

Department of Legislative Services
Maryland General Assembly

FISCAL NOTE

House Bill 1421 (Delegates Opara and Vallario)

Commerce and Government Matters

Vehicle Laws - Driver's License Revocation - Request for Hearing

This bill requires the Motor Vehicle Administration (MVA) to hold an administrative hearing on the revocation of a license if the licensee requests the hearing within 180 days from the date the revocation notice was mailed. Within 30 days of the request the MVA must hold a hearing at which the licensee shall show cause why the driver's license should not be revoked. Under current law the MVA must hold a hearing only if the licensee responds within 15 days of the notification.

Fiscal Summary

State Effect: Indeterminate increase in Transportation Trust Fund (TTF) expenditures depending upon the number of additional administrative hearings. Indeterminate increase in general fund revenues from fees imposed by the Office of Administrative Hearings (OAH).

Local Effect: None.

Small Business Effect: None.

Fiscal Analysis

State Effect: This bill will significantly extend the time frame in which a licensee may request a hearing to contest the revocation of a license. Under existing law, the licensee must respond within 15 days in order to be assured of a hearing. If the licensee responds after the 15-day time frame, the MVA reviews the request and may grant a hearing for cause. In fiscal 1997, there were 3,863 revocation hearings held by OAH, and an additional 8,686 revocations where the licensee did not request a hearing. It is uncertain how many additional licensees would request a hearing as a result of the bill. It costs the MVA approximately \$62 in reimbursable funds for each MVA hearing conducted by the OAH.

OAH imposes a \$15 filing fee per hearing on the licensee which is deposited into the general fund. To the extent that an increased number of individuals with revoked licenses request hearings, general fund revenues could increase.

Information Source(s): Department of Transportation (Motor Vehicle Administration), Office of Administrative Hearings, Department of Legislative Services

Fiscal Note History: First Reader - March 23, 1998

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