

---

By: **Delegates Impallaria, Conroy, Frank, Jennings, and Love**

Introduced and read first time: February 11, 2005

Assigned to: Environmental Matters

---

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles - Motor Scooters and Mopeds - Standards and Requirements**

3 FOR the purpose of altering the definition of "motor vehicle" to include motor scooters  
 4 and mopeds; clarifying that a moped is subject to motor vehicle titling  
 5 requirements; requiring an application for a vehicle title for a motor scooter or  
 6 moped to include certain information; including motor scooters and mopeds  
 7 under a certain motor vehicle classification; adding motor scooters and mopeds  
 8 to the vehicles for which certain registration plates may be used; repealing  
 9 provisions of law establishing and governing the moped operator's permit;  
 10 establishing driver's license and learner's instructional permit authorizations  
 11 for motor scooters and mopeds; authorizing the State Highway Administration  
 12 or a local authority to prohibit the use of a controlled access highway under its  
 13 jurisdiction by a person operating a motor scooter or moped; establishing certain  
 14 equipment standards for motor scooters and mopeds; clarifying that motor  
 15 scooters and mopeds are excepted from certain equipment standards;  
 16 prohibiting a political subdivision, in the exercise of its authority to regulate  
 17 parking, from adopting or enforcing an ordinance or regulation that prohibits  
 18 the parking of more than a certain number of motor scooters or mopeds in a  
 19 space served by a single parking meter; and generally relating to motor scooters  
 20 and mopeds.

21 BY repealing and reenacting, without amendments,  
 22 Article - Transportation  
 23 Section 11-134.1, 11-134.4, 11-136, 11-176, 13-101.1, 13-104(a), 13-402(a),  
 24 17-104(a), 17-107(a), 22-101(e), 22-301(b), 23-104, 23-107(a), 23-202(a)  
 25 and (b)(1), 23-206(a) and (b), and 23-207  
 26 Annotated Code of Maryland  
 27 (2002 Replacement Volume and 2004 Supplement)

28 BY repealing and reenacting, with amendments,  
 29 Article - Transportation  
 30 Section 11-135, 13-102, 13-104(c), 13-915, 13-941, 16-101, 16-104(d) and (e),  
 31 16-104.1, 16-105(b) and (c), 16-815(c)(1), 21-313(a), 21-1207, 22-203,  
 32 22-205(a), 22-206(b), 22-214(a), 22-222, 22-226(a), 22-301(c)(1) and (i),

1 22-304, 22-403, 22-404, 22-405.1(d), 22-412, and 26-301(c)  
2 Annotated Code of Maryland  
3 (2002 Replacement Volume and 2004 Supplement)

4 BY repealing  
5 Article - Transportation  
6 Section 16-104.2  
7 Annotated Code of Maryland  
8 (2002 Replacement Volume and 2004 Supplement)

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

11 **Article - Transportation**

12 11-134.1.

13 "Moped" means a bicycle that:

14 (1) Is designed to be operated by human power with the assistance of a  
15 motor;

16 (2) Is equipped with pedals that mechanically drive the rear wheel or  
17 wheels;

18 (3) Has two or three wheels, of which one is more than 14 inches in  
19 diameter; and

20 (4) Has a motor with a rating of 1.5 brake horsepower or less and, if the  
21 motor is an internal combustion engine, a capacity of 50 cubic centimeters piston  
22 displacement or less.

23 11-134.4.

24 (a) "Motor scooter" means a nonpedal vehicle that:

25 (1) Has a seat for the operator;

26 (2) Has two wheels, of which one is 10 inches or more in diameter;

27 (3) Has a step-through chassis;

28 (4) Has a motor:

29 (i) With a rating of 2.7 brake horsepower or less; or

30 (ii) If the motor is an internal combustion engine, with a capacity of  
31 50 cubic centimeters piston displacement or less; and

1 (5) Is equipped with an automatic transmission.

2 (b) "Motor scooter" does not include a vehicle that has been manufactured for  
3 off-road use, including a motorcycle and an all-terrain vehicle.

4 11-135.

5 (a) "Motor vehicle" means[, except as provided in subsection (b) of this  
6 section,] a vehicle that:

7 (1) Is self-propelled or propelled by electric power obtained from  
8 overhead electrical wires; and

9 (2) Is not operated on rails.

