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LD 1457

I am writing in opposition to LD 1457. This bill proposes to allow the owner of a motor vehicle to be fined under Title 29-A Section 2075 subsection 2 if a "System" detects that the motor vehicle is traveling in excess of 11 mph over the posted speed limit in a work zone. There is no requirement that the "operator" of the System be a law enforcement official and there is no requirement that the System be able to determine who the operator (person) operating the vehicle is. Title 29-A Section 2075 subsection 2 refers to a person may not operate a vehicle in excess of the posted speed in a work zone. Clearly the owner of a vehicle can be different than the operator of a vehicle. Without the ability for the System to be able to clearly identify who the operator of the vehicle is, the owner could be wrongly accused by this System. This could then subject the owner to financial losses including attorney fees, loss of time at work and loss of employment to name a few issues. Further the State may be subject to a wrongful prosecution lawsuit for improperly prosecuting the unidentified operator.

I strongly encourage the Transportation committee, and the Legislature, to vote Ought Not to Pass on this poorly conceived bill.