

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1994

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Legislative Document

No. 1859

S.P. 679

In Senate, February 10, 1994

**An Act to Allow Police Officers to Prosecute Traffic Infractions.**

(AFTER DEADLINE)

(EMERGENCY)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.  
Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator CONLEY of Cumberland.  
Cosponsored by Representatives: COTE of Auburn, FAIRCLOTH of Bangor.

2       **Emergency preamble.** Whereas, Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

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6       Whereas, due to budgetary constraints in the District  
Attorneys' offices, it is imperative that this Act take effect  
immediately; and

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10       Whereas, in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
12       Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

16       **Sec. 1.** 4 MRSA §807, sub-§3, ¶G, as amended by PL 1991, c.  
18       885, Pt. E, §4 and affected by §47, is further amended to read:

20       G. A person who is not an attorney, but is representing a  
party in any hearing, action or proceeding before the  
22       Workers' Compensation Board as provided in Title 39-A,  
section 317; or

24       **Sec. 2.** 4 MRSA §807, sub-§3, ¶H, as repealed and replaced by  
26       PL 1989, c. 858, §1, is amended to read:

28       H. A person who is not an attorney, but has been designated  
to represent either the Department of Human Services, under  
30       Title 22, section 3473, subsection 3, or the Department of  
Mental Health and Mental Retardation, under Title 34-B,  
32       section 1204, subsection 7, in Probate Court proceedings; or

34       **Sec. 3.** 4 MRSA §807, sub-§3, ¶I is enacted to read:

36       I. A law enforcement officer who is prosecuting a person  
38       who has allegedly committed a traffic infraction.

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

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STATEMENT OF FACT

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The purpose of this bill is to allow law enforcement officers to prosecute traffic infractions.

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This document has not yet been reviewed to determine the need for cross-reference, stylistic and other technical amendments to conform existing law to current drafting standards.

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