

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

100

L.D. 368

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44  
46  
48

DATE: 5/8/95

(Filing No. H-223 )

MINORITY  
CRIMINAL JUSTICE

Reproduced and distributed under the direction of the Clerk of the House.

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

COMMITTEE AMENDMENT "B" 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**

COMMITTEE AMENDMENT "B" 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  
Department. The collection of additional fines may increase  
22 General Fund revenue by minor amounts.'

24 **STATEMENT OF FACT**

26 This amendment is the minority 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  
associated with reprinting or otherwise notifying law enforcement  
38 officers of changes to the District Court Violations Bureau  
Schedule of Amounts Due.

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