

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 3, 2014 to July 16, 2015**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 15, 2015**

**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**  
**2015**

ording of any such certificate in the registry of deeds as provided, the treasurer shall file in the office of the district a true copy of such certificate and shall mail a true copy of the certificate by certified mail, return receipt requested, to each record holder of any mortgage on the real estate, addressed to such record holder at the record holder's last and usual place of abode. If the notice described in this paragraph was not provided to all persons who were record owners of the real estate at that time, the treasurer shall mail a true copy of the lien certificate by certified mail, return receipt requested, to any such record owner who was not provided a notice, addressed to the record owner at the record owner's last known address, as well as to any new record owner as of the date the lien certificate was recorded.

**Sec. 6. 38 MRSA §1208, 3rd ¶**, as amended by PL 2011, c. 104, §4, is further amended to read:

The filing of the certificate in the registry of deeds creates a mortgage on the underlying real estate to the district that has priority over all other mortgages, liens, attachments and encumbrances of any nature, except liens, attachments and claims for taxes, and gives to the district all the rights usually possessed by mortgagees, except that the district as mortgagee does not have any right to possession of the real estate until the right of redemption has expired. If the mortgage, together with interest and costs, has not been paid within 18 months after the date of filing of the certificate in the registry of deeds, the mortgage is deemed to be foreclosed and the right of redemption to have expired. The filing of the certificate in the registry of deeds is sufficient notice of the existence of the mortgage created in this paragraph. If the rate, toll, rent or other charge, with interest and costs, is paid within the period of redemption, the treasurer of the district shall discharge the mortgage in the same manner as for the discharge of tax lien mortgages pursuant to Title 36, section 943. After the expiration of the 18-month period of redemption, in the event a copy of the certificate has not been provided to a mortgage holder of record or an owner of record as required by this section, the mortgage holder of record or the owner of record who did not receive a notice has the right to redeem the real estate within 3 months after receiving actual knowledge of the recording of the lien certificate by payment or tender of the amount of the sewer lien mortgage, together with interest and costs, and to have the lien discharged.

See title page for effective date.

## CHAPTER 175 H.P. 470 - L.D. 694

### An Act To Improve the Veterans' Services Laws

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

**Sec. 1. 37-B MRSA §504, sub-§4, ¶H** is enacted to read:

H. A person is not eligible for interment under this chapter if the person has:

- (1) Been convicted of the crime of murder;
- (2) Been convicted of a crime in another jurisdiction punishable by a sentence of life imprisonment or death;
- (3) Been convicted of a Class A or Class B crime under:
  - (a) Title 17-A, chapter 11;
  - (b) Title 17-A, chapter 12; or
  - (c) Title 17-A, section 301, subsection 1, paragraph A, subparagraph (3);
- (4) Been convicted of a Class C crime under Title 17-A, section 853, subsection 1;
- (5) Been convicted of a military, tribal or federal offense requiring registration pursuant to the federal Adam Walsh Child Protection and Safety Act of 2006, Public Law 109-248, 42 United States Code, Chapter 151;
- (6) Been convicted under any other jurisdiction's sex offender laws requiring the person to register for life; or
- (7) Been found to have committed any crime listed in subparagraphs (1) to (6) but has not been convicted because the person has not been available for trial due to the person's death or flight to avoid prosecution. A finding under this subparagraph must be made by the appropriate federal official. Any such finding may be based only upon a showing of clear and convincing evidence, after an opportunity for a hearing in a manner prescribed by the appropriate federal official. For purposes of this subparagraph, "appropriate federal official" means the Secretary of Veterans Affairs, in the case of the National Cemetery Administration, or the Secretary of the Army, in the case of the Arlington National Cemetery.

**Sec. 2. 37-B MRSA §509, sub-§2, ¶F**, as amended by PL 2005, c. 273, §3, is further amended to read:

F. A civilian employee or military member of the department when in the conduct of official duties; ~~or~~

**Sec. 3. 37-B MRSA §509, sub-§2, ¶G,** as enacted by PL 2005, c. 273, §4, is amended to read:

G. The administrator of the Maine Veterans' Home when in the conduct of official duties; ~~or~~

**Sec. 4. 37-B MRSA §509, sub-§2, ¶H** is enacted to read:

H. An authorized representative of the Department of Labor when in the conduct of official duties.

See title page for effective date.

**CHAPTER 176**

**H.P. 807 - L.D. 1175**

**An Act To Amend Maine's Motor Vehicle Statutes**

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

**Sec. 1. 29-A MRSA §558-A, sub-§2, ¶A,** as enacted by PL 2013, c. 530, §4, is amended to read:

A. A person may not violate any provision of the rules of the Department of Public Safety, Bureau of State Police adopted under section 555 that incorporates by reference any of the following federal regulations or that is an amended version of any of the following federal regulations:

- (1) 49 Code of Federal Regulations, Section 390.21 (2007);
- (2) Except as otherwise provided in subsection 1, paragraph C, 49 Code of Federal Regulations, Section 391.41 (2007);
- (3) 49 Code of Federal Regulations, Sections 392.16, 392.22, 392.24, 392.25, 392.33 ~~and~~, 392.71, 392.80 and 392.82 (2007);
- (4) Any section of 49 Code of Federal Regulations, Part 393 (2007); ~~or~~  
(4-A) 49 Code of Federal Regulations, Sections 395.3(a)(3)(ii), 395.8(d) and 395.8(i) (2014); or
- (5) 49 Code of Federal Regulations, Part 396, except Sections 396.7 and 396.9 (2007).

**Sec. 2. 29-A MRSA §1905-B** is enacted to read:

**§1905-B. Brake lights**

**1. Requirement.** All factory-installed brake lights or equivalent replacements on a motor vehicle,

trailer or semitrailer must be present and operating properly and must emit a steady red light when a slight pressure is placed on the brake pedal, and the light emitted must be visible for a distance of at least 100 feet behind the vehicle. For purposes of this section, "steady red light" means a red light that is either immediately constant and not pulsating or that pulsates for a short period and then becomes constant.

**2. Vehicles used in conjunction.** When a vehicle is used in conjunction with another vehicle, only the last vehicle must carry the lights required in subsection 1.

**3. Exception for farm tractors.** This section does not apply to unregistered farm tractors.

**Sec. 3. 29-A MRSA §1921,** as amended by PL 1995, c. 584, Pt. B, §7, is further amended to read:

**§1921. Viewing of visual content restricted in vehicles**

A person may not operate a motor vehicle equipped with in which there is a television viewer, screen or other means of visually video device, other than an allowable device, that is receiving a television broadcast that is or showing video content visible to the operator. This section does not apply to a law enforcement officer using a video camera or other video equipment for law enforcement purposes. For the purposes of this section, "video content" includes, but is not limited to, television broadcasts, recorded video and video streamed through electronic or other means. For purposes of this section, "allowable device" means:

**1. Global positioning, navigation or mapping system.** A device displaying video content for the purpose of a global positioning, navigation or mapping system;

**2. Closed-circuit video monitor.** A closed-circuit video monitor that is used to assist the operator while backing up or parking;

**3. Device when vehicle is stationary.** A device that is capable of operation only when the vehicle is stationary and is automatically disabled whenever the wheels of the vehicle are in motion;

**4. Device to enhance operator's view.** A device that is used to enhance or supplement the operator's view of the roadway or to assist the operator in object detection; and

**5. Part of vehicle's instrumentation.** A video display unit that is part of the vehicle's instrumentation or is used for the purpose of vehicle control.

This section does not apply to the use of a video device in the performance of official duties by a law enforcement officer or the operator of an authorized emergency vehicle, as defined in section 2054.