

HOUSE BILL 88

R4
HB 772/13 – ENV

(PRE-FILED)

4lr0513

By: **Delegate Schuh**

Requested: September 16, 2013

Introduced and read first time: January 8, 2014

Assigned to: Environmental Matters

A BILL ENTITLED

AN ACT concerning

Motor Vehicle Administration – Selective Service Registration – Driver’s License and Identification Card Applicants

FOR the purpose of making certain provisions of law relating to the Motor Vehicle Administration’s collection and electronic forwarding of Selective Service registration information gender-neutral and expanding their applicability to certain minors; altering the conditions under which certain information about an applicant is forwarded to the Selective Service System; altering the contents of the statement the Administration is required to include on an application for a driver’s license or an identification card; requiring the Administration to forward certain information about certain applicants with a notation that a certain registration was refused; repealing a certain provision making the Administration’s collection and electronic forwarding of Selective Service registration information on certain individuals to the Selective Service System contingent on the Administration’s receipt of federal funds to pay for certain start-up costs; repealing a certain provision requiring the Motor Vehicle Administrator to initiate and monitor efforts to obtain certain federal funds and to report to the Department of Legislative Services when a certain contingency is fulfilled; making certain technical corrections; and generally relating to the Motor Vehicle Administration and Selective Service registration.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12-304

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 309 of the Acts of the General Assembly of 2002)

BY repealing

Chapter 309 of the Acts of the General Assembly of 2002

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Section 2 and 3

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

Article – Transportation

12-304.

(a) This section applies only to an [adult male] applicant [under the age of 26] **BETWEEN THE AGES OF 17 AND 25** years.

(b) Subject to subsection (c) of this section, the Administration shall provide to the Selective Service [Administration] **SYSTEM** in an electronic format, for purposes of registration with the Selective Service as required under federal law, the necessary information concerning [a male] **AN** applicant who applies for a driver's license or identification card or the renewal of a driver's license or identification card, including the applicant's:

- (1) Full name;
- (2) Current address;
- (3) Date of birth;
- (4) Gender;
- (5) Date of application; and
- (6) Social Security number, if available.

(c) (1) [A male] **EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, AN** applicant's signature on the application indicates that the applicant [has selected one of the options specified in paragraph (2) of this subsection concerning], **IF REQUIRED BY FEDERAL LAW, CONSENTS TO** Selective Service registration and the forwarding of information to the Selective Service [Administration] **SYSTEM** under this section.

(2) In addition to the information required under this subtitle or Title 16 of this article, an application form for a driver's license or identification card or renewal of a driver's license or identification card shall contain a statement that the [male] applicant:

(i) Has already registered with the Selective Service Administration; or

(ii) Has not registered with the Selective Service Administration and:

1. Consents to forwarding the information in subsection (b) of this section to the Selective Service Administration; or

2. Refuses to consent to the forwarding of the information in subsection (b) of this section to the Selective Service Administration.]

(I) BY SUBMITTING THE APPLICATION, IS CONSENTING TO REGISTRATION WITH THE SELECTIVE SERVICE SYSTEM IF REQUIRED BY FEDERAL LAW; AND

(II) IF THE APPLICANT IS UNDER THE AGE OF 18 YEARS, AUTOMATICALLY WILL BE REGISTERED WITH THE SELECTIVE SERVICE SYSTEM AT THE AGE OF 18 YEARS IF REQUIRED BY FEDERAL LAW.

(d) **(1)** Refusal to consent to [the forwarding of the information in subsection (b) of this section to the Selective Service Administration] **SELECTIVE SERVICE REGISTRATION** may not be grounds for denial of an application for a driver's license or identification card or renewal of a driver's license or identification card.

(2) IF AN APPLICANT REFUSES SELECTIVE SERVICE REGISTRATION, THE ADMINISTRATION SHALL FORWARD THE PERSONAL INFORMATION LISTED IN SUBSECTION (B) OF THIS SECTION TO THE SELECTIVE SERVICE SYSTEM WITH A NOTATION THAT REGISTRATION WAS REFUSED.

Chapter 309 of the Acts of 2002

[SECTION 2. AND BE IT FURTHER ENACTED, That Section 1 of this Act is contingent on the receipt by the Motor Vehicle Administration of sufficient federal funds to pay the Administration's initial start-up costs for computer programming changes necessary to implement the requirements of Section 1 of this Act related to the reporting of information to the Selective Service Administration.]

[SECTION 3. AND BE IT FURTHER ENACTED, That the Motor Vehicle Administrator shall initiate and monitor efforts to obtain federal funds for the purposes stated in Section 2 of this Act and shall report promptly to the Department of Legislative Services when federal funds have been received by the Administration and the contingency specified in Section 2 of this Act has been fulfilled.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.