

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	12/11/2015	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 1/22/2016

2. COMAR Codification

Title Subtitle Chapter Regulation

11 17 06 08

11 17 16 03

3. Name of Promulgating Authority

Department of Transportation

4. Name of Regulations Coordinator

Natalie I Henson

Telephone Number

410-865-1091

Mailing Address

7201 Corporate Center Drive

City State Zip Code

Hanover MD 21076

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nwolfe@mdot.state.md.us

5. Name of Person to Call About this Document

Tracey C. Sheffield

Telephone No.

410-768-7545

Email Address

tsheffield@mdot.state.md.us

6. Check applicable items:

New Regulations

Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: November 18, 2015.

Repeal of Existing Regulations

Recodification

Incorporation by Reference of Documents Requiring DSD Approval

Reproposal of Substantively Different Text:

: Md. R

(vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

Yes No

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Damon Bell, Assistant Attorney General, (telephone #410-768-7415) on November 20, 2015. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Christine Nizer

Title

Administrator

Telephone No.

410-768-7320

Date

November 24, 2015

Title 11
DEPARTMENT OF TRANSPORTATION
Subtitle 17 MOTOR VEHICLE ADMINISTRATION—DRIVER LICENSING
AND IDENTIFICATION DOCUMENTS

11.17.06 Identification Cards

Subtitle 17 MOTOR VEHICLE ADMINISTRATION—DRIVER LICENSING
AND IDENTIFICATION DOCUMENTS

11.17.16 Corrected Driver's License

Authority: 11.17.06 Transportation Article, §§12-104(b) and 12-301, Annotated Code of Maryland
11.17.16 Transportation Article, §§12-104(b), 16-111.1, 16-114.1, and 16-818,
Annotated Code of Maryland

Notice of Proposed Action

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The Administrator of the Motor Vehicle Administration proposes to amend:

- 1) Regulation .08 under COMAR 11.17.06 Identification Cards; and
- 2) Regulation .03 under COMAR 11.17.16 Corrected Driver's License.

Statement of Purpose

The purpose of this action is to amend regulations to eliminate the correction fee charged for a veteran to add or delete a veteran designation on an identification card or driver's license.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

This proposed regulation change would no longer constitute the addition or deletion of a veteran designation as a driver's license correction. Additionally, there would no longer be a fee for adding or deleting a veteran designation to an identification card. Currently, the Administration charges a \$20 corrected fee for a veteran designation change between renewal dates. Based on this proposed regulation change, the customer would no longer be charged the \$20 fee. However, if the applicant added the veteran designation at the time of renewal, they would pay the customary renewal fee.

As of October 29, 2015 there were 28,579 MVA products with a veteran designation. There were 27,330 driver licenses issued with a veteran designation and 1,249 identification cards issued with a veteran designation. In FY15, there were 271 veteran designation added between renewal dates resulting in revenue of \$5,420 (\$20 x 271); In FY14, there were 837 designation added between renewal dates resulting in revenue of

\$16,740 and in FY13, there were 320 veteran designation added between renewal dates resulting in revenue of \$6,400 (\$20 x 320). Based on the fluctuation in FY14, a determination was made to use the average number of the past three years. Therefore, an assumption has been made to use the average number of MVA products that had veteran designation added by paying a \$20 corrected fee.

For the past three fiscal years, there was an average of 476 (271+837+320) = 1,428/3 customers that paid the \$20 corrected fee. This number was used to determine the fiscal impact of the revenue loss associated with the \$20 corrected fee. In addition, it is estimated that the internal programming costs would be \$56,400 (\$150/hr. x 376) to include requirements and designs, development, build, UAT and Rollout, however, it is anticipated that it could be handled with existing resources.

II. Types of Economic Impact.	Revenue (R+/R-)	
	Expenditure (E+/E-)	Magnitude
<hr/>		
A. On issuing agency:		
(1) (MVA/MDOT)	(R-)	\$2,380 (FY16)
(2) (MVA/MDOT)	(R-)	\$9,520 (FY17)
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+)	Magnitude
	Cost (-)	
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D. On regulated industries or trade groups:	NONE	
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	(+)	\$2,380 (FY16)
(2)	(+)	\$2,380

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A(1). In calculating the estimated fiscal impact of this proposal, the following assumptions were made:

- This fiscal impact statement is making the assumption that the population that would have added a veteran designation between the renewal dates for an identification card and driver's license would remain constant in future years. This would result in a \$20 loss in revenue for the cost of a corrected identification card and a driver's license. The customers would no longer have to pay the corrected \$20 fee for the cost of the veteran designation change between renewal dates. An assumption has been made to use the average number of products that had veteran designation added by paying a \$20 corrected fee. For the three fiscal years, there was an average of 476 (271+837+320) =

1,428/3) customers that paid the \$20 corrected fee. There were 476 customers used to determine the fiscal impact of the revenue loss associated with the \$20 corrected fee. If MVA no longer charged the \$20 corrected fee for this population, revenue decrease of \$2,380(476 x 25% x \$20) would be realized.

