

# HOUSE BILL 1130

R7

5lr2817

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By: **Delegates Carter, Anderson, Clippinger, Conaway, Dumais, Gutierrez, Moon, Morales, Pena-Melnyk, and Vallario**

Introduced and read first time: February 19, 2015

Assigned to: Rules and Executive Nominations

Re-referred to: Judiciary, March 9, 2015

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws – Driving Without a License or While License is Suspended –**  
3 **Penalties**

4 FOR the purpose of altering the maximum penalty for driving a motor vehicle while a  
5 person's license or privilege to drive is suspended under certain provisions of State  
6 law relating to the lapse of required security, noncompliance with traffic citations,  
7 and nonpayment of fines; altering the maximum penalty for driving a motor vehicle  
8 while a person's license or privilege to drive is suspended by another state for failure  
9 to comply with a certain notice to appear in court or to pay a certain fine; altering  
10 the maximum penalty for driving on a highway without a license; and generally  
11 relating to penalties for driving without a license or while a person's license or  
12 privilege to drive is suspended.

13 BY repealing and reenacting, without amendments,  
14 Article – Transportation  
15 Section 27–101(b)  
16 Annotated Code of Maryland  
17 (2012 Replacement Volume and 2014 Supplement)

18 BY repealing and reenacting, with amendments,  
19 Article – Transportation  
20 Section 27–101(c) and (y)  
21 Annotated Code of Maryland

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### 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.



(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Transportation

Section 27–101(ff)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

**Article – Transportation**

27–101.

(b) Except as otherwise provided in this section, any person convicted of a misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is subject to a fine of not more than \$500.

(c) Any person who is convicted of a violation of any of the provisions of the following sections of this article is subject to a fine of not more than \$500 or imprisonment for not more than 2 months or both:

(1) § 12–301(e) or (f) (“Special identification cards: Unlawful use of identification card prohibited”);

(2) § 14–102 (“Taking or driving vehicle without consent of owner”);

(3) § 14–104 (“Damaging or tampering with vehicle”);

(4) § 14–107 (“Removed, falsified, or unauthorized identification number or registration card or plate”);

(5) § 14–110 (“Altered or forged documents and plates”);

(6) § 15–312 (“Dealers: Prohibited acts – Vehicle sales transactions”);

(7) § 15–313 (“Dealers: Prohibited acts – Advertising practices”);

(8) § 15–314 (“Dealers: Prohibited acts – Violation of licensing laws”);

(9) § 15–411 (“Vehicle salesmen: Prohibited acts”);

(10) § 16–113(j) (“Violation of alcohol restriction”);

(11) § 16–301, except § 16–301(a) or (b) (“Unlawful use of license”);

1 (12) [§ 16–303(h) (“Licenses suspended under certain provisions of Code”);

2 (13) § 16–303(i) (“Licenses suspended under certain provisions of the traffic  
3 laws or regulations of another state”);

4 (14) Repealed.

5 [(15)] § 20–103 (“Driver to remain at scene – Accidents resulting only in  
6 damage to attended vehicle or property”);

7 [(16)] (13) § 20–104 (“Duty to give information and render aid”);

8 [(17)] (14) § 20–105 (“Duty on striking unattended vehicle or other  
9 property”);

10 [(18)] (15) § 20–108 (“False reports prohibited”);

11 [(19)] (16) § 21–206 (“Interference with traffic control devices or railroad  
12 signs and signals”);

13 [(20)] (17) As to a pedestrian in a marked crosswalk, § 21–502(a)  
14 (“Pedestrians’ right-of-way in crosswalks: In general”), if the violation contributes to an  
15 accident;

16 [(21)] (18) As to another vehicle stopped at a marked crosswalk, § 21–502(c)  
17 (“Passing of vehicle stopped for pedestrian prohibited”), if the violation contributes to an  
18 accident;

19 [(22)] (19) Except as provided in subsections (f) and (q) of this section, §  
20 21–902(b) (“Driving while impaired by alcohol”);

21 [(23)] (20) Except as provided in subsections (f) and (q) of this section, §  
22 21–902(c) (“Driving while impaired by drugs or drugs and alcohol”);

23 [(24)] (21) § 21–902.1 (“Driving within 12 hours after arrest”);

24 [(25)] (22) Title 21, Subtitle 10A (“Towing or Removal of Vehicles from  
25 Parking Lots”); or

26 [(26)] (23) § 27–107(d), (e), (f), or (g) (“Prohibited acts – Ignition interlock  
27 systems”).

28 (y) Any person who is convicted of a violation of § 16–101 of this article (“Drivers  
29 must be licensed”) is subject to:

1 (1) For a first offense, a fine of not more than \$500 [or imprisonment for  
2 not more than 60 days or both]; and

3 (2) For a second or subsequent offense, a fine of not more than \$500 or  
4 imprisonment for not more than [1 year] **60 DAYS** or both.

5 **(FF) ANY PERSON WHO IS CONVICTED OF A VIOLATION OF § 16-303(H) OF**  
6 **THIS ARTICLE (“LICENSES SUSPENDED UNDER CERTAIN PROVISIONS OF THE**  
7 **CODE”) OR § 16-303(I) OF THIS ARTICLE (“LICENSES SUSPENDED UNDER CERTAIN**  
8 **PROVISIONS OF THE TRAFFIC LAWS OR REGULATIONS OF ANOTHER STATE”) IS**  
9 **SUBJECT TO:**

10 **(1) FOR A FIRST OFFENSE, A FINE OF NOT MORE THAN \$500; AND**

11 **(2) FOR A SECOND OR SUBSEQUENT OFFENSE, A FINE OF NOT MORE**  
12 **THAN \$500 OR IMPRISONMENT FOR NOT MORE THAN 60 DAYS OR BOTH.**

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2015.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.