

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

H. of S.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34

Date: 4/3/08

L.D. 2075
(Filing No. H-913)

TRANSPORTATION

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075, Bill, "An Act To Amend Motor Vehicle Laws"

Amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 29-A MRSA §455, as amended by PL 2003, c. 414, Pt. B, §45 and affected by Pt. D, §7 and c. 614, §9, is further amended to read:

§455. Environmental registration plates

The Secretary of State shall issue Maine Environmental Trust Fund registration plates beginning April 1, 1994 in accordance with this section. Environmental registration plates are not required for registration of a motor vehicle but are to allow citizens to participate voluntarily in the Maine Environmental Trust Fund program. A citizen may apply for environmental registration plates and contribute to the Maine Environmental Trust Fund as provided in this section.

1. Issuance of environmental registration plates. The Secretary of State, upon receiving an application and evidence of payment of the excise tax required by Title 36, the registration fee required by this Title and the contribution to the Maine Environmental Trust Fund provided for in subsection 4, shall issue a registration certificate and a set of environmental registration plates to be used in lieu of regular registration plates. The Secretary of State may issue environmental registration plates to a vehicle in any registration class if the designated registration plate for that class does not preclude its use in conjunction with the environmental registration plate design. The Secretary of State may issue environmental registration plates to certain state-owned vehicles in accordance with section 517.

2. Plate design; optional environmental vanity plates. The Secretary of State, the Commissioner of Conservation, the Commissioner of Environmental Protection and the Commissioner of Inland Fisheries and Wildlife in consultation with the joint standing

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 committee of the Legislature having jurisdiction over transportation matters shall
2 determine the plate design.

3 The design must accommodate the use of numbers and letters as provided in section 453.
4 Upon request and as provided by section 453, the Secretary of State shall issue
5 environmental plates that are also vanity plates. Environmental vanity plates are issued in
6 accordance with this section and section 453. The Secretary of State may modify class
7 codes and create unique identifiers for the purpose of expanding the program. The annual
8 service fee of \$15 for vanity plates is credited to the Highway Fund. Rules adopted
9 pursuant to this subsection are routine technical rules pursuant to Title 5, chapter 375,
10 subchapter H-A 2-A.

11 **3. Temporary facsimile plate.** The Secretary of State may issue a facsimile plate
12 for temporary use up to a 60-day period until the permanent plate is received. The
13 facsimile plate must be attached to the rear plate bracket.

14 **4. Initial contribution to Maine Environmental Trust Fund.** In addition to the
15 regular motor vehicle registration fee prescribed by law for the particular class of vehicle
16 registered, the initial contribution for environmental registration plates is \$20, which must
17 be deposited with the Treasurer of State and credited to the ~~Maine Environmental Trust~~
18 ~~Fund established in Title 12, section 10255,~~ as follows:

19 A. Thirteen dollars to the Maine Environmental Trust Fund established in Title 12,
20 section 10255;

21 B. Six dollars to the Highway Fund for administrative and production costs; and

22 C. One dollar to the Specialty License Plate Fund established under section 469.

23 ~~In addition to the regular motor vehicle registration fee prescribed by law for the~~
24 ~~particular class of vehicle registered, the annual renewal contribution for environmental~~
25 ~~registration plates is \$15, which must be deposited with the Treasurer of State and~~
26 ~~credited to the Maine Environmental Trust Fund established in Title 12, section 10255.~~

27 4-A. Renewal fee. In addition to the regular motor vehicle registration fee
28 prescribed by law for the particular class of vehicle registered, the annual renewal
29 contribution for environmental registration plates is \$15, which must be deposited with
30 the Treasurer of State and credited as follows:

31 A. Thirteen dollars to the Maine Environmental Trust Fund established in Title 12,
32 section 10255;

33 B. One dollar to the Highway Fund for administrative and production costs; and

34 C. One dollar to the Specialty License Plate Fund established under section 469.

35 ~~**5. Reimbursement for production and issuance costs.** The Treasurer of State shall~~
36 ~~transfer annually from the Maine Environmental Trust Fund to the Highway Fund \$6 for~~
37 ~~each initial set of environmental registration plates issued and \$1 for each renewal of~~
38 ~~environmental registration plates. This transfer is to reimburse the Secretary of State for~~
39 ~~costs associated with production and issuance of the plates.~~

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 5-A. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
2 revenue from the issuance and renewal of the environmental registration plates to the
3 Treasurer of State for deposit and crediting pursuant to subsections 4 and 4-A.

