

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 214, L.D. 530, Bill, "An Act Relating to Driver Education Courses"

Amend the bill by inserting after the 3rd "Whereas" in the emergency preamble the following:

'Whereas, Maine vocational-technical institutes may not be able to continue to offer courses in truck driving and heavy equipment operation if the instructors of these courses are required to be licensed by the Board of Commercial Driver Education; and'

Further amend the bill in section 2, in that part designated "§8703." in subsection 1, in the last line (page 2, line 12 in L.D.) by inserting after the following: "education." the following:

'The commissioner shall establish instructor qualification requirements for a person to obtain certification to teach courses in preparation for a Class 1 or Class 2 license. Those requirements shall be no less rigorous than any similar requirements prescribed by the Board of Commercial Driver Education.'

Further amend the bill by inserting after section 2 the following:

'Sec. 3. 20-A MRSA §12719 is enacted to read:

§12719. Driver education

Not later than December 31, 1989, the board of trustees shall establish curriculum and instructor qualification requirements for driver education, truck driver education and heavy equipment operation courses offered in accordance with section 12706, subsection 15. Those requirements shall be no less rigorous than any similar requirements prescribed by the

1 Board of Commercial Driver Education.'

3 Further amend the bill by inserting after section 5 the
following:

5 'Sec. 6. 32 MRSA §9502, sub-§2, as enacted by PL 1981, c. 456,
7 Pt. A, §113, is amended to read:

9 2. Commercial driver education. "Commercial driver
11 education" means any type of instruction or tutoring given any
13 person in the driving of a motor vehicle or in the preparing of
15 any person for a driver examination in exchange for remuneration,
17 except instruction or tutoring in a public secondary school, a
private secondary school approved for attendance purposes by the
Commissioner of Educational and Cultural Services, a vocational
center, a vocational region, an adult education program conducted
pursuant to Title 20-A, chapter 315, or a vocational-technical
institute.'

19 Further amend the bill in section 6 in subsection 3 in the
21 5th line (page 4, line 8 in L.D.) by striking out the following
"approved"

23 Further amend the bill in section 6 in subsection 3 in the
25 6th, 7th and 8th lines (page 4, lines 9 to 11 in L.D.) by
striking the following: "a vocational region or an adult
27 education program conducted pursuant to Title 20-A, chapter 315"
and inserting in its place the following: 'a vocational region,
29 an adult education program conducted pursuant to Title 20-A,
chapter 315, or a vocational-technical institute'

31 Further amend the bill in section 7 in subsection 5 in the
33 7th and 8th lines (page 4, lines 21 to 22 of L.D.) by striking
out the following: "vocational region or an adult education
35 program conducted pursuant to Title 20-A, chapter 315" and
inserting in its place the following: 'vocational region, an
37 adult education program conducted pursuant to Title 20-A, chapter
315, or a vocational-technical institute'

39 Further amend the bill by renumbering the sections to read
41 consecutively.

43 Further amend the bill by inserting before the statement of
fact the following:

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FISCAL NOTE

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The adult education division within the Department of
Educational and Cultural Services will incur some minor

1 additional administrative costs. The division can absorb these
2 costs within existing budgeted resources. In addition, the bill
3 may require additional General Fund appropriations beginning in
4 fiscal year 1991-92 to cover potential increases in adult
5 education subsidies.'

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STATEMENT OF FACT

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11 This amendment provides that vocational-technical institutes
12 offering truck driving and heavy equipment operation courses are
13 not subject to regulation by the Board of Commercial Driver
14 Education. The Board of Trustees of the Vocational-Technical
15 Institute System is required to establish requirements for course
16 curriculum and instructor qualifications which are to be no less
17 rigorous than those established by the Board of Commercial Driver
18 Education.

19 The amendment also provides that instructors of Class 1 and
20 Class 2 licenses, trucks and heavy equipment, who teach in the
21 public and private secondary schools and in vocational centers
22 and regions, must meet standards no less rigorous than those of
23 the Board of Commercial Driver Education.

25 Finally, the amendment adds a fiscal note.

Reported by Senator Bost for the Committee on Education.
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