

HOUSE BILL 1289

R4

2lr2578

By: **Delegates Arikan, Grammer, Hornberger, Howard, Kipke, Saab, and Szeliga**
Introduced and read first time: February 11, 2022
Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Learner’s Instructional Permits and Identification Cards –**
3 **Required Documents**

4 FOR the purpose of authorizing the parent or guardian of a learner’s instructional permit
5 or identification card applicant under a certain age to submit documentation in their
6 own name to establish the applicant’s State residency; altering to apply only to
7 applicants enrolled in a public school the requirement that a learner’s instructional
8 permit applicant under a certain age submit a copy of the applicant’s school
9 attendance record; and generally relating to documentation requirements for
10 learner’s instructional permit and identification card applicants.

11 BY repealing and reenacting, with amendments,
12 Article – Transportation
13 Section 12–301(a) and 16–105(a)
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2021 Supplement)

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

18 **Article – Transportation**

19 12–301.

20 (a) **(1)** On application, the Administration shall issue an identification card to
21 any applicant who:

22 **[(1)] (I)** Is a resident of this State;

23 **[(2)] (II)** Does not have a driver’s license;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **[(3)] (III)** Presents a birth certificate or other proof of age and identity
2 acceptable to the Administration;

3 **[(4)] (IV)** Provides satisfactory documentary evidence that the applicant
4 has lawful status;

5 **[(5)] (V)** **[(i)] 1.** Provides satisfactory documentary evidence that
6 the applicant has a valid Social Security number by presenting the applicant's Social
7 Security Administration account card or, if the Social Security Administration account card
8 is not available, any of the following documents bearing the applicant's Social Security
9 number:

10 **[1.] A.** A current W-2 form;

11 **[2.] B.** A current SSA-1099 form;

12 **[3.] C.** A current non-SSA-1099 form; or

13 **[4.] D.** A current pay stub with the applicant's name and Social
14 Security number on it; or

15 **[(ii)] 2.** Provides satisfactory documentary evidence that the
16 applicant is not eligible for a Social Security number; and

17 **[(6)] (VI)** Presents a completed application for an identification card on a
18 form furnished by the Administration.

19 **(2) A PARENT OR GUARDIAN OF AN APPLICANT UNDER THE AGE OF 18**
20 **YEARS MAY SUBMIT DOCUMENTS IN THEIR OWN NAME TO ESTABLISH THE STATE**
21 **RESIDENCY OF THE APPLICANT.**

22 16-105.

23 (a) (1) Any individual who desires to obtain an original driver's license under
24 this subtitle or to be licensed in a class for which the individual is not already licensed
25 under this subtitle shall apply to the Administration for the desired driver's license.

26 (2) Except as provided in subsection (f) of this section, before issuing a
27 driver's license, the Administration shall issue to each applicant a learner's instructional
28 permit. The learner's instructional permit shall identify clearly the class of license for which
29 the applicant has applied.

30 **(3) A PARENT OR GUARDIAN OF AN APPLICANT UNDER THE AGE OF 18**
31 **YEARS MAY SUBMIT DOCUMENTS IN THEIR OWN NAME TO ESTABLISH THE STATE**
32 **RESIDENCY OF THE APPLICANT.**

1 ~~[(3)]~~ (4) (i) Each applicant for a learner’s instructional permit who is
2 under the age of 16 years **AND ENROLLED IN A PUBLIC SCHOOL** shall present to the
3 Administration a copy of the applicant’s school attendance record.

4 (ii) The Administration may not issue a learner’s instructional
5 permit to an applicant under the age of 16 years **WHO IS ENROLLED IN A PUBLIC SCHOOL**
6 if the applicant’s school attendance record indicates more than 10 unexcused absences
7 during the prior school semester.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2022.