

MAINE STATE LEGISLATURE

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TRANSPORTATION

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "B" to H.P. 1027, L.D. 1464, Bill, "An Act To Amend the Laws Relating to Motorized Scooters, Motor-driven Cycles and Mopeds"

Amend the bill in section 1 in subsection 36 in paragraph B in the 3rd line (page 1, line 31 in L.D.) by striking out the following: "not exceeding" and inserting in its place the following: 'under'

Further amend the bill in section 4 in subsection 41-B in the 2nd line (page 2, line 9 in L.D.) by striking out the following: "10-inch or smaller in diameter wheels" and inserting in its place the following: 'wheels less than 10 inches in diameter'

Further amend the bill by inserting after section 4 the following:

'Sec. 5. 29-A MRSA §101, sub-§42, ¶B, as amended by PL 2003, c. 414, Pt. B, §43 and affected by c. 614, §9, is further amended to read:

B. An all-terrain vehicle as defined in Title 12, section 13001, unless the all-terrain vehicle is--registered--for highway--use is permitted in accordance with section 501, subsection 8 or is operated on a way and section 2080 applies; and'

Further amend the bill by striking out all of section 19 and inserting in its place the following:

COMMITTEE AMENDMENT

2 'Sec. 19. 29-A MRSA §1352, sub-§1, as amended by PL 2005, c.
411, §1, is further amended to read:

4 1. **Motorcycle driver education required.** Notwithstanding
6 any other provision of law, a motorcycle ~~ex-motor-driven-eye~~
instruction permit, license or endorsement may not be issued to a
8 person, unless that person presents a certificate of successful
completion of a motorcycle driver education program and
10 examination approved by the Secretary of State, except as
provided in this subsection.'

12 Further amend the bill in section 32 in that part designated
14 "**§2080.**" in the last line (page 8, line 43 in L.D.) by striking
out the following: "registered for highway use" and inserting in
16 its place the following: '~~registered-for-highway-use~~ permitted
in accordance with section 501, subsection 8'

18 Further amend the bill in section 34 by striking out all of
20 the first 2 lines (page 9, lines 24 to 26 in L.D.) and inserting
in their place the following:

22 'Sec. 34. 29-A MRSA §2092 is enacted to read:

24 **§2092. Operation of off-road vehicles'**

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

30
32 **SUMMARY**

34 This amendment amends the definitions of "motorcycle" and
"moped" to include criteria for wheel size and electric powered
36 motors. This amendment also clarifies that the definition of a
motor vehicle does not include an all-terrain vehicle unless the
38 all-terrain vehicle is issued a special registration permit in
accordance with the Maine Revised Statutes, Title 29-A, section
501. The amendment also clarifies that an all-terrain vehicle is
40 not subject to licensing provisions under Title 29-A, chapter 11
unless the all-terrain vehicle is issued a special registration
42 permit in accordance with Title 29-A, section 501.

44 The amendment also reflects changes necessitated by laws
46 enacted in the First Special Session of the 122nd Legislature.

48 **FISCAL NOTE REQUIRED**
(See attached)



122nd MAINE LEGISLATURE

LD 1464

LR 0595(05)

An Act To Amend the Laws Relating to Motorized Scooters, Motor-driven Cycles and Mopeds

Fiscal Note for Bill as Amended by Committee Amendment "B"

Committee: Transportation

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
Highway Fund	\$0	\$1,600	\$1,600	\$1,600
Revenue				
Highway Fund	\$0	(\$1,600)	(\$1,600)	(\$1,600)

Correctional and Judicial Impact Statements

Establishes a new traffic violation.

The collection of additional fines may increase General Fund revenue by minor amounts.

Fiscal Detail and Notes

Beginning in fiscal year 2006-07, the repeal of certain dealer licensing requirements will result in an annual decrease of \$1,600 in Highway Fund licensing revenue collected by the Bureau of Motor Vehicles within the Department of the Secretary of State.