

MAINE STATE LEGISLATURE

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Date: 3-1-10

(Filing No. S-391)

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STATE OF MAINE

SENATE

124TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 599, L.D. 1562, Bill, "An Act To Amend the Motor Vehicle Laws"

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 29-A MRSA §517, sub-§2, as amended by PL 2009, c. 435, §4, is further amended to read:

2. Plates. The Secretary of State shall issue distinctive plates that expire at the end of a 6-year period for state plates and a 10-year period for municipal plates within the semipermanent plate program. Notwithstanding section 501, subsection 11, the Secretary of State shall issue distinctive municipal plates under this subsection to a low-speed vehicle owned by a municipality or loaned by a dealer to a municipality. Vehicles owned by the State may display a marker or insignia, approved by the Secretary of State, plainly designating them as owned by the State.

The Secretary of State may issue environmental or sportsman registration plates to a state-owned vehicle assigned to the Department of Inland Fisheries and Wildlife or the Department of Conservation with authorization from the department's commissioner. The Secretary of State may issue environmental or sportsman registration plates to a state-owned vehicle assigned to the Baxter State Park Authority with authorization from the Commissioner of Inland Fisheries and Wildlife in the commissioner's capacity as a member of the Baxter State Park Authority. A state-owned vehicle issued environmental or sportsman registration plates must display a marker or insignia designating the vehicle as state-owned and is exempt from registration fees and the contribution under section 455, subsection 4.

The Secretary of State may issue agricultural education plates to a state-owned vehicle assigned to the Department of Agriculture, Food and Rural Resources with authorization from the Commissioner of Agriculture, Food and Rural Resources. A state-owned vehicle issued agricultural education plates must display a marker or insignia designating the vehicle as state-owned and is exempt from registration fees and the contribution under section 456-F, subsection 2.

COMMITTEE AMENDMENT

1 The Secretary of State may issue lobster plates to a state-owned vehicle assigned to the
2 Department of Marine Resources with authorization from the Commissioner of Marine
3 Resources. A state-owned vehicle issued lobster plates must display a marker or insignia
4 designating the vehicle as state-owned and is exempt from registration fees and the
5 contribution under section 456-A, subsection 2.

6 **Sec. 4. 29-A MRSA §520, sub-§1**, as amended by PL 1999, c. 790, Pt. C, §17
7 and affected by §19, is further amended to read:

8 **1. Registration fee.** The annual registration fee for special equipment, based on
9 gross weight, is \$10 for equipment weighing one to 2,000 pounds; \$15 for 2,001 to 5,000
10 pounds; and \$20 for over 5,000 pounds.

11 Registrations under this section may be issued for 2 years for a fee twice that of the
12 annual registration fee.

13 **Sec. 5. 29-A MRSA §521, sub-§14** is enacted to read:

14 **14. Disabled veterans parking.** A person qualifying for special designation plates
15 pursuant to section 523, subsection 1 or 2 may request disabled veterans parking
16 registration plates.

17 Disabled veterans parking registration plates must bear the words "Disabled Veteran," the
18 American flag and the International Symbol of Access in compliance with subsection 2.'

19 Amend the bill by inserting after section 5 the following:

20 **'Sec. 6. 29-A MRSA §551, sub-§6** is enacted to read:

21 **6. Penalty.** A violation of this subchapter or of any rule adopted pursuant to
22 subchapter is a traffic infraction for which a fine of not less than \$250 for the first offense
23 and not less than \$500 for a 2nd or subsequent offense may be adjudged.'

24 Amend the bill by inserting after section 21 the following:

25 **'Sec. 22. 29-A MRSA §603, sub-§3-A**, as amended by PL 2007, c. 703, §22, is
26 further amended to read:

27 **3-A. Expedited issuance of document.** An applicant requesting the ~~immediate~~
28 expedited issuance of a document described in subsection 1 must pay an additional fee of
29 \$10 and state the reason for the request. The Secretary of State shall determine if an
30 ~~immediate~~ expedited issuance is warranted and process the request accordingly.

