



117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 165

S.P. 77

In Senate, January 20, 1995

An Act to Require All Persons to Use Safety Belts in Motor Vehicles.

Reference to the Committee on Transportation suggested and ordered printed.

May Th.

MAY M. ROSS Secretary of the Senate

Presented by Senator PENDEXTER of Cumberland. Cosponsored by Representative LINDAHL of Northport and Senators: AMERO of Cumberland, FAIRCLOTH of Penobscot, McCORMICK of Kennebec, PARADIS of Aroostook, PINGREE of Knox, Representatives: GIERINGER of Portland, LOVETT of Scarborough, MARVIN of Cape Elizabeth, McALEVEY of Waterboro, VIGUE of Winslow.

	Be it enacted by the People of the State of Maine as follows:
2 4	Sec. 1. 29-A MRSA §2081, sub-§3, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is repealed.
6	Sec. 2. 29-A MRSA §2081, sub-§3-A is enacted to read:
8 10	3-A. Other passengers; operators. Every passenger 4 years of age or older in and the operator of a vehicle that is required by the United States Department of Transportation to be equipped with seat belts must be properly secured in a seat belt.
12 14	Sec. 3. 29-A MRSA §2081, sub-§4, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:
16 . 10	4. Enforcement. The following provisions apply to subsections 2 and $3 3-A$.
18 20 22	A. The requirements do not apply to a passenger over one year of age when the number of passengers exceeds the vehicle seating capacity and all of the seat belts are in use.
24 26	B. A person against whom enforcement action has been taken is not guilty of a subsequent violation of subsection 2 until 24 hours have elapsed from the date and time of the
28	first violation indicated on the Violation Summons and Complaint.
30	C. A violation of this section is a traffic infraction. The court shall waive the fine for a first violation of
32	subsection 2 by a parent or legal guardian if the parent or legal guardian provides the court with satisfactory evidence
34	that the parent or legal guardian has acquired a child safety seat for continuous use by the child within 30 days
36	of the violation.
38	STATEMENT OF FACT
40 42	This bill requires the use of safety seat belts by motor vehicle operators and passengers 4 years of age or older.