

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1940

H.P. 1429 House of Representatives, January 4, 1988
Approved for introduction by a majority of the Legislative
Council pursuant to Joint Rule 26.

Received by the Clerk of the House on December 30, 1987.
Referred to the Committee on Transportation and ordered printed
pursuant to Joint Rule 14.

EDWIN H. PERT, Clerk

Presented by Representative CONLEY of Portland.

STATE OF MAINE

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

1 AN ACT to Amend the Notice Provision under the
2 Motor Vehicle Laws.
3

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

6 29 MRSA §2184, sub-§1, as repealed and replaced
7 by PL 1981, c. 679, §43, is amended to read:

8 1. Offense; penalty. No person may operate a
9 motor vehicle on any public highway of this State at a

1 time when his that person's license or permit to
2 operate, his right to operate or his right to
3 apply for or obtain a license or permit has been
4 suspended or revoked, except for a revocation as an
5 habitual offender under chapter 18-A or former chapter
6 18, and when that person:

7 A. Has received written notice of a suspension or
8 revocation pursuant to section 1312-D, subsection
9 1, or section 2241-H or other written notice from
10 the Secretary of State;

11 B. Has been orally informed of the suspension or
12 revocation by a law enforcement officer who is
13 aware of the information as a result of records
14 maintained by the Secretary of State, including
15 those obtainable by telecommunications;

16 C. Has actual knowledge of his the suspension
17 or revocation;

18 D. Is a person to whom written notice was sent by
19 ordinary mail at the last known address shown by
20 the records maintained by the Secretary of State;
21 or

22 E. Has failed to appear in court pursuant to any
23 notice or order specified in section 2301-A.

24 Violation of this section is a Class D crime, provided
25 that, notwithstanding Title 17-A, section 1301, the
26 maximum fine shall be \$2,500.

27 STATEMENT OF FACT

28 This bill requires that notice to individuals
29 regarding status of their drivers' licenses should be
30 uniform for all violators by removing the provision
31 which has been interpreted to mean that no notice of
32 suspension or revocation is required to be given to
33 habitual motor vehicle offenders.

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