31 **Sec. 23. 29-A MRSA §652, sub-§15**, as amended by PL 2003, c. 490, Pt. D, §3,
32 is further amended to read:

33 **15. Other vehicles.** A vehicle required to be registered under section 109,
34 subsection 3 for which a current certificate of title has been issued in another state; ~~and~~

35 **Sec. 24. 29-A MRSA §652, sub-§16**, as enacted by PL 2003, c. 490, Pt. D, §4, is
36 amended to read:

37 **16. Low-speed vehicle.** A low-speed vehicle loaned by a dealer to a municipality;
38 and

39 **Sec. 25. 29-A MRSA §652, sub-§17** is enacted to read:

1 **17. Off-road vehicle.** An off-road vehicle.

2 **Sec. 26. 29-A MRSA §664-A, sub-§1,** as enacted by PL 1997, c. 437, §20, is
3 amended to read:

4 **1. Vehicle sold by dealer.** A vehicle that is sold by a dealer must be accompanied
5 by a properly assigned and valid certificate of title or certificate of salvage at the time of
6 its sale. A dealer may retain and process certificates of title and certificates of salvage at
7 the dealer's primary facility if in the case when the dealer displays a vehicle at an annex
8 facility the dealer maintains a copy of the certificate of title or certificate of salvage at the
9 annex facility.

10 **Sec. 27. 29-A MRSA §667, sub-§4,** as amended by PL 2001, c. 361, §§23 and 24
11 and affected by §38, is further amended to read:

12 **4. Repaired or rebuilt vehicle.** If a salvage vehicle is repaired or rebuilt for
13 operation on a public way, the vehicle may only be titled or registered for operation or
14 offered for sale in this State if:

- 15 A. The identification number of the vehicle and its component parts are inspected
16 and verified; and
- 17 C. If necessary, a new vehicle identification number is assigned.

18 Upon demand of the Secretary of State or a transferee, a repairer or rebuilder shall
19 produce receipts of purchase of the vehicle or for component parts used in the repairing
20 or rebuilding process, or both. If new parts are not used to rebuild a salvage vehicle, the
21 rebuilder shall produce the vehicle identification number of the vehicles from which the
22 parts were taken and the certificates of title or the certificates of salvage for the vehicles if
23 not already surrendered. The repairer or rebuilder shall disclose, in writing, to the
24 transferee of a repaired or rebuilt salvage vehicle the fact that the vehicle was a salvage
25 vehicle and shall disclose what repairs were made to the vehicle.

26 The Secretary of State may refuse to title any vehicle declared to be salvage in another
27 jurisdiction.

28 **Sec. 28. 29-A MRSA §667, sub-§5,** as amended by PL 2001, c. 361, §25 and
29 affected by §38, is further amended to read:

30 **5. Distinctive.** The following legends apply to certificates of title issued subsequent
31 to issuance of certificates of salvage for vehicles.

- 32 B. The legend "rebuilt salvage" must appear on a certificate of title for a rebuilt
33 salvage vehicle if:
 - 34 (1) Two or more vehicles with different frames are joined;
 - 35 (2) A salvage vehicle has 5 or more component parts replaced;
 - 36 (3) A certificate of title with the legend "rebuilt salvage" issued by the Secretary
37 of State or by any other jurisdiction accompanies an application to the State for a
38 subsequent certificate of title; or
 - 39 (4) A total vehicle loss has been repaired by the use of a front or rear clip.

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1 C. The legend "rebuilt" must appear on a certificate of title for a rebuilt salvage
2 vehicle if:

3 (1) A salvage vehicle has at least one, but less than 5, component parts replaced.
4 Notwithstanding section 602, subsection 2, for the purposes of this subsection,
5 airbags are not considered a component part; or

6 (2) A certificate of title with the legend "rebuilt" issued by the Secretary of State
7 or by any other jurisdiction accompanies an application to the State for a
8 subsequent certificate of title.

9 D. If a salvage vehicle for which a certificate of title has been issued by this State
10 with any of the legends described in this section is subsequently titled in another
11 jurisdiction and later retitled in this State, any subsequent certificate of title from this
12 State must also contain the legends appearing on the previous certificate of title from
13 this State.

14 E. The legend "salvage" must appear on a certificate of title if:

15 (1) A vehicle has no marketable value other than the value of the basic material
16 or parts used in the construction of the vehicle;

17 (2) A vehicle is sold with a stipulation that it is only to be used for the benefit of
18 its parts; and

19 (3) A certificate of title previously issued by the Secretary of State or by any
20 other jurisdiction bearing the legend "salvage" accompanies an application to the
21 State of a subsequent certificate of title.

