

Bill as Introduced

SB 66 - AS INTRODUCED

2011 SESSION

11-0935

03/09

SENATE BILL **66**

AN ACT relative to nonresident fees for motorcycle rider education.

SPONSORS: Sen. Rausch, Dist 19; Rep. Packard, Rock 3; Rep. Waterhouse, Rock 4

COMMITTEE: Transportation

ANALYSIS

This bill requires the director of the division of motor vehicles to adopt rules relative to nonresident fees for motorcycle rider education.

This bill was requested by the department of safety.

Explanation: Matter added to current law appears in **bold italics**.
 Matter removed from current law appears [~~in brackets and struckthrough~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to nonresident fees for motorcycle rider education.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Paragraph; Motorcycle Rider Education Program; Rulemaking. Amend RSA 263:34-c by
2 inserting after paragraph XI the following new paragraph:

3 XII. Fees charged to nonresidents.

4 2 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 83
SB 66 - FINAL VERSION

13Apr2011... 1399h

2011 SESSION

11-0935
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SENATE BILL

66

AN ACT

relative to nonresident tuition for motorcycle rider education.

SPONSORS:

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COMMITTEE:

Transportation

AMENDED ANALYSIS

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to nonresident tuition for motorcycle rider education.

Be it Enacted by the Senate and House of Representatives in General Court convened:

- 1 83:1 New Paragraph; Motorcycle Rider Education Program; Rulemaking. Amend RSA 263:34-c
- 2 by inserting after paragraph XI the following new paragraph:
- 3 XII. Tuition charged to nonresidents.
- 4 83:2 Effective Date. This act shall take effect 60 days after its passage.
- 5 Approved: May 16, 2011
- 6 Effective Date: July 15, 2011

Committee Minutes

**SENATE CALENDAR NOTICE
TRANSPORTATION**

- ✓ Senator Jim Rausch Chairman
- ✓ Senator David Boutin V Chairman
- Senator James Forsythe
- Senator Molly Kelly
- ✓ Senator Nancy Stiles

START: 9:01 AM
STOP: 9:08 AM

For Use by Senate Clerk's Office ONLY	
<input type="checkbox"/> Bill Status	
<input type="checkbox"/> Docket	
<input type="checkbox"/> Calendar	
Proof: <input type="checkbox"/> Calendar <input type="checkbox"/> Bill Status	

Date: January 26, 2011

HEARINGS

Thursday

2/3/2011

TRANSPORTATION

LOB 103

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

- | | | |
|-----------|-------|-----------------------------------------------------------------------------------------------------------------------------|
| ✓ 9:00 AM | SB66 | relative to nonresident fees for motorcycle rider education. |
| 9:30 AM | SB60 | relative to the definition of commercial motor vehicle. |
| 10:00 AM | SB69 | permitting 2-wheeled vehicles to proceed through an intersection after stopping for a red light. |
| 10:30 AM | SB98 | revising the international registration plan. |
| 11:00 AM | SB99 | relative to trailer brakes. |
| 11:30 AM | SB101 | requiring the Pettengill Road project in Londonderry to be added to the state's 10-year transportation improvement program. |

Sponsors:

SB66

Sen. Jim Rausch

Rep. Sherman Packard

Rep. Kevin Waterhouse

SB60

Sen. John Gallus

Sen. David Boutin

Sen. Nancy Stiles

Sen. Lou D'Allesandro

Rep. Marc Tremblay

Rep. William Remick

Rep. Duffy Daugherty

SB69

Sen. Sharon Carson

SB98

Sen. Jim Rausch

SB99

Sen. Jim Rausch

SB101

Sen. Sharon Carson

Rep. Alfred Baldasaro

Rep. David Lundgren

Rep. Betsy McKinney

Rep. Robert Introne

Rep. Daniel Tamburello

Danielle Barker 271-3091

Sen. Jim Rausch

Chairman

Transportation Committee

Hearing Report

TO: Members of the Senate

FROM: Deb Martone, Legislative Aide

RE: Hearing report on SB 66 – relative to nonresident fees for motorcycle rider education.

