

SENATE BILL 168

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R4
SB 54/02 - JPR

2004 Regular Session
4r1545

By: **Senator Haines**

Introduced and read first time: January 23, 2004

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration - Driver's License Provisions - Safe Driving**
3 **Credit System**

4 FOR the purpose of requiring the Motor Vehicle Administration to maintain a safe
5 driving credit system for all licensees; requiring the Administration to award a
6 safe driving credit, up to a certain limit, to licensees who meet certain safe
7 driving standards; requiring the Administration to apply safe driving credits in
8 a certain manner to offset certain points assessed against a licensee; providing
9 for the invalidation of a safe driving credit under certain circumstances; and
10 generally relating to a safe driving credit system.

11 BY adding to

12 Article - Transportation

13 Section 16-402.2

14 Annotated Code of Maryland

15 (2002 Replacement Volume and 2003 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 16-402.2.

20 (A) THE ADMINISTRATION SHALL MAINTAIN A SAFE DRIVING CREDIT SYSTEM
21 FOR EACH INDIVIDUAL ISSUED A DRIVER'S LICENSE UNDER THIS TITLE.

22 (B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, FOR EACH CALENDAR
23 YEAR, THE ADMINISTRATION SHALL AWARD A SAFE DRIVING CREDIT TO EACH
24 INDIVIDUAL WHOSE DRIVING RECORD DOES NOT CONTAIN A SUSPENSION,
25 REVOCATION, CONVICTION, OR PROBATION BEFORE JUDGMENT DISPOSITION FOR A
26 VIOLATION OF § 2-209, TITLE 2, SUBTITLE 5, OR § 3-211 OF THE CRIMINAL LAW
27 ARTICLE, § 21-902 OF THIS ARTICLE, OR ANY VEHICLE LAW OR REGULATION OF THIS
28 STATE OR OF ANY LOCAL AUTHORITY.

1 (C) AN INDIVIDUAL MAY NOT MAINTAIN A BALANCE OF MORE THAN FIVE
2 SAFE DRIVING CREDITS.

3 (D) THE ADMINISTRATION SHALL:

4 (1) USE AN INDIVIDUAL'S ACCUMULATED SAFE DRIVING CREDITS TO
5 OFFSET AN EQUIVALENT NUMBER OF POINTS ASSESSED AGAINST THE INDIVIDUAL
6 AFTER EACH CONVICTION OF THE INDIVIDUAL FOR A MOVING VIOLATION FOR
7 WHICH NOT MORE THAN TWO POINTS MAY BE ASSESSED UNDER § 16-402 OF THIS
8 SUBTITLE; AND

9 (2) APPLY THE SAFE DRIVING CREDITS TO THE CHRONOLOGICALLY
10 EARLIEST CONVICTION FOR WHICH POINTS HAVE BEEN ASSESSED AND ARE VALID.

11 (E) A SAFE DRIVING CREDIT AWARDED UNDER THIS SECTION SHALL BE
12 INVALIDATED IF THE ADMINISTRATION RECEIVES A NOTICE OF CONVICTION OR A
13 NOTICE OF PROBATION BEFORE JUDGMENT DISPOSITION FOR A VIOLATION OF §
14 2-209, TITLE 2, SUBTITLE 5, OR § 3-211 OF THE CRIMINAL LAW ARTICLE, § 21-902 OF
15 THIS ARTICLE, OR ANY VEHICLE LAW OR REGULATION OF THIS STATE OR OF ANY
16 LOCAL AUTHORITY THAT OCCURRED DURING THE PERIOD FOR WHICH THE SAFE
17 DRIVING CREDIT WAS AWARDED.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2004.