10 (b) "Motor vehicle" [does not include] INCLUDES:

11 (1) A moped, as defined in § 11-134.1 of this subtitle; [or] AND

12 (2) A motor scooter, as defined in § 11-134.4 of this subtitle.

13 11-136.

14 (a) "Motorcycle" means a motor vehicle that:

15 (1) Has one front wheel and one or two rear wheels on a single axle;  
16 however, if it is equipped with two rear wheels on a single axle, the rear tread width  
17 may not exceed 25 inches;

18 (2) Is self-propelled by a motor with a rating of more than 1.5 brake  
19 horsepower and a capacity of at least 49 cubic centimeters piston displacement;

20 (3) Has a singular front steering road wheel mounted in a fork assembly  
21 that passes through a frame steering bearing and to which is attached a handlebar or  
22 other directly operated steering device;

23 (4) Has a seat that is straddled by the driver; and

24 (5) Except for a windshield or windscreen, does not have any enclosure  
25 or provision for an enclosure for the driver or any passenger.

26 (b) A detachable sidecar is an accessory to and not a part of a motorcycle.

27 11-176.

28 (a) "Vehicle" means, except as provided in subsection (b) of this section, any  
29 device in, on, or by which any individual or property is or might be transported or  
30 towed on a highway.

31 (b) "Vehicle" does not include an electric personal assistive mobility device as  
32 defined in § 21-101(g-1) of this article.

1 13-101.1.

2 Except as provided in § 13-102 of this subtitle, the owner of each vehicle that is  
3 in this State and for which the Administration has not issued a certificate of title  
4 shall apply to the Administration for a certificate of title of the vehicle.

5 13-102.

6 A certificate of title is not required for:

7 (1) A vehicle owned and used by the United States, unless it is registered  
8 in this State;

9 (2) A new vehicle owned by a manufacturer or dealer and held for sale,  
10 even though incidentally moved on the highway or used for purposes of testing or  
11 demonstration;

12 (3) A vehicle used by a manufacturer only for testing;

13 (4) A vehicle owned by a nonresident of this State and not required by  
14 law to be registered in this State;

15 (5) A vehicle regularly engaged in the interstate transportation of people  
16 or property and for which a currently effective certificate of title has been issued in  
17 another state;

18 (6) A vehicle moved only by human or animal power;

19 (7) [A] EXCEPT FOR MOPEDS, A bicycle;

20 (8) A vehicle in which interest has passed to a secured party on default of  
21 the owner;

22 (9) Farm equipment;

23 (10) Special mobile equipment;

24 (11) A self-propelled invalid:

25 (i) Wheelchair; or

26 (ii) Tricycle; or

27 (12) A trailer, other than a camping trailer, rated by the manufacturer as  
28 having a gross vehicle weight of 2,500 pounds or less.

29 13-104.

30 (a) The application for a certificate of title of a vehicle shall be made by the  
31 owner of the vehicle on the form that the Administration requires.

1 (c) The application shall contain:

2 (1) The full name and Maryland address of the owner, including:

3 (i) If the owner is an individual, the owner's Maryland residence  
4 and mailing addresses;

5 (ii) If the owner is a business firm, association, or corporation, its  
6 federal identification number and:

7 1. Its business address in this State; or

8 2. The name and address of its resident agent in this State;

9 (iii) If the owner is a partnership or joint venture, the name of each  
10 partner or joint venturer;

11 (iv) If the owner is an unincorporated association, joint stock  
12 company, or other group described in § 6-406 of the Courts Article, the name and  
13 address of a resident agent on whom service may be made in any lawsuit arising out  
14 of the ownership, maintenance, or use of the vehicle; and

15 (v) If the owner is a trustee, the address of the trust in this State  
16 and the name and address of a person in this State on whom service may be made in  
17 any lawsuit arising out of the ownership, maintenance, or use of the vehicle;

18 (2) (i) If the owner is an individual, the owner's date of birth; and

19 (ii) If the owner is a partnership or joint venture, the date of birth  
20 of each partner or joint venturer;

21 (3) A description of the vehicle, including:

22 (i) To the extent that the information exists, its make, model, year,  
23 vehicle identification number, type of body, and number of cylinders;

