Unofficial Copy R7 2000 Regular Session 0lr0749

By: Delegates Branch, C. Davis, Marriott, and Montague Introduced and read first time: January 20, 2000 Assigned to: Commerce and Government Matters					
Comm	ittee Report: Favorable with amendments				
	action: Adopted				
	econd time: March 7, 2000				
	CHAPTER				
1 Al	N ACT concerning				
2	Valida I ama Daldinana Citar Danalatina di All Tamaia Valida				
2 3	Vehicle Laws - <u>Baltimore City - Regulation of</u> All-Terrain Vehicles - <u>Prohibition in Urban Districts</u> , Minibikes, Mopeds, and Off-the-Road				
3 4	Motorcycles				
4	Wiotorcycles				
5 FC 6 7	OR the purpose of prohibiting the operation of an all-terrain vehicle in certain urban districts; defining the term "all terrain vehicle"; establishing a certain penalty authorizing Baltimore City to regulate the operation of all-terrain				
8	vehicles, minibikes, mopeds, and off-the-road motorcycles within the				
9	boundaries of Baltimore City; authorizing Baltimore City to require that certain				
10	vehicles be registered and to impose a registration fee; defining certain terms;				
11	making stylistic changes; and generally relating to the regulation of all-terrain				
12	vehicles, minibikes, mopeds, and off-the-road motorcycles in Baltimore City.				
					
13 B	Y adding to				
14	Article - Transportation				
15	Section 21-101(b-1) and 21-1123 <u>25-102.2</u>				
16	Annotated Code of Maryland				
17	(1999 Replacement Volume and 1999 Supplement)				
10 D	V rangeling and respecting, without amondments				
10 D	Y repealing and reenacting, without amendments, Article - Transportation				
20	Section 21-101(a) and (v)				
21	Annotated Code of Maryland				
22	(1999 Replacement Volume and 1999 Supplement)				
44	(1777 Replacement volume and 1777 Supplement)				
23 B	Y repealing and reenacting, with amendments,				
24	Article - Transportation				
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4 5 6 7 8	BY adding to The Charter of Baltimore City Article II - General Powers Section (43A) (1996 Edition, as amended)						
9 10	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:						
11	Article - Transportation						
12	21-101.						
13 14	3 (a) In this title and Title 25 of this article the following words have the meanings indicated.						
15	<u>25-102.1.</u>						
16 17	(a) otherwise re	(1) egistered			off-the-ro	ad motorcycle" means a motorcycle not	
			n, motor	cycles no	t otherwis	' includes motorcycles designed for se eligible for registration under this is "dirt bikes".	
21	<u>(b)</u>	<u>(1)</u>	THIS S	UBSECT	ION DO	ES NOT APPLY TO BALTIMORE CITY.	
	off-the-road registered, a		cles, requ	ire [then	n] OFF-T	ore City] may regulate the operation of CHE-ROAD MOTORCYCLES to be m].	
25	(B-1)						
26	<u>25-102.2.</u>						
27 28	(<u>A)</u> INDICATE	(<u>1)</u> D.	IN THIS	S SECTION	ON THE	FOLLOWING WORDS HAVE THE MEANINGS	
29 30	THAT:	(1)	<u>(2)</u>	"ALL-T	ERRAIN	VEHICLE" MEANS A SELF-PROPELLED VEHICLE	
31			(I)	1.	IS NOT	MORE THAN 50 INCHES WIDE;	
32 33	POUNDS;			2.	<u>(II)</u>	HAS A DRY WEIGHT OF NOT MORE THAN 600	

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1 2	TIRES; AND		3.	<u>(III)</u>	TRAVELS ON AT LEAST THREE LOW PRESSURE
	THE VEHICLE ON OPERATOR; <u>.</u>	I A SEAT	4 . OR SAD	<u>(IV)</u> DLE DE	IS DESIGNED TO CARRY ONLY THE OPERATOR OF ESIGNED TO BE STRADDLED BY THE
6 7	OF THIS ARTICLE	(II)	IS AN	"OFF TH	HE ROAD MOTORCYCLE" AS DEFINED IN § 25-102.1
8 9	IN § 15-112 OF TH	(III) IS ARTIC	<u>(3)</u> LE ; OR .	IS A "N	MINIBIKE" AS DEFINED <u>HAS THE MEANING STATED</u>
10 11	11-134.1 OF THIS	(IV) ARTICLE	<u>(4)</u>	IS A "N	MOPED" AS DEFINED <u>HAS THE MEANING STATED</u> IN §
12 13	(5) 25-102.1 OF THIS			AD MOT	CORCYCLE" HAS THE MEANING STATED IN §
14	(2)	"ALL T	ERRAIN	VEHIC	CLE" DOES NOT INCLUDE:
15 16	ARTICLE;	(I)	A FAR	M VEHI (CLE AS DEFINED UNDER § 13-911 OF THIS
17 18	PURPOSE OF LAN	(II) NDSCAPII			SED ON RESIDENTIAL PROPERTY FOR THE IG, OR LAWN CARE; OR
19 20	ASSISTANCE.	(III)	A DEV	ICE USE	ED BY A DISABLED INDIVIDUAL FOR MOBILITY
21	(B) <u>THE (</u>	GOVERNI	NG BOE	OY OF B	ALTIMORE CITY MAY:
	(1) MOPEDS, AND O BALTIMORE CIT	FF-THE-R			RATION OF ALL-TERRAIN VEHICLES, MINIBIKES, YCLES WITHIN THE BOUNDARIES OF
	OFF-THE-ROAD I FEE.				IN VEHICLES, MINIBIKES, MOPEDS, AND REGISTERED AND IMPOSE A REGISTRATION
28	(v) "Urban	n district" ı	means an	area tha	ut:
29	(1)	Adjoins	and incl	udes any	y street; and
30	(2)	Is built	up with s	structures	s that are:
31		(i)	Devoted	d to busir	ness, industry, or dwelling houses; and
32 33	least a quarter of a	(ii) mile.	Situated	l at interv	vals of less than 100 feet, for a distance of at

1	21 1123.
2	A PERSON MAY NOT OPERATE AN ALL TERRAIN VEHICLE IN AN URBAN DISTRICT.
4	27 101.
5 6	(g) Any person who is convicted of a violation of any of the provisions of § 13 704 OR § 21 1123 of this article is subject to a fine of not more than \$1,000.
7	The Charter of Baltimore City
8	Article II - General Powers
11 12 13	The Mayor and City Council of Baltimore shall have full power and authority to exercise all of the powers heretofore or hereafter granted to it by the Constitution of Maryland or by any Public General or Public Local Laws of the State of Maryland; and in particular, without limitation upon the foregoing, shall have power by ordinance, or such other method as may be provided for in its Charter, subject to the provisions of said Constitution and Public General Laws:
17	(43A) TO REGULATE ALL-TERRAIN VEHICLES, MINIBIKES, MOPEDS, AND OFF-THE-ROAD MOTORCYCLES WITHIN THE BOUNDARIES OF BALTIMORE CITY UNDER § 25-102.2 OF THE TRANSPORTATION ARTICLE, ANNOTATED CODE OF MARYLAND.
10	MAKILAND.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 20 October 1, 2000.