

SENATE BILL 218

R4

2lr0030

(PRE-FILED)

By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

Requested: September 30, 2021

Introduced and read first time: January 12, 2022

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: January 27, 2022

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Driver’s Licenses and Identification Cards – Temporary Renewal**

3 FOR the purpose of authorizing the Motor Vehicle Administration to issue a temporary
4 renewal for a driver’s license or identification card for a certain amount of time for
5 certain applicants; and generally relating to the temporary renewal of driver’s
6 licenses and identification cards.

7 BY repealing and reenacting, without amendments,

8 Article – Transportation

9 Section 12–301(a) and 16–115(a)(1)

10 Annotated Code of Maryland

11 (2020 Replacement Volume and 2021 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Transportation

14 Section 12–301(i)

15 Annotated Code of Maryland

16 (2020 Replacement Volume and 2021 Supplement)

17 BY adding to

18 Article – Transportation

19 Section 16–115(l)

20 Annotated Code of Maryland

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.



(2020 Replacement Volume and 2021 Supplement)

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

Article – Transportation

12–301.

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

(1) Is a resident of this State;

(2) Does not have a driver’s license;

(3) Presents a birth certificate or other proof of age and identity acceptable to the Administration;

(4) Provides satisfactory documentary evidence that the applicant has lawful status;

(5) (i) Provides satisfactory documentary evidence that the applicant has a valid Social Security number by presenting the applicant’s Social Security Administration account card or, if the Social Security Administration account card is not available, any of the following documents bearing the applicant’s Social Security number:

1. A current W–2 form;

2. A current SSA–1099 form;

3. A current non–SSA–1099 form; or

4. A current pay stub with the applicant’s name and Social Security number on it; or

(ii) Provides satisfactory documentary evidence that the applicant is not eligible for a Social Security number; and

(6) Presents a completed application for an identification card on a form furnished by the Administration.

(i) (1) Subject to paragraphs (2) [and (3)] **THROUGH (4)** of this subsection, an identification card issued to an applicant expires at the end of a period of not more than 8 years determined in regulations adopted by the Administration.

(2) Before the expiration of an identification card, if an individual does not

1 possess all of the documents required for renewal, the Administration may extend the
2 individual's identification card for a period not to exceed 90 days.

3 (3) (i) If an applicant has temporary lawful status, the Administration
4 may not issue an identification card to the applicant for a period that extends beyond the
5 expiration date of the applicant's authorized stay in the United States or, if there is no
6 expiration date, for a period longer than 1 year.

7 (ii) Nothing contained in this paragraph may be construed to allow
8 the issuance of an identification card for a period longer than the period described in
9 paragraph (1) of this subsection.

10 (iii) The Administration shall indicate on the face and in the
11 machine-readable zone of a temporary identification card issued under this paragraph that
12 the card is a temporary identification card.

13 (4) (I) **NOTWITHSTANDING ANY OTHER PROVISION OF THIS**
14 **SECTION, THE ADMINISTRATION MAY ISSUE A TEMPORARY RENEWAL FOR AN**
15 **IDENTIFICATION CARD THAT EXTENDS THE EXPIRATION DATE FOR A PERIOD NOT**
16 **EXCEEDING 2 YEARS FOR AN APPLICANT WHO:**

17 1. **HAS THE DOCUMENTATION REQUIRED BY FEDERAL**
18 **LAW, AS ENUMERATED IN SUBSECTION (A)(4) AND (5) OF THIS SECTION, ON FILE**
19 **WITH THE ADMINISTRATION;**

20 2. **HAS A PHOTOGRAPH ON FILE WITH THE**
21 **ADMINISTRATION THAT WILL NOT BE 16 YEARS OLD OR OLDER BY THE EXPIRATION**
22 **DATE OF THE TEMPORARY RENEWAL; AND**

23 3. **HAS AN IDENTIFICATION CARD THAT WAS ISSUED FOR**
24 **THE FULL TERM UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

