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By: **Delegate K. Kelly**

Introduced and read first time: January 17, 2000

Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Vehicle Laws - Personal Residential Reserved Parking for Persons with**  
3                                   **Permanent Physical Disability - Review of Eligibility**

4 FOR the purpose of requiring the Motor Vehicle Administration to conduct reviews of  
5 permits for personal residential reserved parking spaces at certain intervals to  
6 determine if eligibility requirements continue to be met; requiring the  
7 Administration to revoke the permit for a personal residential reserved parking  
8 space, and require the appropriate agency to remove any sign or other  
9 identification of the reserved space upon a determination that eligibility  
10 requirements are not being met; and generally relating to personal residential  
11 reserved parking permits.

12 BY repealing and reenacting, without amendments,  
13 Article - Transportation  
14 Section 21-1005(a)  
15 Annotated Code of Maryland  
16 (1999 Replacement Volume and 1999 Supplement)

17 BY repealing and reenacting, with amendments,  
18 Article - Transportation  
19 Section 21-1005(b)  
20 Annotated Code of Maryland  
21 (1999 Replacement Volume and 1999 Supplement)

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

24                                   **Article - Transportation**

25 21-1005.

26 (a) A person who has a permanent physical disability may apply to the  
27 Administration, on the form that it requires, for a permit for one personal residential  
28 reserved parking space:

1 (1) To be located at the curb, side, or edge of the roadway of the highway  
2 in front of or near the applicant's dwelling unit; and

3 (2) To provide convenience and safety as the person enters or leaves a  
4 vehicle.

5 (b) (1) The Administration shall issue the permit:

6 (i) If the applicant is required to use a wheelchair to move about or  
7 if the Administration determines that the disability is so severe that the applicant  
8 would endure a hardship or be subject to a risk of injury if the applicant should enter  
9 or leave the vehicle at a less convenient location; and

10 (ii) If the Administration determines that the physical disability is  
11 permanent.

12 (2) To determine if eligibility requirements continue to be met, the  
13 Administration [may] SHALL conduct a review of [any] ALL personal residential  
14 [permit] PERMITS for reserved parking space it has issued under this subsection  
15 EVERY 2 YEARS FROM THE DATE OF ISSUANCE. If it determines that eligibility  
16 requirements are not being met, the Administration [may] SHALL:

17 (i) Revoke the personal residential permit for reserved parking  
18 space; and

19 (ii) Require the appropriate agency to remove any sign or other  
20 identification of the reserved space.

21 (3) If the Administration finds it necessary to review the severity or  
22 permanency of the disability of a holder of a personal residential permit for reserved  
23 parking space, the Administration may request review and recommendation by the  
24 Medical Advisory Board established under § 16-118 of this article.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2000.