

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY

S.P. 651 - L.D. 1899

An Act To Amend Certain Motor Vehicle Laws

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

Sec. 1. 5 MRSA §12004-G, sub-§33-C, as enacted by PL 1995, c. 376, §1, is repealed.

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

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

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

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

Sec. 4. 29-A MRSA §562, as amended by PL 2017, c. 327, §§16 and 17, is repealed.

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

9. Use of biometric technology. The Secretary of State may use biometric technology, including, but not limited to, retinal scanning, facial recognition or fingerprint technology, to produce a license or nondriver identification card and may use facial recognition technology to search its image records to provide information, including digital images, to law enforcement agencies only to aid in emergency circumstances involving an immediate threat to the life of a person or pursuant to rules adopted under this subsection. A person, agency or entity other than the Secretary of State may not use biometric technology to search the Secretary of State's image records.

The Secretary of State may adopt rules establishing additional circumstances in which it will provide information, including digital images, produced by searching its records

using facial recognition technology to law enforcement agencies. Rules adopted under this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

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

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

Sec. 7. 29-A MRSA §2458, sub-§6, ¶B, as enacted by PL 1997, c. 111, §2, is repealed.

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

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