

# MAINE STATE LEGISLATURE

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TRANSPORTATION

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1385, L.D. 1939, Bill, "An Act to Amend Certain Motor Vehicle Laws"

Amend the bill in section 1 by striking out all of subsection 59-A (page 1, lines 5 to 7 in L.D.) and inserting in its place the following:

'59-A. Reconstructed motorcycle. "Reconstructed motorcycle" means a salvaged or dismantled motorcycle that is repaired or assembled without original manufacturer component parts, excluding fenders.'

Further amend the bill by inserting after section 1 the following:

'Sec. 2. 29-A MRSA §113, sub-§4 is enacted to read:

4. Records from other states. A motor vehicle record bearing the seal of any state or of a department, officer or agency of any state that is admissible pursuant to the Maine Rules of Evidence, Rule 902 is prima facie evidence in any judicial or administrative proceeding of any fact stated in the motor vehicle record.

Sec. 3. 29-A MRSA §152, sub-§2, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

2. Deputize agents, examiners and investigators. Appoint and deputize agents, examiners and motor vehicle investigators, stationed at convenient places, to receive applications for registration and licenses for the operation of vehicles, to conduct examinations and to perform assigned duties.

COMMITTEE AMENDMENT

A motor vehicle investigator may enforce section 254, chapters 5, 7, 9 and 11, section 1754, chapter 19, subchapter II, chapter 23, subchapter III and those provisions of Title 17-A that relate to duties assigned under this Title with the powers throughout the State that a sheriff has in a county. Enforcement power does not include provisions under section 2054, subsection 2, paragraph D and does not include authority to make routine motor vehicle stops;

Further amend the bill in section 4 in subsection 1-B in the 3rd line (page 1, line 41 in L.D.) by striking out the following: "2000" and inserting in its place the following: '1999'

Further amend the bill by striking out all of section 9 (page 3, lines 24 to 50 in L.D.) and inserting in its place the following:

'Sec. 9. 29-A MRSA §§468 and 469 are enacted to read:

**§468. Specialty plate**

Beginning July 1, 1999, the Secretary of State may not issue a specialty license plate unless the specialty license plate is authorized by the Legislature. The Secretary of State shall administer a specialty license plate in accordance with the following provisions.

1. Sponsor. A person must register with the Secretary of State as the sponsor of a specialty license plate.

2. Prior payment. The Secretary of State may not manufacture an authorized specialty plate unless the sponsor pays in advance for the manufacture of at least 2,000 pairs of the specialty plate.

3. Fee. The Secretary of State shall establish a fee for each pair of an authorized specialty plate of at least \$10 per pair in addition to a registration fee to cover the cost of manufacturing and producing a specialty plate. The fee must be deposited in the Specialty License Plate Fund established under section 469.

4. Minimum number manufactured. The Secretary of State shall manufacture a minimum of 2,000 specialty license plates for each specialty plate authorized under this section.

5. Design approval. A sponsor must submit a design for a specialty license plate for approval or modification by the Secretary of State. The joint standing committee of the

Legislature having jurisdiction over transportation matters shall review the final design for a specialty license plate prior to manufacture of the plate.

**§469. Specialty License Plate Fund**

**1. Fund created.** The Specialty License Plate Fund is established as a dedicated nonlapsing fund. The fund is administered by the Secretary of State.

**2. Purpose.** All money credited to the Specialty License Plate Fund must be used to cover the cost of manufacturing and producing a specialty plate authorized pursuant to section 468. Fees collected for the manufacture and production of a specialty license plate may only be used to cover the cost of manufacturing and producing that specialty plate.'

Further amend the bill by inserting after section 9 the following:

'Sec. 10. 29-A MRSA §512, as amended by PL 1997, c. 437, §§9 to 12, is further amended by repealing and replacing the headnote to read:

**§512. Semipermanent and permanent registration plates for trailers and semitrailers**

**Sec. 11. 29-A MRSA §512, first ¶,** as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

The Secretary of State may establish an 8-year and 12-year semipermanent registration plate program for trailers and semitrailers and a 20-year semipermanent registration plate program and a 25-year permanent registration program for semitrailers and under these programs may issue registration plates of a design determined by the Secretary of State. A person registering a semitrailer in accordance with this section may register a semitrailer for fewer than 5 years only to maintain a common expiration date for a fleet.'

