

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 27 of chapter 10 of the Revised Statutes of 1954.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1955

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

of section 79 of chapter 16; provided said assessment shall be limited to a school tax rate of 10 mills on the dollar above the average of school tax rates of the municipalities of the State for the preceding school year; except that the school tax rate for the assessment made April 1, 1955 shall be limited to a school tax rate of 10 mills on the dollar above the average of the school tax rates of the municipalities of the State as found by dividing the 1954 municipal appropriations for school maintenance and operation by the 1954 state valuation of said municipalities.'

Emergency clause. In view of the emergency cited in the preamble this act shall take effect when approved.

Effective April 11, 1955

Chapter 180

AN ACT Relating to the Taking of Minnows for Bait.

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

R. S., c. 37, § 63, amended. The second paragraph of section 63 of chapter 37 of the revised statutes is hereby amended to read as follows:

'All persons dealing in live bait shall be licensed to do so by the Commissioner, and the fee therefor shall be \$5 for each calendar year. The license shall authorize the person holding the same to use the ordinary commercial type of minnow trap, umbrella minnow net or the ordinary commercial type of minnow seine not to exceed 4 feet in depth by 25 feet in length, in the taking of minnows and other unprotected fish commonly used for bait purposes.'

Effective August 20, 1955

Chapter 181

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, permitting 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.'

Effective August 20, 1955

Chapter 182

AN ACT Relating to Authority of and Uniforms for Officers of the Maine State Prison.

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

R. S., c. 27, § 27-A, additional. Chapter 27 of the revised statutes is hereby amended by adding thereto a new section to be numbered 27-A, to read as follows: