

MAINE STATE LEGISLATURE

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R.O.S.

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TRANSPORTATION

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STATE OF MAINE

SENATE

129TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 653, L.D. 1901, Bill, "An Act To Amend the Laws Prohibiting the Use of Handheld Phones and Devices While Driving"

Amend the bill in section 1 by striking out all of subsection 26-C (page 1, lines 21 to 33 in L.D.) and inserting the following:

26-C. Handheld electronic device. "Handheld electronic device" means any handheld electronic device or portable electronic device that is not part of the operating equipment of the motor vehicle, including but not limited to an electronic game, a device for sending or receiving electronic mail, a text messaging device or a computer. "Handheld electronic device" does not include a:

A. ~~Device for communication over a citizens band radio service as defined in 47 Code of Federal Regulations, Section 95.303, the multi-use radio service as defined in 47 Code of Federal Regulations, Section 95.2703 or a land mobile radio service as defined in 47 Code of Federal Regulations, Section 90.7~~ 2-way radio; or

B. Personal medical device necessary to monitor or regulate a person's medical condition, including but not limited to an insulin pump or heart monitor; or

C. Device for communication over a land mobile radio service as defined in 47 Code of Federal Regulations, Section 90.7.

Amend the bill by striking out all of sections 2 to 5.

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment removes parking areas from the places where using a handheld electronic device while operating a motor vehicle is prohibited and restores the exemption

COMMITTEE AMENDMENT

R O F S

COMMITTEE AMENDMENT " A " to S.P. 653, L.D. 1901 (S 380)

1 for devices utilizing "push to talk" features from the prohibition on the use of handheld
2 electronic devices.

3

FISCAL NOTE REQUIRED

4

(See attached)



129th MAINE LEGISLATURE

LD 1901

LR 2739(02)

An Act To Amend the Laws Prohibiting the Use of Handheld Phones and Devices While Driving

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-386)
Committee: Transportation
Fiscal Note Required: Yes

Fiscal Note

No change in budgeted fine revenue

Fiscal Detail and Notes

This bill makes changes to the laws prohibiting the use of handheld devices while driving, known as the Hands-free driving law (PL 2019 c. 486), and clarifies that penalties for violations are \$50 for a first offense and \$250 for subsequent offenses. Previously, fines under the Hands-Free driving law were specified to not be less than these amounts with the Courts able to set them higher. The original revenue estimate for violations of the Hands-free driving law assumed fines of \$50 for the first offense and \$250 for subsequent offenses. As a result, there is no change in estimated fine revenue at this time.