
By: Senator Amoss

Introduced and read first time: January 31, 1996

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Trailers - Titling and Taxing**

3 FOR the purpose of exempting a certain trailer from the requirement to obtain a
4 certificate of title; authorizing the Motor Vehicle Administration to register a
5 certain trailer without requiring a certificate of title or an application for a
6 certificate of title; requiring the payment of a certain excise tax for a certain trailer
7 exempt from the requirement to obtain a certificate of title; exempting from the
8 minimum excise tax a certain trailer that is exempt from the requirement to obtain
9 a certificate of title; providing for the effective date of this Act; and generally
10 relating to titling and taxing of a certain trailer.

11 BY repealing and reenacting, with amendments,
12 Article - Transportation
13 Section 13-102 and 13-809(b) and (c)
14 Annotated Code of Maryland
15 (1992 Replacement Volume and 1995 Supplement)

16 BY adding to
17 Article - Transportation
18 Section 13-109 (d)
19 Annotated Code of Maryland
20 (1992 Replacement Volume and 1995 Supplement)

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

23 **Article - Transportation**

24 13-102.

25 A certificate of title is not required for:

26 (1) A vehicle owned and used by the United States, unless it is registered in
27 this State;

28 (2) A new vehicle owned by a manufacturer or dealer and held for sale, even
29 though incidentally moved on the highway or used for purposes of testing or
30 demonstration;

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1 (3) A vehicle used by a manufacturer only for testing;

2 (4) A vehicle owned by a nonresident of this State and not required by law
3 to be registered in this State;

4 (5) A vehicle regularly engaged in the interstate transportation of people or
5 property and for which a currently effective certificate of title has been issued in another
6 state;

7 (6) A vehicle moved only by human or animal power;

8 (7) A bicycle;

9 (8) A vehicle in which interest has passed to a secured party on default of
10 the owner;

11 (9) Farm equipment;

12 (10) Special mobile equipment; [or]

13 (11) A self-propelled invalid:

14 (i) Wheelchair; or

15 (ii) Tricycle; OR

16 (12) A TRAILER RATED BY THE MANUFACTURER AS HAVING A GROSS
17 VEHICLE WEIGHT OF 2,500 POUNDS OR LESS.

18 13-109.

19 (D) THE ADMINISTRATION MAY REGISTER A TRAILER RATED BY THE
20 MANUFACTURER AS HAVING A GROSS VEHICLE WEIGHT OF 2,500 POUNDS OR LESS
21 WITHOUT REQUIRING A CERTIFICATE OF TITLE OR AN APPLICATION FOR A
22 CERTIFICATE OF TITLE.

23 13-809.

24 (b) (1) Except as otherwise provided in this part, in addition to any other charge
25 required by the Maryland Vehicle Law, an excise tax is imposed:

26 (i) For each original and each subsequent certificate of title issued in
27 this State for a motor vehicle, trailer, or semitrailer; and

28 (ii) [For] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
29 SUBSECTION, FOR each motor vehicle, trailer, or semitrailer that is in interstate
30 operation and registered under § 13-109(c) OR (D) of this title without a certificate of
31 title.

32 (2) AN EXCISE TAX OF \$50 IS IMPOSED FOR THE REGISTRATION OF A
33 TRAILER EXEMPT FROM THE TITLING REQUIREMENT UNDER § 13-102(12) OF THIS
34 TITLE.

35 [(2)] (3) A political subdivision of the State may not impose a sales tax, a
36 use tax, or excise tax on the issuance of motor vehicle certificate of title.

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1 (c) (1) [The] EXCEPT AS PROVIDED IN SUBSECTION (B)(2) OF THIS
2 SECTION, THE tax imposed by this section is 5 percent of the fair market value of the
3 vehicle.

4 (2) If the vehicle formerly was a vehicle exempt from the tax imposed by this
5 section, the tax shall be reduced by any amount previously paid by the present owner as
6 a sales and use tax on the vehicle under Title 11 of the Tax - General Article.

7 (3) (i) If the vehicle was formerly titled and registered in another state
8 and the present owner has not been a Maryland resident for more than 30days and has
9 paid a sales or excise tax to that state at a rate less than that imposed by this State, then
10 the tax imposed shall apply but at a rate measured by the difference only between the tax
11 rate paid to the other state and the tax rate imposed by this section.

12 (ii) [The] EXCEPT AS PROVIDED IN SUBSECTION (B)(2) OF THIS
13 SECTION, THE minimum tax imposed under this section shall be \$100.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 January 1, 1997.