by the authority, the adjudicating court shall order the suspension of the registration for the vehicle involved in the failure to pay and forward the suspension to the Secretary of State. The Secretary of State shall proceed, in accordance with Title 29, section 55-B, to mail the required 10-day notice and suspend the registration certificate and plates issued for the vehicle in question. A notice under this paragraph is not effective with respect to a vehicle described in paragraph E, subparagraphs (1) to (4).'

Further amend the bill in section 2 in subsection 2-A by inserting at the end the following:

'This subsection takes effect July 1, 1995.'

Further amend the bill in section 2 in subsection 2-B by inserting at the end the following:

'This subsection takes effect July 1, 1995.'

Further amend the bill by striking out all of section 3 and inserting in its place the following:

'Sec. 3. 29 MRSA §55-B, as amended by PL 1989, c. 866, Pt. A, §1 and Pt. B, §26, is further amended by adding at the end a new paragraph to read:

Upon receipt of an order of suspension from the court in accordance with Title 23, section 1980, subsection 2-A, paragraph G, the Secretary of State shall promptly mail a notice to the person liable under that subsection for unpaid Maine Turnpike Authority tolls warning the person that, if the amount due the

2 Maine Turnpike Authority is not paid within 10 days from the date  
4 of mailing the notice, suspension of the registration certificate  
6 and plates issued for the vehicle in question will result. If  
8 the person fails to pay the required amount within 10 days after  
mailing of the notice, the Secretary of State shall suspend,  
pursuant to chapter 17, the registration certificate and plates  
issued for the vehicle in question. This paragraph takes effect  
July 1, 1995.'

10 Further amend the bill by inserting at the end before the  
12 statement of fact the following:

14 **FISCAL NOTE**

16 The Judicial Department may require future General Fund  
18 appropriations to offset the additional administrative costs and  
20 workload associated with a potentially significant increase in  
the number of civil cases filed in the court system. The amounts  
required can not be determined at this time.

22 The additional future costs to mail notices and suspend  
24 registrations resulting failed collection methods for unpaid  
26 turnpike tolls can be absorbed by the Bureau of Motor Vehicles  
within the Department of the Secretary of State utilizing  
existing budgeted resources.'

28  
30 **STATEMENT OF FACT**

32 This amendment makes technical corrections to the bill. It  
34 clarifies that the Maine Turnpike Authority is responsible for  
36 sending the notice of liability. It alters the procedure by  
the Secretary of State is directed to suspend a  
38 registration. In the bill, the authority is authorized to notify  
the Secretary of State if an owner does not satisfy a liability  
40 within 30 days after adjudication. The amendment provides for  
the authority to petition the court if the liability is not  
42 satisfied and for the court to then order the suspension of the  
44 registration on the vehicle involved in the failure-to-pay  
violation. This amendment includes an effective date of July 1,  
1995 for those sections of the bill that enact toll violation  
46 provisions. This amendment adds a fiscal note to the bill and  
also conforms existing law to current drafting standards.