

MAINE STATE LEGISLATURE

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L.D. 1538

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DATE: 6/19/95

(Filing No. H- 541)

TRANSPORTATION

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1093, L.D. 1538, Bill, "An Act to Strengthen the Motor Vehicle Laws Pertaining to Registration of Motor Vehicles"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 29-A MRSA §101, sub-§62, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

62. Resident. "Resident" means a person who has declared or established residency in this State or has been domiciled in this State for a period of at least 30 days, except for persons in compliance with section 109, subsection 1.

~~A nonresident who has a place of business in this State~~ Except for a person in compliance with section 109, subsection 1, a person is deemed to be a resident:

A. For all vehicles owned by that person that are garaged or maintained in this State; or

B. If engaged in the business of renting you-drive or you-haul vehicles for an apportioned share of all vehicles based on the ratio of the mileage of vehicles operated in this State to the total mileage of vehicles operated both within and without the State.

COMMITTEE AMENDMENT

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Sec. 2. 29-A MRSA §351, sub-§1-A is enacted to read:

1-A. Residents required to register. An owner establishing residency in the State shall apply for a registration within 30 days of becoming a resident.

Sec. 3. 29-A MRSA §514, first ¶, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

A person required to register a vehicle in this State who instead registers the vehicle in another state or province or who fails to register a vehicle in this State within 30 days of establishing residency is guilty of evasion of registration fees and excise taxes. Violation of this section is a traffic infraction punishable by a fine of not less than \$500 nor more than \$1,000.'

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

FISCAL NOTE

This bill may increase prosecutions for Class E crimes. If a jail sentence is imposed, the additional costs to the counties are estimated to be \$83.22 per day per prisoner. These costs are not reimbursed by the State. The number of prosecutions that may result in a jail sentence and the resulting costs to the county jail system are expected to be insignificant.

In addition to the criminal cases, this bill also may increase prosecutions for traffic infractions. The additional workload and administrative costs associated with the minimal number of new cases filed in the court system can be absorbed within the budgeted resources of the Judicial Department. The collection of additional fines may increase General Fund revenue by minor amounts.

The clarification of the laws related to registration of motor vehicles may result in insignificant increases of Highway Fund revenue from motor vehicle registration fees.'

STATEMENT OF FACT

This amendment clarifies that a vehicle garaged or maintained in this State must be registered in this State except where reciprocity allows registration in another state. It also specifies that a person who fails to register a vehicle within 30

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2 days of establishing residency is guilty of evasion of registration fees and excise tax and is subject to a fine. It also adds a fiscal note.

COMMITTEE AMENDMENT