

SENATE BILL 460

R5

8lr1977

By: **Senators Middleton and Dyson**

Introduced and read first time: January 31, 2008

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: March 11, 2008

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Moving Violations by Minors – Notification of Parent or**
3 **Guardian**

4 FOR the purpose of requiring the Motor Vehicle Administration to notify the parent,
5 guardian, or other cosigner of a minor's driver's license application if a citation
6 is issued to the minor charging the minor with a certain moving violation;
7 requiring the Chief Judge of the District Court, in conjunction with the Motor
8 Vehicle Administrator, to establish procedures for notifying the Administration
9 of each citation within the jurisdiction of the District Court that is issued to a
10 minor licensed in the State charging that the minor committed a certain moving
11 violation; requiring the notice provided by the Administration to contain certain
12 information; providing for the construction and applicability of this Act; and
13 generally relating to notifying a parent, guardian, or other cosigner of a minor's
14 driver's license application that a citation alleging a moving violation was
15 issued to the minor.

16 BY repealing and reenacting, with amendments,
17 Article – Courts and Judicial Proceedings
18 Section 1–605(d)(4)
19 Annotated Code of Maryland
20 (2006 Replacement Volume and 2007 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Transportation
23 Section 21–808
24 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2006 Replacement Volume and 2007 Supplement)

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

4 **Article – Courts and Judicial Proceedings**

5 1–605.

6 (d) In addition to the powers and duties granted and imposed in subsections
7 (a), (b), and (c) of this section, or elsewhere by law or rule, the Chief Judge of the
8 District Court shall:

9 (4) In conjunction with the Motor Vehicle Administrator, establish
10 uniform procedures for reporting traffic cases in the District Court, including
11 procedures for promptly notifying the Motor Vehicle Administration of each citation
12 within the jurisdiction of the District Court that is issued to a minor licensed in the
13 State charging the minor with [driving a motor vehicle at least 20 miles per hour
14 above the maximum lawful speed;] **A MOVING VIOLATION AS DEFINED IN §**
15 **11–136.1(1) OF THE TRANSPORTATION ARTICLE;**

16 **Article – Transportation**

17 21–808.

18 (a) Upon receipt of notification from the District Court under § 1–605(d)(4) of
19 the Courts Article that a citation was issued to a minor charging the minor with
20 [driving a motor vehicle at least 20 miles per hour above the maximum lawful speed,]
21 **A MOVING VIOLATION AS DEFINED IN § 11–136.1(1) OF THIS ARTICLE,** the
22 Administration promptly shall notify the cosigner of the minor’s driver’s license
23 application that the citation was issued to the minor.

24 (b) The notification required under subsection (a) of this section shall:

25 (1) Be mailed by the Administration to the most recent address
26 provided by the cosigner in accordance with § 16–107(b) of this article; and

27 (2) Contain the following information:

28 (i) The name, address, and date of birth of the minor charged
29 with the violation;

30 (ii) **IDENTIFICATION OF THE MOVING VIOLATION CHARGED;**

31 (iii) **[The] IF THE CITATION WAS ISSUED FOR A SPEEDING**
32 **VIOLATION, THE** speed at which the minor is alleged to have [driven;

1 (iii) The] **DRIVEN AND THE** maximum lawful speed at the
2 location of the alleged violation;

3 (iv) The amount of the fine specified in the citation; and

4 (v) The number of points that may be assessed against the
5 minor.

6 (c) Evidence of the receipt or lack of receipt of the notice required by this
7 section is not admissible in any civil or criminal action against a cosigner.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
9 construed only prospectively and may be applied only to a citation issued to a minor on
10 or after the effective date of this Act.

11 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.