

# MAINE STATE LEGISLATURE

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(Emergency)  
(After Deadline)  
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1879

S.P. 656 In Senate, June 30, 1987  
Approved for Introduction by a Majority of the Legislative  
Council pursuant to Joint Rule 27.

Reference to the Committee on Judiciary suggested and  
ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator GAUVREAU of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Clarify the Authority for Judicial  
2 Suspension of Motor Vehicle Licenses.  
3

4 Emergency preamble. Whereas, Acts of the Legis-  
5 lature do not become effective until 90 days after  
6 adjournment unless enacted as emergencies; and

7 Whereas, it is necessary to immediately clarify  
8 the authority of the court to suspend motor vehicle  
9 operators' licenses for failure to appear in court;  
10 and

11 Whereas, in the judgment of the Legislature,  
12 these facts create an emergency within the meaning of  
13 the Constitution of Maine and require the following  
14 legislation as immediately necessary for the preser-

1 vation of the public peace, health and safety; now,  
2 therefore,

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

5 29 MRSA §2301-A, first ¶, as amended by PL 1981,  
6 c. 679, §57, is further amended to read:

7 If a person fails to appear in court on the day  
8 specified in response to a Uniform Traffic Ticket and  
9 Complaint, a summons, a condition of bail or order of  
10 court for any violation of Title 23, section 1980,  
11 Title 28, section 1001 or any provision of this Title  
12 28, section 1001 or any provision of this Title, or for any further appearance ordered by the  
13 court, including one for the payment of a fine, ei-  
14 ther in person or by counsel, the court shall suspend  
15 his license or permit, his right to operate motor ve-  
16 hicles in this State and the right to apply for or  
17 obtain a license. The effective date of the suspen-  
18 sion shall be governed by section 2241-E.

19 **Emergency clause.** In view of the emergency cited  
20 in the preamble, this Act shall take effect when ap-  
21 proved.

22 STATEMENT OF FACT

23 The purpose of this bill is to clarify that the  
24 court may suspend a driver's license for failure to  
25 appear for all so-called moving violations, including  
26 illegal transportation of alcohol by a minor and ex-  
27 ceeding the speed limit on the Maine Turnpike.

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