

# SENATE BILL 110

R4

2lr0043

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By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

Introduced and read first time: January 18, 2012

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration – Young Driver Improvement Program –**  
3 **Parent and Guardian Attendance**

4 FOR the purpose of authorizing the Motor Vehicle Administration to require a parent,  
5 guardian, or other responsible adult cosigner of an application for a driver’s  
6 license to attend a young driver improvement program with a certain minor  
7 offender under certain circumstances; and generally relating to parent and  
8 guardian attendance at young driver improvement programs.

9 BY repealing and reenacting, with amendments,  
10 Article – Transportation  
11 Section 16–213  
12 Annotated Code of Maryland  
13 (2009 Replacement Volume and 2011 Supplement)

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

16 **Article – Transportation**

17 16–213.

18 (a) (1) In this section the following words have the meanings indicated.

19 (2) “Education and employment only restriction” means a restriction  
20 that allows a licensed driver to drive only:

21 (i) To or from a school class or an official school activity; or

22 (ii) To or from, or in the course of, the licensee’s employment.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (3)    “Offense” means a moving violation committed by an individual  
2 who:

3                   (i)    Held a provisional license under § 16–111 of this title on the  
4 date the violation was committed;

5                   (ii)   Was convicted of, or granted a probation before judgment  
6 under § 6–220 of the Criminal Procedure Article for, the violation; and

7                   (iii)   Was not eligible for a license under § 16–111.1 of this title at  
8 the time of the violation.

9           (b)    Except as provided in § 16–205(d–1) or § 16–206(b) of this subtitle, the  
10 sanctions under this section are in addition to any other penalty or sanctions that  
11 might apply as a result of a moving violation.

12           (c)    The Administration:

13                   (1)    For a first offense, shall require the offender to attend a driver  
14 improvement program under § 16–212 of this subtitle;

15                   (2)    For a second offense:

16                   (i)    For an adult, may suspend the offender’s license for up to 30  
17 days; and

18                   (ii)   For an individual under the age of 18 years, may:

19                           1.    Suspend the offender’s license for 30 days; and

20                           2.    Impose, on completion of the suspension, an education  
21 and employment only restriction on the offender’s license effective for 90 days;

22                   (3)    For a third offense:

23                   (i)    For an adult, may suspend the offender’s license for up to  
24 180 days; and

25                   (ii)   For an individual under the age of 18 years, may:

26                           1.    Suspend the offender’s license for up to 180 days;

27                           2.    Require the offender to attend a driver improvement  
28 program designed for young drivers under § 16–212 of this subtitle; [and]

1                   **3. REQUIRE THE PARENT, GUARDIAN, OR OTHER**  
2 **RESPONSIBLE ADULT COSIGNER UNDER § 16-107 OF THIS TITLE TO ATTEND**  
3 **THE DRIVER IMPROVEMENT PROGRAM DESIGNED FOR YOUNG DRIVERS UNDER**  
4 **§ 16-212 OF THIS SUBTITLE WITH THE OFFENDER, UNLESS THE ADULT**  
5 **COSIGNER COSIGNED AS A REPRESENTATIVE OF A LOCAL DEPARTMENT OF**  
6 **SOCIAL SERVICES IN ACCORDANCE WITH § 16-107 OF THIS TITLE; AND**

7                   [3.] 4. Impose, on completion of the suspension, an  
8 education and employment only restriction on the offender's license effective for 180  
9 days; and

10                   (4) For a fourth or subsequent offense:

11                   (i) For an adult, may suspend or revoke the offender's license  
12 for up to 180 days; and

13                   (ii) For an individual under the age of 18 years, may:

14                   1. Revoke the offender's license for not less than 180  
15 days; and

16                   2. Require the offender, in addition to applying for  
17 reinstatement as required under § 16-208(b) of this subtitle, to pass the examinations  
18 required under § 16-110 of this title.

19                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
20 October 1, 2012.