

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 7

S.P. 16

January 7, 2009

An Act To Amend the Instruction Permit Process

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DIAMOND of Cumberland.

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

2 **Sec. 1. 29-A MRSA §1304, sub-§1, ¶E,** as amended by PL 2005, c. 577, §18, is
3 further amended to read:

4 E. Unless the permittee is operating a motorcycle or moped, the permit requires the
5 permittee to be accompanied by a licensed operator who:

- 6 (1) Has held a valid license for the immediately preceding 2 consecutive years;
7 (2) Is at least 20 years of age;
8 (3) Is occupying a seat beside the driver; and
9 (4) Is licensed to operate the class vehicle operated by the permittee.

10 The accompanying operator must adhere to all restrictions applied to the license
11 when functioning as the permittee's accompanying operator. A person who meets the
12 conditions of subparagraphs (2), (3) and (4) whose license was canceled or suspended
13 ~~for physical, mental or emotional reasons~~ within the immediately preceding 2
14 consecutive years may act as an accompanying operator pursuant to this paragraph
15 with the approval of the Secretary of State.

16 **SUMMARY**

17 Current law allows a person whose license was canceled or suspended in the immediately
18 preceding 2 years for physical, mental or emotional reasons to accompany a person with an
19 instruction permit if the accompanying operator is at least 20 years of age, sits beside the
20 permittee and has a valid license. This bill allows a person whose license was canceled or
21 suspended in the immediately preceding 2 years for any reason to accompany a person with
22 an instruction permit if the other conditions apply.