

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 598

7 H.P. 367

House of Representatives, February 1, 1983

8 Referred to the Joint Standing Committee on Transportation.

9 On February 7, 1983, House receded from reference to the Committee on
Transportation and concurred with the Senate reference to the Joint Standing
Committee on Judiciary.

10 EDWIN H. PERT, Clerk

Presented by Representative Carroll of Limerick.

Cosponsor: Representative Strout of Corinth.

11 STATE OF MAINE
12
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT Relating to the Nonliability of
18 Physicians or Other Persons who Voluntarily
19 Report Physical or Mental Impairments of
20 Licensees to the Secretary of State.
21

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

24 29 MRSA §547, as amended by PL 1975, c. 293, §4,
25 is repealed and the following enacted in its place:

26 §547. Medical Advisory Board

27 1. Board. There shall be a Medical Advisory
28 Board, serving without pay, consisting of members
29 appointed by the Secretary of State. The board shall
30 include, but not be limited to, physicians licensed
31 to practice in the State representing the specialties
32 of cardiology, internal medicine, neurology or
33 neurological surgery, ophthalmology, psychiatry,

1 family practice and rehabilitative medicine. The
2 Secretary of State shall designate the chairman of
3 the board. The board shall meet at least annually
4 and may hold as many meetings as it deems necessary
5 to fulfill its responsibilities.

6 2. Duties. The duties of the board shall be as
7 follows.

8 A. The board shall advise the Secretary of State
9 on written medical and vision standards relating
10 to the licensing of drivers under this Title.
11 Standards shall be adopted pursuant to Title 5,
12 chapter 375, subchapter II.

13 B. The Secretary of State, having cause to
14 believe that a licensed driver or applicant may
15 not be physically or mentally qualified to be li-
16 icensed, may obtain the advice of the board, any
17 of its individual members or other medical or
18 paramedical professionals licensed or certified
19 in their medical specialties. The board may
20 formulate its advice from records and reports or
21 may cause an examination and report to be made by
22 one or more members of the board or any other
23 qualified person it may designate. The licensed
24 driver or applicant under review may cause a
25 written report to be forwarded to the board by a
26 person of his choice and it shall be given due
27 consideration by the board. The Secretary of
28 State may request the board to interview in
29 person any licensed driver or applicant whose
30 ability to operate a motor vehicle safely cannot
31 be ascertained through written reports or
32 records. Any person under review who refuses to
33 submit to an examination or consent to provide
34 information, or both, as requested by the Secre-
35 tary of State may be considered incompetent to
36 drive a motor vehicle until such time as the
37 individual complies with the requests and the
38 board has made its recommendations to the Secre-
39 tary of State.

40 C. The board shall coordinate efforts to orient
41 the general physician population as well as the
42 public, in the medical aspects of driver licen-
43 sure.

