

HOUSE BILL 1118

R4, F1

71r2708

By: **Delegates Stukes, Glenn, Haynes, Kirk, Krysiak, Oaks, and Robinson**
Introduced and read first time: February 16, 2007
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Transportation – Dropouts – Prohibition on Obtaining Driver’s License**

3 FOR the purpose of prohibiting certain individuals who have not completed certain
4 education requirements, or who are not enrolled in a program to complete
5 certain education requirements, from obtaining a Maryland driver’s license
6 under certain circumstances; and generally relating to a prohibition on
7 obtaining a driver’s license.

8 BY repealing and reenacting, with amendments,
9 Article – Transportation
10 Section 16–103.1
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2006 Supplement)

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

15 **Article – Transportation**

16 16–103.1.

17 The Administration may not issue a driver’s license to an individual:

18 (1) During any period for which the individual’s license to drive is
19 revoked, suspended, refused, or canceled in this or any other state, unless the
20 individual is eligible for a restricted license under § 16–113(e) of this subtitle;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Who is an habitual drunkard, habitual user of narcotic drugs, or
2 habitual user of any other drug to a degree that renders the individual incapable of
3 safely driving a motor vehicle;

4 (3) Who previously has been adjudged to be suffering from any mental
5 disability or mental disease and who, at the time of application, has not been adjudged
6 competent;

7 (4) Who is required by this title to take an examination, unless the
8 individual has passed the examination;

9 (5) Whose driving of a motor vehicle on the highways the
10 Administration has good cause to believe would be inimical to public safety or welfare;

11 (6) Who is unable to exercise reasonable control over a motor vehicle
12 due to disease or a physical disability, including the loss of an arm or leg or both,
13 except that, if the individual passes the examination required by this title, the
14 Administration may issue the individual a restricted license requiring the individual
15 to wear a workable artificial limb or other similar body attachment;

16 (7) Who is unable to understand highway warning or direction signs
17 written in the English language;

18 (8) Who is unable to sign the individual's name for identification
19 purposes;

20 (9) Who is 70 years old or older and applying for a new license, unless
21 the applicant presents to the Administration:

22 (i) Proof of the individual's previous satisfactory operation of a
23 motor vehicle; or

24 (ii) A written certification acceptable to the Administration from
25 a licensed physician attesting to the general physical and mental qualifications of the
26 applicant; [or]

27 **(10) WHO IS 16 YEARS OLD OR OLDER AND:**

28 **(I) DOES NOT POSSESS A HIGH SCHOOL DIPLOMA OR**
29 **OTHER CERTIFICATE OF GRADUATION FROM A PUBLIC OR PRIVATE HIGH**
30 **SCHOOL OR OTHER EDUCATION PROGRAM IN THIS STATE OR IN ANOTHER**

1 **JURISDICTION THAT IS RECOGNIZED BY THE STATE DEPARTMENT OF**
2 **EDUCATION; OR**

3 **(II) IS NOT ENROLLED IN A PUBLIC OR PRIVATE HIGH**
4 **SCHOOL OR OTHER EDUCATION PROGRAM IN THIS STATE OR IN ANOTHER**
5 **JURISDICTION THAT IS RECOGNIZED BY THE STATE DEPARTMENT OF**
6 **EDUCATION TO COMPLETE THE REQUIREMENTS FOR HIGH SCHOOL**
7 **GRADUATION; OR**

8 **[(10)] (11)** Who otherwise does not qualify for a license under this title.

9 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect
10 **October 1, 2007.**