

By: Delegates Conroy and Dypski

Requested: November 7, 1995

Introduced and read first time: January 10, 1996

Assigned to: Commerce and Government Matters

Committee Report: Favorable

House action: Adopted

Read second time: February 6, 1996

CHAPTER ____

1 AN ACT concerning

2 **Vehicle Laws - Individuals with Disabilities - Parking**

3 FOR the purpose of prohibiting a person from stopping, standing, or parking on a loading
4 zone designed for the use of individuals with disabilities; requiring parking lots
5 constructed or altered after a certain date to conform to requirements of the
6 Maryland Accessibility Code; repealing certain nonconforming provisions relating
7 to minimum parking spaces, size, and sign requirements; making stylistic changes;
8 and generally relating to parking for individuals with disabilities.

9 BY repealing and reenacting, with amendments,
10 Article - Transportation
11 Section 21-1003(ee), 21-1006, and 21-1007
12 Annotated Code of Maryland
13 (1992 Replacement Volume and 1995 Supplement)

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

16 **Article - Transportation**

17 21-1003.

18 (ee) A person may not stop, stand, or park a vehicle in front of OR ON a passenger
19 loading zone designed or marked for the use of individuals with disabilities.

20 21-1006.

21 (a) [In this section, "parking lot" means any parking lot reserved for the use of
22 persons entering a retail store or shopping center that has more than 20,000 square feet

HOUSE BILL 80

2

1 of usable floor area, except a parking lot built in compliance with the Maryland Building
2 Code for the handicapped.

3 (b) Except as otherwise mandated by federal law, each parking lot shall designate
4 parking spaces for the use of individuals with disabilities as follows:

5 6 Total Parking 7 Spaces in Lot	Required Minimum Number of Accessible Spaces for Individuals with Disabilities
8 Less than 9	0
9 10 - 25	1
10 26 - 100	2
11 101 - 300	4
12 301 - 500	6
13 501 - 800	8
14 801 - 1,000	10
15 More than 1,000	Ten spaces plus two spaces for each additional thousand, with a maximum limit of 20 spaces.]

19 EACH PARKING LOT THAT IS CONSTRUCTED OR ALTERED AFTER OCTOBER 1,
20 1996 SHALL CONFORM WITH THE REQUIREMENTS OF THE MARYLAND
21 ACCESSIBILITY CODE ADOPTED UNDER ARTICLE 83B, § 6-102 OF THE CODE.

22 [(c) Each space reserved for individuals with disabilities under subsection (b)
23 shall:

24 (1) Be at least 12 feet wide;

25 (2) Be located to provide individuals with disabilities with easy accessibility
26 to the store or shopping center.

27 (d) Each space reserved for a person with a disability shall be signified by a sign
28 that complies with the Maryland Building Code for the handicapped.

29 (e) (B) A person may not park a motor vehicle in a space designated for the use
30 of individuals with disabilities unless the vehicle bears a special registration plate, a
31 removable windshield placard, or a temporary removable windshield placard issued by the
32 Administration under § 13-616, § 13-616.1, or § 13-616.2 of this article or similarly by
33 another state, the District of Columbia, or another country.

34 21-1007.

35 (a) The owner or lessor of a supermarket, business establishment, or shopping
36 area or center that has entrances surrounded by obstacles designed to prevent shopping
37 carts from being removed from the premises, shall provide an unobstructed entrance
38 during business hours for [physically handicapped persons] INDIVIDUALS WITH
39 DISABILITIES, as provided for in subsection (b) OF THIS SECTION.

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1 (b) Such an entrance shall be at least 36 inches wide and constructed to allow
2 reasonable access for entry and egress for [physically handicapped persons confined to
3 wheelchairs] INDIVIDUALS WITH DISABILITIES.

4 (c) Failure to provide such an entrance, or failure to keep it unlocked and
5 accessible during business hours to [physically handicapped persons confined to a
6 wheelchair] INDIVIDUALS WITH DISABILITIES, is a violation of this article.

7 (d) Nothing contained in this section shall be construed as negating the provisions
8 of the Maryland [Building] ACCESSIBILITY Code for the handicapped and aged
9 [promulgated] ADOPTED under Article 83B, § 6-102 of the Code.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 1996.