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Date: (Filing No. H- )

**HEALTH AND HUMAN SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
131ST LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1101, L.D. 1712, “An Act Regarding Driver’s Licenses for Individuals in Foster Care”

Amend the bill by striking out all of sections 1 and 2 and inserting the following:

**'Sec. 1. 22 MRSA §4061, sub-§4** is enacted to read:

**4. Driver's license fee coverage.** The Office of Child and Family Services shall establish a program to pay for the following fees and costs incurred by a person who is in the department's custody pursuant to this chapter, who is engaged in the extended care program established in section 4037-A or who is engaged in the transition grant program established in section 4010-C:

- A. All fees waived by the Secretary of State under Title 29-A, section 1251, subsection 8;
- B. The cost of motor vehicle insurance obtained in accordance with Title 29-A, section 1354, subsection 9; and
- C. Any additional costs related to obtaining a driver's license under Title 29-A, chapter 11.

The department may adopt rules to carry out the purposes of this subsection. Rules adopted pursuant to this subsection are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.'

Amend the bill by striking out all of sections 5 and 6 and inserting the following:

**'Sec. 5. 29-A MRSA §1251, sub-§8** is enacted to read:

**8. Fees waived.** The Secretary of State shall waive all fees assessed by the bureau related to obtaining an initial noncommercial Class C driver's license under this chapter for a person:

- A. Who has not attained 27 years of age and who, pursuant to Title 22, chapter 1071, is or has been placed in the care of someone other than the person's parents by the Department of Health and Human Services; or

**COMMITTEE AMENDMENT**

1            B. Who is a minor living separately and independently from the minor's parents or a  
2            legal guardian. A minor may prove that the minor meets the requirements of this  
3            paragraph by providing documentation determined satisfactory by the Secretary of  
4            State, including, but not limited to:

5            (1) A written statement affirming that the minor meets the requirements of this  
6            paragraph, signed by:

7            (a) A director or designee of a governmental or nonprofit agency that receives  
8            public or private funding to provide services to homeless persons;

9            (b) A local educational agency liaison for homeless children and youth  
10           designated pursuant to 42 United States Code, Section 11432(g)(1)(J)(ii)  
11           (2019) or a school social worker or counselor; or

12           (c) An attorney representing the minor;

13           (2) A copy of a protection from abuse complaint or a temporary order or final  
14           order of protection against the minor's parent or legal guardian; or

15           (3) An order of a court that the person has been emancipated pursuant to Title 15,  
16           section 3506-A.

17           **Sec. 6. 29-A MRSA §1302, sub-§1, ¶C**, as enacted by PL 1993, c. 683, Pt. A, §2  
18 and affected by Pt. B, §5, is amended to read:

19           C. When the minor has no parent, guardian or spouse who has attained ~~the age of 18~~  
20           years of age, signed by ~~the employer of the minor if that employer is 18 years of age~~  
21           ~~or older; or;~~

22           (1) A person who is 19 years of age or older who is the minor's employer,  
23           grandparent, sibling, sibling of the person's parent or that sibling's spouse or foster  
24           parent as defined in Title 22, section 4002, subsection 5-A; or

25           (2) An employee designated by the Office of Child and Family Services; or'

26           Amend the bill by striking out all of section 8 and inserting the following:

27           **'Sec. 8. 29-A MRSA §1304, sub-§1, ¶H**, as amended by PL 2013, c. 496, §13, is  
28 further amended by amending subparagraph (2) to read:

29           (2) The person has completed a minimum of 70 hours of driving, including 10  
30           hours of night driving, while accompanied by a parent, guardian or licensed driver  
31           at least 20 years of age. ~~The parent, stepparent or guardian, or a spouse or employer~~  
32           ~~pursuant to~~ A person listed in section 1302, subsection 1, paragraphs paragraph B  
33           ~~and or C;~~ must certify the person's driving time on a form prescribed by the  
34           Secretary of State. A parent, stepparent, guardian, spouse or employer person  
35           listed in section 1302, subsection 1, paragraph B or C who certifies a driving log  
36           pursuant to this subsection and was not the licensed driver accompanying the  
37           applicant must provide the name and address of the licensed driver who  
38           accompanied the applicant for the majority of the 70 hours of driving. The  
39           Secretary of State may complete the certification for an applicant at least 18 years  
40           of age and who has no parent, stepparent, guardian, spouse or employer if the  
41           applicant provides the name and address of the licensed driver who accompanied  
42           the applicant for the majority of the 70 hours of driving.



COMMITTEE AMENDMENT “ ” to H.P. 1101, L.D. 1712

1 policyholder 19 years of age and clarifies that certain minors may apply for automobile  
2 insurance in accordance with current law.

3

**FISCAL NOTE REQUIRED**

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**(See attached)**