

HOUSE BILL 853

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1999 Regular Session
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By: **Delegates Palumbo, Benson, Swain, Rawlings, Vallario, Montague,
Howard, Giannetti, Slade, Edwards, Healey, Kagan, Cadden, Turner,
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Stocksdale, Pitkin, V. Jones, D'Amato, Brown, and Valderrama**

Introduced and read first time: February 12, 1999
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Parking Access - Persons with Disabilities - Parking Placards**

3 FOR the purpose of repealing certain provisions relating to the authority of the Motor
4 Vehicle Administration to assign a special disabled person's registration number
5 and special disabled person's registration plates under certain circumstances;
6 clarifying and adding certain physical conditions that qualify an individual for
7 disability parking placards and temporary parking placards; authorizing certain
8 medical professionals to certify that individuals have certain physical conditions
9 necessary to qualify for disability parking placards and temporary placards;
10 authorizing an applicant for a disability parking placard under this Act to
11 self-certify the presence of certain conditions under certain circumstances;
12 requiring certain individuals to pay certain parking meter fees under certain
13 conditions; requiring certain individuals to have certain identification available
14 for inspection by certain individuals at certain times; requiring certain boards to
15 develop and maintain certain databases; requiring the Administration to
16 establish certain automated systems by a certain date; limiting the number of
17 placards an individual may receive; prohibiting a person from fraudulently
18 certifying the presence of certain physical conditions; defining certain terms;
19 making stylistic and conforming changes; and generally relating to disability
20 parking placards and temporary placards for individuals with disabilities.

21 BY repealing and reenacting, with amendments,
22 Article - Transportation
23 Section 13-616 and 13-616.2
24 Annotated Code of Maryland
25 (1998 Replacement Volume and 1998 Supplement)

26 BY repealing
27 Article - Transportation
28 Section 13-616.1

1 Annotated Code of Maryland
2 (1998 Replacement Volume and 1998 Supplement)

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

5 **Article - Transportation**

6 13-616.

7 (a) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
8 INDICATED.

9 (2) "LICENSED CHIROPRACTOR" MEANS A CHIROPRACTOR WHO IS
10 LICENSED BY THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO PRACTICE
11 CHIROPRACTIC OR CHIROPRACTIC WITH THE RIGHT TO PRACTICE PHYSICAL
12 THERAPY AS DESCRIBED IN § 3-301 OF THE HEALTH OCCUPATIONS ARTICLE.

13 (3) "LICENSED OPTOMETRIST" MEANS AN OPTOMETRIST WHO IS
14 LICENSED BY THE STATE BOARD OF EXAMINERS IN OPTOMETRY TO PRACTICE
15 OPTOMETRY AS DESCRIBED IN § 11-101 OF THE HEALTH OCCUPATIONS ARTICLE.

16 (4) "LICENSED PHYSICIAN" MEANS A PHYSICIAN, INCLUDING A DOCTOR
17 OF OSTEOPATHY, WHO IS LICENSED BY THE STATE BOARD OF PHYSICIAN QUALITY
18 ASSURANCE TO PRACTICE MEDICINE AS DESCRIBED IN § 14-101 OF THE HEALTH
19 OCCUPATIONS ARTICLE.

20 (5) "LICENSED PODIATRIST" MEANS A PODIATRIST WHO IS LICENSED BY
21 THE STATE BOARD OF PODIATRIC MEDICAL EXAMINERS TO PRACTICE PODIATRY AS
22 DESCRIBED IN § 16-102 OF THE HEALTH OCCUPATIONS ARTICLE.

