
By: Senator Dyson

Introduced and read first time: March 1, 1996

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - License Restriction for a Minor - Prohibition Against Minors as**
3 **Passengers**

4 FOR the purpose of requiring the Motor Vehicle Administration to impose a certain
5 restriction on the original driver's license of a minor which prohibits the minor from
6 transporting individuals under a certain age as passengers; requiring the restriction
7 to be in effect for a certain period of time; exempting certain passengers from the
8 provisions of this Act; authorizing a police officer to enforce this Act only as a
9 secondary violation; providing that a violation of this Act is a moving violation for
10 the purpose of awarding points against a driver's license; and generally relating to a
11 restriction on the original driver's license of a minor.

12 BY renumbering

13 Article - Transportation
14 Section 16-113(h) and (i), respectively
15 to be Section 16-113(i) and (j), respectively
16 Annotated Code of Maryland
17 (1992 Replacement Volume and 1995 Supplement)

18 BY repealing and reenacting, without amendments,

19 Article - Transportation
20 Section 16-113(a)
21 Annotated Code of Maryland
22 (1992 Replacement Volume and 1995 Supplement)

23 BY adding to

24 Article - Transportation
25 Section 16-113(h)
26 Annotated Code of Maryland
27 (1992 Replacement Volume and 1995 Supplement)

28 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
29 MARYLAND, That Section(s) 16-113(h) and (i), respectively of Article - Transportation
30 of the Annotated Code of Maryland be renumbered to be Section(s) 16-113(i) and (j),
31 respectively.

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1 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
2 read as follows:

3 **Article - Transportation**

4 16-113.

5 (a) In addition to the vision and other restrictions provided for in this subtitle,
6 when it issues a driver's license, the Administration for good cause may impose on the
7 licensee:

8 (1) Any restrictions suitable to the licensee's driving ability with respect to
9 the type of special mechanical control devices required on motor vehicles that the
10 licensee may drive; and

11 (2) An alcohol restriction which prohibits the licensee from driving or
12 attempting to drive a motor vehicle while having alcohol in the licensee's blood; and

13 (3) Any other restrictions applicable to the licensee that the Administration
14 determines appropriate to assure the safe driving of a motor vehicle by the licensee.

15 (H) (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) 2 OF THIS
16 PARAGRAPH, THE ADMINISTRATION SHALL IMPOSE ON EACH LICENSEE UNDER THE
17 AGE OF 18 YEARS A RESTRICTION THAT PROHIBITS THE LICENSEE FROM DRIVING A
18 MOTOR VEHICLE WITH A PASSENGER UNDER THE AGE OF 18 YEARS.

19 (II) THE RESTRICTION IMPOSED UNDER SUBPARAGRAPH (I) OF
20 THIS PARAGRAPH:

21 1. SHALL BE IN EFFECT FROM THE DATE THE LICENSE IS
22 ORIGINALLY ISSUED UNTIL THE 181ST DAY AFTER THE LICENSE WAS ISSUED; AND

23 2. DOES NOT APPLY TO A PASSENGER WHO IS A SPOUSE,
24 DAUGHTER, SON, STEPDAUGHTER, STEPSON, SISTER, BROTHER, STEPSISTER, OR
25 STEPBROTHER OF THE LICENSEE.

26 (2) A POLICE OFFICER MAY ENFORCE THE PROVISIONS OF THIS
27 SUBSECTION ONLY AS A SECONDARY ACTION WHEN THE POLICE OFFICER DETAINS
28 A DRIVER FOR A SUSPECTED VIOLATION OF ANOTHER PROVISION OF THE CODE.

29 (3) A VIOLATION OF THIS SUBSECTION IS A MOVING VIOLATION FOR
30 THE PURPOSES OF § 16-402 OF THIS TITLE.

31 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 1996.