

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 637

H.P. 447

House of Representatives, February 14, 1991

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative TRACY of Rome.

Cosponsored by Representative KETTERER of Madison, Representative CARROLL of Gray and Representative LARRIVEE of Gorham.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act Relating to the Restoration of Drivers' Licenses.

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

2
4 29 MRSA §1311-A, sub-§6, ¶A, as repealed and replaced by PL 1983, c. 850, §1, is amended to read:

6 A. Restoration of any license or permit to operate, right
8 to operate a motor vehicle and right to apply for or obtain
10 a license suspended under this section shall must be in
12 accordance with section 1312-D, subsections 2 to 4, except
14 that completion of the alcohol and other drug education,
16 evaluation and treatment program, as defined in Title 22,
chapter 1602, may not be a precondition to the restoration
of a license or permit if the person whose license or permit
was suspended is acquitted by a court of the charges that
led to the suspension or if the charges are dismissed.

18 **STATEMENT OF FACT**

20 Under present law, the Secretary of State must suspend a
22 person's license when the Secretary of State determines from the
24 arresting officer's report that the person operated a motor
26 vehicle with an excessive blood-alcohol level. The Secretary of
28 State may not restore the person's license until the person has
30 completed the alcohol and other drug education, evaluation and
32 treatment program, also known as DEEP, regardless of the outcome
of the case in court. Therefore, people who are acquitted of
operating-under-the-influence offenses are still required to
complete the DEEP program.

This bill eliminates the DEEP completion requirement when a
person is acquitted of the charge or when the charge is dismissed.