

SENATE BILL 109

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2002 Regular Session
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(PRE-FILED)

By: **Chairman, Judicial Proceedings Committee (Departmental -
Transportation)**

Requested: October 19, 2001

Introduced and read first time: January 9, 2002

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: January 18, 2002

CHAPTER _____

1 AN ACT concerning

2 **Motor Vehicle Administration - Identification Cards**

3 FOR the purpose of providing that certain identification cards issued by the Motor
4 Vehicle Administration to certain persons do not expire; altering a certain
5 provision of law to provide that an identification card may be reissued upon
6 expiration under certain circumstances; and generally relating to the
7 identification cards issued by the Motor Vehicle Administration.

8 BY repealing and reenacting, with amendments,
9 Article - Transportation
10 Section 12-301
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2001 Supplement)

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

15 **Article - Transportation**

16 12-301.

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

19 (1) Is a resident of this State;

1 (2) Does not have a driver's license;

2 (3) Presents a birth certificate or other proof of age and identity
3 acceptable to the Administration; and

4 (4) Presents a completed application for an identification card on a form
5 furnished by the Administration.

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

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

10 (i) Is 65 years old or older;

11 (ii) Is legally blind;

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

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

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

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

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

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

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

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

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

27 (ii) Tamperproof, to the extent possible.

28 (2) The card shall contain:

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

30 (ii) The birth date of the applicant;

31 (iii) The sex of the applicant;

- 1 (iv) A description of the applicant;
- 2 (v) A color photograph of the applicant taken by the procedure that
3 the Administration requires.
- 4 (vi) The expiration date of the identification card;
- 5 (vii) The signature of the applicant; and
- 6 (viii) The signature and seal of the issuing agent.

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

9 (i) (1) [An] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,
10 AN identification card expires every 5 years. It may be [renewed] REISSUED on
11 application and payment of the fee required by this section.

12 (2) AN IDENTIFICATION CARD DOES NOT EXPIRE IF THE CARD IS ISSUED
13 TO AN INDIVIDUAL WHO IS NOT REQUIRED TO PAY A FEE UNDER SUBSECTION (B)(2)
14 OF THIS SECTION.

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

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

18 (1) Whose privilege to drive has been refused, cancelled, suspended, or
19 revoked; or

20 (2) Who has been issued a temporary license under §
21 16-205.1(b)(3)(iii) of this article.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
23 effect October 1, 2002.