## By: Delegates Leopold, Kach, Feldman, Jameson, Taylor, Simmons, Sophocleus, and Walkup

Introduced and read first time: February 20, 2004
Assigned to: Rules and Executive Nominations

## A BILL ENTITLED

1 AN ACT concerning

## Vehicle Laws - Lapsed or Terminated Security - Penalties

3 FOR the purpose of altering the penalty that may be assessed by the Motor Vehicle 4 Administration for a vehicle that is without the security required for the vehicle 5 for a certain period; increasing the penalty that may be assessed for a vehicle 6 that continues to be in violation of certain security requirements for a certain 7 period; increasing the amount of the daily penalty that may be assessed for 8 violating certain vehicle security requirements after a certain period; increasing 9 the maximum penalty that may be assessed for a violation of certain vehicle 10 security requirements occurring within a certain period; and generally relating 11 to penalties for lapsed or terminated security for motor vehicles.

12 BY repealing and reenacting, with amendments,
13 Article - Transportation
14 Section 17-106(e)
15 Annotated Code of Maryland
16 (2002 Replacement Volume and 2003 Supplement)
17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:
Article - Transportation
20 17-106.
21 (e) (1) (i) In addition to any other penalty provided for in the Maryland
22 Vehicle Law, if the required security for a vehicle terminates or otherwise lapses
23 during its registration year, the Administration may assess the owner of the vehicle
24 with [a penalty of $\$ 150$ for each vehicle without the required security for a period of
251 to 30 days. If a fine is assessed, beginning on the 31st day the fine shall increase by
26 a rate of $\$ 7$ for each day] THE FOLLOWING PENALTIES:

1. FOR EACH VEHICLE WITHOUT THE REQUIRED SECURITY

28 FOR A PERIOD OF 1 TO 15 DAYS, \$75; OR

1
2 FOR A PERIOD OF 16 TO 30 DAYS, $\$ 180$.

## 3

4 SHALL INCREASE TO A RATE OF $\$ 9$ FOR EACH DAY.
5 6 vehicle terminates or otherwise lapses shall constitute a separate violation.

7 [(iii)] (IV) The penalty imposed under this subsection may not exceed $8[\$ 2,500] \$ 3,000$ for each violation in a 12-month period.
9 (2) (i) A penalty assessed under this subsection shall be paid as

10 follows:

11

1. $70 \%$ to be allocated as provided in subparagraphs (ii)

12 through (iv) of this paragraph; and
13 2. $30 \%$ to the Administration, which may be used by the 14 Administration, subject to subsection (f) of this section, to provide funding for
15 contracts with independent agents to assist in the recovery of evidences of
16 registration as authorized in subsection (d)(3) of this section.
17
(ii) For the fiscal year beginning July 1, 2001, the percentage of the 8 penalties specified under subparagraph (i)1 of this paragraph shall be allocated 9 among the Vehicle Theft Prevention Fund, the Motor Vehicle Registration
20 Enforcement Fund, the School Bus Safety Enforcement Fund, the Transportation
21 Trust Fund, and the General Fund as follows:

22
23 Fund;

29 penalties specified under subparagraph (i) 1 of this paragraph shall be allocated
30 among the Vehicle Theft Prevention Fund, the Maryland Automobile Insurance Fund,
31 the Motor Vehicle Registration Enforcement Fund, the School Bus Safety
32 Enforcement Fund, and the General Fund as follows:

1. $\$ 400,000$ to the Motor Vehicle Registration Enforcement

34 Fund;
3. $\$ 2,000,000$ to the Vehicle Theft Prevention Fund;
4. $\$ 9,600,000$ to the Transportation Trust Fund; and
5. The balance to the General Fund.
(iii) For the fiscal year beginning July 1, 2002, the percentage of the Enfcement Fund, and the Generl Fund follows:

1. $\$ 400,000$ to the Motor Vehicle Registration Enforcement
2. $\$ 600,000$ to the School Bus Safety Enforcement Fund;
3. $\$ 600,000$ to the School Bus Safety Enforcement Fund;

3 and

1 that occurred before the transfer shall continue as if no transfer had occurred and a
2 new registration may not be issued until the penalty fee is paid.
3
(5) An amount equal to the monetary penalties paid to the

4 Administration under paragraph (2) of this subsection may be used by the
5 Administration only for the enforcement of this subtitle.
6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 7 October 1, 2004.

