

HOUSE BILL 747

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SB 235/00 - JPR

2001 Regular Session  
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By: **Delegates Stull, Amedori, Bartlett, Boutin, Brinkley, Edwards, Elliott,  
Getty, Glassman, Hecht, McKee, Mohorovic, Parrott, Riley, Shank,  
Snodgrass, Stocksdale, and Weir**

Introduced and read first time: February 8, 2001  
Assigned to: Environmental Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 7, 2001

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CHAPTER \_\_\_\_\_

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 certain  
4 tests or inspections under the State's emissions control program under certain  
5 circumstances; and generally relating to the applicability of the Vehicle  
6 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 2000 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 2000 Supplement)

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

1

**Article - Transportation**

2 11-134.3.

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

5 23-206.2.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

11       (C)       NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE OR  
12 REGULATIONS ADOPTED UNDER THIS SUBTITLE AND UNLESS OTHERWISE  
13 PROHIBITED UNDER FEDERAL LAW, A NONDIESEL MOTOR VEHICLE THAT IS A MOTOR  
14 HOME AS DEFINED IN § 11-134.3 OF THIS ARTICLE WITH A GROSS VEHICLE WEIGHT  
15 RATING OVER 10,000 POUNDS IS NOT SUBJECT TO TRANSIENT EMISSION TESTING AS  
16 DESCRIBED IN § 23-202(D)(1)(I) OF THIS SUBTITLE.

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

19       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
20 October 1, 2001.