

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1011

S. P. 346

In Senate, January 31, 1963

Referred to Committee on Transportation. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Stilphen of Knox.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT to Revise Certain Motor Vehicle Laws.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 22, § 16, sub-§ V, repealed. Subsection V of section 16 of chapter 22 of the Revised Statutes is repealed as follows:

~~'V. Motorcycle side cars \$5 each'~~

Sec. 2. R. S., c. 22, § 19, amended. The 3rd paragraph from the end of section 19 of chapter 22 of the Revised Statutes is amended to read as follows:

~~'Provided, however that trucks~~ Trucks, for the registration of which a fee of \$100 or more has been paid, may be operated on the highways during the ~~months~~ month of December of the year of registration, and the months of January and February **only of the succeeding calendar year**, with any overload, providing it is not in excess of the requirements of section 109.'

Sec. 3. R. S., c. 22, § 26, amended. The next to the last sentence of section 26 of chapter 22 of the Revised Statutes is amended to read as follows:

'Extra registration plates shall be furnished to replace lost or mutilated plates for ~~75c~~ \$1 each.'

Sec. 4. R. S., c. 22, § 26-A, amended. Section 26-A of chapter 22 of the Revised Statutes, as enacted by section 5 of chapter 200 of the public laws of 1955 and as amended, is further amended by adding at the end a new sentence to read as follows:

'Replacement registration plates shall be furnished to replace lost or mutilated plates for \$1 each.'

Sec. 5. R. S., c. 22, § 30, amended. The last sentence of section 30 of chapter 22 of the Revised Statutes is amended to read as follows:

‘For every plate in addition to the 3 originally furnished to the manufacturer or dealer in motorcycles, to replace lost or mutilated plates, ~~50c~~ \$1 shall be charged.’

Sec. 6. R. S., c. 22, § 30-A, amended. The last sentence of section 30-A of chapter 22 of the Revised Statutes, as enacted by section 2 of chapter 156 of the public laws of 1959, is amended to read as follows:

‘For every plate in addition to the 2 originally furnished to the manufacturer of or dealer in boat trailers, to replace lost or mutilated plates, ~~75c~~ \$1 shall be charged.’

Sec. 7. R. S., c. 22, § 31-A, amended. The first sentence of section 31-A of chapter 22 of the Revised Statutes, as enacted by section 8 of chapter 76 and as amended by section 26 of chapter 429, both of the public laws of 1957, is further amended to read as follows:

‘A manufacturer or dealer or holder of a transit registration certificate or boat trailer registration certificate may, upon the sale or exchange of a motor vehicle or boat trailer, attach to **rear plate holder** of such motor vehicle or boat trailer a temporary registration plate, and the purchaser of such motor vehicle or boat trailer may operate the same for a period not to exceed 10 consecutive days thereafter without payment of a regular fee.’

Sec. 8. R. S., c. 22, § 41, amended. The 2nd sentence of section 41 of chapter 22 of the Revised Statutes is amended to read as follows:

‘Every such motor vehicle shall have brakes adjusted so as to stop 2-wheel brake vehicles at a speed of 20 miles per hour within a distance of 45 feet and 4-wheel brake vehicles within 30 feet ~~and, in addition thereto, shall have a hand brake sufficient to hold the vehicle while out of gear on a 10% grade.~~’

Sec. 9. R. S., c. 22, § 41, amended. Section 41 of chapter 22 of the Revised Statutes, as amended, is further amended by adding after the 2nd sentence, 2 new sentences to read as follows:

‘One of the means of brake operation shall consist of a mechanical connection from the operating lever to the brake shoes or bands and this brake shall be capable of holding the vehicle, or combination of vehicles, stationary under any condition of loading on any up grade or down grade upon which it is operated. The brake shoes operating within or upon the drums on the vehicle wheels of any motor vehicle may be used for both service and hand operation.’

