

SENATE BILL 217

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SB 235/00 - JPR

2001 Regular Session
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CF 11r1692

By: **Senators Ferguson, Colburn, Collins, Dyson, Haines, Harris, Hooper,
Jacobs, Jimeno, Mooney, and Stoltzfus**

Introduced and read first time: January 24, 2001

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 13, 2001

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 ~~any~~
4 ~~emissions standards or to any tests or inspections under the State's emissions~~
5 ~~control program~~ certain transient mass-emission testing under certain
6 circumstances; and generally relating to the applicability of the Vehicle
7 Emissions Inspection Program to motor homes.

8 BY repealing and reenacting, without amendments,
9 Article - Transportation
10 Section 11-134.3
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2000 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article - Transportation
15 Section 23-206.2
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2000 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 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 MOTOR VEHICLE THAT IS A MOTOR HOME AS
14 DEFINED IN § 11-134.3 OF THIS ARTICLE WITH A GROSS VEHICLE WEIGHT RATING
15 OVER 10,000 POUNDS AND THAT IS NOT POWERED BY A COMPRESSION IGNITION
16 ENGINE IS NOT SUBJECT TO ANY EMISSIONS STANDARDS OR TO ANY TESTS OR
17 INSPECTIONS UNDER THE EMISSIONS CONTROL PROGRAM ESTABLISHED UNDER
18 TRANSIENT MASS-EMISSION TESTING AS DESCRIBED IN § 23-202(D)(1)(I) OF THIS
19 SUBTITLE.

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

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