

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

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Augusta, Maine
2024

**CHAPTER 633
S.P. 870 - L.D. 2069**

**An Act to Amend the
Ownership Disclosure
Requirements for Applicants
for Liquor Licenses and
Certificates of Approval**

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

Sec. 1. 28-A MRSA §651, sub-§2, ¶A, as amended by PL 2021, c. 658, §92, is repealed and the following enacted in its place:

A. An applicant shall disclose any person that holds an ownership interest equal to or greater than 10% in the person for which a license or certificate of approval is sought. If the applicant is a purchaser by contract, the applicant shall also disclose the terms of the contract.

(1) For any person that holds an ownership interest equal to or greater than 10% in the person for which a license or certificate of approval is sought and is a business entity, the applicant shall disclose any person that holds an ownership interest in that business entity that holds an ownership interest equal to or greater than 10% in the person for which a license or certificate of approval is sought.

(2) For any person that holds an ownership interest equal to or greater than 10% in the person for which a license or certificate of approval is sought and is a business entity, the applicant may attest to the bureau by affidavit that no person that holds an ownership interest in that business entity holds an ownership interest equal to or greater than 10% in the person for which a license or certificate of approval is sought.

Sec. 2. 28-A MRSA §651, sub-§2, ¶A-1 is enacted to read:

A-1. An applicant shall disclose any person that holds an indirect financial interest in the person for which a license or certificate of approval is sought. For the purposes of this paragraph, "indirect financial interest" means:

(1) An option, warrant or other right to acquire an equity interest in the person for which a license or certificate of approval is sought; or

(2) A right to payment of, or a right to payment based upon, all or any portion of revenues, profits or losses derived from the operations under a license or certificate of approval issued under this Title of the person for which a li-

cense or certificate of approval is sought, including, but not limited to, profit sharing, revenue sharing or royalty payments.

Sec. 3. 28-A MRSA §651, sub-§3, as amended by PL 2021, c. 658, §92, is further amended to read:

3. False answer given intentionally. An applicant may not attempt to conceal or disguise ownership interest or indirect financial interest in the person for which a license or certificate of approval is sought. A person who intentionally gives an untruthful answer in an application for a license or certificate of approval under this Title violates Title 17-A, section 453. As used in this subsection, "indirect financial interest" has the same meaning as in subsection 2, paragraph A-1.

Sec. 4. 28-A MRSA §651, sub-§4 is enacted to read:

4. Rulemaking. The bureau may adopt routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A to administer this section.

See title page for effective date.

**CHAPTER 634
S.P. 873 - L.D. 2072**

**An Act to Amend the Laws
Governing Motor Vehicles**

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

Sec. 1. 29-A MRSA §101, sub-§3, ¶A, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

A. More than ~~25~~ 35 years old or is 35 years old or less and more than 25 years old and was registered in the State as an antique vehicle prior to January 2025;

Sec. 2. 29-A MRSA §101, sub-§4, ¶A, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

A. More than ~~25~~ 35 years old or is 35 years old or less and more than 25 years old and was registered in the State as an antique motorcycle prior to January 2025;

Sec. 3. 29-A MRSA §457, sub-§3, ¶A, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

A. Is over 25 years old or in the case of an antique auto or antique motorcycle, is more than 35 years old or is more than 25 years old and was registered in the State as an antique auto or antique motorcycle prior to January 2025;

Sec. 4. 29-A MRSA §461, sub-§2, as amended by PL 2019, c. 352, §1, is further amended by repealing the first blocked paragraph.

Sec. 5. 29-A MRSA §468, sub-§1-A, as enacted by PL 2023, c. 271, §6, is amended to read:

1-A. Sponsor affiliation. A sponsor who registers with the Secretary of State after June 30, 2025 must be affiliated with a state department that is responsible for oversight of the collection and distribution of the contributions collected under subsection 2, paragraph B and not returned pursuant to subsection 2, paragraph C, which, except as provided by subsection 2, must be deposited in an other special revenue account to provide essential services to the public. To obtain preliminary approval in subsection 1-B, the sponsor shall provide documentation to the Secretary of State identifying the state department providing oversight and that department shall submit in writing on departmental letterhead to the Secretary of State that it agrees to oversee the collection and distribution of the contributions.

