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**By: Delegate Turner**

Introduced and read first time: January 19, 1996

Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Law - Drivers' Licenses - Alcoholic Beverages Violations**

3 FOR the purpose of altering a certain provision of law so as to require the juvenile court  
4 to order the Motor Vehicle Administration to initiate an action to suspend, for  
5 certain periods, the driver's license of a child in making a disposition on a finding  
6 that the child has committed certain alcoholic beverages Code violations; making a  
7 technical change; and generally relating to the suspension of a driver's license of a  
8 child on a finding that the child has committed certain alcoholic beverages Code  
9 violations.

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] SUBPARAGRAPH (iii) of this  
20 paragraph, in making a disposition on a finding that the child has committed the violation  
21 specified in a citation, the court [may] SHALL order the Motor Vehicle Administration  
22 to initiate an action, under the motor vehicle laws, to suspend the driving privilege of a  
23 child licensed to operate a motor vehicle by the Motor Vehicle Administration for a  
24 specified period of not 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]  
30 SHALL order the Motor Vehicle Administration to initiate an action under the Maryland

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1 Vehicle Law to suspend the driving privilege of a child licensed to operate a motor vehicle  
2 by the 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) If a child subject to a suspension under this subsection does not  
7 hold a license to operate a motor vehicle on the date of the disposition, the suspension  
8 shall commence on the date that the license is issued, or after the child applies and  
9 becomes qualified to receive a license, or on the child's eighteenth birthday, whichever  
10 occurs first.

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

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

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

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

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

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

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

29 2. Impose a civil fine of not more than \$25 for the first violation  
30 and a civil fine of not more than \$100 for a second or subsequent violation; or

31 3. Order the child to participate in a supervised work program  
32 for not more than 20 hours for the first violation and not more than 40 hours for a second  
33 or subsequent violation.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
35 October 1, 1996.