25 (II) **THE ADMINISTRATION MAY MAKE TEMPORARY RENEWAL**
26 **OF AN IDENTIFICATION CARD AVAILABLE TO:**

27 1. **AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF**
28 **THE UNITED STATES OR A SPOUSE OR DEPENDENT OF THE MEMBER;**

29 2. **A MEMBER OF THE FOREIGN SERVICE OF THE**
30 **UNITED STATES OR A SPOUSE OR DEPENDENT OF THE MEMBER;**

31 3. **A RESIDENT OF THE STATE WHO IS A STUDENT**
32 **STUDYING OUTSIDE THE STATE;**

33 4. **A RESIDENT OF THE STATE WHO IS TEMPORARILY**

1 RESIDING OUTSIDE THE STATE FOR AT LEAST 6 MONTHS;

2 5. A RESIDENT OF THE STATE WHO HOLDS AN
3 IDENTIFICATION CARD THAT WOULD HAVE OTHERWISE EXPIRED DURING A STATE
4 OF EMERGENCY DECLARED BY THE GOVERNOR; OR

5 6. ANY OTHER RESIDENT OF THE STATE WHO MEETS
6 ANY REQUIREMENTS APPROVED BY THE ADMINISTRATION.

7 (III) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO
8 CARRY OUT THIS PARAGRAPH.

9 (5) An identification card may be renewed on application and payment of
10 the fee required by this section.

11 16-115.

12 (a) (1) Subject to paragraph (5) of this subsection, a license issued under this
13 title to a driver at least 21 years old shall expire on the birth date of the licensee at the end
14 of a period of not more than 8 years determined in regulations adopted by the
15 Administration following the issuance of the license.

16 (L) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
17 THE ADMINISTRATION MAY ISSUE A TEMPORARY RENEWAL FOR A DRIVER'S LICENSE
18 THAT EXTENDS THE EXPIRATION DATE FOR A PERIOD NOT EXCEEDING 2 YEARS FOR
19 AN APPLICANT WHO:

20 (I) HAS THE DOCUMENTATION REQUIRED BY FEDERAL LAW, AS
21 ENUMERATED IN § 16-103.1(10) AND (11) OF THIS SUBTITLE, ON FILE WITH THE
22 ADMINISTRATION;

23 (II) HAS A PHOTOGRAPH ON FILE WITH THE ADMINISTRATION
24 THAT WILL NOT BE 16 YEARS OLD OR OLDER BY THE EXPIRATION DATE OF THE
25 TEMPORARY RENEWAL; AND

26 (III) HAS A DRIVER'S LICENSE THAT WAS ISSUED FOR THE FULL
27 TERM UNDER SUBSECTION (A)(1) OF THIS SECTION.

28 (2) THE ADMINISTRATION MAY MAKE TEMPORARY RENEWAL OF A
29 DRIVER'S LICENSE AVAILABLE TO:

30 (I) AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OF THE
31 UNITED STATES OR A SPOUSE OR DEPENDENT OF THE MEMBER;

1 (II) A MEMBER OF THE FOREIGN SERVICE OF THE UNITED
2 STATES OR A SPOUSE OR DEPENDENT OF THE MEMBER;

3 (III) A RESIDENT OF THE STATE WHO IS A STUDENT STUDYING
4 OUTSIDE THE STATE;

5 (IV) A RESIDENT OF THE STATE WHO IS TEMPORARILY RESIDING
6 OUTSIDE THE STATE FOR AT LEAST 6 MONTHS;

7 (V) A RESIDENT OF THE STATE WHO HOLDS A DRIVER'S
8 LICENSE THAT WOULD HAVE OTHERWISE EXPIRED DURING A STATE OF EMERGENCY
9 DECLARED BY THE GOVERNOR; OR

10 (VI) ANY OTHER RESIDENT OF THE STATE WHO MEETS ANY
11 REQUIREMENTS APPROVED BY THE ADMINISTRATION.

12 (3) THE ADMINISTRATION MAY NOT ISSUE A TEMPORARY RENEWAL
13 TO AN APPLICANT WHO HOLDS A COMMERCIAL DRIVER'S LICENSE.

14 (4) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO CARRY
15 OUT THIS SUBSECTION.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.