

SENATE BILL 293

R4

3lr0655

By: **Senator Zirkin**

Introduced and read first time: January 23, 2013

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: March 17, 2013

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Judgment Debtors – License and Registration Suspension –**
3 **Modification**

4 FOR the purpose of repealing a requirement that the Motor Vehicle Administration
5 suspend the registration of certain vehicles owned by certain judgment debtors
6 under certain circumstances; authorizing the Administration to modify a
7 driver’s license suspension or issue a restrictive license for certain judgment
8 debtors under certain circumstances; and generally relating to judgment
9 debtors and suspended vehicle registrations and drivers’ licenses.

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 17–201
13 Annotated Code of Maryland
14 (2012 Replacement Volume)

15 BY repealing and reenacting, with amendments,
16 Article – Transportation
17 Section 17–204
18 Annotated Code of Maryland
19 (2012 Replacement Volume)

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

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.



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Article – Transportation

2 17–201.

3 In this subtitle, “judgment” means any final judgment resulting from:

4 (1) A cause of action for damages arising out of the ownership,
5 maintenance, or use on any highway or other property open to the public of any
6 vehicle of a type required to be registered in this State; or7 (2) A cause of action on an agreement of settlement for damages
8 arising out of the ownership, maintenance, or use on any highway or other property
9 open to the public of any vehicle of a type required to be registered in this State.

10 17–204.

11 (A) Except as otherwise provided in this subtitle, on receipt of a certified copy
12 of a judgment and a certificate of facts, the Administration shall suspend[:

13 (1) The] THE license to drive of the judgment debtor[; and

14 (2) The registration of all vehicles owned by the judgment debtor and
15 registered in this State].16 (B) THE ADMINISTRATION MAY MODIFY A SUSPENSION UNDER THIS
17 SECTION OR ISSUE A RESTRICTIVE LICENSE IF THE ADMINISTRATION FINDS
18 THAT:19 (1) THE LICENSEE IS REQUIRED TO DRIVE A MOTOR VEHICLE IN
20 THE COURSE OF EMPLOYMENT;21 (2) THE LICENSE IS REQUIRED FOR THE PURPOSE OF ATTENDING
22 AN ALCOHOL PREVENTION OR TREATMENT PROGRAM;23 (3) THE LICENSEE HAS NO ALTERNATIVE MEANS OF
24 TRANSPORTATION AVAILABLE TO OR FROM THE LICENSEE’S PLACE OF
25 EMPLOYMENT AND, WITHOUT THE LICENSE, THE LICENSEE’S ABILITY TO EARN A
26 LIVING WOULD BE SEVERELY IMPAIRED;27 (4) THE LICENSE IS REQUIRED FOR THE PURPOSE OF OBTAINING
28 HEALTH CARE TREATMENT, INCLUDING A PRESCRIPTION, THAT IS NECESSARY
29 FOR THE LICENSEE OR A MEMBER OF THE LICENSEE’S IMMEDIATE FAMILY AND
30 THE LICENSEE AND THE LICENSEE’S IMMEDIATE FAMILY HAVE NO
31 ALTERNATIVE MEANS OF TRANSPORTATION AVAILABLE TO OBTAIN THE HEALTH
32 CARE TREATMENT;

1 **(5) THE LICENSE IS REQUIRED FOR THE PURPOSE OF ATTENDING**
2 **A NONCOLLEGIATE EDUCATIONAL INSTITUTION AS DEFINED IN § 2-206(A) OF**
3 **THE EDUCATION ARTICLE OR A REGULAR PROGRAM AT AN INSTITUTION OF**
4 **POSTSECONDARY EDUCATION; OR**

5 **(6) THE LICENSE IS REQUIRED FOR THE PURPOSE OF COMPLYING**
6 **WITH A COURT ORDER.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2013.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.