

Chapter 440

(House Bill 707)

AN ACT concerning

**Vehicle Laws – Licenses, Identification Cards, and Moped Operator’s Permits –
Notation of Nonapparent Disability
(Eric’s ID Law)**

FOR the purpose of requiring that certain applications for a license, an identification card, or a moped operator’s permit allow an applicant to choose to indicate on the document the applicant’s nonapparent disability; requiring the Motor Vehicle Administration to ensure that the license, identification card, or moped operator’s permit of an applicant who indicates that the applicant has a nonapparent disability includes a certain notation; requiring the Administration to delete a certain record about an applicant’s nonapparent disability notation under certain circumstances; requiring the Administration to establish certain public outreach efforts on the availability of the notation; prohibiting the Administration from disclosing certain information ~~to~~ in a certain ~~entities~~ manner under certain circumstances about an applicant that indicates that the applicant has a nonapparent disability; and generally relating to nonapparent disability notations on licenses, identification cards, and moped operator’s permits.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–128 and 11–135
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

BY adding to
Article – Transportation
Section 12–306
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

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

Article – Transportation

11–128.

- (a) “License”, as used in reference to the operation of a motor vehicle, means any:
- (1) Driver’s license; and

(2) Any other license or permit to drive a motor vehicle that is issued under or granted by the laws of this State, including:

(i) Any temporary license;

(ii) A learner's instructional permit;

(iii) A provisional license;

(iv) The privilege of any individual to drive a motor vehicle, whether or not that individual is formally licensed by this or any other jurisdiction;

(v) Any nonresident's privilege to drive, as defined in this subtitle;
and

(vi) A commercial driver's license.

(b) "License" does not include an electronic credential issued under Title 16, Subtitle 10 of this article.

11-135.

(a) (1) "Motor vehicle" means, except as provided in subsection (b) of this section, a vehicle that:

(i) Is self-propelled or propelled by electric power obtained from overhead electrical wires; and

(ii) Is not operated on rails.

(2) "Motor vehicle" includes a low speed vehicle.

(b) "Motor vehicle" does not include:

(1) A moped, as defined in § 11-134.1 of this subtitle;

(2) A motor scooter, as defined in § 11-134.5 of this subtitle;

(3) An electric bicycle, as defined in § 11-117.1 of this subtitle;

(4) An electric low speed scooter, as defined in § 11-117.2 of this subtitle;
or

(5) A personal delivery device, as defined in § 21-104.5 of this article.

12-306.

(A) (1) IN THIS SECTION, “NONAPPARENT DISABILITY” MEANS A DISABILITY OR HEALTH CONDITION THAT IS NOT IMMEDIATELY OBVIOUS OR VISIBLE.

(2) “NONAPPARENT DISABILITY” INCLUDES:

(I) DEVELOPMENTAL DISABILITIES; AND

(II) INTELLECTUAL DISABILITIES.

(B) AN INITIAL AND A RENEWAL APPLICATION FOR A LICENSE, AN IDENTIFICATION CARD, OR A MOPED OPERATOR’S PERMIT SHALL ALLOW AN APPLICANT TO CHOOSE TO INDICATE ON THE DOCUMENT THAT THE APPLICANT HAS A NONAPPARENT DISABILITY.

(C) THE ADMINISTRATION SHALL:

(1) ENSURE THAT THE LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR’S PERMIT OF AN APPLICANT WHO HAS INDICATED A NONAPPARENT DISABILITY ON AN APPLICATION INCLUDES A NOTATION OF THE NONAPPARENT DISABILITY ON THE BOTTOM OF THE LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR’S PERMIT;

(2) CONSULT WITH DEVELOPMENTAL DISABILITY AND INTELLECTUAL DISABILITY ADVOCACY GROUPS WITH RESPECT TO THE DESIGN OF THE NONAPPARENT DISABILITY NOTATION;

