

HOUSE BILL 1303

R4

2lr2699

By: **Delegates Mautz, Adams, Boteler, Buckel, Hornberger, McComas, and Otto**
Introduced and read first time: February 11, 2022
Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Emergency Commercial Driver’s Licenses – Establishment**

3 FOR the purpose of establishing the emergency commercial driver’s license issued by the
4 Motor Vehicle Administration; authorizing the Administration to establish a
5 program to authorize certain former holders of a commercial driver’s license to
6 obtain, under certain circumstances, an emergency commercial driver’s license
7 during certain states of emergency declared by the Governor; requiring the
8 Administration to waive a certain driver skills test for program participants;
9 establishing that an individual driving under the authority of an emergency
10 commercial driver’s license may only travel intrastate; and generally relating to the
11 establishment of the emergency commercial driver’s license.

12 BY adding to
13 Article – Transportation
14 Section 16–807.3
15 Annotated Code of Maryland
16 (2020 Replacement Volume and 2021 Supplement)

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

19 **Article – Transportation**

20 **16–807.3.**

21 **(A) THE ADMINISTRATION SHALL ESTABLISH A PROGRAM TO AUTHORIZE A**
22 **FORMER HOLDER OF A COMMERCIAL DRIVER’S LICENSE TO OBTAIN AN EMERGENCY**
23 **COMMERCIAL DRIVER’S LICENSE DURING A STATE OF EMERGENCY DECLARED BY**
24 **THE GOVERNOR THAT IS EXPECTED TO BE IN EFFECT FOR 6 MONTHS OR MORE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (B) UNDER THE PROGRAM, THE ADMINISTRATION MAY ISSUE EMERGENCY
2 COMMERCIAL DRIVER'S LICENSES ONLY:

3 (1) DURING A STATE OF EMERGENCY DECLARED BY THE GOVERNOR
4 AND FOR 6 MONTHS FOLLOWING THE TERMINATION OF THE STATE OF EMERGENCY;

5 (2) IF THE GOVERNOR DETERMINES THAT THERE IS A SHORTAGE OF
6 COMMERCIAL DRIVER'S LICENSE HOLDERS IN THE STATE; AND

7 (3) IF THE GOVERNOR DETERMINES THAT THE SHORTAGE OF
8 COMMERCIAL DRIVER'S LICENSE HOLDERS SIGNIFICANTLY INHIBITS THE
9 TRANSPORTATION OF GOODS AND TRANSPORTATION SERVICES IN THE STATE
10 DURING OR IMMEDIATELY AFTER THE STATE OF EMERGENCY.

11 (C) THE ADMINISTRATION MAY ISSUE AN EMERGENCY COMMERCIAL
12 DRIVER'S LICENSE ONLY:

13 (1) TO AN INDIVIDUAL WHO:

14 (I) HAS HELD A COMMERCIAL DRIVER'S LICENSE ISSUED BY
15 THE ADMINISTRATION WITHIN THE PAST 5 YEARS;

16 (II) IS OTHERWISE QUALIFIED TO OPERATE A COMMERCIAL
17 MOTOR VEHICLE;

18 (III) HAS THE REQUIRED MEDICAL CERTIFICATIONS FOR
19 INTERSTATE TRAVEL UNDER A COMMERCIAL DRIVER'S LICENSE;

20 (IV) HAS PASSED THE APPROPRIATE VISION SCREENING TESTS;
21 AND

22 (V) HAS THE DOCUMENTATION REQUIRED BY FEDERAL LAW, AS
23 ENUMERATED IN § 16-103.1(10) AND (11) OF THIS TITLE, ON FILE WITH THE
24 ADMINISTRATION; AND

25 (2) IN THE SAME CLASS AND WITH THE SAME ENDORSEMENTS AS WAS
26 THE CASE FOR THE INDIVIDUAL'S PREVIOUSLY HELD COMMERCIAL DRIVER'S
27 LICENSE.

28 (D) THE ADMINISTRATION SHALL WAIVE THE SKILLS TEST REQUIRED
29 UNDER § 16-807(B) OF THIS SUBTITLE FOR PROGRAM PARTICIPANTS.

30 (E) AN INDIVIDUAL DRIVING UNDER THE AUTHORITY OF AN EMERGENCY

1 COMMERCIAL DRIVER'S LICENSE MAY ONLY TRAVEL INTRASTATE.

2 (F) (1) AN EMERGENCY COMMERCIAL DRIVER'S LICENSE SHALL EXPIRE
3 ON THE EARLIER OF 6 MONTHS AFTER:

4 (I) THE TERMINATION OF THE STATE OF EMERGENCY; OR

5 (II) ISSUANCE.

6 (2) WITHIN THE PERIOD BETWEEN THE BEGINNING OF THE STATE OF
7 EMERGENCY AND 6 MONTHS AFTER THE TERMINATION OF THE STATE OF
8 EMERGENCY, THE ADMINISTRATION MAY RENEW AN EMERGENCY COMMERCIAL
9 DRIVER'S LICENSE IN ITS DISCRETION.

10 (3) IF APPROPRIATE, AN EMERGENCY COMMERCIAL DRIVER'S
11 LICENSE SHALL BE RENEWED ELECTRONICALLY.

12 (G) THE ADMINISTRATION MAY ADOPT REGULATIONS TO IMPLEMENT THIS
13 SECTION.

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