HEARING DATE: February 3, 2011

MEMBERS OF THE COMMITTEE PRESENT: Senators Rausch, Boutin and Stiles.

MEMBERS OF THE COMMITTEE ABSENT: Senators Kelly and Forsythe.

Sponsor(s): Senator Rausch; Representatives Packard and Waterhouse.

What the bill does: requires the director of the division of motor vehicles to adopt rules relative to nonresident fees for motorcycle rider education.

Who supports the bill: Senator Rausch; Representatives Packard and Waterhouse; Bob Letourneau, Department of Safety.

Who opposes the bill: No one.

Summary of testimony received:

• Senator Rausch introduced the bill and indicated it was brought at the request of the Department of Safety.

• Bob Letourneau, representing the Division of Motor Vehicles, Motorcycle Rider Education Program, explained RSA 263:34-b IV was amended in 2008 to allow drivers from other states to participate in NH's Motorcycle Rider Education Program. He cited the example of servicemen stationed at the Portsmouth Naval Shipyard, who are not allowed to operate a motorcycle on a federal base without training. The 2008 legislation allowed them to do so after having taken the training. However, fees for out-of-state applicants to take the training were not included in the revised law. SB 66 would allow the Director of Motor Vehicles to set training fees for nonresidents through Administrative Rules.

- Senator Stiles reiterated, "Guys on base can't drive motorcycles without first having training"? What if they have a valid license? Mr. Letourneau assured Senator Stiles that they could operate a motorcycle if they had acquired the proper training.
- Senator Rausch asked about out-of state residents taking the NH training. Mr. Letourneau stated sometimes there is no availability in one state's program, or it takes too long to get a license. It happens frequently.
- Nothing changes for in-state riders with this bill.
- Senator Boutin informed Committee members this is similar to snowmobile training.

Future Action: The committee took no action on the bill.

dam

[file: SB 66 report]

Date: February 3, 2011

Speakers

Testimony



Bob Letourneau
Department of Motor Vehicles
Motorcycle Rider Education Program
23 Hazen Drive, Concord, NH
Tel 603-227-4111
e-mail Robert.letourneau@dos.nh.gov

Testimony on SB 66
February 3, 2011

Good Morning Mr. Chairman and member of the committee:

For the record I am Bob Letourneau representing the Department of Motor Vehicles, Motorcycle Rider Education Program.

During the 2008 session this legislature amended RSA 263:34-b IV to allow drivers from other states to participate in our motorcycle Rider Education Program. This is good legislation, for example, service members stationed at Portsmouth or Pease while awaiting for repairs to a submarine or deployment cannot operate a motorcycle on any federal base without first taking an approved training course. This amendment to our law allows for them to take our training. What we forgot to do was to apply a fee to the out of state applicants.

Our Program is wholly paid for by the motorcyclists of New Hampshire through increased fees for their licenses and registration. Out of state people do not pay into the system. This amendment would allow the director to set fees through administrative rules with the recommendation of the Motorcycle Advisory Committee, as currently practiced since 1989.

2008 change

IV. Rider training courses shall be open to all residents of the state who either hold a current valid driver's license for any classification or who are eligible for a motorcycle learner's permit. *The director may allow residents of other states who hold a current valid driver's license to take a rider training course only if an adequate number of rider training courses have been provided for New Hampshire residents.*

263:34-c Rulemaking. – The director shall adopt rules pursuant to RSA 541-A relative to:

- I. Standards for the motorcycle rider education program as required under RSA 263:34-b, I.
- II. Administration of the motorcycle rider education program.
- III. Minimum standards for rider training courses as required under RSA 263:34-b, III.
- IV. Issuance and form of certificates of completion for rider training courses under RSA 263:34-b, V.
- V. The maximum tuition fee which may be charged by a private organization conducting a rider training course under RSA 263:34-b, VI.
- VI. Standards for an approved motorcycle rider education instructor preparation course under RSA 263:34-d, I.
- VII. Minimum requirements for the qualification of a rider education instructor as required under RSA 263:34-d, II.
- VIII. Administration of the motorcycle rider safety fund established under RSA 263:34-e, I.
- IX. Disbursement of funds from the motorcycle rider safety fund as required under RSA 263:34-e, I.
- X. Exemption from the licensing skills test under RSA 263:34-h.
- XI. Procedures for the collection of additional registration and permit fees under RSA 263:34-i.

