

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 197

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Penalties” and substitute “Driver’s License - Points”; strike beginning with “requiring” in line 3 down through the semicolon in line 4; in line 6, strike “involving litter disposal” and substitute “of the Illegal Dumping and Litter Control Law”; strike beginning with “authorizing” in line 8 down through “circumstances” in line 12 and substitute “requiring a certain number of driver’s license points to be assessed against an individual who is convicted of a violation of the Illegal Dumping and Litter Control Law under certain circumstances”; strike in their entirety lines 19 through 23, inclusive; and in line 26, after “Section” insert “16-402(a) and”.

AMENDMENT NO. 2

On page 3, strike beginning with the colon in line 3 down through “**2.**” in line 7.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 14 through 28, inclusive, and substitute:

“16-402.

(a) After the conviction of an individual for a violation of Title 2, Subtitle 5, § 2-209, [or] § 3-211, OR § 10-110 of the Criminal Law Article, or of the vehicle laws or regulations of this State or of any local authority, points shall be assessed against the individual as of the date of violation and as follows:

- (1) Any moving violation not listed below and not contributing to an accident..... 1 point
- (2) Following another vehicle too closely 2 points

(Over)

- (3) Speeding in excess of the posted speed limit by 10 miles an hour or more.....2 points
- (4) Driving with an improper class of license 2 points
- (5) Failing to stop for a school vehicle with activated alternately flashing red lights.....3 points
- (6) Any violation of § 21-1111 of this article 2 points
- (7) Passing an emergency or police vehicle under the provisions of § 21-405(d) of this article..... 2 points
- (8) A violation of § 21-511(a) of this article 2 points
- (9) Failure to stop a vehicle for a steady red traffic signal in violation of § 21-202 of this article or a nonfunctioning traffic control signal in violation of § 21-209 of this article..... 2 points
- (10) Operating a limousine in violation of § 21-1127(a) of this article.....2 points
- (11) Any moving violation contributing to an accident 3 points
- (12) Any violation of § 16-303(h) or (i) of this title 3 points
- (13) Any violation, except violations committed on the John F. Kennedy Memorial Highway, of § 21-1411 of this article..... 3 points
- (14) Speeding in excess of the posted speed limit by 30 miles an hour or more.....5 points

- (15) Driving while not licensed..... 5 points
- (16) Failure to report an accident..... 5 points
- (17) Driving on a learner’s permit unaccompanied 5 points
- (18) Any violation of § 17–107 of this article 5 points
- (19) Participating in a race or speed contest on a highway 5 points
- (20) Any violation of § 16–304 or § 16–305 of this title 5 points
- (21) Any violation of § 22–404.5 of this article 5 points
- (22) Speeding in excess of a posted speed limit of 65 miles an hour by 20 miles an hour or more.....5 points
- (23) Aggressive driving in violation of § 21–901.2 of this article.....5 points
- (24) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110 OF THE CRIMINAL LAW ARTICLE.....5 POINTS**
- ~~(24)~~**(25)** Reckless driving..... 6 points
- ~~(25)~~**(26)** Driving while impaired by alcohol or while impaired by a drug, combination of drugs, or a combination of one or more drugs and alcohol, or driving within 12 hours after arrest under § 21–902.1 of this article..... 8 points

[(26)](27)Turning off lights of a vehicle to avoid identification...8 points

[(27)](28)Failing to stop after accident resulting in damage to attended vehicle or property.....8 points

[(28)](29) Failing to stop after accident resulting in damage to unattended vehicle or property.....8 points

[(29)](30) Any violation of § 16–815 or § 16–816 of this title.....8 points

[(30)](31) Failing to stop after an accident resulting in bodily injury or death.....12 points

[(31)](32) Any violation of § 16–303 of this title, excluding § 16–303(h) or (i).....12 points

[(32)](33) Any violation of § 16–301, § 16–302, § 16–804, or § 16–808(a)(1) through (9) or (b) of this title..... 12 points

[(33)](34)Homicide, life threatening injury under § 3–211 of the Criminal Law Article, or assault committed by means of a vehicle..... 12 points

[(34)](35) Driving while under the influence of alcohol, while under the influence of alcohol per se, or while impaired by an illegally used controlled dangerous substance.....12 points

[(35)](36) Any felony involving use of a vehicle.....12 points

[(36)](37) Fleeing or attempting to elude a police officer.....12 points

[(37)](38) The making of a false affidavit or statement under oath, or falsely certifying to the truth of any fact or information to the Administration under the Maryland Vehicle Law or under any law relating to the ownership or operation of motor vehicles.....12 points

[(38)](39) Any violation involving an unlawful taking or unauthorized use of a motor vehicle under § 7-105 or § 7-203 of the Criminal Law Article, or § 14-102 of this article.....12 points”.

AMENDMENT NO. 4

On page 4, strike beginning with “State” in line 2 down through the first “law” in line 3 and substitute “ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110 OF THE CRIMINAL LAW ARTICLE”.