
By: **Senator Baker**

Introduced and read first time: January 17, 2002

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration - Identification Cards - Issuance to**
3 **Individuals with Driver's Licenses**

4 FOR the purpose of repealing a requirement that an individual who applies to the
5 Motor Vehicle Administration for an identification card may not have a driver's
6 license; repealing a requirement that a holder of an identification card
7 surrender the identification card upon being issued a driver's license by the
8 Administration; and generally relating to the issuance of identification cards by
9 the Motor Vehicle Administration.

10 BY repealing and reenacting, with amendments,
11 Article - Transportation
12 Section 12-301
13 Annotated Code of Maryland
14 (1999 Replacement Volume and 2001 Supplement)

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

17 **Article - Transportation**

18 12-301.

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

21 (1) Is a resident of this State;

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

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

25 [(4)] (3) Presents a completed application for an identification card on a
26 form 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;

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

- 1 (vii) The signature of the applicant; and
- 2 (viii) The signature and seal of the issuing agent.
- 3 (h) An identification card may be used as legal identification of the individual
4 to whom it is issued for any purpose.
- 5 (i) An identification card expires every 5 years. It may be renewed on
6 application and payment of the fee required by this section.
- 7 [(j) The identification card shall be surrendered by the holder upon being
8 issued a Maryland driver's license.
- 9 (k) The Administrator may issue an identification card to an applicant:
- 10 (1) Whose privilege to drive has been refused, cancelled, suspended, or
11 revoked; or
- 12 (2) Who has been issued a temporary license under § 16-205.1(b)(3)(iii)
13 of this article.]
- 14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2002.