
By: **Delegate Getty**

Introduced and read first time: February 12, 1998

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Commercial Drivers' Licenses - Skill Test Requirements - Waivers**

3 FOR the purpose of requiring the Motor Vehicle Administration to waive certain skill
4 test requirements for an applicant for a certain commercial driver's license to
5 operate a school vehicle if the applicant holds a valid commercial driver's
6 license, has operated a commercial motor vehicle for a certain period, and has
7 never been disqualified from operating a commercial motor vehicle; and
8 generally relating to the waiver of the skill test requirements for a commercial
9 driver's license.

10 BY repealing and reenacting, with amendments,
11 Article - Transportation
12 Section 16-807(b)
13 Annotated Code of Maryland
14 (1992 Replacement Volume and 1997 Supplement)

15 BY repealing and reenacting, without amendments,
16 Article - Transportation
17 Section 16-816
18 Annotated Code of Maryland
19 (1992 Replacement Volume and 1997 Supplement)

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

22 **Article - Transportation**

23 16-807.

24 (b) (1) An individual may not be issued a commercial driver's license until
25 the individual has passed the knowledge and skill tests for driving a commercial
26 motor vehicle which complies with the minimum federal standards established by the
27 federal Commercial Motor Vehicle Safety Act of 1986 (Title XII of Public Law 99-570),

1 and has satisfied all other requirements of that act as well as any other requirements
2 of this title.

3 (2) The tests shall be prescribed and conducted at the direction of the
4 Administration.

5 (3) The Administration shall adopt regulations to waive the skill test
6 required under paragraph (1) of this subsection in a manner consistent with 49 CFR
7 § 383.77.

8 (4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE CASE
9 OF AN APPLICANT FOR A COMMERCIAL DRIVER'S LICENSE ENDORSED "PASSENGER
10 VEHICLE" THAT AUTHORIZES THE OPERATION OF A SCHOOL VEHICLE ON A
11 HIGHWAY IN THE STATE, THE ADMINISTRATION SHALL WAIVE THE SKILL TEST
12 REQUIREMENTS OF THIS SUBSECTION IF THE APPLICANT:

13 (I) HOLDS A VALID COMMERCIAL DRIVER'S LICENSE;

14 (II) HAS OPERATED A COMMERCIAL MOTOR VEHICLE FOR AT LEAST
15 2 YEARS IMMEDIATELY PRECEDING THE DATE OF APPLICATION FOR THE
16 PASSENGER ENDORSED COMMERCIAL DRIVER'S LICENSE; AND

17 (III) HAS NEVER BEEN DISQUALIFIED FROM DRIVING A
18 COMMERCIAL MOTOR VEHICLE UNDER § 16-812 OF THIS SUBTITLE OR SIMILAR
19 PROVISIONS OF ANOTHER STATE.

20 16-816.

21 (a) An individual may not drive a school vehicle (school bus) on any highway
22 in this State unless the individual:

23 (1) Passes an appropriate medical examination; and

24 (2) Has been issued a commercial driver's license endorsed passenger
25 vehicle.

26 (b) With the advice of the State Department of Education, the Administration
27 may adopt regulations concerning the qualifications of school vehicle drivers.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 1998.