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Date: (Filing No. S- )

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**STATE OF MAINE  
SENATE  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to S.P. 60, L.D. 185, Bill, “An Act To Prohibit the Use of a Mobile Telephone When Operating a Motor Vehicle Except in Hands-free Mode”

Amend the amendment in section 1 in §2116 in subsection 4 in paragraph A in the last line (page 2, line 12 in amendment) by striking out the following: “\$250” and inserting the following: ‘\$75’

Amend the amendment in section 1 in §2116 in subsection 4 by striking out all of paragraph B (page 2, lines 13 to 25 in amendment) and inserting the following:

‘B. A person who violates this section after previously having been adjudicated as violating this section within a 3-year period commits a traffic infraction for which a fine of \$150 must be adjudged.’

‘For the purposes of this paragraph, an adjudication has occurred within a 3-year period if the date of the new conduct is within 3 years of the date of a docket entry of adjudication of a violation of this section.’

**SUMMARY**

This amendment reduces the penalty for a first offense of using a mobile telephone or handheld electronic device while operating a motor vehicle from a fine of \$250 to a fine of \$75. It also reduces the penalty for a subsequent violation within a 3-year period from a fine of \$500 and a license suspension to only a fine of \$150.

**FISCAL NOTE REQUIRED**

**(See attached)**

SPONSORED BY: \_\_\_\_\_

(Senator KATZ)

COUNTY: Kennebec