

MAINE STATE LEGISLATURE

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Date: 5/11/11

L.D. 1005
(Filing No. H-220)

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 741, L.D. 1005, Bill, "An Act To Modify the Standard of Proof for Traffic Infractions"

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

'An Act To Clarify the Standard of Proof for Traffic Infractions'

Amend the bill in section 1 in subsection 4 in last line (page 1, line 4 in L.D.) by striking out the following: "clear and convincing" and inserting the following: 'a preponderance of the'

SUMMARY

This amendment changes the bill to make the law consistent with the Maine Rules of Civil Procedure, Rule 80F, which establishes that the adjudication of a traffic infraction is based on a preponderance of the evidence. The statute is currently silent on the standard of proof. This amendment also changes the title of the bill.

COMMITTEE AMENDMENT