
By: **Delegate Pendergrass**

Introduced and read first time: February 12, 1999

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration - New Drivers - Identifying Markers**

3 FOR the purpose of requiring the Motor Vehicle Administration to provide to a person
4 issued a provisional license a certain identifying marker to be affixed to a
5 vehicle driven by the licensee; requiring the Motor Vehicle Administration to
6 design the identifying marker; requiring that the identifying marker alert
7 drivers that the person driving the motor vehicle with an identifying marker is
8 a new driver; and generally relating to identifying provisional licensees driving
9 motor vehicles.

10 BY repealing and reenacting, with amendments,
11 Article - Transportation
12 Section 16-111
13 Annotated Code of Maryland
14 (1998 Replacement Volume and 1998 Supplement)
15 (As enacted by Chapter 483 of the Acts of the General Assembly of 1998)

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 16-111.

20 (a) This section applies to an applicant who:

21 (1) Holds a learner's instructional permit under § 16-105(d) of this
22 subtitle; or

23 (2) Qualifies for a provisional license under subsection (e) of this section.

24 (b) An applicant is entitled to receive a provisional license if the applicant:

25 (1) Meets the minimum age required under § 16-103(c)(2) of this
26 subtitle;

1 (2) Satisfies the learner's instructional permit requirements under §
2 16-105(d)(2) of this subtitle;

3 (3) Passes a driver skills or driver road examination administered under
4 this subtitle;

5 (4) Surrenders any learner's instructional permit issued to the applicant;
6 and

7 (5) Pays the fee established under this subtitle.

8 (c) A provisional license shall be clearly identifiable as a provisional license.

9 (d) An individual who holds a provisional license may not receive a license
10 sooner than 18 months:

11 (1) After the individual first obtains the provisional license; or

12 (2) If the individual has been convicted of a moving violation, after the
13 date of the violation.

14 (e) (1) Notwithstanding subsection (d) of this section or any other provision
15 of this subtitle, the Administration may issue a provisional license to an individual
16 who has been licensed to drive in another state or country, or by the armed forces of
17 the United States, for less than 18 months.

18 (2) If an individual has been licensed for:

19 (i) Less than 6 months, the individual shall hold the provisional
20 license for at least 18 months before being eligible for a license under § 16-111.1 of
21 this subtitle;

22 (ii) 6 months, but less than 12 months, the individual shall hold the
23 provisional license for at least 12 months before being eligible for a license under §
24 16-111.1 of this subtitle as long as the individual has not committed an offense as
25 defined in § 16-213(a) of this title during that period; or

26 (iii) 12 months, but less than 18 months, the individual shall hold
27 the provisional license for at least 6 months before being eligible for a license under §
28 16-111.1 of this subtitle as long as the individual has not committed an offense as
29 defined in § 16-213(a) of this title during that period.

30 (3) An individual who commits an offense as defined in § 16-213(a) of
31 this title while holding a provisional license issued under this subsection is subject to:

32 (i) The waiting periods under subsection (d)(2) of this section
33 before qualifying for a license under § 16-111.1 of this subtitle; and

34 (ii) Other sanctions applicable to a holder of a provisional license
35 under this article.

1 (4) Notwithstanding § 16-103(c)(3) of this subtitle, the Administration
2 may issue a license under § 16-111.1 of this subtitle without issuing a learner's
3 instructional permit or a provisional license if the individual has been licensed to
4 drive in another state or country, or by the armed forces of the United States, for at
5 least 18 months.

6 (F) (1) THE ADMINISTRATION SHALL PROVIDE TO A PERSON ISSUED A
7 PROVISIONAL LICENSE UNDER THIS SECTION AN IDENTIFYING MARKER THAT
8 AFFIXES TO A MOTOR VEHICLE.

9 (2) (I) THE ADMINISTRATION SHALL DESIGN THE IDENTIFYING
10 MARKER DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION.

11 (II) THE DESIGN SHOULD ALERT OTHER DRIVERS THAT A PERSON
12 DRIVING A MOTOR VEHICLE WITH AN IDENTIFYING MARKER IS A NEW DRIVER.

13 [(f)] (G) A provisional license is subject to the expiration and renewal
14 requirements of § 16-115 of this subtitle.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 1999.