Further amend the bill by striking all of section 10 (page 4, lines 2 to 49 and page 5, lines 2 to 15 in L.D.) and inserting in its place the following:

'Sec. 10. 29-A MRSA §512, sub-§1, ¶B, as repealed and replaced by PL 1997, c. 437, §11, is amended to read:

B. The fee is \$10 for each semitrailer, and the fee is \$5 for each trailer of not more than 2,000 pounds gross vehicle weight.

2 Fees for the first 3 years of a registration may not be  
3 refunded. Fees for the 4th and subsequent years may be  
4 refunded prior to the start of the registration year  
5 provided that the registration plate and certificate are  
6 returned to the Secretary of State. After the start of the  
7 registration year, fees for the current year may be refunded  
8 if the ~~plaae plate~~ and ~~certifiicates~~ certificate are returned  
9 within 120 days and the Secretary of State is satisfied that  
10 the credentials were not used during the registration  
11 period.'

12 Further amend the bill by striking out all of section 11  
13 (page 5, lines 17 to 39 in L.D.) and inserting in its place the  
14 following:

15 'Sec. 11. 29-A MRSA §512, sub-§3 is enacted to read:

16  
17 3. Permanent registration program. A person registering  
18 30,000 or more semitrailers may be issued 25-year permanent  
19 registrations. For the purposes of this subsection, "permanent  
20 registration" means a long-term trailer registration certificate  
21 and plate with an expiration date of December 31st, 25 years from  
22 the year of issue.

23  
24 A. The fee for each registration is \$80. The fee is  
25 nonrefundable.

26  
27 B. All registrations expire on December 31st, 25 years from  
28 the year of issue.

29  
30 C. The registrant may transfer an unexpired registration to  
31 a semitrailer not previously registered to the registrant in  
32 this State. The transfer fee is \$20.

33  
34 D. The Secretary of State may adopt rules to implement this  
35 subsection. Rules adopted pursuant to this subsection are  
36 routine technical rules as defined in Title 5, chapter 375,  
37 subchapter II-A.

38  
39 **Sec. 12. 29-A MRSA §514, last ¶,** as enacted by PL 1997, c. 252,  
40 §1, is amended to read:

41  
42 In enforcing this section, the Secretary of State may  
43 determine whether a minor child of a vehicle owner or person  
44 required to register a motor vehicle in the State is enrolled in  
45 a public school within the State or a vehicle owner or person  
46 required to register a motor vehicle in this State has declared  
47 Maine residency on a form, document or application.'

48  
49  
50

Further amend the bill by inserting after section 13 the following:

'Sec. 14. 29-A MRSA §525, sub-§6, as amended by PL 1995, c. 482, Pt. B, §13 and affected by §22, is further amended to read:

**6. Issuance; display; expiration.** The Secretary of State shall issue interstate and intrastate fuel use identification decals and shall specify the location on the exterior of a vehicle to which a decal must be affixed permanently. A decal must be visible and legible.

A. A fuel use identification decal issued pursuant to the International Fuel Tax Agreement expires on December 31st. A fuel use identification decal issued for intrastate operation expires on June 30th.

B. A cab card must be carried in the vehicle at all times. For the purposes of this paragraph, "cab card" means identification issued or approved by the Secretary of State that contains the legal name and address of the person who has established a fuel use reporting account for the vehicle.

C. A person transferring ownership of a vehicle bearing a valid fuel use identification decal must disfigure the decal.

D. A person acquiring a vehicle with an unexpired fuel use identification decal may not operate that vehicle without a valid trip permit or a fuel use identification decal issued to that person.'