23 (B) (1) [The owner of any vehicle described in paragraph (2) of this
24 subsection] A PERSON may apply to the Administration for the assignment [to that
25 vehicle of a special, disabled person's registration number and special registration
26 plates] OF A DISABILITY PARKING PLACARD, if A LICENSED PHYSICIAN, LICENSED
27 CHIROPRACTOR, LICENSED OPTOMETRIST, OR LICENSED PODIATRIST CERTIFIES, IN
28 ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION, THAT the applicant[, a
29 dependent of the applicant, or any individual who depends on the applicant for
30 transportation]:

31 (i) [Has permanently lost the use of a leg or an arm;

32 (ii) Is so severely and permanently disabled as to be unable to move
33 without a wheelchair or crutches;

34 (iii) So suffers from lung disease that his forced expiratory volume,
35 one second, when measured by spirometry, is less than one liter;] HAS LUNG DISEASE
36 TO SUCH AN EXTENT THAT FORCED (RESPIRATORY) EXPIRATORY VOLUME FOR ONE
37 SECOND WHEN MEASURED BY SPIROMETRY IS LESS THAN ONE LITER, OR ARTERIAL
38 OXYGEN TENSION (P02) IS LESS THAN 60 MM/HG ON ROOM AIR AT REST;

1 (II) HAS CARDIOVASCULAR DISEASE LIMITATIONS CLASSIFIED IN
2 SEVERITY AS CLASS III OR CLASS IV ACCORDING TO STANDARDS ACCEPTED BY THE
3 AMERICAN HEART ASSOCIATION;

4 (III) IS UNABLE TO WALK 200 FEET WITHOUT STOPPING TO REST;

5 (IV) IS UNABLE TO WALK WITHOUT THE USE OF, OR ASSISTANCE
6 FROM, A BRACE, CANE, CRUTCH, ANOTHER PERSON, PROSTHETIC DEVICE, OR OTHER
7 ASSISTIVE DEVICE;

8 (V) REQUIRES A WHEELCHAIR FOR MOBILITY;

9 (VI) HAS LOST, OR LOST THE USE OF, A FOOT OR LEG;

10 (VII) HAS LOST, OR LOST THE USE OF, BOTH ARMS OR BOTH HANDS;

11 [(iv)] (VIII) Has a permanent impairment of both eyes so that:

12 1. The central visual acuity is 20/200 or less in the better eye,
13 with corrective glasses; or

14 2. There is a field defect in which the peripheral field has
15 contracted to such an extent that the widest diameter of visual field subtends an
16 angular distance no greater than 20 degrees in the better eye; or

17 [(v)] (IX) Has a [physical] PERMANENT disability[, as certified by a
18 licensed physician and determined by the Administration, which is permanent, which
19 substantially impairs the person's mobility, and] which is so severe that the person
20 would endure a hardship or be subject to a risk of injury if the privileges accorded a
21 person for whom a vehicle is specially registered under this section were denied.

22 (2) [This section applies only to:

23 (i) A Class A (passenger) vehicle;

24 (ii) A Class D (motorcycle) vehicle;

25 (iii) A Class M (multipurpose) vehicle;

26 (iv) A Class E (truck) vehicle with a one ton or less manufacturer's
27 rated capacity; or

28 (v) A Class H, I, or J vehicle that is specially equipped for the
29 transportation of individuals with disabilities and is used exclusively for the
30 transportation of individuals with disabilities.] FOR THE PURPOSES OF THIS
31 SECTION, THE QUALIFYING DISABILITIES SPECIFIED IN PARAGRAPH (1) OF THIS
32 SUBSECTION SHALL BE CERTIFIED AS FOLLOWS:

33 (I) A LICENSED PHYSICIAN MAY CERTIFY CONDITIONS SPECIFIED
34 IN PARAGRAPH (1)(I) THROUGH (IX) OF THIS SUBSECTION;

1 (II) A LICENSED CHIROPRACTOR OR A LICENSED PODIATRIST MAY
2 CERTIFY CONDITIONS SPECIFIED IN PARAGRAPH (1)(III) THROUGH (VII) AND (IX) OF
3 THIS SUBSECTION;

4 (III) A LICENSED OPTOMETRIST MAY CERTIFY THE CONDITION
5 SPECIFIED IN PARAGRAPH (1)(VIII) OF THIS SUBSECTION; AND

6 (IV) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (1) OF
7 THIS SUBSECTION, THE APPLICANT MAY SELF-CERTIFY CONDITIONS SPECIFIED IN
8 PARAGRAPH (1)(VI) AND (VII) OF THIS SUBSECTION BY APPEARING IN PERSON WITH
9 PROPER IDENTIFICATION AT A FULL-SERVICE MOTOR VEHICLE ADMINISTRATION
10 OFFICE DURING NORMAL BUSINESS HOURS.

