
By: Delegates R. Baker and Muse

Requested: November 14, 1995

Introduced and read first time: January 10, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Suspension of a Juvenile's Driving Privileges - Vehicle Theft Offense**

3 FOR the purpose of requiring a court to order the Motor Vehicle Administration to
4 suspend the driving privileges of a child found to have violated a certain provision of
5 law involving the theft of a motor vehicle; establishing a certain suspension period
6 for the first offense; establishing a period of suspension lasting until the child
7 reaches a certain age for a second or subsequent offense; and generally relating to
8 the suspension of the driving privileges of children found to have committed a
9 certain vehicle theft offense.

10 BY repealing and reenacting, with amendments,
11 Article - Courts and Judicial Proceedings
12 Section 3-820(d)
13 Annotated Code of Maryland
14 (1995 Replacement Volume and 1995 Supplement)

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

17 **Article - Courts and Judicial Proceedings**

18 3-820.

19 (d) (1) (i) Subject to the provisions of item (iii) of this paragraph, in making
20 a disposition on a finding that the child has committed the violation specified in a
21 citation, the court may order the Motor Vehicle Administration to initiate an action,
22 under the motor vehicle laws, to suspend the driving privilege of a child licensed to
23 operate a motor vehicle by the Motor Vehicle Administration for a specified period of not
24 less than 30 days nor more than 90 days.

25 (ii) In this paragraph "driver's license" means a license or permit to
26 drive a motor vehicle that is issued under the laws of this State or any other jurisdiction.

27 (iii) In making a disposition on a finding that the child has committed a
28 violation under Article 27, § 400 of the Code specified in a citation that involved the use
29 of a driver's license or a document purporting to be a driver's license, the court may order
30 the Motor Vehicle Administration to initiate an action under the Maryland Vehicle Law

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1 to suspend the driving privilege of a child licensed to operate a motorvehicle by the
2 Motor Vehicle Administration:

- 3 1. For a first offense, for 6 months; and
- 4 2. For a second or subsequent offense, until the child is 21 years
5 old.

6 (IV) IN MAKING A DISPOSITION ON A FINDING THAT THE CHILD
7 HAS COMMITTED A DELINQUENT ACT BY VIOLATING ARTICLE 27, § 342 OF THE CODE
8 AS SPECIFIED IN A PETITION ALLEGING THE THEFT OF A MOTOR VEHICLE, THE
9 COURT SHALL ORDER THE MOTOR VEHICLE ADMINISTRATION TO INITIATE AN
10 ACTION UNDER THE MARYLAND VEHICLE LAW TO SUSPEND THE DRIVING
11 PRIVILEGE OF A CHILD LICENSED TO OPERATE A MOTOR VEHICLE BY THE MOTOR
12 VEHICLE ADMINISTRATION:

- 13 1. FOR A FIRST OFFENSE, FOR 2 YEARS; AND
- 14 2. FOR A SECOND OFFENSE, UNTIL THE CHILD IS 21 YEARS
15 OLD.

16 [(iv)] (V) If a child subject to a suspension under this subsection does
17 not hold a license to operate a motor vehicle on the date of the disposition, the
18 suspension shall commence on the date that the license is issued, or after the child applies
19 and becomes qualified to receive a license, or on the child's eighteenth birthday,
20 whichever occurs first.

21 (2) In addition to the dispositions under paragraph (1) of this subsection,
22 the court also may:

23 (i) Counsel the child or the parent or both, or order the child to
24 participate in an alcohol education or rehabilitation program that is in the best interest of
25 the child;

26 (ii) Impose a civil fine of not more than \$25 for the first violation and
27 a civil fine of not more than \$100 for the second and subsequent violations; or

28 (iii) Order the child to participate in a supervised work program for not
29 more than 20 hours for the first violation and not more than 40 hours for the second and
30 subsequent violations.

31 (3) (i) The provisions of paragraphs (1) and (2) of this subsection do not
32 apply to a child found to have committed a violation under Article 27, § 405A of the
33 Code.

34 (ii) In making a disposition on a finding that the child has committed a
35 violation under Article 27, § 405A of the Code, the court may:

36 1. Counsel the child or the parent or both, or order the child to
37 participate in a smoking cessation clinic, or other suitable presentation of the hazards
38 associated with tobacco use that is in the best interest of the child;

