

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 1270**

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H. P. 1602

House of Representatives, March 7, 1947

Transmitted by the revisor of statutes pursuant to joint order

Referred to the Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Rankin of Bridgton.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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**AN ACT Relating to Penalties for Operating Motor Vehicles While Under  
the Influence of Intoxicating Liquor or Drugs.**

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

**R. S., c. 19, § 121, amended.** The last paragraph of section 121 of chapter 19 of the revised statutes is hereby amended to read as follows:

'No person whose license or right to operate a motor vehicle has been revoked upon conviction of violating the provisions of this section shall be licensed again or permitted to operate a motor vehicle for 3 years, except that, after the expiration of 2 years from the date of such revocation, he may petition the secretary of state for a license or permit, who, after hearing and after his determination that public safety will not be endangered by issuing a new license, may issue such license or permit, with or without conditions thereto attached; upon a 2nd conviction of a violation of the provisions of this section, such person shall not be licensed again or permitted to operate a motor vehicle in this state for 5 years from the date of revocation, provided, however, that after 3 years from the date of such last revocation, he may petition the secretary of state for a license or per-

mit and the secretary of state, after like hearing and determination, again may issue a license or permit to the petitioner, with or without conditions; upon any subsequent conviction for a similar offense, the license or permit shall terminate and no subsequent license or permit shall be granted to such person; **except that a person who has had 3 convictions under the provisions of the foregoing section may petition the secretary of state for a special license, who, after being satisfied beyond all reasonable doubt that the said petitioner has refrained from all use of intoxicating liquor for a period of 10 years next preceding the day of hearing on the said petition, may issue a special permit or license conditioned upon continued non-use of intoxicating liquor;** for the purpose of this section, in case a person has been convicted one or more times prior to the 13th day of July, 1929, of a violation of the provisions of this section, such previous conviction or convictions shall be construed as 1 conviction.'