

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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Legislative Document

No. 1393

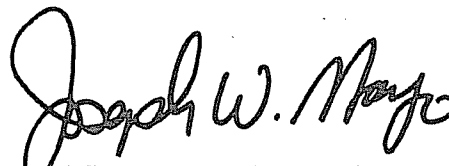
H.P. 1041

House of Representatives, May 3, 1993

**An Act to Assist in Crime Prevention.**

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Reference to the Committee on Legal Affairs suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative DONNELLY of Presque Isle.  
Cosponsored by Representatives: BAILEY of Township 27, CAMPBELL of Holden, GRAY of Sedgwick, KUTASI of Bridgton, PLOWMAN of Hampden, ROBICHAUD of Caribou, SIMONEAU of Thomaston, YOUNG of Limestone.

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

4 Sec. 1. 29 MRSA §1313-C is enacted to read:

6 §1313-C. Revocation upon conviction of drug-related offense

8 1. Report by District Attorney. The District Attorney shall forward a report to the Secretary of State when a person is convicted of an offense under Title 17-A, chapter 45 and the record indicates that a motor vehicle was used in the commission of the crime. The report must contain all relevant facts that formed the basis for the conviction and that indicate the use of the motor vehicle.

14 2. Conviction. For purposes of this section, a person is deemed to have been convicted if that person pleaded guilty or nolo contendere or was otherwise adjudged or found guilty by a court of competent jurisdiction or in the case of a juvenile offender, a juvenile is deemed to have been adjudicated if the juvenile admits or was otherwise adjudged or found to have committed the juvenile offense by a court of competent jurisdiction.

20 3. Revocation. The Secretary of State shall make an independent determination of the facts as set out in the report and, upon a finding that the person used a motor vehicle in committing the crime under Title 17-A, chapter 45, shall revoke that person's license, permit or right to operate. A person whose license, permit or right to operate is revoked under this section may not be licensed or permitted to operate a motor vehicle for a period of no more than 5 years from the date of revocation.

34 STATEMENT OF FACT

36 This bill requires that the Secretary of State revoke a  
38 person's license, permit or right to operate a motor vehicle for  
40 a period of no more than 5 years when that person is convicted of  
a drug-related crime and a motor vehicle was used on the  
commission of the crime.