

MAINE STATE LEGISLATURE

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L.D. 856

(Filing No. H-239)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
112TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "**A**" to H.P. 586, L.D. 856,
Bill, "AN ACT Concerning Reduction of Damages for
Persons not Wearing Safety Belts or Helmets."

Amend the bill by inserting at the beginning of
the first line after the enacting clause (page 1 line
23 in L.D.) the following: 'Sec. 1. '

Further amend the bill in the first paragraph af-
ter the amending clause in the first line (page 1,
line 26 in L.D.) by striking out the underlined words
"Any person" and inserting in their place the follow-
ing: 'With the exception from application of this para-
graph in any action under Title 18-A, section
2-804, any adult'

Further amend the bill in the 2nd paragraph after
the amending clause in the first line (page 1, line
32 in L.D.) by striking out the underlined words "Any
person" and inserting in their place the following:
'With the exception from application of this para-
graph in any action under Title 18-A, section 2-804,
any adult'

Further amend the bill by inserting at the end
before the Statement of Fact the following:

'Sec. 2. 29 MRSA §1368-A, 2nd ¶, as enacted by
PL 1965, c. 202, §2, is repealed.'

STATEMENT OF FACT

This amendment limits the application of the re-
duction in civil damages for nonuse of seat belts or
safety helmets to adult operators and passengers. It

COMMITTEE AMENDMENT "A" to H.P. 586, L.D. 856

1 also excepts wrongful death actions from the applica-
2 tion of this reduction in damages. Finally, the
3 amendment repeals a provision of current law that
4 does not permit evidence of the use or nonuse of seat
5 belts to be introduced into a court action.

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Reported by the Minority of the Committee on Judiciary
Reproduced and distributed under the direction of the
Clerk of the House
5/29/85 (Filing No. H-239)