

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND TWELFTH LEGISLATURE

**SECOND REGULAR SESSION**  
January 8, 1986 to April 16, 1986

**SECOND SPECIAL SESSION**  
May 28, 1986 to May 30, 1986

AND AT THE

**THIRD SPECIAL SESSION**  
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND TWELFTH LEGISLATURE  
1985

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1986-87

mission. Also provides funds for the retirement costs associated with that salary increase.

WORKERS' COMPENSATION  
COMMISSION

Personal Services \$58,340

Provides funds for salary increases for the chairman and commissioners of the Workers' Compensation Commission. Also provides funds for the retirement costs associated with that salary increase. All funds not used for these purposes shall lapse to the General Fund.

TOTAL APPROPRIATION \$728,493

Sec. 14. Effective dates. Sections 2, 3 and 4 of this Act shall be effective on July 1, 1986. All other sections of this Act shall be effective 90 days after adjournment of the Legislature.

Effective July 16, 1986, unless otherwise indicated.

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**CHAPTER 694**

H.P. 1643 - L.D. 2316

**AN ACT to Require Motorcycle Driver Education  
for First-time Operators of  
Motorcycles.**

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

Sec. 1. 29 MRSA §249, as amended by PL 1981, c. 492, Pt. E, §12, is further amended to read:

§249. Motorcycles

The annual fees for the registration of motorcy-

cles shall be in accordance with this section and shall accompany the application for registration.

Motorcycles ..... \$15 \$17 each.

Mopeds ..... 5 each.

Sec. 2. 29 MRSA §§583-A to 583-F are enacted to read:

§583-A. Motorcycle driver education

Effective March 1, 1987, notwithstanding any other provisions of law, no motorcycle or motor driven cycle learner's permit or permission or restriction to operate a motorcycle or motor driven cycle may be issued to any person under 21 years of age, unless that person presents a certificate of successful completion of a motorcycle driver education course and examination given by the public secondary schools and academies receiving tuition students as described in Title 20-A, section 2951, or by a person or persons licensed by the Department of Business, Occupational and Professional Regulation; the course to include a demonstration of ability to safely operate a motorcycle. No license may be required of certified teachers conducting a motorcycle driver education course in public secondary schools or academies receiving tuition students as described in Title 20-A, section 2951. All licenses expire on December 31st of the year of issue.

Any person between the ages of 16 and 21 years, who satisfies the Secretary of State that no readily available means of transportation exists to and from a secondary school or academy which he is attending, may be issued, upon passing the motorcycle or motor driven cycle driver's examination as provided in section 581, a special motorcycle or motor driven cycle permit authorizing that person to drive to and from the school or academy.

§583-B. Motorcycle driver education program

The prescribed motorcycle or motor driven cycle driver education program shall consist of an 8-hour block of instruction directly related to the actual operation of motorcycles and motor driven cycles, emphasizing safety measures designed to insure greater awareness of careful and skillful operation of cycles.

§583-C. Instructions

No person may conduct a motorcycle driver education course unless that person has been certified by the Secretary of State as a qualified instructor.

The Secretary of State shall be responsible for conducting certification courses for instructors of motorcycle driver education. By rule, the Secretary of State shall establish reasonable qualification standards and requirements for certification of instructors of motorcycle driver education.

§583-D. Completion certificates

Each certified instructor shall issue to students who have successfully completed the prescribed motorcycle driver education course a completion certificate. When applying for a motorcycle or a motor driven cycle learner's permit, the applicant who has successfully completed the motorcycle driver education course may present the completion certificate to the Secretary of State who may then waive the required written examination to qualify for a motorcycle instruction permit.

§583-E. Instructor availability

When an authorized instructor is not available to teach an approved motorcycle driver education program in a given geographic area of the State, the Secretary of State may assign a qualified instructor who shall be responsible for conducting the instructional program, provided that the requesting authority insures a minimum class size of 6 students wishing to complete the motorcycle driver education program. The Secretary of State shall charge a course fee comparable to other motorcycle driver education courses.

§583-F. Suspension and revocation

The Secretary of State may suspend, revoke or deny any certificate of completion of the motorcycle driver education program for just cause in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375.

Sec. 3. Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

1986-87

SECRETARY OF STATE,  
DEPARTMENT OF

Administration - Motor Vehicles	
Positions	(2.0)
Personal Services	\$47,957
All Other	16,276
Capital Expenditures	<u>25,050</u>
Total	\$89,283

Provides funds for 2 Driver License Examiner II positions to be hired at Step A of Range 19. Also provides funds for related material and equipment, including 2 motorcycles for instruction purposes. Funds not used for these purposes shall lapse back to the Highway Fund.

Effective July 16, 1986.

**CHAPTER 695**

S.P. 860 - L.D. 2174

**AN ACT to Establish the Maine Vocational-Technical Institute System.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is essential that the new board of trustees of the Maine Vocational-Technical Institute System immediately assume its responsibilities under this Act and undertake the organization of the new vocational-technical institute system, including the Vocational-Technical Institute Support Office; and