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**By: Delegate Pitkin**

Introduced and read first time: February 20, 1997  
Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - "Smart" Driver's License - MVA Study**

3 FOR the purpose of requiring the Motor Vehicle Administration to establish a  
4 workgroup to study the development of a "smart" driver's license; requiring the  
5 workgroup to consider certain purposes and uses; requiring the workgroup to  
6 consider specified factors in considering various uses; requiring the Administration  
7 to make certain reports; defining certain terms; providing for the abrogation of this  
8 Act; and generally relating to a study of the development of a Maryland "smart"  
9 driver's license.

10 BY adding to

11 Article - Transportation  
12 Section 16-901 to be under the new subtitle "Subtitle 9. Provisions of Limited  
13 Duration"  
14 Annotated Code of Maryland  
15 (1992 Replacement Volume and 1996 Supplement)

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

18 **Article - Transportation**

19 SUBTITLE 9. PROVISIONS OF LIMITED DURATION.

20 16-901.

21 (A) IN THIS SECTION, "SMART DRIVER'S LICENSE" MEANS A DRIVER'S  
22 LICENSE ISSUED BY THE ADMINISTRATION THAT CONTAINS AN INTEGRATED  
23 CIRCUIT ON A MICROCHIP CAPABLE OF PROCESSING AND STORING INFORMATION.

24 (B) THE ADMINISTRATION SHALL ESTABLISH A WORKGROUP TO STUDY THE  
25 DEVELOPMENT OF A "SMART" DRIVER'S LICENSE FOR USE IN MARYLAND.

26 (C) AS PART OF ITS STUDY, THE ADMINISTRATION'S WORKGROUP SHALL  
27 INVESTIGATE THE FEASIBILITY OF USING A "SMART" DRIVER'S LICENSE FOR:

28 (1) THE STORING OF FINGERPRINTS, PHOTOGRAPHIC RECORDS,  
29 SIGNATURES, AND OTHER MEANS OF IDENTIFICATION;

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1 (2) THE STORING OF DRIVING RECORDS, INSURANCE INFORMATION,  
2 AND EMERGENCY MEDICAL RECORDS;

3 (3) ELECTRONIC TOLL COLLECTIONS AND PAYMENT OF FARES ON  
4 TRANSIT FACILITIES OPERATED BY THE MARYLAND DEPARTMENT OF  
5 TRANSPORTATION;

6 (4) OTHER OPTIONS THAT WOULD FACILITATE THE PUBLIC'S DEALINGS  
7 WITH THE ADMINISTRATION;

8 (5) OTHER APPLICATIONS THAT WOULD FACILITATE THE PUBLIC'S  
9 DEALINGS WITH OTHER UNITS OF STATE GOVERNMENT;

10 (6) COMMERCIAL PURPOSES, SUCH AS USE AS A CREDIT CARD OR DEBIT  
11 CARD, OR AS A FORM OF IDENTIFICATION ACCEPTABLE TO COMMERCIAL  
12 ESTABLISHMENTS; AND

13 (7) OTHER USES THAT COULD BE ACCOMMODATED WITH THE "SMART"  
14 DRIVER'S LICENSE AND THAT WOULD BENEFIT THE PUBLIC.

15 (D) IN STUDYING POTENTIAL USES OF A "SMART" DRIVER'S LICENSE UNDER  
16 SUBSECTION (C) OF THIS SECTION, THE ADMINISTRATION WORKGROUP SHALL:

17 (1) EVALUATE PRIVACY AND SECURITY IMPLICATIONS RESULTING  
18 FROM USE OF "SMART" DRIVER'S LICENSES;

19 (2) CONSIDER THE COSTS OF ADOPTING "SMART" DRIVER'S LICENSES,  
20 SAVINGS THAT MAY RESULT FROM USE OF SUCH LICENSES, AND POTENTIAL  
21 PROFITS TO THE STATE RESULTING FROM COMMERCIAL SERVICES MADE  
22 AVAILABLE THROUGH THE LICENSES; AND

23 (3) CONSIDER THE FEASIBILITY OF MAKING VARIOUS INFORMATION  
24 AND SERVICES AVAILABLE THROUGH THE "SMART" DRIVER'S LICENSE OPTIONAL  
25 FOR THE PUBLIC.

26 (E) THE ADMINISTRATION SHALL PROVIDE TO THE HOUSE COMMERCE AND  
27 GOVERNMENT MATTERS COMMITTEE AND THE SENATE JUDICIAL PROCEEDINGS  
28 COMMITTEE:

29 (1) A PRELIMINARY REPORT OF THE FINDINGS AND THE  
30 RECOMMENDATIONS OF THE ADMINISTRATION'S WORKGROUP ON OR BEFORE  
31 DECEMBER 1, 1997; AND

32 (2) A FINAL REPORT ON OR BEFORE DECEMBER 1, 1998.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
34 July 1, 1997. It shall remain effective for a period of 18 months and, at the end of  
35 December 31, 1998, with no further action required by the General Assembly, this Act  
36 shall be abrogated and of no further force and effect.