

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 231

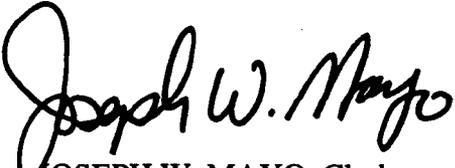
H.P. 183

House of Representatives, January 24, 1995

**An Act to Correct Errors and Inconsistencies Related to the
Recodification of the Maine Revised Statutes, Title 29.**

(EMERGENCY)

Reference to the Committee on Transportation suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative O'GARA of Westbrook.
Cosponsored by Senator STEVENS of Androscoggin and
Representatives: BAILEY of Township 27, DRISCOLL of Calais, LINDAHL of Northport,
RICKER of Lewiston, STROUT of Corinth.

2 **Sec. 43. 14 MRSA §8104-A, sub-§1, ¶¶A, B and C**, as enacted by
PL 1987, c. 740, §4, are amended to read:

4 A. Motor vehicle, as defined in Title 29 29-A, section 1
6 101, subsection 7 42;

8 B. Special mobile equipment, as defined in Title 29 29-A,
section 1 101, subsection 14 70;

10 C. Trailers, as defined in Title 29 29-A, section 1 101,
12 subsection 18 86;

14 **Sec. 44. 15 MRSA §1102**, as enacted by PL 1987, c. 758, §20,
is amended to read:

16 **§1102. Detention of juveniles charged as adults**

18 Unless they have attained their 18th birthday, persons who
20 are arrested for crimes defined under Title 12 or Title 29 29-A,
which that are not juvenile crimes as defined in section 3103,
22 may not be detained unless a juvenile caseworker has been
notified within 2 hours after the person's arrest and has
24 approved the detention. Section 3203-A, subsection 7, paragraphs
A and B, governing the facilities in which juveniles may be
26 detained, apply to any detention of such juveniles following
arrest.

28 **Sec. 45. 15 MRSA §3103, sub-§1, ¶A**, as amended by PL 1981, c.
30 679, §2, is further amended to read:

32 A. Conduct which that, if committed by an adult, would be
defined as criminal by Title 17-A, the Maine Criminal Code,
34 or by any other criminal statute outside that code,
including any rule or regulation under a statute, except for
36 those provisions of Titles 12 and 29 29-A not specifically
included in paragraphs E and F;

38 **Sec. 46. 15 MRSA §3103, sub-§1, ¶F**, as affected by PL 1991, c.
40 516, §3, is amended to read:

42 F. The criminal violation of operating a motor vehicle
under the influence of intoxicating liquor or drugs or with
44 an excessive blood-alcohol level, as defined in Title 29
29-A, section 1312-B 2411 and offenses defined in Title 29
46 29-A as Class B or C crimes.

48 **Sec. 47. 15 MRSA §3308, sub-§6**, as amended by PL 1981, c. 679,
§8, is further amended to read:

2 B. If the registered owner is a lessor of vehicles and at
4 the time of the violation the vehicle was in the possession
6 of a lessee and the lessor provides the investigating
8 officer with a copy of the lease agreement containing the
information required by Title 29 29-A, section 901 254, the
lessee and not the lessor may be charged under this section.

10 **Sec. 150. 38 MRSA §1606, sub-§1, ¶A**, as enacted by PL 1989, c.
622, is amended to read:

12 A. "Motor vehicle" has the same meaning as defined in Title
14 29 29-A, section 1 101, subsection 7 42.

16 **Sec. 151. 38 MRSA §2401, sub-§6**, as enacted by PL 1991, c.
818, §2, is amended to read:

18 **6. Motor vehicle.** "Motor vehicle" has the same meaning as
20 provided under Title 29 29-A, section 1 101, subsection 7 42.

22 **Sec. 152. 38 MRSA §2402, sub-§4, ¶¶C and E**, as enacted by PL
1991, c. 818, §2, are amended to read:

24 C. A motor vehicle exempt from safety inspection or
26 requiring only a partial safety inspection under Title 29
29-A, section 2506 1752;

28 E. A motor vehicle registered as a street rod as defined in
30 Title 29 29-A, section 1 101, subsection 15-C-1 76;

32 **Sec. 153. Retroactivity.** This Act applies retroactively to
January 1, 1995.

34 **Emergency clause.** In view of the emergency cited in the
36 preamble, this Act takes effect when approved.

38 STATEMENT OF FACT

40 Sections 1 to 56 correct cross-references and make technical
42 changes to conform to preferred style and grammar.

44 Section 57 corrects a cross-reference and clarifies that
46 .08% weight or more of alcohol in the blood is the definition of
excessive blood-alcohol level for the Maine Revised Statutes,
Title 17-A, section 1057.

48 Sections 58 to 82 correct cross-references and make
50 technical changes to conform to preferred style and grammar.