SENATE BILL 196

R4 9lr1245

HB 13/18 – ENV

By: Senators Smith, Carter, Elfreth, Ellis, Ferguson, Guzzone, Kagan, Lee, Pinsky, Rosapepe, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

Introduced and read first time: January 23, 2019

Assigned to: Judicial Proceedings

A BILL ENTITLED

1	AN ACT concerning
2 3	Vehicle Laws – Licenses, Identification Cards, and Moped Operator's Permits – Indication of Applicant's Sex
4	FOR the purpose of requiring that an application for a license, an identification card, or a
5	moped operator's permit allow an applicant to indicate the applicant's sex in a
6	certain manner; requiring the Motor Vehicle Administration to ensure that the
7	license, identification card, or moped operator's permit of an applicant who indicates
8	that the applicant's sex is unspecified displays a certain notation in the location that
9	indicates the applicant's sex; prohibiting the Administration from requiring a certain
10	applicant to provide proof of the applicant's sex; prohibiting the Administration from
11	denying a certain application under certain circumstances; and generally relating to
12	licenses, identification cards, and moped operator's permits.
13	BY repealing and reenacting, without amendments,
14	Article – Transportation
15	Section 11–128 and 11–135
16	Annotated Code of Maryland
17	(2012 Replacement Volume and 2018 Supplement)
18	BY adding to
19	Article – Transportation
20	Section 12–305
21	Annotated Code of Maryland
22	(2012 Replacement Volume and 2018 Supplement)
23	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
24	That the Laws of Maryland read as follows:

Article - Transportation

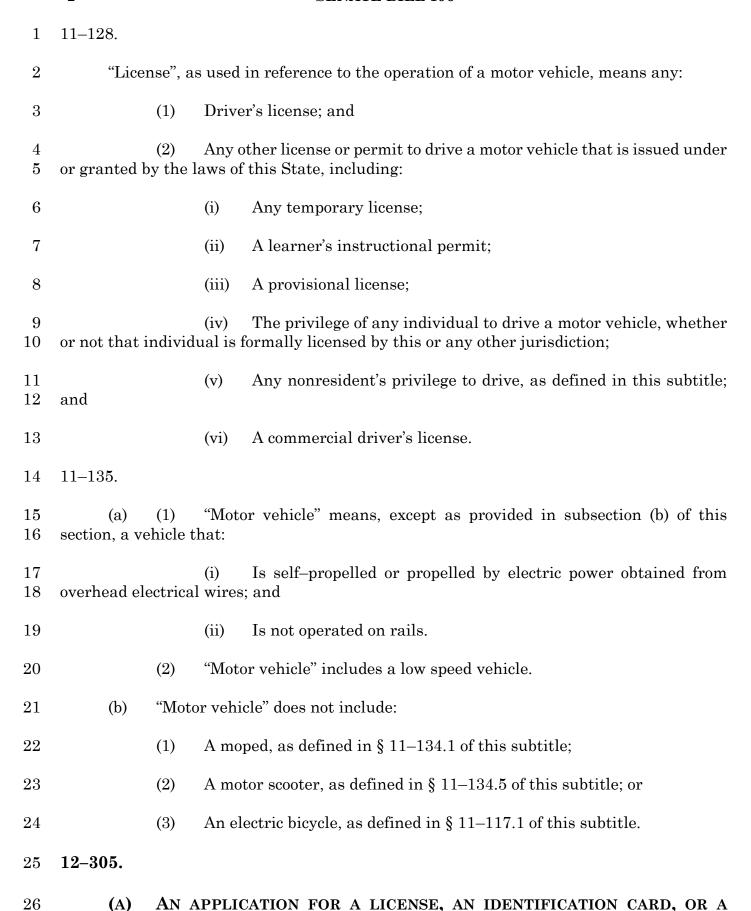
EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

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MOPED OPERATOR'S PERMIT SHALL ALLOW AN APPLICANT TO INDICATE THAT THE

1 SEX THE APPLICANT IDENTIFIES AS IS:

- 2 **(1) FEMALE**;
- 3 **(2)** MALE; OR
- 4 (3) Unspecified.
- 5 (B) THE ADMINISTRATION SHALL ENSURE THAT THE LICENSE, 6 IDENTIFICATION CARD, OR MOPED OPERATOR'S PERMIT OF AN APPLICANT WHO HAS
- 7 INDICATED AN UNSPECIFIED SEX ON AN APPLICATION DISPLAYS AN "X" IN THE
- 8 LOCATION ON THE LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR'S
- 9 PERMIT THAT INDICATES THE APPLICANT'S SEX.
- 10 (C) THE ADMINISTRATION MAY NOT:
- 11 (1) REQUIRE AN APPLICANT FOR A LICENSE, AN IDENTIFICATION
- 12 CARD, OR A MOPED OPERATOR'S PERMIT TO PROVIDE PROOF OF THE APPLICANT'S
- 13 **SEX; OR**
- 14 (2) DENY AN APPLICATION FOR A LICENSE, AN IDENTIFICATION
- 15 CARD, OR A MOPED OPERATOR'S PERMIT BECAUSE THE SEX SELECTED BY THE
- 16 APPLICANT DOES NOT MATCH THE SEX INDICATED ON ANOTHER DOCUMENT
- 17 ASSOCIATED WITH THE APPLICANT.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 19 October 1, 2019.