22 F. The legend "repaired" must appear on a certificate of title for a repaired salvage
23 vehicle if the vehicle is repaired as defined in section 602, subsection 12.

24 The Secretary of State may apply a legend from a certificate of title issued by another
25 jurisdiction to a subsequent title issued by this State.

26 **Sec. 29. 29-A MRSA §701, sub-§2**, as enacted by PL 1993, c. 683, Pt. A, §2 and
27 affected by Pt. B, §5, is amended to read:

28 **2. Delivery by lienholder.** The lienholder shall immediately deliver the certificate,
29 application and fee to the Secretary of State within 30 days of receipt.

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

31 **'Sec. 23. 29-A MRSA §1606, sub-§6**, as enacted by PL 1993, c. 683, Pt. A, §2
32 and affected by Pt. B, §5, is amended to read:

33 **6. Company doing business in another state.** A policy is not effective unless
34 issued by a company authorized to do business in this State or a company authorized to
35 do business in the state where the vehicle is registered or, in the case of an operator's
36 policy, the state where the operator resides.

37 ~~If a vehicle is not registered in this State on the effective date of the policy, the policy is~~
38 ~~not effective unless the company, if not authorized to do business in this State, executes a~~

R.A.S.

1 ~~power of attorney authorizing the Secretary of State to accept service of notice or process~~
2 ~~on its behalf in any action on the policy arising from an accident.'~~

3 Amend the bill by inserting after section 37 the following:

4 **'Sec. 38. Maine Revised Statutes headnote amended; revision clause.** In
5 the Maine Revised Statutes, Title 29-A, chapter 5, subchapter 2 in the subchapter
6 headnote, the words "operating authority" are amended to read "motor carrier
7 registration" and the Revisor of Statutes shall implement this revision when updating,
8 publishing or republishing the statutes.'

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

11 **SUMMARY**

12 This amendment allows the sportsman registration plate to be displayed on
13 Department of Inland Fisheries and Wildlife and Department of Conservation vehicles.

14 The amendment allows a special equipment registration to be issued for 2 years at
15 twice the annual fee, as is currently allowed for most trailers.

16 The amendment eliminates the section of the bill that proposes to permit a disabled
17 veteran who has been issued a disabled veteran registration to park in a disability parking
18 space without the need to obtain a separate disability placard. Instead, the amendment
19 adds the International Symbol of Access to the disabled veteran registration plate,
20 allowing a person who has been issued the registration plate to park in a disability
21 parking space without the need to obtain a separate disability placard.

22 The amendment amends the Maine Revised Statutes, Title 29-A, chapter 5,
23 subchapter 2 headnote to more accurately reflect the provisions in the subchapter.

24 The amendment changes a violation of the Unified Carrier Registration System
25 requirements from a Class E crime to a traffic infraction.

26 The amendment clarifies that the issuance of rush titles and certain other documents
27 are expedited rather than immediate.

28 The amendment also clarifies that certificates of title and salvage are not issued for
29 off-road vehicles.

30 The amendment allows a vehicle dealer with multiple places of business to keep the
31 original vehicle title at a central location if a copy is available for the customer's
32 inspection.

33 The amendment clarifies that the Secretary of State may refuse to issue a title to a
34 vehicle declared salvage in another state.

35 The amendment also clarifies that the Secretary of State may carry forward a title
36 legend issued by another state.

37 The amendment clarifies that a lienholder must submit a title application to the
38 Secretary of State within 30 days.

COMMITTEE AMENDMENT "A" to S.P. 599, L.D. 1562

- 1 The amendment provides that proof of financial responsibility with respect to a
- 2 nonresident can be provided by insurers authorized to transact business in the state of
- 3 residence of the insured.

FISCAL NOTE REQUIRED
(See attached)



124th MAINE LEGISLATURE

LD 1562

LR 2454(02)

An Act To Amend the Motor Vehicle Laws

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

Committee: Transportation

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor cost increase - Highway Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Increases the number of traffic infractions.
The collection of additional fines may also increase General Fund revenue by minor amounts.

Fiscal Detail and Notes

Additional costs to the Department of Secretary of State associated with adding the International Symbol of Access to the disabled veterans registration plate can be absorbed within existing budgeted resources.