

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Company  
Augusta, Maine  
1991

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**PUBLIC LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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The Secretary of State is authorized to issue a semi-permanent semitrailer registration and plate of a design to be determined by the Secretary of State. The issuance of the semipermanent semitrailer registration is limited to corporations applying for a minimum of 1,000 registrations in a registration year.

Semipermanent semitrailer registrations may be issued for periods of up to 20 years. The fee for each registration is \$10 per year or portion of a year. The Secretary of State shall establish a procedure to bill each registrant using semipermanent semitrailer registrations once annually except the billing at the time of purchase of a full 20-year registration must be for a 3-year period. Fees for the first 3 years are nonrefundable. A fee for a registration of less than 20 years must be prorated accordingly. If any registrant fails to remit the payment in a timely manner, the Secretary of State shall suspend all registrations issued to that registrant pursuant to this section.

Registration plates issued pursuant to this section are valid and may be displayed upon issue for renewal purposes only. Registrations issued pursuant to this section remain active unless cancelled or reported lost.

A registrant must be a resident corporation or maintain a resident agent authorized to serve as a legal representative. A resident corporation may retain a resident agent. For the purposes of this section, a corporation organized under the laws of this State is a resident of this State and a foreign corporation is a resident of this State if it has registered to conduct business in this State pursuant to Title 13-A, chapter 12.

All registration certificates issued pursuant to this section must be signed by the owner, lessee, corporate officer, resident agent or other authorized signee.

The Secretary of State may authorize resident agents to receive unassigned registration plates and registration certificates on behalf of registrants. Resident agents are responsible for all registration plates and registration certificates in their possession pursuant to this section.

The Secretary of State is authorized to make such rules as determined necessary to implement and administer this section. The Secretary of State shall advise the Commissioner of Transportation of the fiscal impact of this section.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective June 20, 1991.

## CHAPTER 423

S.P. 303 - L.D. 812

### An Act to Allow for a Trailer Transit License

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** persons in the business of delivering or servicing mobile homes or storage trailers require trailer transit plates to transport their mobile homes and storage trailers legally within the State; and

**Whereas,** there is no provision in the law currently allowing these persons to obtain trailer transit plates; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 29 MRSA §360-B is enacted to read:**

#### §360-B. Trailer transit plate

Persons in the business of delivering or servicing mobile homes or storage trailers may apply for a trailer transit license and plates for the purpose of transporting or servicing mobile homes or storage trailers temporarily in their custody. The holder of a trailer transit plate may not use the plate in lieu of registration plates issued under this Title and may not loan the plate to another person. If the trailer transit plate is used on a storage trailer, the storage trailer must be empty. Trailer transit plates may not be used on a towing vehicle.

Issuance of a trailer transit license and plate does not exempt the holder from compliance with any state law or municipal ordinance governing the movement of mobile homes or storage trailers over the highways of this State and does not exempt the holder from required permits or certificates prior to moving such vehicles.

Fees for trailer transit licenses and plates are established in section 347.

**Sec. 2. 29 MRSA §2519-B, sub-§5,** as enacted by PL 1989, c. 754, Pt. B, §3 and affected by §4, is repealed and the following enacted in its place:

**5. Vehicles exempt from annual inspection.** The following vehicles are exempt from the requirements of this section:

A. Any trailer or semitrailer with a gross weight, including any load, that does not exceed 3,000 pounds when used exclusively in intrastate commerce;

B. Any semitrailer designed and used exclusively for dispensing cable from reels attached to the semitrailer, commonly called a reel trailer, and any semitrailer designed and used exclusively to support the ends of poles being transported, commonly called a pole dolly, when the gross weight of the semitrailer and load does not exceed 12,000 pounds and when used exclusively in intrastate commerce; and

C. Any mobile home or empty storage trailer displaying a trailer transit plate in accordance with section 360-B.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect on July 1, 1991.

Effective July 1, 1991.

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## CHAPTER 424

H.P. 1004 - L.D. 1472

### An Act to Prohibit the Use of Stickers on Trespassing Motor Vehicles

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

**29 MRSA §1370**, as amended by PL 1987, c. 370, §5, is further amended by adding after the 3rd paragraph a new paragraph to read:

A person may not place a sticker or other device on the windshield of a motor vehicle parked in a manner that allegedly constitutes trespass by motor vehicle, as defined in Title 17-A, section 404, if the sticker or other device would obstruct the driver's forward view. A person who places a sticker in violation of this paragraph commits a civil violation for which a forfeiture not to exceed \$50 may be adjudged. This paragraph does not apply to law enforcement officers engaged in the performance of official duties.

See title page for effective date.

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## CHAPTER 425

S.P. 453 - L.D. 1229

### An Act to Increase the Fees for Licensure and Registration of Physicians and Physician Assistants and to Extend the Registration Period of Osteopathic Physicians to 2 Years

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

**Sec. 1. 32 MRSA §2562**, as amended by PL 1983, c. 812, §223, is further amended by adding at the end a new paragraph to read:

The board may set reasonable fees for services, such as providing license certifications and verifications, providing copies of law and rules and providing copies of documents.

**Sec. 2. 32 MRSA §2571**, as amended by PL 1989, c. 462, §5, is further amended to read:

#### **§2571. Registration; qualifications; fees**

Any person, before engaging in the practice of osteopathic medicine in this State, shall make application for a certificate to the board, on a form prescribed by it. The application ~~shall~~ **must** be filed with the secretary of the board at least 60 days before the date of examination together with a fee of not more than ~~\$200~~ **\$350**. The applicant shall present a diploma granted by an osteopathic college or university accredited by the American Osteopathic Association having the power to grant a D.O. degree. Applicants graduating from an osteopathic college or university having the power to grant a D.O. degree shall present evidence of having completed an internship of at least 12 months in a hospital conforming to the minimal standards for accreditation by the American Osteopathic Association, or the equivalency, as determined by the board. All applicants shall provide such reasonable and proper facts as the board in its application may require. The board at its discretion may permit an applicant who is otherwise qualified to be examined during internship, a certificate of licensure to be withheld until successful completion of internship.

All fees set in this chapter are nonrefundable application fees or administrative processing fees payable to the board at the time of application or at the time board action is requested. Unless otherwise specified, the board shall set the fees.

**Sec. 3. 32 MRSA §2572**, as amended by PL 1983, c. 378, §36, is further amended to read:

#### **§2572. Examination, reexamination; endorsement; temporary registration**

Applicants ~~shall~~ **must** be examined in whole or in part in writing and ~~shall~~ **must** be thorough in such subjects as the board ~~may deem~~ **determines** necessary, including osteopathic theories and methods, to determine the competency of the candidate to practice osteopathic medicine and surgery in the State. If the examination is passed in a manner satisfactory to the board, the board shall issue to the applicant a certificate granting ~~him~~ **the applicant** the right to practice osteopathic medicine in this State. If the applicant fails to pass the examination,