

SENATE BILL 709

R4

0lr2693
CF HB 884

By: **Senator Carter**

Introduced and read first time: February 3, 2020

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2020

CHAPTER _____

1 AN ACT concerning

2 ~~Vehicle Laws – Canceled, Revoked, and Suspended Driver’s Licenses – Penalties~~
3 Driver’s License Suspensions – Failure to Satisfy Judgment – Penalties and
4 Assessment of Points

5 FOR the purpose of altering ~~certain penalties for a person who displays a canceled, revoked,~~
6 ~~or suspended driver’s license; altering certain penalties for a person who violates the~~
7 ~~prohibition against driving a motor vehicle while the person’s driver’s license or~~
8 ~~privilege to drive is suspended for failure to satisfy a motor vehicle judgment; making~~
9 ~~a certain technical correction; and generally relating to penalties for violations~~
10 ~~related to canceled, revoked, or suspended driver’s licenses~~ the assessment of points
11 and penalties associated with driving a motor vehicle while the person’s driver’s
12 license or privilege to drive is suspended for failure to satisfy a certain judgment;
13 and generally relating to penalties for driving a motor vehicle under a suspended
14 driver’s license.

15 ~~BY repealing and reenacting, without amendments,~~
16 ~~Article – Transportation~~
17 ~~Section 16-301(e), (d), and (e), 16-303(j), 16-402(a)(14) and (35), and 17-204~~
18 ~~Annotated Code of Maryland~~
19 ~~(2012 Replacement Volume and 2019 Supplement)~~

20 ~~BY repealing and reenacting, with amendments,~~
21 ~~Article – Transportation~~
22 ~~Section 16-301(r)(3), 16-303(h) and (k), and 16-402(a)(16) and (36)~~
23 ~~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.



~~(2012 Replacement Volume and 2019 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–303(h)

Annotated Code of Maryland

(2012 Replacement Volume and 2019 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 16–303(j) and (k), 16–402(a)(14),(16),(35), and (36), 17–201, and 17–204

Annotated Code of Maryland

(2012 Replacement Volume and 2019 Supplement)

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

Article – Transportation

~~16–301.~~

~~(e) A person may not display or cause or permit to be displayed any canceled license.~~

~~(d) A person may not display or cause or permit to be displayed any revoked license.~~

~~(e) A person may not display or cause or permit to be displayed any suspended license.~~

~~(3) A person convicted of a violation of subsection (C), (D), (E), (h), (i), or (j) of this section is subject to a fine not exceeding \$500.~~

16–303.

(h) A person may not drive a motor vehicle on any highway or on any property specified in § 21–101.1 of this article while the person’s license or privilege to drive is suspended under § 16–203, § 16–206(a)(2) for failure to attend a driver improvement program, § 17–106, **§ 17–204**, § 26–204, § 26–206, or § 27–103 of this article.

(j) (1) Except as provided in paragraph (2) of this subsection, any individual who violates a provision of this section shall be assessed the points as provided for in § 16–402(a)(35) of this title.

(2) Any individual who violates a provision of subsection (h) or (i) of this section shall be assessed the points as provided for in § 16–402(a)(14) of this title.

1 (k) (1) Except as provided in paragraph (2) of this subsection, a person
2 convicted of a violation of this section is subject to:

3 (i) For a first offense, imprisonment not exceeding 1 year or a fine
4 not exceeding \$1,000 or both; and

5 (ii) For a second or subsequent offense, imprisonment not exceeding
6 2 years or a fine not exceeding \$1,000 or both.

7 ~~(2) (i) A PERSON CHARGED WITH A VIOLATION OF SUBSECTION (H)~~
8 ~~OR (I) OF THIS SECTION:~~

9 ~~1. MUST APPEAR IN COURT; AND~~

10 ~~2. MAY NOT PREPAY THE FINE.~~

11 ~~(H) A person convicted of a violation of subsection (h) or (i) of this~~
12 ~~section:~~

13 ~~(i) Is] IS subject to a fine not exceeding \$500];~~

14 ~~(ii) Must appear in court; and~~

15 ~~(iii) May not prepay the fine].~~

16 (2) A person convicted of a violation of subsection (h) or (i) of this section:

17 (i) Is subject to a fine not exceeding \$500;

18 (ii) Must appear in court; and

19 (iii) May not prepay the fine.

20 16-402.

21 (a) After the conviction of an individual for a violation of Title 2, Subtitle 5, §
22 2-209, § 3-211, or § 10-110 of the Criminal Law Article, or of the vehicle laws or regulations
23 of this State or of any local authority, points shall be assessed against the individual as of
24 the date of violation and as follows:

25 (14) Any violation of § 16-303(h) or (i) of this title.....3 points

26 (16) A violation of § ~~[16-301(h)] 16-301(C), (D), (E), (H)~~, (i), or (j) of
27 this title.....3 points

1 (35) Any violation of § 16-303 of this title, excluding § 16-303(h) or
2 (i).....12 points

3 (36) Any violation of § 16-301(a) ~~through (g), (B), (F), (G)~~, or (k) through
4 (q), § 16-302, § 16-804, or § 16-808(a)(1) through (9) or (b) of this title.....12
5 points

6 17-201.

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

8 (1) A cause of action for damages arising out of the ownership,
9 maintenance, or use on any highway or other property open to the public of any vehicle of
10 a type required to be registered in this State; or

11 (2) A cause of action on an agreement of settlement for damages arising
12 out of the ownership, maintenance, or use on any highway or other property open to the
13 public of any vehicle of a type required to be registered in this State.

14 17-204.

15 Except as otherwise provided in this subtitle, on receipt of a certified copy of a
16 judgment and a certificate of facts, the Administration shall suspend:

17 (1) The license to drive of the judgment debtor; and

18 (2) The registration of all vehicles owned by the judgment debtor and
19 registered in this State.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.