

# HOUSE BILL 1421

R4

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By: **Delegate Glass**

Introduced and read first time: February 13, 2014

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Motorcycles – Learners’ Instructional Permits**

3 FOR the purpose of requiring an applicant for a learner’s instructional permit to  
4 operate a motorcycle who does not pass a certain knowledge test to pay a fee  
5 established by the Motor Vehicle Administration for each subsequent knowledge  
6 test taken by the applicant; altering the expiration date for a certain learner’s  
7 instructional permit to operate a motorcycle; and generally relating to learners’  
8 instructional permits to operate motorcycles.

9 BY repealing and reenacting, with amendments,  
10 Article – Transportation  
11 Section 16–105(a) and (e)  
12 Annotated Code of Maryland  
13 (2012 Replacement Volume and 2013 Supplement)

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

16 **Article – Transportation**

17 16–105.

18 (a) (1) Any individual who desires to obtain an original driver’s license  
19 under this subtitle or to be licensed in a class for which the individual is not already  
20 licensed under this subtitle shall apply to the Administration for the desired driver’s  
21 license.

22 (2) Except as provided in subsection (f) of this section, before issuing a  
23 driver’s license, the Administration shall issue to each applicant a learner’s  
24 instructional permit. The learner’s instructional permit shall identify clearly the class  
25 of license for which the applicant has applied.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (3)   (i)    Each applicant for a learner's instructional permit who is  
2 under the age of 16 years shall present to the Administration a certified copy of the  
3 applicant's school attendance record.

4           (ii)   The Administration may not issue a learner's instructional  
5 permit to an applicant under the age of 16 years if the applicant's school attendance  
6 record indicates more than 10 unexcused absences during the prior school semester.

7           **(4)   AN APPLICANT FOR A LEARNER'S INSTRUCTIONAL PERMIT TO**  
8 **OPERATE A MOTORCYCLE WHO DOES NOT PASS THE KNOWLEDGE TEST**  
9 **REQUIRED UNDER REGULATIONS ADOPTED BY THE ADMINISTRATION SHALL**  
10 **PAY A FEE ESTABLISHED BY THE ADMINISTRATION FOR EACH SUBSEQUENT**  
11 **KNOWLEDGE TEST TAKEN BY THE APPLICANT.**

12          (e)   (1)   This subsection only applies to an individual who holds a license  
13 and who seeks a different class license to drive a motor vehicle that, under the  
14 individual's current license, the individual is not authorized to drive.

15          (2)   The holder of a learner's instructional permit may not take the  
16 driver's license examination sooner than 14 days after the permit is issued.

17          (3)   The 14 days' requirement may be waived if a subsequent learner's  
18 instructional permit is issued or applied for.

19          (4)   A learner's instructional permit issued to an individual described  
20 in paragraph (1) of this subsection expires:

21                   **(I)   FOR A LEARNER'S INSTRUCTIONAL PERMIT TO**  
22 **OPERATE A MOTORCYCLE, 9 MONTHS AFTER THE DATE OF ISSUANCE; OR**

23                   **(II)   FOR ANY OTHER LEARNER'S INSTRUCTIONAL PERMIT,**  
24 180 days after **THE** date of issuance.

25          SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2014.