

Department of Legislative Services
 Maryland General Assembly
 2018 Session

FISCAL AND POLICY NOTE
Third Reader - Revised

Senate Bill 508

(Senators Waugh and Conway)

Education, Health, and Environmental Affairs

Environment and Transportation

**Interaction With Law Enforcement Officers - Development and Implementation
 of Curriculum Content**

This bill requires the Motor Vehicle Administration (MVA) to modify the curriculum for driver education to include content on proper interaction between individuals and law enforcement officers during traffic stops. In addition, a driver’s license examination must include a demonstration of the applicant’s ability to take proper actions during a traffic stop.

Fiscal Summary

State Effect: Transportation Trust Fund (TTF) expenditures increase by \$363,900 in FY 2019; future years are annualized and reflect ongoing costs. Revenues are not affected.

(in dollars)	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
Revenues	\$0	\$0	\$0	\$0	\$0
SF Expenditure	363,900	233,400	239,800	248,700	258,000
Net Effect	(\$363,900)	(\$233,400)	(\$239,800)	(\$248,700)	(\$258,000)

Note:() = decrease; GF = general funds; FF = federal funds; SF = special funds; - = indeterminate increase; (-) = indeterminate decrease

Local Effect: None.

Small Business Effect: Minimal.

Analysis

Bill Summary: The curriculum content, which must be developed by MVA in consultation with the Maryland Commission on Civil Rights (MCCR) and the Maryland Police Training and Standards Commission (MPTSC), must include a demonstration of the proper actions to be taken by a driver during a traffic stop and information regarding:

- the duties, responsibilities, and roles of law enforcement officers;
- the rights of individuals when interacting with law enforcement officers;
- the proper behavior for individuals and law enforcement officers during interactions between individuals and law enforcement officers;
- laws pertaining to the questioning and detention of individuals by law enforcement officers, as specified; and
- the process and procedure for filing a complaint against or a compliment about a law enforcement officer.

Current Law: MVA must establish qualifications for the safe operation of the various classes, types, sizes, or combinations of vehicles and examine each applicant to determine the applicant's qualifications for the license class applied for. The required examination must include:

- a test of the applicant's vision; ability to read and understand highway signs regulating, warning, and directing traffic; and knowledge of the traffic laws of this State and safe driving practices;
- a demonstration of the applicant's ability to exercise reasonable control in driving a motor vehicle; and
- any other additional physical or mental examination that MVA considers necessary to determine an applicant's fitness to drive a motor vehicle safely.

If an applicant is qualified to take the required examinations for the license applied for, the applicant must appear in person for examination at any one of the places in the State that MVA has designated for this purpose.

MVA, in consultation with the Maryland State Department of Education, must adopt and enforce regulations to implement a standardized driver education program conducted by driver education schools under its jurisdiction. The regulations must include, among other things, curriculum standards for classroom, laboratory, and on-road instruction; standards for the certification of schools and instructors; and minimum student performance standards for an approved driver education program based upon the standardized curriculum approved by MVA, as specified.

State Expenditures: TTF expenditures for MVA increase by \$363,937 in fiscal 2019, which accounts for the bill's October 1, 2018 effective date. This estimate reflects the cost of hiring 4.5 driver's license agents within MVA to process driver's license applications due to an increase in transaction time necessary for the required changes in the skills test. It includes salaries, fringe benefits, one-time start-up costs (including instructor training, revisions to driver education materials, and computer reprogramming), and ongoing operating expenses.

Positions	4.5
Salaries and Fringe Benefits	\$170,677
Training/Revisions/Programming	156,500
Operating Expenses	<u>36,760</u>
Total FY 2019 State Expenditures	\$363,937

Future year expenditures reflect full salaries with annual increases and employee turnover and ongoing operating expenses.

MCCR and MPTSC can consult with MVA using existing budgeted resources.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Maryland Department of Transportation; Maryland Commission on Civil Rights; Department of Public Safety and Correctional Services; Department of Legislative Services

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