Sec. 10. R. S., c. 22, § 45, amended. The next to the last paragraph of section 45 of chapter 22 of the Revised Statutes, as last repealed and replaced by section 38 of chapter 417 of the public laws of 1961, is amended to read as follows:

‘The Chief of the State Police ~~or~~, a state police officer **or driver license examiner** may issue a permit to owners of motor vehicles which are not inspected to enable them to operate such vehicle to an inspection station for the purpose of complying with this law.’

Sec. 11. R. S., c. 22, § 60, amended. The 4th sentence of section 60 of chapter 22 of the Revised Statutes, as amended by section 49 of chapter 405 of the public laws of 1955, is further amended to read as follows:

'Before the license is granted, an applicant shall be required to pass such physical examination and such examination by actual demonstration or otherwise as to his qualifications to operate a motor vehicle as the said Secretary of State shall require ~~provided said~~. **Said Secretary of State** may waive such examination in the case of applicants who have been duly licensed by this State to operate a motor vehicle during any one of the 3 preceding calendar years **without a lapse of 3 years since date of expiration of last license** or who have been duly licensed by this State and who have been, on or after December 7, 1941, members of the armed forces of the United States; ~~and no~~. **No** license shall be issued until the said Secretary of State is satisfied that the applicant is a proper person to receive it.'

Sec. 12. R. S., c. 22, § 60, amended. The 8th sentence of section 60 of chapter 22 of the Revised Statutes, as enacted by section 1 of chapter 181 of the public laws of 1955, is amended to read as follows:

'Any person who is at least 15 years of age **and has completed a course in driver education as provided in section 60-A** may apply to the Secretary of State for an instruction permit.'

Sec. 13. R. S., c. 22, § 60, amended. Section 60 of chapter 22 of the Revised Statutes, as amended, is further amended by adding after the 13th sentence, a new sentence, as follows:

'**No such application for re-examination shall be accepted until 90 days after the expiration of said 18-month period or after the expiration of the 3rd renewal, whichever comes first.**'

Sec. 14. R. S., c. 22, § 66, amended. The last paragraph of section 66 of chapter 22 of the Revised Statutes, as enacted by chapter 50 of the public laws of 1959, is amended to read as follows:

'This section shall not apply to a substitute or occasional driver who is not regularly employed as a school bus operator **and who does not operate a school bus more than 10 days in any school year.**'

Sec. 15. R. S., c. 22, § 89, amended. Section 89 of chapter 22 of the Revised Statutes, as amended, is further amended by adding after the first paragraph a new paragraph to read as follows:

'**Every driver of a motor vehicle approaching a stop intersection indicated by a stop sign shall stop before entering the cross walk on the near side of the intersection or, in the event there is no cross walk, shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering the intersection.**'

Sec. 16. R. S., c. 22, § 152, amended. The first sentence of section 152 of chapter 22 of the Revised Statutes is amended to read as follows:

'Every person operating a motor vehicle upon passing any sign provided for in ~~sections 90 and 91~~ of chapter 23, **sections 90 and 91**, which is located more than 100 feet from a grade crossing shall, upon reaching a distance of 100 feet from the nearest rail of such crossing, forthwith reduce the speed of the vehicle to a reasonable and proper rate, **observe in each direction** and shall proceed cautiously over the crossing.'

Sec. 17. R. S., c. 22, § 159-A, amended. Section 159-A of chapter 22 of the Revised Statutes, as enacted by chapter 51 of the public laws of 1961, is amended to read as follows:

'Sec. 159-A. Unlawful use of license or instruction permit. It is a misdemeanor for any person:

- I. Display.** To display or cause to be displayed or have in his possession any revoked, suspended, mutilated, fictitious or fraudulently altered operator's license **or instruction permit**;
- II. Loan.** To lend his operator's license **or instruction permit** to any other person or knowingly permit the use thereof by another;
- III. Representation.** To display or represent as one's own any operator's license **or instruction permit** not issued to him; or
- IV. Use.** To permit any unlawful use of an operator's license **or instruction permit** issued to him.'