

~~(iii) Is seated beside the holder of the provisional driver's license.~~

~~(2) Except as provided in paragraph (3) of this subsection, a holder of a provisional driver's license who is under the age of 18 years may not drive a motor vehicle with a passenger under the age of 18 years.~~

~~(3) The prohibition under paragraph (2) of this subsection:~~

~~(i) Shall be in effect from the date the provisional license is originally issued until the [151st day after the provisional license was issued] PROVISIONAL LICENSEE REACHES THE AGE OF 18; and~~

~~(ii) Does not apply to a passenger who is:~~

~~1. A spouse, daughter, son, stepdaughter, stepson, sister, brother, stepsister, or stepbrother of the licensee; or~~

~~2. A relative of the licensee who resides at the same address as the licensee.~~

~~(b) A police officer may enforce this section only as a secondary action when the police officer detains a driver for a suspected violation of another provision of the Code.~~

~~(c) A violation of this section is a moving violation for the purposes of § 16-402 of this article.~~

~~(d) (1) If the Administration receives satisfactory evidence that an individual has violated this section, the Administration may suspend or revoke the individual's driver's license.~~

~~(2) An individual may request a hearing as provided for a suspension or revocation under Title 16, Subtitle 2 of this article.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2008.

Approved by the Governor, May 13, 2008.