(3) NOTIFY AN INDIVIDUAL WITH A NONAPPARENT DISABILITY NOTATION ON A LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR’S PERMIT THAT TURNS 18 YEARS OF AGE THAT THE INDIVIDUAL MAY REQUEST THAT THE NONAPPARENT DISABILITY NOTATION BE REMOVED; ~~AND~~

(4) DELETE ANY RECORD OF AN INDIVIDUAL’S NONAPPARENT DISABILITY NOTATION ON REQUEST BY THE INDIVIDUAL AT ANY TIME; AND

(5) ESTABLISH PUBLIC OUTREACH EFFORTS TO EDUCATE THE GENERAL PUBLIC ON THE AVAILABILITY OF THE NONAPPARENT DISABILITY NOTATION.

(D) THERE IS NO FEE FOR A NONAPPARENT DISABILITY NOTATION ON A LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR’S PERMIT, INCLUDING FOR THE ISSUANCE OF A CORRECTED DOCUMENT IF NO OTHER CORRECTIONS ARE MADE.

(E) THE ADMINISTRATION MAY NOT:

(1) REQUIRE AN APPLICANT FOR A LICENSE, AN IDENTIFICATION CARD, OR A MOPED OPERATOR'S PERMIT TO PROVIDE PROOF OF THE APPLICANT'S NONAPPARENT DISABILITY;

(2) DENY AN APPLICATION FOR A LICENSE, AN IDENTIFICATION CARD, OR A MOPED OPERATOR'S PERMIT BECAUSE THE NONAPPARENT DISABILITY SELECTED BY THE APPLICANT DOES NOT MATCH THE NONAPPARENT DISABILITY INDICATED ON ANOTHER DOCUMENT ASSOCIATED WITH THE APPLICANT;

(3) NOTWITHSTANDING § 4-320 OF THE GENERAL PROVISIONS ARTICLE AND EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, DISCLOSE FOR ANY USE WITHOUT A COURT ORDER INFORMATION RELATED TO AN APPLICANT'S ~~INDICATION~~:

(I) INDICATION OF A NONAPPARENT DISABILITY ON AN APPLICATION FOR A LICENSE, AN IDENTIFICATION CARD, OR A MOPED OPERATOR'S PERMIT ~~FOR ANY USE IN RESPONSE TO A REQUEST FROM AN INSURANCE COMPANY OR THE MARYLAND INSURANCE ADMINISTRATION~~; OR

(II) REQUEST TO REMOVE AN INDICATION OF A NONAPPARENT DISABILITY FROM A LICENSE, AN IDENTIFICATION CARD, OR A MOPED OPERATOR'S PERMIT; OR

(4) USE INFORMATION DISCLOSED BY A PERSON UNDER THIS SECTION AS A BASIS FOR REFERRING THE PERSON TO THE MEDICAL ADVISORY BOARD UNDER § 16-118 OF THIS ARTICLE.

(F) THE ADMINISTRATION MAY MAKE INFORMATION DESCRIBED IN SUBSECTION (E)(3) OF THIS SECTION AVAILABLE TO:

(1) A COURT;

(2) A CRIMINAL JUSTICE AGENCY;

(3) A DRIVER LICENSING AUTHORITY;

(4) THE APPLICANT;

(5) THE APPLICANT'S ATTORNEY;

(6) ANY THIRD PARTY DESIGNATED BY THE APPLICANT; OR

(7) THE CHILD SUPPORT ADMINISTRATION.

(G) THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION, IN CONSULTATION WITH THE DEPARTMENT OF STATE POLICE AND OTHER INTERESTED STAKEHOLDERS, SHALL ~~IMMEDIATELY~~ IMPLEMENT TRAINING CONCERNING INTERACTIONS WITH INDIVIDUALS WHO HAVE A NONAPPARENT DISABILITY NOTATION ON THEIR LICENSE, IDENTIFICATION CARD, OR MOPED OPERATOR'S PERMIT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.

Approved by the Governor, May 13, 2025.