
By: Senator Ruben

Introduced and read first time: January 31, 1997

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Falsified Documents - Foreign Jurisdictions**

3 FOR the purpose of broadening the application of provisions prohibiting the falsification
4 of certain official documents issued by the Motor Vehicle Administration to include
5 any official document issued by the agency that is the counterpart to the
6 Administration in another jurisdiction; broadening the application of provisions
7 prohibiting the use or possession of canceled, revoked, suspended, or fraudulently
8 altered driver's licenses issued by the Administration to include those issued by the
9 agency that is the counterpart to the Administration in another jurisdiction;
10 broadening the application of provisions prohibiting fraud or misrepresentation in
11 the use of identification cards issued by the Administration to include identification
12 cards issued by the agency that is the counterpart to the Administration in another
13 jurisdiction; defining a certain term; specifying certain penalties; and generally
14 relating to the falsification or fraudulent use of motor vehicle documents issued by
15 another jurisdiction.

16 BY repealing and reenacting, with amendments,
17 Article - Transportation
18 Section 12-301(e) and (f), 14-110, and 16-301
19 Annotated Code of Maryland
20 (1992 Replacement Volume and 1996 Supplement)

21 BY repealing and reenacting, without amendments,
22 Article - Transportation
23 Section 12-301(a), (c), (d), and (h) and 27-101(a), (b), and (c)(1) and (12)
24 Annotated Code of Maryland
25 (1992 Replacement Volume and 1996 Supplement)

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

28 **Article - Transportation**

29 12-301.

30 (a) On application, the Administration shall issue an identification card to any
31 individual who:

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1 (1) Is a resident of this State;

2 (2) Does not have a driver's license;

3 (3) Presents a birth certificate or other proof of age and identity acceptable
4 to the Administration; and

5 (4) Presents a completed application for an identification card on a form
6 furnished by the Administration.

7 (c) A person may not commit any fraud in applying for an identification card
8 issued under this section.

9 (d) A person may not commit any misrepresentation in applying for an
10 identification card issued under this section.

11 (e) A person may not commit any fraud in using an identification card issued
12 under this section OR BY THE AGENCY THAT IS THE COUNTERPART TO THE
13 ADMINISTRATION IN ANOTHER JURISDICTION.

14 (f) A person may not make any misrepresentation in using an identification card
15 issued under this section OR BY THE AGENCY THAT IS THE COUNTERPART TO THE
16 ADMINISTRATION IN ANOTHER JURISDICTION.

17 (h) An identification card may be used as legal identification of the individual to
18 whom it is issued for any purpose.

19 14-110.

20 (a) (1) In this section the following words have the meanings indicated.

21 (2) "Falsify" includes alter, counterfeit, duplicate, or forge.

22 (3) "Registration plate" means every plate or marker required by law to be
23 attached to a vehicle, but does not include the temporary number plate referred to in §
24 13-415(e)(1) of this article.

25 (b) A person may not, with fraudulent intent, falsify or attempt to falsify any
26 certificate of title, registration card, registration plate, validation tab, permit, or any other
27 official document issued by the Administration OR BY THE AGENCY THAT IS THE
28 COUNTERPART TO THE ADMINISTRATION IN ANOTHER JURISDICTION.

29 (c) A person may not, with fraudulent intent, manufacture, construct, or possess
30 any paraphernalia for use in any falsification prohibited by this subsection.

31 (d) A person may not, with fraudulent intent, possess, give away, sell, or attempt
32 to sell any item falsified in violation of this subsection.

33 (e) A person may not, with fraudulent intent, falsify any assignment on a
34 certificate of title.

35 (f) A person may not hold any document or registration plate described in this
36 section, knowing that it has been falsified in violation of this section.

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1 (g) A person may not use any document or registration plate described in this
2 section, knowing that it has been falsified in violation of this section.

3 16-301.

4 (a) EXCEPT AS PROVIDED IN SUBSECTIONS (G) AND (L) OF THIS SECTION, IN
5 THIS SECTION, "LICENSE" MEANS A LICENSE ISSUED BY THE ADMINISTRATION OR
6 BY THE AGENCY THAT IS THE COUNTERPART TO THE ADMINISTRATION IN
7 ANOTHER JURISDICTION.

8 (B) A person may not knowingly or fraudulently obtain or attempt to obtain a
9 driver's license by misrepresentation.

10 [(b)] (C) A person may not in any application for a driver's license:

11 (1) Use a false or fictitious name;

12 (2) Knowingly make a false statement;

13 (3) Knowingly conceal a material fact; or

14 (4) Otherwise commit a fraud.

15 [(c)] (D) A person may not display, cause or permit to be displayed, any canceled
16 license.

17 [(d)] (E) A person may not display, cause or permit to be displayed, any revoked
18 license.

19 [(e)] (F) A person may not display, cause or permit to be displayed, any
20 suspended license.

21 [(f)] (G) A person may not display, cause or permit to be displayed, any fictitious
22 license.

23 [(g)] (H) A person may not display, cause or permit to be displayed, any
24 fraudulently altered license.

25 [(h)] (I) A person may not possess any canceled license.

26 [(i)] (J) A person may not possess any revoked license.

27 [(j)] (K) A person may not possess any suspended license.

28 [(k)] (L) A person may not possess any fictitious license.

29 [(l)] (M) A person may not possess any fraudulently altered license.

30 [(m)] (N) A person may not lend his license to any other person or knowingly
31 permit the use of his license by another.

32 [(n)] (O) A person may not display or represent as his own any license not issued
33 to him.

34 [(o)] (P) A person may not fail or refuse to surrender to the Administration on its
35 lawful demand any license that has been suspended, revoked, or canceled.

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1 [(p)] (Q) A person may not permit any unlawful use of a license issued to him.

2 [(q)] (R) A person may not do any act forbidden or fail to perform any act
3 required by this title.

4 27-101.

5 (a) It is a misdemeanor for any person to violate any of the provisions of the
6 Maryland Vehicle Law unless the violation is declared to be a felony by the Maryland
7 Vehicle Law or by any other law of this State.

8 (b) Except as otherwise provided in this section, any person convicted of a
9 misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is
10 subject to a fine of not more than \$500.

11 (c) Any person who is convicted of a violation of any of the provisions of the
12 following sections of this article is subject to a fine of not more than \$500 or
13 imprisonment for not more than 2 months or both:

14 (1) § 12-301(c), (d), (e), or (f) ("Special identification cards: Fraud and
15 misrepresentation prohibited");

16 (12) § 16-301 ("Unlawful application for or use of license");

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 1997.