Sec. 6. 29-A MRSA §501, sub-§7, ¶G, as enacted by PL 2011, c. 556, §4, is repealed.

Sec. 7. 29-A MRSA §523, sub-§1, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

1. Amputee or blind veterans. On application to the Secretary of State for registration of any motor vehicle of any amputee or blind veteran who has received an automobile from the United States Government under authority of 38 United States Code, Sections 3901, et seq. or any amputee or blind veteran receiving compensation from the United States Department of Veterans Administration Affairs or any branch of the United States Armed Forces for service-connected disability who has a specially designed motor vehicle, that veteran is entitled to have that automobile duly registered and a registration certificate delivered to the veteran without the requirement of the payment of any fee.

Any veteran who has lost both legs or the use of both legs and who has registered a motor vehicle without the payment of a fee as provided in this section upon certification by the United States Department of Veterans Administration Affairs or appropriate branch of the United States Armed Forces ~~must~~ may upon request be issued special designating plates. Those designating plates must be issued by the Secretary of State and must bear the words "Disabled Veteran."

Sec. 8. 29-A MRSA §523, sub-§2, as amended by PL 2017, c. 43, §1, is further amended to read:

2. Disabled veterans; special free license plates. The Secretary of State, on application and upon evidence of payment of the excise tax required by Title 36, section 1482 or upon evidence of exemption from excise tax under Title 36, section 1483, subsection 12,

shall issue, with no annual registration fee, a registration certificate and ~~set of~~ upon request special designating plates to be used in lieu of regular registration plates for a vehicle with a registered gross weight of not more than 26,000 pounds to any 100% disabled veteran when that application is accompanied by certification from the United States Department of Veterans Administration Affairs or any branch of the United States Armed Forces as to the veteran's permanent disability and receipt of 100% service-connected benefits. A Upon request a disability placard is may be issued in addition to the disabled veteran registration plate at no fee. The Secretary of State may issue a registration certificate and special designating plates for more than one vehicle owned by a veteran eligible under this subsection.

These special designating plates must bear the words "Disabled Veteran," which indicate that the vehicle is owned by a disabled veteran.

Sec. 9. 29-A MRSA §651-B, as amended by PL 2001, c. 671, §11, is further amended to read:

§651-B. Certificate of title permissible

A semitrailer, ~~regardless of model year~~, no more than 25 years old with an unladen weight in excess of 3,000 pounds that is used for interstate or intrastate transportation may be titled in this State even if the semitrailer is registered in another jurisdiction.

Sec. 10. 29-A MRSA §652, sub-§13, as amended by PL 2023, c. 402, §1, is further amended to read:

13. Vehicles more than 25 years old. Vehicles more than 25 years old, except when the Secretary of State determines it is in the best interest of the State and the applicant to issue a warranty title as prescribed under section 651, subsection 3 to a motor vehicle more than 25 years old;

Sec. 11. 29-A MRSA §657, sub-§7, as amended by PL 1995, c. 645, Pt. A, §8 and affected by §18, is further amended to read:

7. Mailing of certificate. The Secretary of State shall mail a certificate of title or certificate of salvage to the owner named on the certificate. The Secretary of State shall also mail a certificate of lien, certificate of title or certificate of salvage to the first lienholder named on the certificate. If the first lienholder named on the certificate of title participates in the electronic lien titling program as provided by section 651-A, the first lienholder may request that the Secretary of State print a paper certificate of title or certificate of salvage and mail it to an alternate address.

