

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
SENATE  
118TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 813, L.D. 2195, Bill, "An Act Concerning Enforcement of Parking Spaces for Persons with Physical Disabilities"

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

**Sec. 1. 29-A MRSA §521, sub-§9-A is enacted to read:**

**9-A. Enforcement of handicapped parking restrictions.**  
**Local or county law enforcement agencies may enforce handicapped parking restrictions on private off-street parking areas. The State Police shall enforce handicapped parking restrictions at service facilities established on the Maine Turnpike and on the interstate highway system in the State.**

**Sec. 2. 30-A MRSA §3009, sub-§1, ¶D, as amended by PL 1997, c. 60, §1, is further amended to read:**

D. The following provisions apply to the establishment and policing of parking spaces for handicapped persons.

(1) Municipal public parking areas are subject to any applicable requirements of the Maine Human Rights Act, Title 5, chapter 337, subchapter V. The municipality shall post a sign adjacent to and visible from each

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handicapped parking space established by the municipality. The sign must display the international symbol for accessibility.

~~(2) Owners of private off street parking shall arrange for private enforcement or shall enter into agreements with local or county law enforcement agencies to enforce handicapped parking restrictions. Under these agreements, unauthorized vehicles will be ticketed. An owner of private off street parking who fails to arrange for private enforcement or to enter into an agreement with a law enforcement agency commits a civil violation for which a forfeiture of not less than \$50 may be adjudged.~~

~~Under these agreements, public law enforcement officials may ensure that parking spaces designated for the handicapped are used appropriately by handicapped persons, whether the designated handicapped parking spaces are located on public lots or on private lots open to the public. Handicapped parking restrictions in private lots may also be enforced by county or municipal volunteer parking enforcement specialists as provided in sections 471 and 472.~~

~~Where service facilities are established on the Maine Turnpike and on the interstate highway system in the State, the State Police shall enforce any handicapped parking restrictions at these facilities.~~

(2-A) Enforcement of handicapped parking restrictions must be in accordance with Title 29-A, section 521, subsection 11.

(3) Any vehicle or motorcycle parked in a parking space clearly marked as a handicapped parking space and that does not bear a special registration plate or placard issued under Title 29-A, section 521 or 523, or a similar plate issued by another state, must be cited for a forfeiture of not less than \$100. "Clearly marked" includes painted signs on pavement and vertical standing signs that are visible in existing weather conditions.'

### SUMMARY

The amendment provides that local or county law enforcement agencies may enforce handicapped parking restrictions on private off-street parking areas. It also provides that the State Police

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2 shall enforce handicapped parking restrictions at service facilities established on the Maine Turnpike and on the interstate highway system in the State.

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