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By: **Delegates Pitkin, Giannetti, Heller, Howard, Hurson, V. Jones, Menes,  
Nathan-Pulliam, and Turner**

Introduced and read first time: February 9, 2001  
Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - "Smart" Driver's License - MVA Study**

3 FOR the purpose of requiring the Motor Vehicle Administration to establish a  
4 workgroup to study the development of a "smart" driver's license; requiring the  
5 workgroup to consider certain purposes and uses; requiring the workgroup to  
6 consider specified factors in considering various uses; requiring the  
7 Administration to make certain reports; defining certain terms; providing for  
8 the abrogation of this Act; and generally relating to a study of the development  
9 of a Maryland "smart" driver's license.

10 BY adding to

11 Article - Transportation  
12 Section 16-1001 to be under the new subtitle "Subtitle 10. Provisions of Limited  
13 Duration"  
14 Annotated Code of Maryland  
15 (1999 Replacement Volume and 2000 Supplement)

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 **SUBTITLE 10. PROVISIONS OF LIMITED DURATION.**

20 16-1001.

21 (A) IN THIS SECTION, "SMART DRIVER'S LICENSE" MEANS A DRIVER'S  
22 LICENSE ISSUED BY THE ADMINISTRATION THAT CONTAINS AN INTEGRATED  
23 CIRCUIT ON A MICROCHIP CAPABLE OF PROCESSING AND STORING INFORMATION.

24 (B) THE ADMINISTRATION SHALL ESTABLISH A WORKGROUP TO STUDY THE  
25 DEVELOPMENT OF A "SMART" DRIVER'S LICENSE FOR USE IN MARYLAND.

1 (C) AS PART OF ITS STUDY, THE ADMINISTRATION'S WORKGROUP SHALL  
2 INVESTIGATE THE FEASIBILITY OF USING A "SMART" DRIVER'S LICENSE FOR:

3 (1) THE STORING OF FINGERPRINTS, PHOTOGRAPHIC RECORDS,  
4 SIGNATURES, AND OTHER MEANS OF IDENTIFICATION;

5 (2) THE STORING OF DRIVING RECORDS, INSURANCE INFORMATION,  
6 AND EMERGENCY MEDICAL RECORDS;

7 (3) ELECTRONIC TOLL COLLECTIONS AND PAYMENT OF FARES ON  
8 TRANSIT FACILITIES OPERATED BY THE MARYLAND DEPARTMENT OF  
9 TRANSPORTATION;

10 (4) OTHER OPTIONS THAT WOULD FACILITATE THE PUBLIC'S DEALINGS  
11 WITH THE ADMINISTRATION;

12 (5) OTHER APPLICATIONS THAT WOULD FACILITATE THE PUBLIC'S  
13 DEALINGS WITH OTHER UNITS OF STATE GOVERNMENT;

14 (6) COMMERCIAL PURPOSES, SUCH AS USE AS A CREDIT CARD OR DEBIT  
15 CARD, OR AS A FORM OF IDENTIFICATION ACCEPTABLE TO COMMERCIAL  
16 ESTABLISHMENTS; AND

17 (7) OTHER USES THAT COULD BE ACCOMMODATED WITH A "SMART"  
18 DRIVER'S LICENSE AND THAT WOULD BENEFIT THE PUBLIC.

19 (D) IN STUDYING POTENTIAL USES OF A "SMART" DRIVER'S LICENSE UNDER  
20 SUBSECTION (C) OF THIS SECTION, THE ADMINISTRATION WORKGROUP SHALL:

21 (1) EVALUATE THE PRIVACY AND SECURITY IMPLICATIONS OF THE USE  
22 OF A "SMART" DRIVER'S LICENSE;

23 (2) CONSIDER THE FEASIBILITY OF MAKING VARIOUS INFORMATION  
24 AND SERVICES THAT WOULD BE AVAILABLE THROUGH A "SMART" DRIVER'S LICENSE  
25 OPTIONAL FOR THE PUBLIC; AND

26 (3) CONSIDER THE COSTS OF ADOPTING THE USE OF A "SMART"  
27 DRIVER'S LICENSE, THE FORSEEABLE SAVINGS THAT WOULD RESULT FROM THE USE  
28 OF A "SMART" DRIVER'S LICENSE, AND THE FORSEEABLE PROFITS TO THE STATE  
29 THAT WOULD RESULT FROM THE PUBLIC'S USE OF COMMERCIAL SERVICES MADE  
30 AVAILABLE THROUGH A "SMART" DRIVER'S LICENSE.

31 (E) THE ADMINISTRATION SHALL PROVIDE TO THE HOUSE COMMERCE AND  
32 GOVERNMENT MATTERS COMMITTEE AND THE SENATE JUDICIAL PROCEEDINGS  
33 COMMITTEE:

34 (1) A PRELIMINARY REPORT OF THE FINDINGS AND THE  
35 RECOMMENDATIONS OF THE ADMINISTRATION'S WORKGROUP ON OR BEFORE  
36 DECEMBER 1, 2001; AND

1           (2)       A FINAL REPORT ON OR BEFORE DECEMBER 1, 2002.

2       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
3 July 1, 2001. It shall remain effective for a period of 18 months and, at the end of  
4 December 31, 2002, with no further action required by the General Assembly, this Act  
5 shall be abrogated and of no further force and effect.