

SENATE BILL 235

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SB 287/99 - JPR

2000 Regular Session
0lr1347

By: **Senators Ferguson, Stone, Jimeno, Haines, Mooney, Colburn, Hooper,
Harris, and Roesser**

Introduced and read first time: January 27, 2000

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program - Motor Homes**

3 FOR the purpose of providing that certain motor homes are not subject to any
4 emissions standards or to any tests or inspections under the State's emissions
5 control program under certain circumstances; and generally relating to the
6 applicability of the Vehicle Emissions Inspection Program to motor homes.

7 BY repealing and reenacting, without amendments,
8 Article - Transportation
9 Section 11-134.3
10 Annotated Code of Maryland
11 (1999 Replacement Volume and 1999 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article - Transportation
14 Section 23-206.2
15 Annotated Code of Maryland
16 (1999 Replacement Volume and 1999 Supplement)

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

19 **Article - Transportation**

20 11-134.3.

21 "Motor home" means a motor vehicle that is designed and constructed primarily
22 to provide living quarters for recreational, camping, or travel use.

23 23-206.2.

24 (a) (1) A motor vehicle for which special registration plates have been issued
25 under § 13-616 of this article, is exempt from the mandatory inspections required by
26 this subtitle if:

1 (i) All of the owners of the motor vehicle meet the disability
2 requirements of § 13-616(a)(1) of this article;

3 (ii) The motor vehicle is driven less than 5,000 miles or less
4 annually; and

5 (iii) The exemption is not otherwise prohibited by federal law.

6 (2) In order to qualify for an exemption under paragraph (1) of this
7 subsection, all owners of the motor vehicle shall certify the following:

8 (i) That the owner of the motor vehicle meets the disability
9 requirements of § 13-616(a)(1) of this article;

10 (ii) That the motor vehicle has been issued a special disabled
11 person's registration number and special registration plates under § 13-616 of this
12 article;

13 (iii) That the motor vehicle is driven 5,000 miles or less annually;
14 and

15 (iv) The motor vehicle's odometer reading at the time of the
16 certification.

17 (3) The certification required in paragraph (2) of this subsection shall be
18 made on a form provided by the Administration.

19 (b) (1) A motor vehicle owned by an individual who is at least 70 years of age
20 at the time of a scheduled mandatory inspection under this subtitle is exempt from
21 the mandatory inspections required by this subtitle if:

22 (i) All of the owners of the motor vehicle are at least 70 years of age
23 at the time of the scheduled mandatory inspection under this subtitle;

24 (ii) The motor vehicle is being driven 5,000 miles or less annually;
25 and

26 (iii) The exemption is not otherwise prohibited by federal law.

27 (2) In order to qualify for an exemption under paragraph (1) of this
28 subsection, all owners of the motor vehicle shall certify the following:

29 (i) That all of the owners of the motor vehicle are at least 70 years
30 of age at the time of a scheduled mandatory inspection under this subtitle;

31 (ii) That the motor vehicle is being driven 5,000 miles or less
32 annually; and

33 (iii) The motor vehicle's odometer reading at the time of the
34 certification.

1 (3) The certification required in paragraph (2) of this subsection shall be
2 made on a form provided by the Administration.

3 (C) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE OR
4 REGULATIONS ADOPTED UNDER THIS SUBTITLE AND UNLESS OTHERWISE
5 PROHIBITED UNDER FEDERAL LAW, A MOTOR VEHICLE THAT IS A MOTOR HOME AS
6 DEFINED IN § 11-134.3 OF THIS ARTICLE WITH A GROSS VEHICLE WEIGHT RATING
7 OVER 10,000 POUNDS IS NOT SUBJECT TO ANY EMISSIONS STANDARDS OR TO ANY
8 TESTS OR INSPECTIONS UNDER THE EMISSIONS CONTROL PROGRAM ESTABLISHED
9 UNDER THIS SUBTITLE.

10 [(c)] (D) The Administrator may adopt regulations as necessary to administer
11 or enforce the provisions of this section.

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