

MAINE STATE LEGISLATURE

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L.D. 2075

Date: 4/17/08

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

COMMITTEE OF CONFERENCE 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. 7 MRSA §242, sub-§10, as enacted by PL 2007, c. 456, §2, is amended to read:

10. Receipt of money and property. The council may accept grants or contributions of money or other things of value from any source, public or private. The council receives funds from the sale of agriculture education plates pursuant to Title 29-A, section ~~456-D~~ 456-F. The grants, receipts and other contributions must be held by the council and used to carry out the purposes of this section, subject to any condition under which the grant or contribution was accepted by the council. Funds may be used to compensate members of the council for expenses in accordance with the council's bylaws. Funds received under this subsection are not state funds.

Sec. 2. 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

CONFERENCE AMENDMENT

R.013.

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

1 registration class if the designated registration plate for that class does not preclude its use
2 in conjunction with the environmental registration plate design. The Secretary of State
3 may issue environmental registration plates to certain state-owned vehicles in accordance
4 with section 517.

5 **2. Plate design; optional environmental vanity plates.** The Secretary of State, the
6 Commissioner of Conservation, the Commissioner of Environmental Protection and the
7 Commissioner of Inland Fisheries and Wildlife in consultation with the joint standing
8 committee of the Legislature having jurisdiction over transportation matters shall
9 determine the plate design.

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

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

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

26 A. Fourteen dollars to the Maine Environmental Trust Fund established in Title 12,
27 section 10255;

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

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

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

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

38 A. Fourteen dollars to the Maine Environmental Trust Fund established in Title 12,
39 section 10255; and

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

41 **5. Reimbursement for production and issuance costs.** The Treasurer of State shall
42 transfer annually from the Maine Environmental Trust Fund to the Highway Fund \$6 for

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1 ~~each initial set of environmental registration plates issued and \$1 for each renewal of~~
2 ~~environmental registration plates. This transfer is to reimburse the Secretary of State for~~
3 ~~costs associated with production and issuance of the plates.~~

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

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

11 **Sec. 3. 29-A MRSA §456,** as amended by PL 2005, c. 109, §§4 and 5, is further
12 amended to read:

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

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

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

- 26 A. Fourteen dollars to the University of Maine System Scholarship Fund established
- 27 in Title 20-A, section 10909; ~~and~~
- 28 B. ~~Six~~ Five dollars to the Highway Fund for administrative and production costs;
- 29 and
- 30 C. One dollar to the Specialty License Plate Fund established under section 469.

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

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

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

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- 1 B. One dollar to the Highway Fund ~~for administrative and production costs; and~~
- 2 C. One dollar to the Specialty License Plate Fund established under section 469.

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

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

12 **Sec. 4. 29-A MRSA §456-A**, as amended by PL 2007, c. 383, §3, is further
13 amended to read:

14 **§456-A. Lobster registration plates**

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

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

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

27 B. ~~Ten~~ Nine dollars to the Highway Fund for administrative and production costs;
28 and

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

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

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

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

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1 B. ~~Five~~ Four dollars to the Highway Fund for administrative and production costs;
2 and

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

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

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

22 6-A. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
23 revenue from the issuance and renewal of the lobster registration plates to the Treasurer
24 of State for deposit and crediting pursuant to subsections 2 and 4.

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

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

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

33 **Sec. 5. 29-A MRSA §456-B,** as amended by PL 2007, c. 383, §4, is further
34 amended to read:

35 **§456-B. Maine Black Bears registration plates**

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

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

5 A. Ten dollars to the Maine Black Bears Scholarship Fund established in Title 20-A,
6 section 10971; and

7 B. ~~Ten~~ Nine dollars to the Highway Fund for administrative and production costs;
8 and

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

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

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

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

22 B. ~~Five~~ Four dollars to the Highway Fund for administrative and production costs;
23 and

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

25 ~~**5. Reimbursement for production and issuance costs for first 2,000 plates.** The~~
26 ~~sponsor of the Maine Black Bears plate pursuant to section 468, subsection 1 shall~~
27 ~~provide \$20,000 to the Secretary of State on or before June 1, 2003 for costs associated~~
28 ~~with the production and issuance of plates. The Secretary of State shall deposit these~~
29 ~~funds in the Specialty License Plate Fund in accordance with section 469, subsection 2.~~
30 ~~The Secretary of State shall then deposit fees collected through the sale of the first 2,000~~
31 ~~plates in the Maine Black Bears Scholarship Fund established in Title 20-A, section~~
32 ~~10971. Subsequently, the Treasurer of State shall reimburse the sponsor for the initial~~
33 ~~payment of \$20,000 from the Maine Black Bears Scholarship Fund.~~

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

1 6-A. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
2 revenue from the issuance and renewal of the Maine Black Bears special registration
3 plates to the Treasurer of State for deposit and crediting pursuant to subsections 2 and 4.

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

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

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

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

14 **§456-C. Sportsman registration plates**

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

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

27 A. Fourteen dollars to the Boat Launch Facilities Fund established in Title 12,
28 section 10261;

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

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

31 **3. Renewal fee.** In addition to the regular motor vehicle registration fee prescribed
32 by law, the annual renewal contribution for sportsman registration plates is \$20. ~~Fifty~~
33 ~~percent of that sum is credited to the fish hatchery maintenance fund established in Title~~
34 ~~12, section 10252, 15% is credited to the Boat Launch Facilities Fund established in Title~~
35 ~~12, section 10261, 10% is credited to the Maine Endangered and Nongame Wildlife Fund~~
36 ~~established in Title 12, section 10253 and 25% is credited to the Support Landowners~~
37 ~~Program in Title 12, section 10108, subsection 4, paragraph A., which must be deposited~~
38 with the Treasurer of State and credited as follows:

39 A. Eighteen dollars credited as follows:

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

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

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

5 (4) Twenty-five percent to the Support Landowners Program in Title 12, section
6 10108, subsection 4, paragraph A;

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

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

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

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

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

19 **Sec. 7. 29-A MRSA §456-D,** as enacted by PL 2007, c. 229, §2 and c. 456, §3
20 and amended by RR 2007, c. 1, §13, is repealed and the following enacted in its place:

21 **§456-D. We Support Our Troops registration plates**

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

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

32 **2. Administrative fee and contribution to special programs.** A person may
33 contribute funds for the purposes of providing financial assistance to members of the
34 Maine National Guard and their families or residents of the State who are members of the
35 Reserves of the Armed Forces of the United States and their families for emergencies and
36 other special needs by applying for the We Support Our Troops plates and submitting, in
37 addition to the regular motor vehicle registration fee required under section 501, a sum of
38 \$20, which must be deposited with the Treasurer of State and credited as follows:

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

4 B. Nine dollars to the Highway Fund for administrative and production costs; and

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

6 **3. Renewal fee.** In addition to the regular motor vehicle registration fee required
7 under section 501, the annual renewal contribution for We Support Our Troops plates is
8 \$15, which must be deposited with the Treasurer of State and credited as follows:

9 A. Ten dollars to the fund for use in accordance with subsection 7;

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

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

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

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

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

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

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

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

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

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

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

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

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

15 The board shall determine the use of the revenue in the fund. Revenue in the fund must
16 be used to provide financial assistance in the form of loans or grants to members of the
17 Maine National Guard, residents of the State who are members of the Reserves of the
18 Armed Forces of the United States and the families of those members of the Maine
19 National Guard or Reserves of the Armed Forces of the United States for emergencies
20 and other special needs.

