

**Article - Transportation**

11-136.1.

“Moving violation” means:

(1) A moving violation as defined in regulations adopted by the Administration for the purpose of assessing points under § 16-402 of this article; or

(2) A violation of a substantially similar nature reported from another jurisdiction, other than a violation of the jurisdiction’s size, weight, load, equipment, or inspection provisions.

16-111.

(d) (1) An individual who holds a provisional license may not receive a license sooner than 18 months:

(i) After the individual first obtains the provisional license; or

(ii) If the individual has been convicted of a moving violation, after the date of the violation.

(2) Notwithstanding any other provision of this subtitle, the Administration may issue a license to an individual who was otherwise eligible to receive a license at the time a moving violation was committed.

16-213.

(a) In this section, “offense” means a moving violation committed by an individual who:

(1) Holds a provisional license under § 16-111 of this title;

(2) Was convicted of, OR GRANTED A PROBATION BEFORE JUDGMENT UNDER § 6-220 OF THE CRIMINAL PROCEDURE ARTICLE FOR, the violation; and

(3) Was not eligible for a license under § 16-111.1 of this title at the time of the violation.

(b) The sanctions under this section are in addition to any other penalty or sanctions that might apply as a result of a moving violation.

(c) The Administration:

(1) For a first offense, shall require the offender to attend a driver improvement program under § 16-212 of this subtitle;

(2) For a second offense, may suspend the offender’s provisional license for up to 30 days; and

(3) For a third or subsequent offense, may suspend or revoke the offender’s provisional license for up to 180 days.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.