4 **6. Proceeds from sale of products using the environmental plate design.** All
5 proceeds from the sale of products using the environmental registration plate design must
6 be deposited with the Treasurer of State and credited to the Maine Environmental Trust
7 Fund.

8 **Sec. 2. 29-A MRSA §456,** as amended by PL 2005, c. 109, §§4 and 5, is further
9 amended to read:

10 **§456. University of Maine System; special registration plates**

11 **1. University of Maine System plate.** The Secretary of State, upon receiving an
12 application and evidence of payment of the excise tax required by Title 36, section 1482,
13 the registration fee required by section 501 and the administrative fee and voluntary
14 contribution provided for in subsection 2, shall issue a registration certificate and a set of
15 University of Maine System registration plates to be used in lieu of regular registration
16 plates. These plates must bear identification numbers and letters.

17 **2. Administrative fee and contribution to University of Maine System**
18 **Scholarship Fund.** University of Maine System special registration plates are not
19 required for registration of a motor vehicle. A person may contribute to the University of
20 Maine System Scholarship Fund by applying for the special registration plates and
21 submitting, in addition to the regular motor vehicle registration fee, a sum of \$20, which
22 must be deposited with the Treasurer of State and credited as follows:

23 A. ~~Fourteen~~ Thirteen dollars to the University of Maine System Scholarship Fund
24 established in Title 20-A, section 10909; ~~and~~

25 B. Six dollars to the Highway Fund for administrative and production costs; ~~and~~

26 C. One dollar to the Specialty License Plate Fund established under section 469.

27 **3. Design.** The Secretary of State shall determine a design for the special University
28 of Maine System plates. If the design accommodates the use of numbers and letters as
29 provided in section 453, the Secretary of State shall issue upon request University of
30 Maine System plates that are also vanity plates. University of Maine System vanity
31 plates are issued in accordance with the provisions of this section and section 453.

32 **5. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
33 by law, the annual renewal contribution for University of Maine System registration
34 plates is \$15, which must be deposited with the Treasurer of State and credited as
35 follows:

36 A. ~~Fourteen~~ Thirteen dollars to the University of Maine System Scholarship Fund
37 established in Title 20-A, section 10909; ~~and~~

38 B. One dollar to the Highway Fund for administrative and production costs; ~~and~~

39 C. One dollar to the Specialty License Plate Fund established under section 469.

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 ~~6. Reimbursement for production and issuance costs.~~ The Treasurer of State shall
2 transfer annually from the University of Maine System Scholarship Fund to the Highway
3 Fund \$6 for each initial set of University of Maine System registration plates issued and
4 \$1 for each renewal of University of Maine System registration plates. This transfer is to
5 reimburse the Secretary of State for costs associated with production and issuance of
6 plates.

7 6-A. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
8 revenue from the issuance and renewal of the University of Maine System registration
9 plates to the Treasurer of State for deposit and crediting pursuant to subsections 2 and 5.

10 **Sec. 3.** 29-A MRSA §456-A, as amended by PL 2007, c. 383, §3, is further
11 amended to read:

12 **§456-A. Lobster registration plates**

13 **1. Lobster plates.** The Secretary of State, upon receiving an application and
14 evidence of payment of the excise tax required by Title 36, section 1482, the annual
15 motor vehicle registration fee required by section 501 and the contribution provided for in
16 subsection 2, shall issue a registration certificate and a set of lobster special registration
17 plates to be used in lieu of regular registration plates. These plates must bear
18 identification numbers and letters.

19 **2. Contribution to Lobster Research, Education and Development Fund.** In
20 addition to the regular motor vehicle registration fee prescribed by law for the particular
21 class of vehicle registered, the initial contribution for lobster plates is \$20, which must be
22 deposited with the Treasurer of State and credited as follows:

23 A. Ten Nine dollars to the Lobster Research, Education and Development Fund
24 established in Title 12, section 6465; and

25 B. Ten dollars to the Highway Fund for administrative and production costs; and

26 C. One dollar to the Specialty License Plate Fund established under section 469.

27 **3. Design.** The Secretary of State, in consultation with the Lobster Promotion
28 Council under Title 12, section 6455, shall determine a design for the lobster special
29 registration plates. The joint standing committee of the Legislature having jurisdiction
30 over transportation matters shall review the final design prior to manufacture of the
31 plates. The Secretary of State shall issue upon request lobster plates that are also vanity
32 plates. Lobster plates are issued in accordance with the provisions of this section and
33 section 453.

