

HOUSE BILL 771

R4
HB 599/09 – ENV

1lr2136

By: **Delegates Bates, Aumann, Barkley, Bobo, Dwyer, Eckardt, Frank, George, Kaiser, Kipke, Krebs, McComas, Norman, and Stocksdale**
Introduced and read first time: February 10, 2011
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Driving Records and Records of Applications – Designation of**
3 **Emergency Contacts**
4 **(Andrew’s Law)**

5 FOR the purpose of requiring the Motor Vehicle Administration to provide for a
6 method by which an applicant for a driver’s license or identification card can
7 designate an individual to contact in the event the applicant becomes
8 incapacitated; requiring the Administration to make a notation on the
9 applicant’s driving record or record of application for an identification card
10 indicating the fact that the applicant has designated a certain individual as an
11 emergency contact in the event the applicant becomes incapacitated; requiring
12 the Administration to develop a database system that contains certain
13 telephone numbers and is accessible by a law enforcement officer; requiring the
14 Administration to notify an applicant of certain facts; defining a certain term;
15 and generally relating to developing a system for designating an individual to
16 contact under certain circumstances.

17 BY adding to
18 Article – Transportation
19 Section 12–302
20 Annotated Code of Maryland
21 (2009 Replacement Volume and 2010 Supplement)

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

24 **Article – Transportation**
25 **12–302.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 **(A) IN THIS SECTION, "EMERGENCY CONTACT" MEANS AN INDIVIDUAL**
2 **WHO HAS BEEN DESIGNATED BY AN APPLICANT FOR A DRIVER'S LICENSE OR AN**
3 **IDENTIFICATION CARD AS A PERSON TO CONTACT IN THE EVENT THE**
4 **APPLICANT BECOMES INCAPACITATED.**

5 **(B) THE ADMINISTRATION SHALL PROVIDE FOR A METHOD BY WHICH**
6 **AN APPLICANT FOR A DRIVER'S LICENSE OR AN IDENTIFICATION CARD MAY**
7 **DESIGNATE UP TO THREE EMERGENCY CONTACTS.**

8 **(C) IF AN APPLICANT DESIGNATES AN EMERGENCY CONTACT, THE**
9 **ADMINISTRATION SHALL MAKE A NOTATION OF THIS FACT ON THE APPLICANT'S**
10 **DRIVING RECORD OR RECORD OF APPLICATION FOR AN IDENTIFICATION CARD.**

11 **(D) THE ADMINISTRATION SHALL:**

12 **(1) DEVELOP A DATABASE SYSTEM THAT CONTAINS THE**
13 **TELEPHONE NUMBERS OF THE APPLICANT'S EMERGENCY CONTACTS; AND**

14 **(2) DEVELOP A SYSTEM FOR ALLOWING A LAW ENFORCEMENT**
15 **OFFICER TO ACCESS AN EMERGENCY CONTACT TELEPHONE NUMBER THAT IS**
16 **STORED IN THE DATABASE SYSTEM.**

17 **(E) AT THE TIME THE APPLICANT DESIGNATES AN EMERGENCY**
18 **CONTACT, THE ADMINISTRATION SHALL NOTIFY THE APPLICANT THAT:**

19 **(1) THE DESIGNATION AUTHORIZES A LAW ENFORCEMENT**
20 **OFFICER TO ACCESS THE APPLICANT'S EMERGENCY CONTACT TELEPHONE**
21 **NUMBERS; AND**

22 **(2) THE DESIGNATION CAN BE REMOVED ONLY AS PROVIDED BY**
23 **THE ADMINISTRATION.**

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2011.