

MAINE STATE LEGISLATURE

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L.D. 1384
(Filing No. H-498)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
112TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "B" to H.P. 963, L.D. 1384,
Bill, "AN ACT Concerning Employment of Certain Indi-
viduals in Contact with Children."

Amend the Bill by striking out everything after
the enacting clause and inserting in its place the
following:

'Sec. 1. 17 MRSA c. 92 is enacted to read:

CHAPTER 92

CHILD PROTECTION ACT

§2871. Definitions

As used in this chapter, unless the context oth-
erwise indicates, the following terms have the fol-
lowing meanings.

1. Day care facility. "Day care facility" means
a day care facility, as defined in Title 22, section
8301.

2. Nursery school. "Nursery school" means nur-
series school, as defined in Title 22, section 8401.

3. Preschool facility. "Preschool facility"
means any day care facility or nursery school.

§2872. Employees transporting minors

No person may be employed in any preschool facil-
ity in any capacity which involves the transporting
of minors by means of motor vehicle unless the per-
son, prior to commencement of that employment, sub-

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1 mits to the facility a certified copy of his driving
2 record indicating the nature and date of any adjudi-
3 cation or conviction for a violation of Title 29,
4 former section 1312, subsection 10; section 1312-B or
5 1312-C; or Title 15, section 3103, subsection 1, par-
6 agraph F, for the preceding 3-year period. The copy
7 shall be submitted prior to employment. If the record
8 indicates that such an adjudication or conviction has
9 occurred, that person may not be employed by the fa-
10 ility for the transportation of minors for 3 years
11 from the date of his last conviction. The person
12 shall bear the cost of the certified copy.

13 **Sec. 2. Transition.** Any person employed in a
14 preschool facility in any capacity which involves the
15 transportation of minors on the effective date of
16 this Act shall, within 90 days, furnish to the facil-
17 ity a certified copy of his driving record.

18 **Sec. 3. Application.** This Act does not require
19 the termination of an employment contract of a person
20 employed on the effective date of this Act in any
21 preschool facility in any capacity which involves the
22 transporting of minors by means of motor vehicle.'

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1 STATEMENT OF FACT

2 This amendment deletes public schools from the
3 provisions of the bill. The Department of Education-
4 al and Cultural Services will promulgate rules for
5 public schools which address this situation. This
6 amendment incorporates changes made in Committee
7 Amendment A and House Amendment A.

8 5807020486

Filed by Rep. Nelson of Portland
Reproduced and distributed under the direction of the Clerk of the
House
2/5/86 (Filing No. H-498)