

SENATE BILL 608

Unofficial Copy
R6

2002 Regular Session
2lr2112
CF 2lr2786

By: **Senator Jimeno**
Introduced and read first time: February 1, 2002
Assigned to: Judicial Proceedings

Committee Report: Favorable
Senate action: Adopted
Read second time: March 6, 2002

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws - Air Bags - Improper or Fraudulent Replacement**

3 FOR the purpose of prohibiting a certain person who removes from a motor vehicle an
4 air bag or certain other inflatable vehicle passenger restraint system from
5 failing to replace the air bag or restraint system with certain equipment, or
6 replacing it with certain equipment that the person knows or has reason to
7 know is inoperable or will not operate as intended, is incompatible with or
8 inappropriate for the motor vehicle, or is not an air bag or certain other
9 inflatable vehicle passenger restraint system; establishing certain penalties;
10 and generally relating to the replacement of air bags or certain other inflatable
11 vehicle passenger restraint systems in certain motor vehicles under certain
12 circumstances.

13 BY adding to
14 Article - Transportation
15 Section 22-419 and 27-101(v)
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 22-419.

22 UNLESS THE PERSON IS THE OWNER OF THE MOTOR VEHICLE OR HAS THE
23 CONSENT OF THE OWNER, A PERSON WHO REMOVES FROM A MOTOR VEHICLE AN AIR

1 BAG OR OTHER INFLATABLE VEHICLE PASSENGER RESTRAINT SYSTEM DESIGNED IN
2 ACCORDANCE WITH FEDERAL SAFETY REGULATIONS AND ORIGINALLY INSTALLED
3 BY THE VEHICLE MANUFACTURER MAY NOT:

4 (1) FAIL TO REPLACE THE AIR BAG OR PASSENGER RESTRAINT SYSTEM
5 WITH AN AIR BAG OR OTHER INFLATABLE VEHICLE PASSENGER RESTRAINT SYSTEM
6 THAT IS DESIGNED AND INSTALLED IN ACCORDANCE WITH FEDERAL SAFETY
7 REGULATIONS FOR THAT VEHICLE; OR

8 (2) REPLACE THE AIR BAG OR PASSENGER RESTRAINT SYSTEM WITH:

9 (I) AN AIR BAG OR OTHER INFLATABLE VEHICLE PASSENGER
10 RESTRAINT SYSTEM THAT THE PERSON KNOWS OR HAS REASON TO KNOW IS
11 INOPERABLE OR WILL NOT OPERATE AS INTENDED;

12 (II) AN AIR BAG OR OTHER INFLATABLE VEHICLE PASSENGER
13 RESTRAINT SYSTEM DESIGNED IN ACCORDANCE WITH FEDERAL SAFETY
14 REGULATIONS THAT THE PERSON KNOWS OR HAS REASON TO KNOW IS
15 INCOMPATIBLE WITH OR INAPPROPRIATE FOR THAT VEHICLE; OR

16 (III) ANY OTHER OBJECT THAT THE PERSON KNOWS OR HAS
17 REASON TO KNOW IS NOT AN AIR BAG OR OTHER INFLATABLE VEHICLE PASSENGER
18 RESTRAINT SYSTEM DESIGNED IN ACCORDANCE WITH FEDERAL SAFETY
19 REGULATIONS.

20 27-101.

21 (V) ANY PERSON WHO IS CONVICTED OF A VIOLATION OF § 22-419 OF THIS
22 ARTICLE IS SUBJECT TO A FINE OF NOT MORE THAN \$5,000 OR IMPRISONMENT FOR
23 NOT MORE THAN 1 YEAR OR BOTH.

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