34 **4. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
35 by law, the annual renewal contribution for lobster special registration plates is \$15,
36 which must be deposited with the Treasurer of State and credited as follows:

37 A. Ten Nine dollars to the Lobster Research, Education and Development Fund
38 established in Title 12, section 6465; and

39 B. Five dollars to the Highway Fund for administrative and production costs; and

40 C. One dollar to the Specialty License Plate Fund established under section 469.

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 ~~5. Reimbursement for production and issuance costs for first 2,000 plates.~~ The
2 sponsor of the lobster plate pursuant to section 468, subsection 1 shall provide \$20,000 to
3 the Secretary of State on or before December 1, 2002 for costs associated with the
4 production and issuance of plates. The Secretary of State shall deposit these funds in the
5 Specialty License Plate Fund in accordance with section 469, subsection 2. The
6 Secretary of State shall then deposit fees collected through the sale of the first 2,000
7 plates in the Lobster Research, Education and Development Fund established in Title 12,
8 section 6465. Subsequently, the Treasurer of State shall reimburse the sponsor for the
9 initial payment of \$20,000 from the Lobster Research, Education and Development Fund.

10 ~~6. Reimbursement for production and issuance costs for plates produced after~~
11 ~~first 2,000 plates.~~ The Secretary of State shall deposit to the Lobster Research,
12 Education and Development Fund established in Title 12, section 6465 \$20 for each
13 initial set of lobster registration plates and \$15 for each renewal of lobster registration
14 plates. The Treasurer of State shall transfer annually from the Lobster Research,
15 Education and Development Fund to the Highway Fund \$10 for each initial set of lobster
16 registration plates issued and \$5 for each renewal of lobster registration plates. This
17 transfer is to reimburse the Secretary of State for costs associated with production and
18 issuance of plates.

19 6-A. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
20 revenue from the issuance and renewal of the lobster registration plates to the Treasurer
21 of State for deposit and crediting pursuant to subsections 2 and 4.

22 **7. Duplicate plates.** The Secretary of State shall issue a lobster plate in a 3-number
23 and 3-letter combination sequence. Vanity plates may not duplicate vanity plates issued
24 in another class of plate.

25 **8. Weight limit.** A lobster plate may be issued for a motor vehicle that does not
26 exceed 10,000 pounds. A motor vehicle that exceeds 6,000 pounds is subject to the fees
27 in section 504.

28 **9. Date of first issue.** The Secretary of State shall issue the first lobster plate on or
29 after May 1, 2003.

30 **Sec. 4. 29-A MRSA §456-B,** as amended by PL 2007, c. 383, §4, is further
31 amended to read:

32 **§456-B. Maine Black Bears registration plates**

33 **1. Maine Black Bears plates.** The Secretary of State, upon receiving an application
34 and evidence of payment of the excise tax required by Title 36, section 1482, the annual
35 motor vehicle registration fee required by section 501 and the contribution provided for in
36 subsection 2, shall issue a registration certificate and a set of Maine Black Bears special
37 registration plates to be used in lieu of regular registration plates. These plates must bear
38 identification numbers and letters.

39 **2. Contribution to Maine Black Bears Scholarship Fund.** In addition to the
40 regular motor vehicle registration fee prescribed by law for the particular class of vehicle
41 registered, the initial contribution for Maine Black Bears plates is \$20, which must be
42 deposited with the Treasurer of State and credited as follows:

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 A. ~~Ten~~ Nine dollars to the Maine Black Bears Scholarship Fund established in Title
2 20-A, section 10971; ~~and~~

3 B. Ten dollars to the Highway Fund for administrative and production costs; ~~and~~

4 C. One dollar to the Specialty License Plate Fund established under section 469.

5 **3. Design.** The Secretary of State, in consultation with the alumni association of the
6 University of Maine, shall determine a design for the Maine Black Bears special
7 registration plates. The joint standing committee of the Legislature having jurisdiction
8 over transportation matters shall review the final design prior to manufacture of the
9 plates. The Secretary of State shall issue upon request Maine Black Bears plates that are
10 also vanity plates. Maine Black Bears plates are issued in accordance with the provisions
11 of this section and section 453.

