

# HOUSE BILL 1282

R7

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By: **Chair, Environmental Matters Committee (By Request – Departmental – Deaf and Hard of Hearing, Office of the)**

Introduced and read first time: February 23, 2007

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Driver Education Program Deaf and Hard of Hearing Access Fund**

3 FOR the purpose of requiring certain driver education schools to pay a certain fee to  
4 the Motor Vehicle Administration; requiring the Administration to pay the fees  
5 collected under this Act into the Driver Education Program Deaf and Hard of  
6 Hearing Access Fund; establishing the Fund; establishing the purpose and  
7 composition of the Fund; requiring the Governor's Office of the Deaf and Hard of  
8 Hearing to administer the Fund; authorizing the Governor's Office of the Deaf  
9 and Hard of Hearing to spend money in the Fund for certain purposes; altering  
10 a certain definition to provide that certain fees collected under this Act may not  
11 be altered by the Administration; defining certain terms; and generally relating  
12 to the Driver Education Program Deaf and Hard of Hearing Access Fund.

13 BY repealing and reenacting, with amendments,

14 Article – Transportation

15 Section 12–120(a) and 16–507

16 Annotated Code of Maryland

17 (2006 Replacement Volume and 2006 Supplement)

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19 BY repealing and reenacting, without amendments,

20 Article – Transportation

21 Section 16–501

22 Annotated Code of Maryland

23 (2006 Replacement Volume and 2006 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY adding to  
2 Article – Transportation  
3 Section 16–507 and 16–508  
4 Annotated Code of Maryland  
5 (2006 Replacement Volume and 2006 Supplement)

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

8 **Article – Transportation**

9 12–120.

10 (a) In this section, “miscellaneous fees” means all fees collected by the  
11 Administration under this article other than:

12 (1) The vehicle titling tax; [and]

13 (2) Vehicle registration fees under Part II of Title 13, Subtitle 9 of this  
14 article; **AND**

15 **(3) FEES COLLECTED UNDER § 16–507 OF THIS ARTICLE.**

16 16–501.

17 (a) In this subtitle the following words have the meanings indicated.

18 (b) “Driver education course” means a standardized course of instruction  
19 under a driver education program, adopted or approved by the Administration in  
20 consultation with the State Department of Education, intended to teach individuals to  
21 safely drive a noncommercial motor vehicle.

22 (c) “Driver education instructor” means an individual who has completed  
23 required certification courses and is certified by the Administration to teach a driver  
24 education course, whether or not the individual is required to be licensed under Title  
25 15, Subtitle 8 of this article.

26 (d) “Driver education program” means the courses and learning activities  
27 designated by the Administration in consultation with the State Department of  
28 Education that an individual may be required to complete before obtaining a  
29 noncommercial driver’s license under this title.

1 (e) "Driver education school" means a school approved by the Administration  
2 to conduct driver education courses in accordance with this subtitle.

3 **16-507.**

4 (A) A DRIVER EDUCATION SCHOOL SHALL PAY TO THE  
5 ADMINISTRATION \$1 FOR EACH INDIVIDUAL CERTIFIED BY THE SCHOOL ON  
6 SUCCESSFUL COMPLETION BY THE INDIVIDUAL OF A DRIVER EDUCATION  
7 PROGRAM.

8 (B) THE ADMINISTRATION SHALL PAY ANY MONEY COLLECTED UNDER  
9 THIS SECTION INTO THE DRIVER EDUCATION PROGRAM DEAF AND HARD OF  
10 HEARING ACCESS FUND ESTABLISHED UNDER § 16-508 OF THIS SUBTITLE.

11 **16-508.**

12  
13 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE  
14 MEANINGS INDICATED.

15 (2) "FUND" MEANS THE DRIVER EDUCATION PROGRAM DEAF  
16 AND HARD OF HEARING ACCESS FUND.

17 (3) "OFFICE" MEANS THE GOVERNOR'S OFFICE OF THE DEAF  
18 AND HARD OF HEARING.

19 (B) THERE IS A DRIVER EDUCATION PROGRAM DEAF AND HARD OF  
20 HEARING ACCESS FUND.

21 (C) THE PURPOSE OF THE FUND IS TO ASSIST DEAF AND HARD OF  
22 HEARING INDIVIDUALS IN OBTAINING COMMUNICATION ACCOMMODATIONS  
23 WHEN TAKING MANDATORY DRIVER EDUCATION COURSES.

24 (D) THE FUND IS A CONTINUING, NONLAPSING SPECIAL FUND THAT IS  
25 NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT  
26 ARTICLE.

27 (E) THE OFFICE SHALL ADMINISTER THE FUND.

1           **(F) THE FUND CONSISTS OF:**

2                   **(1) FEES PAID BY DRIVER EDUCATION SCHOOLS TO THE**  
3 **ADMINISTRATION UNDER § 16-507 OF THIS SUBTITLE;**

4                   **(2) ANY INVESTMENT EARNINGS OF THE FUND; AND**

5                   **(3) MONEY RECEIVED BY THE FUND FROM ANY OTHER SOURCE.**

6           **(G) THE OFFICE MAY SPEND MONEY IN THE FUND TO ASSIST DEAF AND**  
7 **HARD OF HEARING INDIVIDUALS IN OBTAINING COMMUNICATION**  
8 **ACCOMMODATIONS WHEN TAKING MANDATORY DRIVER EDUCATION COURSES.**

9 **[16-507.] 16-509.**

10           This subtitle may be cited as the Maryland Driver Education Program Act.

11           **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect  
12 **October 1, 2007.**