

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL NO. 563

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “surcharge” insert “not to exceed a certain amount”; in line 16, after “residents;” insert “providing that the aggregate local surcharge imposed on the owner of certain rental vehicles may not exceed a certain amount annually;”; and in line 24, strike “providing for the termination of this Act;”.

On page 2, in line 8, after “11-149,” insert “11-178,”; in the same line, strike “and 13-903” and substitute “13-903, and 13-912(b)”; in line 13, after “Section” insert “13-418;”; and in the same line, strike “13-1006,” and substitute “13-1005,”.

AMENDMENT NO. 2

On page 6, before line 30, insert:

“13-418

(A) (1) IF THE ADMINISTRATION RECEIVES NOTICE FROM MONTGOMERY COUNTY THAT THE OWNER OF A VEHICLE HAS FAILED TO PAY A LOCAL SURCHARGE IMPOSED ON THE VEHICLE PURSUANT TO § 13-1002 OF THIS ARTICLE, THE ADMINISTRATION MAY NOT REGISTER OR TRANSFER THE REGISTRATION OF THE VEHICLE.

(2) THE ADMINISTRATION SHALL CONTINUE THE REFUSAL TO REGISTER OR TRANSFER A REGISTRATION OF A VEHICLE UNTIL MONTGOMERY COUNTY NOTIFIES THE ADMINISTRATION THAT THE LOCAL SURCHARGE HAS BEEN PAID.

(B) THE ADMINISTRATION SHALL ADOPT PROCEDURES REQUIRING

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MONTGOMERY COUNTY TO NOTIFY THE ADMINISTRATION OF THE FAILURE OF THE OWNER OF A VEHICLE TO PAY A LOCAL SURCHARGE IMPOSED ON THE VEHICLE PURSUANT TO § 13-1002 OF THIS ARTICLE.

(C) (1) IN ADDITION TO ANY OTHER FEE OR PENALTY PROVIDED BY LAW, THE OWNER OF A VEHICLE WHO IS DENIED REGISTRATION OF THE VEHICLE UNDER THIS SECTION SHALL PAY A FEE ESTABLISHED BY THE ADMINISTRATION BEFORE THE ADMINISTRATION RENEWS THE REGISTRATION OF THE VEHICLE.

(2) THE FEE AUTHORIZED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE RETAINED BY THE ADMINISTRATION AND MAY NOT BE CREDITED TO THE GASOLINE AND MOTOR VEHICLE REVENUE ACCOUNT FOR DISTRIBUTION UNDER § 8-403 OR § 8-404 OF THIS ARTICLE.”.

AMENDMENT NO. 3

On page 8, after line 27, insert:

“13-912.

(b) For each Class A (passenger) vehicle, the annual registration fee is:

(1) For a vehicle with a manufacturer’s shipping weight of 3,700 pounds or less -- \$27.00; and

(2) For a vehicle with a manufacturer’s shipping weight of more than 3,700 pounds -- \$40.50.”.

On page 9, in line 16, after “STATE” insert “IN § 13-912(B)(1) OF THIS TITLE”.

AMENDMENT NO. 4

On page 6, after line 29, insert:

“11-178.

(a) “Rental vehicle” means a passenger car or a vehicle that may be registered as a Class

E, F, G, or M vehicle under Title 13, Subtitle 9 of this article:

(1) That is acquired solely for rental purposes but will not be rented to the same person for a period of more than 180 consecutive days;

(2) (i) That, at the time of purchase, is part of a fleet of passenger cars owned by the same person, at least five of which meet the criteria in item (1) of this subsection;

(ii) That, at the time of purchase, is part of a fleet of rental trucks owned by the same person, at least five of which meet the criteria in item (1) of this subsection; or

(iii) That, at the time of purchase, is part of a fleet of multipurpose passenger vehicles owned by the same person, at least five of which meet the criteria in item (1) of this subsection;

(3) For which the owner does not provide a driver; and

(4) That, if the vehicle is a passenger car or multipurpose passenger vehicle, will not be used to transport individuals or property for hire.

(b) “Rental vehicle” does not include:

(1) A dump truck, as described in § 13-919 of this article;

(2) A tow truck, as described in § 13-920 of this article; or

(3) A farm vehicle exempt from the sales and use tax under § 11-201(a) of the Tax - General Article.”.

On page 9, in line 14, strike “SUBSECTION (B)” and substitute “SUBSECTIONS (B) THROUGH (D)”; and after line 24, insert:

“(C) IF A PERSON IS A RESIDENT OF MONTGOMERY COUNTY, THE COUNTY COUNCIL MAY IMPOSE A LOCAL SURCHARGE ON A VEHICLE OWNED BY THE

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PERSON ONLY IF THE VEHICLE IS BASED AND OPERATED IN THE COUNTY.

(D) THE AGGREGATE LOCAL SURCHARGE IMPOSED ON THE OWNER OF RENTAL VEHICLES MAY NOT EXCEED \$10,000 ON AN ANNUAL BASIS.”.

AMENDMENT NO. 5

On page 10, in line 18, strike “MANUFACTURER, MODEL,” and substitute “MAKE, BODY STYLE,”.

On page 10, strike in their entirety lines 28 through 32, inclusive; and in line 33, strike “13-1006.” and substitute “13-1005.”.

AMENDMENT NO. 6

On page 11, strike beginning with “It” in line 4 down through the period in line 6.