
By: ~~Delegate Conway~~ **Delegates Conroy and Montgomery**

Introduced and read first time: February 11, 2005

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 5, 2005

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws - Registration and Parking for Individuals with Disabilities**

3 FOR the purpose of altering the criteria for permanent disability classification for
 4 purposes of eligibility for special registration plates and placards for individuals
 5 with disabilities; clarifying that certain vehicles owned by certain facilities are
 6 eligible for certain special disability registration; altering the number of special
 7 registration plates and placards that may be issued to an applicant for certain
 8 parking privileges; requiring the holder of a certain parking privileges to be a
 9 Maryland resident; repealing a requirement that an individual with a certain
 10 disability recertify the disability after a certain period of time; requiring certain
 11 parking lots to come into compliance with the Maryland Accessibility Code by a
 12 certain date; requiring certain parking signs to come into compliance with a
 13 certain law by a certain date; providing that certain parking lot changes are
 14 considered to be an alteration for the purposes of the Maryland Accessibility
 15 Code; requiring certain local legislative bodies to provide at certain times for
 16 certain exceptions to certain local zoning ordinances to allow compliance with
 17 the Maryland Accessibility Code under certain circumstances; authorizing
 18 certain agencies and political subdivisions to establish certain public outreach
 19 efforts; ~~defining a certain term~~; making certain stylistic changes; providing for a
 20 delayed effective date; and generally relating to special vehicle registration and
 21 parking for individuals with a permanent disability.

22 BY repealing and reenacting, with amendments,
 23 Article 66B - Land Use
 24 Section 4.04
 25 Annotated Code of Maryland
 26 (2003 Replacement Volume and 2004 Supplement)

1 BY repealing and reenacting, with amendments,
2 Article - Transportation
3 Section 13-616, 13-616.1, 21-1004(f), 21-1006, and 26-301
4 Annotated Code of Maryland
5 (2002 Replacement Volume and 2004 Supplement)

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

8 **Article 66B - Land Use**

9 4.04.

10 (a) A local legislative body shall provide for the manner in which its
11 regulations and restrictions and the boundaries of its districts shall be determined,
12 established, enforced, and periodically amended or repealed.

13 (b) (1) A regulation, restriction, or boundary may not become effective until
14 10 days after at least one public hearing on the matter, at which parties in interest
15 and citizens shall have an opportunity to be heard.

16 (2) (i) The local legislative body shall publish notice of the time and
17 place of a public hearing, together with a summary of the proposed regulation,
18 restriction, or boundary, in at least one newspaper of general circulation in the
19 jurisdiction once each week for 2 successive weeks.

20 (ii) The local legislative body shall publish the first notice of the
21 hearing at least 14 days before the hearing.

22 (C) A LOCAL LEGISLATIVE BODY SHALL PROVIDE FOR EXCEPTIONS TO LOCAL
23 ZONING ORDINANCES WHEN NECESSARY TO BRING AN EXISTING PARKING LOT INTO
24 COMPLIANCE WITH THE VAN-ACCESSIBLE PARKING RATIO REQUIREMENT OF THE
25 MARYLAND ACCESSIBILITY CODE ADOPTED UNDER § 12-202 OF THE PUBLIC SAFETY
26 ARTICLE.

27 **Article - Transportation**

28 13-616.

29 (a) (1) In this subtitle the following words have the meanings indicated.

30 (2) "Licensed chiropractor" means a chiropractor who is licensed by the
31 State Board of Chiropractic Examiners to practice chiropractic or chiropractic with
32 the right to practice physical therapy as described in § 3-301 of the Health
33 Occupations Article.

34 (3) "Licensed optometrist" means an optometrist who is licensed by the
35 State Board of Examiners in Optometry to practice optometry as described in §
36 11-101 of the Health Occupations Article.

1 (4) "Licensed physician" means a physician, including a doctor of
2 osteopathy, who is licensed by the State Board of Physicians to practice medicine as
3 described in § 14-101 of the Health Occupations Article.

