
By: **Delegate DeCarlo**
Introduced and read first time: February 7, 2002
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration - Disposition of Vehicle to Dismantler and**
3 **Recycler or Scrap Processor**

4 FOR the purpose of establishing that a person who possesses or on whose property is
5 found an abandoned vehicle or a person who owns a vehicle, for which the
6 certificate of title is defective, lost, or destroyed, may apply to the Motor Vehicle
7 Administration for authority to transfer the vehicle to an automotive dismantler
8 and recycler or scrap processor; requiring the Administration to follow certain
9 procedures under certain circumstances; authorizing the Administration to give
10 an applicant a certificate of authority to transfer a vehicle to certain entities
11 under certain circumstances; and generally relating to the disposition of vehicles
12 to dismantlers and recyclers or scrap processors.

13 BY repealing and reenacting, with amendments,
14 Article - Transportation
15 Section 25-209
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2001 Supplement)

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

20 **Article - Transportation**

21 25-209.

22 (a) Any person who possesses or on whose property is found an abandoned
23 vehicle and any person who owns a vehicle, for which the certificate of title is
24 defective, lost, or destroyed, may apply to the police department of the jurisdiction in
25 which the vehicle is located OR TO THE ADMINISTRATION for authority to transfer the
26 vehicle to an automotive dismantler and recycler or scrap processor.

27 (b) The application shall include:

28 (1) The name and address of the applicant;

1 (2) The year, make, model, and vehicle identification number of the
2 vehicle, if ascertainable, and any other identifying features of the vehicle;

3 (3) A concise statement of the facts about the abandonment of the vehicle
4 or the loss, destruction, or defect of the certificate of title of the vehicle; and

5 (4) An affidavit stating that the facts alleged in the application are true
6 and that no material fact has been withheld.

7 (c) If a police department OR THE ADMINISTRATION finds that the application
8 is executed in proper form and shows either that the vehicle has been abandoned on
9 the property of the applicant or, if the vehicle is not abandoned, that the applicant
10 appears to be the rightful owner, the police department OR THE ADMINISTRATION
11 shall follow the notification procedures of §§ 25-204 and 25-205 of this subtitle.

12 (c-1) If the applicant submits with the application documentary proof that the
13 notification procedures of §§ 25-204 and 25-205 already have been complied with, the
14 police department OR THE ADMINISTRATION may accept the document as proof of
15 compliance and the department is not required to provide this notification.

16 (d) (1) If an abandoned vehicle is not reclaimed in the time required by this
17 subtitle, the police department OR THE ADMINISTRATION shall give the applicant a
18 certificate of authority to transfer the vehicle to:

19 (i) Any automotive dismantler and recycler for:

20 1. Dismantling, destroying, or scrapping; or

21 2. Salvaging as authorized under § 13-506 of this article; or

22 (ii) Any scrap processor for dismantling, destroying, or scrapping.

23 (2) The automotive dismantler and recycler or scrap processor shall
24 accept the certificate of authority instead of the certificate of title of the vehicle.

25 (3) The automotive dismantler and recycler may apply for a salvage
26 certificate as provided in § 13-506 of this article.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2002.