Further amend the bill by striking out all of section 15 (page 6, lines 22 to 27 in L.D.) and inserting in its place the following:

'Sec. 15. 29-A MRSA §556, first ¶, as amended by PL 1997, c. 437, §14, is further amended to read:

A motor vehicle is exempt from this subchapter, except sections 555, 555-A, 558 and 560 and 562, as follows:'

Further amend the bill in section 16 in subsection 1 in the last blocked paragraph in the last line (page 7, line 8 in L.D.) by striking out the following: "512-A" and inserting in its place the following: '512, subsection 3'

Further amend the bill by inserting after section 20 the following:

2       **Sec. 21. 29-A MRSA §901, sub-§2, ¶C**, as enacted by PL 1993,  
c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

4           C. Whether the applicant has been found guilty of a  
6           criminal offense ~~involving fraud or conversion~~ within the  
past 5 years or has been held liable for a judgment  
8           involving fraud, misrepresentation or conversion. For a  
corporation or partnership, the same information must be  
provided for each director, officer or partner; and

10       **Sec. 22. 29-A MRSA §951, sub-§1, ¶C**, as enacted by PL 1993, c.  
12       683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

14           C. Displays Advertises in any form 3 or more vehicles for  
16           sale or displays 3 or more vehicles for sale within a 30-day  
period on premises controlled by that person.

18       **Sec. 23. 29-A MRSA §954, sub-§4**, as amended by PL 1997, c.  
20       437, §25, is further amended to read:

22           **4. Trailer.** Heavy trailer dealer plates and a license may  
be issued to a person engaged in the manufacturing or buying and  
24           selling of mobile homes or of trailers or semitrailers with an  
unladen weight of more than 3,000 pounds. ~~A mobile home dealer~~  
26           ~~is not required to obtain plates or a license under this section~~  
~~if the dealer does not engage in the activities authorized by the~~  
28           ~~license.~~ Mobile home dealers are exempt from the requirements of  
this section.

30       **Sec. 24. 29-A MRSA §956, sub-§1, ¶¶G and H**, as enacted by PL  
32       1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, are amended to  
read:

34           G. An invoice disclosing from whom the vehicle was  
obtained. If the vehicle was obtained from another dealer,  
36           the dealer's name must be disclosed; and

38           H. On a used motor vehicle offered for sale, the written  
vehicle history statement required by Title 10, section  
40           1475; and

42       **Sec. 25. 29-A MRSA §956, sub-§1, ¶I** is enacted to read:

44           I. Copies of titles, transfers and other documents used for  
46           titling purposes.'

48       Further amend the bill by inserting after section 21 the  
following:

'Sec. 22. 29-A MRSA §1104, sub-§3, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

3. **Criminal and civil record.** Whether the applicant has been found guilty of any criminal offense within the past 5 years ~~involving fraud or conversion~~ or has had a judgment of liability in a civil action involving fraud, misrepresentation or conversion. For a corporation or partnership, the application must provide the information required in this subsection for all directors, officers or partners;'

Further amend the bill in section 22 in subsection 3 in the 3rd line (page 9, line 7 in L.D.) by striking out the following: "pursuant to section 957" and inserting in its place the following: 'pursuant-to-section-957'

Further amend the bill by inserting after section 26 the following:

'Sec. 27. 29-A MRSA §1605-A, as enacted by PL 1997, c. 176, §6 and affected by §8, is amended to read:

**§1605-A. Medical payments**

A motor vehicle liability policy ~~covering--a--private passenger-automobile-and~~ issued for a motor vehicle registered or principally garaged in this State must provide coverage in an amount equal to or greater than \$1,000 per person for medical costs incurred as a result of injuries sustained in an accident involving the insured vehicle by the driver and passengers in that vehicle. The coverage required by this section only applies to medical costs incurred during one year following the date the injuries are sustained. This section does not apply to a policy insuring more than 4 ~~automobiles~~ motor vehicles, nor to any policy covering a garage, automobile sales agency, repair shop, service station or public parking place.'

Further amend the bill in section 27 in the first paragraph in the 12th line from the end (page 10, line 49 in L.D.) by striking out the following: "\$100,000 and against" and inserting in its place the following: '~~\$100,000~~ \$300,000 and against'

Further amend the bill by inserting after section 28 the following:

'Sec. 29. 29-A MRSA §2384, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

**§2384. Regional overdimensional truck permits**



2 1. **Authorization.** The Commissioner of Transportation may  
3 enter into ~~an~~ regional overdimensional truck permit agreement  
4 agreements.

