

16-203.

(a) In this section, "Child Support Enforcement Administration" means the Child Support Enforcement Administration of the Department of Human Resources.

(b) On notification by the Child Support Enforcement Administration in accordance with § 10-119 of the Family Law Article that an obligor is 60 days or more [in arrears] OUT OF COMPLIANCE WITH THE MOST RECENT ORDER OF THE COURT in making child support payments, the Administration:

(1) Shall suspend an obligor's license or privilege to drive in the State; and

(2) May issue a work-restricted license or work-restricted privilege to drive.

(c) (1) Prior to the suspension of a license or the privilege to drive in the State and the issuance of a work-restricted license or work-restricted privilege to drive under subsection (b) of this section, the Administration shall[]:

(1) Send] SEND written notice of the proposed action to the obligor, including notice of the obligor's right to contest the accuracy of the information[; and].

(2) [Give the obligor a reasonable opportunity to contest the accuracy of the information] ANY CONTEST UNDER THIS SUBSECTION SHALL BE LIMITED TO WHETHER THE ADMINISTRATION HAS MISTAKEN THE IDENTITY OF THE OBLIGOR OR THE INDIVIDUAL WHOSE LICENSE OR PRIVILEGE TO DRIVE HAS BEEN SUSPENDED.

(d) (1) An obligor may appeal a decision of the Administration to suspend the obligor's license or privilege to drive.

(2) At a hearing under this subsection, the issue shall be limited to whether the Administration has mistaken the identity of the obligor or the individual whose license or privilege to drive has been suspended.

(e) The Administration shall reinstate an obligor's license or privilege to drive in the State if:

(1) The Administration receives a court order to reinstate the license or privilege to drive; or

(2) The Child Support Enforcement Administration notifies the Administration that:

(i) The individual whose license or privilege to drive was suspended is not in arrears in making child support payments;

(ii) The obligor has paid the support arrearage in full; or

(iii) The obligor has demonstrated good faith by paying the ordered amount of support for 6 consecutive months.

(f) The Secretary of Transportation, in cooperation with the Secretary of Human Resources and the Office of Administrative Hearings, shall adopt regulations to implement this section.