4 (5) "Licensed podiatrist" means a podiatrist who is licensed by the State
5 Board of Podiatric Medical Examiners to practice podiatry as described in § 16-101 of
6 the Health Occupations Article.

7 (b) (1) The owner of any vehicle described in paragraph (3) of this subsection
8 may apply to the Administration for the assignment to that vehicle of a special
9 disability registration number and special disability registration plates, if a licensed
10 physician, licensed chiropractor, licensed optometrist, or licensed podiatrist certifies,
11 in accordance with paragraph (2) of this subsection, that the applicant[, a dependent
12 of the applicant, or any individual who depends on the applicant for transportation]:

13 (i) Has lung disease to such an extent that forced (respiratory)
14 expiratory volume for one second when measured by spirometry is less than one liter,
15 or arterial oxygen tension (PO₂) is less than 60 mm/hg on room air at rest;

16 (ii) Has cardiovascular disease limitations classified in severity as
17 Class III or Class IV according to standards accepted by the American Heart
18 Association;

19 (iii) Is unable to walk 200 feet without stopping to rest;

20 (iv) Is unable to walk without the use of, or assistance from, a brace,
21 cane, crutch, another person, prosthetic device, or other assistive device;

22 (v) Requires a wheelchair for mobility;

23 (vi) Has lost a foot, leg, hand, or arm;

24 (vii) Has lost the use of a foot, leg, hand, or arm;

25 (viii) Has a permanent impairment of both eyes so that:

26 1. The central visual acuity is 20/200 or less in the better eye,
27 with corrective glasses; or

28 2. There is a field defect in which the peripheral field has
29 contracted to such an extent that the widest diameter of visual field subtends an
30 angular distance no greater than 20 degrees in the better eye; or

31 (ix) Has a permanent disability THAT ADVERSELY IMPACTS THE
32 AMBULATORY ABILITY OF THE APPLICANT AND which is so severe that the person
33 would endure a hardship or be subject to a risk of injury if the privileges accorded a
34 person for whom a vehicle is specially registered under this section were denied.

35 (2) For the purposes of this section, the qualifying disabilities specified
36 in paragraph (1) of this subsection shall be certified as follows:

1 (i) A licensed physician may certify conditions specified in
2 paragraph (1)(i) through (ix) of this subsection;

3 (ii) A licensed chiropractor or a licensed podiatrist may certify
4 conditions specified in paragraph (1)(iii) through (vii) and (ix) of this subsection;

5 (iii) A licensed optometrist may certify the condition specified in
6 paragraph (1)(viii) of this subsection; and

7 (iv) Notwithstanding any provision of paragraph (1) of this
8 subsection, the applicant may self-certify conditions specified in paragraph (1)(vi) of
9 this subsection by appearing in person with proper identification at a full-service
10 Motor Vehicle Administration office during normal business hours.

11 (3) This section applies only to:

12 (i) A Class A (passenger) vehicle;

13 (ii) A Class D (motorcycle) vehicle;

14 (iii) A Class M (multipurpose) vehicle;

15 (iv) A Class E (truck) vehicle with a one ton or less manufacturer's
16 rated capacity; or

17 (v) A Class H, I, or J vehicle that is specially equipped for the
18 transportation of individuals with disabilities and is used exclusively for the
19 transportation of individuals with disabilities.

20 (4) (I) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (1) OF
21 THIS SUBSECTION, A NURSING HOME, HEALTH CARE FACILITY, ADULT DAY CARE
22 FACILITY, RETIREMENT HOME, OR OTHER FACILITY THAT REGULARLY PROVIDES
23 TRANSPORTATION FOR INDIVIDUALS WITH DISABILITIES MAY APPLY TO THE
24 ADMINISTRATION FOR SPECIAL DISABILITY REGISTRATION FOR VEHICLES OWNED
25 BY THE FACILITY.