24 (ii) If the vehicle is a two-stage vehicle:

25 1. The make and year of the first stage; and

26 2. The make, model, and year of the second stage;

27 (iii) If the vehicle is a motorcycle with an engine manufactured on or  
28 after January 1, 1977, OR A MOTOR SCOOTER OR MOPED, the identifying number of  
29 the engine; and

30 (iv) Any other information that the Administration requires;

31 (4) A statement of:

1 (i) The applicant's title to and each security interest in the vehicle;  
2 and

3 (ii) The name and address of each secured party with any security  
4 interest in the vehicle and the nature and order of priority of that interest; and

5 (5) Any other information that the Administration reasonably requires  
6 to determine if the owner is entitled to a certificate of title.

7 13-402.

8 (a) (1) Except as otherwise provided in this section or elsewhere in the  
9 Maryland Vehicle Law, each motor vehicle, trailer, semitrailer, and pole trailer driven  
10 on a highway shall be registered under this subtitle.

11 (2) If a motor vehicle required to be registered under this subtitle is not  
12 registered, a person may not park the unregistered motor vehicle on any:

13 (i) Public alley, street, or highway; or

14 (ii) Private property used by the public in general, including  
15 parking lots of shopping centers, condominiums, apartments, or town house  
16 developments.

17 (3) The provisions of paragraph (2) of this subsection do not apply to a  
18 motor vehicle that is exempt from registration under this section or § 13-402.1 of this  
19 subtitle.

20 13-915.

21 (a) When registered with the Administration, every motorcycle, MOTOR  
22 SCOOTER, AND MOPED is a Class D (motorcycle) vehicle.

23 (b) For each Class D (motorcycle) vehicle, the annual registration fee is  
24 \$35.00.

25 13-941.

26 (a) Special registration plates issued to a motorcycle dealer under § 13-621 of  
27 this title for use only on motorcycles, MOTOR SCOOTERS, AND MOPEDS are Class 1B  
28 (motorcycle dealer) registration plates.

29 (b) For Class 1B (motorcycle dealer) registration plates, the annual  
30 registration fee for each registration plate issued to the applicant shall be established  
31 by the Administration.

32 (c) A Class 1B (motorcycle dealer) registration plate may be used only on  
33 motorcycles, MOTOR SCOOTERS, AND MOPEDS owned or used by the motorcycle dealer  
34 and only as permitted by § 13-621 of this title.

1 16-101.

2 [(a)] An individual may not drive or attempt to drive a motor vehicle on any  
3 highway in this State unless:

4 (1) The individual holds a driver's license issued under this title;

5 (2) The individual is expressly exempt from the licensing requirements  
6 of this title; or

7 (3) The individual otherwise is specifically authorized by this title to  
8 drive vehicles of the class that the individual is driving or attempting to drive.

9 [(b)] Each individual operating on any highway in this State a moped, as  
10 defined in § 11-134.1 of this article or a motor scooter, as defined in § 11-134.4 of this  
11 article, shall have with the individual:

12 (1) A driver's license issued to the individual under this title, which  
13 license may be of any class issued by the Administration;

14 (2) If the individual is a nonresident of this State, a license to drive  
15 issued to the individual by the state or country of the individual's residence, which  
16 license may be for any class of vehicle; or

17 (3) A moped operator's permit issued to the individual under this  
18 subtitle.]

19 16-104.

20 (d) (1) A Class D driver's license authorizes the licensee to drive any vehicle  
21 or combinations of vehicles, except:

22 (i) Combinations of Class F (tractor) and Class G (trailer) vehicles;

23 (ii) Vehicles or combinations of vehicles with a registered gross  
24 vehicle weight or registered gross combination weight of more than 25,000 pounds,  
25 but not including an uncoupled truck tractor;

26 (iii) Buses over 10,000 pounds gross vehicle weight; and

27 (iv) Motorcycles, MOTOR SCOOTERS, AND MOPEDS.

28 (2) An individual who is issued a Class D driver's license under this  
29 subsection may not drive or attempt to drive a motor vehicle on any highway in this  
30 State unless a Class D driver's license authorizes the individual to drive a vehicle of  
31 the class that the individual is driving or attempting to drive.