6 2. **Purpose.** It is the purpose of this section to:

8 A. Promote and encourage the fullest and most efficient use  
9 of the highway system by making uniform, among member  
10 jurisdictions, the administration of overdimensional and  
11 overweight permits for nondivisible loads on vehicles in  
12 interstate operation;

14 B. Enable participating jurisdictions to act cooperatively  
15 in the issuance of overdimensional and overweight permits  
16 and in the collection of appropriate fees; and

18 ~~C. Establish and maintain the concept of one administering  
19 jurisdiction for each permittee based on the rules  
20 established under the agreement.~~

22 D. Establish and maintain consolidated multistate  
23 overdimensional and overweight permits based on rules  
24 established under the regional agreements.

26 3. **Principles.** The State recognizes that the regional  
27 administration of overdimensional and overweight permits for  
28 nondivisible loads will promote the more efficient use of the  
29 highway system while protecting that system from abuse. The  
30 State further recognizes that ~~this agreement~~ these regional  
31 agreements will reduce the administrative burdens for both the  
32 participating jurisdictions and the permittees by limiting the  
33 number of contacts necessary when a motor carrier moves an  
34 overdimensional or overweight load interstate.

36 4. **Authorization.** The Commissioner of Transportation may  
37 enter into ~~an agreement~~ agreements, not in conflict with any  
38 other sections of this Title or of Title 23, that ~~further~~  
39 further the intent of this section.

40 5. **Fees.** The Secretary of State may collect and distribute  
41 fees for other participating jurisdictions and receive fees from  
42 those jurisdictions collected on behalf of this State.

44 6. **Report.** The commissioner shall submit a biennial report  
45 to the joint standing committee of the Legislature having  
46 jurisdiction over transportation matters in January of  
47 even-numbered years. The report must outline progress in the  
48 expansion and the operation of the ~~agreement~~ regional  
49 overdimensional and overweight permit agreements.

2           **Sec. 30. 29-A MRSA §2390, sub-§1, ¶J**, as amended by PL 1995, c.  
3 441, §1, is further amended by amending subparagraphs (8) and  
4 (10) to read:

6           (8) The Except as provided in subparagraph (10), the  
7 overall length of the truck tractor and semitrailer  
8 combination of vehicles traveling beyond the national  
9 network may not exceed 70 feet, including all  
10 structural parts of the vehicle, permanent or  
11 temporary, and any load carried on or in the vehicle.  
12 For the purposes of this subparagraph, "national  
13 network" means those highways in the State identified  
14 under 23 Code of Federal Regulations, Appendix A to  
15 Part 658.

16           (10) Access For vehicles with a length that does not  
17 exceed 70 feet, including all structural parts of the  
18 vehicle, permanent or temporary, and any load carried  
19 on or in the vehicle, access is permitted to service  
20 facilities or terminals within 1/2 one mile of the  
21 highway network and access system designated by the  
22 Commissioner of Transportation for 53-foot semitrailer  
23 traffic. For operations of these vehicles to terminals  
24 beyond the 1/2-mile one-mile distance, an access permit  
25 specifying the motor carrier, specific routing and  
26 terminal location must be obtained from the Department  
27 of Transportation and carried in the truck tractor.  
28 For vehicles whose overall length exceeds 70 feet,  
29 including all structural parts of the vehicle,  
30 permanent or temporary, and any load carried on or in  
31 the vehicle, access is permitted to service facilities  
32 or terminals within one mile of the national network.  
33 For purposes of this subparagraph, "national network"  
34 means those highways in the State identified under 23  
35 Code of Federal Regulations, Appendix A to Part 658.

36           **Sec. 31. 29-A MRSA §2431, sub-§2, ¶K** is enacted to read:

38           K. The prosecution is not required to produce expert  
39 testimony regarding the functioning of self-contained  
40 breath-alcohol testing apparatus before test results are  
41 admissible, if sufficient evidence is offered to satisfy  
42 paragraphs G, H and I.

