

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 electronic originals
(may include minor formatting differences from printed original)



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1454

H.P. 1068

House of Representatives, April 11, 2011

An Act To Allow Police Officers To Operate Mobile Command Units without a Special License

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative HASKELL of Portland.
Cosponsored by Senator BRANNIGAN of Cumberland and
Representatives: CELLI of Brewer, DRISCOLL of Westbrook, FOSSEL of Alna, HANLEY of
Gardiner, HOGAN of Old Orchard Beach, PEOPLES of Westbrook.

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

2 **Sec. 1. 29-A MRSA §1252, sub-§1, ¶C**, as amended by PL 2007, c. 383, §20, is
3 further amended to read:

4 C. A Class C license may be issued for the operation of a single vehicle or a
5 combination of vehicles that does not meet the definition of Class A or Class B
6 license.

7 A holder of a Class C license may, with an appropriate endorsement, operate all
8 vehicles in that class.

9 A Class C license authorizes:

10 (1) A full-time or volunteer member of an organized municipal, state or federal
11 fire department and a law enforcement officer who is a member of an organized
12 municipal, state or federal law enforcement department to operate fire apparatus
13 as described in 49 Code of Federal Regulations, Section 383.3 (2005) and to
14 operate a commercial motor vehicle as a mobile command unit;

15 (2) A person to operate recreational vehicles for personal use;

16 (3) A person to operate commercial motor vehicles for military purposes as
17 required in 49 Code of Federal Regulations, Section 383.3 (2005);

18 (4) A person to operate registered farm motor trucks bearing the letter "F" on the
19 registration plate when the vehicle is:

20 (a) Controlled and operated by a farmer, including operation by the farmer's
21 employees or family members;

22 (b) Used to transport agricultural products, farm machinery or farm supplies
23 to or from a farm;

24 (c) Not used in the operation of a common or contract motor carrier; and

25 (d) Used within 150 miles of the registered owner's farm;

26 (5) A person, employed by a city, town, county, district or other unit of local
27 government created by or pursuant to law that has a total population of 3,000
28 individuals or less, to operate a commercial motor vehicle within the boundaries
29 of that unit of local government for the purpose of removing snow or ice from a
30 roadway by plowing, sanding or salting, if:

31 (a) The properly licensed employee who ordinarily operates a commercial
32 motor vehicle for those purposes is unable to operate the vehicle; or

33 (b) The employing governmental entity determines that a snow or ice
34 emergency exists that requires additional assistance; or

35 (6) A person to operate a truck registered as an antique automobile, regardless of
36 weight or combination weight, provided the vehicle is used for noncommercial
37 recreational purposes or purposes pursuant to section 101, subsection 3.

1

SUMMARY

2

This bill provides that law enforcement officers in the State are allowed to operate a

3

commercial motor vehicle as a mobile command unit under the same allowance given to

4

firefighters and operators of fire apparatus.