

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
TRANSPORTATION

JUNE 1990

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Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207) 289-1670

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STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)MACOMBER
TWITCHELL
MCPHERSON
STROUT D**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTED

H-1072

SUMMARY

With the committee amendment, the bill makes technical changes and amends the motor vehicle laws to:

Allow any law enforcement officer at request of Secretary of State to issue a summons after submission of a bad check; change requirement to pay from 5 days after receipt to 10 days after notice is mailed.

Change the expiration of motor home registrations from February to the stagger system; and add motorcycles, mopeds, motor driven cycles and motor homes to the vehicles that may display their new number plates in the month of expiration of the old ones.

Allow emancipated minors to register motor vehicles.

Limit to 7 days or less the permits to demonstrate loaded vehicles.

Require persons who sell farm tractors with engines with over 40 horsepower to acquire an equipment dealer's license.

Provide for a fee to cover the cost of issuing a new photographic license to a person who requests a change on the license.

Make it mandatory to suspend the registrations of vehicles for hire and vehicles used in the transportation of students when the required insurance or bond is not maintained.

Exempt interstate bus companies from the common carrier requirements for operating permits and indemnity bonds if they have authority from the Interstate Commerce Commission.

The committee amendment (H-1072) also adds provisions that:

Change the definition of small business from under 50 employees to under 500 employees to conform with federal regulations.

Clarify the duties of DMV investigators and give them authority to enforce all of 29 MRSA c. 5 in addition to their existing authority to enforce chapters 7, 15, 21 and part of chapter 5.

Require, rather than simply permit, DMV to issue special plates for special classes of vehicles, and require that those vehicles display only those special plates.

Clarify the law for registration of special mobile equipment.

Exempt light trailer dealers from filing surety bonds.

Authorize light trailer dealers to sell trailers up to 3,000 pounds unladen, compared to 3,000 pounds gross in present law.

Surcharge persons convicted of OUI to defray the costs of the blood-alcohol tests. The funds would be deposited in the Highway Fund, which would cover the costs.

Allow pneumatic-tired Class A and B special mobile equipment to move by special permit.

Require written certification in writing by the Commissioner of Education to DMV that an applicant for school bus drivers endorsement satisfies the commissioner's existing training, physical, mental and moral requirements.

Limit the prohibition on obscuring items on registration plates to those items necessary for identification purposes.

Allow suspension, revocation or assignment of points by DMV based on offenses in other provinces on the same basis as other states.

Make notice of suspension or revocation sufficient if delivered by hand, or sent by regular mail, to the last address filed with DMV.

Deem notices of suspension for provisional licenses and OUI received 5 days after mailing unless returned by the postal service.

Make operating a vehicle with an expired certificate of inspection a traffic infraction rather than a misdemeanor.

Allow a for-hire motor carrier to satisfy the motor vehicle liability insurance requirement for obtaining a State operating permit with insurance from a company that is licensed only in another state, if the insurance company presents an indemnity bond.

Limit the exemption of car or van pools from the Maine Highway Transportation Act to those incidental to the livelihood of the owner and operator, and require that they file proof of insurance with DMV, rather than the Bureau of Insurance.

LD 2045 An Act to Amend Certain Laws Dealing with Motor Vehicle Inspections

**PUBLIC 754
EMERGENCY**

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COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
S-573

SUMMARY

The committee amendment (S-573) addresses the same issues, as the bill, but replaces it, adds an emergency clause and will:

- repeal a requirement for the owner to remove the inspection sticker upon private sale of a motor vehicle.
- delay a revised commercial vehicle inspection law to July 1, 1990, when new federal regulations take effect, and allow federal commercial vehicle inspections to be accepted in Maine.
- simplify procedures for adoption by reference of federal regulations for transportation of hazardous materials and for motor carrier safety by exempting them from the Maine Administrative Procedure Act, while requiring filing, publication and availability.
- exempt rear windows in limousines from tinting restrictions applicable to other passenger vehicles, and allow commercial installers to certify tinted glass installed by others.