

Department of Legislative Services  
Maryland General Assembly  
2000 Session

FISCAL NOTE

House Bill 899 (Delegates Griffith and Vallario)

Judiciary

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**Administrative Offenses - Primary Caretakers - Modification of Driver's License  
Suspension or Issuance of Restrictive License**

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This bill allows the Motor Vehicle Administration (MVA) to modify a license suspension or issue a restrictive license to an individual whose license was suspended due to drunk driving offenses if the licensee is the primary caretaker of an individual who resides with the licensee. The licensee must not have an alternative means of transportation available for the purpose of meeting the licensee's responsibilities as the primary caretaker of the individual, including the transportation of a child to or from: (1) school; (2) medical appointments; and (3) extracurricular activities.

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**Fiscal Summary**

**State Effect:** Potential minimal increase in Transportation Trust Fund expenditures for administrative hearings.

**Local Effect:** None.

**Small Business Effect:** None.

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**Analysis**

**Current Law:** The MVA may modify a suspension or issue a restrictive license if: (1) the licensee did not refuse to take a test; (2) the licensee has not had a license suspended under this section during the past five years; (3) the licensee has not been convicted of drunk driving offenses during the past five years; and (4) the licensee is required to drive a motor vehicle in the course of employment or to attend an alcoholic prevention or treatment program; or (5) it finds that the licensee has no alternative means of transportation available

to or from the licensee's place of employment and, without the license, the licensee's ability to earn a living would be severely impaired.

**State Fiscal Effect:** To obtain a modified suspension or a restricted license, a licensee must first request an administrative hearing. It costs the MVA approximately \$92 in reimbursable funds to the Office of Administrative Hearings for each MVA hearing. To the extent that individuals request modified suspensions or restricted licenses in order to be the primary caretaker of an individual, Transportation Trust Fund expenditures could increase.

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### **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Maryland Department of Transportation (Motor Vehicle Administration), Department of Legislative Services

**Fiscal Note History:** First Reader - February 25, 2000  
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