



# 128th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2017

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Legislative Document

No. 709

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H.P. 500

House of Representatives, February 28, 2017

### An Act Regarding the License Restrictions for New Drivers

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Reference to the Committee on Transportation suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative STEWART of Presque Isle.  
Cosponsored by Senator CARPENTER of Aroostook.

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

2 **Sec. 1. 29-A MRSA §1311, sub-§2**, as amended by PL 2011, c. 654, §3, is  
3 further amended to read:

4 **2. Period of restrictions.** Except as provided in section 2116 and subsection 2-A  
5 and subject to extension pursuant to subsection 3, the license restrictions in subsection 1  
6 are in effect for a period of 270 days from license issuance. The period of license  
7 restrictions may extend beyond the person's 18th birthday.

8 **Sec. 2. 29-A MRSA §1311, sub-§2-A** is enacted to read:

9 **2-A. Waiver.** The Secretary of State may waive up to 90 days of the period of  
10 license restrictions under subsection 2 upon receipt of an application for a waiver of the  
11 period of license restrictions. The Secretary of State may not accept the application for a  
12 waiver of the period of license restrictions of a minor unless the application is:

13 A. Signed by a parent or guardian;

14 B. Signed by the spouse of the minor, as long as the spouse is 18 years of age or  
15 older;

16 C. If the minor does not have a parent, guardian or spouse who is 18 years of age or  
17 older, signed by an employer of the minor if that employer is 18 years of age or older;  
18 or

19 D. Accompanied by an attested copy of a court order of emancipation under Title 15,  
20 section 3506-A.

21 The Secretary of State shall adopt rules to establish the application criteria and process by  
22 which a person may qualify for a waiver of the period of license restrictions under this  
23 section. Rules adopted pursuant to this subsection are routine technical rules as defined  
24 in Title 5, chapter 375, subchapter 2-A.

25 **SUMMARY**

26 This bill allows the Secretary of State to waive up to 90 days of the 270-day period of  
27 restrictions for a person with an intermediate license if that person applies for a waiver of  
28 the period of license restrictions. The bill directs the Secretary of State to adopt rules to  
29 establish the application criteria and process by which a person may qualify for a waiver  
30 of the period of license restrictions for a person with an intermediate license. The bill  
31 also provides that the Secretary of State may not accept the application of a minor for a  
32 waiver unless the application is signed by a parent or guardian; signed by the spouse of  
33 the minor, as long as the spouse is 18 years of age or older; if the minor does not have a  
34 parent, guardian or spouse who is 18 years of age or older, signed by an employer if the  
35 employer is 18 years of age or older; or accompanied by an attested copy of a court order  
36 of emancipation.