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By: **Delegates Giannetti, Vallario, Valderrama, Zirkin, Cole, and Turner**  
Introduced and read first time: February 11, 2000  
Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Vehicle Laws - Administrative Per Se Offenses - Issuance of Identification**  
3                                   **Card**

4 FOR the purpose of authorizing the Motor Vehicle Administration to issue an  
5 identification card to an applicant who has been issued a temporary license  
6 under a certain provision concerning administrative per se offenses; and  
7 generally relating to the issuance of an identification card by the Administration  
8 to an applicant who has a certain temporary license.

9 BY repealing and reenacting, with amendments,  
10 Article - Transportation  
11 Section 12-301  
12 Annotated Code of Maryland  
13 (1999 Replacement Volume and 1999 Supplement)

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

16                                   **Article - Transportation**

17 12-301.

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

- 20                   (1) Is a resident of this State;
- 21                   (2) Does not have a driver's license;
- 22                   (3) Presents a birth certificate or other proof of age and identity  
23 acceptable to the Administration; and
- 24                   (4) Presents a completed application for an identification card on a form  
25 furnished by the Administration.

1 (b) (1) Except as provided in paragraph (2) of this subsection, the  
2 Administration shall establish a fee for the issuance of an identification card and for  
3 issuance of a duplicate identification card.

4 (2) A fee is not required if the applicant for the card:

5 (i) Is 65 years old or older;

6 (ii) Is legally blind;

7 (iii) Has permanently lost the use of a leg or an arm;

8 (iv) Is permanently disabled so severely that the applicant cannot  
9 move without the aid of crutches or a wheelchair; or

10 (v) Has a physical or mental impairment that substantially limits a  
11 "major life activity" as defined in the federal Americans with Disabilities Act.

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

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

16 (e) A person may not commit any fraud in using an identification card issued  
17 under this section.

18 (f) A person may not make any misrepresentation in using an identification  
19 card issued under this section.

20 (g) (1) An identification card shall be:

21 (i) Of the size and design that the Administration requires; and

22 (ii) Tamperproof, to the extent possible.

23 (2) The card shall contain:

24 (i) The name and address of the applicant;

25 (ii) The birth date of the applicant;

26 (iii) The sex of the applicant;

27 (iv) A description of the applicant;

28 (v) A color photograph of the applicant taken by the procedure that  
29 the Administration requires. Photographs issued to applicants under 21 years of age  
30 will be taken with the profile view. A fee, as established by the Administration, is  
31 required for the conversion to a regular full face photo identification card after the  
32 age of 21;

1 (vi) The expiration date of the identification card;

2 (vii) The signature of the applicant; and

3 (viii) The signature and seal of the issuing agent.

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

6 (i) An identification card expires every 5 years. It may be renewed on  
7 application and payment of the fee required by this section.

8 (j) The identification card shall be surrendered by the holder upon being  
9 issued a Maryland driver's license.

10 (k) The Administrator may issue an identification card to an applicant:

11 (1) [whose] WHOSE privilege to drive has been refused, cancelled,  
12 suspended, or revoked; OR

13 (2) WHO HAS BEEN ISSUED A TEMPORARY LICENSE UNDER §  
14 16-205.1(B)(3)(III) OF THIS ARTICLE.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2000.