

Department of Legislative Services  
Maryland General Assembly  
2011 Session

FISCAL AND POLICY NOTE

House Bill 1138 (Delegate Boteler, *et al.*)  
Environmental Matters

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**Motor Vehicle Administration - Documents and Records - Use of Mailing Address**

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This bill authorizes specified local, State, and federal law enforcement officers; members of the Maryland Judiciary; and State's Attorneys, deputy State's Attorneys, or assistant State's Attorneys to provide a mailing address other than for their residence on an application or other official Motor Vehicle Administration (MVA) document. The bill also requires MVA, on request from one of these individuals, to ensure that only the specified mailing address be printed on any document or other public record.

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**Fiscal Summary**

**State Effect:** MVA advises that significant computer reprogramming is necessary to implement the bill. It is assumed that MVA can accomplish this with existing staff and resources. However, MVA may need to contract with an outside computer services vendor at a cost of potentially over \$100,000 to the extent the programming work cannot be accomplished in-house by the bill's effective date. The bill may also result in a minimal operational burden on MVA to carry out requested address changes, and on the Department of State Police and the Judiciary to verify the identity of their personnel. Revenues are unaffected.

**Local Effect:** The bill is not anticipated to materially affect local government operations.

**Small Business Effect:** None.

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**Analysis**

**Current Law:** Among other items, a driver's license application must contain the applicant's full name, Maryland residence address, race, sex, height, weight, general

physical condition, and date of birth of the applicant. An application for a certificate of title must also include a full name and Maryland address. A number of other MVA applications and other documents must also contain address information.

The State and local governments may only keep information about a person that is needed to accomplish a purpose relevant to an authorized or required legislative mandate, executive order, or judicial rule. A custodian of personal records at MVA may only disclose personal information to a federal, State, or local government unit for specified purposes, or to certain business entities for purposes specified in law. An MVA custodian may not disclose personal information for use in telephone solicitations but may disclose personal information for those conducting surveys, marketing, or solicitations, or for other general requests for information, if written consent is given by the person in interest.

**Additional Comments:** Legislative Services advises that the bill does not extend protections to the full scope of federal law enforcement agents or to federal prosecutors or federal judges.

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### **Additional Information**

**Prior Introductions:** HB 1356 of 2010 received an unfavorable report in the House Environmental Matters Committee.

**Cross File:** None.

**Information Source(s):** Howard and Montgomery counties; cities of Frederick and Havre de Grace; Judiciary (Administrative Office of the Courts); Department of State Police; Maryland Department of Transportation; Department of Legislative Services

**Fiscal Note History:** First Reader - March 4, 2011  
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