

HOUSE BILL 30

R4

(PRE-FILED)

2lr0827
CF 2lr1184

By: **Delegate Schuh**

Requested: November 1, 2011

Introduced and read first time: January 11, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration – Selective Service Registration – Driver’s**
3 **License, Moped Operator’s Permit, and Identification Card Applicants**

4 FOR the purpose of making certain provisions of law relating to the Motor Vehicle
5 Administration’s collection and electronic forwarding of Selective Service
6 registration information gender-neutral and expanding their applicability to
7 certain minors and to applicants for moped operators’ permits; altering the
8 conditions under which certain information about an applicant is forwarded to
9 the Selective Service System; altering the contents of the statement the
10 Administration is required to include on an application for a driver’s license or
11 an identification card; requiring the Administration to include a certain
12 statement on an application for a moped operator’s permit; requiring the
13 Administration to forward certain information about certain applicants with a
14 notation that a certain registration was refused; repealing a certain provision
15 making the Administration’s collection and electronic forwarding of Selective
16 Service registration information on certain individuals to the Selective Service
17 System contingent on the Administration’s receipt of federal funds to pay for
18 certain start-up costs; repealing a certain provision requiring the Motor Vehicle
19 Administrator to initiate and monitor efforts to obtain certain federal funds and
20 to report to the Department of Legislative Services when a certain contingency
21 is fulfilled; making certain technical corrections; and generally relating to the
22 Motor Vehicle Administration and Selective Service registration.

23 BY repealing and reenacting, with amendments,
24 Article – Transportation
25 Section 12-304
26 Annotated Code of Maryland
27 (2009 Replacement Volume and 2011 Supplement)
28 (As enacted by Chapter 309 of the Acts of the General Assembly of 2002)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY repealing
2 Chapter 309 of the Acts of the General Assembly of 2002
3 Section 2 and 3

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

6 **Article – Transportation**

7 12–304.

8 (a) This section applies only to an [adult male] applicant [under the age of
9 26] **BETWEEN THE AGES OF 15 AND 25** years.

10 (b) Subject to subsection (c) of this section, the Administration shall provide
11 to the Selective Service [Administration] **SYSTEM** in an electronic format, for
12 purposes of registration with the Selective Service as required under federal law, the
13 necessary information concerning [a male] **AN** applicant who applies for a driver's
14 license [or], **A MOPED OPERATOR'S PERMIT, OR AN** identification card or the
15 renewal of a driver's license [or], **A MOPED OPERATOR'S PERMIT, OR AN**
16 identification card, including the applicant's:

- 17 (1) Full name;
- 18 (2) Current address;
- 19 (3) Date of birth;
- 20 (4) Gender;
- 21 (5) Date of application; and
- 22 (6) Social Security number, if available.

23 (c) (1) [A male] **EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS**
24 **SECTION, AN** applicant's signature on the application indicates that the applicant
25 [has selected one of the options specified in paragraph (2) of this subsection
26 concerning], **IF REQUIRED BY FEDERAL LAW, CONSENTS TO** Selective Service
27 registration and the forwarding of information to the Selective Service
28 [Administration] **SYSTEM** under this section.

29 (2) In addition to the information required under this subtitle or Title
30 16 of this article, an application form for a driver's license [or], **A MOPED**
31 **OPERATOR'S PERMIT, OR AN** identification card or renewal of a driver's license [or],
32 **A MOPED OPERATOR'S PERMIT, OR AN** identification card shall contain a statement
33 that the [male] applicant:

1 [(i) Has already registered with the Selective Service
2 Administration; or

3 (ii) Has not registered with the Selective Service Administration
4 and:

5 1. Consents to forwarding the information in subsection
6 (b) of this section to the Selective Service Administration; or

7 2. Refuses to consent to the forwarding of the
8 information in subsection (b) of this section to the Selective Service Administration.]

9 **(I) BY SUBMITTING THE APPLICATION, IS CONSENTING TO**
10 **REGISTRATION WITH THE SELECTIVE SERVICE SYSTEM IF REQUIRED BY**
11 **FEDERAL LAW; AND**

12 **(II) IF THE APPLICANT IS UNDER THE AGE OF 18 YEARS,**
13 **AUTOMATICALLY WILL BE REGISTERED WITH THE SELECTIVE SERVICE SYSTEM**
14 **AT THE AGE OF 18 YEARS IF REQUIRED BY FEDERAL LAW.**

15 (d) **(1)** Refusal to consent to [the forwarding of the information in
16 subsection (b) of this section to the Selective Service Administration] **SELECTIVE**
17 **SERVICE REGISTRATION** may not be grounds for denial of an application for a
18 driver's license [or], **A MOPED OPERATOR'S PERMIT, OR AN** identification card or
19 renewal of a driver's license [or], **A MOPED OPERATOR'S PERMIT, OR AN**
20 identification card.

21 **(2) IF AN APPLICANT REFUSES SELECTIVE SERVICE**
22 **REGISTRATION, THE ADMINISTRATION SHALL FORWARD THE PERSONAL**
23 **INFORMATION LISTED IN SUBSECTION (B) OF THIS SECTION TO THE SELECTIVE**
24 **SERVICE SYSTEM WITH A NOTATION THAT REGISTRATION WAS REFUSED.**

25 **Chapter 309 of the Acts of 2002**

26 [SECTION 2. AND BE IT FURTHER ENACTED, That Section 1 of this Act is
27 contingent on the receipt by the Motor Vehicle Administration of sufficient federal
28 funds to pay the Administration's initial start-up costs for computer programming
29 changes necessary to implement the requirements of Section 1 of this Act related to
30 the reporting of information to the Selective Service Administration.]

31 [SECTION 3. AND BE IT FURTHER ENACTED, That the Motor Vehicle
32 Administrator shall initiate and monitor efforts to obtain federal funds for the
33 purposes stated in Section 2 of this Act and shall report promptly to the Department of

1 Legislative Services when federal funds have been received by the Administration and
2 the contingency specified in Section 2 of this Act has been fulfilled.]

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2012.