



130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 490

S.P. 197

In Senate, February 19, 2021

An Act To Eliminate Certain Motor Vehicle Inspections in the State

Received by the Secretary of the Senate on February 17, 2021. 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 MIRAMANT of Knox.

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

2 **Sec. 1. 10 MRSA §1471, sub-§6-A**, as amended by PL 1995, c. 65, Pt. A, §19 and
3 affected by §153 and Pt. C, §15, is further amended to read:

4 **6-A. Reconstructable motor vehicle.** "Reconstructable motor vehicle" means a used
5 motor vehicle that ~~does not meet the inspection standards as set forth in Title 29-A, section~~
6 ~~1751, and that~~ is sold, offered for sale or negotiated for sale to a person other than another
7 dealer for the purpose of transportation after repair or rebuilding.

8 **Sec. 2. 10 MRSA §1474, sub-§1**, as amended by PL 1995, c. 65, Pt. A, §20 and
9 affected by §153 and Pt. C, §15, is further amended to read:

10 **1. Warranty content.** A dealer warrants that the motor vehicle the dealer sells,
11 negotiates the sale of, offers for sale or transfers to a person other than another dealer has
12 ~~been inspected in accordance with~~ met the inspection standards in Title 29-A, section 1751,
13 ~~and with the rules promulgated under that section: 1756.~~

14 ~~A. That the motor vehicle is in the condition and meets the standards required by that~~
15 ~~law and the rules; or~~

16 ~~B. If the motor vehicle is a reconstructable motor vehicle, that the motor vehicle is in~~
17 ~~the condition specified in the disclosure statement affixed to the vehicle as required by~~
18 ~~subsection 4.~~

19 **Sec. 3. 10 MRSA §1474, sub-§4, ¶G**, as enacted by PL 1985, c. 429, §4, is
20 amended to read:

21 G. In addition to the penalties described in section 1477, any violation of ~~subsection~~
22 ~~4, paragraph B, and this subsection shall be~~ is a Class E crime.

23 **Sec. 4. 10 MRSA §1478, sub-§4, ¶A**, as amended by PL 1995, c. 65, Pt. A, §22
24 and affected by §153 and Pt. C, §15, is further amended to read:

25 A. In the event that a motor vehicle subject to inspection pursuant to Title 29-A,
26 chapter 15 is submitted by a state agency to the state auction and does not possess a
27 valid inspection certificate that has been issued within 180 days previous to the auction,
28 the motor vehicle is subject to inspection pursuant to Title 29-A, chapter 15. If the
29 motor vehicle passes inspection, a current and valid inspection certificate must be
30 affixed to the vehicle.

31 **Sec. 5. 29-A MRSA §101, sub-§47-A**, as enacted by PL 2005, c. 577, §6, is
32 amended to read:

33 **47-A. Off-road vehicle.** "Off-road vehicle" means a motor vehicle that, because of
34 the vehicle's design and configuration, does not meet the inspection standards of chapter
35 15 or former section 1751 and that is not a moped or motorcycle.

36 **Sec. 6. 29-A MRSA §458-B, sub-§7**, as amended by PL 2011, c. 139, §3, is
37 repealed.

38 **Sec. 7. 29-A MRSA §470, sub-§2**, as enacted by PL 2003, c. 125, §1, is amended
39 to read:

40 **2. Inspection and equipment Equipment.** An experimental motor vehicle ~~is exempt~~
41 ~~from inspection requirements under section 1751 but~~ must comply with the equipment

1 standards of chapter 17 to include at a minimum: body components, an exhaust system,
2 reflectors, running gear, tires, a horn, lights, directional signals, brakes, a steering
3 mechanism, windshield wipers, safety seat belts and rearview mirrors.

4 **Sec. 8. 29-A MRSA §517, sub-§1-B**, as enacted by PL 2003, c. 490, Pt. D, §1, is
5 amended to read:

6 **1-B. Low-speed vehicle.** A low-speed vehicle loaned by a dealer to a municipality is
7 exempt from registration fees ~~and is not subject to inspection pursuant to section 1752~~ but
8 must be registered and must be in compliance with equipment provisions under section
9 1925.