11 (3) ONLY ONE DISABILITY PARKING PLACARD MAY BE ISSUED PER
12 APPLICANT.

13 [(b) (1) Special registration and special registration plates may be issued
14 under this section only if the applicant submits:

15 (i) Proof satisfactory to the Administration that the applicant, the
16 dependent of the applicant, or the individual who depends on the applicant for
17 transportation, as the case may be, is an individual with a disability described in
18 subsection (a)(1) of this section; and

19 (ii) As to an applicant on whom an individual with a disability
20 depends for transportation, a certification of the individual with a disability that the
21 individual with a disability depends on the applicant for transportation.

22 (2) The Administration may not accept applications for special
23 registration under this section from:

24 (i) More than 2 applicants submitting certifications of dependency
25 as required under item (1)(ii) of this subsection from the same individual with a
26 disability;

27 (ii) More than 1 applicant on whom an individual with a disability
28 depends for transportation if the individual with a disability, at the time of
29 application, possesses a valid special registration issued under this section; or

30 (iii) An applicant who, at the time of application, possesses 2 valid
31 special registrations issued under this section.]

32 (c) [(1)] An applicant for renewal of [special registration and special
33 registration plates] DISABILITY PARKING PLACARDS issued under this section shall
34 submit proof of the disability to the Administration [before the issuance of the new
35 multiyear registration plates and before the renewal of the registration] every 4
36 years [thereafter].

37 [(2) As to an applicant for renewal on whom an individual with a
38 disability depends for transportation, the applicant shall submit once every 2 years in

1 a form prescribed by the Administration proof of the disability of the individual with
2 a disability and proof that the applicant continues to provide transportation for the
3 individual with a disability for whom special registration has been issued under this
4 section.

5 (d) Except as provided under §§ 13-951 and 13-952 of this title, no fee in
6 addition to the annual registration fee otherwise required by this title is required for
7 special registration under this section.]

8 [(e)] (D) A [special registration] DISABILITY PARKING PLACARD number
9 assigned under this section shall:

10 (1) Consist of the letters, numerals, or both that the Administration
11 specifies; [and]

12 (2) Be displayed on [special registration plates] A DISABILITY PARKING
13 PLACARD issued for the [vehicle] APPLICANT, together with the International
14 Symbol of Access; AND

15 (3) BE DISPLAYED ON SPECIAL IDENTIFICATION ISSUED FOR THE
16 APPLICANT BY THE ADMINISTRATION.

17 [(f)] (E) (1) In this subsection "special types of vehicles" means:

18 (i) Emergency vehicles defined under § 11-118 of this article;

19 (ii) Service vehicles defined under § 22-201 of this article;

20 (iii) Class B (for hire) vehicles;

21 (iv) Class C (funeral and ambulance) vehicles;

22 (v) Class H (school) vehicles;

23 (vi) Class I (charter bus) vehicles;

24 (vii) Class J (vanpool) vehicles;

25 (viii) Class P (passenger bus) vehicles;

26 (ix) Class Q (limousine) vehicles; and

27 (x) State or local government vehicles.