26 (II) AN APPLICATION FOR SPECIAL DISABILITY REGISTRATION
27 UNDER THIS PARAGRAPH SHALL CONTAIN:

28 1. THE CERTIFICATION OF THE OWNER OR OPERATOR OF
29 THE FACILITY THAT THE VEHICLE FOR WHICH THE REGISTRATION IS SOUGHT IS
30 USED EXCLUSIVELY FOR THE TRANSPORTATION OF INDIVIDUALS WITH
31 DISABILITIES AS DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION; AND

32 2. ANY OTHER INFORMATION OR DOCUMENTATION
33 CONCERNING THE FACILITY OR THE VEHICLE THAT THE ADMINISTRATION
34 REQUIRES.

1 (c) (1) [Special] EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (B)(4)
2 OF THIS SECTION, SPECIAL registration and special registration plates may be issued
3 under this section only if the applicant submits[:

4 (i) Proof] PROOF satisfactory to the Administration that the
5 applicant[, the dependent of the applicant, or the individual who depends on the
6 applicant for transportation, as the case may be,] is an individual with a disability
7 described in subsection (b)(1) of this section[; and

8 (ii) As to an applicant on whom an individual with a disability
9 depends for transportation, a certification of the individual with a disability that the
10 individual with a disability depends on the applicant for transportation].

11 (2) [The] EXCEPT AS PROVIDED BY SUBSECTION (B)(4) OF THIS
12 SECTION, THE Administration may not accept applications for special registration
13 under this section from[:

14 (i) More than 2 applicants submitting certifications of dependency
15 as required under item (1)(ii) of this subsection from the same individual with a
16 disability;

17 (ii) More than 1 applicant on whom an individual with a disability
18 depends for transportation if the individual with a disability, at the time of
19 application, possesses a valid special registration issued under this section; or

20 (iii) An] AN applicant who, at the time of application[,]:

21 (I) [possesses 2] POSSESSES ONE valid special [registrations]
22 REGISTRATION issued under this section; OR

23 (II) POSSESSES TWO PARKING PLACARDS ISSUED UNDER § 13-616.1
24 OF THIS SUBTITLE.

25 [(d) (1) An applicant for renewal of special registration and special
26 registration plates issued under this section shall submit proof of the disability to the
27 Administration before the issuance of the new multiyear registration plates and
28 before the renewal of the registration every 4 years thereafter.

29 (2) As to an applicant for renewal on whom an individual with a
30 disability depends for transportation, the applicant shall submit once every 2 years in
31 a form prescribed by the Administration proof of the disability of the individual with
32 a disability and proof that the applicant continues to provide transportation for the
33 individual with a disability for whom special registration has been issued under this
34 section.]

35 [(e) (D) Except as provided under §§ 13-951 and 13-952 of this title, no fee in
36 addition to the annual registration fee otherwise required by this title is required for
37 special registration under this section.

38 [(f) (E) A special registration number assigned under this section shall:

1 (1) Consist of the letters, numerals, or both that the Administration
2 specifies; and

3 (2) Be displayed on special registration plates issued for the vehicle,
4 together with the International Symbol of Access.

5 [(g)] (F) (1) In this subsection, "special types of vehicles" means:

6 (i) Emergency vehicles defined under § 11-118 of this article;

7 (ii) Service vehicles defined under § 22-201 of this article;

8 (iii) Class B (for hire) vehicles;

9 (iv) Class C (funeral and ambulance) vehicles;

10 (v) Class H (school) vehicles;

11 (vi) Class I (charter bus) vehicles;

12 (vii) Class J (vanpool) vehicles;

13 (viii) Class P (passenger bus) vehicles;

14 (ix) Class Q (limousine) vehicles; and

15 (x) State or local government vehicles.

16 (2) The person for whom special registration plates are issued under this
17 section or under a similar provision of any other state or country:

18 (i) 1. Except as provided in items (ii) and (iii) of this paragraph,
19 may park for unlimited periods in parking zones restricted as to the length of parking
20 time permitted; and

21 2. Is not required to pay any parking meter fees of this State
22 or of any political subdivision of this State where parking meters do not meet the
23 requirements of the Americans with Disabilities Act;

24 (ii) May park in a parking space equipped with a parking meter
25 only for:

26 1. Except as provided in item (ii)2 of this paragraph, twice
27 the maximum time period permitted on the parking meter but not to exceed a
28 maximum of 4 hours; and

29 2. If the parking meter permits parking for more than 4
30 hours, the period permitted on the parking meter; and

1 (iii) Subject to the posted time restriction specified for this parking
2 zone, may park in a designated zone for the handicapped established at any
3 State-owned airport.

