

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-204)
110TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 889, L.D. 1058, Bill,
"AN ACT to Provide for Deduction of Points from Driver's
License of a Minor Illegally Transporting Liquor."

Amend the Bill by striking out everything after the title
and inserting in its place the following:

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

Whereas, the number of violations of liquor laws is
increasing; and

Whereas, the number of automobile accidents is increasing; and

Whereas, a large proportion of these violations and
accidents are made and experienced by minors; and

Whereas, liquor violations cause an increasing number
of automobile accidents that injure and kill minors and
others; and

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

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

Sec. 1. 28 MRSA §1002, first ¶, first sentence, as last
amended by PL 1975, c. 430, §26, is further amended to read:

Upon adjudication of any traffic infraction under section 1001, the court shall suspend the operator's license, if any, for a period of ~~10~~ 20 days and shall forthwith forward ~~said~~ the license to the Secretary of State together with the record of adjudication on the form furnished for reporting convictions and adjudications for violations of Title 29.

Sec. 2. 28 MRSA §1002, 2nd ¶ is amended to read:

Immediately upon receipt of ~~said~~ the record, the Secretary of State shall suspend the license, or right to operate, or right to obtain a license, of such person for the recommended period not to exceed 60 days, including the ~~10-day~~ 20-day suspension imposed by the court, without further hearing. He shall also assign 3 demerit points according to Title 29, section 2241, subsection 2.

Sec. 3. 29 MRSA §2241, sub-§2, first sentence, as amended by PL 1975, c. 731, §65, is further amended to read: For the purpose of identifying habitually reckless or negligent drivers and habitual or frequent violators of traffic regulations governing the movement of vehicles, the Secretary of State shall adopt regulations establishing a uniform system of assigning demerit points for convictions or adjudications of violations of statutes or regulations governing the operation of motor vehicles, including violations of Title 17-A, section 360, subsection¹, paragraphs A and B and Title 28, section 1002.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.'

Statement of Fact

This amendment increases the length of suspension upon adjudication of a minor for transporting intoxicating liquor from 10 to 20 days and adds an emergency enactor.

Reported by the Committee on Transportation.
Reproduced and distributed under the direction of the Clerk of the House.

4/14/81

(Filing No. H-204)