28 (2) The person [for whom special registration plates are] issued under
29 this section or under a similar provision of any other state or country A DISABILITY
30 PARKING PLACARD OR A PERSON DRIVING A MOTOR VEHICLE WITH THE PERSON
31 ISSUED A DISABILITY PARKING PLACARD AS A PASSENGER:

1 (i) 1. Except as provided in items (ii) and (iii) of this paragraph,
2 may park for unlimited periods in parking zones restricted as to the length of parking
3 time permitted; and

4 2. Is not required to pay any parking meter fees of this State
5 or of any political subdivision of this State UNLESS THAT SUBDIVISION:

6 A. HAS PROVIDED THAT ALL PARKING METERS WITHIN A
7 SPECIFIED AREA ARE FULLY ACCESSIBLE AND IN COMPLIANCE WITH THE
8 AMERICANS WITH DISABILITIES ACT (ADA); OR

9 B. HAS AN ALTERNATIVE PROGRAM FOR DISABILITY
10 PARKING PRIVILEGES;

11 (ii) May park in a parking space equipped with a parking meter
12 only for:

13 1. Except as provided in item (ii)2 of this paragraph, twice
14 the maximum time period permitted on the parking meter but not to exceed a
15 maximum of 4 hours; and

16 2. If the parking meter permits parking for more than 4
17 hours, the period permitted on the parking meter; and

18 (iii) Subject to the posted time restriction specified for this parking
19 zone, may park in a designated zone for the handicapped established at any
20 State-owned airport.

21 (3) The provisions of this subsection supersede any local ordinance,
22 except that they do not apply:

23 (i) To zones where stopping, standing, or parking is prohibited to
24 all vehicles;

25 (ii) To zones that are reserved for special types of vehicles; or

26 (iii) Where there is a local ordinance that prohibits parking during
27 heavy traffic periods in morning, afternoon, or evening rush hours, or where parking
28 clearly would present a traffic hazard.

29 (F) (1) A DISABILITY PARKING PLACARD SHALL BE ISSUED:

30 (I) EXCEPT AS PROVIDED IN ITEM (II) OR (III) OF THIS PARAGRAPH,
31 IN THE FORM OF A REMOVABLE WINDSHIELD PLACARD CAPABLE OF BEING HUNG
32 FROM THE INSIDE REARVIEW MIRROR AND OF A SIZE AND DESIGN DETERMINED BY
33 THE ADMINISTRATION;

34 (II) FOR A VEHICLE NOT EQUIPPED WITH AN INSIDE REARVIEW
35 MIRROR OR IN WHICH THE INSIDE REARVIEW MIRROR IS NOT VISIBLE FROM THE

1 REAR OF THE VEHICLE, IN THE FORM OF A WINDSHIELD PLACARD OF A SIZE AND
2 DESIGN DETERMINED BY THE ADMINISTRATION; OR

3 (III) FOR A CLASS D (MOTORCYCLE) VEHICLE, IN THE FORM OF A
4 STICKER OF A SIZE AND DESIGN DETERMINED BY THE ADMINISTRATION.

5 (2) A PERSON TO WHOM A DISABILITY PARKING PLACARD IS ISSUED
6 SHALL DISPLAY THE PLACARD DESCRIBED IN THIS SECTION:

7 (I) IN A CLASS A (PASSENGER) VEHICLE OR A CLASS M
8 (MULTIPURPOSE) VEHICLE;

9 (II) ON A CLASS D (MOTORCYCLE) VEHICLE AS REQUIRED BY THE
10 ADMINISTRATION;

11 (III) IN A CLASS E (TRUCK) VEHICLE WITH A 1 TON OR LESS
12 MANUFACTURER'S RATED CAPACITY AND SPECIALLY EQUIPPED FOR THE
13 TRANSPORTATION OF OR OPERATION BY AN INDIVIDUAL WITH A DISABILITY; OR

14 (IV) IN A CLASS H, I, OR J VEHICLE THAT IS SPECIALLY EQUIPPED
15 FOR THE TRANSPORTATION OF INDIVIDUALS WITH DISABILITIES AND IS USED
16 EXCLUSIVELY FOR THE TRANSPORTATION OF INDIVIDUALS WITH DISABILITIES.

17 (G) (1) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,
18 WHEN DISPLAYED BY THE PERSON TO WHOM A DISABILITY PARKING PLACARD IS
19 ISSUED, THE PLACARD SHALL BE HUNG FROM THE INSIDE REARVIEW MIRROR WHEN
20 THE VEHICLE IS PARKED.