4 (3) The provisions of this subsection supersede any local ordinance,
5 except that they do not apply:

6 (i) To zones where stopping, standing, or parking is prohibited to
7 all vehicles;

8 (ii) To zones that are reserved for special types of vehicles; or

9 (iii) Where there is a local ordinance that prohibits parking during
10 heavy traffic periods in morning, afternoon, or evening rush hours, or where parking
11 clearly would present a traffic hazard.

12 [(h)] (G) When using the parking privileges granted under this section:

13 (1) The person shall have in the person's possession identification issued
14 by the Administration as proof that parking privileges are being utilized by a person
15 with a disability as defined in subsection (b)(1) of this section; and

16 (2) The person shall make the identification available upon the request
17 of:

18 (i) A police officer, while the officer is discharging the official
19 duties of a police officer; or

20 (ii) Any other person authorized by a political subdivision to enforce
21 this section, while acting within the scope of this authority.

22 [(i)] (H) A person may not commit any fraud or make any misrepresentation
23 in applying for disability registration plates, using special disability registration
24 plates, or certifying an individual with a disability as defined in subsection (b)(1) of
25 this section for special disability registration under this section.

26 [(j)] (I) A person who operates a motor vehicle with a special disability
27 registration number or special disability registration plates may not use the
28 privileges granted under this section, unless the person:

29 (1) Is a person with a disability who meets the requirements of
30 subsection (b)(1) of this section; or

31 (2) Is accompanied by a dependent, or an individual who depends on the
32 person for transportation, who meets the requirements of subsection (b)(1) of this
33 section.

34 [(k)] (1) As to a motor vehicle owner upon whom a person with a disability
35 depends for transportation, the vehicle owner's relationship to the person with a
36 disability shall be deemed severed by:

- 1 (i) The death of the person with a disability;
- 2 (ii) A divorce from the person with a disability; or
- 3 (iii) Termination of employment or responsibility of the vehicle
4 owner by the person with a disability or that person's legal representative.

5 (2) Within 30 days of the occurrence of any of the events enumerated in
6 paragraph (1) of this subsection:

7 (i) The vehicle owner shall mail or deliver the special disability
8 registration card and special disability registration plates to the Administration for
9 cancellation; and

10 (ii) If the motor vehicle remains subject to registration under this
11 article, the vehicle owner shall apply to the Administration for registration of the
12 vehicle in accordance with the terms of § 13-403 of this article.

13 (3)] (J) To determine if the eligibility requirements continue to be met,
14 the Administration may conduct a review of a registration that is issued by the
15 Administration under this subsection and:

16 [(i)] (1) If the Administration finds it necessary to review the
17 severity or permanency of a registration holder's disability, the Administration may
18 request a review and recommendations from the Medical Advisory Board established
19 under § 16-118 of this article; and

20 [(ii)] (2) If the Administration determines that eligibility
21 requirements are not being met, the Administration may revoke the registration.

22 [(l)] (K) Any person who violates the provisions of this section is guilty of a
23 misdemeanor, in accordance with the terms of § 27-101 of this article.

24 [(m)] (L) The Administration shall administer the special registration plates
25 program in accordance with the provisions of this section.

26 [(n)] (M) In accordance with the provisions of this section, by July 1, 2001,
27 each board for licensed physicians, licensed chiropractors, licensed optometrists, or
28 licensed podiatrists shall be responsible for the development and maintenance of a
29 database system with which the Administration can interface and verify licensure.

30 13-616.1.

