MAINE STATE LEGISLATURE

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STATE OF MAINE HOUSE OF REPRESENTATIVES 117TH LEGISLATURE FIRST REGULAR SESSION COMMITTEE AMENDMENT "b" to H.P. 266, L.D. 368, Bill, "A COMMITTEE AMENDMENT "b" to H.P. 266, L.D. 368, Bill, "A COMMITTEE AMENDMENT "b" to H.P. 266, L.D. 368, Bill, "A Act to Establish a Presumption That the Owner of a Motor Vehicl 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 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: "liability" 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"		
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38 <u>high-speed chase</u> "	36	4th and 5th lines (page 1, lines 8 and 9 in L.D.) by striking out
	38	high-speed chase"
	40	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
	42	L.D.) by striking out the following: "or the liability

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"

established by this subsection"

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COMMITTEE AMENDMENT

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	Further	amend	the	bill	in	section	1 1 i	in su	bsec	ction	7 in
para	graph B	in subp	aragra	aph (4	l) ir	the 4	th li	ne (p	age	1, lir	ne 48
in 1	L.D.) by	insert	ing a	fter	the	follow	ing:	"vio	lati	on oc	curs"
the	followin	ng: ' <u>an</u>	d the	law	enf	orcemen	t off	icer	or	agency	has
prob	able cau	se to be	lieve	that	the	vehicl	e was	stol	en'		

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

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

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

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FISCAL NOTE

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This bill establishes a new traffic infraction. The additional workload and administrative costs associated with the 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 General Fund revenue by minor amounts.'

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STATEMENT OF FACT

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This amendment is the minority report.

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

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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 officers of changes to the District Court Violations Bureau Schedule of Amounts Due.

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38

The amendment also adds a fiscal note to the bill.

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