21 (2) A PERSON MAY NOT DRIVE A VEHICLE WHILE A DISABILITY PARKING
22 PLACARD DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS HANGING
23 FROM THE INSIDE REARVIEW MIRROR.

24 (3) IN A VEHICLE THAT IS NOT EQUIPPED WITH AN INSIDE REARVIEW
25 MIRROR, THE DISABILITY PARKING PLACARD SHALL BE PLACED IN A POSITION FROM
26 WHICH THE REMOVABLE WINDSHIELD PLACARD CAN BE VIEWED FROM THE
27 OUTSIDE OF THE VEHICLE THROUGH THE LOWER PORTION OF THE WINDSHIELD ON
28 THE DRIVER'S SIDE OF THE VEHICLE.

29 [(g)] (H) When using the parking privileges granted under this section:

30 (1) The person shall have in the person's possession [the application for
31 special registration plates that is approved by the Administration; and]
32 IDENTIFICATION ISSUED BY THE ADMINISTRATION AS PROOF THAT PARKING
33 PRIVILEGES ARE BEING UTILIZED BY A PERSON WITH A DISABILITY AS DEFINED IN
34 SUBSECTION (B)(1) OF THIS SECTION; AND

35 (2) The person shall make the [application for special registration
36 plates] IDENTIFICATION available upon the request of:

1 (I) [a] A police officer, while the officer is discharging the official
2 duties of a police officer; OR

3 (II) ANY OTHER PERSON AUTHORIZED BY A POLITICAL
4 SUBDIVISION TO ENFORCE THIS SECTION, WHILE ACTING WITHIN THE SCOPE OF
5 THIS AUTHORITY.

6 [(h)] (I) A person may not commit any fraud [in applying for special
7 registration under this section] OR MAKE ANY MISREPRESENTATION IN APPLYING
8 FOR A DISABILITY PARKING PLACARD, USING A DISABILITY PARKING PLACARD, OR
9 CERTIFYING AN INDIVIDUAL WITH A DISABILITY AS DEFINED IN SUBSECTION (B)(1)
10 OF THIS SECTION FOR A SPECIAL DISABILITY PARKING PLACARD UNDER THIS
11 SECTION.

12 [(i)] A person may not commit any fraud in using special registration under
13 this section.

14 [(j)] A person may not make any misrepresentation in applying for special
15 registration under this section.

16 [(k)] A person may not make any misrepresentation in using special
17 registration under this section.

18 (l) A person who operates a motor vehicle with a special disabled person's
19 registration number or special registration plates may not use the privileges granted
20 under this section, unless the person:

21 (1) Is a person with a disability who meets the requirements of
22 subsection (a)(1) of this section; or

23 (2) Is accompanied by a dependent, or an individual who depends on the
24 person for transportation, who meets the requirements of subsection (a)(1) of this
25 section.

26 (m) (1) As to a motor vehicle owner upon whom a person with a disability
27 depends for transportation, the vehicle owner's relationship to the person with a
28 disability shall be deemed severed by:

29 (i) The death of the person with a disability;

30 (ii) A divorce from the person with a disability; or

31 (iii) Termination of employment or responsibility of the vehicle
32 owner by the person with a disability or that person's legal representative.

33 (2) Within 30 days of the occurrence of any of the events enumerated in
34 paragraph (1) of this subsection:

1 (i) The vehicle owner shall mail or deliver the special disabled
2 person's registration card and special registration plates to the Administration for
3 cancellation; and

4 (ii) If the motor vehicle remains subject to registration under this
5 article, the vehicle owner shall apply to the Administration for registration of the
6 vehicle in accordance with the terms of § 13-403 of this article.

7 (3) To determine if the eligibility requirements continue to be met, the
8 Administration may conduct a review of a registration that is issued by the
9 Administration under this subsection and:

10 (i) If the Administration finds it necessary to review the severity or
11 permanency of a registration holder's disability, the Administration may request a
12 review and recommendations from the Medical Advisory Board established under §
13 16-118 of this article; and

14 (ii) If the Administration determines that eligibility requirements
15 are not being met, the Administration may revoke the registration.]