10 **Sec. 9. 29-A MRSA §517-A, first ¶**, as enacted by PL 2001, c. 116, §1, is amended
11 to read:

12 Vehicles owned by an organized veterans group and used exclusively for ceremonial
13 activities, including parades, are exempt from registration requirements and registration
14 fees. ~~These vehicles must be inspected~~ A vehicle for which inspections are required
15 pursuant to chapter 15, subchapter I 1 must be inspected. For purposes of this section,
16 "organized veterans group" means the American Legion, Veterans of Foreign Wars or an
17 organized league of veterans of the United States Marine Corps.

18 **Sec. 10. 29-A MRSA §525, sub-§4**, as enacted by PL 1993, c. 683, Pt. A, §2 and
19 affected by Pt. B, §5, is amended to read:

20 **4. Exception.** A farm vehicle or farm truck formerly subject to limited inspection
21 under former section 1752, subsections 2 and 4 is not required to have a fuel use
22 identification decal.

23 **Sec. 11. 29-A MRSA §1751**, as amended by PL 2001, c. 234, §§1 and 2, is repealed.

24 **Sec. 12. 29-A MRSA §1752**, as amended by PL 2017, c. 165, §6, is repealed.

25 **Sec. 13. 29-A MRSA §1753, sub-§4, ¶D**, as amended by PL 2007, c. 348, §3, is
26 further amended to read:

27 D. A farm truck or a fish truck formerly exempted under former section 1752;

28 **Sec. 14. 29-A MRSA §1754, sub-§1-A**, as enacted by PL 2011, c. 191, §1, is
29 repealed.

30 **Sec. 15. 29-A MRSA §1756, sub-§2**, as enacted by PL 1993, c. 683, Pt. A, §2 and
31 affected by Pt. B, §5, is repealed.

32 **Sec. 16. 29-A MRSA §1756, sub-§6**, as enacted by PL 1997, c. 786, §4, is
33 repealed.

34 **Sec. 17. 29-A MRSA §1756, sub-§7**, as enacted by PL 1997, c. 786, §4, is
35 repealed.

36 **Sec. 18. 29-A MRSA §1757**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected
37 by Pt. B, §5, is repealed.

38 **Sec. 19. 29-A MRSA §1758, sub-§3**, as amended by PL 2011, c. 167, §2 and
39 affected by §§3 and 7, is further amended to read:

1 **3. Motorcycles; proof of inspection.** If a motorcycle meets the inspection standard,
2 ~~upon payment of applicable inspection fees pursuant to section 1751, subsection 3-A~~ a
3 valid certificate of inspection and an official inspection sticker for the motorcycle must be
4 issued. The certificate of inspection must be kept with the registration certificate of the
5 motorcycle and the official inspection sticker must be affixed to the rear of the motorcycle
6 on the registration plate.

7 The official inspection sticker must be located so that it is completely and clearly visible
8 from the rear of the motorcycle. If the registration plate is reassigned to another motorcycle
9 pursuant to section 463, subsection 4, the certificate of inspection and the official inspection
10 sticker expire upon reassignment.

11 **Sec. 20. 29-A MRSA §1762, sub-§8,** as enacted by PL 1997, c. 786, §5, is
12 repealed.

13 **Sec. 21. Additional changes to law.** The Department of the Secretary of State,
14 Bureau of Motor Vehicles shall submit a bill to the Second Regular Session of the 130th
15 Legislature to make changes in the Maine Revised Statutes to fully abolish inspection
16 requirements for motor vehicles registered in the State, with the exception of inspection
17 requirements for commercial motor vehicles, trailers and semitrailers under Title 29-A,
18 section 1753; inspection of fire trucks under Title 29-A, section 1755; and inspection by
19 dealers and transporters under Title 29-A, section 1754, which must be retained.

20 **SUMMARY**

21 This bill repeals statutory provisions requiring inspections for motor vehicles registered
22 in the State, except that the provisions regarding inspection of commercial motor vehicles,
23 trailers and semitrailers under the Maine Revised Statutes, Title 29-A, section 1753;
24 inspection of fire trucks under Title 29-A, section 1755; and inspection by dealers and
25 transporters under Title 29-A, section 1754 are not repealed.