

HOUSE BILL 923

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SB 84/96 - JPR

2003 Regular Session
3lr2310
CF 3lr2120

By: **Delegate Owings**

Introduced and read first time: February 12, 2003

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, February 21, 2003

Committee Report: Favorable

House action: Adopted

Read second time: March 18, 2003

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws - Local Regulation of Parking - Motorcycles**

3 FOR the purpose of prohibiting a political subdivision, in the exercise of its authority
4 to regulate parking, from adopting or enforcing an ordinance or regulation that
5 prohibits the parking of more than one motorcycle in a space served by a single
6 parking meter.

7 BY repealing and reenacting, with amendments,
8 Article - Transportation
9 Section 26-301
10 Annotated Code of Maryland
11 (2002 Replacement Volume)

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

14 **Article - Transportation**

15 26-301.

16 (a) In this subtitle, "officer" means a police officer or a person other than a
17 police officer who is authorized to issue a citation for a violation of an ordinance or
18 regulation that is adopted under this section.

19 (b) Subject to subsection (c) of this section, any State agency authorized by law
20 and any political subdivision of this State may adopt ordinances or regulations that:

- 1 (1) Regulate the parking of vehicles;
- 2 (2) Provide for the impounding of vehicles parked in violation of the
3 ordinances or regulations;
- 4 (3) Regulate the towing of vehicles from publicly owned and privately
5 owned parking lots; and
- 6 (4) Provide for the issuance of a citation by an officer for a violation of an
7 ordinance or regulation that is adopted under this section.

8 (c) A political subdivision may not adopt or enforce an ordinance or regulation
9 that prohibits the parking of [two motorcycles] MORE THAN ONE MOTORCYCLE
10 within a space served by a single parking meter.

11 (d) (1) In this subsection, "rental vehicle" means a vehicle that is rented or
12 leased for a period not exceeding 180 days.

13 (2) If a parking citation is issued for a rental vehicle, the owner is not
14 liable for any penalty in excess of the original fine for a parking violation unless the
15 owner fails to pay the fine or file a notice of intention to stand trial for the violation
16 within the time specified in a notice of the infraction mailed to the business address
17 of the owner.

18 (3) If a political subdivision or State agency receives payment for a
19 parking violation from both the owner of the vehicle and the person who had
20 possession of the rental vehicle at the time the parking citation was issued, the
21 political subdivision or State agency shall reimburse the owner of the vehicle for the
22 amount paid by the owner for the violation.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2003.