

# HOUSE BILL 1375

R4

8lr1022

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By: **Delegates Parrott, Anderson, and Conaway**

Introduced and read first time: February 9, 2018

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Driver Education Curriculum – Rights of Drivers Involved in Traffic Stops**

3 FOR the purpose of requiring the Motor Vehicle Administration to adopt regulations  
4 requiring that classroom instruction for the driver education program include  
5 instruction on the rights of drivers who are involved in traffic stops; requiring the  
6 Administration to include content on the rights of drivers who are involved in traffic  
7 stops as part of its Driver’s Manual; making a stylistic change; and generally relating  
8 to the driver education program curriculum.

9 BY repealing and reenacting, with amendments,  
10 Article – Transportation  
11 Section 16–505  
12 Annotated Code of Maryland  
13 (2012 Replacement Volume and 2017 Supplement)

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

16 **Article – Transportation**

17 16–505.

18 (a) The Administration shall, in consultation with the State Department of  
19 Education, adopt and enforce regulations [not inconsistent] **CONSISTENT** with this subtitle  
20 to implement a standardized driver education program conducted by driver education  
21 schools under its jurisdiction.

22 (b) Regulations adopted under this section shall be administered by the  
23 Administration and shall include:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Curriculum, equipment, and facility standards for classroom,  
2 laboratory, and on-road instruction phases;

3 (2) Minimum student performance standards for an approved driver  
4 education program based upon the standardized curriculum approved by the  
5 Administration, consisting of at least:

6 (I) 30 hours of classroom instruction, **INCLUDING INSTRUCTION**  
7 **ON:**

8 1. **THE RIGHT TO SAY NO TO THE SEARCH OF A VEHICLE;**

9 2. **THE RIGHT TO NOT ADMIT TO SPEEDING OR ANY**  
10 **OTHER TRAFFIC VIOLATION; AND**

11 3. **OTHER RIGHTS OF DRIVERS WHO ARE INVOLVED IN A**  
12 **TRAFFIC STOP; and**

13 (II) [at least] 6 hours of highway driving instruction;

14 (3) Standards for the certification of schools and instructors;

15 (4) A system to evaluate the effectiveness of the driver education program;

16 (5) Standards governing the required offering of the driver education  
17 program, based on the capacity, enrollment, staff, and facilities of the schools; and

18 (6) Standards for the eligibility of individuals to enroll in the program.

19 (C) **AS PART OF THE STATE DRIVER'S MANUAL, THE ADMINISTRATION**  
20 **SHALL INCLUDE CONTENT ON THE RIGHTS OF DRIVERS WHO ARE INVOLVED IN**  
21 **TRAFFIC STOPS, INCLUDING:**

22 (1) **THE RIGHT TO SAY NO TO THE SEARCH OF A VEHICLE; AND**

23 (2) **THE RIGHT TO NOT ADMIT TO SPEEDING OR ANY OTHER TRAFFIC**  
24 **VIOLATION.**

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2018.