
By: **Delegates Conway, Bozman, Cane, Elmore, Haddaway, Rudolph, Sossi,
and Walkup**

Introduced and read first time: February 11, 2005

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2005

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws - ~~Farm Equipment - Definition~~ Vehicles Temporarily Used in**
 3 **Farming - Registration**

4 FOR the purpose of ~~altering the definition of "farm equipment" to include certain~~
 5 ~~vehicles designed or adapted for hauling perishable commodities between~~
 6 ~~certain locations for sorting or processing; making a stylistic change~~ authorizing
 7 the Motor Vehicle Administration to issue a temporary Class K (farm area)
 8 vehicle registration to a certain vehicle owned by a resident of another state that
 9 is used for a certain purpose; establishing that a temporary Class K registration
 10 may only be in effect for a certain period of time; establishing requirements for
 11 the issuance of a temporary Class K vehicle registration; requiring the
 12 Department of State Police to establish a certain weight limitation; requiring
 13 the Administration to establish mandatory minimum insurance requirements
 14 for a certain vehicle; prohibiting a person from operating a certain vehicle
 15 without a certain license; authorizing the Administration to establish a
 16 registration fee for temporary Class K vehicle registrations; establishing that
 17 certain provisions related to required security apply to a certain vehicle; and
 18 generally relating to ~~farm equipment~~ vehicles temporarily used in farming.

19 BY repealing and reenacting, with amendments,
 20 Article - Transportation
 21 Section ~~41-120~~ 13-935 and 17-102
 22 Annotated Code of Maryland
 23 (2002 Replacement Volume and 2004 Supplement)

24 BY repealing and reenacting, without amendments,

1 Article - Transportation
 2 ~~Section 13-102(9), 13-402(a)(1) and (c)(3), 16-102(a)(3), 17-102, 17-104(a), and~~
 3 ~~22-101(e)~~
 4 Section 17-104(a)
 5 Annotated Code of Maryland
 6 (2002 Replacement Volume and 2004 Supplement)

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

9 **Article - Transportation**

10 ~~11-120.~~

11 (a) "Farm equipment" means a vehicle that:

12 (1) ~~Is designed and adapted only for agricultural, horticultural, or~~
 13 ~~livestock raising operations;~~

14 (2) ~~Is designed and adapted only for lifting or carrying a vehicle~~
 15 ~~described in [paragraph] ITEM (1) of this subsection; [or]~~

16 (3) ~~Is designed and adapted for splitting firewood; OR~~

17 (4) ~~IS DESIGNED OR ADAPTED FOR HAULING PERISHABLE~~
 18 ~~COMMODITIES OUT OF A FIELD DIRECTLY TO ANOTHER LOCATION FOR SORTING OR~~
 19 ~~PROCESSING.~~

20 (b) ~~Farm equipment also includes silvicultural equipment weighing 62,000~~
 21 ~~pounds or less gross weight.~~

22 ~~13-102.~~

23 ~~A certificate of title is not required for:~~

24 (9) ~~Farm equipment;~~

25 ~~13-402.~~

26 (a) (1) ~~Except as otherwise provided in this section or elsewhere in the~~
 27 ~~Maryland Vehicle Law, each motor vehicle, trailer, semitrailer, and pole trailer driven~~
 28 ~~on a highway shall be registered under this subtitle.~~

29 (c) ~~Registration under this subtitle is not required for:~~

30 (3) ~~A farm tractor or any farm equipment;~~

31 ~~16-102.~~

32 (a) ~~The licensing requirements of this title do not apply to:~~

1 (3) An individual while driving any road machine, farm tractor, or farm
2 equipment temporarily driven on a highway in this State, or dock equipment at
3 Dundalk or Locust Point marine terminals which does not require registration under
4 the provisions of this article;

5 ~~17-102.~~

6 This subtitle does not apply to the following vehicles and their drivers:

7 (1) Farm equipment or special mobile equipment incidentally operated
8 on a highway or on other property open to the public; or

9 (2) A vehicle operated on a highway only to cross the highway from one
10 property to another.

