

BY: Senator Harris

AMENDMENTS TO HOUSE BILL NO. 1470

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Chesapeake Bay - Funding - Trust Investments and Commemorative License Plates”; in line 5, after “rating;” insert “authorizing a person who was issued a certain commemorative license plate before a certain date to apply to the Motor Vehicle Administration for a waiver of a certain renewal fee during a certain time period; providing for the effective dates of certain provisions of this Act; providing for the termination of certain provisions of this Act;”; in the same line, strike “investments and” and substitute “funding for”; in the same line, strike “Trust”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Article - Transportation

Section 13-618(d)

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Transportation

13-618.

(d) (1) In addition to the annual registration fee otherwise required under this title, an owner of a vehicle assigned a commemorative registration plate under this section shall pay:

(Over)

(i) An additional initial registration fee set by the Administration when the new registration plates are issued to the vehicle under this section; or

(ii) [An] EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, AN additional renewal fee set by the Administration each time the plate is renewed.

(2) (i) The Administration shall set the additional initial registration fee at a level that will enable the Administration to recover its costs under this section.

(ii) The Administration may set the additional initial registration fee at a level that is sufficient to result in a surplus after costs are subtracted.

(iii) The Administration shall retain a portion of the additional initial registration fee that is sufficient to allow the Administration to recover any costs of issuing and distributing commemorative plates under this section.

(iv) Any surplus moneys remaining after the Administration has recovered the costs of issuing a commemorative plate under this section and moneys collected for additional renewal fees may not be retained by or transferred to any agency of the State for any purpose.

(v) Notwithstanding subparagraph (iv) of this paragraph, the surplus moneys and moneys collected for additional renewal fees may be retained for the purpose described in paragraph (3) of this subsection.

(3) The surplus moneys and moneys collected for additional renewal fees shall be disbursed by the Administration to a nonprofit organization that is:

(i) Closely related to the geographical, historical, natural resource, or environmental theme which the plate commemorates; and

(ii) Designated by the Administration under subsection (e) of this section.

(4) No portion of the additional initial registration or renewal fees may be credited to the Gasoline and Motor Vehicle Revenue Account for distribution under § 8-403 or § 8-404 of the Transportation Article.

(5) (I) BEGINNING JULY 1, 2005 UNTIL JULY 1, 2006, THE OWNER OF

A VEHICLE WHO WAS ASSIGNED A NEW COMMEMORATIVE REGISTRATION PLATE UNDER THIS SECTION BEFORE JANUARY 1, 2004 MAY APPLY TO THE ADMINISTRATION FOR A WAIVER OF THE RENEWAL FEE REQUIRED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.

(II) THE ADMINISTRATION MAY NOT CHARGE A PERSON WHO APPLIES FOR A WAIVER DURING THE PERIOD SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH A RENEWAL FEE FOR THE REGISTRATION PLATES AT ANY TIME DURING THE PERIOD THAT THE PERSON WHO APPLIED FOR THE WAIVER IS ASSIGNED THE REGISTRATION PLATES.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect October 1, 2005.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall remain effective until the taking effect of the termination provision specified in Section 3 of Chapter 398 of the Acts of the General Assembly of 2003, as amended by Chapter 25 of the Acts of the General Assembly of 2004. If that termination provision takes effect, Section 2 of this Act shall be abrogated and of no further force and effect. This Act may not be interpreted to have any effect on that termination provision.”;

in line 5, strike “2.” and substitute “5.”; in the same line, after “That” insert “, except as provided in Section 3 of this Act.”; and in line 6, strike “October” and substitute “July”.