44           **Sec. 32. 29-A MRSA §2431, sub-§4**, as amended by PL 1995, c.  
45 65, Pt. A, §117 and affected by Pt. A, §153 and Pt. C, §15, is  
46 further amended to read:

48           **4. Statements by accused.** A statement by a person as to  
49 name or date of birth, or the name or date of birth contained on  
50

2 a driver's license surrendered by that person, is admissible in a proceeding under this Title.

4 A statement of the person's name or date of birth constitutes sufficient proof by itself, without further proof of corpus delicti.

8 A statement by a defendant that the defendant was the operator of a motor vehicle is admissible in a proceeding under sections 10 2411, 2412 ~~2412-A~~ and 2557, if it is made voluntarily and is otherwise admissible under the United States Constitution or the 12 Constitution of Maine. The statement may constitute sufficient proof by itself, without further proof of corpus delicti, that 14 the motor vehicle was operated by the defendant.'

16 Further amend the bill by striking out all of section 32 (page 11, lines 42 to 50 and page 12, lines 1 to 15 in L.D.) and 18 inserting in its place the following:

20 'Sec. 32. 29-A MRSA §2482, sub-§2, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

22 2. **Notice contents.** The notice must clearly state:

24 A. The reason and statutory grounds for the suspension or 26 revocation;

28 B. The effective date of the suspension or revocation;

30 C. The If the suspension or revocation is imposed by an  
32 authority other than a court, the right of the person to  
request a hearing, the procedure for requesting a hearing  
34 and the date by which a request for a hearing must be made;  
and

36 ~~D. The procedure for requesting a hearing;~~

38 ~~E. The date by which that request for a hearing must be~~  
~~made; and~~

40 F. That If the suspension or revocation is based on a  
42 report under section 2481, that a copy of the report of the  
44 law enforcement officer and any blood-alcohol test  
46 certificate will be provided to the person upon request to  
the Secretary of State.

48 Sec. 33. 29-A MRSA §2557, sub-§1, as amended by PL 1995, c. 65, Pt. C, §13 and affected by Pt. A, §153 and Pt. C, §15, is further amended to read:

1. **Crime.** A person commits a crime as defined in subsection 2 if that person operates a motor vehicle on a public way, as defined in Title 17-A, section 505, subsection 2, when that person's license to operate a motor vehicle has been revoked under this subchapter or former Title 29, chapter 18-A and that person:

A. Has received written notice of the revocation from the Secretary of State;

B. Has been orally informed of the revocation by a law enforcement officer;

C. Has actual knowledge of the revocation; or

D. Is a person to whom written notice was sent in accordance with section 2482 or former Title 29, section 2241, subsection 4.

**Sec. 34. PL 1997, c. 176, §8** is amended to read:

**Sec. 8. Applicability.** Those sections of this Act that amend the Maine Revised Statutes, Title 29-A, sections 1605 and 1607 and enact section 1605-A apply to all ~~personal~~ motor vehicle liability ~~polices~~ policies executed, delivered, issued for delivery, continued or renewed in this State on or after July 1, 1998. For purposes of this Act, all policies are deemed to be renewed no later than the next yearly anniversary of the policy date.

**Sec. 35. Decals issued for 1999.** Intrastate fuel decals issued for 1999 are valid until June 30, 2000. Notwithstanding the Maine Revised Statutes, Title 29-A, section 525, subsection 5, the fee for the transition period for intrastate decals is \$7.50.

**Sec. 36. Allocation.** The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

1998-99

SECRETARY OF STATE,  
DEPARTMENT OF THE

Administration - Motor Vehicles

All Other \$32,280

Allocates funds for materials and

manufacturing costs associated with replacing dealer plates.'

Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

1998-99

APPROPRIATIONS/ALLOCATIONS

Highway Fund \$32,280

REVENUES

Highway Fund \$1,613,450

Establishing a 25-year long-term trailer plate for a nonrefundable \$80 registration fee and a \$10 title fee, issuing an 18-month fuel decal at a cost of \$7.50 and increasing other motor vehicle registration and reinstatement fees will increase Highway Fund revenue by \$1,613,450 in fiscal year 1998-99, \$1,029,460 in fiscal year 1999-2000, and \$810,405 in fiscal year 2000-01.

