

CHAPTER 543

(House Bill 394)

AN ACT concerning

**Motor Vehicles - Learners' Permits and Provisional Licenses - ~~Restriction~~
Prohibition on Use of a Wireless Communication Device While Driving**

FOR the purpose of ~~requiring the Motor Vehicle Administration to impose a restriction on learners' instructional permits and provisional drivers' licenses that prohibits permit holders or licensees prohibiting the holder of a learner's instructional permit or provisional driver's license from using certain types of wireless communication devices while operating a motor vehicle; providing for certain exceptions; defining certain terms; making a stylistic change; clarifying language; authorizing a police officer to enforce this Act only as a secondary action when detaining a driver for another suspected violation of law; authorizing the Motor Vehicle Administration to suspend or revoke an individual's driver's license for a violation of this Act for up to a certain period of time; authorizing the Administration to issue a certain restricted license; providing for certain hearings; and generally relating to the use of certain wireless communication devices by holders of learners' instructional permits or provisional drivers' licenses under certain circumstances.~~

~~BY repealing and reenacting, with amendments, BY adding to~~
Article - Transportation
Section ~~16-113~~ 21-1123
Annotated Code of Maryland
(2002 Replacement Volume and 2004 Supplement)

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

Article - Transportation

~~16-113.~~

~~(a) (1) In addition to the vision and other restrictions provided for in this subtitle, when it issues a driver's license, the Administration for good cause may impose on the licensee:~~

~~(i) Any restrictions suitable to the licensee's driving ability with respect to the type of special mechanical control devices required on motor vehicles that the licensee may drive;~~

~~(ii) An alcohol restriction which prohibits the licensee from driving or attempting to drive a motor vehicle while having alcohol in the licensee's blood; and~~

~~(iii) Any other restrictions applicable to the licensee that the Administration determines appropriate to assure the safe driving of a motor vehicle by the licensee.~~