



131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 125

S.P. 64

In Senate, January 9, 2023

**An Act to Allow Driver Education Instructors to Administer
Driver's License Road Tests**

Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator POULIOT of Kennebec.

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

2 **Sec. 1. 29-A MRSA §1306-A** is enacted to read:

3 **§1306-A. Instructor-administered test**

4 A person with a valid instructor license under section 1354 who is employed by a driver
5 education school licensed under section 1354 may administer road tests for Class C
6 noncommercial driver's licenses in accordance with rules adopted by the Secretary of State.
7 The Secretary of State shall adopt rules to implement this section. Rules adopted pursuant
8 to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

9 **Sec. 2. 29-A MRSA §1307, sub-§5**, as amended by PL 2013, c. 381, Pt. B, §17, is
10 further amended to read:

11 **5. ~~Exception~~ Exceptions.** A person required to take an examination pursuant to
12 section 1309, subsection 1 is not required to pay an examination or cancellation fee. The
13 Secretary of State may, in accordance with rules adopted under section 1306-A, modify the
14 fee under subsection 2 related to road tests for Class C noncommercial licenses when the
15 person administering the road test is an instructor licensed under section 1354.

16 **SUMMARY**

17 This bill allows a person who has a valid driver education instructor license and is
18 employed by a licensed driver education school to administer road tests to Class C
19 noncommercial driver's license applicants in accordance with rules adopted by the
20 Secretary of State.