



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 711

H.P. 502

House of Representatives, February 28, 2017

**An Act To Revise the Laws Governing Learner's Permits and
Intermediate Driver's Licenses and Driver Education Textbook
Requirements**

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 KINNEY of Knox.
Cosponsored by Senator MAKER of Washington and
Representatives: CRAIG of Brewer, HARRINGTON of Sanford, PICKETT of Dixfield,
Senator: ROSEN of Hancock.

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

2 **Sec. 1. 29-A MRSA §101, sub-§28-A**, as amended by PL 2013, c. 381, Pt. B, §7,
3 is repealed.

4 **Sec. 2. 29-A MRSA §1256, first ¶**, as amended by PL 2015, c. 473, §12, is
5 further amended to read:

6 A person who is 15 years of age and who has successfully completed a driver
7 education course and passed an examination for operation of a motor vehicle as provided
8 in section 1301 may be issued a special restricted license based on educational,
9 employment or medical need without the person's having held a permit for a period of ~~6~~
10 12 months as required by section 1304, subsection 1, paragraph H, subparagraph (1) as
11 follows.

12 **Sec. 3. 29-A MRSA §1304, sub-§1, ¶H**, as amended by PL 2013, c. 496, §13, is
13 further amended to read:

14 H. A person under 21 years of age may not apply for a license unless:

15 (1) A period of ~~6~~ 12 months has passed from the date the person was issued a
16 learner's permit; and

17 (2) The person has completed a minimum of 70 hours of driving, including 10
18 hours of night driving, while accompanied by a parent, guardian or licensed
19 driver at least 20 years of age. The parent, stepparent or guardian, or a spouse or
20 employer pursuant to section 1302, subsection 1, paragraphs B and C, must
21 certify the person's driving time on a form prescribed by the Secretary of State.
22 A parent, stepparent, guardian, spouse or employer who certifies a driving log
23 pursuant to this subsection and was not the licensed driver accompanying the
24 applicant must provide the name and address of the licensed driver who
25 accompanied the applicant for the majority of the 70 hours of driving. The
26 Secretary of State may complete the certification for an applicant at least 18 years
27 of age and who has no parent, stepparent, guardian, spouse or employer if the
28 applicant provides the name and address of the licensed driver who accompanied
29 the applicant for the majority of the 70 hours of driving.

30 A person 21 years of age or older is not required to submit certification of driving
31 time to the Secretary of State.

32 **Sec. 4. 29-A MRSA §1311, sub-§1, ¶A**, as amended by PL 2011, c. 13, §1, is
33 further amended to read:

34 A. Carry passengers other than ~~immediate family members~~ a parent or sibling unless
35 accompanied by a licensed operator who meets the requirements of section 1304,
36 subsection 1, paragraph E. ~~For the purpose of this paragraph, "immediate family~~
37 ~~member" includes the following when living with the immediate family:~~

38 (1) ~~A foreign exchange student;~~

1 State's duties to require the adoption of a driver education curriculum and the use of
2 textbooks developed by a nationwide automobile association.