16 [(n)] (J) Any person who violates the provisions of this section is guilty of a
17 misdemeanor, in accordance with the terms of § 27-101 of this article.

18 [(o)] (K) The Administration shall administer the [special registration plates]
19 DISABILITY PARKING PLACARD program in accordance with the provisions of this
20 section.

21 (L) THE ADMINISTRATION SHALL BY JULY 1, 2001, ESTABLISH AN AUTOMATED
22 SYSTEM FOR RECORDING THE ISSUANCE, RENEWAL, AND EXPIRATION OF PLACARDS
23 IN A TIMELY MANNER TO ENSURE THAT THE OBJECTIVES OF THE PLACARD
24 PROGRAM ARE ACHIEVED IN AN EFFICIENT AND ORDERLY MANNER.

25 (M) IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION, EACH BOARD
26 FOR LICENSED PHYSICIANS, LICENSED CHIROPRACTORS, LICENSED OPTOMETRISTS,
27 OR LICENSED PODIATRISTS SHALL BE RESPONSIBLE FOR THE DEVELOPMENT AND
28 MAINTENANCE OF A DATABASE SYSTEM WITH WHICH THE ADMINISTRATION CAN
29 INTERFACE AND VERIFY LICENSURE.

30 [13-616.1.

31 (a) A person may apply to the Administration for a parking permit for a person
32 with a disability on a form provided by the Administration if the applicant has a
33 permanent physical disability as described in § 13-616(a)(1) of this subtitle as
34 certified by a physician and determined by the Administration.

35 (b) A parking permit for a person with a disability may be issued to an
36 applicant described in subsection (a) of this section only if the applicant submits proof
37 satisfactory to the Administration that the applicant is a person with a disability as
38 described in § 13-616(a) of this subtitle.

1 (c) The Administration may establish and charge a fee for the issuance of the
2 permit and for the issuance of a duplicate permit.

3 (d) (1) A permit issued under this section to an applicant described in
4 subsection (a) of this section expires 2 years from the date of issue.

5 (2) The permit may be renewed on application with proof of the handicap
6 or disability and payment of the prescribed fee.

7 (e) (1) A parking permit for a person with a disability shall be issued:

8 (i) Except as provided in item (ii) or item (iii) of this paragraph, in
9 the form of a removable windshield placard capable of being hung from the inside
10 rearview mirror and of a size and design as determined by the Administration;

11 (ii) For a vehicle not equipped with an inside rearview mirror or in
12 which the inside rearview mirror is not visible from the rear of the vehicle, in the
13 form of a windshield placard of a size and design as determined by the
14 Administration; or

15 (iii) For a Class D (motorcycle) vehicle, in the form of a sticker of a
16 size and design as designated by the Administration.

17 (2) A person to whom a parking permit for a person with a disability is
18 issued shall display the placard described in this section:

19 (i) In a Class A (passenger) vehicle or a Class M (multipurpose)
20 vehicle;

21 (ii) On a Class D (motorcycle) vehicle as required by the
22 Administration;

23 (iii) In a Class E (truck) vehicle with a one ton or less
24 manufacturer's rated capacity and specially equipped for the transportation of or
25 operation by an individual with a disability; or

26 (iv) In a Class H, I, or J vehicle that is specially equipped for the
27 transportation of individuals with disabilities and is used exclusively for the
28 transportation of individuals with disabilities.

29 (f) (1) Except as provided in paragraph (3) of this subsection, when
30 displayed by the person to whom a removable windshield placard is issued, the
31 removable windshield placard shall be hung from the inside rearview mirror when
32 the vehicle is parked.

33 (2) A person may not drive a vehicle while a removable windshield
34 placard described under paragraph (1) of this subsection is hanging from the inside
35 rearview mirror.

