

MAINE STATE LEGISLATURE

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M.S.
L.D. 1576

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TRANSPORTATION

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1117, L.D. 1576, 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 summary and inserting in its place the following:

'Sec. 1. 29-A MRSA §514, as amended by PL 1997, c. 776, §17, is further amended to read:

§514. Evasion of registration fees and excise taxes

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.

The Secretary of State shall notify the State Tax Assessor upon receipt of the court abstract so that the State Tax Assessor may determine whether further investigation is necessary.

~~In--enforcing--this--section,--the--Secretary--of--State--may determine--whether--a--minor--child--of--a--vehicle--owner--or--person required--to--register--a--motor--vehicle--in--the--State--is--enrolled--in~~

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~~a public school within the State or a vehicle owner or person
required to register a motor vehicle in this State has declared
Maine residency on a form, document or application.~~

For purposes of this section, a person is presumed to be a
resident of the State if that person has:

1. Enrolled child in public school. Enrolled a minor child
of whom that person has sole or primary custody in a public
school within the State; or

2. Declared or indicated primary residence in State.
Declared, indicated or stated that that person's primary
residence is in the State on any form, document or application
used by public and private entities or persons.

An oral statement by a person stating a Maine address as that
person's primary residence is prima facie evidence of primary
residence under this section.'

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

FISCAL NOTE

Certain changes in the residency requirements for motor
vehicle registration will result in insignificant increases of
Highway Fund revenue from registration fees collected by the
Bureau of Motor Vehicles within the Department of the Secretary
of State. The additional enforcement costs can be absorbed by
the Bureau of Motor Vehicles utilizing existing budgeted
resources.

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 \$83.36 per day per prisoner. 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.

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.'

SUMMARY

This amendment replaces the original bill. It presumes a

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2 person is a Maine resident if that person has custody of a child
enrolled in a Maine public school or declares Maine as that
4 person's state of primary residence on a form, document or
application.

COMMITTEE AMENDMENT