

---

By: **Delegate Menes**  
Introduced and read first time: March 1, 1999  
Assigned to: Rules and Executive Nominations

---

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles - Transfers Between Family Members - Exemption from**  
3 **Excise Tax and Vehicle Inspection Requirements**

4 FOR the purpose of exempting from the vehicle excise tax a vehicle transferred to a  
5 niece or nephew of the transferor under certain circumstances; exempting from  
6 a requirement that a used vehicle be inspected on transfer, a used vehicle  
7 transferred between certain family members; making a technical change; and  
8 generally relating to exemptions from the excise tax and certain vehicle  
9 inspection requirements.

10 BY repealing and reenacting, with amendments,  
11 Article - Transportation  
12 Section 13-810(c)(1) and 23-106(a)  
13 Annotated Code of Maryland  
14 (1998 Replacement Volume and 1998 Supplement)

15 BY repealing and reenacting, without amendments,  
16 Article - Transportation  
17 Section 23-106(b)  
18 Annotated Code of Maryland  
19 (1998 Replacement Volume and 1998 Supplement)

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

22 **Article - Transportation**

23 13-810.

24 (c) On transfer of a vehicle titled in this State and issuance of a subsequent  
25 certificate of title, the vehicle is exempt from the excise tax imposed by this part, if it  
26 is:

27 (1) A vehicle transferred to a spouse, son, daughter, grandchild, parent,  
28 sister, brother, NIECE, NEPHEW, grandparent, father-in-law, mother-in-law,

1 son-in-law, or daughter-in-law of the transferor, and no money or other valuable  
2 consideration is involved in the transfer;

3 23-106.

4 (a) This section does not apply to:

5 (1) Any transfer of a used vehicle to any licensed dealer or to any foreign  
6 dealer;

7 (2) Any transfer between[:

8 (i) Spouses;

9 (ii) A parent and child; or

10 (iii) Co-owners] CO-OWNERS of the vehicle to be transferred when  
11 a co-owner's name is being removed from the title;

12 (3) ANY TRANSFER OF A USED VEHICLE TO A SPOUSE, SON, DAUGHTER,  
13 GRANDCHILD, PARENT, SISTER, BROTHER, NIECE, NEPHEW, GRANDPARENT,  
14 FATHER-IN-LAW, MOTHER-IN-LAW, SON-IN-LAW, OR DAUGHTER-IN-LAW OF THE  
15 TRANSFEROR, WHEN NO MONEY OR OTHER VALUABLE CONSIDERATION IS INVOLVED  
16 IN THE TRANSFER;

17 [(3)] (4) Any transfer of a used vehicle that is not to be both titled and  
18 registered in this State;

19 [(4)] (5) Any transfer of a used vehicle among any agencies of the State;  
20 or

21 [(5)] (6) Any transfer of a used vehicle as described in § 13-503.2 of this  
22 article.

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

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

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

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

33 (3) If a used vehicle is transferred other than by voluntary transfer or is  
34 transferred by a political subdivision of the State after that subdivision obtains the  
35 vehicle by proceedings pursuant to Article 27, § 297 of the Code, the transferee shall

1 obtain the inspection certificate from an authorized inspection station. The inspection  
2 certificate shall be issued without charge and attached to a window of the vehicle.

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

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

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

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