1 (3) The removable windshield placard shall be placed inside a vehicle
2 that is not equipped with an inside rearview mirror, in a position from which the
3 removable windshield placard can be viewed from the outside of the vehicle through
4 the lower portion of the windshield on the driver's side of the vehicle.

5 (4) When displayed, the person to whom a removable windshield placard
6 is issued under this section or under a similar provision of law of any state or country
7 is accorded the privileges contained in § 13-616(f) of this subtitle.

8 (g) When using the parking privileges granted under § 13-616(f) of this
9 subtitle:

10 (1) The person shall have in the person's possession the application for
11 the parking permit for a person with a disability that is approved by the
12 Administration; and

13 (2) The person shall make the application for the parking permit for a
14 person with a disability available upon the request of a police officer, while the officer
15 is discharging the official duties of a police officer.

16 (h) (1) A person may not commit any fraud or make any misrepresentation
17 in applying for or using a parking permit for a person with a disability.

18 (2) A person who operates a motor vehicle displaying a parking permit
19 for a person with a disability may not use the privileges granted under this section,
20 unless the person is:

21 (i) A person with a disability who meets the requirements of §
22 13-616(a)(1) of this subtitle; or

23 (ii) Accompanied by a dependent, or an individual who depends on
24 the person for transportation, who meets the requirements of § 13-616(a)(1) of this
25 subtitle.

26 (3) To determine if the eligibility requirements continue to be met, the
27 Administration may conduct a review of a parking permit for a person with a
28 disability that is issued by the Administration under this section and:

29 (i) If the Administration finds it necessary to review the severity or
30 permanency of a permit holder's disability, the Administration may request a review
31 and recommendations from the Medical Advisory Board established under § 16-118 of
32 this article; and

33 (ii) If the Administration determines that eligibility requirements
34 are not being met, the Administration may revoke the parking permit for a person
35 with a disability.

36 (i) Any person who violates the provisions of this section is guilty of a
37 misdemeanor.

1 (j) The Administration shall administer the removable windshield placard
2 program in accordance with the provisions of this section.]

3 [13-616.2.] 13-616.1.

4 (a) A person may apply to the Administration for a temporary parking
5 [permit] PLACARD on a form provided by the Administration if:

6 (1) The [person] APPLICANT, A DEPENDENT OF THE APPLICANT, OR
7 ANY INDIVIDUAL WHO DEPENDS ON THE APPLICANT FOR TRANSPORTATION has a
8 disability, as [certified by a licensed physician] DESCRIBED IN § 13-616(B)(1) OF THIS
9 SUBTITLE; and

10 (2) [The Administration determines] A LICENSED PHYSICIAN, LICENSED
11 CHIROPRACTOR, LICENSED OPTOMETRIST, OR LICENSED PODIATRIST, AS DEFINED
12 IN § 13-616(A) OF THIS SUBTITLE, CERTIFIES that the disability is not permanent but
13 would substantially impair the applicant's mobility or limit or impair the applicant's
14 ability to walk for at least 3 weeks, and is so severe that the applicant would endure
15 a hardship or be subject to risk of injury if the temporary parking [permit] PLACARD
16 were denied.

17 (b) An application under subsection (a) of this section shall be accompanied
18 by:

19 (1) Proof satisfactory to the Administration that the applicant is a person
20 with a disability under subsection (a) of this section; and

21 (2) The certification of a licensed physician, LICENSED CHIROPRACTOR,
22 LICENSED OPTOMETRIST, OR LICENSED PODIATRIST that the applicant is disabled,
23 including an estimate of the length of time the disability will continue.

24 (c) [The Administration may establish and charge a fee for the issuance of the
25 temporary parking permit for a person with a disability and for the issuance of a
26 duplicate placard.

27 (d) (1) A temporary parking [permit] PLACARD for a person with a
28 disability issued under this section shall be valid for a period of time the LICENSED
29 physician, LICENSED CHIROPRACTOR, LICENSED OPTOMETRIST, OR LICENSED
30 PODIATRIST has determined that the applicant is likely to have the disability, not to
31 exceed 6 months.

