

# MAINE STATE LEGISLATURE

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Legislative Document

No. 1121

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S. P. 423

In Senate, April 4, 1945.

Reported by Senator Cross of Kennebec from Committee on Motor Vehicles and laid on table to be printed under joint rules.

CHESTER T. WINSLOW, Secretary.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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AN ACT Relating to Registration of Motor Vehicles.

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

Sec. 1. R. S., c. 19, § 38, amended. The 3rd paragraph of section 38 of chapter 19 of the revised statutes is hereby amended to read as follows:

'No motor truck or trailer ~~having a rated carrying capacity of more than 1½ tons~~, travelling in this state only in interstate commerce, and owned in a state wherein an excise or property tax shall have been paid on said vehicle, and which grants to Maine owned trucks and trailers the exemption herein contained, shall be subject to this excise.'

Sec. 2. R. S., c. 19, § 54, repealed and replaced. Section 54 of chapter 19 of the revised statutes is hereby repealed and replaced to read as follows:

'Sec. 54. Non-resident vehicles and operators licensed in home state may operate; reciprocity.

I. The provisions of this chapter relative to the registration of motor vehicles, tractors and trailers and the granting of operators' licenses shall not apply to a motor vehicle, tractor or trailer owned by a non-resident, other than a foreign corporation doing business in this state, or to a non-resident operator, other than the operator of any such vehicle belonging to a foreign corporation doing business in this state, provided that the

owner of such vehicle has complied with the provisions of law of the state, district or country of his residence relative to the registration of such vehicle and provided said operator has complied with the provisions of law of the state, district or country of his residence relative to operators' licenses.

II. The provisions of this section shall apply to a motor vehicle owned by a non-resident who has complied with the provisions of law of such state, district or country only to the extent that like privileges are granted by such state, district or country to a motor vehicle owned by a resident of this state who shall have complied with the laws of this state relative to registration of such vehicles.

III. The secretary of state shall determine what like privileges are granted by such states, districts or countries and his decision shall be final.

IV. No truck, tractor or trailer owned, leased or operated by a non-resident shall be operated under the provisions of this section in transportation of merchandise or material in intrastate commerce, nor in interstate commerce unless the point of actual receipt or delivery of any merchandise or material so transported is without the state.

Nothing in this chapter shall be construed to permit a non-resident vehicle, having a weight in excess of or equipped contrary to that allowed a similar resident vehicle, to be operated on the ways of this state.

Nothing in this section shall be construed to authorize the operation of any vehicle herein described in any manner contrary to the provisions of this chapter relating to other similar vehicles upon ways and bridges of this state. Whoever violates or fails to comply with the provisions of this section shall be subject to the penalty provided for in section 135.'

Sec. 3. R. S., c. 19, § 55, repealed and replaced. Section 55 of chapter 19 of the revised statutes is hereby repealed and replaced to read as follows:

'Sec. 55. "Non-resident," definition of. The term "non-resident," as used in this chapter, shall be defined as any person whose legal residence is in some state, district or country other than Maine; but a non-resident, having a regular abode or place of business within the state for more than 6 months of the 12 months next preceding, shall be deemed a resident as to all vehicles principally used in connection with such abode or place of business; and the secretary of state, for the purposes of registration, shall determine what vehicles are so used.'

**Sec. 4. R. S., c. 19, §§ 57, 58, repealed.** Sections 57 and 58 of chapter 19 of the revised statutes are hereby repealed.

**Sec. 5. Limitation.** The provisions of this act shall apply only to vehicles not exceeding 20,000 pounds gross weight, vehicle and load. The provisions of this act shall become effective on January 1, 1946 and shall remain in force until December 31, 1947, inclusive. It is the intent of the legislature to change the present statute until December 31, 1947, inclusive, at which time the present statute shall return to full force and effect.