

Department of Legislative Services  
Maryland General Assembly  
2020 Session

FISCAL AND POLICY NOTE  
Third Reader - Revised

House Bill 1118

(Delegate Fraser-Hidalgo, *et al.*)

Environment and Transportation

Judicial Proceedings

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Motor Vehicle Administration – Voluntary Developmental Disability Self–  
Disclosure Cards – Design and Issuance

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This bill requires the Motor Vehicle Administration (MVA) to develop, in consultation with specified entities, a voluntary developmental disability self-disclosure card. The bill establishes the physical and informational requirements for the card and requires MVA to make the card available beginning January 1, 2021. MVA is prohibited from maintaining any records related to the issuance of a card, except for records related to matters before the Medical Advisory Board.

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**Fiscal Summary**

**State Effect:** MVA advises that it can implement the bill with existing budgeted resources. Revenues are not affected.

**Local Effect:** None.

**Small Business Effect:** None.

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**Analysis**

**Bill Summary:** The card must (1) be approximately the same dimensions as a driver's license; (2) be printed on blue paper; (3) include space for an individual to provide details on the developmental disability; and (4) include written guidance on effective communication between law enforcement officers and people with developmental disabilities.

MVA must consult with the Maryland Chiefs of Police Association and at least one independent organization that advocates on behalf of individuals with developmental disabilities. If the requestor is a minor, MVA must provide the card to the individual's parent or guardian.

**Current Law/Background:** Subject to certain exceptions, MVA records are public records and open to public inspection during office hours. Records that may not be disclosed to the public and records that MVA may classify as not open to public inspection include records and record entries dating back more than three or five years, as specified. However, regardless of how old it is, a record or record entry must be made available to an authorized representative of a federal, State, or local government agency. MVA may only make available a digital photographic image or signature of an individual to certain entities.

Appointed by the Motor Vehicle Administrator, the Medical Advisory Board consists of qualified physicians of various specialties who advise the administrator on medical aspects of driver licensing. The Medical Advisory Board currently lists 16 disorders that require further medical review before board approval may be granted to license or reinstate an applicant.

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### Additional Information

**Prior Introductions:** None.

**Designated Cross File:** SB 885 (Senator Zucker, *et al.*) - Judicial Proceedings.

**Information Source(s):** Maryland Department of Transportation; Judiciary (Administrative Office of the Courts); Department of State Police; Department of Legislative Services

**Fiscal Note History:** First Reader - February 25, 2020  
rh/ljm Third Reader - April 2, 2020  
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