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Date: (Filing No. S-)

CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 361, L.D. 1090, Bill, “An Act To Amend the Laws Governing Eluding an Officer”

Amend the bill in section 1 in subsection 8 in the first paragraph in the last line (page 1, line 6 in L.D.) by inserting after the following: "dealer" the following: ', loaner'

Amend the bill in section 1 in subsection 8 in paragraph C by striking out all of subparagraph (1) (page 1, lines 13 to 15 in L.D.) and inserting the following:

'(1) A registered owner may not be charged with eluding a police officer pursuant to subsection 3 if, at the time of the violation, another person is operating the vehicle and, when asked by a law enforcement officer, the registered owner discloses the name of the operator of the vehicle.'

Amend the bill in section 1 in subsection 8 in paragraph C in subparagraph (3) in the first line (page 1, line 21 in L.D.) by inserting after the following: "dealer" the following: ', loaner'

SUMMARY

This amendment is the majority report of the committee. Like the bill, the amendment provides a defense to prosecution for an owner of a vehicle if a person other than the owner is charged with eluding a law enforcement officer. The amendment adds to the provision that, if asked by a law enforcement officer, the owner must disclose the name of the operator of the vehicle. The amendment extends the defense available to a dealer or transporter to a dealer who loans the vehicle using loaner plates.

COMMITTEE AMENDMENT