

MAINE STATE LEGISLATURE

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EIGHTY - THIRD LEGISLATURE

House Document

No. 384

H. P. 1134

House of Representatives, Mar. 10, 1927.

Referred to Committee on Legal Affairs and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Littlefield of Kennebunk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-SEVEN

AN ACT Relating to the Registration of Trucks.

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

Section 1. Section thirty-four, of chapter two hundred
2 and eleven of the public laws of nineteen hundred and
3 twenty-one, as amended by chapter two hundred fourteen
4 of the public laws of nineteen hundred twenty-five, is hereby
5 further amended by inserting after the word "state" in the
6 third line of the second paragraph of said section, the
7 words 'and no motor truck or trailer having a rated carry-
8 ing capacity of more than one ton and owned or operated by
9 a non-resident, shall be operated on the highways of this
10 state,' and by striking out the period at the end of said
11 second paragraph and in place thereof substituting a comma,

12 and adding, at the end of said paragraph the words, 'and
13 all operators of the same shall be licensed in like manner
14 as residents of this state are required to be licensed,' so
15 that said section, as amended, shall read as follows:

'Sect. 34. The provisions of this act relative to the regis-
2 tration of motor vehicles, tractors and trailers, and the
3 granting of operators' licenses shall not apply to a motor
4 vehicle, tractor or trailer owned by a non-resident, other
5 than a foreign corporation doing business in this state, or
6 to a non-resident operator other than the operator of any
7 such vehicle belonging to a foreign corporation doing busi-
8 ness in this state, provided that the owner of such vehicle
9 and its operator have complied with the provisions of law
10 of the state or country of his residence relative to the regis-
11 tration of such vehicles, and the granting of operators' li-
12 censes. The provisions of this section shall, however, be
13 operative as to an owner and operator of such vehicle only
14 to the extent that under the laws of the state or country of
15 his residence, like exemptions and privileges are granted to
16 owners and operators of like vehicles registered under the
17 laws of this state; and the secretary of state shall deter-
18 mine what states and countries grant similar privileges and
19 the extent of the privileges so granted; and his determina-
20 tion shall be final. Nothing in this act shall be construed
21 to permit a non-resident vehicle having a weight in excess
22 of or equipped contrary to that allowed a similar resident
23 vehicle, to be operated on the ways of this state.

‘But no vehicle owned or operated by a non-resident shall
2 be operated on the public ways of this state as a vehicle
3 engaged in the business of livery or for hire, or as a jitney,
4 within this state, and no motor truck or trailer having a
5 rated carrying capacity of more than one ton and owned
6 or operated by a non-resident, shall be operated on the
7 highways of this state, except and until it has been regis-
8 tered under the laws of this state and made to comply with
9 the by-laws and ordinances of municipalities wherein it is
10 operated, in the same manner as may be required of like
11 vehicles owned, operated and registered in this state, and
12 all operators of the same shall be licensed in like manner
13 as residents of this state are required to be licensed.

‘If any non-resident owner or operator of any such vehicle
2 shall continue its operation within this state after the expi-
3 ration of the term permitted him by this act he shall comply
4 with the provisions of statute pertaining to the registration
5 of motor vehicles by resident owners and licensing of opera-
6 tors thereof.

‘Provided further that the secretary may issue to public
2 utilities operating in this state for a nominal fee, a special
3 permit for vehicles engaged in emergency repair work in
4 this state provided such vehicles are registered in some other
5 state and have attached thereto registration plates and are
6 driven by persons licensed to operate in this or some other
7 state.’

Sect. 2. Section fifty, of chapter two hundred and eleven,

2 of the public laws of nineteen hundred and twenty-one, is
 3 hereby amended by striking out, in the fifteenth line of
 4 said section, the words, "For trucks having a rated carrying
 5 capacity of over four tons 110.00," and inserting
 6 in place thereof the words, 'For trucks having a rated carry-
 7 ing capacity of over four tons and not over five tons.
 8 125.00. For trucks having a rated carrying capacity of
 9 over five tons. 150.00,' so that said section, as amend-
 10 ed, shall read as follows:

'Sect. 50. With each application for registration of a
 2 motor truck shall be deposited an annual registration fee
 3 graduated as follows when equipped with pneumatic tires:

| | |
|---|---------|
| For trucks with a rated carrying capacity of one thousand pounds or less | \$10.00 |
| For trucks having a rated carrying capacity of over one thousand pounds and not over one ton | 15.00 |
| For trucks having a rated carrying capacity of over one ton and not over two tons | 20.00 |
| For trucks having a rated carrying capacity of over two tons and not over three tons | 55.00 |
| For trucks having a rated carrying capacity of over three tons and not over four tons | 80.00 |
| For trucks having a rated carrying capacity of over four tons and not over five tons | 125.00 |
| For trucks having a rated carrying capacity of over five tons | 150.00 |

Provided, however, that every such vehicle equipped with

2 two or more solid tires shall pay an additional fee of thirty-
3 three and one-third per cent more than any such vehicle
4 would be hereby required to pay if equipped with
5 pneumatic tires; provided, further, however, that any motor
6 vehicle with a rated carrying capacity of over five tons may
7 be registered and operated if such motor vehicle is owned
8 and registered on the date of the approval of this act. But
9 no vehicle shall be operated on ways or bridges which,
10 either loaded or without load, exceeds the limits prescribed
11 in section forty-nine, or is contrary to the provisions of any
12 other section of this act, or any other statute pertaining
13 thereto.'

Sect. 3. Section sixty-three, of chapter two hundred and
2 eleven of the public laws of nineteen hundred and twenty-
3 one, is hereby amended by striking out the last three lines
4 of said section, and in place thereof inserting the following:
5 'notify the secretary, who shall immediately suspend or
6 revoke his license, if licensed in this state, or suspend or
7 revoke his right to operate motor vehicles in this state, if
8 a non-resident and not licensed in this state, and also sus-
9 pend or annul the registration of the motor vehicle driven
10 by such person when arrested, if said motor vehicle is
11 registered in this state,' so that said section, as amended,
12 shall read as follows:

'Sect. 63. Whoever is arrested for violation of any pro-
2 visions of this act, except those of sections seventy-two,
3 seventy-three, seventy-four, eighty-four and eighty-seven,

4 shall be given an immediate trial if he shall so demand of
5 the officer making the arrest but if for any reason it is
6 impracticable to do so, the officer making the arrest shall
7 immediately take the prisoner before some bail commis-
8 sioner, who before admitting him to bail, shall require him
9 to give his name, his place of residence, the number of his
10 license to operate a motor vehicle, and the registration num-
11 ber of the motor vehicle operated at the time of his arrest,
12 and shall make a record thereof on the bail bond, and may
13 take his personal recognizance for his appearance in court
14 on a specified day, not less than two days thereafter if re-
15 quested by the person arrested; or such officer in like cases
16 may accept the personal recognizance of such person for
17 his appearance as aforesaid. If such person fails to appear
18 in court on the day specified, either in person or by counsel,
19 the court shall notify the secretary, who shall immediately
20 suspend or revoke his license, if licensed in this state, or
21 suspend or revoke his right to operate motor vehicles in
22 this state, if a non-resident and not licensed in this state,
23 and also suspend or annul the registration of the motor
24 vehicle driven by such person when arrested, if said motor
25 vehicle is registered in this state.'