

HOUSE BILL 85

Unofficial Copy  
R4

2004 Regular Session  
4r0463

(PRE-FILED)

---

By: **Delegate Cryor**

Requested: August 26, 2003

Introduced and read first time: January 14, 2004

Assigned to: Environmental Matters

---

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Donations of Vehicles to Charities - Records**

3 FOR the purpose of requiring an owner who transfers the owner's interest in a vehicle  
4 to certain religious, charitable, or volunteer organizations to notify the Motor  
5 Vehicle Administration of the transfer within a certain time period; requiring  
6 the Administration to maintain records of notifications; and generally relating  
7 to the donation of vehicles to charity and related records.

8 BY repealing and reenacting, with amendments,  
9 Article - Transportation  
10 Section 13-112  
11 Annotated Code of Maryland  
12 (2002 Replacement Volume and 2003 Supplement)

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

15 **Article - Transportation**

16 13-112.

17 (a) Except as provided in § 13-113 of this subtitle, if an owner transfers his  
18 interest in a vehicle, other than by the creation of a security interest, the owner shall,  
19 at the time of the delivery of the vehicle, execute an assignment and warranty of title  
20 to the transferee, with a statement of each security interest, lien, or other  
21 encumbrance on the vehicle, in the space provided for that purpose on the certificate.

22 (b) Except as provided in § 13-113 of this subtitle, if an owner transfers his  
23 interest in a vehicle, other than by the creation of a security interest, the owner shall,  
24 at the time of the delivery of the vehicle, deliver the certificate of title to the  
25 transferee.

26 (c) (1) Except as provided in § 13-113 of this subtitle, promptly after  
27 delivery to the transferee of the vehicle, the transferee shall:

1 (i) Complete an application for a new certificate of title, either in  
2 the space provided for that purpose on the certificate or as the Administration  
3 otherwise requires; and

4 (ii) Mail or deliver the certificate and application to the  
5 Administration.

6 (2) If the Administration does not receive the certificate and application  
7 within 30 days after delivery of the vehicle to the transferee, the Administration, in  
8 its discretion, may assess the applicant with an additional service fee established by  
9 the Administration for making the transfer of title.

10 (d) (1) A person may not knowingly sell, transfer, or otherwise dispose of any  
11 vehicle that has been used as a taxicab unless the person attaches to the certificate of  
12 title a signed statement to the effect that the vehicle has been used as a taxicab.

13 (2) On receipt of a certificate of title to which is attached the information  
14 required by this subsection, the Administration shall place on the new certificate of  
15 title it issues a notation appropriate to convey this information to the new owner of  
16 the vehicle.

17 (e) No person other than a dealer may buy in this State and no person may  
18 sell in this State any used vehicle of a type for which a certificate of title is required  
19 under this subtitle unless:

20 (1) A certificate of title of the vehicle has been issued by the  
21 Administration or by another state or country; or

22 (2) A certificate of registration of the vehicle has been issued by a state  
23 or country that does not issue certificates of title of such vehicles.

24 (F) (1) IF AN OWNER TRANSFERS THE OWNER'S INTEREST IN A VEHICLE TO  
25 A RELIGIOUS, CHARITABLE, OR VOLUNTEER ORGANIZATION EXEMPT FROM  
26 TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE, THE OWNER SHALL  
27 NOTIFY THE ADMINISTRATION OF THE TRANSFER WITHIN 30 DAYS OF THE  
28 TRANSFER.

29 (2) THE ADMINISTRATION SHALL MAINTAIN RECORDS OF  
30 NOTIFICATIONS MADE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
32 October 1, 2004.