

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 633

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “license” insert “and the defendant has previously been placed on probation for a certain moving violation under certain circumstances; altering a certain definition of “offense” to include a probation before judgment for purposes of imposing certain sanctions”; and after line 16, insert:

“BY repealing and reenacting, with amendments,

Article - Transportation

Section 16-213

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 8, after “IF” insert “:

(I)”;

in line 9, after “ARTICLE” insert “; AND

(II) THE DEFENDANT HAS PREVIOUSLY BEEN PLACED ON PROBATION UNDER THIS SECTION FOR THE COMMISSION OF A MOVING VIOLATION WHILE THE DEFENDANT HELD A PROVISIONAL LICENSE”;

and after line 26, insert:

“16-213.

(Over)

- (a) In this section, “offense” means a moving violation committed by an individual who:
- (1) Holds a provisional license under § 16-111 of this title;
 - (2) Was convicted of, OR GRANTED A PROBATION BEFORE JUDGMENT UNDER § 6-220 OF THE CRIMINAL PROCEDURE ARTICLE FOR, the violation; and
 - (3) Was not eligible for a license under § 16-111.1 of this title at the time of the violation.
- (b) The sanctions under this section are in addition to any other penalty or sanctions that might apply as a result of a moving violation.
- (c) The Administration:
- (1) For a first offense, shall require the offender to attend a driver improvement program under § 16-212 of this subtitle;
 - (2) For a second offense, may suspend the offender’s provisional license for up to 30 days; and
 - (3) For a third or subsequent offense, may suspend or revoke the offender’s provisional license for up to 180 days.’’.