

# MAINE STATE LEGISLATURE

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2 Date: 4/4/18

Majority

LABOR

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
123RD LEGISLATURE  
FIRST SPECIAL SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 1648, L.D. 2285, Bill, "An Act To  
10 Implement the Recommendations of a Task Force Convened To Evaluate and  
11 Recommend Revisions Regarding the Statutory Definition of "Service Dog"

12 Amend the bill in section 1 in subsection 9-D in paragraph A in the first line (page 1,  
13 line 4 in L.D.) by striking out the following: "for an individual with" and inserting the  
14 following: 'to mitigate the effects of'

15 Amend the bill in section 17 in subsection 3 in the first line (page 4, line 26 in L.D.)  
16 by striking out the following: "or mentally"

17 Amend the bill in section 18 in subsection 4 in the last line (page 4, line 38 in L.D.)  
18 by striking out the following: "or mentally"

19 Amend the bill in section 19 in subsection 5 in the 2nd line (page 5, line 4 in L.D.) by  
20 striking out the following: "or mentally"

21 Amend the bill in section 19 in subsection 5 in the 5th line (page 5, line 7 in L.D.) by  
22 striking out the following: "or mentally"

23 Amend the bill in section 19 in subsection 5 in the 7th and 8th lines (page 5, lines 9  
24 and 10 in L.D.) by striking out the following: "or mentally"

25 Amend the bill by striking out all of section 21 (page 5, lines 18 to 33 in L.D.) and  
26 inserting the following:

27 'Sec. 21. 17 MRSA §1313, as amended by PL 1997, c. 611, §5, is further  
28 amended to read:

29 §1313. Motor vehicle drivers

30 The driver of a vehicle approaching a totally or partially blind or otherwise physically  
31 disabled pedestrian who is carrying a cane predominantly white or metallic in color, with  
32 or without a red tip, or using a ~~guide or personal care~~ service dog as defined in section  
33 1312 shall take all necessary precautions to avoid injury to that blind or otherwise

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1648, L.D. 2285

1 physically disabled pedestrian, and any driver who fails to take such precautions is liable  
2 in damages for any injury caused the pedestrian. A totally or partially blind or otherwise  
3 physically disabled pedestrian, not carrying such a cane or using a ~~guide or personal care~~  
4 service dog in any of the places, accommodations or conveyances listed in section 1312,  
5 has all of the rights and privileges conferred by law upon other persons, and the failure of  
6 a totally or partially blind or otherwise physically disabled pedestrian to carry such a cane  
7 or to use a ~~guide or personal care~~ service dog in any such places, accommodations or  
8 conveyances may not be held to constitute nor be evidence of contributory negligence.'

9

**SUMMARY**

10 This amendment clarifies the definition of "service animal."

11 This amendment further amends the bill by striking out references to the mentally  
12 disabled in sections of the Maine Revised Statutes, Title 17, chapter 47, subchapter 2.

13

**FISCAL NOTE REQUIRED**

14

(See attached)



Approved: 04/03/08 *MAC*

# 123rd MAINE LEGISLATURE

LD 2285

LR 3591(02)

**An Act To Implement the Recommendations of a Task Force Convened To Evaluate and Recommend Revisions Regarding the Statutory Definition of "Service Dog"**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Labor**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund

## Correctional and Judicial Impact Statements

Increases civil violation case-loads with a minor effect on fine revenue.