

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 945

S.P. 323

In Senate, March 12, 2013

An Act To Amend Provisions of Law Pertaining to Motor Vehicles

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator MAZUREK of Knox.

Cosponsored by Senators: COLLINS of York, VALENTINO of York, Representatives:

THERIAULT of Madawaska, VEROW of Brewer.

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

2 **Sec. 1. 25 MRSA §2106-A**, as amended by PL 1983, c. 862, §73, is repealed and
3 the following enacted in its place:

4 **§2106-A. Penalties**

5 **1. Criminal penalties.** Except as provided in subsection 2, a person who violates
6 this chapter or a rule adopted pursuant to this chapter commits a Class D crime.

7 **2. Civil violation.** A person who violates this chapter or a rule adopted pursuant to
8 this chapter commits a civil violation if the violation is discovered during a compliance
9 review as that term is defined in 49 Code of Federal Regulations, Section 385.3 (2013).
10 A civil violation under this subsection is subject to a fine, which must be determined with
11 due consideration of the Federal Motor Carrier Safety Administration's uniform fine
12 assessment program.

13 **Sec. 2. 29-A MRSA §101, sub-§42**, as amended by PL 2005, c. 577, §5, is
14 further amended to read:

15 **42. Motor vehicle.** "Motor vehicle" means a self-propelled vehicle not operated
16 exclusively on railroad tracks but does not include:

17 A. A snowmobile as defined in Title 12, section 13001;

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

21 C. A motorized wheelchair or an electric personal assistive mobility device.

22 **Sec. 3. 29-A MRSA §101, sub-§80**, as enacted by PL 1993, c. 683, Pt. A, §2 and
23 affected by Pt. B, §5, is repealed.

24 **Sec. 4. 29-A MRSA §101, sub-§86**, as enacted by PL 1993, c. 683, Pt. A, §2 and
25 affected by Pt. B, §5, is amended to read:

26 **86. Trailer.** "Trailer" means a vehicle without motive power, designed to carry
27 persons or property and to be drawn by a motor vehicle, not operated on railroad tracks,
28 and so constructed that no part of its weight rests upon the towing vehicle. "Trailer" does
29 not include tow dollies.

30 **Sec. 5. 29-A MRSA §101, sub-§91**, as amended by PL 2003, c. 414, Pt. B, §44
31 and affected by c. 614, §9, is further amended to read:

32 **91. Vehicle.** "Vehicle" means a device for conveyance of persons or property on a
33 way. "Vehicle" does not include conveyances propelled or drawn by human power or
34 used exclusively on railroad tracks or snowmobiles as defined in Title 12, section 13001
35 or an electric personal assistive mobility device as defined in this section.

