

HOUSE BILL 680

R4

(3lr1745)

ENROLLED BILL

— Environmental Matters/Judicial Proceedings —

Introduced by **Delegates Hogan, Clagett, Jacobs, O'Donnell, Otto, Schulz, Vitale, Weir, and Wilson**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 ~~Vehicle Registration – Exception for All Terrain and Utility Terrain Vehicles~~
3 ~~– Use in Public Service~~

4 Vehicle Laws – Unregistered Emergency Vehicles – Operating on Highways

5 FOR the purpose of ~~authorizing, under certain circumstances, the operation of certain~~
6 ~~all terrain and utility terrain vehicles in public service on highways without~~
7 ~~the vehicle being registered under the Maryland Vehicle Law; requiring a~~
8 ~~person operating an unregistered all terrain or utility terrain vehicle on a~~
9 ~~highway to maintain certain evidence of liability insurance in the vehicle;~~
10 ~~prohibiting a person from operating an unregistered all terrain or~~
11 ~~utility terrain vehicle on a highway for which the posted maximum speed limit~~
12 ~~exceeds a certain limit~~ providing that the Maryland Vehicle Law does not
13 preclude a local authority from authorizing an unregistered emergency vehicle
14 emergency vehicle not subject to registration to operate on a highway under its

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



jurisdiction while performing an emergency service; and generally relating to the operation of ~~unregistered all-terrain and utility-terrain~~ emergency vehicles *not subject to registration in public service* on highways in the State.

~~BY repealing and reenacting, without amendments,
Article – Transportation
Section 13-402(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume)~~

~~BY adding to
Article – Transportation
Section 13-402(h-1)
Annotated Code of Maryland
(2012 Replacement Volume)~~

BY repealing and reenacting, with amendments,
Article – Transportation
Section 25-102(a)(16) and (17)
Annotated Code of Maryland
(2012 Replacement Volume)

BY adding to
Article – Transportation
Section 25-102(a)(18)
Annotated Code of Maryland
(2012 Replacement Volume)

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

Article – Transportation

~~13-402.~~

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

~~(2) If a motor vehicle required to be registered under this subtitle is not registered, a person may not park the unregistered motor vehicle on any:~~

~~(i) Public alley, street, or highway; or~~

~~(ii) Private property used by the public in general, including parking lots of shopping centers, condominiums, apartments, or town house developments.~~

1 ~~(3) The provisions of paragraph (2) of this subsection do not apply to a~~
2 ~~motor vehicle that is exempt from registration under this section or § 13-402.1 of this~~
3 ~~subtitle.~~

4 ~~(b) Except as otherwise expressly authorized in this title, the Administration~~
5 ~~may not register or renew the registration of a vehicle unless the Administration has~~
6 ~~issued to the owner a certificate of title of the vehicle or has received an application for~~
7 ~~the certificate of title.~~

8 ~~(H-1) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN~~
9 ~~ALL TERRAIN OR A UTILITY TERRAIN VEHICLE THAT IS OPERATED ON A~~
10 ~~HIGHWAY NEED NOT BE REGISTERED IN THE STATE IF THE VEHICLE IS:~~

11 ~~(I) OWNED BY A STATE OR LOCAL GOVERNMENT AGENCY~~
12 ~~OR A PUBLIC SAFETY ENTITY;~~

13 ~~(II) OPERATED IN THE COURSE OF OFFICIAL DUTIES OR~~
14 ~~TRAINING BY AN OPERATOR APPROVED BY THE GOVERNMENT AGENCY OR~~
15 ~~PUBLIC SAFETY ENTITY; AND~~

16 ~~(III) EQUIPPED WITH FRONT AND REAR LIGHTING AND AN~~
17 ~~AUDIBLE HORN.~~

18 ~~(2) A PERSON:~~

19 ~~(I) SHALL MAINTAIN EVIDENCE OF LIABILITY INSURANCE~~
20 ~~IN AN ALL TERRAIN OR UTILITY TERRAIN VEHICLE BEING OPERATED ON A~~
21 ~~HIGHWAY UNDER THIS SUBSECTION; AND~~

22 ~~(II) MAY NOT OPERATE AN UNREGISTERED ALL TERRAIN~~
23 ~~OR UTILITY TERRAIN VEHICLE UNDER THIS SUBSECTION ON A HIGHWAY FOR~~
24 ~~WHICH THE POSTED MAXIMUM SPEED LIMIT EXCEEDS 50 MILES PER HOUR.~~

25 25-102.

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

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

32 (17) Restricting use of a low speed vehicle on a highway; AND

1 **(18) AUTHORIZING AN ~~UNREGISTERED~~ EMERGENCY VEHICLE *NOT***
 2 ***SUBJECT TO REGISTRATION TO OPERATE ON A HIGHWAY WHILE PERFORMING***
 3 ***AN EMERGENCY SERVICE AS DEFINED IN § 19-103 OF THIS ARTICLE.***

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 5 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.