The Bureau of Motor Vehicles within the Department of the Secretary of State will require a one-time additional Highway Fund allocation of \$32,280 in fiscal year 1999-2000 for the costs of replacing dealer plates.

This bill may both increase and decrease the number of traffic infractions filed in the court system. The net effect on the Judicial Department's workload and administrative costs will be minimal. The net effect on the collection of fines will also be insignificant.'

SUMMARY

This amendment does the following.

- 1. It adds a definition of "reconstructed motorcycle."

2           2. It provides that a motor vehicle record bearing the  
3 seal of any state or of a department, officer or agency of any  
4 state that is admissible pursuant to the Maine Rules of Evidence,  
5 Rule 902 is prima facie evidence in any judicial or  
6 administrative proceeding of any fact stated in the motor vehicle  
7 record. This change would extend the investigators' authority to  
8 deal with inspection laws as they relate to the sales of vehicles  
9 by licensed dealers.

10           3. It allows for a new dealer plate issue in the year 1999.

11           4. It provides a process for the issuance of specialty  
12 license plates.

13           5. It corrects technical errors in the bill regarding a  
14 permanent registration program.

15           6. It makes a technical change to statutes regarding  
16 registration and excise tax evasion.

17           7. It changes the expiration of fuel decals for trucks used  
18 exclusively in Maine from December 31st to June 30th. It  
19 provides for a one-time transition where decals issued for 1999  
20 would remain valid until June 30, 2000. The fee is prorated.

21           8. It clarifies that all motor carriers are subject to the  
22 provisions of the Motor Carrier Review Board.

23           9. It reduces the title fee from \$15 to \$10 for those  
24 trailers that register under the semipermanent or permanent  
25 registration program.

26           10. It allows the Secretary of State a broader range of  
27 discretion when reviewing criminal history prior to the issuance  
28 of motor vehicle dealer licenses.

29           11. It adds to the definition of a motor vehicle dealer a  
30 person who advertises in any form 3 or more vehicles for sale or  
31 displays 3 or more vehicles for sale within a 30-day period on  
32 premises controlled by that person.

33           12. It exempts mobile home dealers from the heavy trailer  
34 dealer plates and licensing requirement. If a mobile home dealer  
35 wishes to hold trailer dealer plates, all requirements must be  
36 met before the license is issued.

37           13. It requires a dealer to maintain for 5 years after the  
38 sale of a vehicle copies of titles, transfers and other documents  
39 used for titling purposes for that vehicle.

2 14. It allows the Secretary of State a broader range of  
4 discretion when reviewing criminal history prior to the issuance  
of motor vehicle recycler licenses.

6 15. It extends medical payment coverage to all motor  
8 vehicle liability policies to ensure consistency with other  
provisions of the financial responsibility laws.

10 16. It increases the legal liability limits requirements  
12 from \$100,000 to \$300,000 for licensed dealers.

14 17. It strikes from the bill a section that would have set  
16 the minimum amount of liability insurance needed for  
participation in the ignition interlock device program to  
\$300,000 single limit.

18 18. It allows the Commissioner of Transportation to enter  
20 into more than one agreement regarding regional overdimensional  
22 truck permits. It also authorizes the commissioner to pursue a  
consolidated multistate overdimensional or overweight permit for  
permittees.

24 19. It allows a truck tractor with a semitrailer access to  
26 service facilities within one mile of the highway network and the  
access system upon which that vehicle is allowed.

28 20. It provides that the prosecution in an OUI case is not  
30 required to produce expert testimony regarding the functioning of  
self-contained breath-alcohol testing apparatus before the test  
32 results are admissible, if sufficient evidence is offered.

34 21. It makes a technical change in a cross-reference.

36 22. It clarifies that revocation of a license to operate a  
38 motor vehicle under former Maine Revised Statutes, Title 29  
remains in effect under Title 29-A.

40 23. It clarifies that a notice of a license suspension or  
42 revocation must include notice that a copy of the report of the  
law enforcement officer and any blood-alcohol test certificate  
44 will be provided to a person upon request to the Secretary of  
State only in cases where the person's license is suspended or  
revoked pursuant to an administrative action.