

MAINE STATE LEGISLATURE

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D. OF R.

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L.D. 1951

(Filing No. S-415)

STATE OF MAINE
SENATE
112TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A " to S.P. 777, L.D. 1951, Bill, "AN ACT to Promote Public Health through Required Use of Seat Belts."

Amend the bill at the beginning of the first line after the enacting clause (page 1, line 22 in L.D.) by inserting the following: 'Sec. 1.'

Further amend the bill in that part designated "§1368-C." in subsection 3, paragraph B in the last line (page 2, line 15 in L.D.) by striking out the underlined word "or" and in paragraph C in the last line (page 2, line 18 in L.D.) by striking out the underlined word and punctuation "inappropriate." and inserting in their place the following: 'inappropriate;'

Further amend the bill in that part designated "§1368-C." in subsection 3 by inserting at the end the following:

'D. A rural mail carrier of the United States Postal Service operating a motor vehicle in the performance of his duties; or

E. A driver or a passenger who frequently stops or leaves a vehicle to make deliveries or to perform service.'

Further amend the bill in that part designated "§1368-C." in subsection 4 by inserting after the first paragraph the following:

'This section shall be enforced by law enforcement officers only when an operator of a motor vehicle has been stopped for a different violation of the motor vehicle laws.'

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COMMITTEE AMENDMENT "A" to S.P. 777, L.D. 1951

1 Further amend the bill by inserting before the
2 Statement of Fact the following:

3 'Sec. 2. Statutory referendum procedure; submis-
4 sion at general election; form of question; effective
5 date. This Act shall be submitted to the legal vot-
6 ers of the State of Maine at the next general elec-
7 tion in the month of November following passage of
8 this Act. The city aldermen, town selectmen and
9 plantation assessors of this State shall notify the
10 inhabitants of their respective cities, towns and
11 plantations to meet, in the manner prescribed by law
12 for holding a statewide election, to vote on the ac-
13 ceptance or rejection of this Act by voting on the
14 following question:

15 "Do you favor an Act to Promote Public Health
16 through the Required Use of Seat Belts?"

17 The legal voters of each city, town and planta-
18 tion shall vote by ballot on this question, and shall
19 designate their choice by a cross or check mark
20 placed within a corresponding square below the word
21 "Yes" or "No." The ballots shall be received,
22 sorted, counted and declared in open ward, town and
23 plantation meetings and returns made to the Secretary
24 of State in the same manner as votes for members of
25 the Legislature. The Governor shall review the re-
26 turns and, if it appears that a majority of the legal
27 voters are in favor of the Act, the Governor shall
28 proclaim that fact without delay and the Act shall
29 become effective 30 days after the date of the proc-
30 lamation.

31 The Secretary of State shall prepare and furnish
32 to each city, town and plantation all ballots, re-
33 turns and copies of this Act necessary to carry out
34 the purpose of this referendum.'

D. OF R.

COMMITTEE AMENDMENT "A " to S.P. 777, L.D. 1951

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STATEMENT OF FACT

2 This amendment calls for a referendum at the next
3 general election in November to allow the voters to
4 decide the issue of required use of seat belts. The
5 question that would be placed before the voters would
6 read as follows: "Do you favor AN ACT to Promote Pub-
7 lic Health through the Required Use of Seat Belts?"

8 The call for a referendum vote accompanies modi-
9 fication in the original bill, exempting rural mail
10 carriers and persons who make frequent stops from the
11 requirement to wear a seat belt at all times while
12 their motor vehicles are in motion. Furthermore, a
13 stipulation is introduced which prohibits enforcement
14 action for violation of this proposed mandatory use
15 law, unless a motor vehicle has been stopped by law
16 enforcement officers for a different violation of mo-
17 tor vehicle laws.

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Reported by Report A for the Committee on Transportation.
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