12 **4. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
13 by law, the annual renewal contribution for Maine Black Bears special registration plates
14 is \$15, which must be deposited with the Treasurer of State and credited as follows:

15 A. ~~Ten~~ Nine dollars to the Maine Black Bears Scholarship Fund established in Title
16 20-A, section 10971; ~~and~~

17 B. Five dollars to the Highway Fund for administrative and production costs; ~~and~~

18 C. One dollar to the Specialty License Plate Fund established under section 469.

19 ~~**5. Reimbursement for production and issuance costs for first 2,000 plates.** The~~
20 ~~sponsor of the Maine Black Bears plate pursuant to section 468, subsection 1 shall~~
21 ~~provide \$20,000 to the Secretary of State on or before June 1, 2003 for costs associated~~
22 ~~with the production and issuance of plates. The Secretary of State shall deposit these~~
23 ~~funds in the Specialty License Plate Fund in accordance with section 469, subsection 2.~~
24 ~~The Secretary of State shall then deposit fees collected through the sale of the first 2,000~~
25 ~~plates in the Maine Black Bears Scholarship Fund established in Title 20-A, section~~
26 ~~10971. Subsequently, the Treasurer of State shall reimburse the sponsor for the initial~~
27 ~~payment of \$20,000 from the Maine Black Bears Scholarship Fund.~~

28 ~~**6. Reimbursement for production and issuance costs for plates produced after**~~
29 ~~**first 2,000 plates.** The Secretary of State shall deposit to the Maine Black Bears~~
30 ~~Scholarship Fund established in Title 20-A, section 10971 \$20 for each initial set of~~
31 ~~Maine Black Bears registration plates and \$15 for each renewal of Maine Black Bears~~
32 ~~registration plates. The Treasurer of State shall transfer annually from the Maine Black~~
33 ~~Bears Scholarship Fund to the Highway Fund \$10 for each initial set of Maine Black~~
34 ~~Bears registration plates issued and \$5 for each renewal of Maine Black Bears~~
35 ~~registration plates. This transfer is to reimburse the Secretary of State for costs associated~~
36 ~~with production and issuance of plates.~~

37 **6-A. Transfer of fees.** On a quarterly basis, the Secretary of State shall transfer the
38 revenue from the issuance and renewal of the Maine Black Bears special registration
39 plates to the Treasurer of State for deposit and crediting pursuant to subsections 2 and 4.

40 **7. Duplicate plates.** The Secretary of State shall issue a Maine Black Bears plate in
41 a 3-number and 3-letter combination sequence. Vanity plates may not duplicate vanity
42 plates issued in another class of plate.

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 **8. Weight limit.** A Maine Black Bears plate may be issued for a motor vehicle that
2 does not exceed 10,000 pounds. A motor vehicle that exceeds 6,000 pounds is subject to
3 the fees in section 504.

4 **9. Date of first issue.** The Secretary of State shall issue the first Maine Black Bears
5 plate on or after November 1, 2003.

6 **Sec. 5. 29-A MRSA §456-C,** as amended by PL 2007, c. 240, Pt. LLLL, §2, is
7 further amended to read:

8 **§456-C. Sportsman registration plates**

9 **1. Sportsman registration plates.** The Secretary of State, upon receiving an
10 application and evidence of payment of the registration fee required by section 501 and
11 the excise tax required by Title 36, section 1482, shall issue a registration certificate and a
12 set of sportsman plates to be used in lieu of regular registration plates. These plates must
13 bear identification numbers and letters. Vanity plates may not duplicate vanity plates
14 issued in another class of plate. The Secretary of State shall begin issuing sportsmen
15 registration plates by April 1, 2008.