32 (2) THE PERSON TO WHOM A TEMPORARY PARKING PLACARD WAS
33 ISSUED UNDER THIS SECTION SHALL RETURN THE PLACARD TO THE
34 ADMINISTRATION WITHIN 5 DAYS OF THE PLACARD'S EXPIRATION.

35 [(e)] (D) (1) A temporary parking [permit] PLACARD for a person with a
36 disability shall be issued in the form of a temporary removable windshield placard in
37 the form, size, and design determined by the Administration.

1 (2) A person to whom a temporary [removable windshield] PARKING
2 placard is issued shall display the placard described in this section in a vehicle
3 described in [§ 13-616.1(e)(2)] § 13-616(F)(2) of this subtitle.

4 (3) This section applies only to vehicles defined in [§§ 13-616(a)(2) and
5 13-616.1(e)(2)] § 13-616(F)(2) of this subtitle.

6 [(f)] (E) (1) Except as provided in paragraph (3) of this subsection, when
7 displayed by the person to whom a temporary [removable windshield] PARKING
8 placard is issued, the temporary [removable windshield] PARKING placard shall be
9 hung from the inside rearview mirror when the vehicle is parked.

10 (2) A person may not drive a vehicle while a temporary [removable
11 windshield] PARKING placard described under paragraph (1) of this subsection is
12 hanging from the inside rearview mirror.

13 (3) The temporary [removable windshield] PARKING placard shall be
14 placed inside a vehicle that is not equipped with an inside rearview mirror, in a
15 position from which the temporary [removable windshield] PARKING placard can be
16 viewed from the outside of the vehicle through the lower portion of the windshield on
17 the driver's side of the vehicle.

18 (4) [When displayed, the] THE person to whom a temporary [removable
19 windshield] PARKING placard is issued under this section or under a similar
20 provision of law of any state or country is accorded the privileges contained in §
21 [13-616(f)] 13-616(E) of this subtitle, WHEN THE TEMPORARY PARKING PLACARD IS
22 DISPLAYED.

23 [(g)] (F) (1) A person may not commit any fraud or make any
24 misrepresentations in CERTIFYING A PERSON'S DISABILITY OR applying for or using a
25 temporary [removable windshield] PARKING placard.

26 (2) (i) To determine if the eligibility requirements continue to be met,
27 the Administration may conduct a review of a temporary parking [permit] PLACARD
28 that is issued by the Administration under this section.

29 (ii) If the Administration finds it necessary to review the severity of
30 a [permit] PLACARD holder's disability or the current status of the temporary
31 disability, the Administration may request a review and recommendations from the
32 Medical Advisory Board established under § 16-118 of this article.

33 (iii) If the Administration determines that eligibility requirements
34 are not being met, the Administration may revoke the temporary parking [permit]
35 PLACARD.

36 [(h)] (G) Any person who violates the provisions of this section is guilty of a
37 misdemeanor.

38 [(i)] (H) The Administration shall [administer]:

1 (1) ADMINISTER the temporary removable windshield placard
2 program in accordance with the provisions of this section; AND

3 (2) BY JULY 1, 2001, ESTABLISH AN AUTOMATED SYSTEM FOR
4 RECORDING THE ISSUANCE, RENEWAL, AND EXPIRATION OF TEMPORARY PARKING
5 PLACARDS IN A TIMELY MANNER TO ENSURE THAT THE OBJECTIVES OF THE
6 TEMPORARY PARKING PLACARD PROGRAM ARE ACHIEVED IN AN EFFICIENT AND
7 ORDERLY MANNER.

8 (1) IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION, EACH BOARD
9 FOR LICENSED PHYSICIANS, LICENSED CHIROPRACTORS, LICENSED OPTOMETRISTS,
10 OR LICENSED PODIATRISTS SHALL BE RESPONSIBLE FOR THE DEVELOPMENT AND
11 MAINTENANCE OF A DATABASE SYSTEM WITH WHICH THE ADMINISTRATION CAN
12 INTERFACE AND VERIFY LICENSURE.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1999.