

# 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)

(Governor's Bill)  
SECOND REGULAR SESSION

---

ONE HUNDRED AND NINTH LEGISLATURE

---

**Legislative Document**

**No. 1753**

---

H. P. 1644

House of Representatives, January 2, 1980

Referred to the Committee on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk of the House

Presented by Mr. Davies of Orono.

---

**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

---

**AN ACT Relating to Suspension on Nonappearance under the Motor Vehicle Laws.**

---

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

**Sec. 1.** 29 MRSA § 2301, last sentence, as enacted by PL 1979, c. 573, § 2, is amended to read:

On appearance and on the condition of payment of a \$10 reinstatement fee to the Secretary of State, the court shall rescind the suspension and order the Secretary of State to ~~expunge delete~~ any record of the suspension from that person's driving record.

**Sec. 2.** 29 MRSA § 2301-A, as last amended by PL 1979, c. 573, § 3, is further amended to read:

**§ 2301-A. Suspension on nonappearance or nonpayment of fine**

If a person, ~~firm or corporation whether resident or nonresident~~, fails to appear in court on the day specified in response to a summons or order of court for any violation of any provision of this Title, or in response to a Uniform Traffic Ticket and Complaint or for any further appearance by the court, including one for the payment of a fine, either in person or by counsel, the court may suspend ~~his license or suspend his right~~ **the operator's license of any person or the registration of any firm or corporation or the right of the person, firm or corporation to operate motor vehicles in this State.**

If a person, **firm or corporation** who has been ordered to pay a fine for violation of any provisions of this Title has failed to pay the fine within 30 days of such order, the court may suspend ~~his license~~ **the operator's license of the person or the registration of the firm or corporation** or ~~suspend his right~~ **the right of the person, firm or corporation** to operate motor vehicles in this State.

~~On~~ **Upon** receipt of a copy of a court order suspending a person's license or right to operate in this State, ~~or suspending the registration or right to operate in this State of any firm or corporation~~, the Secretary of State shall immediately notify that person, **firm or corporation** of the suspension by regular mail or personal service. A court ordered suspension shall have the same force and effect as a suspension by the Secretary of State. A suspension shall remain in effect until the person, **firm or corporation** appears, either in person or by counsel, or pays the fine. On appearances or payment of the fine, whichever was the basis for the suspension, and on the condition of payment of a \$10 reinstatement fee to the Secretary of State, the court shall rescind the suspension and order the Secretary of State to ~~expunge delete~~ any record of the suspension from that person's, **firm or corporation's** driving record.

#### STATEMENT OF FACT

Currently, resident and nonresident firms or corporations are not subject to penalties for nonappearance after being cited to court. This change provides that the operator's license may be suspended on persons who fail to appear in court and in the cases of firms or corporations, the court may suspend the registration of those firms or corporations that fail to answer a summons or uniform traffic ticket.