16 **2. Initial registration fee.** ~~A person may apply for the special registration plates by~~
17 ~~paying a sum of \$20 credited to the Boat Launch Facilities Fund established in Title 12,~~
18 ~~section 10261. In addition to the regular motor vehicle registration fee prescribed by law,~~
19 ~~the initial contribution for the sportsman registration plate is \$20, which must be~~
20 ~~deposited with the Treasurer of State and credited as follows:~~

21 A. Nine dollars to the Boat Launch Facilities Fund established in Title 12, section
22 10261;

23 B. Ten dollars to the Highway Fund for administrative and production costs; and

24 C. One dollar to the Specialty License Plate Fund established under section 469.

25 **3. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
26 by law, the annual renewal contribution for sportsman registration plates is \$20. ~~Fifty~~
27 ~~percent of that sum is credited to the fish hatchery maintenance fund established in Title~~
28 ~~12, section 10252, 15% is credited to the Boat Launch Facilities Fund established in Title~~
29 ~~12, section 10261, 10% is credited to the Maine Endangered and Nongame Wildlife Fund~~
30 ~~established in Title 12, section 10253 and 25% is credited to the Support Landowners~~
31 ~~Program in Title 12, section 10108, subsection 4, paragraph A., which must be deposited~~
32 ~~with the Treasurer of State and credited as follows:~~

33 A. Fourteen dollars credited as follows:

34 (1) Fifty percent to the fish hatchery maintenance fund established in Title 12,
35 section 10252;

36 (2) Fifteen percent to the Boat Launch Facilities Fund established in Title 12,
37 section 10261;

38 (3) Ten percent to the Maine Endangered and Nongame Wildlife Fund
39 established in Title 12, section 10253; and

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 (4) Twenty-five percent to the Support Landowners Program in Title 12, section
2 10108, subsection 4, paragraph A;

3 B. Five dollars to the Highway Fund for administrative and production costs; and

4 C. One dollar to the Specialty License Plate Fund established under section 469.

5 **4. Issuance.** The Secretary of State shall issue a sportsman registration plate in a
6 number or letter sequence or a combination of a number and letter sequence.

7 **5. Design and approval.** Notwithstanding section 468, subsection 5, the
8 Commissioner of Inland Fisheries and Wildlife shall submit a new proposed design for
9 the sportsman registration plate every 6 years for approval or modification by the
10 Secretary of State.

11 **6. Transfer of fees.** ~~The~~ On a quarterly basis, the Secretary of State shall transfer
12 the revenue from the issuance and renewal of the sportsman registration plates as
13 ~~provided in~~ to the Treasurer of State for deposit and crediting pursuant to subsections 2
14 and 3 on a quarterly basis.

15 **Sec. 6. 29-A MRSA §456-D,** as enacted by PL 2007, c. 229, §2 and c. 456, §3
16 and amended by RR 2007, c. 1, §13, is repealed and the following enacted in its place:

17 **§456-D. We Support Our Troops registration plates**

18 The Secretary of State shall issue registration plates, referred to in this section as "We
19 Support Our Troops plates," to support Maine troops and their families in accordance
20 with this section and section 468, except that the provisions of section 468, subsection 7
21 do not apply.

22 **1. We Support Our Troops plates.** The Secretary of State, upon receiving an
23 application and evidence of payment of the excise tax required by Title 36, section 1482,
24 the registration fee required by section 501 and the administrative fee and contribution
25 provided for in subsection 2, shall issue a registration certificate and a set of We Support
26 Our Troops plates to be used in lieu of regular registration plates. These plates must bear
27 identification numbers and letters.

28 **2. Administrative fee and contribution to special programs.** A person may
29 contribute funds for the purposes of providing financial assistance to members of the
30 Maine National Guard and their families or residents of the State who are members of the
31 Reserves of the Armed Forces of the United States and their families for emergencies and
32 other special needs by applying for the We Support Our Troops plates and submitting, in
33 addition to the regular motor vehicle registration fee required under section 501, a sum of
34 \$20, which must be deposited with the Treasurer of State and credited as follows:

35 A. Nine dollars to the Maine National Guard Foundation Fund Special Revenue
36 Funds account in the Department of Defense, Veterans and Emergency Management,
37 referred to in this section as "the fund," for use in accordance with subsection 7;

38 B. Ten dollars to the Highway Fund for administrative and production costs; and

39 C. One dollar to the Specialty License Plate Fund established under section 469.

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 3. Renewal fee. In addition to the regular motor vehicle registration fee required
2 under section 501, the annual renewal contribution for We Support Our Troops plates is
3 \$15, which must be deposited with the Treasurer of State and credited as follows:

- 4 A. Nine dollars to the fund for use in accordance with subsection 7;
- 5 B. Five dollars to the Highway Fund for administrative and production costs; and
- 6 C. One dollar to the Specialty License Plate Fund established under section 469.

