

BY: Delegate McMillan

AMENDMENTS TO HOUSE BILL NO. 855

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Commercial” in line 2 down through “Checks” in line 3 and substitute “Drivers’ Licenses - Requirements and Prohibitions”; in line 4, after the first “of” insert “prohibiting the Motor Vehicle Administration from issuing a driver’s license to an individual who is applying for a new license and is not lawfully present in the United States in accordance with federal law and regulations;”; and in line 21, after “Section” insert “16-103.1 and”.

AMENDMENT NO. 2

On page 2, after line 1, insert:

“16-103.1.

The Administration may not issue a driver’s license to an individual:

(1) During any period for which the individual’s license to drive is revoked, suspended, refused, or canceled in this or any other state, unless the individual is eligible for a restricted license under § 16-113(e) of this subtitle;

(2) Who is an habitual drunkard, habitual user of narcotic drugs, or habitual user of any other drug to a degree that renders the individual incapable of safely driving a motor vehicle;

(3) Who previously has been adjudged to be suffering from any mental disability or mental disease and who, at the time of application, has not been adjudged competent;

(4) Who is required by this title to take an examination, unless the individual has passed the examination;

(Over)

(5) Whose driving of a motor vehicle on the highways the Administration has good cause to believe would be inimical to public safety or welfare;

(6) Who is unable to exercise reasonable control over a motor vehicle due to disease or a physical disability, including the loss of an arm or leg or both, except that, if the individual passes the examination required by this title, the Administration may issue the individual a restricted license requiring the individual to wear a workable artificial limb or other similar body attachment;

(7) Who is unable to understand highway warning or direction signs written in the English language;

(8) Who is unable to sign the individual's name for identification purposes;

(9) Who is 70 years old or older and applying for a new license, unless the applicant presents to the Administration:

(i) Proof of the individual's previous satisfactory operation of a motor vehicle; or

(ii) A written certification acceptable to the Administration from a licensed physician attesting to the general physical and mental qualifications of the applicant; [or]

(10) WHO IS APPLYING FOR A NEW LICENSE AND IS NOT LAWFULLY PRESENT IN THE UNITED STATES IN ACCORDANCE WITH FEDERAL LAW AND REGULATIONS; OR

[(10)] (11) Who otherwise does not qualify for a license under this title.”.