

# MAINE STATE LEGISLATURE

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SAK  
ROS

L.D. 1228

Date: 6-15-21

(Filing No. H-652)

MAJORITY

STATE AND LOCAL GOVERNMENT

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
130TH LEGISLATURE  
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 899, L.D. 1228, "An Act To Promote Transparency and Public Safety When Public Servants Request Towing Services"

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

**'An Act To Promote Transparency in Nonconsensual Towing and Roadside Assistance'**

Amend the bill by inserting after the title and before the enacting clause the following:

**'Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

Amend the bill by striking out everything after the enacting clause and inserting the following:

**'Sec. 1. 29-A MRSA §1864 is enacted to read:**

**§1864. Record of nonconsensual tow or roadside assistance**

The Department of Public Safety and the county sheriffs shall each maintain a centralized record of the following information relating to any nonconsensual tow or roadside assistance provided or arranged by the State Police or a county sheriff or by an employee of either:

**1. Date, time and location.** The date, time and location of each nonconsensual tow or roadside assistance;

**2. Registered owner.** The name of the registered owner of the towed motor vehicle; and

**3. Towing company.** The name and telephone number of any towing company providing the roadside assistance or towing services.

**COMMITTEE AMENDMENT**

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**FISCAL NOTE REQUIRED**  
(See attached)



Approved: 06/15/21 *MAC*

# 130th MAINE LEGISLATURE

LD 1228

LR 1152(02)

## An Act To Promote Transparency and Public Safety When Public Servants Request Towing Services

Fiscal Note for Bill as Amended by Committee Amendment

Committee: State and Local Government

Fiscal Note Required: Yes

*ACH-652*

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### Fiscal Note

State Mandate - Exempted

#### State Mandates

##### Required Activity

Sheriffs are required to maintain a centralized record of information related to nonconsensual tow or roadside assistance provided or arranged by them.

##### Unit Affected

County

##### Local Cost

Insignificant  
statewide

Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional costs.

#### Fiscal Detail and Notes

Additional costs to the Department of Public Safety associated with collecting and maintaining the information required in the bill can be absorbed within existing budgeted resources.