7 4. Design. A sponsor must submit a design for the We Support Our Troops plates to
8 the Secretary of State for approval or modification in accordance with section 468,
9 subsection 5. The design must include the shape of the boundaries of the State of Maine,
10 with an image of a curled ribbon superimposed over the shape of the State, with the
11 words "We Support Our Troops" printed along the bottom of the plate. The Secretary of
12 State shall provide the final design to the joint standing committee of the Legislature
13 having jurisdiction over transportation matters prior to manufacture of the plates. The
14 Secretary of State shall issue upon request We Support Our Troops plates that are also
15 vanity plates. We Support Our Troops plates are issued in accordance with the provisions
16 of this section and section 453.

17 5. Duplicate plates prohibited. The Secretary of State shall issue a We Support
18 Our Troops plate in a 3-number and 3-letter combination sequence. Vanity plates may
19 not duplicate vanity plates issued in another class of plate.

20 6. Weight limit. A We Support Our Troops plate may be issued for a motor vehicle
21 that does not exceed 10,000 pounds. A motor vehicle that exceeds 6,000 pounds is
22 subject to the fees in section 504.

23 7. Administration of fees. On a quarterly basis, the Secretary of State shall transfer
24 the revenue from the issuance and renewal of the We Support Our Troops plates to the
25 Treasurer of State for deposit and crediting pursuant to subsections 2 and 3.

26 The Treasurer of State shall reimburse the sponsor \$20,000 of the original payment from
27 the Highway Fund after the issuance of the first 2,000 registration plates under this
28 section.

29 Revenue in the fund must be used to provide financial assistance to members of the
30 Maine National Guard, residents of the State who are members of the Reserves of the
31 Armed Forces of the United States and the families of those members of the Maine
32 National Guard or Reserves of the Armed Forces of the United States for emergencies
33 and other special needs as determined by the We Support Our Troops Advisory Board
34 established in Title 5, section 12004-I, subsection 84-A.

35 8. We Support Our Troops Advisory Board. The We Support Our Troops
36 Advisory Board, as established by Title 5, section 12004-I, subsection 84-A and referred
37 to in this section as "the board," consists of 9 members:

38 A. Eight members appointed by the Governor, in consultation with the Adjutant
39 General of the State of Maine:

- 40 (1) Two persons, each representing the interests of the Maine National Guard;

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 (2) Two persons, each representing the interests of Maine residents in the
2 Reserves of the Armed Forces of the United States; and

3 (3) Four persons representing the interests of the public; and

4 B. The Adjutant General of the State of Maine.

5 The Adjutant General serves during the Adjutant General's term of office. The terms of
6 members appointed under paragraph A are for 3 years. Members may be reappointed for
7 subsequent terms. A vacancy must be filled in the same manner as an original
8 appointment for the remainder of the unexpired term.

9 The board shall determine the use of the revenue in the fund. Revenue in the fund must
10 be used to provide financial assistance in the form of loans or grants to members of the
11 Maine National Guard, residents of the State who are members of the Reserves of the
12 Armed Forces of the United States and the families of those members of the Maine
13 National Guard or Reserves of the Armed Forces of the United States for emergencies
14 and other special needs.

15 The board shall submit a report to the joint standing committee of the Legislature having
16 jurisdiction over transportation matters by June 30th of each year. The report must
17 provide a detailed account of funds for each fiscal year and include the number of loans
18 and grants awarded, the names of those who received loans and grant money, a
19 description of the process for awarding loans and grants and the total amount of loan and
20 grant money awarded.

21 **Sec. 7. 29-A MRS §456-E is enacted to read:**

22 **§456-E. Agriculture education registration plate**

23 **1. Agriculture education plates.** The Secretary of State, upon receiving an
24 application and evidence of payment of the excise tax required by Title 36, section 1482,
25 the annual motor vehicle registration fee required by section 501, section 504, subsection
26 1 or section 505 and the contribution provided for in subsection 2, shall issue a
27 registration certificate and a set of agriculture education special registration plates to be
28 used in lieu of regular registration plates. These plates must bear identification numbers
29 and letters.

