

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2304

H.P. 1641

House of Representatives, February 6, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Transportation suggested and ordered printed.

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

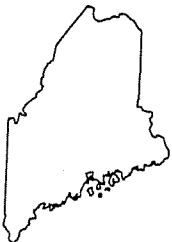
EDWIN H. PERT, Clerk

Presented by Representative MITCHELL of Vassalboro.
Cosponsored by Representative NORTON of Winthrop.

STATE OF MAINE

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

**An Act Prohibiting Persons Convicted of Operating under the Influence
from Operating School Buses.**



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

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3 Sec. 1. 29 MRSA §2013, sub-§1, as amended by PL 1991, c. 377,
4 §19, is further amended to read:

6 1. **Requirements.** The Secretary of State may not issue or
7 reinstate a school bus operator endorsement to a person unless
8 the-applicant nor may a person operate a school bus or a private
9 school activity bus conveying school children unless that person:

10 A. Holds a valid operator's license for operation of the
11 class vehicle to be operated and has at least one year's
12 experience as a licensed motor vehicle operator in this
13 State or any other state;

14 B. Is at least 21 years of age and has held an operator's
15 license for at least one year. The minimum age of 21 years
16 does not apply to school bus operators licensed under this
17 section on March 15, 1988;

18 C. Meets all training and special physical, mental and
19 moral requirements established by the Commissioner of
20 Education, and the Commissioner of Education or a designee
21 notifies the Secretary of State in writing that the
22 applicant meets those requirements. The applicant must pass
23 an annual physical examination, with the cost of that
24 examination borne by the employer;

25 D. Is qualified as a driver under the Motor Carrier Safety
26 Regulations of the Federal Highway Administration, if the
27 person or that person's employer is subject to those
28 regulations;

29 E. Passes an examination as the Secretary of State
30 prescribes to determine that person's ability to operate the
31 specific vehicle that will be driven as a school bus or any
32 vehicle of comparable type. A fee of \$10 must accompany the
33 initial application for the examination. The fee for
34 subsequent examinations is \$5;

35 F. Is not a an habitual offender, as defined in section
36 2292; and

37 G. Has not been convicted of a violation of former section
38 1312, subsection 10; section 1312-B; former section 1312-C;
39 or Title 15, section 3103, subsection 1, paragraph F, within
40 the preceding 6-year period.
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STATEMENT OF FACT

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This bill clarifies that a school bus operator who has been convicted of operating under the influence may not have a school bus operator endorsement reinstated.

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