31 (a) A person may apply to the Administration for a parking placard on a form
32 provided by the Administration if the applicant[, a dependent of the applicant, or any
33 individual who depends on the applicant for transportation]:

34 (1) IS A RESIDENT OF THE STATE; AND

1 (2) (I) Has a permanent disability as described in § 13-616(b)(1) of
2 this subtitle and as certified by a licensed physician, licensed chiropractor, licensed
3 optometrist, or licensed podiatrist, as defined in § 13-616(a) of this subtitle; or

4 [(2)] (II) Has a permanent disability as described in § 13-616(b)(1)(vi) of
5 this subtitle and as self-certified as provided by § 13-616(b)(2)(iv) of this subtitle.

6 (b) (1) A parking placard for a person with a disability may be issued to an
7 applicant described in subsection (a) of this section only if the applicant submits proof
8 satisfactory to the Administration that the applicant[, the dependent of the applicant,
9 or the individual who depends on the applicant for transportation] is a person with a
10 disability as described in § 13-616(b) of this subtitle.

11 (2) A PARENT OR LEGAL GUARDIAN MAY APPLY FOR A SPECIAL
12 DISABILITY PARKING PLACARD ON BEHALF OF A QUALIFIED MINOR.

13 (c) (1) The Administration may not issue TO AN APPLICANT:

14 (I) [more] MORE than ONE PLACARD IF THE APPLICANT
15 REQUESTS ONE SET OF SPECIAL REGISTRATION PLATES UNDER § 13-616 OF THIS
16 SUBTITLE; OR

17 (II) MORE THAN two placards [to a person applying for a placard
18 under this section] IF THE APPLICANT DOES NOT REQUEST A SET OF SPECIAL
19 REGISTRATION PLATES UNDER § 13-616 OF THIS SUBTITLE.

20 (2) The Administration may not issue to a person issued special vehicle
21 registration plates under § 13-616 of this subtitle a combination of special disability
22 registration plates and placards exceeding [three] TWO.

23 (d) (1) A placard issued under this section to an applicant described in
24 subsection (a) of this section expires 4 years from the date of issue.

25 (2) The placard may be renewed BY THE PLACARD HOLDER on AN
26 application [with proof of the disability] FORM APPROVED BY THE ADMINISTRATION.

27 (e) (1) A parking placard for a person with a disability shall be issued:

28 (i) Except as provided in item (ii) or item (iii) of this paragraph, in
29 the form of a removable windshield placard capable of being hung from the inside
30 rearview mirror and of a size and design as determined by the Administration;

31 (ii) For a vehicle not equipped with an inside rearview mirror or in
32 which the inside rearview mirror is not visible from the rear of the vehicle, in the
33 form of a windshield placard of a size and design as determined by the
34 Administration; or

35 (iii) For a Class D (motorcycle) vehicle, in the form of a sticker of a
36 size and design as designated by the Administration.

1 (2) A person to whom a parking placard for a person with a disability is
2 issued shall display the placard described in this section:

3 (i) In a Class A (passenger) vehicle or a Class M (multipurpose)
4 vehicle;

5 (ii) On a Class D (motorcycle) vehicle as required by the
6 Administration;

7 (iii) In a Class E (truck) vehicle with a one ton or less
8 manufacturer's rated capacity and specially equipped for the transportation of or
9 operation by an individual with a disability; or

10 (iv) In a Class H, I, or J vehicle that is specially equipped for the
11 transportation of individuals with disabilities and is used exclusively for the
12 transportation of individuals with disabilities.

13 (f) (1) Except as provided in paragraph (3) of this subsection, when
14 displayed by the person to whom a removable windshield placard is issued, the
15 removable windshield placard shall be hung from the inside rearview mirror when
16 the vehicle is parked.

17 (2) A person may not drive a vehicle while a removable windshield
18 placard described under paragraph (1) of this subsection is hanging from the inside
19 rearview mirror.

20 (3) The removable windshield placard shall be placed inside a vehicle
21 that is not equipped with an inside rearview mirror, in a position from which the
22 removable windshield placard can be viewed from the outside of the vehicle through
23 the lower portion of the windshield on the driver's side of the vehicle.

