

MAINE STATE LEGISLATURE

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PL 010

L.D. 446

DATE: 5-11-05

(Filing No. S-168)

TRANSPORTATION

Reported by:

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 144, L.D. 446, Bill, "An Act To Mandate Payment of Certified Deaf Interpreters for Driver Education Students"

Amend the bill by striking out the title and substituting the following:

'An Act To Mandate Payment of Licensed Sign Language Interpreters for Driver Education Students'

Further amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 29-A MRSA §1352, sub-§1, as affected by PL 1995, c. 65, Pt. A, §153 and amended by Pt. B, §14 and affected by Pt. C, §15, is further amended to read:

1. **Motorcycle driver education required.** Notwithstanding any other provision of law, a motorcycle or motor-driven cycle instruction permit, license or endorsement may not be issued to a person, unless that person presents a certificate of successful completion of a motorcycle driver education program and examination approved by the Secretary of State, except as provided in this subsection. ~~If a person is hearing-impaired and a course is not readily available to that person, the Secretary of State may arrange for that person to complete a motorcycle driver education program using an electronic communications system. The program must meet the requirements of this section.~~

Sec. 2. 29-A MRSA §1354, sub-§5-A, as enacted by PL 1995, c. 505, §15 and affected by §22, is amended to read:

COMMITTEE AMENDMENT

1003

COMMITTEE AMENDMENT "A" to S.P. 144, L.D. 446

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~~5-A. License fees. Except as provided in section 1355,~~
license fees must be paid to the Secretary of State and
deposited into the Highway Fund. The following fees apply.

A. The fee for a driver education school license is \$125.

B. The fee for a driver education teacher or instructor
license is \$80.

C. Each license issued pursuant to this section expires one
year from the date of issuance. The fee for the renewal of
a driver education school license is \$125. The fee for the
renewal of a driver education teacher or instructor license
is \$80.

D. A noncommercial driver education school that offers
driver education for course credit and does not charge a fee
for driver education is exempt from the license fees
required in this subsection. A driver education teacher
employed by and providing driver education only in a school
exempt from license fees in accordance with this paragraph
is also exempt from license fees required in this subsection.

~~This subsection takes effect January 1, 1997.~~

Sec. 3. 29-A MRSA §1355, as enacted by PL 1995, c. 505, §16
and affected by §22, is repealed.'

Further amend the bill in section 1 in that part designated
"~~§1357.~~" in subsection 1 by striking out all of paragraph C (page
1, lines 20 to 23 in L.D.)

Further amend the bill in section 1 in that part designated
"~~§1357.~~" in subsection 1 by inserting after paragraph E the
following:

'F. "Licensed interpreter" means a person who provides sign
language interpreting services and is licensed under Title
32, section 1524 or section 1524-B.'

Further amend the bill in section 1 in that part designated
"~~§1357.~~" in subsection 1 by renumbering the paragraphs to read
consecutively.

Further amend the bill in section 1 in that part designated
"~~§1357.~~" in subsection 2 in the first line (page 1, line 34 in
L.D.) by striking out the following: "Certified deaf" and
inserting in its place the following: 'Licensed'

COMMITTEE AMENDMENT

Further amend the bill in section 1 in that part designated "~~§1357.~~" in subsection 2 in the 5th line (page 1, line 38 in L.D.) by striking out the following: "certified deaf" and inserting in its place the following: 'licensed'

Further amend the bill in section 1 in that part designated "~~§1357.~~" in subsection 2 in the 2nd line from the end (page 1, line 40 in L.D.) by striking out the following: "Certified deaf" and inserting in its place the following: "Licensed"

Further amend the bill by inserting after section 1 and before the summary the following:

'Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

SECRETARY OF STATE, DEPARTMENT OF

ADMINISTRATION - MOTOR VEHICLES 0077

Initiative: Allocates funds for the cost of providing certain services from licensed sign language interpreters.

HIGHWAY FUND	2005-06	2006-07
All Other	\$126,000	\$168,000
HIGHWAY FUND TOTAL	<u>\$126,000</u>	<u>\$168,000'</u>

Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment clarifies that the Secretary of State must provide licensed interpreter services for deaf and hard-of-hearing persons required to complete a driver education or motorcycle driver education course and examination in order to qualify for a driver's license or instruction permit. The amendment also adds an appropriations and allocations section to the bill.

FISCAL NOTE REQUIRED
(See attached)



122nd MAINE LEGISLATURE

LD 446

LR 0899(02)

An Act To Mandate Payment of Certified Deaf Interpreters for Driver Education Students

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Transportation

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Net Cost (Savings)				
Highway Fund	\$126,000	\$168,000	\$168,000	\$168,000
Appropriations/Allocations				
Highway Fund	\$126,000	\$168,000	\$168,000	\$168,000

Fiscal Detail and Notes

The bill includes additional Highway Fund allocations of \$126,000 and \$168,000 in fiscal years 2005-06 and 2006-07, respectively, to the Bureau of Motor Vehicles within the Department of the Secretary of State for employing a single deaf interpreter to work with certain driver education students. If a second interpreter is needed, the total costs will increase to \$220,500 and \$294,000 in fiscal years 2005-06 and 2006-07, respectively.