

HOUSE BILL 58

R4, R6

6lr1181

(PRE-FILED)

By: **Delegate O'Donnell**

Requested: November 12, 2015

Introduced and read first time: January 13, 2016

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Historic Motor Vehicles – Authorized Uses and Inspections**

3 FOR the purpose of altering the uses and prohibited uses to which an owner of a historic
4 motor vehicle is required to certify for the vehicle in a registration application;
5 limiting the application of the exemption from certain motor vehicle inspection
6 requirements and enforcement procedures for historic motor vehicles to certain
7 model year vehicles; altering certain defined terms; and generally relating to
8 authorized uses and inspections for historic motor vehicles.

9 BY repealing and reenacting, with amendments,
10 Article – Transportation
11 Section 13–936 and 23–101(g) and (i)
12 Annotated Code of Maryland
13 (2012 Replacement Volume and 2015 Supplement)

14 BY repealing and reenacting, without amendments,
15 Article – Transportation
16 Section 23–101(a), 23–104, 23–105(a), and 23–107(a)(1)
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2015 Supplement)

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

21 **Article – Transportation**

22 13–936.

23 (a) In this section, “historic motor vehicle” means a motor vehicle, including a
24 passenger vehicle, motorcycle, or truck that:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Is at least 20 years old;

2 (2) Has not been substantially altered from the manufacturer's original
3 design; and

4 (3) Meets criteria contained in regulations adopted by the Administration.

5 (b) In this section, "historic motor vehicle" does not include a vehicle that has been
6 remanufactured or reconstructed as a replica of an original vehicle.

7 (c) If registered with the Administration under this section, every historic motor
8 vehicle is a Class L (historic) vehicle.

9 (d) Except as provided in subsection (i) of this section, for each Class L (historic)
10 vehicle, the annual registration fee is \$25.50.

11 (e) In applying for registration of a historic motor vehicle under this section, the
12 owner of the vehicle shall submit with the application a certification that the vehicle for
13 which the application is made:

14 (1) Will be maintained for use in exhibitions, club activities, parades, tours,
15 **AND** occasional transportation[, and similar uses]; and

16 (2) Will not be used:

17 (i) For general daily transportation; [or]

18 (ii) Primarily for the transportation of passengers or property on
19 highways;

20 **(III) FOR EMPLOYMENT;**

21 **(IV) FOR TRANSPORTATION TO AND FROM EMPLOYMENT OR**
22 **SCHOOL; OR**

23 **(V) FOR COMMERCIAL PURPOSES.**

24 (f) Except as provided in § 13–936.1 of this subtitle, on registration of a vehicle
25 under this section, the Administration shall issue a special, historic motor vehicle
26 registration plate of the size and design that the Administration determines.

27 (g) Unless the presence of the equipment was specifically required by a statute of
28 this State as a condition of sale when the vehicle was manufactured, the presence of any
29 specific equipment is not required for the operation of a vehicle registered under this
30 section.

1 (h) (1) A vehicle WITH A MODEL YEAR OF 1985 OR EARLIER registered
2 under this section is exempt from any statute that requires [periodic] vehicle inspections
3 [or that requires the use and inspection of emission controls].

4 (2) A VEHICLE REGISTERED UNDER THIS SECTION IS EXEMPT FROM
5 ANY STATUTE THAT REQUIRES THE USE AND INSPECTION OF EMISSION CONTROLS.

6 (i) (1) For a motor vehicle manufactured at least 60 years prior to the current
7 model year, there is a onetime registration fee of \$50.00.

8 (2) Registration of a motor vehicle manufactured under this subsection is
9 not transferable to a subsequent owner.

10 23–101.

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

12 (g) “Police officer” means:

13 (1) Any uniformed police officer; [or]

14 (2) ANY PERSON LISTED UNDER § 2–101(C) OF THE CRIMINAL
15 PROCEDURE ARTICLE; OR

16 [(2)] (3) Any civilian employee of the Department of State Police or the
17 Maryland Transportation Authority Police assigned to enforce this subtitle or any
18 regulation adopted under this subtitle, but only while acting under written authorization
19 of the Secretary of State Police.

20 (i) (1) “Vehicle” means, except as otherwise provided in this subsection, any
21 vehicle registered or to be registered in this State as:

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

23 (ii) A Class M (multipurpose) vehicle;

24 (iii) A Class J (vanpool) vehicle;

25 (iv) A Class E (truck) vehicle;

26 (v) A Class F (tractor) vehicle;

27 (vi) A Class G (trailer) vehicle;

28 (vii) A Class B (for–hire) vehicle; [or]

1 (viii) A Class D (motorcycle) vehicle; **OR**

2 **(IX) A CLASS L (HISTORIC) VEHICLE WITH A MODEL YEAR OF**
3 **1986 OR LATER.**

4 (2) For purposes of safety equipment repair orders only, “vehicle” means,
5 except as provided in paragraph (3) of this subsection, any motor vehicle, trailer, or
6 semitrailer.

7 (3) “Vehicle” does not include any Class L (historic) vehicle **WITH A MODEL**
8 **YEAR OF 1985 OR EARLIER**, or any trailer which is a mobile home as defined by § 11–134
9 of this article.

10 23–104.

11 (a) Every vehicle driven on the highways in this State shall, where applicable,
12 have the following equipment, meeting or exceeding the standards established jointly by
13 the Administration and the Division: brakes, steering, suspension, horn, door handles,
14 mirrors, tires, exhaust system, lights, glazing, windshield wipers, odometer, speedometer,
15 bumpers, properly aligned wheels, wheels and wheel lugs, fenders, floor pans, hood, hood
16 catches, emissions equipment, fuel system, front seat, motor mounts, gear selection
17 indicator for automatic transmissions, universal joints, and seat belts or combination seat
18 belt–shoulder harness if required as original equipment under § 22–412 or § 22–412.1 of
19 this article.

20 (b) (1) The Administration and the Division jointly may establish standards
21 by rule or regulation for this equipment.

22 (2) The Administration and the Division shall adopt, consistent with
23 federal law, regulations establishing equipment, performance, and other technical
24 standards for low speed vehicles.

25 23–105.

26 (a) (1) If a police officer observes that a vehicle registered in this State is being
27 operated with any equipment that apparently does not meet the standards established
28 under this subtitle or the standards established under § 24–106.1(e) of this article, the
29 officer shall stop the driver of the vehicle and issue to him a safety equipment repair order.

30 (2) A police officer may issue a safety equipment repair order for a cover
31 required under § 24–106.1(e) of this article only if:

32 (i) The vehicle is equipped with a cover; and

1 (ii) The cover, or any equipment necessary to properly secure the
2 cover, does not meet the standards established under § 24–106.1(e) of this article.

3 23–107.

4 (a) (1) Before the Administration titles and registers any used vehicle, it shall
5 require a valid inspection certificate for the vehicle.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2016.