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

27 **Sec. 8. 29-A MRSA §456-E, sub-§2**, as enacted by PL 2007, c. 547, §2, is
28 amended to read:

29 **2. Contribution; credit to Breast Cancer Services Special Program Fund.** In
30 addition to the regular motor vehicle registration fee prescribed by law for the particular
31 class of vehicle registered, the initial contribution for the breast cancer support services
32 special registration plates is \$20, which must be deposited with the Treasurer of State and
33 credited as follows:

34 A. ~~Nine~~ Ten dollars to the Breast Cancer Services Special Program Fund, as
35 established in Title 22, section 1408;

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

38 C. One dollar to the Specialty License Plate Fund, established under section 469, ~~for~~
39 ~~administrative and production costs.~~

1 **Sec. 9. 29-A MRSA §456-E, sub-§4**, as enacted by PL 2007, c. 547, §2, is
2 amended to read:

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

7 A. ~~Nine~~ Ten dollars to the Breast Cancer Services Special Program Fund, as
8 established in Title 22, section 1408;

9 B. ~~Five~~ Four dollars to the Highway Fund for administrative and production costs;
10 and

11 C. One dollar to the Specialty License Plate Fund, established under section 469, ~~for~~
12 ~~administrative and production costs~~.

13 **Sec. 10. 29-A MRSA §456-F** is enacted to read:

14 **§456-F. Agriculture education registration plate**

15 **1. Agriculture education plates.** The Secretary of State, upon receiving an
16 application and evidence of payment of the excise tax required by Title 36, section 1482,
17 the annual motor vehicle registration fee required by section 501, section 504, subsection
18 1 or section 505 and the contribution provided for in subsection 2, shall issue a
19 registration certificate and a set of agriculture education special registration plates to be
20 used in lieu of regular registration plates. These plates must bear identification numbers
21 and letters.

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

26 A. Ten dollars to the Maine Agriculture in the Classroom Council established in
27 Title 5, section 12004-G, subsection 4-C;

28 B. Nine dollars to the Highway Fund for administrative and production costs; and

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

30 **3. Design; review; vanity plates.** The Secretary of State, in consultation with the
31 Maine Agriculture in the Classroom Association, shall determine a design for the
32 agriculture education special registration plates. The joint standing committee of the
33 Legislature having jurisdiction over transportation matters shall review the final design
34 prior to manufacture of the plates. The Secretary of State shall issue upon request
35 agriculture education plates that are also vanity plates. Agriculture education plates are
36 issued in accordance with the provisions of this section and section 453.

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

1 A. Ten dollars to the Maine Agriculture in the Classroom Council established in
2 Title 5, section 12004-G, subsection 4-C;

3 B. Four 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 5. Transfer of fees. On a quarterly basis, the Secretary of State shall transfer the
6 revenue from the issuance and renewal of the agriculture education registration plates to
7 the Treasurer of State for deposit and crediting pursuant to subsections 2 and 4.

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

11 7. Eligibility; trucks. An agriculture education registration plate may be issued for:

12 A. A vehicle that qualifies for a specialty license plate under section 468, subsection
13 8; and

14 B. A truck registered under section 504, subsection 1 or section 505.

15 8. Date of first issue. The Secretary of State shall issue the first agriculture plate no
16 later than October 1, 2007.'

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

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

20 **1-B. Violation.** The following penalties apply to violations of this subchapter.

21 A. Except as provided in ~~paragraph~~ paragraphs C and D, a person who violates this
22 subchapter or a rule adopted pursuant to this subchapter commits a Class E crime,
23 which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

24 B. Except as provided in ~~paragraph~~ paragraphs C and D, a person who knowingly
25 permits a violation of this subchapter or a rule adopted pursuant to this subchapter
26 commits a Class E crime.

27 C. A person commits a Class C crime if:

28 (1) The person acts knowingly or intentionally;

29 (2) The violation in fact causes either death or serious bodily injury, as defined
30 in Title 17-A, section 2, to a person whose health or safety is protected by the
31 provision violated; and

32 (3) The death or injury is a reasonably foreseeable consequence of the violation.

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

37 (1) 49 Code of Federal Regulations, Section 390.21 (2007);

D.C.S.

