

HOUSE BILL 52

R6
HB 316/18 – ENV

9lr0911

By: **Delegates Wivell and McKay**
Introduced and read first time: January 14, 2019
Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program – Exemptions – Vehicles With Low**
3 **Annual Mileage**

4 FOR the purpose of repealing the requirement that, in order for a vehicle that is driven less
5 than a certain number of miles over a certain period of time to be exempt from
6 mandatory inspection and testing requirements, the owner of the vehicle must meet
7 certain disability or age requirements; and generally relating to the exemption of
8 certain vehicles from mandatory inspection and testing requirements of the vehicle
9 emissions inspection program.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 23–206.2
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2018 Supplement)

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

17 **Article – Transportation**

18 23–206.2.

19 (a) (1) A motor vehicle [for which special registration plates have been issued
20 under § 13–616 of this article] is exempt from the mandatory inspections required by this
21 subtitle if:

22 (i) [All of the owners of the motor vehicle meet the disability
23 requirements of § 13–616(b)(1) of this article;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (ii) The motor vehicle is driven 5,000 miles or less annually; and

2 [(iii)] (II) The exemption is not otherwise prohibited by federal law.

3 (2) In order to qualify for an exemption under paragraph (1) of this
4 subsection, all owners of the motor vehicle shall certify the following:

5 (i) [That the owner of the motor vehicle meets the disability
6 requirements of § 13–616(b)(1) of this article;

7 (ii) That the motor vehicle has been issued a special disabled
8 person's registration number and special registration plates under § 13–616 of this article;

9 (iii) That the motor vehicle is driven 5,000 miles or less annually; and

10 [(iv)] (II) The motor vehicle's odometer reading at the time of the
11 certification.

12 (3) The certification required in paragraph (2) of this subsection shall be
13 made on a form provided by the Administration.

14 (b) [(1) A motor vehicle owned by an individual who is at least 70 years of age
15 at the time of a scheduled mandatory inspection under this subtitle is exempt from the
16 mandatory inspections required by this subtitle if:

17 (i) All of the owners of the motor vehicle are at least 70 years of age
18 at the time of the scheduled mandatory inspection under this subtitle;

19 (ii) The motor vehicle is being driven 5,000 miles or less annually;
20 and

21 (iii) The exemption is not otherwise prohibited by federal law.

22 (2) In order to qualify for an exemption under paragraph (1) of this
23 subsection, all owners of the motor vehicle shall certify the following:

24 (i) That all of the owners of the motor vehicle are at least 70 years
25 of age at the time of a scheduled mandatory inspection under this subtitle;

26 (ii) That the motor vehicle is being driven 5,000 miles or less
27 annually; and

28 (iii) The motor vehicle's odometer reading at the time of the
29 certification.

30 (3) The certification required in paragraph (2) of this subsection shall be

1 made on a form provided by the Administration.

2 (c] The Administrator may adopt regulations as necessary to administer or
3 enforce the provisions of this section.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2019.