

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
115TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to H.P. 1749, L.D. 2438, Bill, "An Act to Improve the Effectiveness of the Driver Education and Evaluation Programs"

Amend the bill by striking out all of section 5 and inserting in its place the following:

Sec. 5. 5 MRSA §20071, sub-§4-B, as enacted by PL 1991, c. 622, Pt. Y, §2, is repealed and the following enacted in its place:

4-B. First offender with an aggravated offense. "First offender with an aggravated offense" means a first offender pursuant to subsection 4-A who has an operating-under-the-influence offense and who has received a score on the substance abuse and life circumstance evaluation assessment instrument administered by the Driver Education and Evaluation Programs that definitively indicates a need for further substance abuse evaluation.'

Further amend the bill in section 10 in that part designated "§20075." in the 6th line, (page 4, line 16 in L.D.) by striking out the figure "3" and inserting in its place the following: '3 2'

Further amend the bill in section 11 in subsection 3 in paragraph A in subparagraph (1) in the first 3 lines (page 4, lines 36 to 38 in L.D.) by striking out the following: "or a first offender with an aggravated offense pursuant to section 20071, subsection 4-B, paragraph B, C or D."

Further amend the bill in section 11, in subsection 3 in paragraph A in subparagraph (2) in the 2nd line (page 4, line 42 in L.D.) by striking out the following: ", paragraph E."

2 Further amend the bill by inserting at the end before the
3 fiscal note the following:

4
5 'Sec. 20. Revenues; programs. Revenues collected by the
6 Driver Education and Evaluation Programs that exceed the current
7 fiscal year appropriation for those programs must be appropriated
8 for programs administered by the Office of Substance Abuse in
9 accordance with Title 5, chapter 521.'

10 Further amend the bill by striking out the fiscal note and
11 inserting in its place the following:

14 FISCAL NOTE

16 1992-93

18 APPROPRIATIONS/ALLOCATIONS

20 General Fund \$195,175

22 REVENUES

24 General Fund \$195,175

26
28 The 740 additional clients for the Weekend Intervention
29 Program will increase General Fund revenue by \$195,175 from
30 additional fees. This increase in revenue is equal to the total
31 General Fund appropriation to the Driver Education and Evaluation
32 Programs within the Office of Substance Abuse for staff and
33 operating expenses. The net impact to the General Fund is
34 neutral.

36 Section 20 of the bill adds a provision to require that
37 revenues collected through the Driver Education and Evaluation
38 Programs that exceed current fiscal year appropriations for those
39 programs must be appropriated to Office of Substance Abuse
40 programs. The amount of additional General Fund appropriations
41 required beginning in fiscal year 1992-93 can not be determined
42 at this time.'

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STATEMENT OF FACT

This amendment removes 3 factors used to identify aggravated first offenders, decreases the certification period for individual providers to 2 years and requires that revenues collected by the Driver Education and Evaluation Programs that exceed the program's current fiscal year appropriation must be appropriated for programs administered by the Office of Substance Abuse in accordance with the Maine Revised Statutes, Title 5, chapter 521.

(Senator BUSTIN)
SPONSORED BY: Dorely Bustin

COUNTY: Kennebec

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