

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 50

H.P. 43

House of Representatives, January 11, 2011

**An Act To Allow Provisional Drivers To Transport Persons under
Guardianship and Children of Active Military Personnel**

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative FLOOD of Winthrop.
Cosponsored by Senator McCORMICK of Kennebec and
Representatives: CEBRA of Naples, SARTY of Denmark, WILLETTE of Mapleton,
WILLETTE of Presque Isle.

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

2 **Sec. 1. 29-A MRSA §1311, sub-§1, ¶A,** as amended by PL 2009, c. 10, §1, is
3 further amended to read:

4 A. Carry passengers other than immediate family members unless accompanied by a
5 licensed operator who meets the requirements of section 1304, subsection 1,
6 paragraph E. For the purpose of this paragraph, "immediate family member" includes
7 ~~a foreign exchange student that is~~ the following when living with the immediate
8 family;

9 (1) A foreign exchange student;

10 (2) A person who is under guardianship of an immediate family member; and

11 (3) A child whose parent is deployed for military service.

12 For the purpose of this paragraph, "deployed for military service" has the same
13 meaning as in Title 26, section 814, subsection 1, paragraph A;

14 **SUMMARY**

15 Current law prohibits a person under 18 years of age who has been issued a driver's
16 license from carrying passengers other than immediate family members, including
17 foreign exchange students, for 6 months after being issued a license unless accompanied
18 by an older driver. This bill allows a young driver to carry a passenger who is a person
19 under guardianship of an immediate family member of the young driver or is a child
20 whose parent is deployed for military service if that person or child lives with the
21 immediate family of the young driver.