

Although subsection (b) (2) of this section requires the Administration to "cancel" the license of a person who fails to meet the vision requirements, §16-208(a) of this title authorizes the Administration to "suspend" the license of any person "who cannot drive safely because of his physical or mental condition".

SUBTITLE 2. CANCELLATION, REFUSAL, SUSPENSION, OR REVOCATION.

16-201. AUTHORITY OF ADMINISTRATION TO CANCEL LICENSE; SURRENDER OF CANCELED LICENSE.

(A) ADMINISTRATION MAY CANCEL LICENSE.

THE ADMINISTRATION MAY CANCEL A DRIVER'S LICENSE ISSUED UNDER THIS TITLE IF IT DETERMINES THAT THE LICENSEE:

(1) WAS NOT ENTITLED TO BE ISSUED THE LICENSE;

(2) FAILED TO GIVE THE REQUIRED OR CORRECT INFORMATION IN HIS APPLICATION; OR

(3) COMMITTED FRAUD IN MAKING THE APPLICATION OR IN OBTAINING THE LICENSE.

(B) SURRENDER OF LICENSE.

ON CANCELLATION, THE LICENSEE IMMEDIATELY SHALL SURRENDER THE CANCELED LICENSE TO THE ADMINISTRATION.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 66 1/2, §6-201.

As to additional grounds for cancellation of a driver's license, see, e.g., §16-119 of this title.

The Commission questions the reason for subjecting a violation of subsection (a) (3) to mere cancellation - which, by definition in §11-107 of this article, means without prejudice to apply anew - rather than to revocation, as in §16-206 of this subtitle. Note that, under §16-402(a) (24) of this title, the making of a false affidavit is considered a serious enough offense to warrant the assessment of 12 "points".

16-202. SUSPENDING OR REVOKING PRIVILEGES OF NONRESIDENTS; REPORTING CONVICTIONS AND SUSPENSIONS TO STATE OF RESIDENCE.