

# MAINE STATE LEGISLATURE

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8MS  
REC'D

L.D. 1109

Date: 5/16/19

(Filing No. H-272)

INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 813, L.D. 1109, Bill, "An Act Regarding the Size and Weight of All-terrain Vehicles, the Operation of Motor Vehicles on Designated All-terrain Vehicle Trails and the Operation of All-terrain Vehicles on Trails Posted with Size or Weight Limits"

Amend the bill by striking out the title and substituting the following:

'An Act Regarding All-terrain Vehicles'

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 12 MRSA §13001, sub-§3, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

3. All-terrain vehicle or ATV. "All-terrain vehicle" or "ATV" means a motor-driven, off-road, recreational vehicle that was originally designed by the manufacturer for and is capable of cross-country travel ~~on land, snow, ice, marsh, swampland or other natural terrain.~~ "All-terrain vehicle" or "ATV" includes, but is not limited to, a multitrack, multiwheel or low-pressure tire vehicle; a motorcycle or related 2-wheel, 3-wheel or belt-driven vehicle; an amphibious machine; or other means of transportation deriving motive power from a source other than muscle or wind. For purposes of this subpart, "all-terrain vehicle" or "ATV" does not include ~~an automobile a motor vehicle as defined in Title 29-A, section 101, subsection 7; an electric personal assistive mobility device as defined in Title 29-A, section 101, subsection 22-A; a truck as defined in Title 29-A, section 101, subsection 88; a snowmobile; an airmobile; a construction or logging vehicle used in performance of its common functions; a farm vehicle used for farming purposes; or a vehicle used exclusively for emergency, military, law enforcement or fire control purposes 42.'~~

Amend the bill by striking out all of section 3.

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

COMMITTEE AMENDMENT

**SUMMARY**

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This amendment:

1. Amends the definition of "ATV" to limit that definition to a motor-driven, off-road, recreational vehicle that was designed by the manufacturer for and is capable of cross-country travel. It preserves that portion of the bill that amends the definition of "ATV" to exclude a motor vehicle as defined in the Maine Revised Statutes, Title 29-A, section 101, subsection 42. It removes the size and weight limits added by the bill to the definition of "ATV"; and
2. Removes that section of the bill that prohibits the operation of an ATV on a trail posted with size or weight restrictions without authorization of the landowner.

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



# 129th MAINE LEGISLATURE

LD 1109

LR 697(02)

An Act Regarding the Size and Weight of All-terrain Vehicles, the Operation of Motor Vehicles on Designated All-terrain Vehicle Trails and the Operation of All-terrain Vehicles on Trails Posted with Size or Weight Limits

Fiscal Note for Bill as Amended by Committee Amendment *A* (H-272)

Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

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## Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund  
Minor revenue increase - Other Special Revenue Funds

### Correctional and Judicial Impact Statements

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional fine revenue will increase General Fund and dedicated revenue by minor amounts.

### Fiscal Detail and Notes

Any additional costs to the Department of Inland Fisheries and Wildlife as a result of changes to the definition of "All-terrain vehicle" (ATV) or a prohibition on operating a motor vehicle on a designated ATV trail are anticipated to be minor and can be absorbed within existing budgeted resources.