

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 101

7 S.P. 43

In Senate, January 5, 1983

8 Reference to the Committee on Judiciary suggested and ordered printed.

9 JOY J. O'BRIEN, Secretary of the Senate

10 Presented by Senator Hichens of York.

Cosponsors: Senator Gill of Cumberland and Senator Bustin of
Kennebec.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Clarify the "Hearing Ear" Dog
18 Law.
19

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

22 22 MRSA §3613, as enacted by PL 1981, c. 584,
23 §5, is amended to read:

24 §3613. Motor vehicle drivers

25 The driver of a vehicle approaching a deaf or
26 hearing impaired person using a properly identified
27 guide dog shall take all necessary precautions to
28 avoid injury to that person and the guide dog, and
29 any driver who fails to take such precautions shall
30 be liable in damages for any injury caused to that
31 person or dog. A deaf or hearing impaired person not
32 using a guide dog in any of the places, accommoda-
33 tions or conveyances listed in section 3612 shall

1 have all of the rights and privileges conferred by
2 law upon other persons, and the failure of a deaf or
3 hearing impaired person to use a guide dog in those
4 places, accommodations or conveyances shall not be
5 held to constitute nor be evidence of contributory
6 negligence.

7 STATEMENT OF FACT

8 This bill establishes liability for injury to a
9 guide dog, as well as the hearing-impaired person,
10 caused by negligent motor vehicle operators.

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