



# 129th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2020

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Legislative Document

No. 1899

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S.P. 651

In Senate, December 24, 2019

### An Act To Amend Certain Motor Vehicle Laws

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Submitted by the Secretary of State pursuant to Joint Rule 203.

Received by the Secretary of the Senate on December 20, 2019. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 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 FARRIN of Somerset.

Cosponsored by Representative BRYANT of Windham and

Senators: CYRWAY of Kennebec, DIAMOND of Cumberland, LAWRENCE of York,  
LIBBY of Androscoggin, MIRAMANT of Knox, Representatives: GRAMLICH of Old  
Orchard Beach, JORGENSEN of Portland, STANLEY of Medway.

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

2 **Sec. 1. 5 MRSA §12004-G, sub-§33-C**, as enacted by PL 1995, c. 376, §1, is  
3 repealed.

4 **Sec. 2. 29-A MRSA §101, sub-§27-B, ¶C**, as enacted by PL 2019, c. 335, §1, is  
5 amended to read:

6 C. Has a manufacturer's gross vehicle weight rating of 70,000 pounds or more;

7 **Sec. 3. 29-A MRSA §556, first ¶**, as amended by PL 2013, c. 530, §2, is further  
8 amended to read:

9 A motor vehicle is exempt from this subchapter, except sections 555, 555-A, 558-A,  
10 and 560 and 562, as follows:

11 **Sec. 4. 29-A MRSA §562**, as amended by PL 2017, c. 327, §§16 and 17, is  
12 repealed.

13 **Sec. 5. 29-A MRSA §1401, sub-§9**, as amended by PL 2017, c. 27, §3 and  
14 affected by §10, is further amended to read:

15 **9. Use of biometric technology.** The Secretary of State may use biometric  
16 technology, including, but not limited to, retinal scanning, facial recognition or  
17 fingerprint technology, to produce a license or nondriver identification card and to  
18 provide information, including digital images, to law enforcement agencies consistent  
19 with the rules adopted by the Secretary of State pursuant to section 256. The Secretary of  
20 State may not allow an outside entity to use biometric technology to search its image  
21 records.

22 **Sec. 6. 29-A MRSA §2458, sub-§2, ¶V**, as enacted by PL 2017, c. 327, §21, is  
23 amended to read:

24 V. Has exceeded the motor carrier adverse safety limits established by the Secretary  
25 of State using the methodology developed ~~pursuant to section 562, subsection 3~~ by  
26 the bureau.

27 **Sec. 7. 29-A MRSA §2458, sub-§6, ¶B**, as enacted by PL 1997, c. 111, §2, is  
28 repealed.

29 **Sec. 8. 29-A MRSA §2458, sub-§6, ¶E**, as enacted by PL 1997, c. 111, §2, is  
30 amended to read:

31 E. Any entity that would have been suspended as a related entity but for the failure  
32 or refusal of the suspended person or named entity or its officers, directors or partners  
33 to disclose the required information is nevertheless suspended and subject to the same  
34 penalties and sanctions as the suspended person or the named entity for violation of  
35 the suspension. If an entity becomes a related entity or is created after the Secretary  
36 of State has made the decision to suspend ~~or after the Motor Carrier Review Board~~

