

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 393

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Provisional” insert “Minor Holding”; in the same line, strike “Restriction for a Minor”; strike beginning with “requiring” in line 4 down through “the” in line 6 and substitute “prohibiting the holder of a provisional driver’s license who is a”; in line 6, after “passengers” insert “except under certain circumstances”; in line 7, strike “restriction” and substitute “prohibition”; in lines 9 and 10, in each instance, strike “a restriction imposed under”; in line 11, after “license;” insert “authorizing the Motor Vehicle Administration to suspend or revoke an individual’s driver’s license under certain circumstances;”; strike beginning with “restriction” in line 12 down through “minor” in line 13 and substitute “prohibition imposed on a minor holding a provisional driver’s license”; and in line 16, strike “16-113(d-2)” and substitute “21-1123”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 9, inclusive, and substitute:

“21-1123.

(A) (1) THE PROVISIONS OF THIS SUBSECTION DO NOT APPLY IF THE HOLDER OF THE PROVISIONAL DRIVER’S LICENSE IS DRIVING WHILE ACCOMPANIED BY AND UNDER THE IMMEDIATE SUPERVISION OF AN INDIVIDUAL WHO:

(I) IS AT LEAST 21 YEARS OLD;

(II) HAS BEEN LICENSED FOR AT LEAST 3 YEARS IN THIS STATE OR IN ANOTHER STATE TO DRIVE VEHICLES OF THE CLASS THEN BEING DRIVEN BY THE HOLDER OF THE PROVISIONAL DRIVER’S LICENSE; AND

(III) IS SEATED BESIDE THE HOLDER OF THE PROVISIONAL

(Over)

DRIVER'S LICENSE.

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A HOLDER OF A PROVISIONAL DRIVER'S LICENSE WHO IS UNDER THE AGE OF 18 YEARS MAY NOT DRIVE A MOTOR VEHICLE WITH A PASSENGER UNDER THE AGE OF 18 YEARS.

(3) THE PROHIBITION UNDER PARAGRAPH (2) OF THIS SUBSECTION:";

in lines 10, 13, 14, 16, 18, and 22, strike "1.", "2.", "A.", "B.", "(2)", and "(3)", respectively, and substitute "(I)", "(II)", "1.", "2.", "(B)", and "(C)", respectively; in line 11, strike "181ST" and substitute "151ST"; strike beginning with the second "A" in line 18 down through "SUBSECTION" in line 19 and substitute "THIS SECTION"; in line 22, strike "A RESTRICTION IMPOSED UNDER THIS SUBSECTION" and substitute "THIS SECTION"; and after line 23, insert:

"(D) (1) IF THE ADMINISTRATION RECEIVES SATISFACTORY EVIDENCE THAT AN INDIVIDUAL HAS VIOLATED THIS SECTION, THE ADMINISTRATION MAY SUSPEND OR REVOKE THE INDIVIDUAL'S DRIVER'S LICENSE.

(2) AN INDIVIDUAL MAY REQUEST A HEARING AS PROVIDED FOR A SUSPENSION OR REVOCATION UNDER TITLE 16, SUBTITLE 2 OF THIS ARTICLE."