Sec. 12. 29-A MRSA §903, sub-§1, ¶K, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

K. Failure to appear at a hearing required by the Secretary of State ~~or~~, failure to appear in court to

answer a summons or failure to pay fines or fees for a violation of this chapter; or

Sec. 13. 29-A MRSA §953-A, as enacted by PL 1999, c. 211, §1, is amended to read:

§953-A. Document fees

A dealer ~~selling a new or used motor vehicle~~ shall post on ~~the~~ a vehicle the dealer is selling any document preparation fee that will be added to the vehicle's sale price. A violation of this section is prima facie evidence of an unfair trade practice and is a violation of Title 5, section 207.

Sec. 14. 29-A MRSA §954, sub-§5, as amended by PL 2011, c. 556, §8, is further amended to read:

5. Transporter. A garage owner, towing business, body shop, finance company, bank, motor vehicle auction business, motor vehicle rental company, recycler or repossession company licensed by the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection or any public or non-profit organization as described in section 951, subsection 4 may be issued transporter plates and a license to transport a vehicle owned by or in the custody of that owner or business.

A. The holder may use this plate only if the vehicle is accompanied by the owner or the owner's employee.

B. A transporter plate may not be:

- (1) Used in lieu of registration plates;
- (2) Loaned to another;
- (3) Used for personal reasons; or
- (4) Used on a towing vehicle, except for a drive-away saddlemount vehicle transporter combination.

Sec. 15. 29-A MRSA §956, sub-§1, ¶H, as amended by PL 1997, c. 776, §31, is further amended to read:

H. On a used motor vehicle offered for sale, the written vehicle history statement required by Title 10, section 1475; ~~and~~

Sec. 16. 29-A MRSA §956, sub-§1, ¶I, as enacted by PL 1997, c. 776, §32, is amended to read:

I. Copies of titles, transfers and other documents used for titling purposes; and

Sec. 17. 29-A MRSA §956, sub-§1, ¶J is enacted to read:

J. A copy of the purchase and sale agreement for each transaction conducted.

Sec. 18. 29-A MRSA §1002, sub-§1-A, as enacted by PL 2003, c. 452, Pt. Q, §12 and affected by Pt. X, §2, is repealed and the following enacted in its place:

1-A. Limitation on use. The following provisions govern limitations on use.

A. A person using a dealer plate may not permit a vehicle owned or controlled by a manufacturer or dealer to be operated except for the purposes authorized under subsection 1.

B. Unless otherwise authorized by law, a dealer plate may only be used on the type of vehicle for which the plate is issued.

Sec. 19. 29-A MRSA §1002, sub-§5, ¶F, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

F. Large 4-wheel drive trucks and snowplows that are manufactured to be equipment;

Sec. 20. 29-A MRSA §1052, sub-§3, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is repealed.

Sec. 21. 29-A MRSA §1108, sub-§1, ¶J, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

J. Failure to appear at a hearing required by the Secretary of State ~~or~~ failure to appear in court pursuant to a lawful summons or failure to pay fines or fees for a violation of this chapter.

Sec. 22. 29-A MRSA §1113, sub-§5, ¶A, as enacted by PL 2021, c. 660, §4, is amended to read:

A. A person who is not a recycler may not operate a business that deals in the purchase or sale of catalytic converters that have been removed from motor vehicles or the deconstruction or disposal of catalytic converters that have been removed from motor vehicles.

A person who violates this paragraph commits a Class E crime.

Sec. 23. 29-A MRSA §1253, sub-§8 is enacted to read:

8. Query of drug and alcohol clearinghouse. Beginning no later than November 18, 2024, the Secretary of State shall query the Federal Motor Carrier Safety Administration's drug and alcohol clearinghouse prior to the issuance, upgrade, renewal or transfer of a commercial driver's license or a commercial learner's permit and shall deny the transaction and initiate downgrade procedures if the query results indicate the driver is prohibited from operating a commercial motor vehicle.

Sec. 24. 29-A MRSA §1301, sub-§2-A, as amended by PL 2017, c. 27, §2 and affected by §10, is further amended to read:

2-A. Legal presence requirement. The Secretary of State may not issue a license to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States. Valid documentary evidence of legal presence for a United States citizen may include a United States passport that has been expired for less than 2 years.

