

HOUSE BILL 76

Unofficial Copy
R4

1998 Regular Session
8lr0774

(PRE-FILED)

By: **Delegate Arnick**

Requested: November 14, 1997

Introduced and read first time: January 14, 1998

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Certificate of Title - Age of Majority**

3 FOR the purpose of prohibiting the Motor Vehicle Administration from issuing a
4 certificate of title for a vehicle in the State to an individual who is not at least 18
5 years of age; requiring an applicant for a certificate of title to provide the
6 applicant's date of birth under certain circumstances; and generally relating to
7 the issuance of certificates of title.

8 BY repealing and reenacting, with amendments,
9 Article - Transportation
10 Section 13-104
11 Annotated Code of Maryland
12 (1992 Replacement Volume and 1997 Supplement)

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

15 **Article - Transportation**

16 13-104.

17 (a) The application for a certificate of title of a vehicle shall be made by the
18 owner of the vehicle on the form that the Administration requires.

19 (B) THE ADMINISTRATION MAY NOT ISSUE A CERTIFICATE OF TITLE TO ANY
20 INDIVIDUAL WHO IS NOT AT LEAST 18 YEARS OLD.

21 [(b)] (C) The application shall contain:

22 (1) The full name and Maryland address of the owner, including:

23 (i) If the owner is an individual, the owner's Maryland residence
24 and mailing addresses;

1 (ii) If the owner is a business firm, association, or corporation, its
2 business address in this State or the name and address of a resident agent in this
3 State;

4 (iii) If the owner is a partnership or joint venture, the [names]
5 NAME of each partner or joint venturer;

6 (iv) If the owner is an unincorporated association, joint stock
7 company, or other group described in § 6-406 of the Courts Article, the name and
8 address of a resident agent on whom service may be made in any law suit arising out
9 of the ownership, maintenance, or use of the vehicle; and

10 (v) If the owner is a trustee, the address of the trust in this State
11 and the name and address of a person in this State on whom service may be made in
12 any law suit arising out of the ownership, maintenance, or use of the vehicle;

13 (2) (I) IF THE OWNER IS AN INDIVIDUAL, THE OWNER'S DATE OF
14 BIRTH; AND

15 (II) IF THE OWNER IS A PARTNERSHIP OR JOINT VENTURE, THE
16 DATE OF BIRTH OF EACH PARTNER OR JOINT VENTURER;

17 [(2)] (3) A description of the vehicle, including:

18 (i) To the extent that the information exists, its make, model, year,
19 vehicle identification number, type of body, and number of cylinders;

20 (ii) If the vehicle is a two-stage vehicle:

21 1. The make and year of the first stage; and

22 2. The make, model, and year of the second stage;

23 (iii) If the vehicle is a motorcycle with an engine manufactured on or
24 after January 1, 1977, the identifying number of the engine; and

25 (iv) Any other information that the Administration requires;

26 [(3)] (4) A statement of:

27 (i) The applicant's title to and each security interest in the vehicle;
28 and

29 (ii) The name and address of each secured party with any security
30 interest in the vehicle and the nature and order of priority of that interest; and

31 [(4)] (5) Any other information that the Administration reasonably
32 requires to determine if the owner is entitled to a certificate of title.

33 [(c)] (D) The application shall be signed in ink by:

- 1 (1) Each owner who is an individual;
- 2 (2) An officer or authorized agent of the owner, if the owner is a business
3 firm, association, or corporation;
- 4 (3) A partner or joint venturer, if the owner is a partnership or joint
5 venture;
- 6 (4) An officer or authorized agent, if the owner is an unincorporated
7 association, joint stock company, or other group described in § 6-406 of the Courts
8 Article; or
- 9 (5) A trustee, if the owner is a trust.

10 [(d)] (E) The application shall be accompanied by each certificate of title of the
11 vehicle that previously may have been issued by this or any other state and still is
12 outstanding.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1998.