11 13-935.

12 (a) In this section, "farm area motor vehicle" means a motor vehicle owned by
13 a farmer and operated only on a farm or on a highway within a 10-mile radius of the
14 farm.

15 (b) If registered with the Administration under this section, every farm area
16 motor vehicle AND EVERY VEHICLE THAT MEETS THE REQUIREMENTS OF
17 SUBSECTION (D)(1) OF THIS SECTION is a Class K (farm area) vehicle.

18 (c) [For] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, FOR
19 each Class K (farm area) vehicle, the annual registration fee is \$2.50.

20 (D) (1) THE ADMINISTRATION MAY ISSUE A TEMPORARY REGISTRATION
21 UNDER THIS SECTION TO A VEHICLE THAT:

22 (I) IS OWNED BY A RESIDENT OF ANOTHER STATE, OR A COMPANY
23 OPERATING OUT OF ANOTHER STATE, IF THE INDIVIDUAL OR COMPANY IS UNDER
24 CONTRACT WITH A MARYLAND FARMER TO CONDUCT SEASONAL HARVESTING
25 OPERATIONS IN THIS STATE;

26 (II) IS USED TO TRANSPORT PERISHABLE COMMODITIES DIRECTLY
27 BETWEEN A FARM AND A PACKING PLANT FOR SORTING AND PROCESSING;

28 (III) PASSES A LEVEL 1 SAFETY INSPECTION CONDUCTED BY THE
29 DEPARTMENT OF STATE POLICE; AND

30 (IV) IS ONLY OPERATED WITHIN A 35-MILE RADIUS OF THE
31 LOCATION WHERE THE SEASONAL HARVESTING OPERATIONS WILL OCCUR.

32 (2) A TEMPORARY REGISTRATION ISSUED UNDER THIS SUBSECTION
33 MAY NOT BE IN EFFECT FOR MORE THAN 90 DAYS.

34 (3) THE DEPARTMENT OF STATE POLICE SHALL ESTABLISH A WEIGHT
35 LIMITATION FOR VEHICLES REGISTERED UNDER THIS SUBSECTION.

1 (4) THE ADMINISTRATION SHALL ESTABLISH MANDATORY MINIMUM
2 SECURITY REQUIREMENTS FOR A VEHICLE REGISTERED UNDER THIS SUBSECTION.

3 (5) A PERSON MAY NOT OPERATE A VEHICLE REGISTERED UNDER THIS
4 SUBSECTION UNLESS THE PERSON HOLDS A DRIVER'S LICENSE ISSUED UNDER
5 TITLE 16 OF THIS ARTICLE, OR A LICENSE TO DRIVE ISSUED BY THE STATE OF THE
6 PERSON'S RESIDENCE.

7 (6) THE ADMINISTRATION MAY ESTABLISH A FEE FOR A TEMPORARY
8 REGISTRATION ISSUED UNDER THIS SUBSECTION.

9 17-102.

10 This subtitle does not apply to the following vehicles and their drivers:

11 (1) [Farm] EXCEPT FOR A VEHICLE REGISTERED UNDER § 13-935(D) OF
12 THIS ARTICLE, FARM equipment or special mobile equipment incidentally operated on
13 a highway or on other property open to the public; or

14 (2) A vehicle operated on a highway only to cross the highway from one
15 property to another.

16 17-104.

17 (a) The Administration may not issue or transfer the registration of a motor
18 vehicle unless the owner or prospective owner of the vehicle furnishes evidence
19 satisfactory to the Administration that the required security is in effect.

20 ~~22-101.~~

21 ~~(e) The provisions of this title with respect to equipment on vehicles do not~~
22 ~~apply to farm equipment, road machinery, road rollers, or farm tractors, except as~~
23 ~~made applicable in this title.~~

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