

HOUSE BILL 244

R4
HB 9/08 – ENV

7lr1543

By: **Delegates Fennell, Barron, Frick, Healey, Korman, McCray, Patterson, Sanchez, and Tarlau**

Introduced and read first time: January 23, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Duplicate Drivers’ Licenses – Victims of Robbery**

3 FOR the purpose of authorizing a victim of a robbery whose driver’s license is taken during
4 the robbery to drive without a license for a certain period of time under certain
5 circumstances; extending the period of time, under certain circumstances, during
6 which a victim of a robbery whose license is taken during the robbery shall apply for
7 a duplicate license; requiring the Motor Vehicle Administration, when processing an
8 application for a duplicate license of a victim of a robbery whose license is taken
9 during the robbery, to process the victim’s application on an expedited basis and give
10 the application precedence over other applications for duplicate licenses under
11 certain circumstances; and generally relating to duplicate drivers’ licenses and
12 victims of robbery.

13 BY repealing and reenacting, with amendments,
14 Article – Transportation
15 Section 16–112 and 16–114
16 Annotated Code of Maryland
17 (2012 Replacement Volume and 2016 Supplement)

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

20 **Article – Transportation**

21 16–112.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) [Each] **EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,**
2 **EACH** individual driving a motor vehicle on any highway in this State shall have his license
3 with him.

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

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

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

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

16 16-114.

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

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

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

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

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

1 **(2) IF A VICTIM OF A ROBBERY WHOSE LICENSE IS TAKEN DURING THE**
2 **ROBBERY PRESENTS A POLICE REPORT OF THE ROBBERY WHEN APPLYING FOR A**
3 **DUPLICATE LICENSE, THE ADMINISTRATION SHALL:**

4 **(I) PROCESS THE VICTIM'S APPLICATION ON AN EXPEDITED**
5 **BASIS; AND**

6 **(II) GIVE THE APPLICATION PRECEDENCE OVER OTHER**
7 **APPLICATIONS FOR DUPLICATE LICENSES.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2017.