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By: **Delegates Mandel, Bronrott, Barkley, Barve, Benson, Bobo, G. Clagett, V. Clagett, Conroy, Feldman, Franchot, Frush, Goldwater, Gutierrez, Holmes, Hubbard, Hurson, Kaiser, King, Lee, Madaleno, Menes, Minnick, Montgomery, Niemann, Parker, Patterson, Ramirez, Simmons, Taylor, F. Turner, and V. Turner**

Introduced and read first time: February 7, 2003  
Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Vehicle Laws - License Restrictions for a Minor - Restrictions Against**  
3                                   **Minors as Passengers**

4 FOR the purpose of requiring the Motor Vehicle Administration to impose a certain  
5 restriction on the original driver's license of a minor that prohibits the minor  
6 from transporting individuals under a certain age for a certain time period;  
7 requiring the Administration to impose a certain restriction on the original  
8 driver's license of a minor that prohibits the minor from transporting more than  
9 one individual under a certain age for a certain time period; providing a certain  
10 exception to the passenger restrictions; providing that a violation of this Act is a  
11 moving violation for the purpose of awarding points against a driver's license;  
12 and generally relating to a restriction on the original driver's license of a minor.

13 BY renumbering  
14 Article - Transportation  
15 Section 16-113(h), (i), and (j), respectively  
16 to be Section 16-113(i), (j), and (k), respectively  
17 Annotated Code of Maryland  
18 (2002 Replacement Volume)

19 BY repealing and reenacting, without amendments,  
20 Article - Transportation  
21 Section 16-113(a)  
22 Annotated Code of Maryland  
23 (2002 Replacement Volume)

24 BY adding to  
25 Article - Transportation  
26 Section 16-113(h)

1 Annotated Code of Maryland  
2 (2002 Replacement Volume)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
4 MARYLAND, That Section(s) 16-113(h), (i), and (j), respectively, of Article -  
5 Transportation of the Annotated Code of Maryland be renumbered to be Section(s)  
6 16-113(i), (j), and (k), respectively.

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
8 read as follows:

9 **Article - Transportation**

10 16-113.

11 (a) (1) In addition to the vision and other restrictions provided for in this  
12 subtitle, when it issues a driver's license, the Administration for good cause may  
13 impose on the licensee:

14 (i) Any restrictions suitable to the licensee's driving ability with  
15 respect to the type of special mechanical control devices required on motor vehicles  
16 that the licensee may drive;

17 (ii) An alcohol restriction which prohibits the licensee from driving  
18 or attempting to drive a motor vehicle while having alcohol in the licensee's blood; and

19 (iii) Any other restrictions applicable to the licensee that the  
20 Administration determines appropriate to assure the safe driving of a motor vehicle  
21 by the licensee.

22 (2) An alcohol restriction that prohibits the licensee from driving or  
23 attempting to drive a motor vehicle while having alcohol in the licensee's blood may,  
24 as described in subsections (b) and (g) of this section, include a restriction that  
25 prohibits the licensee from driving or attempting to drive a motor vehicle unless the  
26 licensee is a participant in the Ignition Interlock System Program established under  
27 § 16-404.1 of this title.

28 (H) (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS  
29 PARAGRAPH, THE ADMINISTRATION SHALL IMPOSE ON EACH LICENSEE UNDER THE  
30 AGE OF 18 YEARS A RESTRICTION THAT PROHIBITS THE LICENSEE FROM DRIVING A  
31 MOTOR VEHICLE WITH A PASSENGER UNDER THE AGE OF 18 YEARS.

32 (II) THE RESTRICTION IMPOSED UNDER SUBPARAGRAPH (I) OF  
33 THIS PARAGRAPH SHALL BE IN EFFECT FROM THE DATE THE LICENSE IS  
34 ORIGINALLY ISSUED UNTIL 6 MONTHS AFTER THE LICENSE WAS ISSUED.

35 (2) FROM 6 MONTHS AFTER THE LICENSE WAS ORIGINALLY ISSUED  
36 UNTIL THE LICENSEE'S 18TH BIRTHDAY, THE ADMINISTRATION SHALL IMPOSE ON  
37 EACH LICENSEE UNDER THE AGE OF 18 YEARS A RESTRICTION THAT PROHIBITS THE

1 LICENSEE FROM DRIVING A MOTOR VEHICLE WITH MORE THAN ONE PASSENGER  
2 UNDER THE AGE OF 18 YEARS.

3           (3)       THE RESTRICTIONS IMPOSED UNDER THIS SUBSECTION DO NOT  
4 APPLY IF THE DRIVER IS ACCOMPANIED BY AND UNDER THE IMMEDIATE  
5 SUPERVISION OF AN INDIVIDUAL WHO:

6                   (I)       IS AT LEAST 21 YEARS OLD;

7                   (II)      HAS BEEN LICENSED FOR AT LEAST 3 YEARS IN THIS STATE OR  
8 IN ANOTHER STATE TO DRIVE A MOTOR VEHICLE; AND

9                   (III)     IS SEATED BESIDE THE DRIVER IN THE FRONT PASSENGER  
10 SEAT OF THE VEHICLE.

11           (4)       A VIOLATION OF THIS SUBSECTION IS A MOVING VIOLATION FOR THE  
12 PURPOSES OF § 16-402 OF THIS TITLE.

13       SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take  
14 effect October 1, 2003.