1	L.D. 1712	
2	Date: (Filing No. H-)	
3	HEALTH AND HUMAN SERVICES	
4	Reproduced and distributed under the direction of the Clerk of the House.	
5	STATE OF MAINE	
6	HOUSE OF REPRESENTATIVES	
7	131ST LEGISLATURE	
8	FIRST SPECIAL SESSION	
9 10	COMMITTEE AMENDMENT " " to H.P. 1101, L.D. 1712, "An Act Regarding Driver's Licenses for Individuals in Foster Care"	
11	Amend the bill by striking out all of sections 1 and 2 and inserting the following:	
12	'Sec. 1. 22 MRSA §4061, sub-§4 is enacted to read:	
13 14 15 16 17	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:	
18 19	A. All fees waived by the Secretary of State under Title 29-A, section 1251, subsection 8;	
20 21	B. The cost of motor vehicle insurance obtained in accordance with Title 29-A, section 1354, subsection 9; and	
22 23	C. Any additional costs related to obtaining a driver's license under Title 29-A, chapter 11.	
24 25 26	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.'	
27	Amend the bill by striking out all of sections 5 and 6 and inserting the following:	
28	'Sec. 5. 29-A MRSA §1251, sub-§8 is enacted to read:	
29 30 31	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:	
32 33 34	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	

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1 2 3 4	B. Who is a minor living separately and independently from the minor's parents or a legal guardian. A minor may prove that the minor meets the requirements of this paragraph by providing documentation determined satisfactory by the Secretary of State, including, but not limited to:
5	(1) A written statement affirming that the minor meets the requirements of this paragraph, signed by:
7 8	(a) A director or designee of a governmental or nonprofit agency that receives public or private funding to provide services to homeless persons;
9 10 11	(b) A local educational agency liaison for homeless children and youth designated pursuant to 42 United States Code, Section 11432(g)(1)(J)(ii) (2019) or a school social worker or counselor; or
12	(c) An attorney representing the minor;
13 14	(2) A copy of a protection from abuse complaint or a temporary order or final order of protection against the minor's parent or legal guardian; or
15 16	(3) An order of a court that the person has been emancipated pursuant to Title 15, section 3506-A.
17 18	Sec. 6. 29-A MRSA §1302, sub-§1, ¶C, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:
19 20 21	C. When the minor has no parent, guardian or spouse who has attained the age of 18 years of age, signed by the employer of the minor if that employer is 18 years of age or older; or:
22 23 24	(1) A person who is 19 years of age or older who is the minor's employer, grandparent, sibling, sibling of the person's parent or that sibling's spouse or foster 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 28	'Sec. 8. 29-A MRSA §1304, sub-§1, ¶H, as amended by PL 2013, c. 496, §13, is 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 33	pursuant to A person listed in section 1302, subsection 1, paragraphs paragraph B and or C ₇ 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

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the applicant for the majority of the 70 hours of driving.

applicant provides the name and address of the licensed driver who accompanied

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- **Sec. 9. 29-A MRSA §1354, sub-§9,** as enacted by PL 1995, c. 505, §15 and affected by §22, is amended to read:
 - **9. Insurance for graduates.** Rating bureaus or independent insurers as recognized by the Superintendent of Insurance may grant an automobile insurance discount for driver education school graduates. A minor who is at least 15 years and 6 months of age and a driver education school graduate and who satisfies the requirements of section 1251, subsection 8 may apply for an automobile insurance policy as provided in Title 24-A, section 2407.
 - **Sec. 10. Appropriations and allocations.** The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

State-funded Foster Care/Adoption Assistance 0139

Initiative: Provides funding for the Department of Health and Human Services, Office of Child and Family Services to establish a program to pay for the fees and costs incurred by a minor placed in the care of someone other than the minor's biological parents or a minor who is living independently of the minor's biological parents related to obtaining a license and motor vehicle insurance and additional costs related to obtaining a driver's license.

GENERAL FUND All Other	2023-24 \$195,266	2024-25 \$260,355
GENERAL FUND TOTAL	\$195,266	\$260,355

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

25 SUMMARY

This amendment makes the following changes to the bill.

- 1. It removes the requirement for the Department of Health and Human Services, Office of Child and Family Services to conduct an annual survey of individuals who are in foster care or who were formerly in foster care regarding obtaining a driver's license.
- 2. It limits to individuals who are in Department of Health and Human Services custody, engaged in extended care or engaged in a transition grant program the program of fees and costs for driver's licenses set forth in the bill.
- 3. It provides that the driver's license for which the Secretary of State must waive fees is for a first-time noncommercial Class C license.
- 4. It removes from the bill a lay caregiver of a minor and a minor applicant as individuals who may sign a minor's driver's license application.
- 5. It clarifies a cross-reference in the section of law related to learner's permits to reflect the changes to the section related to driver's license applications.
- 6. It removes the requirement for insurance companies to allow certain minors who are driver education graduates to obtain automobile insurance equal to that of a

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COMMITTEE AMENDMENT " to H.P. 1101, L.D. 1712

l 2	policyholder 19 years of age and clarifies that certain minors may apply for automobile insurance in accordance with current law.
3	FISCAL NOTE REQUIRED
4	(See attached)

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