MVA/MDOT could realize revenue decrease of \$2,380 (476 x 25% x \$20) in FY16.

FY16

The amount of the revenue decrease expected from customers would be \$2,380. The total customers expected in FY16 is 119 (476 x 25%). The revenue of \$2,380 (\$20 x 119 customers) decrease in revenue to the MVA is based on the \$20 fee for the cost of a corrected identification card and driver's license.

A(2). MVA/MDOT could realize revenue decrease of \$9,520 (476 x \$20) in FY17.

FY17

The amount of the revenue decrease expected from customers would be \$9,520. The total customers expected in FY17 is 476. The revenue of \$9,520 (\$20 x 476 customers) decrease in revenue to the MVA is based on the \$20 fee for the cost of a corrected identification card and driver's license.

F(1). MVA/MDOT could realize revenue decrease of \$2,380 (476 x 25% x \$20) in FY16.

FY16

The amount of the revenue decrease expected from customers would be \$2,380. The total customers expected in FY16 is 119 (476 x 25%). The revenue \$2,380 (\$20 x 119 customers) decrease in revenue to the MVA is based on the \$20 fee for the cost of a corrected identification card and driver's license.

F(2). MVA/MDOT could realize revenue decrease of \$9,520 (476 x \$20) in FY17.

FY17

The amount of the revenue decrease expected from customers would be \$9,520. The total customers expected in FY17 is 476. The \$9,520 (\$20 x 476 customers) decrease in revenue to the MVA is based on the \$20 fee for the cost of a corrected identification card and driver's license.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Tracey C. Sheffield, Regulations Coordinator, Maryland Motor Vehicle Administration, 6601 Ritchie Highway N.E., Room 200, Glen Burnie, MD 21062, or call 410-768-7545, or email to tshellfield@mdot.state.md.us, or fax to (410) 768-7506. Comments will be accepted through February 21, 2016. A public hearing has not been scheduled.

Economic Impact Statement Part C

- A. Fiscal Year in which regulations will become effective: FY 2016
- B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?
Yes
- C. If 'yes', state whether general, special (exact name), or federal funds will be used:
Transportation Trust Fund
- D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

- E. If these regulations have no economic impact under Part A, indicate reason briefly:

- F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.
N/A
- G. Small Business Worksheet:
 - a. Intended Beneficiaries: N/A
 - b. Intended Beneficiaries: Households: N/A
 - c. Intended Beneficiaries: Businesses: N/A
 - d. Other Direct or Indirect Impacts: Adverse: N/A
 - e. Other Direct or Indirect Impacts: Positive: N/A
 - f. Long-Term Impacts: N/A
 - g. Estimates of Economic Impact: N/A

Attached Document:

11.17.06 and 11.17.16 (COMAR online 11/18/15)

Title 11 DEPARTMENT OF TRANSPORTATION

Subtitle 17 MOTOR VEHICLE ADMINISTRATION — DRIVER LICENSING AND IDENTIFICATION DOCUMENTS

Chapter 06 Identification Cards

Authority: Transportation Article, §§12-104(b) and 12-301, Annotated Code of Maryland

.08 Correction.

- A. —C. (text unchanged)
- D. There is no fee for adding or deleting:
 - (1) [a] *A organ donor designation to an identification card; or*
 - (2) *A veteran designation to an identification card.*

Chapter 16 Corrected Driver's License

Authority: Transportation Article, §§12-104(b), 16-111.1, 16-114.1, and 16-818, Annotated Code of Maryland

.03 Exceptions.

The following circumstances do not constitute a license correction:

- A. (text unchanged)
- B. The addition or deletion of:
 - (1) (text unchanged)
 - (2) *A veteran designation,*
 - [(2)] (3) —[(4)] (5) (text unchanged)

CHRISTINE NIZER

Administrator

Motor Vehicle Administration