

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-SECOND LEGISLATURE

S. P. 596

S. D. 281

In Senate, March 31, 1925.

Reported by Mr. Hinckley from Committee on Judiciary
and laid on table to be printed under joint rules.

ROYDEN V. BROWN, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT Relating to Driving Motor Vehicles while under
the Influence of Intoxicating Liquor or Drugs and the
Penalty Therefor.

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

Section seventy-four of chapter two hundred and eleven
2 of the public laws of nineteen hundred twenty-one is hereby
3 repealed and in place thereof the following paragraph is
4 substituted.

'No person shall operate or attempt to operate a motor
2 vehicle upon or along any way, bridge, public park or park-
3 way in this State, when intoxicated or at all under the
4 influence of intoxicating liquor or drugs; and no person
5 shall operate or attempt to operate a motor vehicle in any

6 other place where the life or safety of any other person
7 is endangered, when intoxicated or at all under the influence
8 of intoxicating liquor or drugs. Whoever violates the
9 foregoing provision shall be punished upon conviction by
10 a fine of not less than one hundred dollars nor more than
11 one thousand dollars or by imprisonment for not less than
12 thirty days nor more than eleven months, or by both fine
13 and imprisonment. The license of any person convicted of
14 violating the provisions of this section shall be immediately
15 revoked by the commission upon receipt of any attested
16 copy of the court records, without further hearing. Any
17 person convicted of a second or subsequent offense shall
18 be punished by imprisonment for not less than three nor
19 more than eleven months and his license to operate shall
20 be revoked by the commission.

'Whoever shall operate or attempt to operate a motor
2 vehicle upon or along any way, bridge, public park or
3 parkway in this State when intoxicated or at all under the
4 influence of intoxicating liquor or drugs and whoever shall
5 operate or attempt to operate a motor vehicle in any other
6 place where the life or safety of any other person is en-
7 dangered, when such offense is of a high and aggravated
8 nature shall be deemed guilty of a felony and on convic-
9 tion thereof shall be punished by a fine of not less than one
10 hundred dollars nor more than one thousand dollars or
11 by imprisonment of not less than sixty days nor more than
12 two years or by both fine and imprisonment. The license

13 of any person against whom probable cause is found and
14 who is held under bail pending the action of the grand jury
15 for the violation of the foregoing provision shall be sus-
16 pended until the final disposition of the charge; and the
17 license of any person convicted of violating the provision
18 of this section shall be immediately revoked by the com-
19 mission upon receipt of an attested copy of the court
20 records, without further hearing. Any person convicted of
21 a second or subsequent offense shall be punished by im-
22 prisonment for not less than three months nor more than
23 three years and his license to operate shall be revoked by
24 the commission. A copy of sections seventy-two, seventy-
25 three and seventy-four shall be printed on every operator's
26 license.'