

## L.D. 1514

## (Filing No. H- 171)

## STATE OF MAINE HOUSE OF REPRESENTATIVES 111TH LEGISLATURE FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 1149, L.D. 1514, 7 Bill, "AN ACT Requiring Motorists to Protect Children 8 q in Motor Vehicles by Use of Approved Child Safety Seats." 10

Amend the bill in that part designated "§1368-B." in subsection 6 in the 3rd and 4th lines (page 3, 11 12 lines 3 and 4 in L.D.) by striking out the following: "the first violation and \$50 for each subsequent" and 13 14 15 inserting in its place the following: 'each

16 Further amend the bill in that part designated "§1368-B." by adding at the end the following: 17

'8. Loan of child restraining seat. The Commis-sioner of Public Safety shall adopt rules in accor-18 19 20 dance with the Maine Administrative Procedure Act, Title 5, chapter 375, provide for the loan of an approved child safety seat to parents or legal guard-21 22 ians who are in violation of this section and who have been stopped by a state police officer. The commissioner shall include in these rules: 23 24 25

26 A. A procedure by which approved child safety 27 seats shall be made available as quickly as pos-28 sible to parents and legal guardians stopped by 29 state police officers and who are in violation of 30 this section;

31	B. A procedure by which child safety seats which
32	have been loaned to parents and legal guardians
33	in violation of this section shall be returned to
34	the State Police, including the return of these
35	seats to the court to which the violators have
36	been summonsed; and

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HOUSE AMENDMENT "A" to H.P. 1149, L.D. 1514

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3	whic	h	the	Stat	e P	olic	e sha	all	be	rei	mburse	ed	for
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5	cord	lar	ice \	vith	par	agra	iph B	<u>'</u>					

## STATEMENT OF FACT

7 The purpose of this amendment is to provide that 8 state police officers who stop parents and legal guardians who are in violation of the child safety 9 10 seat law shall provide the violators with child safety seats. The Commissioner of Public Safety is 11 12 authorized to adopt rules to determine the procedure by which the child safety seats are to be made avail-13 14 able to violators of the law and procedures by which these seats are to be returned to the State Police. The seats may be returned to the courts to which the 15 16 17 parents or legal guardians are summonsed.

18 This amendment also reduces the penalty from \$50 19 to \$25 fines for subsequent violations to the first 20 violation.

This amendment is modeled, to a certain extent, on the Tennessee Child Safety Seat Law which has been very successful. Not only has the number of deaths and seriously injured children been reduced, the general public also has been made more aware of the need to obtain child safety seats for vehicles.

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Filed by Rep. Carroll of Limerick Reproduced and distributed under the direction of the Clerk of the House 4/27/83 (Filing No. H-171)

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