

ADDITIONAL LAWS OF INTEREST PERTAINING TO RULES OF THE ROAD

TITLE 29-A

2079-A. Excessive sound system noise

1. Prohibition. A person may not operate a sound system in a vehicle on a public way at a volume that is audible at a distance of greater than 25 feet and that exceeds 85 decibels or that is greater than is reasonable with due regard to the location of the vehicle and the effect on persons in proximity to the vehicle. It is a prima facie violation of this section if the vehicle is located near buildings and the buildings or windows in the buildings are shaken or rattled by the sound of the sound system.

2088. Passengers restricted to passenger compartment of pickup truck

1. Passengers under 19 years of age. When a passenger under 19 years of age is transported in a pickup truck, that passenger must ride in the passenger compartment of the pickup truck.

2081. Use of safety seat belts

2. Children under 40 pounds. When a child who weighs less than 40 pounds is being transported in a motor vehicle that is required by the United States Department of Transportation to be equipped with safety seat belts, the operator must have the child properly secured in accordance with the manufacturer's instructions in a child safety seat.

3. Passengers less than 18 years of age.

A. The operator shall ensure that a child who weighs at least 40 pounds but less than 80 pounds and who is less than 8 years of age is properly secured in a federally approved child restraint system.

B. The operator shall ensure that a child who is less than 18 years of age and at least 8 years of age or who is less than 18 years of age and more than 4 feet, 7 inches in height is properly secured in a seat belt.

C. The operator shall ensure that a child who is less than 12 years of age and who weighs less than 100 pounds is properly secured in the rear seat of a vehicle, if possible.

3-A. Other passengers 18 years of age and older; operators. When a person 18 years of age or older is a passenger in a vehicle that is required by the United States Department of Transportation to be equipped with seat belts, the passenger must be properly secured in a seat belt. Each such passenger is responsible for wearing a seat belt

as required by this subsection, and a passenger that fails to wear a seat belt as required by this subsection is subject to the enforcement provisions of subsection 4. The operator of a vehicle that is required by the United States Department of Transportation to be equipped with seat belts must be secured in the operator's seat belt.

2396. Certain substances on public ways

2. Unsecured load. A person may not operate on a public way a vehicle with a load that is not fastened, secured, confined or loaded to reasonably prevent a portion from falling off.

For the purposes of this section, "load" includes, but is not limited to, firewood, pulpwood, logs, bolts or other material, but does not include loose hay, pea vines, straw, grain or cornstalks.

When the load consists of sawdust, shavings or wood chips, and a reasonable effort has been made to completely cover the load, minor amounts blown from the vehicle while in transit do not constitute a violation.

3. Gravel. A load of gravel, sand, crushed stone, rubbish, building debris or trash must be covered or otherwise secured or confined to prevent any portion of the load from falling from or spilling out of the vehicle.

TITLE 12





13157-A. Operation of ATVs

6. Operating ATV on public way. Except as provided in this subsection, a person may not operate an ATV, other than an ATV registered with the Secretary of State under Title 29-A, on any portion of a public way maintained or used for the operation of conventional motor vehicles or on the sidewalks of any public way.

A. A properly registered ATV may be operated on a public way only the distance necessary, but in no case to exceed 500 yards, on the extreme right of the traveled way for the purpose of crossing, as directly as possible, a public way, bridge, overpass, underpass, sidewalk or culvert as long as that operation can be made safely and does not interfere with traffic approaching from either direction on the public way.

LAWS PERTAINING TO OPERATING ON A PUBLIC WAY

Motorized Scooters, Mopeds and Motorized Bicycles

State of Maine Laws Pertaining To Off-Road Vehicles, Motorized Scooters, Mopeds and Motorcycles Effective: April 13, 2006			
Off-Road Vehicle	Motorized Scooter	Moped	Motorcycle
			
Cannot be registered	Registration not required	Can be registered as a moped	Can be registered as a motorcycle
Cannot meet inspection standards due to vehicle design and configuration	Inspection not required	Inspection not required	Inspection required
Cannot be used on a public way	Can be used on a public way like a motorized bicycle or tricycle	Can be used on a public way if registered	Can be used on a public way if registered
Operator's license no applicable since vehicle can not be used on public way	Any class of an operator's license, instruction permit or endorsement required	Any class of an operator's license is required	Any class of operator's license with a motorcycle endorsement required
Some common types of off-road vehicles include Pocket Bikes, Mules, Gators, Terminal Tractors and ATV's. An ATV can only be operated for farm purposes using an occasional crossing permit	**Must meet all the following criteria <ul style="list-style-type: none"> • 2 or 3 wheels • *Each wheel (not tire) is less than 10" in diameter 	**Must meet all the following criteria <ul style="list-style-type: none"> • 2 or 3 wheels • *Each wheel 	**Must meet all the following criteria <ul style="list-style-type: none"> • 2 or 3 wheels

<p>A Pocket Bike or similar vehicle that does not meet the definition of a motorized scooter, moped or motorcycle is considered an off-road vehicle</p>	<ul style="list-style-type: none"> • Motor less than 25 cc's <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> • Electric motor not exceeding 750 watts 	<p>(not tire) is 10" or larger in diameter</p> <ul style="list-style-type: none"> • Motor does not exceed 50 cc's <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> • Electric motor not exceeding 1,500 watts 	<ul style="list-style-type: none"> • *Each wheel (not tire) is 10" or larger in diameter • Motor more than 50 cc's <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> • Electric motor 1,500 or more watts
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*Wheel diameter is measured across the outer edge of the wheel rim.

**If all criteria are not met in any category, the vehicle is considered an off-road vehicle.

Useful Statutory References	
<p style="text-align: center;">Definition: Title 29-A, § 101, sub§ 47-A</p>	<p style="text-align: center;">Operation of: Title 29-A, § 2091</p>
<p style="text-align: center;">Driver License Requirements: Title 29-A, §1254</p>	<p style="text-align: center;">Safe Operation: Title 29-A, §2062</p>
<p style="text-align: center;">Motorcycle Driver Education: Title 29-A, §1352</p>	<p style="text-align: center;">Instruction Permits: Title 29-A, §1304</p>
<p style="text-align: center;">Equipment Standards: Title 29-A, §1901-1925</p>	<p style="text-align: center;">Inspection: Title 29-A, §1751</p>