
By: **Delegate Impallaria**

Introduced and read first time: February 8, 2006

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Identification Cards and Drivers' Licenses for Noncitizens of**
3 **the United States - Photograph Requirements**

4 FOR the purpose of requiring an identification card or a noncommercial or
5 commercial driver's license issued to a certain individual who is not a citizen of
6 the United States to include a photograph of the individual showing only the
7 individual's profile; requiring an application for a certain driver's license to
8 include a statement of the applicant's citizenship; making a technical change;
9 and generally relating to identification cards and drivers' licenses for
10 individuals who are not citizens of the United States.

11 BY repealing and reenacting, with amendments,
12 Article - Transportation
13 Section 12-301(g), 16-106(b), 16-111.1(d), 16-810(b), and 16-811(c)
14 Annotated Code of Maryland
15 (2002 Replacement Volume and 2005 Supplement)

16 BY repealing and reenacting, without amendments,
17 Article - Transportation
18 Section 16-106(a) and 16-810(a)
19 Annotated Code of Maryland
20 (2002 Replacement Volume and 2005 Supplement)

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

23 **Article - Transportation**

24 12-301.

- 25 (g) (1) An identification card shall be:
- 26 (i) Of the size and design that the Administration requires; and
- 27 (ii) Tamperproof, to the extent possible.

1 (2) [The] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE card
2 shall contain:

- 3 (i) The name and address of the applicant;
- 4 (ii) The birth date of the applicant;
- 5 (iii) The sex of the applicant;
- 6 (iv) A description of the applicant;
- 7 (v) A color photograph of the applicant taken by the procedure that
8 the Administration requires;
- 9 (vi) The expiration date of the identification card;
- 10 (vii) The signature of the applicant; and
- 11 (viii) The signature and seal of the issuing agent.

12 (3) AN IDENTIFICATION CARD ISSUED TO AN APPLICANT WHO IS NOT A
13 CITIZEN OF THE UNITED STATES SHALL INCLUDE A COLOR PHOTOGRAPH SHOWING
14 ONLY THE PROFILE OF THE APPLICANT.

15 16-106.

16 (a) Each application for a driver's license shall be made on the form that the
17 Administration requires.

18 (b) The application shall state:

19 (1) The full name, Maryland residence address, employer, race, sex,
20 height, weight, general physical condition, [and] date of birth, AND CITIZENSHIP of
21 the applicant;

22 (2) Whether the applicant previously has been refused a license to drive
23 and, if so:

- 24 (i) By what state or country; and
- 25 (ii) The date of and reason for the refusal;

26 (3) Whether the applicant previously has been licensed to drive and, if
27 so:

- 28 (i) When and by what state or country; and
- 29 (ii) Whether the license ever has been suspended, revoked, or
30 canceled and, if so, the date of and reason for the suspension, revocation, or
31 cancellation;

1 (4) Subject to the provisions of subsection (c) of this section, the
2 applicant's Social Security number; and

3 (5) Any other pertinent information that the Administration requires.

4 16-111.1.

5 (d) (1) Subject to [paragraph (2)] PARAGRAPHS (2) AND (3) of this
6 subsection, each noncommercial Class A, B, C, or M license issued by the
7 Administration shall be of the size, design, and content that the Administration
8 specifies.

9 (2) [A] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A
10 noncommercial Class A, B, C, or M license shall include:

11 (i) The name and residence address of the licensee;

12 (ii) The date of birth of the licensee;

13 (iii) A description of the licensee, which shall include the height,
14 weight, and sex of the licensee;

15 (iv) A color photograph of the applicant that is taken in accordance
16 with a procedure that the Administration requires;

17 (v) The type or class of vehicles that the license authorizes the
18 licensee to drive;

19 (vi) The signature and seal of the issuing agent; and

20 (vii) A space for the signature of the licensee.

21 (3) A NONCOMMERCIAL CLASS A, B, C, OR M LICENSE ISSUED TO A
22 LICENSEE WHO IS NOT A CITIZEN OF THE UNITED STATES SHALL INCLUDE A COLOR
23 PHOTOGRAPH SHOWING ONLY THE PROFILE OF THE LICENSEE.

24 16-810.

25 (a) Each application for a commercial driver's license or commercial driver's
26 instructional permit shall be made on the form the Administration requires.

27 (b) In addition to the information specified by § 16-106 of this title, each
28 application shall contain:

29 (1) The applicant's Social Security number;

30 (2) A consent to release a complete driving record to any employer or
31 prospective employer;

32 (3) Certifications and information required by federal regulation; [and]

1 (4) A STATEMENT OF THE APPLICANT'S CITIZENSHIP; AND

2 (5) Any other pertinent information that the Administration requires.

3 16-811.

4 (c) Each commercial driver's license issued by the Administration shall:

5 (1) Be marked "commercial driver's license" or "CDL"; and

6 (2) [Include] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,
7 INCLUDE the following information:

8 (i) The licensee's:

9 1. Full name and current mailing address;

10 2. Physical description including sex, height, and weight;
11 AND

12 3. Color photograph or photo-image;

13 (ii) The date of issuance;

14 (iii) The date of expiration; and

15 (iv) Any other information required by the Code of Federal
16 Regulations or the Administration.

17 (3) IN THE CASE OF A LICENSEE WHO IS NOT A CITIZEN OF THE UNITED
18 STATES, INCLUDE A COLOR PHOTOGRAPH OR PHOTO-IMAGE SHOWING ONLY THE
19 PROFILE OF THE LICENSEE.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2006.