

MARYLAND REGISTER

Proposed Action on Regulations

Comparison to Federal Standards Submission and Response

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In accordance with Executive Order 01.01.1996.03 and memo dated July 26, 1996, the attached document is submitted to the Department of Business and Economic Development for review.

The Proposed Action is not more restrictive or stringent than corresponding federal standards.

COMAR Codification: 11.19.02.32

COMAR Codification: 11.19.03.30 and .31

Corresponding Federal Standard:

CFR Title 49 Chapter V Part 571.217

Discussion/Justification:

Federal Standard CFR Title 49 Chapter V Part 571.217 allows locking doors on a school bus. This proposal will remove the requirement of having non-locking doors on a school bus.

TO BE COMPLETED BY DBED

- Agree

-Disagree

Comments:

Commerce does not have the subject matter expertise in this area. However, we believe the Department of Transportation does and we trust the assertion that the regulation is not more restrictive/stringent than corresponding federal regulations.

Name: Sandy Popp

Date: 12/1/2015

-Submit to Governor's Office

Governor's Office Response

Comments:

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	12/10/2015	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 12/28/2015

2. COMAR Codification

Title	Subtitle	Chapter	Regulation
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11	19	02	32
11	19	03	30 and .31

3. Name of Promulgating Authority

Department of Transportation

4. Name of Regulations Coordinator

Natalie I Henson

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5. Name of Person to Call About this Document

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6. Check applicable items:

New Regulations

Amendments to Existing Regulations

Title 11
DEPARTMENT OF TRANSPORTATION

Subtitle 19 MOTOR VEHICLE ADMINISTRATION — SCHOOL VEHICLES

11.19.02 Type I School Vehicles — Construction Standards

Subtitle 19 MOTOR VEHICLE ADMINISTRATION — SCHOOL VEHICLES

11.19.03 Type II School Vehicles — Construction Standards

Authority: Transportation Article, §§11-173, 11-174, 12-104(b), and 25-110; Education Article, §7-808; Annotated Code of Maryland

Notice of Proposed Action

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The Administrator of the Motor Vehicle Administration proposes to amend:

- (1) Regulation .32 under COMAR 11.19.02 Type I School Vehicles — Construction Standards; and
- (2) Regulations .30 and .31 under COMAR 11.19.03 Type II School Vehicles — Construction Standards.

Statement of Purpose

The purpose of this action is to amend regulations to reflect Federal Standard CFR Title 49 Chapter V Part 571.217 by removing the requirement of non-locking doors on a school bus.

Comparison to Federal Standards

There is a corresponding federal standard to this proposed action, but the proposed action is not more restrictive or stringent.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to , , , or call , or email to , or fax to . Comments will be accepted through . A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2016

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

Transportation Trust Funds

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

There is no economic impact under Part A because these regulations merely provide the option of having a locking or non-locking door on a school bus.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

There is no economic impact on small business because these regulations merely provide the option of having a locking or non-locking door on a school bus.

G. Small Business Worksheet:

- a. Intended Beneficiaries: N/A
- b. Intended Beneficiaries: Households: N/A
- c. Intended Beneficiaries: Businesses: N/A
- d. Other Direct or Indirect Impacts: Adverse: N/A
- e. Other Direct or Indirect Impacts: Positive: N/A
- f. Long-Term Impacts: N/A
- g. Estimates of Economic Impact: N/A

Attached Document:

Title 11 DEPARTMENT OF TRANSPORTATION

Subtitle 19 MOTOR VEHICLE ADMINISTRATION — SCHOOL VEHICLES

Chapter 02 Type I School Vehicles — Construction Standards

Authority: Transportation Article, §§11-173, 12-104(b), and 25-110; Education Article, §7-808; Annotated Code of Maryland

.32 Service Doors, Emergency Windows, Doors, and Exits.

A. Service Door.

- (1) —(5) (text unchanged)
- (6) The service door or doors shall have a [nonlocking] handle for opening it from the outside.
- (7) The effective date for a positive latching device and [nonlocking] handle is January 1, 1991.
- (8) There may [not] be a security locking device on the *outside handle of the* service door.
- (9) Electric-powered service doors shall have a [nonlocking] handle switch directly powered by the battery.

B. Emergency Door.

- (1) —(6) (text unchanged)
 - (7) There may not be:
 - (a) Steps] *steps* leading to the emergency door[;
 - (b) A security locking device installed on the emergency door].
 - (8) (text unchanged)
 - (9) *The engine starting system of a bus shall not operate if any emergency exit is locked from either inside or outside the bus.*
- C. —E. (text unchanged)

Chapter 03 Type II School Vehicles — Construction Standards

Authority: Transportation Article, §§11-174, 12-104(b), and 25-110; Education Article, §7-808; Annotated Code of Maryland

.30 Service Door.

A. The service door shall:

- (1) —(4) (text unchanged)
- (5) Be manually or power operated by the seated drive[, non-locking]; and
- (6) (text unchanged)

B. —I. (text unchanged)

.31 Emergency Door.

A. —F. (text unchanged)

G. Prohibitions. There may not be:

- (1) Steps leading to the emergency door; [or] *and*
- (2) [A security locking device installed on the emergency door] *The engine starting system of a bus shall not operate if any emergency exit is locked from either inside or outside the bus.*

CHRISTINE NIZER

Administrator

Motor Vehicle Administration