

125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1005

H.P. 741

House of Representatives, March 10, 2011

An Act To Modify the Standard of Proof for Traffic Infractions

Reference to the Committee on Transportation suggested and ordered printed.

HEATHER J.R. PRIEST Clerk

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Presented by Representative MOULTON of York. Cosponsored by Representative: RUSSELL of Portland.

1	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 29-A MRSA §103, sub-§4 is enacted to read:
3 4	4. Standard of proof. The burden of proof that a traffic infraction has occurred is on the State and must be established by a standard of clear and convincing evidence.
5	SUMMARY
6 7	This bill places the burden of proof of a traffic infraction on the State and establishes a standard of clear and convincing evidence for proof of a violation.