30 **2. Contribution; credit to Agriculture Education Plate Fund.** In addition to the
31 regular motor vehicle registration fee prescribed by law for the particular class of vehicle
32 registered, the initial contribution for agriculture education plates is \$20, which must be
33 deposited with the Treasurer of State and credited as follows:

34 A. Nine dollars to the Maine Agriculture in the Classroom Council established in
35 Title 5, section 12004-G, subsection 4-C;

36 B. Ten dollars to the Highway Fund for administrative and production costs; and

37 C. One dollar to the Specialty License Plate Fund established under section 469.

38 **3. Design; review; vanity plates.** The Secretary of State, in consultation with the
39 Maine Agriculture in the Classroom Association, shall determine a design for the
40 agriculture education special registration plates. The joint standing committee of the
41 Legislature having jurisdiction over transportation matters shall review the final design

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 prior to manufacture of the plates. The Secretary of State shall issue upon request
2 agriculture education plates that are also vanity plates. Agriculture education plates are
3 issued in accordance with the provisions of this section and section 453.

4 **4. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
5 by law, the annual renewal contribution for agriculture education special registration
6 plates is \$15, which must be deposited with the Treasurer of State and credited as
7 follows:

- 8 A. Nine dollars to the Maine Agriculture in the Classroom Council established in
- 9 Title 5, section 12004-G, subsection 4-C;
- 10 B. Five dollars to the Highway Fund for administrative and production costs; and
- 11 C. One dollar to the Specialty License Plate Fund established under section 469.

12 **5. Transfer of fees.** On a quarterly basis, the Secretary of State shall transfer the
13 revenue from the issuance and renewal of the agriculture education registration plates to
14 the Treasurer of State for deposit and crediting pursuant to subsections 2 and 4.

15 **6. Duplicate plates.** The Secretary of State shall issue an agriculture education plate
16 in a 3-number and 3-letter combination sequence. Vanity plates may not duplicate vanity
17 plates issued in another class of plate.

- 18 **7. Eligibility; trucks.** An agriculture education registration plate may be issued for:
- 19 A. A vehicle that qualifies for a specialty license plate under section 468, subsection
- 20 8; and
- 21 B. A truck registered under section 504, subsection 1 or section 505.'

22 Amend the bill by inserting after section 4 the following:

23 'Sec. 5. 29-A MRSA §558, sub-§1-B, as enacted by PL 2003, c. 452, Pt. Q, §10
24 and affected by Pt. X, §2, is amended to read:

- 25 **1-B. Violation.** The following penalties apply to violations of this subchapter.
- 26 A. Except as provided in ~~paragraph~~ paragraphs C and D, a person who violates this
- 27 subchapter or a rule adopted pursuant to this subchapter commits a Class E crime,
- 28 which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.
- 29 B. Except as provided in ~~paragraph~~ paragraphs C and D, a person who knowingly
- 30 permits a violation of this subchapter or a rule adopted pursuant to this subchapter
- 31 commits a Class E crime.
- 32 C. A person commits a Class C crime if:
- 33 (1) The person acts knowingly or intentionally;
- 34 (2) The violation in fact causes either death or serious bodily injury, as defined
- 35 in Title 17-A, section 2, to a person whose health or safety is protected by the
- 36 provision violated; and
- 37 (3) The death or injury is a reasonably foreseeable consequence of the violation.

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 D. A person commits a traffic infraction if that person violates any provision of the
2 rules of the bureau adopted under section 555 that incorporates by reference any of
3 the following federal regulations or that is an amended version of any of the
4 following federal regulations:

- 5 (1) 49 Code of Federal Regulations, Section 390.21 (2007);
6 (2) 49 Code of Federal Regulations, Section 391.41 (2007);
7 (3) 49 Code of Federal Regulations, Sections 392.16, 392.22, 392.24, 392.25,
8 392.33 and 392.71 (2007);
9 (4) Any section of 49 Code of Federal Regulations, Part 393 (2007); or
10 (5) 49 Code of Federal Regulations, Part 396, except Sections 396.7 and 396.9
11 (2007).'

