

# HOUSE BILL 9

R4

8lr0941

(PRE-FILED)

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By: **Delegate Ivey**

Requested: October 23, 2007

Introduced and read first time: January 9, 2008

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Duplicate Driver’s Licenses – Victims of Robbery**

3 FOR the purpose of authorizing a victim of a robbery whose driver’s license is taken  
4 during the robbery to drive without a license for a certain period of time under  
5 certain circumstances; extending the period of time, under certain  
6 circumstances, during which a victim of a robbery whose license is taken during  
7 the robbery shall apply for a duplicate license; requiring the Motor Vehicle  
8 Administration, when processing an application for a duplicate license of a  
9 victim of a robbery whose license is taken during the robbery, to process the  
10 victim’s application on an expedited basis and give the application precedence  
11 over other applications for duplicate licenses under certain circumstances; and  
12 generally relating to duplicate driver’s licenses and victims of robbery.

13 BY repealing and reenacting, with amendments,  
14 Article – Transportation  
15 Section 16–112 and 16–114  
16 Annotated Code of Maryland  
17 (2006 Replacement Volume and 2007 Supplement)

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

20 **Article – Transportation**

21 16–112.

22 (a) In this section, “display” means the manual surrender of the licensee’s  
23 license into the hands of the demanding officer for inspection.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) [Each] **EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,**  
2 **EACH** individual driving a motor vehicle on any highway in this State shall have his  
3 license with him.

4 (c) Each individual driving a motor vehicle on any highway in this State  
5 shall display the license to any uniformed police officer who demands it.

6 (d) Each individual driving a motor vehicle on any highway in this State  
7 shall, if requested by the officer, sign his usual signature in the presence of the officer  
8 so that the officer may determine whether he is the licensee.

9 (e) A person may not give the name of another person or give a false or  
10 fictitious name to any uniformed police officer who is attempting to determine the  
11 identity of a driver of a motor vehicle.

12 **(F) A VICTIM OF A ROBBERY WHOSE LICENSE IS TAKEN DURING THE**  
13 **ROBBERY AND WHO FILES A POLICE REPORT OF THE ROBBERY IN A TIMELY**  
14 **MANNER MAY DRIVE WITHOUT A LICENSE FOR NOT MORE THAN 2 WEEKS AFTER**  
15 **THE ROBBERY.**

16 16–114.

17 (a) In this section, “mutilated” includes any imperfection of or in a driver’s  
18 license, after its issuance, that renders it unsuitable for identification purposes or for  
19 verifying its authenticity and validity.

20 (b) [If] **EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, IF** a  
21 driver’s license is lost, stolen, mutilated, or destroyed, the licensee immediately shall  
22 apply for and, after furnishing information satisfactory to the Administration and  
23 payment of the required fee, is entitled to obtain a duplicate license. If the duplicate  
24 license being applied for is of a type requiring a photo and the licensee is temporarily  
25 absent from this State, the Administration may issue a regular license bearing the  
26 notation that it is valid without a photo until 15 days after the licensee first returns to  
27 this State.

28 (c) A licensee who is at least 21 years may apply for a duplicate license that  
29 includes a frontal photograph of the licensee.

30 (d) If a person recovers an original license for which a duplicate has been  
31 issued, the person promptly shall surrender the original license to the Administration.

32 **(E) (1) A VICTIM OF A ROBBERY WHOSE LICENSE IS TAKEN DURING**  
33 **THE ROBBERY AND WHO FILES A POLICE REPORT OF THE ROBBERY IN A TIMELY**  
34 **MANNER SHALL APPLY FOR A DUPLICATE LICENSE NOT MORE THAN 2 WEEKS**  
35 **AFTER THE ROBBERY.**

1                   **(2) IF A VICTIM OF A ROBBERY WHOSE LICENSE IS TAKEN DURING**  
2 **THE ROBBERY PRESENTS A POLICE REPORT OF THE ROBBERY WHEN APPLYING**  
3 **FOR A DUPLICATE LICENSE, THE ADMINISTRATION SHALL:**

4                           **(I) PROCESS THE VICTIM'S APPLICATION ON AN**  
5 **EXPEDITED BASIS; AND**

6                           **(II) GIVE THE APPLICATION PRECEDENCE OVER OTHER**  
7 **APPLICATIONS FOR DUPLICATE LICENSES.**

8                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 October 1, 2008.