32 (e) (1) A Class E driver's license authorizes the licensee to drive motorcycles,  
33 MOTOR SCOOTERS, AND MOPEDS.

1           (2)     An individual who is issued a Class E driver's license under this  
2 subsection may not drive or attempt to drive a motor vehicle on any highway in this  
3 State unless a Class E driver's license authorizes the individual to drive a vehicle of  
4 the class that the individual is driving or attempting to drive.

5 16-104.1.

6     (a)     (1)     A noncommercial Class A driver's license authorizes the licensee to  
7 drive combinations of Class F (tractor) and Class G (trailer) vehicles and any vehicle  
8 that a noncommercial Class B driver's license authorizes its holder to drive, except:

9                   (i)     Commercial motor vehicles; and

10                  (ii)    Motorcycles, MOTOR SCOOTERS, AND MOPEDS.

11           (2)     An individual who is issued a noncommercial Class A driver's license  
12 under this subsection may not drive or attempt to drive a motor vehicle on any  
13 highway in this State unless a noncommercial Class A driver's license authorizes the  
14 individual to drive a vehicle of the class that the individual is driving or attempting to  
15 drive.

16     (b)     (1)     A noncommercial Class B driver's license authorizes the licensee to  
17 drive any single vehicle or combinations of vehicles with a gross vehicle weight (GVW)  
18 or gross combination weight (GCW) of 26,001 pounds and more and any vehicle that  
19 a noncommercial Class C driver's license authorizes its holder to drive, except:

20                   (i)     Commercial motor vehicles;

21                   (ii)    Motorcycles, MOTOR SCOOTERS, AND MOPEDS; and

22                   (iii)   Combinations of Class F (tractor) and Class G (trailer) vehicles.

23           (2)     An individual who is issued a noncommercial Class B driver's license  
24 under this subsection may not drive or attempt to drive a motor vehicle on any  
25 highway in this State unless a noncommercial Class B driver's license authorizes the  
26 individual to drive a vehicle of the class that the individual is driving or attempting to  
27 drive.

28     (c)     (1)     A noncommercial Class C driver's license authorizes the licensee to  
29 drive any vehicle or combination of vehicles with a gross vehicle weight less than  
30 26,001 pounds, except:

31                   (i)     Commercial motor vehicles; and

32                   (ii)    Motorcycles, MOTOR SCOOTERS, AND MOPEDS.

33           (2)     An individual who is issued a noncommercial Class C driver's license  
34 under this subsection may not drive or attempt to drive a motor vehicle on any  
35 highway in this State unless a noncommercial Class C driver's license authorizes the

1 individual to drive a vehicle of the class that the individual is driving or attempting to  
2 drive.

3 (d) (1) A Class M driver's license authorizes the licensee to drive  
4 motorcycles, MOTOR SCOOTERS, AND MOPEDS.

5 (2) An individual who is issued a Class M driver's license under this  
6 subsection may not drive or attempt to drive a motor vehicle on any highway in this  
7 State unless a Class M driver's license authorizes the individual to drive a vehicle of  
8 the class that the individual is driving or attempting to drive.

9 (e) Except when the towing vehicle is a commercial motor vehicle and subject  
10 to the provisions of this section, a noncommercial Class A, B, or C license holder may:

11 (1) Tow any travel trailer as defined in § 11-170 of this article;

12 (2) Tow any camping trailer as defined in § 11-106 of this article; or

13 (3) Tow any boat trailer as defined in § 11-104.1 of this article.

14 (f) This section applies to any license issued or renewed on or after January 1,  
15 1990.

16 [16-104.2.

17 (a) On application, the Administration shall issue a moped operator's permit  
18 to an individual who is 16 years of age or older, and who does not possess a valid  
19 driver's license issued by this State or any other jurisdiction, but whose license or  
20 privilege to drive is not revoked, suspended, refused, or cancelled.

21 (b) An applicant is entitled to receive a moped operator's permit if the  
22 applicant:

23 (1) Passes the examination provided for in § 16-110(c)(1) of this subtitle;  
24 and

25 (2) Pays the fee provided for in this section.

26 (c) Each application for a moped operator's permit shall be on a form and  
27 contain the information that the Administration requires and each permit issued  
28 shall be of a size, design, and content that the Administration specifies.

