

SENATE BILL 460

R5

(8lr1977)

ENROLLED BILL

—Judicial Proceedings / Environmental Matters—

Introduced by **Senators Middleton and Dyson**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Moving Violations by Minors – Notification of Parent or**
3 **Guardian**

4 FOR the purpose of requiring the Motor Vehicle Administration to notify the parent,
5 guardian, or other cosigner of a minor’s driver’s license application if a citation
6 is issued to the minor charging the minor with a certain moving violation;
7 requiring the Chief Judge of the District Court, in conjunction with the Motor
8 Vehicle Administrator, to establish procedures for notifying the Administration
9 of each citation within the jurisdiction of the District Court that is issued to a
10 minor licensed in the State charging that the minor committed a certain moving
11 violation; requiring the notice provided by the Administration to contain certain
12 information; providing for the construction and applicability of this Act; and
13 generally relating to notifying a parent, guardian, or other cosigner of a minor’s
14 driver’s license application that a citation alleging a moving violation was
15 issued to the minor.

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.

Italics indicate opposite chamber / conference committee amendments.



1 BY repealing and reenacting, with amendments,
 2 Article – Courts and Judicial Proceedings
 3 Section 1–605(d)(4)
 4 Annotated Code of Maryland
 5 (2006 Replacement Volume and 2007 Supplement)

6 BY repealing and reenacting, with amendments,
 7 Article – Transportation
 8 Section 21–808
 9 Annotated Code of Maryland
 10 (2006 Replacement Volume and 2007 Supplement)

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

13 **Article – Courts and Judicial Proceedings**

14 1–605.

15 (d) In addition to the powers and duties granted and imposed in subsections
 16 (a), (b), and (c) of this section, or elsewhere by law or rule, the Chief Judge of the
 17 District Court shall:

18 (4) In conjunction with the Motor Vehicle Administrator, establish
 19 uniform procedures for reporting traffic cases in the District Court, including
 20 procedures for promptly notifying the Motor Vehicle Administration of each citation
 21 within the jurisdiction of the District Court that is issued to a minor licensed in the
 22 State charging the minor with [driving a motor vehicle at least 20 miles per hour
 23 above the maximum lawful speed;] **A MOVING VIOLATION AS DEFINED IN §**
 24 **~~11-136.1(1)~~ 11-136.1 OF THE TRANSPORTATION ARTICLE;**

25 **Article – Transportation**

26 21–808.

27 (a) Upon receipt of notification from the District Court under § 1–605(d)(4) of
 28 the Courts Article that a citation was issued to a minor charging the minor with
 29 [driving a motor vehicle at least 20 miles per hour above the maximum lawful speed,]
 30 **A MOVING VIOLATION AS DEFINED IN § ~~11-136.1(1)~~ 11-136.1 OF THIS ARTICLE,**
 31 the Administration promptly shall notify the cosigner of the minor’s driver’s license
 32 application that the citation was issued to the minor.

33 (b) The notification required under subsection (a) of this section shall:

1 (1) Be mailed by the Administration to the most recent address
 2 provided by the cosigner in accordance with § 16-107(b) of this article; and

3 (2) Contain the following information:

4 (i) The name, address, and date of birth of the minor charged
 5 with the violation;

6 (ii) **IDENTIFICATION OF THE MOVING VIOLATION CHARGED;**

7 (iii) **[The] IF THE CITATION WAS ISSUED FOR A SPEEDING**
 8 **VIOLATION, THE** speed at which the minor is alleged to have [driven;

9 (iii) **The] DRIVEN AND THE** maximum lawful speed at the
 10 location of the alleged violation;

11 (iv) The amount of the fine specified in the citation; and

12 (v) The number of points that may be assessed against the
 13 minor.

14 (c) Evidence of the receipt or lack of receipt of the notice required by this
 15 section is not admissible in any civil or criminal action against a cosigner.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
 17 construed only prospectively and may be applied only to a citation issued to a minor on
 18 or after the effective date of this Act.

19 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
 20 October 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.