

MAINE STATE LEGISLATURE

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DATE: 3/28/95

(Filing No. H- 62)

MAJORITY
CRIMINAL JUSTICE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 266, L.D. 368, Bill, "An Act to Establish a Presumption That the Owner of a Motor Vehicle Is the Driver If That Vehicle Is Involved in a High-speed Chase"

Amend the bill by striking out the title and substituting the following:

'An Act to Create a Traffic Infraction against the Owner of a Motor Vehicle When the Motor Vehicle is Involved in a High-speed Chase'

Further amend the bill in section 1 in subsection 7 in the first line (page 1, line 5 in L.D.) by striking out the following: "liability" and inserting in its place the following: 'responsibility'

Further amend the bill in section 1 in subsection 7 in the 4th and 5th lines (page 1, lines 8 and 9 in L.D.) by striking out the following: "and is liable for all damages resulting from the high-speed chase"

Further amend the bill in section 1 in subsection 7 in paragraph A in the 2nd and 3rd lines (page 1, lines 14 and 15 in L.D.) by striking out the following: "or the liability established by this subsection"

Further amend the bill in section 1 in subsection 7 in paragraph B in the 2nd and 3rd lines (page 1, lines 19 and 20 in L.D.) by striking out the following: "and to the liability established by this subsection"

COMMITTEE AMENDMENT

R. 98

COMMITTEE AMENDMENT "A" to H.P. 266, L.D. 368

2 Further amend the bill in section 1 in subsection 7 in
paragraph B in subparagraph (4) in the 4th line (page 1, line 48
4 in L.D.) by inserting after the following: "violation occurs"
the following: 'and the law enforcement officer or agency has
probable cause to believe that the vehicle was stolen'

6
8 Further amend the bill by inserting after section 1 the
following:

10 '**Sec. 2. Effective date.** This Act takes effect January 1, 1996.'

12 Further amend the bill by inserting at the end before the
statement of fact the following:

14 **FISCAL NOTE**

16
18 This bill establishes a new traffic infraction. The
additional workload and administrative costs associated with the
20 minimal number of new cases filed in the court system can be
absorbed within the budgeted resources of the Judicial
22 Department. The collection of additional fines may increase
General Fund revenue by minor amounts.'

24 **STATEMENT OF FACT**

26 This amendment is the majority report.

28
30 This amendment deletes references to civil liability
contained in the bill and limits the defense to the violation
32 regarding a reported stolen vehicle by requiring that a law
enforcement officer or agency has probable cause to believe that
the theft actually occurred.

34
36 The amendment also clarifies the title of the bill and adds
an effective date of January 1, 1996 in order to avoid costs
38 associated with reprinting or otherwise notifying law enforcement
officers of changes to the District Court Violations Bureau
Schedule of Amounts Due.

40 The amendment also adds a fiscal note to the bill.