

MAINE STATE LEGISLATURE

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S.
D O E B

STATE OF MAINE
SENATE
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 188, L.D.622, Bill, "AN ACT to Restrict the Possession of Radio Receiver Crystals Used to Receive Certain Governmental Frequencies."

Amend said Bill by striking out all of the title and inserting in place thereof the following:

'AN ACT to Restrict the Possession of Shortwave Radio Receivers Capable of Receiving Certain Governmental Frequencies.'

Further amend said Bill by striking out everything after the amending clause and inserting in place thereof the following:

'§ 3967. Installation of shortwave radios in automobiles prohibited in certain cases

1. Installation in or possession within motor vehicle prohibited. No person shall install in or possess within any motor vehicle, a shortwave radio receiver operative on any frequency used in this State by a state, county or municipal law enforcement agency, by a state, county or municipal civil defense agency or by a state, county or municipal fire department.

2. Exceptions.

A. The prohibition contained in subsection 1 shall not apply to any person who has received and has in his immediate possession a permit to install in or possess in a motor vehicle a shortwave radio receiver prohibited under subsection 1 from the Commissioner of Public Safety, or his designee.

B. The prohibition contained in subsection 1 shall not apply to any state, county or local law enforcement official, civil defense official or fire department official.

3. Permits.

A. Permit forms shall be designed and distributed by the office of the Commissioner of Public Safety. Such forms shall be so constructed as to provide an original and 2 copies. The original shall issue to the person receiving the permit.. The first copy shall be retained on file by the office issuing the permit. The 2nd copy shall be sent to the Chief of the Maine State Police.

B. A permit may be issued for no more than one radio. A person possessing a radio prohibited under subsection 1 shall have one permit for each radio in the vehicle. The permit shall contain a description of the radio for which it is issued to include the serial number. The permit shall identify the person to whom the permit is issued. Permits are not transferable.

C. A permit shall be valid for one year from the date of issue. A permit may be renewed upon application to the Commissioner of Public Safety or his designee.

4. Penalty. Any person who installs in or has within any motor vehicle a radio in violation of this section shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than one year, or by both.

Statement of Fact

This amendment changes the bill to prohibit possession of a shortwave radio capable of receiving law enforcement frequencies unless the possessor has a permit from the Commissioner of Public Safety or his designee, or is exempt from the prohibition.

Reported by the Majority of the Committee on Legal Affairs.

Reproduced and distributed pursuant to Senate

Rule 11-A

May 7, 1975

(Filing No. S-129)