

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 633

H.P. 443

House of Representatives, February 14, 1991

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative MACOMBER of South Portland.

Cosponsored by Senator CLARK of Cumberland, Senator CAHILL of Sagadahoc and Representative BAILEY of Farmington.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

**An Act Relating to Violations Involving the Disregard of Red Flashing
Lights on School Buses.**



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

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29 MRSA §2019, sub-§2-A is enacted to read:

6 2-A. Owner's liability for vehicle illegally passing school
8 bus. The owner of a motor vehicle involved in a violation of
10 subsection 2 is liable for the violation as provided in this
12 subsection.

14 A. The operator of a school bus who observes a violation of
16 subsection 2 may report the violation to a police officer.
18 If the operator reports the violation, the operator shall
20 report the time and the location of the violation and the
22 registration plate number and a description of the vehicle
24 involved. The officer shall initiate an investigation of
26 the reported violation and, if possible, contact the owner
28 of the motor vehicle involved and request that the owner
30 supply information identifying the operator.

32 B. The investigating officer may cause the owner of the
34 vehicle to be served with a summons for a violation of this
36 subsection. The owner may be served personally or service
38 may be made by regular mail addressed to the owner's last
40 known address.

42 C. The owner of a motor vehicle involved in a violation of
44 subsection 2 is not liable for the violation under the
46 following circumstances.

48 (1) If the owner of the motor vehicle provides the
50 investigating officer with the name and address of the
52 person operating the vehicle at the time of the
54 violation and the person named admits operating the
vehicle at the time of the violation, then the person
operating the vehicle and not the owner may be charged
under this section.

(2) If the motor vehicle is owned by a lessor of
vehicles and at the time of the violation the vehicle
was in possession of a lessee, and the lessor provides
the investigating officer with a copy of the lease
agreement kept pursuant to and containing the
information required by section 901, then the lessee
and not the lessor may be charged as the owner under
this section.

(3) If the motor vehicle is owned by a dealer and at
the time of the violation the vehicle was operated by
any person other than the dealer, and if the dealer
provides the investigating officer with the name and
address of the person who had control over the vehicle,
then that person and not the dealer may be charged as
the owner under this section.

