

HOUSE BILL 49

Unofficial Copy
R2

2001 Regular Session
11r0920
CF 11r0451

(PRE-FILED)

By: **Delegate Mandel**
Requested: November 15, 2000
Introduced and read first time: January 10, 2001
Assigned to: Commerce and Government Matters

Committee Report: Favorable
House action: Adopted
Read second time: February 6, 2001

CHAPTER _____

1 AN ACT concerning

2 **State Driver's Education Council**

3 FOR the purpose of establishing a State Driver's Education Council; specifying the
4 membership of the Council; recommending a certain diversity for the
5 membership of the Council; requiring the Governor to appoint a chairman of the
6 Council; providing for the terms of the members of the Council; requiring a
7 certain number of meetings of the Council; prohibiting a member of the Council
8 from receiving certain compensation; authorizing a member of the Council to
9 receive reimbursement for certain expenses; specifying the duties of the Council;
10 providing for staffing of the Council; requiring the Council to submit an annual
11 report to the Governor and the General Assembly on or before a certain date;
12 specifying the terms of the initial members of the Council; and generally
13 relating to the State Driver's Education Council.

14 BY adding to
15 Article - Transportation
16 Section 16-508
17 Annotated Code of Maryland
18 (1999 Replacement Volume and 2000 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Transportation

2 16-508.

3 (A) THERE IS A STATE DRIVER'S EDUCATION COUNCIL.

4 (B) THE COUNCIL SHALL CONSIST OF THE FOLLOWING 17 MEMBERS:

5 (1) ONE MEMBER FROM THE HOUSE OF DELEGATES APPOINTED BY THE
6 SPEAKER OF THE HOUSE;7 (2) ONE MEMBER FROM THE SENATE OF MARYLAND APPOINTED BY THE
8 PRESIDENT OF THE SENATE;9 (3) THE SECRETARY OF THE STATE POLICE, OR THE SECRETARY'S
10 DESIGNEE;11 (4) THE STATE INSURANCE COMMISSIONER, OR THE COMMISSIONER'S
12 DESIGNEE;13 (5) THE STATE SUPERINTENDENT OF SCHOOLS, OR THE
14 SUPERINTENDENT'S DESIGNEE;15 (6) TWO REPRESENTATIVES OF THE ADMINISTRATION WHO HAVE
16 RESPONSIBILITY FOR DRIVER AND VEHICLE POLICIES AND PROGRAMS, INCLUDING
17 DRIVER'S EDUCATION AND LICENSING, DESIGNATED BY THE ADMINISTRATOR;18 (7) TWO REPRESENTATIVES OF LOCAL BOARDS OF EDUCATION
19 DESIGNATED BY THE MARYLAND ASSOCIATION OF BOARDS OF EDUCATION, OF
20 WHICH:21 (I) ONE SHALL BE FROM A LOCAL JURISDICTION THAT PROVIDES A
22 DRIVER EDUCATION PROGRAM ADMINISTERED BY THE BOARD OF EDUCATION, OR
23 THROUGH A PRIVATE PROVIDER; AND24 (II) ONE SHALL BE FROM A LOCAL JURISDICTION THAT DOES NOT
25 PROVIDE A DRIVER EDUCATION PROGRAM;26 (8) A LOCAL SCHOOL SUPERINTENDENT DESIGNATED BY THE PUBLIC
27 SCHOOL SUPERINTENDENTS ASSOCIATION OF MARYLAND;28 (9) A SECONDARY SCHOOL PRINCIPAL DESIGNATED BY THE MARYLAND
29 ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS;30 (10) THE PRESIDENT OF THE MARYLAND STATE PARENT TEACHERS
31 ASSOCIATION, OR THE PRESIDENT'S DESIGNEE; AND

32 (11) THE FOLLOWING MEMBERS TO BE APPOINTED BY THE GOVERNOR:

33 (I) A REPRESENTATIVE OF THE FIRE-RESCUE OR EMERGENCY
34 MEDICAL SERVICE COMMUNITY;

1 (II) TWO REPRESENTATIVES FROM THE MARYLAND PROFESSIONAL
2 DRIVER EDUCATION ASSOCIATION; AND

3 (III) TWO MEMBERS OF THE GENERAL PUBLIC.

4 (C) TO THE EXTENT PRACTICABLE, THE MEMBERSHIP OF THE COUNCIL
5 SHALL BE DIVERSE WITH REGARD TO GEOGRAPHIC, RACIAL, AND GENDER
6 REPRESENTATION.

7 (D) THE GOVERNOR SHALL DESIGNATE THE CHAIRMAN OF THE COUNCIL.

8 (E) (1) THE TERM OF A MEMBER OF THE COUNCIL IS 3 YEARS.

9 (2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE
10 TERMS PROVIDED FOR MEMBERS OF THE COUNCIL ON OCTOBER 1, 2001.

11 (3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A
12 SUCCESSOR IS APPOINTED AND QUALIFIES.

13 (4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES
14 ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND
15 QUALIFIES.

16 (F) THE ADVISORY COUNCIL SHALL MEET REGULARLY, AT LEAST TWO TIMES
17 A YEAR, AT THE CALL OF THE CHAIRMAN.

18 (G) A MEMBER OF THE COUNCIL MAY NOT RECEIVE COMPENSATION FOR
19 SERVING ON THE COUNCIL, BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES
20 UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
21 BUDGET.

22 (H) THE COUNCIL SHALL:

23 (1) MAINTAIN OVERSIGHT OF DRIVER EDUCATION ACTIVITIES AND
24 PROGRAMS IN THE STATE;

25 (2) EXAMINE AND EVALUATE NECESSARY MODIFICATIONS AND
26 IMPROVEMENTS IN THE DRIVER EDUCATION ACTIVITIES AND PROGRAMS IN THE
27 STATE; AND

28 (3) MAKE RECOMMENDATIONS BASED ON ITS EVALUATION
29 CONCERNING DRIVER EDUCATION ACTIVITIES AND PROGRAMS IN THE STATE.

30 (I) THE DEPARTMENT SHALL PROVIDE STAFFING FOR THE COUNCIL.

31 (J) THE COUNCIL SHALL SUBMIT A REPORT TO THE GOVERNOR AND THE
32 GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT
33 ARTICLE, ON OR BEFORE OCTOBER 1 OF EACH YEAR.

34 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the initial
35 members of the State Driver's Education Council shall expire as follows:

1 (1) 6 members in 2002;

2 (2) 6 members in 2003; and

3 (3) 5 members in 2004.

4 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2001.