24 (4) When displayed, the person to whom a removable windshield placard
25 is issued under this section or under a similar provision of law of any state or country
26 is accorded the privileges contained in [§ 13-616(g)] § 13-616(F) of this subtitle.

27 (g) When using the parking privileges granted under [§ 13-616(g)] § 13-616(F)
28 of this subtitle:

29 (1) The person shall have in the person's possession identification issued
30 by the Administration as proof that parking privileges are being utilized by a person
31 with a disability as defined in § 13-616(b)(1) of this subtitle; and

32 (2) The person shall make the identification available upon the request
33 of:

34 (i) A police officer, while the officer is discharging the official
35 duties of a police officer; or

36 (ii) Any other person authorized by a political subdivision to enforce
37 this section, while acting within the scope of this authority.

1 (h) (1) A person may not commit any fraud or make any misrepresentation
2 in certifying a person's disability or applying for or using a parking placard for a
3 person with a disability.

4 (2) A person who operates a motor vehicle displaying a parking placard
5 for a person with a disability may not use the privileges granted under this section,
6 unless the person is:

7 (i) A person with a disability who meets the requirements of §
8 13-616(b)(1) of this subtitle; or

9 (ii) Accompanied by a dependent, or an individual who depends on
10 the person for transportation, who meets the requirements of § 13-616(b)(1) of this
11 subtitle.

12 (3) To determine if the eligibility requirements continue to be met, the
13 Administration may conduct a review of a parking placard for a person with a
14 disability that is issued by the Administration under this section and:

15 (i) If the Administration finds it necessary to review the severity or
16 permanency of a placard holder's disability, the Administration may request a review
17 and recommendations from the Medical Advisory Board established under § 16-118 of
18 this article; and

19 (ii) If the Administration determines that eligibility requirements
20 are not being met, the Administration may revoke the parking placard for a person
21 with a disability.

22 (i) Any person who violates the provisions of this section is guilty of a
23 misdemeanor.

24 (j) The Administration shall:

25 (1) Administer the removable windshield placard program in accordance
26 with the provisions of this section; and

27 (2) By July 1, 2001, establish an automated system for recording the
28 issuance, renewal, and expiration of placards in a timely manner to ensure that the
29 objectives of the placard program are achieved in an efficient and orderly manner.

30 (k) In accordance with the provisions of this section, by July 1, 2001, each
31 board for licensed physicians, licensed chiropractors, licensed optometrists, or
32 licensed podiatrists shall be responsible for the development and maintenance of a
33 database system, with which the Administration can interface and verify licensure.

34 21-1004.

35 (f) [A new] AS OF OCTOBER 1, ~~2006~~ 2010, ANY sign [erected after October 1,
36 2002] that designates a parking space or zone for the use of individuals with
37 disabilities shall clearly state the maximum amount of the fine to which a person is

1 subject for parking a vehicle in the parking space or zone in violation of § 21-1003(u)
2 of this subtitle.

3 21-1006.

4 (a) (1) Each parking lot that is constructed or altered after October 1, 1996
5 shall conform with the requirements of the Maryland Accessibility Code adopted
6 under § 12-202 of the Public Safety Article.

7 (2) AS OF OCTOBER 1, 2010, EACH PARKING LOT IN THE STATE SHALL
8 CONFORM WITH THE REQUIREMENTS OF THE MARYLAND ACCESSIBILITY CODE
9 ADOPTED UNDER § 12-202 OF THE PUBLIC SAFETY ARTICLE.

10 (b) A person may not park a motor vehicle in a space designated for the use of
11 individuals with disabilities unless:

12 (1) The vehicle bears a special registration plate, a removable windshield
13 placard, or a temporary removable windshield placard issued by the Administration
14 under § 13-616, § 13-616.1, or § 13-616.2 of this article or similarly by another state,
15 the District of Columbia, or another country; and

16 (2) The person is authorized to use the privileges conferred by the special
17 registration plate, removable windshield placard, or temporary placard under §
18 13-616, § 13-616.1, or § 13-616.2 of this article, or under the laws of another state,
19 the District of Columbia, or another country.