29 (d) (1) A permit is not valid unless the applicant signs the applicant's name  
30 on it in the applicant's usual signature.

31 (2) When issued and signed, a moped operator's permit only authorizes  
32 its holder to operate a moped, as defined in § 11-134.1 of this article or a motor  
33 scooter, as defined in § 11-134.4 of this article.

34 (e) A moped operator's permit expires every 5 years. It may be renewed on  
35 application and payment of the fee required by subsection (f) of this section.

1 (f) (1) For issuance or renewal of a moped operator's permit, an applicant  
2 shall pay the Administration a fee established by the Administration.

3 (2) For issuance of a duplicate moped operator's permit, an applicant  
4 shall pay the Administration a fee established by the Administration.]

5 16-105.

6 (b) (1) The holder of a learner's instructional permit may drive the same  
7 vehicle and combinations of vehicles as may a holder of the class of driver's license for  
8 which the permit holder has applied, but only while accompanied by and under the  
9 immediate supervision of an individual who:

10 (i) Is at least 21 years old;

11 (ii) Has been licensed for at least 3 years in this State or in another  
12 state to drive vehicles of the class then being driven by the holder of the learner's  
13 instructional permit; and

14 (iii) Unless the vehicle is a motorcycle, MOTOR SCOOTER, OR  
15 MOPED, is seated beside the holder of the learner's instructional permit.

16 (2) The individual supervising the holder of the learner's instructional  
17 permit under paragraph (1) of this subsection is the only individual allowed in the  
18 front seat of a motor vehicle with the permit holder while the permit holder is driving.

19 (c) The holder of a learner's instructional permit for a motorcycle [may],  
20 MOTOR SCOOTER, OR MOPED:

21 (1) MAY drive the motorcycle with another individual on it only if the  
22 other individual is one described in subsection (b)(1)(i) and (ii) of this section; AND

23 (2) MAY NOT DRIVE A MOTOR SCOOTER OR MOPED.

24 16-815.

25 (c) (1) A Class C commercial driver's license authorizes the licensee to drive  
26 the following motor vehicles and combinations of motor vehicles:

27 (i) Any single vehicle less than 26,001 pounds gross vehicle weight  
28 (GVW);

29 (ii) Any such vehicle towing a vehicle not in excess of 10,000 pounds  
30 GVW; and

31 (iii) Any vehicle which a noncommercial Class C driver's license  
32 authorizes its holder to drive, except for motorcycles, MOTOR SCOOTERS, AND  
33 MOPEDS.

1 17-104.

2 (a) The Administration may not issue or transfer the registration of a motor  
3 vehicle unless the owner or prospective owner of the vehicle furnishes evidence  
4 satisfactory to the Administration that the required security is in effect.

5 17-107.

6 (a) A person who knows or has reason to know that a motor vehicle is not  
7 covered by the required security may not:

8 (1) Drive the vehicle; or

9 (2) If he is an owner of the vehicle, knowingly permit another person to  
10 drive it.

11 21-313.

12 (a) The State Highway Administration, by order, or any local authority, by  
13 ordinance, may prohibit the use of any controlled access highway in its jurisdiction by  
14 parades, funeral processions, bicycles, or other nonmotorized traffic or by any person  
15 operating a motorcycle, MOTOR SCOOTER, OR MOPED.

16 21-1207.

17 (a) (1) If a bicycle [or a motor scooter], MOTOR SCOOTER, OR MOPED is used  
18 on a highway at any time when, due to insufficient light or unfavorable atmospheric  
19 conditions, persons and vehicles on the highway are not clearly discernible at a  
20 distance of 1,000 feet, the bicycle [or motor scooter], MOTOR SCOOTER, OR MOPED  
21 shall be equipped:

22 (i) On the front, with a lamp that emits a white light visible from  
23 a distance of at least 500 feet to the front; and

24 (ii) On the rear, with a red reflector of a type approved by the  
25 Administration and visible from all distances from 600 feet to 100 feet to the rear  
26 when directly in front of lawful upper beams of head lamps on a motor vehicle.

27 (2) A bicycle or bicyclist may be equipped with a lamp that emits a red  
28 light or a flashing amber light visible from a distance of 500 feet to the rear in  
29 addition to the red reflector required by paragraph (1) of this subsection.

