
By: **Senators Frosh and Jimeno**

Introduced and read first time: February 3, 2006

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration - Restricted Driver's License - Requirements**

3 FOR the purpose of authorizing the Motor Vehicle Administration to issue a restricted
4 license to a certain applicant who does not meet certain requirements for a
5 restricted license under certain circumstances; and generally relating to
6 requirements for a restricted driver's license.

7 BY repealing and reenacting, with amendments,
8 Article - Transportation
9 Section 16-110.1
10 Annotated Code of Maryland
11 (2002 Replacement Volume and 2005 Supplement)

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

14 **Article - Transportation**

15 16-110.1.

16 (a) For an unrestricted license, each applicant is required to have:

17 (1) Simultaneously:

18 (i) A minimum visual acuity of 20/40 in each eye; and

19 (ii) A continuous field of vision of at least 140 degrees; and

20 (2) Binocular vision.

21 (b) If the applicant's vision can be corrected by glasses or contact lenses to
22 meet the standards of this section, the Administration may issue the applicant a
23 restricted license, endorsed "corrective lenses".

24 (c) (1) The Administration may issue a restricted license to an applicant
25 who has simultaneously:

1 (i) A visual acuity of at least 20/40 in one or both eyes; and

2 (ii) A continuous field of vision of at least 110 degrees and with at
3 least 35 degrees lateral to the midline of each side.

4 (2) To qualify for a restricted license under this subsection, the
5 Administration may require an applicant to submit a report of examination by a
6 licensed ophthalmologist or optometrist for evaluation by the Administration or its
7 Medical Advisory Board.

8 (3) A license issued under this subsection:

9 (i) Shall be endorsed "outside mirrors each side"; and

10 (ii) May be subject to additional restrictions imposed by the
11 Administration, based on recommendations of the applicant's ophthalmologist or
12 optometrist, or any other evaluation that the Administration determines appropriate.

13 (4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, IF AN
14 INDIVIDUAL IS EVALUATED AND RECOMMENDED FOR APPROVAL BY THE MEDICAL
15 ADVISORY BOARD, THE ADMINISTRATION MAY ISSUE A RESTRICTED LICENSE TO AN
16 INDIVIDUAL WHO DOES NOT MEET THE REQUIREMENTS FOR A RESTRICTED LICENSE
17 UNDER THIS SECTION.

18 (d) (1) [The] EXCEPT AS PROVIDED IN SUBSECTION (C)(4) OF THIS SECTION,
19 THE Administration may only issue a restricted noncommercial driver's license to an
20 applicant who does not otherwise meet the vision standards under this section but
21 who has simultaneously:

22 (i) A visual acuity of at least 20/70 in one or both eyes; and

23 (ii) A continuous field of vision of at least 110 degrees and with at
24 least 35 degrees lateral to the midline of each side.

25 (2) To qualify for a restricted license under this subsection, the
26 Administration may require an applicant to submit a report of examination by a
27 licensed ophthalmologist or optometrist for evaluation by the Administration or its
28 Medical Advisory Board.

29 (3) A license issued under this subsection:

30 (i) Shall be endorsed "outside mirrors each side"; and

31 (ii) May be subject to additional restrictions imposed by the
32 Administration, based on recommendations of the applicant's ophthalmologist or
33 optometrist, or any other evaluation that the Administration determines appropriate.

34 (e) [The] EXCEPT AS PROVIDED IN SUBSECTION (C)(4) OF THIS SECTION, THE
35 Administration may not issue any driver's license if the applicant does not meet the
36 vision standards under this subtitle.

1 (f) An individual issued a restricted driver's license under this section who
2 has had vision correction surgery resulting in the individual's meeting the
3 requirements for an unrestricted license may:

4 (1) Apply to the Administration for a corrected license without the vision
5 restriction; or

6 (2) Until the time of a license renewal or issuance of a corrected license,
7 carry written certification from a licensed ophthalmologist or optometrist that the
8 individual meets the vision requirements for an unrestricted license under this
9 section.

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