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

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

8 ‘**Sec. 12. 29-A MRSA §1611, sub-§2, ¶B**, as amended by PL 2005, c. 573, §5, is

9 further amended to read:

10 B. For vehicles used exclusively to transport passengers for hire between points

11 within the State, including motor vehicles under contract with the State, a

12 municipality or a school district for the transportation of students, but not vehicles

13 defined as school buses in section 2301, subsection 5, there is a combined single limit

14 of:

- 15 (1) One hundred twenty-five thousand dollars, or split limits consisting of
- 16 \$50,000 per person and \$100,000 per occurrence for bodily injury liability, and
- 17 \$25,000 for property damage liability for vehicles ~~not under contract with the~~
- 18 ~~State, a municipality or a school district for the transportation of students~~ that are
- 19 designed to carry no more than 3 passengers behind the driver's seat;
- 20 (2) Three hundred thousand dollars for vehicles that are designed to carry 4 to 7
- 21 passengers behind the driver's seat, including those vehicles under contract with
- 22 the State, a municipality or a school district for the transportation of students;
- 23 (3) Seven hundred fifty thousand dollars for vehicles that are designed to carry 8
- 24 to 15 passengers behind the driver's seat;
- 25 (4) One million five hundred thousand dollars for vehicles that are designed to
- 26 carry 16 to 30 passengers behind the driver's seat;
- 27 (5) Two million dollars for vehicles that are designed to carry 31 or more
- 28 passengers behind the driver's seat; and
- 29 (6) Four hundred thousand dollars for vehicles registered to a transit district as
- 30 defined in Title 30-A, section 3501.

31 **Sec. 13. 29-A MRSA §2381, sub-§2, ¶A**, as enacted by PL 1993, c. 683, Pt. A,

32 §2 and affected by Pt. B, §5, is amended to read:

33 A. The transportation of utility poles by a tractor and semitrailer without regard to

34 overall length if the utility poles are moved by a utility company or the utility

35 company's contractor from a staging area to the final point of installation. Nothing in

36 this paragraph exempts the transporter from other applicable laws or rules;

37 Amend the bill by inserting at the end before the summary the following:

0013

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

1 **'Sec. 13. Appropriations and allocations.** The following appropriations and
2 allocations are made.

3 **SECRETARY OF STATE, DEPARTMENT OF**

4 **Administration - Motor Vehicles 0077**

5 Initiative: Provides an allocation for administrative costs related to specialty license
6 plates.

7	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
8	All Other	\$0	\$123,014
9			
10	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$123,014
11			

12 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
13 section number to read consecutively.

14 **SUMMARY**

15 This amendment is the report of the Committee of Conference.

16 This amendment incorporates the provisions of Committee Amendment "A" by
17 maintaining the one dollar deposit to the Specialty License Plate Fund, but reduces the
18 amount deposited to the Highway Fund by one dollar instead of reducing the amount
19 deposited into the fund for which the license plate has been established, with the
20 exception of the University of Maine System renewal plates. This amendment also
21 corrects a cross-reference.

FISCAL NOTE REQUIRED
(See attached)



123rd MAINE LEGISLATURE

LD 2075

LR 3227(09)

An Act To Amend Motor Vehicle Laws

Fiscal Note for Bill as Amended by Committee of Conference 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	\$73,583	\$87,383	\$97,383
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$123,014	\$126,014	\$126,514
Revenue				
Highway Fund	\$0	(\$73,583)	(\$87,383)	(\$97,383)
Other Special Revenue Funds	\$0	\$73,583	\$87,383	\$97,383

Fiscal Detail and Notes

The bill as amended reduces by \$1 the amount of each initial registration and renewal of the various specialty license plates that is deposited into the Highway Fund, and deposits that \$1 into the Other Special Revenue Funds Specialty License Plate Fund within the Secretary of State. It also allocates \$5 of each initial sportsman plate and \$1 of each renewal to the Highway Fund. The overall effect is a reduction of Highway Fund revenue in fiscal year 2008-09 of \$73,583, and an increase in Other Special Revenue Funds revenue by the same amount. The bill also includes an allocation of \$123,014 to the Secretary of State in fiscal year 2008-09 for administrative costs associated with specialty plates.