

1 S.221

2 Introduced by Senators Illuzzi, Snelling and Ayer

3 Referred to Committee on

4 Date:

5 Subject: Motor vehicles; junior operators; learner's permits; nighttime
6 operation restrictions

7 Statement of purpose: This bill proposes to:

8 (1) prohibit driving between midnight and 5:00 a.m. by junior operators
9 except when accompanied by a parent or guardian or when carrying the written
10 permission of a parent or guardian.

11 (2) prohibit driving between midnight and 5:00 a.m. by holders of learner's
12 permits under any circumstances.

13 An act relating to restrictions on nighttime operation of motor vehicles by
14 junior operators and holders of learner's permits

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. 23 V.S.A. § 614(c) and (d) are added to read:

17 (c) A person operating with a junior operator's license shall not operate a
18 motor vehicle between 12 midnight and 5:00 a.m. except when accompanied
19 by a parent or guardian or when carrying the signed and dated written

1 permission of a parent or guardian that contains the parent's or guardian's
2 home and work addresses and telephone numbers.

3 (d) A person in violation of subsection (c) of this section shall be allowed
4 to drive home, on a direct route, following issuance of a traffic ticket by a law
5 enforcement officer.

6 Sec. 2. 23 V.S.A. § 615 is amended to read:

7 § 615. UNLICENSED OPERATORS

8 (a)(1) An unlicensed person 15 years of age or older, may operate a motor
9 vehicle, if he or she has in possession, a valid learner's permit issued to him or
10 her by the commissioner and if their licensed parent or guardian, licensed or
11 certified driver education instructor or licensed person at least 25 years of age
12 rides beside him or her. Nothing in this section shall be construed to permit a
13 person against whom a revocation or suspension of license is in force, or a
14 person less than 15 years of age, or a person who has been refused a license by
15 the commissioner, to operate a motor vehicle. Notwithstanding the provisions
16 of this subdivision, an unlicensed person 15 years of age or older shall not
17 operate a motor vehicle under any circumstances between 12 midnight and
18 5:00 a.m.

19 (2) A licensed person who does not possess a valid motorcycle
20 endorsement may operate a motorcycle, with no passengers, only during

1 daylight hours and then only if he or she has upon his or her person a valid
2 motorcycle learner's permit issued to him or her by the commissioner.

3 (b) The commissioner, in his or her discretion, may recall a learner's permit
4 in the same circumstances as he or she may recall a provisional license.

5 (c) A person in violation of subdivision (a)(1) of this section shall be
6 allowed to drive home, on a direct route, following issuance of a traffic ticket
7 by a law enforcement officer.