

MAINE STATE LEGISLATURE

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NINETY-SEVENTH LEGISLATURE

Legislative Document

No. 662

H. P. 614

House of Representatives, February 10, 1955

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

HARVEY R. PEASE, Clerk

Presented by Mr. Finemore of Bridgewater.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT Relating to Instruction Permits to Drive Motor Vehicles.

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

Sec. 1. R. S., c. 22, § 60, amended. Section 60 of chapter 22 of the revised statutes is hereby amended by inserting after the 5th sentence the following new sentences:

‘Any person who is at least 15 years of age may apply to the Secretary of State for an instruction permit. The Secretary of State may, in his discretion, after applicant has successfully passed all parts of an examination other than the driving test, issue to the applicant an instruction permit which shall entitle the applicant, while having such permit in his immediate possession, to drive a motor vehicle upon the public highways for a period of 60 days when accompanied by a licensed operator who has at least 1 year of driving experience and is at least 18 years of age and who is occupying a seat beside the driver, except in the event the permittee is operating a motorcycle, motor scooter or motor bike. The fee for all permits shall be \$1, which shall include cost of first examination. The fee for all subsequent examinations shall be \$1. A renewal permit may be issued for an additional 60 days for a fee of \$1; provided, however, that the Secretary of State may, in his discretion, issue a restricted instruction permit effective for a school year or for a restricted period to an applicant who is enrolled in a driver education program which includes practice driving. Such instruction permit shall only be valid when applicant is accompanied by an instructor approved by the State Department of Education. Any person who has not held a Maine operator’s license during one of the 3 preceding years may apply for an instruction permit. The Secretary of State may, in his discretion, issue a temporary driver’s permit to an applicant who has successfully passed a complete examination, per-

mitting applicant to operate a motor vehicle during a period not to exceed 30 days while the Secretary of State is completing his investigation and determination of all facts relative to such applicant's right to receive an operator's license. Such permit or temporary license shall be in applicant's immediate possession at all times while operating a motor vehicle. The Secretary of State may, after a complete examination or investigation, restrict the license of any operator so as to permit the operation of a specified vehicle or vehicles, operation during the daylight hours, within a designated area, or any other restriction or condition the Secretary of State may deem to be in the interest of highway safety. Any person operating a motor vehicle in any manner in violation of the restrictions imposed in a restricted license issued to him shall be punished by a fine of not more than \$100, or by imprisonment for not more than 90 days, or by both such fine and imprisonment.'

Sec. 2. R. S., c. 22, § 60, amended. The 6th sentence of section 60 of chapter 22 of the revised statutes is hereby amended to read as follows:

'A record of all applications for license and of all licenses **and instruction permits** issued shall be kept by the said Secretary.'

Sec. 3. R. S., c. 22, § 65, amended. Section 65 of chapter 22 of the revised statutes is hereby amended to read as follows:

'**Sec. 65. Unlicensed persons not to operate motor vehicles.** No person shall operate a motor vehicle upon any way in this state unless licensed according to the provisions of this chapter; but the provisions of this section shall not prevent the operation of a motor vehicle by an unlicensed person, not less than 15 years of age **who holds an instruction permit**, if riding beside a licensed operator in said vehicle for the purpose of becoming familiar with the use and handling of a motor vehicle preparatory to taking out license for driving; and provided further, that such unlicensed person has not theretofore had a license revoked, suspended or finally refused.'