

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill in section 1 in subsection 9-D in paragraph A in the first line (page 1, line 4 in L.D.) by striking out the following: "for an individual with" and inserting the following: 'to mitigate the effects of'

Amend the bill in section 17 in subsection 3 in the first line (page 4, line 26 in L.D.) by striking out the following: "or mentally"

Amend the bill in section 18 in subsection 4 in the last line (page 4, line 38 in L.D.) by striking out the following: "or mentally"

Amend the bill in section 19 in subsection 5 in the 2nd line (page 5, line 4 in L.D.) by striking out the following: "or mentally"

Amend the bill in section 19 in subsection 5 in the 5th line (page 5, line 7 in L.D.) by striking out the following: "or mentally"

Amend the bill in section 19 in subsection 5 in the 7th and 8th lines (page 5, lines 9 and 10 in L.D.) by striking out the following: "or mentally"

Amend the bill by striking out all of section 21 (page 5, lines 18 to 33 in L.D.) and inserting the following:

‘**Sec. 21. 17 MRSA §1313**, as amended by PL 1997, c. 611, §5, is further amended to read:

§ 1313. Motor vehicle drivers

The driver of a vehicle approaching a totally or partially blind or otherwise physically disabled pedestrian who is carrying a cane predominantly white or metallic in color, with or without a red tip, or using a ~~guide or personal care~~service dog as defined in section 1312 shall take all necessary precautions to avoid injury to that blind or otherwise physically disabled pedestrian, and any driver who fails to take such precautions is liable in damages for any injury caused the pedestrian. A totally or partially blind or otherwise physically disabled pedestrian, not carrying such a cane or using a ~~guide or personal care~~service dog in any of the places, accommodations or conveyances listed in section 1312, has all of the rights and privileges conferred by law upon other persons, and the failure of a totally or partially blind or otherwise physically disabled pedestrian to carry such a cane or to use a ~~guide or personal care~~service dog in any such places, accommodations or conveyances may not be held to constitute nor be evidence of contributory negligence.’

SUMMARY

This amendment clarifies the definition of "service animal."

This amendment further amends the bill by striking out references to the mentally disabled in sections of the Maine Revised Statutes, Title 17, chapter 47, subchapter 2.

FISCAL NOTE REQUIRED
(See attached)