Sec. 25. 29-A MRSA §1353, sub-§1, as enacted by PL 2019, c. 352, §3, is amended to read:

1. Instructor fee. The motorcycle rider education instructor license fee is ~~\$100~~ \$200 and expires ~~one year~~ 2 years from the date of issuance. The renewal fee is ~~\$100~~ \$200.

Sec. 26. 29-A MRSA §1354, sub-§3, ¶A, as enacted by PL 1995, c. 505, §15 and affected by §22, is amended to read:

A. The Secretary of State may not issue a license for a driver education school until the ~~applicant~~ school owner has filed with the Secretary of State a certificate showing that ~~the applicant~~ each vehicle used during driving instruction is covered by an automobile bodily injury and property damage liability insurance policy insuring against any legal liability in accordance with the terms of the policy for personal injury or death of any one person in the sum of \$100,000 and for any number of persons in the sum of \$300,000 and against property damage in the sum of \$100,000 arising from the operation of ~~any~~ each vehicle being used in a commercial driver education school. In lieu of that insurance, the applicant may file with the Secretary of State a bond or bonds issued by a surety company authorized to do business in the State in the amount of at least \$100,000 on account of injury to or death of one person and subject to such limits as respects injury to or death of one person, of at least \$300,000 on account of any one accident resulting in injury to or death of more than one person and of at least \$100,000 for damage to property of others. Failure to comply with this subsection is grounds for suspension or revocation of a driver education school license.

Sec. 27. 29-A MRSA §1410, sub-§8, as amended by PL 2017, c. 27, §6 and affected by §10, is further amended to read:

8. Legal presence requirement. The Secretary of State may not issue a nondriver identification card to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States. Valid documentary evidence of legal presence for a United States citizen may include a United States passport that has been expired for less than 2 years.

Sec. 28. 29-A MRSA §1754, sub-§1, ¶D, as amended by PL 2001, c. 180, §1, is further amended to read:

D. If operated by a dealer or holder of a transporter registration certificate, is operated only from a point of purchase to the licensee's place of business. For the purposes of this paragraph, "point of purchase" includes, but is not limited to, an ~~auto~~ automobile auction, distribution center or another licensed vehicle dealer; ~~or~~

Sec. 29. 29-A MRSA §1754, sub-§1, ¶E, as enacted by PL 2001, c. 180, §2, is amended to read:

E. Is owned by the dealer or holder of the transporter registration certificate and is operated by the owner or the owner's employee for the sole purpose of traveling to an inspection facility; ~~or~~

Sec. 30. 29-A MRSA §1754, sub-§1, ¶F is enacted to read:

F. Is owned by the dealer or holder of the transporter registration certificate and is operated by the owner or the owner's employee for the sole purpose of moving an uninspected motor vehicle to an automobile auction or another licensed vehicle dealer.

Sec. 31. 29-A MRSA §2081, sub-§4, ¶A-1, as amended by PL 2023, c. 364, §1 and affected by §3, is further amended to read:

A-1. The requirements of subsection 3-A do not apply to a driver or passenger who has a medical condition that, in the opinion of a licensed physician, physician assistant, nurse practitioner or registered nurse, warrants an exemption from the requirements of subsection 3-A and that medical condition and opinion are documented by a certificate from that licensed physician, physician assistant, nurse practitioner or registered nurse. That certificate is valid for the period designated by the licensed physician, physician assistant, nurse practitioner or registered nurse, which may not exceed 6 years. The Secretary of State may issue a removable windshield placard that is visible to law enforcement officers to a person with a certificate from a licensed physician, physician assistant, nurse practitioner or registered nurse. A removable windshield placard is a 2-sided permit designed to hang from the rearview mirror when the vehicle is in motion without obstructing the view of the operator. The placard must be displayed by hanging it from the rearview mirror so that it may be viewed from the front and rear of the vehicle when the vehicle is in motion. If the vehicle is not equipped with a rearview mirror, the placard must be displayed on the dashboard. The placard must be identifiable as a seat belt placard as designed by the Secretary of State. A placard issued to a person under this paragraph expires when the licensed physician's, physician assistant's, nurse practitioner's or registered nurse's certificate expires.

