

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Maine
REVISED STATUTES
1964

*Prepared Under the Supervision
of the
Committee on Revision of Statutes*

Being the Tenth Revision of the
Revised Statutes of the State
of Maine, 1964

Volume 5
Titles 26 to 32



Boston, Mass.
Boston Law Book Co.

Orford, N. H.
Equity Publishing Corporation

St. Paul, Minn.
West Publishing Co.

Text of Revised Statutes

Copyright © 1964

by

State of Maine

This is a historical version of the Maine Revised Statutes that may not reflect the current state of the law. For the most current version, go to:

<http://legislature.maine.gov/legis/statutes/>

CHAPTER 19

ENFORCEMENT AND JURISDICTION

Sec.

- 2301. Arrested persons given immediate trial; exceptions; bail.
- 2302. Jurisdiction.
- 2303. General penalty.
- 2304. Conviction record to Secretary of State; public record.
- 2305. Temporary suspension of operator's license.

§ 2301. Arrested persons given immediate trial; exceptions; bail

Whoever is arrested for violation of any provisions of this Title, except those of sections 900, 1312, 2181 and 2185, shall be given an immediate trial if he shall so demand of the officer making the arrest, but if for any reason it is impracticable to do so, the officer making the arrest shall immediately take the prisoner before some bail commissioner, who before admitting him to bail, shall require him to give his name, his place of residence, the number of his license to operate a motor vehicle and the registration number of the motor vehicle operated at the time of his arrest, and shall make a record thereof on the bail bond, and may take his personal recognizance for his appearance in court on a specified day, not less than 2 days thereafter if requested by the person arrested; or such officer in like cases may accept the personal recognizance of such person for his appearance. If a person fails to appear in court on the day specified, either in person or by counsel, the court shall notify the Secretary of State, who shall immediately suspend or revoke his license, if licensed in this State, or suspend or revoke his right to operate motor vehicles in this State, if a nonresident and not licensed in this State, and also suspend the registration of the motor vehicle driven by such person when arrested, if said motor vehicle is registered in this State by such person. The Secretary of State may suspend the registration of the motor vehicle driven by such person when arrested, if said motor vehicle is registered in this State by other than the operator of said motor vehicle, provided he first gives 7 days' notice of his intention to do so.

R.S.1954, c. 22, § 162; 1963, c. 264.

§ 2302. Jurisdiction

The District Court shall have original and concurrent jurisdiction with the Superior Court over all prosecutions for violation of this Title. All fines and forfeitures collected under this Title shall accrue to the District Court Fund, except for overload violations, only \$5 or 13%, whichever is the greater, of each such overload fine or forfeiture collected through the District Court, shall accrue to the District Court Fund and the balance thereof shall accrue to the General Highway Fund.

R.S.1954, c. 22, § 163; 1957, c. 221; c. 334, § 3; c. 429, § 33; 1961, c. 160; 1963, c. 402, § 22.

§ 2303. General penalty

Whoever violates or fails to comply with any provision of this Title, or any rules or regulations established thereunder, when no other penalty is specifically provided, shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 90 days, or by both.

R.S.1954, c. 22, § 164; 1957, c. 250, § 6.

§ 2304. Conviction record to Secretary of State; public record

Every court in every case wherein a person is convicted of the violation of any statute or appeals from any conviction relative to motor vehicles or to the operation of any vehicle shall forthwith transmit to the Secretary of State an abstract, duly certified, setting forth therein the names of the parties, the nature of the offense, the date of hearing, the plea, the judgment and the result; and in cases involving any violation of sections 1251 to 1254 and 1256 the abstract shall contain the legal speed involved and the speed of which the person was convicted; and they shall be open to public inspection during reasonable hours. Said judges may make such recommendations to the Secretary of State as to suspension or revocation of licenses and certificates of registration of respondents as they deem to be in furtherance of justice.

R.S.1954, c. 22, § 165; 1959, c. 227; 1963, c. 204; c. 402, § 23.

§ 2305. Temporary suspension of operator's license

In addition to any other penalty provided in this Title and imposed by any court upon any person for violation of any provision of this Title, the court may suspend an operator's license

for a period not exceeding 10 days, in which case the judge shall take up the license certificate of such person, who shall forthwith surrender the same and forward it by mail to the Secretary of State. The Secretary of State may thereupon grant a hearing and take such further action relative to suspending, revoking or restoring such license or the registration of the vehicle operated thereunder as he deems necessary.

R.S.1954, c. 22, § 166; 1961, c. 395, § 9; 1963, c. 402, § 24.