Source. 1989, 331:1, eff. July 1, 1989.

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: February 10, 2011

THE COMMITTEE ON Transportation
to which was referred Senate Bill 66

AN ACT relative to nonresident fees for motorcycle rider education.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS

BY A VOTE OF: 4-0

AMENDMENT # s

Senator Nancy Stiles
For the Committee

Danielle Barker 271-3091

New Hampshire General Court - Bill Status System

Docket of SB66

Docket Abbreviations

Bill Title: (New Title) relative to nonresident tuition for motorcycle rider education.*Official Docket of SB66:*

Date	Body	Description
1/19/2011	S	Introduced and Referred to Transportation, SJ 3 , Pg.34
1/26/2011	S	Hearing: 2/3/2011, Room 103, LOB, 9:00 a.m.; SC9
2/10/2011	S	Committee Report: Ought to Pass, 2/16/2011; SC11
2/16/2011	S	Ought to Pass, MA, VV; OT3rdg, SJ 5 , Pg.59
2/16/2011	S	Passed by Third Reading Resolution, SJ 6 , Pg.61
2/16/2011	H	Introduced and Referred to Transportation; HJ 19 , Pg. 438
3/22/2011	H	Public Hearing: 4/5/2011 11:15 AM LOB 203 ==Executive Session To Follow==
4/6/2011	H	Committee Report: Ought to Pass for April 13 (Vote 12-1; CC); HC 31 , PG.1040
4/13/2011	H	Removed from Consent Calendar (Rep Packard); HJ 37 , PG.1296
4/13/2011	H	Floor Amendment #2011-1399h (New Title) (Rep Packard) Adopted, DIV 258-90; HJ 37 , PG.1302-1303
4/13/2011	H	Ought to Pass with Amendment #1399h(NT): MA VV; HJ 37 , PG.1302-1303
4/20/2011	S	Sen. Rausch Concurs with House Amendment 1399h, NT, MA, VV; SJ 13 , Pg.269
5/4/2011	H	Enrolled
5/4/2011	S	Enrolled; SJ 16 , Pg.318
5/19/2011	S	Signed by the Governor on 05/16/2011; Effective 07/15/2011; Chapter 0083

NH House

NH Senate

Other Referrals

SBlue

COMMITTEE REPORT FILE INVENTORY

ORIGINAL REFERRAL RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE AIDE AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

DOCKET (Submit only the latest docket found in Bill Status)

COMMITTEE REPORT

CALENDAR NOTICE

HEARING REPORT

HANDOUTS FROM THE PUBLIC HEARING

PREPARED TESTIMONY AND OTHER SUBMISSIONS

SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

___ - AMENDMENT # ___	___ - AMENDMENT # ___
___ - AMENDMENT # ___	___ - AMENDMENT # ___

ALL AVAILABLE VERSIONS OF THE BILL:

<input checked="" type="checkbox"/> AS INTRODUCED	___ AS AMENDED BY THE HOUSE
<input checked="" type="checkbox"/> FINAL VERSION	___ AS AMENDED BY THE SENATE

___ OTHER (Anything else deemed important but not listed above, such as amended fiscal notes): _____

IF YOU HAVE A RE-REFERRED BILL, YOU ARE GOING TO MAKE UP A DUPLICATE FILE FOLDER

DATE DELIVERED TO SENATE CLERK

7/21/11

Janielle Barker
BY COMMITTEE AIDE