MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 501

H.P. 376

House of Representatives, February 1, 2005

An Act To Amend the Operator's License and Nondriver Identification Card Requirements for Nonimmigrants

Reference to the Committee on Transportation suggested and ordered printed.

Millient M. Macfarland MILLICENT M. MacFARLAND Clerk

Presented by Representative COLLINS of Wells. Cosponsored by Senator DAMON of Hancock and

Representatives: CUMMINGS of Portland, FISHER of Brewer, GERZOFSKY of Brunswick, MAZUREK of Rockland, McKENNEY of Cumberland, SAMPSON of Auburn, WHEELER

of Kittery, Senator: SAVAGE of Knox.

	J J
2	Sec. 1. 29-A MRSA §101, sub-§46-A is enacted to read:
4	bec. 1. 27-A WINDA givi, sub-y-v-A is enacted to read:
	46-A. Nonimmigrant. "Nonimmigrant" means a Maine resident
6	who is not a citizen or lawful permanent resident of the United
	<u>States.</u>
8	G A A A A A B T T T T A A A A A A A A A A
	Sec. 2. 29-A MRSA §1301, sub-§10 is enacted to read:
10	
1.2	10. Nonimmigrant applicants. An applicant for a license who
12	is a nonimmigrant must present to the Secretary of State at each application written proof, evidence or documentation that the
14	applicant's presence in the United States is authorized under
1.4	federal law.
16	Tederar Tawa
	Sec. 3. 29-A MRSA §1401, sub-§9 is enacted to read:
18	
	9. Nonimmigrant applicants. An applicant for a license who
20	is a nonimmigrant must present to the Secretary of State at each
	application written proof, evidence or documentation that the
22	applicant's presence in the United States is authorized under
	federal law.
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3.6	Sec. 4. 29-A MRSA §1405, sub-§1, as enacted by PL 1993, c.
26	683, Pt. A, $\S 2$ and affected by Pt. B, $\S 5$, is amended to read:
28	 Lost or destroyed licenses, registration certificates,
20	instruction permits and nondriver identification cards. If a
30	license, registration certificate er instruction permit or
	nondriver identification card is lost or destroyed, a person may
32	obtain a duplicate upon furnishing proof of loss or destruction.
34	Sec. 5. 29-A MRSA §1405, sub-§3, as amended by PL 2003, c.
	434, $\S 21$ and affected by $\S 37$, is further amended to read:
36	
2.0	3. Fee. The fee for a duplicate registration certificate
38	and instruction permit is \$2. The fee for a duplicate license or nondriver identification card is \$5.
40	nondilver identification card is \$5.
10	Sec. 6. 29-A MRSA §1405, sub-§5 is enacted to read:
42	3, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2,
	5. Nonimmigrant applicants. An applicant for a duplicate
44	license or nondriver identification card who is a nonimmigrant
	must present to the Secretary of State at each application
46	written proof, evidence or documentation that the applicant's
	continued presence in the United States is authorized under
48	federal law.
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50	Sec. 7. 29-A MRSA §1406, sub-§2-A is enacted to read:

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

2	2-A. Expiration of license; nonimmigrants. A license to
2	operate a motor vehicle issued to a nonimmigrant who has
4	demonstrated authorization to be present in the United States for
	a period of time shorter than the standard period of the license
6	pursuant to section 1301 expires on the date of the expiration of
	the acceptable form of documentation provided at the time of
8	application or, if there is no definite end to the period of
10	authorized stay, after a period of 2 years.
10	Sec. 8. 29-A MRSA §1406, sub-§8 is enacted to read:
12	32 10 10 10 10 10 10 10 10 10 10 10 10 10
	8. Fee; license issued to nonimmigrant. The fee for a
14	driver's license issued to a nonimmigrant with an expiration date
	fixed by the Secretary of State is \$5 for a license issued for
16	less than one year, \$10 for a license issued for one to 2 years,
18	\$15 for a license issued for 2 to 3 years, \$21 for a license issued for 3 to 4 years and \$30 for a license issued for more
10	than 4 years.
20	
	Sec. 9. 29-A MRSA §1410, sub-§4, as enacted by PL 1997, c.
22	437, §40, is amended to read:
24	4. Expiration. Each Except as provided in subsection 8, each nondriver identification card issued pursuant to this
26	<u>each</u> nondriver identification card issued pursuant to this section expires 6 years from the date of issuance.
20	section expires o years from the date of issuance.
28	Sec. 10. 29-A MRSA §1410, sub-§8 is enacted to read:
30	8. Nonimmigrant nondriver identification cards; expiration.
32	An applicant for a nondriver identification card who is a
32	nonimmigrant must present to the Secretary of State written proof, evidence or documentation that the applicant's presence in
34	the United States is authorized under federal law. A nondriver
	identification card issued to a nonimmigrant who has demonstrated
36	authorization to be present in the United States for a period of
	time shorter than the standard period of the nondriver
38	identification card expires on the date of the expiration of the
40	acceptable form of documentation provided at the time of application or, if there is no definite end to the period of
40	authorized stay, after a period of 2 years.
42	
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16	SUMMARY
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48	This bill requires an applicant for a driver's license or a
	nondriver identification card who is a nonimmigrant to provide
50	the Secretary of State written proof, evidence or documentation

- that the applicant's presence in the United States is authorized under federal law.
- A driver's license or nondriver identification card issued to a nonimmigrant is not valid past the expiration date of the nonimmigrant's permission to remain in the United States.