

HOUSE BILL 132

R4

8lr1100

By: **Delegates Fennell, Barron, C. Howard, Jackson, Knotts, J. Lewis, Proctor, Tarlau, and A. Washington**

Introduced and read first time: January 15, 2018

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Duplicate Driver’s Licenses – Victims of Robbery or Burglary**

3 FOR the purpose of authorizing a victim of a robbery or burglary whose driver’s license is
4 taken during the robbery or burglary to drive without a license for a certain period
5 of time under certain circumstances; extending the period of time, under certain
6 circumstances, during which a victim of a robbery or burglary whose license is taken
7 during the robbery or burglary must apply for a duplicate license; requiring the
8 Motor Vehicle Administration, when processing an application for a duplicate license
9 of a victim of a robbery or burglary whose license is taken during the robbery or
10 burglary, to issue the duplicate license free of charge; and generally relating to
11 duplicate driver’s licenses and victims of robbery or burglary.

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 16–112 and 16–114
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2017 Supplement)

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

Article – Transportation

20 16–112.

21 (a) In this section, “display” means the manual surrender of the licensee’s license
22 into the hands of the demanding officer for inspection.

23 (b) **[Each] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 EACH individual driving a motor vehicle on any highway in this State shall have his license
2 with him.

3 (c) Each individual driving a motor vehicle on any highway in this State shall
4 display the license to any uniformed police officer who demands it.

5 (d) Each individual driving a motor vehicle on any highway in this State shall, if
6 requested by the officer, sign his usual signature in the presence of the officer so that the
7 officer may determine whether he is the licensee.

8 (e) A person may not give the name of another person or give a false or fictitious
9 name to any uniformed police officer who is attempting to determine the identity of a driver
10 of a motor vehicle.

11 **(F) A VICTIM OF A ROBBERY OR BURGLARY WHOSE LICENSE IS TAKEN**
12 **DURING THE ROBBERY OR BURGLARY AND WHO FILES A POLICE REPORT OF THE**
13 **ROBBERY OR BURGLARY IN A TIMELY MANNER MAY DRIVE WITHOUT A LICENSE FOR**
14 **NOT MORE THAN 2 WEEKS AFTER THE ROBBERY OR BURGLARY.**

15 16–114.

16 (a) In this section, “mutilated” includes any imperfection of or in a driver’s license,
17 after its issuance, that renders it unsuitable for identification purposes or for verifying its
18 authenticity and validity.

19 (b) **[If] EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, IF** a
20 driver’s license is lost, stolen, mutilated, or destroyed, the licensee immediately shall apply
21 for and, after furnishing information satisfactory to the Administration and payment of the
22 required fee, is entitled to obtain a duplicate license. If the duplicate license being applied
23 for is of a type requiring a photo and the licensee is temporarily absent from this State, the
24 Administration may issue a regular license bearing the notation that it is valid without a
25 photo until 15 days after the licensee first returns to this State.

26 (c) A licensee who is at least 21 years may apply for a duplicate license that
27 includes a frontal photograph of the licensee.

28 (d) If a person recovers an original license for which a duplicate has been issued,
29 the person promptly shall surrender the original license to the Administration.

30 **(E) (1) A VICTIM OF A ROBBERY OR BURGLARY WHOSE LICENSE IS TAKEN**
31 **DURING THE ROBBERY OR BURGLARY AND WHO FILES A POLICE REPORT OF THE**
32 **ROBBERY OR BURGLARY IN A TIMELY MANNER SHALL APPLY FOR A DUPLICATE**
33 **LICENSE NOT MORE THAN 2 WEEKS AFTER THE ROBBERY OR BURGLARY.**

34 **(2) IF A VICTIM OF A ROBBERY OR BURGLARY WHOSE LICENSE IS**
35 **TAKEN DURING THE ROBBERY OR BURGLARY PRESENTS A POLICE REPORT OF THE**

1 ROBBERY OR BURGLARY WHEN APPLYING FOR A DUPLICATE LICENSE, THE
2 ADMINISTRATION SHALL ISSUE A DUPLICATE LICENSE FREE OF CHARGE.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2018.