Sec. 32. 29-A MRSA §2310, sub-§2, as enacted by PL 2013, c. 484, §2, is amended to read:

2. Multifunction school activity bus. The bus is a multifunction school activity bus that is operated by a driver ~~with a school bus operator endorsement pursuant to section 2303 that is appropriate for the number of passengers and gross vehicle weight rating. A driver of a multifunction school activity bus must comply with all applicable school bus operator requirements of this Title who is at least 21 years of age and who has held a driver's license for at least 2 years.~~

See title page for effective date.

CHAPTER 635

H.P. 1339 - L.D. 2080

An Act to Create a Universal Exclusion List for All Forms of Gambling in the State

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

Sec. 1. 8 MRSA §1001, sub-§13-B is enacted to read:

13-B. Fantasy contest. "Fantasy contest" has the same meaning as in section 1101, subsection 4.

Sec. 2. 8 MRSA §1001, sub-§42-A is enacted to read:

42-A. Sports wagering. "Sports wagering" has the same meaning as in section 1202, subsection 14.

Sec. 3. 8 MRSA §1003, sub-§2, ¶U, as enacted by PL 2015, c. 499, §7, is amended by amending subparagraph (7) to read:

(7) Prescribing methods by which deposits are made to advance deposit wagering accounts. The methods prescribed must prohibit the use of the electronic benefits transfer system administered by the Department of Health and Human Services under Title 22, chapter 1, subchapter 1-A; ~~and~~

Sec. 4. 8 MRSA §1003, sub-§2, ¶U, as enacted by PL 2015, c. 499, §7, is amended by amending subparagraph (8) to read:

(8) Prohibiting the assignment or transfer of an advance deposit wagering account from an authorized account holder to another person; ~~and~~

Sec. 5. 8 MRSA §1003, sub-§2, ¶U, as enacted by PL 2015, c. 499, §7, is amended by enacting a new subparagraph (9) to read:

(9) Provisions allowing persons to restrict themselves from advance deposit wagering

upon request by placing themselves on the universal list pursuant to subsection 3, paragraph I. The rules adopted under this subparagraph must define the standards for involuntary placement on the universal list and for removal from the list.

Sec. 6. 8 MRSA §1003, sub-§3, ¶I, as amended by PL 2021, c. 398, Pt. VV, §3, is further amended to read:

I. Establishment of a universal list of persons who have been or are requested to be excluded or removed from any slot machine facility ~~or~~ casino, advance deposit wagering, fantasy contest or sports wagering in this State including those persons who voluntarily request that their names be included on the universal list of excluded persons and those persons who voluntarily requested that their names be included on a list of persons to be excluded or removed that existed before the establishment of the universal list. Rules adopted under this paragraph must be consistent, to the extent possible, for all forms of gambling included on the universal list. These rules must:

(1) Define the standards for exclusion and removal and include standards regarding persons who are career or professional offenders, as defined by rules of the board, whose presence in a slot machine facility or casino or participation in advance deposit wagering, a fantasy contest or sports wagering would, in the opinion of the board, be inimical to the interest of the State; and

(2) Provide that, before making a payout of winnings in an amount equal to or greater than the amount for which the licensee is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service, the licensee, after any interception of winnings required by law to pay child support debt or other obligations, shall intercept money or anything of value that an excluded person is seeking to redeem as a result of wagers made by the person after that person has been excluded. The rules must offer the excluded person the right to an administrative hearing with reasonable notice to contest the interception of winnings. Winnings intercepted must be remitted by the licensee to the board or its designee for deposit in an Other Special Revenue Funds account within the Office of Behavioral Health within the Department of Health and Human Services to address gambling addiction;

Sec. 7. 8 MRSA §1006, sub-§8, as enacted by PL 2013, c. 212, §12, is amended to read: