

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 1120

H. P. 2136

House of Representatives, April 1, 1939.

Reported by Mr. Farrington from Committee on Motor Vehicles and laid on table to be printed under joint rules.

HARVEY R. PEASE, Clerk.

Presented by Mr. LaFleur of Portland.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Speed and Operation of Motor Vehicles.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 29, § 52, amended. Section 52 of chapter 29 of the revised statutes is hereby amended to read as follows:

‘Sec. 52. Rate of speed of commercial vehicles. No commercial vehicle equipped with pneumatic tires and registered to carry a load in excess of 1 ton shall be operated on open country ways at a rate of speed exceeding 35 40 miles per hour or within the compact built-up portions of any city, town, or village at a rate of speed exceeding 12 miles per hour; said ways and built-up portions being defined in section 69. Nor shall any commercial vehicle equipped with 2 or more solid tires be operated on said open country ways at a rate of speed exceeding 15 miles per hour, or within said compact built-up portions at a rate of speed exceeding 10 miles per hour.’

Sec. 2. R. S., c. 29, § 69, amended. Paragraphs 3, 4 and 5 of subsection lettered (b) of section 69 of chapter 29 of the revised statutes are hereby repealed and the following paragraph, numbered 3, is hereby enacted in place thereof:

‘3. Twenty-five miles an hour in a business or residential district, or built-up portion, as defined herein, and in public parks unless a different

speed, in such places, is fixed by the municipal officers and approved by the state highway commission and duly posted.'

Sec. 3. R. S., c. 29, § 69, amended. The first sentence of paragraph designated 6 of subsection lettered (b) of section 69 of chapter 29 of the revised statutes is hereby amended and renumbered 4, to read as follows:

'6 4. ~~Thirty five~~ 45 miles an hour under all other conditions.'

Sec. 4. R. S., c. 29, amended. The second paragraph of paragraph designated 6 of subsection lettered (b) of section 69 of chapter 29 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Any speed in excess of the limits established by law shall be prima facie evidence that the speed is not reasonable and proper as defined in subsection (a) of this section. In every charge of violation of a speed limit, the complaint, also the summons or notice to appear, shall specify the speed at which the defendant is alleged to have driven; also the speed at which the statute declares shall be prima facie lawful at the time and place of the alleged violation.'