

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1912

S.P. 684

In Senate, April 9, 2012

An Act To Encourage Responsible Teen Driving

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Transportation suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator DIAMOND of Cumberland.
Cosponsored by Representative CEBRA of Naples and
Senators: COLLINS of York, HOBBS of York, President RAYE of Washington,
Representatives: CAIN of Orono, MAZUREK of Rockland, Speaker NUTTING of Oakland,
PEOPLES of Westbrook, WILLETTE of Mapleton.

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

2 **Sec. 1. 29-A MRSA §1256, sub-§4**, as enacted by PL 1993, c. 683, Pt. A, §2 and
3 affected by Pt. B §5, is repealed.

4 **Sec. 2. 29-A MRSA §1304, sub-§1, ¶D**, as enacted by PL 1993, c. 683, Pt. A, §2
5 and affected by Pt. B, §5, is amended to read:

6 D. The permit is valid for a period of ~~18 months~~ 2 years.

7 **Sec. 3. 29-A MRSA §1311, sub-§2**, as amended by PL 2011, c. 556, §9 is further
8 amended to read:

9 **2. Period of restrictions.** ~~Subject to~~ Except as provided in section 2116 and subject
10 to extension pursuant to subsection 3, the license restrictions in subsection 1 are in effect
11 for a period of ~~180~~ 270 days from license issuance or until the person attains 18 years of
12 age, whichever occurs later.

13 **Sec. 4. 29-A MRSA §1311, sub-§3**, as enacted by PL 2003, c. 286, §4, is
14 amended to read:

15 **3. Extension of restrictions.** A person who is adjudicated for violating this section
16 must have the license restrictions in subsection 1 extended for an additional period of ~~180~~
17 270 days. The additional period of license restrictions may extend beyond the person's
18 18th birthday. Any violation of the license restrictions during the period of this extension
19 must result in a further extension of the license restrictions pursuant to this section.

20 **Sec. 5. 29-A MRSA §1311, sub-§4**, as enacted by PL 2003, c. 286, §4, is
21 amended to read:

22 **4. Penalty.** A person who violates this section commits a traffic infraction for which
23 a fine of not less than \$350 may be adjudged.

24 **Sec. 6. 29-A MRSA §1311, sub-§5** is enacted to read:

25 **5. Suspension of license.** The Secretary of State shall suspend without right to a
26 hearing the license of a person adjudicated for violating this section:

27 A. For 60 days on the first offense;

28 B. For 180 days on the 2nd offense; and

29 C. For one year on the 3rd or subsequent offense.

30 **Sec. 7. 29-A MRSA §1311, sub-§6** is enacted to read:

31 **6. Reinstatement fee for intermediate license suspensions.** Before a suspension
32 issued to the holder of a license issued pursuant to this section is terminated and a license
33 reinstated, a fee of \$100, in addition to the regular license fee, must be paid to the
34 Secretary of State.

1 **Sec. 8. 29-A MRSA §1351-A** is enacted to read:

2 **§1351-A. Driver education required for persons 18 years of age or older**

3 Except as provided in section 1306 and for a person who holds a valid driver's license
4 from another jurisdiction and in addition to any other requirements imposed by this Title,
5 a license may not be issued to a person 18 years of age or older after December 31, 2012
6 unless that person presents a certificate of completion of a 6-hour driver education
7 program as approved by the Secretary of State.

8 **Sec. 9. 29-A MRSA §2119, sub-§3**, as enacted by PL 2011, c. 207, §1, is
9 amended to read:

10 **3. Penalty.** A person who violates this section commits a traffic infraction for which
11 a fine of not less than ~~\$100~~ \$350 may be adjudged.

12 **Sec. 10. 29-A MRSA §2472, sub-§2**, as amended by PL 2007, c. 383, §30, is
13 further amended to read:

14 **2. Suspension terms for moving violations.** If a person who has not yet attained
15 the age of 21 years is convicted or adjudicated of a moving motor vehicle violation that
16 occurred within 2 years from the date of issue of a juvenile provisional license, the
17 Secretary of State shall suspend the license without right to hearing:

- 18 A. For ~~30~~ 60 days on the 1st offense;
19 B. For ~~60~~ 180 days on the 2nd offense; and
20 C. For ~~90 days~~ one year on the 3rd or subsequent offense.

21 **Sec. 11. 29-A MRSA §2472, sub-§2-A** is enacted to read:

22 **2-A. Defensive driving course.** A person whose license is suspended pursuant to
23 subsection 2 shall complete a defensive driving course conducted or authorized pursuant
24 to Title 23, section 4208 before the suspension may be terminated.

25 **Sec. 12. 29-A MRSA §2472, sub-§2-B** is enacted to read:

26 **2-B. Reexamination.** The holder of a juvenile provisional license convicted of an
27 offense listed in section 2551-A, subsection 1, paragraph A, as limited by section 2551-A,
28 subsection 3, must successfully complete an examination pursuant to section 1301,
29 subsection 4 as prescribed by the Secretary of State.

30 **Sec. 13. 29-A MRSA §2472, sub-§7** is enacted to read:

31 **7. Reinstatement fee for suspensions for major offenses.** Before a suspension
32 issued to the holder of a license issued pursuant to this section resulting from a conviction
33 listed in section 2551-A, subsection 1, paragraph A, as limited by section 2551-A,
34 subsection 3, is terminated and a license reinstated, a fee of \$350, in addition to the
35 regular license fee, must be paid to the Secretary of State.