12 Amend the bill by inserting after section 11 the following:

13 'Sec. 12. 29-A MRSA §1611, sub-§2, ¶B, as amended by PL 2005, c. 573, §5, is
14 further amended to read:

15 B. For vehicles used exclusively to transport passengers for hire between points
16 within the State, including motor vehicles under contract with the State, a
17 municipality or a school district for the transportation of students, but not vehicles
18 defined as school buses in section 2301, subsection 5, there is a combined single limit
19 of:

- 20 (1) One hundred twenty-five thousand dollars, or split limits consisting of
21 \$50,000 per person and \$100,000 per occurrence for bodily injury liability, and
22 \$25,000 for property damage liability for vehicles ~~not under contract with the~~
23 ~~State, a municipality or a school district for the transportation of students~~ that are
24 designed to carry no more than 3 passengers behind the driver's seat;
- 25 (2) Three hundred thousand dollars for vehicles that are designed to carry 4 to 7
26 passengers behind the driver's seat, including those vehicles under contract with
27 the State, a municipality or a school district for the transportation of students;
- 28 (3) Seven hundred fifty thousand dollars for vehicles that are designed to carry 8
29 to 15 passengers behind the driver's seat;
- 30 (4) One million five hundred thousand dollars for vehicles that are designed to
31 carry 16 to 30 passengers behind the driver's seat;
- 32 (5) Two million dollars for vehicles that are designed to carry 31 or more
33 passengers behind the driver's seat; and
- 34 (6) Four hundred thousand dollars for vehicles registered to a transit district as
35 defined in Title 30-A, section 3501.

36 Sec. 13. 29-A MRSA §2381, sub-§2, ¶A, as enacted by PL 1993, c. 683, Pt. A,
37 §2 and affected by Pt. B, §5, is amended to read:

COMMITTEE AMENDMENT "A" to H.P. 1459, L.D. 2075

1 A. The transportation of utility poles by a tractor and semitrailer without regard to
2 overall length if the utility poles are moved by a utility company or the utility
3 company's contractor from a staging area to the final point of installation. Nothing in
4 this paragraph exempts the transporter from other applicable laws or rules;

5 **Sec. 14. Appropriations and allocations.** The following appropriations and
6 allocations are made.

7 **SECRETARY OF STATE, DEPARTMENT OF**

8 **Administration - Motor Vehicles 0077**

9 Initiative: Provides an allocation for administrative costs related to specialty license
10 plates.

11	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
12	All Other	\$0	\$123,014
13			
14	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$123,014

15 ,
16 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
17 section number to read consecutively.

18 **SUMMARY**

19 This amendment provides that one dollar collected for each specialty registration
20 plate initial contribution and annual renewal contribution must be deposited into a
21 specialty license plate fund established for the purposes of covering the costs of
22 manufacturing and producing specialty or recognition license plates. The amendment
23 also provides that \$10 collected for each sportsman registration plate initial contribution
24 and \$5 collected for each sportsman registration plate renewal contribution must be
25 deposited into the Highway Fund. The amendment also makes technical changes to
26 provide consistency throughout the specialty registration plate statutes.

27 The amendment also provides that violations of certain federal regulations applicable
28 to commercial motor vehicle carriers and operators are traffic infractions under Maine
29 law.

30 The amendment also removes conflicting language from the for-hire insurance
31 requirement provisions.

32 The amendment also clarifies that the overlimit permit exemption for the
33 transportation of poles applies to utility poles being moved from a staging area to the
34 final point of installation only.

35 **FISCAL NOTE REQUIRED**
36 (See attached)



123rd MAINE LEGISLATURE

LD 2075

LR 3227(02)

An Act To Amend Motor Vehicle Laws

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Transportation
Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)				
Highway Fund	\$0	(\$75,000)	(\$72,500)	(\$62,500)
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$123,014	\$126,014	\$126,514
Revenue				
Highway Fund	\$0	\$75,000	\$72,500	\$62,500
Other Special Revenue Funds	\$0	(\$75,000)	(\$72,500)	(\$62,500)

Fiscal Detail and Notes

Provides an Other Special Revenue Funds allocation of \$123,014 in fiscal year 2008-09 to the Secretary of State, Bureau of Motor Vehicles for administrative costs associated with specialty license plates. This allocation will be funded by depositing \$1 of each specialty license plate initial contribution, and \$1 of each annual renewal into the Specialty License Plate Fund. Depositing \$1 of each initial contribution and renewal into this fund will result in an increase to that Other Special Revenue Funds account of \$123,014 in fiscal year 2008-09 and a corresponding decrease to the various Other Special Revenue Funds accounts to which the specialty license plate fees are currently deposited. Allocating \$10 of each initial Sportsman license plate fee, and \$5 of each Sportsman annual renewal fee, to the Highway Fund will increase Highway Fund revenues in fiscal year 2008-09 by \$75,000 and decrease the various Other Special Revenue Funds accounts to which the specialty license plate fees are currently deposited by the same amount.