

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 316

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “vehicles;” insert “providing for the classification of low speed vehicles; establishing an annual registration fee for low speed vehicles; requiring the application for registration of low speed vehicles to be submitted electronically; requiring a licensed dealer of low speed vehicles under certain circumstances to obtain a low speed vehicle registration application from the vehicle’s owner, collect registration fees, and transmit the application and fees in a certain manner within a certain period;”; in line 6, after “prohibit” insert “or restrict”; in line 13, after “vehicles;” insert “clarifying that a certain defined term does not include low speed vehicles;”; in line 13, after “term;” insert “providing for a delayed effective date;”; after line 14 insert:

“BY repealing and reenacting, with amendments,

Article - Insurance

Section 20-501

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)”;

in line 17, after “11-130.1” insert “, 13-939.2,”; in line 22, after “11-176,” insert “13-403, 13-954,”; in the same line, strike “and”; and in the same line, after “23-104” insert “, and 25-102(a)”.

AMENDMENT NO. 2

On page 2, after line 2, insert:

“Article - Insurance

20-501.

(a) In this subtitle, “covered vehicle” means a motor vehicle for which the Fund is

(Over)

required to provide coverage under this subtitle.

(b) “Covered vehicle” includes an automobile, truck, van, and trailer.

(c) “Covered vehicle” does not include a motorcycle, LOW SPEED VEHICLE, or motorbike.”;

and after line 32, insert:

“13-403.

(a) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE owner of a vehicle subject to registration under this subtitle shall apply to the Administration for the registration of the vehicle in a manner that the Administration requires.

(2) THE APPLICATION FOR REGISTRATION OF A LOW SPEED VEHICLE SHALL BE MADE BY ELECTRONIC TRANSMISSION UNDER § 13-610 OF THIS TITLE.

(b) The application shall contain the information that the Administration reasonably requires to determine if the vehicle is entitled to registration.

(C) IF A LICENSED DEALER HOLDS A LOW SPEED VEHICLE FOR SALE AND TRANSFERS THE VEHICLE TO A PERSON OTHER THAN ANOTHER LICENSED DEALER, THE DEALER SHALL:

(1) OBTAIN FROM THE TRANSFEREE A COMPLETED APPLICATION;

(2) COLLECT ALL FEES REQUIRED TO REGISTER THE LOW SPEED VEHICLE UNDER THIS SUBTITLE; AND

(3) WITHIN 30 DAYS OF THE DATE OF DELIVERY OF THE LOW SPEED VEHICLE, ELECTRONICALLY TRANSMIT THE APPLICATION AND FEES IN ACCORDANCE WITH § 13-610 OF THIS TITLE.

13-939.2.

(A) WHEN REGISTERED WITH THE ADMINISTRATION, EVERY LOW SPEED VEHICLE IS A CLASS R (LOW SPEED) VEHICLE.

(B) FOR EACH CLASS R (LOW SPEED) VEHICLE, THE ANNUAL REGISTRATION FEE IS \$35.00.

13-954.

(a) In this section, “motor vehicle” means a:

- (1) Class A (passenger) vehicle;
- (2) Class B (for hire) vehicle;
- (3) Class C (funeral and ambulance) vehicle;
- (4) Class D (motorcycle) vehicle;
- (5) Class E (truck) vehicle;
- (6) Class F (tractor) vehicle;
- (7) Class H (school) vehicle;
- (8) Class J (vanpool) vehicle;
- (9) Class M (multipurpose) vehicle;
- (10) Class P (passenger bus) vehicle;
- (11) Class Q (limousine) vehicle; [or]
- (12) CLASS R (LOW SPEED) VEHICLE; OR
- (13) Vehicle within any other class designated by the Administrator.

(Over)

(b) (1) In addition to the registration fee otherwise required by this title, the owner of any motor vehicle registered under this title shall pay a surcharge of \$13.50 per year for each motor vehicle registered.

(2) \$2.50 of the surcharge collected under paragraph (1) of this subsection shall be paid into the Maryland Trauma Physician Services Fund established under § 19-130 of the Health - General Article.”.

AMENDMENT NO. 3

On page 3, in line 9, strike “ROADWAY” and substitute “HIGHWAY”; in line 10, strike “OR”; and in line 12, after “TITLE” insert “;

(3) ON A HIGHWAY ON WHICH DRIVING A LOW SPEED VEHICLE IS PROHIBITED BY A COUNTY OR MUNICIPAL ORDINANCE; OR

(4) ACROSS A HIGHWAY FOR WHICH THE POSTED MAXIMUM SPEED LIMIT EXCEEDS 45 MILES PER HOUR, EXCEPT AT AN INTERSECTION THAT IS CONTROLLED BY:

(I) A TRAFFIC CONTROL SIGNAL; OR

(II) A STOP SIGN AT EACH APPROACH TO THE INTERSECTION”.

On page 4, in line 2, after “EQUIPMENT” insert “, PERFORMANCE, AND OTHER TECHNICAL”; after line 14, insert:

“25-102.

(a) The provisions of the Maryland Vehicle Law do not prevent a local authority, in the reasonable exercise of its police power, from exercising the following powers as to highways under its jurisdiction:

(1) Subject to the provisions of § 21-1003.1 of this article, regulating or

prohibiting the stopping, standing, or parking of vehicles;

- (2) Regulating traffic by means of police officers or traffic control devices;
- (3) Regulating or prohibiting processions or assemblies on highways;
- (4) Designating particular highways or separate roadways as one-way highways and requiring that all vehicles on them move in one specified direction;
- (5) Regulating the speed and weight of vehicles in public parks;
- (6) Designating any highway as a through highway or designating any intersection as a stop intersection or a yield intersection;
- (7) Restricting the use of highways as provided in Title 24 of this article;
- (8) Regulating the operation of bicycles, requiring them to be registered, and imposing a registration fee;
- (9) Regulating or prohibiting the turning of vehicles or specified types of vehicles at intersections;
- (10) Altering speed limits as provided in Title 21, Subtitle 8 of this article;
- (11) Regulating through truck traffic and prohibiting trucks from using any highway or alley that is not designated or maintained as a part or extension of the State or federal highway system, provided the local authority has designated an adequate alternate route for diverted truck traffic;
- (12) Adopting any other traffic regulations as specifically authorized in the Maryland Vehicle Law;
- (13) Regulating taxi stands, including taxi stands in the middle of a block;

(Over)

(14) (i) Except in Garrett County, designating a certain portion of highways or roadways upon which snowmobiles may travel for the sole purpose of gaining access to snowmobile trails which have been designated by the Department of Natural Resources. However, only those highways and roadways which divide snowmobile trails and which would otherwise obstruct direct access between snowmobile trails may be so designated; and

(ii) In Garrett County, permitting a person to cross a highway or roadway on a snowmobile at a right angle, and designating a certain portion of highways or roadways upon which snowmobiles may travel for the sole purpose of gaining access to snowmobile trails which have been designated by the Department of Natural Resources;

(15) Requiring a minibike, as defined in § 15-112(a) of this article, to be registered, and imposing a registration fee; [and]

(16) In Allegany County, designating crossings on county highways where a person operating a golf cart may cross the highway for continued access to any portion of a golf course;
AND

(17) RESTRICTING USE OF A LOW SPEED VEHICLE ON A HIGHWAY.”;

and in line 26, strike “October 1, 2005” and substitute “January 1, 2006”.