

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2010 to June 29, 2011**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 28, 2011**

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

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**Augusta, Maine**  
**2011**

right-of-way of the public way by installing the on-premises sign within the right-of-way of the public way. The department is not responsible for loss or damage to an on-premises sign under this subsection from the use of the right-of-way of the public way for highway purposes. An on-premises sign under this subsection may be removed by the department at any time without compensation to the owner of the on-premises sign and at the owner's expense to accommodate highway uses.

The commissioner may adopt rules necessary for the implementation of this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**Sec. 4. Maine Revised Statutes amended; revision clause.** Wherever in the Maine Revised Statutes, Title 23, chapter 21 the term "on-premise" appears, it is amended to read "on-premises," and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

See title page for effective date.

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**CHAPTER 116**

**H.P. 152 - L.D. 175**

**An Act To Create a Short-term All-terrain Vehicle Registration System**

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

**Sec. 1. 12 MRSA §13155, sub-§5,** as amended by PL 2005, c. 12, Pt. III, §43, is repealed and the following enacted in its place:

**5. Fees.** The ATV registration fee is:

A. For a resident, \$33 annually. The registration for an ATV owned by a resident is valid for one year, beginning on July 1st of each year; and

B. For a nonresident:

(1) Fifty-three dollars for a registration valid for 7 consecutive days. A person may purchase more than one 7-day registration in any season; and

(2) Sixty-eight dollars for a registration valid for one year.

The registration for an ATV owned by a nonresident must specify the dates for which the registration is valid.

**Sec. 2. Effective date.** This Act takes effect May 1, 2012.

Effective May 1, 2012.

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**CHAPTER 117**  
**H.P. 349 - L.D. 456**

**An Act Relating to Temporary Disability Parking Permits**

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

**Sec. 1. 29-A MRSA §521, sub-§6-A** is enacted to read:

**6-A. Parking permit.** The Secretary of State shall create a 21-day parking permit for a person with a disability to be used while a person is waiting to receive a disability registration plate or placard and may appoint a licensed physician, physician assistant, nurse practitioner or registered nurse as an agent authorized solely to issue such a permit. The Secretary of State shall determine by rule qualifications and requirements for an agent authorized under this subsection. The 21-day parking permit must be in a form prescribed by the Secretary of State by rule and convey the privileges and restrictions authorized under this section. The 21-day parking permit must be displayed in a manner so that it may be viewed from the front of the vehicle whenever the vehicle is parked in a parking space for a person with a disability. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Agents appointed pursuant to this subsection may not charge a fee for issuing a 21-day parking permit for a person with a disability.

See title page for effective date.

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**CHAPTER 118**  
**S.P. 57 - L.D. 207**

**An Act To Amend the Laws Regarding Tips Used in Payment of Service Employees**

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

**Sec. 1. 26 MRSA §663, sub-§8,** as amended by PL 2007, c. 367, §1, is further amended to read:

**8. Service employee.** "Service employee" means any employee engaged in an occupation, ~~such as waiters, waitresses, bellhops, counter personnel and bartenders who serve customers,~~ in which the employee customarily and regularly receives more than \$30 a month in tips.

**Sec. 2. 26 MRSA §663, sub-§15** is enacted to read:

**15. Tip.** "Tip" means a sum presented by a customer in recognition of services performed by one or