
By: Delegates Valderrama, Vallario, Conroy, and Pitkin

Introduced and read first time: January 10, 1997

Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 18, 1997

CHAPTER ____

1 AN ACT concerning

2 **Vehicle Laws - Inspection Certificate for Transfer of Used Vehicles - Exception**

3 FOR the purpose of providing that an inspection certificate does not have to be obtained

4 when a used vehicle under specified circumstances is transferred between

5 co-owners of the vehicle; and generally relating to inspection certificates.

6 BY repealing and reenacting, with amendments,

7 Article - Transportation

8 Section 23-106

9 Annotated Code of Maryland

10 (1992 Replacement Volume and 1996 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article - Transportation**

14 23-106.

15 (a) This section does not apply to:

16 (1) Any transfer of a used vehicle to any licensed dealer or to any foreign

17 dealer;

18 (2) Any transfer between [spouses or between a parent and child] :

19 (I) SPOUSES;

20 (II) A PARENT AND CHILD; OR

2

1 (III) CO-OWNERS OF THE VEHICLE TO BE TRANSFERRED WHEN A
2 CO-OWNER'S NAME IS BEING REMOVED FROM THE TITLE;

3 (3) Any transfer of a used vehicle that is not to be both titled and registered
4 in this State;

5 (4) Any transfer of a used vehicle among any agencies of the State; or

6 (5) Any transfer of a used vehicle as described in § 13-503.2 of this article.

7 (b) (1) Except as provided in paragraph (4) of this subsection, if any licensed
8 dealer that also is an inspection station transfers any used vehicle, it shall:

9 (i) Prepare and attach an inspection certificate to a window of the
10 vehicle; or

11 (ii) Have an inspection certificate prepared and attached to a window
12 of the vehicle by another inspection station.

13 (2) Except as provided in paragraphs (4) and (5) of this subsection, if any
14 other person transfers a used vehicle, the person shall obtain an inspection certificate
15 from an inspection station. The inspection certificate shall be issued without charge and
16 attached to a window of the vehicle.

17 (3) If a used vehicle is transferred other than by voluntary transfer or is
18 transferred by a political subdivision of the State after that subdivision obtains the vehicle
19 by proceedings pursuant to Article 27, § 297 of the Code, the transferee shall obtain the
20 inspection certificate from an authorized inspection station. The inspection certificate
21 shall be issued without charge and attached to a window of the vehicle.

22 (4) In the case of a transfer of any used vehicle registered, or to be
23 registered, as a Class E (truck) exceeding three-fourths ton manufacturer's rated
24 capacity, Class F (tractor), Class G (freight trailer or semitrailer), or Class G (dump
25 service semitrailer) vehicle, the transferor or the transferee of the vehicle may obtain the
26 required inspection certificate.

27 (5) In the case of a transfer of any used vehicle registered or to be
28 registered, that is sold for dismantling or rebuilding purposes, the transferor or the
29 transferee of the vehicle may obtain the required inspection certificate.

30 (6) On applying for a certificate of title of the vehicle, the transferee shall
31 remove the inspection certificate from the vehicle and present it to the Administration.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 1997.

