

MAINE STATE LEGISLATURE

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*M
R.O.S.*

L.D. 1948

Date: *2/11/8*

(Filing No. H-*674*)

Minority
TRANSPORTATION

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "*B*" to H.P. 1384, L.D. 1948, Bill, "An Act To Require a Hearing When a Fatality Results from a Motor Vehicle Accident"

Amend the bill by striking out all of section 2 and inserting the following:

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

**PUBLIC SAFETY, DEPARTMENT OF
State Police 0291**

Initiative: Appropriates funds for one state police officer to attend hearings when fatal motor vehicle accidents occur.

18	GENERAL FUND	2007-08	2008-09
19	Personal Services	\$0	\$19,200
20			
21	GENERAL FUND TOTAL	<hr/> \$0	<hr/> \$19,200
22	HIGHWAY FUND	2007-08	2008-09
23	Personal Services	\$0	\$28,800
24			
25	HIGHWAY FUND TOTAL	<hr/> \$0	<hr/> \$28,800
26	PUBLIC SAFETY, DEPARTMENT OF		
27	DEPARTMENT TOTALS	2007-08	2008-09
28			

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "B" to H.P. 1384, L.D. 1948

R. of S.

1	GENERAL FUND	\$0	\$19,200
2	HIGHWAY FUND	\$0	\$28,800
3			
4	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$48,000
5	SECRETARY OF STATE, DEPARTMENT OF		
6	Administration - Motor Vehicles 0077		
7	Initiative: Appropriates funds for a Hearings Examiner position and associated costs, such		
8	as for technology, supplies, a vehicle and office equipment.		
9	HIGHWAY FUND	2007-08	2008-09
10	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
11	Personal Services	\$0	\$71,242
12	All Other	\$0	\$13,432
13	Capital Expenditures	\$0	\$15,000
14			
15	HIGHWAY FUND TOTAL	\$0	\$99,674
16	SECRETARY OF STATE, DEPARTMENT OF		
17	DEPARTMENT TOTALS		
18		2007-08	2008-09
19	HIGHWAY FUND	\$0	\$99,674
20			
21	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$99,674
22	SECTION TOTALS		
23		2007-08	2008-09
24	GENERAL FUND	\$0	\$19,200
25	HIGHWAY FUND	\$0	\$128,474
26			
27	SECTION TOTAL - ALL FUNDS	\$0	\$147,674

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SUMMARY

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This amendment eliminates the requirement that the Secretary of State review all motor vehicle accidents that involved a human fatality in 2007 to determine whether any

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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "B" to H.P. 1384, L.D. 1948

1 changes to the law are necessary to reduce or prevent such accidents. It also adds an
2 appropriations and allocations section. This amendment is the minority report.

3 **FISCAL NOTE REQUIRED**
4 (See attached)



123rd MAINE LEGISLATURE

LD 1948

LR 3343(03)

An Act To Require a Hearing When a Fatality Results from a Motor Vehicle Accident

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

Committee: Transportation

Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)				
General Fund	\$0	\$19,200	\$19,200	\$19,200
Highway Fund	\$0	\$128,474	\$107,080	\$109,666
Appropriations/Allocations				
General Fund	\$0	\$19,200	\$19,200	\$19,200
Highway Fund	\$0	\$128,474	\$107,080	\$109,666

Correctional and Judicial Impact Statements

Allows administrative appeals to the Superior Court for license revocation by the Secretary of State in certain cases of accident fatalities. The additional costs associated with a projected minimal caseload can be absorbed by the Judicial Department utilizing existing budgeted resources.

Fiscal Detail and Notes

This bill requires the Secretary of State to conduct hearings for fatal accidents to determine whether to revoke or suspend licenses of the drivers involved. The Secretary of State reports that in 2006 there were 168 motor vehicle accidents involving a fatality and that the average annual number of fatal motor vehicle accidents over the last 5 years was 174. The Bureau of Motor Vehicles within the Secretary of State's office will require a Highway Fund allocation of \$99,674 in fiscal year 2008-09 for one Hearings Examiner position and related costs and equipment needed to handle the anticipated number, complexity and length of the additional hearings.

The State Police within the Department of Public Safety will require a General Fund appropriation of \$19,200 and a Highway Fund allocation of \$28,800 in fiscal year 2008-09 to provide an officer to testify at these hearings. The estimated appropriation and allocation assumes that one officer per hearing would need to testify for 8 hours at 75% of the hearings and that 80% of the officer's time would be overtime.