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By: **Senator Giannetti**

Introduced and read first time: February 10, 2005

Assigned to: Rules

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Committee Report: Favorable

Senate action: Adopted

Read second time: April 4, 2005

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws - Driver Examination - Practice Driving Requirements**

3 FOR the purpose of requiring an individual who holds a learner's instructional  
4 driving permit and seeks to take a driver skills or driver road examination to  
5 first complete at least a certain amount of driving practice with a driver's  
6 license holder who is at least a certain age and has been licensed for a certain  
7 period of time; requiring that at least a certain portion of the practice driving  
8 required by this Act occur during certain hours; requiring a certain skills log to  
9 be signed by a certain individual; and generally relating to practice driving  
10 requirements that must be fulfilled before an individual may take driver  
11 examinations.

12 BY repealing and reenacting, with amendments,  
13 Article - Transportation  
14 Section 16-105(d)  
15 Annotated Code of Maryland  
16 (2002 Replacement Volume and 2004 Supplement)

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

19 **Article - Transportation**

20 16-105.

21 (d) (1) This subsection applies to an individual who:

1 (i) Seeks to obtain an original driver's license under this subtitle;  
2 and

3 (ii) Does not qualify for a learner's instructional permit under  
4 subsection (e) of this section.

5 (2) An individual who holds a learner's instructional permit may not  
6 take a driver skills examination or driver road examination for a provisional license:

7 (i) Sooner than 4 months:

8 1. After the individual first obtains the learner's  
9 instructional permit; or

10 2. After the date on which the individual committed a  
11 moving violation for which the individual was convicted;

12 (ii) Until after successful completion of [the]:

13 1. THE driver education program approved under Subtitle 5  
14 of this title, consisting of at least 30 hours of classroom instruction and at least 6  
15 hours of highway driving instruction; AND

16 2. AT LEAST 60 HOURS, 10 HOURS OF WHICH MUST OCCUR  
17 DURING THE PERIOD BEGINNING 30 MINUTES BEFORE SUNSET AND ENDING 30  
18 MINUTES AFTER SUNRISE, OF BEHIND-THE-WHEEL DRIVING PRACTICE SUPERVISED  
19 BY AN INDIVIDUAL WHO:

20 A. HOLDS A VALID DRIVER'S LICENSE;

21 B. IS AT LEAST 21 YEARS OLD; AND

22 C. HAS BEEN LICENSED TO DRIVE FOR AT LEAST 3 YEARS;

23 and

24 (iii) Unless the individual submits, in accordance with the  
25 Administration's regulations, a completed skills log book signed by:

26 1. Each supervising driver who certifies that the individual  
27 has satisfactorily demonstrated a required skill AND HAS COMPLETED THE DRIVING  
28 PRACTICE REQUIREMENTS OF ITEM (II)2 OF THIS PARAGRAPH; and

29 2. If a signature of a parent, guardian, or other person is  
30 required under § 16-107 of this subtitle, the parent, guardian, or other person who  
31 signs the individual's application under that section.

32 (3) A learner's instructional permit issued to an individual described in  
33 paragraph (1) of this subsection expires one year after the date of issuance.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
35 October 1, 2005.