20 (C) ANY RESTRIPING OR REPAVING OF A PARKING LOT SHALL BE
21 CONSIDERED AN ALTERATION UNDER THE MARYLAND ACCESSIBILITY CODE
22 ADOPTED UNDER § 12-202 OF THE PUBLIC SAFETY ARTICLE.

23 26-301.

24 (a) ~~(1)~~ In this subtitle, "officer" means a police officer or a person other than
25 a police officer who is authorized to issue a citation for a violation of an ordinance or
26 regulation that is adopted under this section.

27 ~~(2) "OFFICER" INCLUDES, IF AUTHORIZED TO ISSUE A CITATION FOR A~~
28 ~~VIOLATION OF AN ORDINANCE OR REGULATION ADOPTED UNDER THIS SECTION,~~
29 ~~THE FOLLOWING:~~

30 ~~(I) AUXILIARY PERSONNEL POLICE;~~

31 ~~(II) PRIVATE SECURITY GUARDS;~~

32 ~~(III) MEMBERS OF VOLUNTEER GROUPS PROVIDING SECURITY~~
33 ~~SERVICES; AND~~

34 ~~(IV) PARKING ENFORCEMENT AGENTS.~~

35 (b) Subject to subsection (c) of this section, any State agency authorized by law
36 and any political subdivision of this State may adopt ordinances or regulations that:

- 1 (1) Regulate the parking of vehicles;
- 2 (2) Provide for the impounding of vehicles parked in violation of the
3 ordinances or regulations;
- 4 (3) Regulate the towing of vehicles from publicly owned and privately
5 owned parking lots; and
- 6 (4) Provide for the issuance of a citation by an officer for a violation of an
7 ordinance or regulation that is adopted under this section.

8 (c) A political subdivision may not adopt or enforce an ordinance or regulation
9 that prohibits the parking of more than one motorcycle within a space served by a
10 single parking meter.

11 (d) (1) In this subsection, "rental vehicle" means a vehicle that is rented or
12 leased for a period not exceeding 180 days.

13 (2) If a parking citation is issued for a rental vehicle, the owner is not
14 liable for any penalty in excess of the original fine for a parking violation unless the
15 owner fails to pay the fine or file a notice of intention to stand trial for the violation
16 within the time specified in a notice of the infraction mailed to the business address
17 of the owner.

18 (3) If a political subdivision or State agency receives payment for a
19 parking violation from both the owner of the vehicle and the person who had
20 possession of the rental vehicle at the time the parking citation was issued, the
21 political subdivision or State agency shall reimburse the owner of the vehicle for the
22 amount paid by the owner for the violation.

23 (E) ANY STATE AGENCY AUTHORIZED BY LAW AND ANY POLITICAL
24 SUBDIVISION OF THE STATE MAY ESTABLISH PUBLIC OUTREACH EFFORTS TO
25 EDUCATE LAW ENFORCEMENT OFFICERS, BUSINESSES, MEDICAL PRACTITIONERS,
26 AND THE GENERAL PUBLIC AS TO PARKING LAWS AND REGULATIONS, INCLUDING:

27 (1) THE AUTHORITY OF LAW ENFORCEMENT OFFICERS TO ENTER
28 PRIVATE PARKING LOTS USED BY THE PUBLIC; AND

29 (2) SPECIFIC ELIGIBILITY CRITERIA FOR, AND REQUIREMENTS FOR THE
30 LAWFUL USE OF, SPECIAL REGISTRATION PLATES AND PLACARDS ISSUED UNDER
31 TITLE 13, SUBTITLE 6 OF THIS ARTICLE FOR INDIVIDUALS WITH DISABILITIES.

32 SECTION 2. AND BE IT FURTHER ENACTED, That a local legislative body
33 shall provide for exceptions to local zoning ordinances under Section 1 of this Act to
34 comply with the van-accessible parking ratio requirement of the Maryland
35 Accessibility Code in the review and revision of its comprehensive zoning plan next
36 occurring after the effective date of this Act.

37 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
38 ~~October 1, 2005~~ January 1, 2006.

