



# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 945

S.P. 323

In Senate, March 12, 2013

### An Act To Amend Provisions of Law Pertaining to Motor Vehicles

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Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator MAZUREK of Knox.

Cosponsored by Senators: COLLINS of York, VALENTINO of York, Representatives:

THERIAULT of Madawaska, VEROW of Brewer.

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

2 **Sec. 1. 25 MRSA §2106-A**, as amended by PL 1983, c. 862, §73, is repealed and  
3 the following enacted in its place:

4 **§2106-A. Penalties**

5 **1. Criminal penalties.** Except as provided in subsection 2, a person who violates  
6 this chapter or a rule adopted pursuant to this chapter commits a Class D crime.

7 **2. Civil violation.** A person who violates this chapter or a rule adopted pursuant to  
8 this chapter commits a civil violation if the violation is discovered during a compliance  
9 review as that term is defined in 49 Code of Federal Regulations, Section 385.3 (2013).  
10 A civil violation under this subsection is subject to a fine, which must be determined with  
11 due consideration of the Federal Motor Carrier Safety Administration's uniform fine  
12 assessment program.

13 **Sec. 2. 29-A MRSA §101, sub-§42**, as amended by PL 2005, c. 577, §5, is  
14 further amended to read:

15 **42. Motor vehicle.** "Motor vehicle" means a self-propelled vehicle not operated  
16 exclusively on railroad tracks but does not include:

- 17 A. A snowmobile as defined in Title 12, section 13001;
- 18 B. An all-terrain vehicle as defined in Title 12, section 13001, unless the all-terrain  
19 vehicle is permitted in accordance with section 501, subsection 8 or is operated on a  
20 way and section 2080 applies; and
- 21 C. A motorized wheelchair or an electric personal assistive mobility device.

22 **Sec. 3. 29-A MRSA §101, sub-§80**, as enacted by PL 1993, c. 683, Pt. A, §2 and  
23 affected by Pt. B, §5, is repealed.

24 **Sec. 4. 29-A MRSA §101, sub-§86**, as enacted by PL 1993, c. 683, Pt. A, §2 and  
25 affected by Pt. B, §5, is amended to read:

26 **86. Trailer.** "Trailer" means a vehicle without motive power, designed to carry  
27 persons or property and to be drawn by a motor vehicle, not operated on railroad tracks,  
28 and so constructed that no part of its weight rests upon the towing vehicle. "Trailer" does  
29 not include tow dollies.

30 **Sec. 5. 29-A MRSA §101, sub-§91**, as amended by PL 2003, c. 414, Pt. B, §44  
31 and affected by c. 614, §9, is further amended to read:

32 **91. Vehicle.** "Vehicle" means a device for conveyance of persons or property on a  
33 way. "Vehicle" does not include conveyances propelled or drawn by human power or  
34 used exclusively on railroad tracks or snowmobiles as defined in Title 12, section 13001  
35 or an electric personal assistive mobility device as defined in this section.

