

MAINE STATE LEGISLATURE

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L.D. 431

DATE:

4/29/05

(Filing No. H-224)

INLAND FISHERIES AND WILDLIFE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H.P. 316, L.D. 431, Bill, "An Act To Grant Limited Reciprocity to Nonresident ATV Users"

Amend the bill by striking out the title and substituting the following:

'An Act To Allow Certain Unregistered All-terrain Vehicles To Participate in Special Events in the State'

Further amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

'Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is necessary that this legislation take effect immediately in order to allow nonresident all-terrain vehicle users to participate in special events in the State this spring and summer; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

EdS.

2 **Sec. 1. 12 MRSA §13155, sub-§1-A, ¶A**, as enacted by PL 2003,
c. 655, Pt. B, §406 and affected by §422, is amended to read:

4 A. The following exceptions apply.

6 (1) Registration is not required for an ATV operated
8 on land on which the owner lives or on land on which
the owner is domiciled, as long as the ATV is not
operated elsewhere within the jurisdiction of the State.

10 (2) Registration is not required for an ATV operated
12 by a commercial ski area for the purpose of packing
14 snow or for rescue operations on the commercial ski
area, unless the ATV is required to cross a public way
during that operation.

16 (3) An ATV owned and operated in the State by the
18 Federal Government, the State or a political
subdivision of the State is exempt from registration
20 fees but must be registered and is required to display
registration numbers.

22 (4) An ATV registration for the farm use specified in
24 Title 29-A, section 501, subsection 8, paragraph E is
not required for a vehicle registered with the
26 Secretary of State under Title 29-A, section 501,
subsection 8.

28 (5) An ATV registered in another state or in a
30 Canadian province may be operated without being
32 registered pursuant to this section at a special event
34 organized to occur in this State if the special event
36 organizer submits a request in writing to the
commissioner 60 days prior to the special event and
provides the commissioner with a map of the trails to
be used during the special event and the commissioner
approves the request.

38 **Emergency clause.** In view of the emergency cited in the
40 preamble, this Act takes effect when approved.'

42 **SUMMARY**

44 This amendment replaces the bill and exempts an all-terrain
46 vehicle registered in another state or a province of Canada from
the registration requirements of this State if that all-terrain
48 vehicle is participating in a special event in Maine and the

REG.

COMMITTEE AMENDMENT "A" to H.P. 316, L.D. 431

2 organizers of the special event have the prior approval of the
Commissioner of Inland Fisheries and Wildlife. This amendment
4 also adds an emergency preamble and emergency clause to the bill.

6

8

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 04/22/05 *MAC*

122nd MAINE LEGISLATURE

LD 431

LR 1001(02)

An Act to Grant Limited Reciprocity to Nonresident ATV Users

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue decrease - General Fund