

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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February 3, 2004

ATTN: Representative Sherman and Joyce Kiel

This amendment is drafted to clarify that SB-3 does not apply to volunteers operating vehicles on behalf of specialized transportation services. I believe that a reading of SB-3 as a whole reflects the intent to cover operators of human service vehicles and not to cover volunteers, but the use of "compact" language in the bill may allow room for argument as to ambiguity of the bill. For example, I believe that the following portions of the bill clearly reflect that "operator" in the bill means an operator of a human service vehicle: p. 6, lines 15-16 and 23; p. 7, lines 2-11 and 17; p. 10, lines 2 and 11-12; and p. 12, line 20. The attached amendment to the bill clarifies that "operator" means an operator of a human service vehicle and adds the definition of human service vehicle in s. 340.01 (23g) to s. 85.21. Since the definition of human service vehicle specifically excludes vehicles operated by volunteers, this should resolve any ambiguity as to whether the requirements of the bill apply to volunteers.

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