30 (b) A person may not operate a bicycle [or a motor scooter], MOTOR SCOOTER,  
31 OR MOPED unless it is equipped with a bell or other device capable of giving a signal  
32 audible for a distance of at least 100 feet.

33 (c) However, a bicycle [or motor scooter], MOTOR SCOOTER, OR MOPED may  
34 not be equipped with nor may any person use on a bicycle any siren or whistle.

1 (d) Every bicycle [and motor scooter], MOTOR SCOOTER, AND MOPED shall be  
2 equipped with a brake that enables its operator to make the braked wheels skid on  
3 dry, level, clean pavement.

4 22-101.

5 (e) The provisions of this title with respect to equipment on vehicles do not  
6 apply to farm equipment, road machinery, road rollers, or farm tractors, except as  
7 made applicable in this title.

8 22-203.

9 (a) In this section, the term "motorcycle" includes Class M (multipurpose)  
10 vehicles that are designated by the Administrator.

11 (b) Every motor vehicle, other than a motorcycle, MOTOR SCOOTER, AND  
12 MOPED, shall be equipped with at least two headlamps with at least one on each side  
13 of the front of the motor vehicle, which headlamps shall emit white light and comply  
14 with the requirements and limitations set forth in this title.

15 (c) Every motorcycle, MOTOR SCOOTER, AND MOPED shall be equipped with at  
16 least one and not more than two headlamps that comply with the requirements and  
17 limitations of this title.

18 (d) Every headlamp on every motor vehicle, including every motorcycle,  
19 MOTOR SCOOTER, AND MOPED, shall be located at a height of not more than 54 inches  
20 nor less than 24 inches.

21 22-205.

22 (a) (1) After July 1, 1971, every motor vehicle, trailer, semitrailer, and pole  
23 trailer, and any special mobile equipment being towed, shall carry on the rear, either  
24 as part of the tail lamps or separately, two or more red reflectors meeting the  
25 requirements of this section, except that:

26 (i) Motorcycles, MOTOR SCOOTERS, AND MOPEDS shall carry at  
27 least one reflector; and

28 (ii) Vehicles of the types mentioned in § 22-208 of this subtitle shall  
29 be equipped with reflectors meeting the requirements of §§ 22-210 and 22-211(a) and  
30 (b) of this subtitle.

31 (2) Before this date every vehicle, trailer, or semitrailer, including  
32 devices moved by muscular power, shall carry on the rear at least one reflector, and  
33 after this date, every vehicle mentioned in this paragraph that is not mentioned in  
34 paragraph (1) of this subsection shall carry on the rear at least one reflector.

1 22-206.

2 (b) Every motor vehicle, trailer, semitrailer, and pole trailer registered in this  
3 State and sold as a new vehicle after June 1, 1961, shall be equipped with electric  
4 turn signal lamps meeting the requirements of § 22-219(b) through (h) of this  
5 subtitle, except that:

6 (1) Motorcycles, MOTOR SCOOTERS, AND MOPEDS need not be equipped  
7 with electric turn signal lamps; and

8 (2) The requirements of this section apply only to those trailers,  
9 semitrailers, and pole trailers that are registered in this State and sold as new  
10 vehicles on or after July 1, 1971.

11 22-214.

12 (a) Every vehicle shall be equipped with one or more lamps that, when lighted,  
13 display a white or amber light visible from a distance of 1,000 feet to the front of the  
14 vehicle, and a red light visible from a distance of 1,000 feet to the rear of the vehicle.  
15 The location of the lamp or lamps shall always be such that at least one lamp or  
16 combination of lamps meeting the requirements of this section is installed as near as  
17 practicable to the side of the vehicle that is closest to passing traffic. This subsection  
18 does not apply to motorcycles, MOTOR SCOOTERS, OR MOPEDS.

19 22-222.

20 (a) Except as otherwise provided in the Maryland Vehicle Law, the headlamps  
21 or the auxiliary driving lamp or combination thereof on motor vehicles, other than  
22 motorcycles, MOTOR SCOOTERS, AND MOPEDS, shall be so arranged that the driver  
23 may select at will between distributions of light projected to different elevations, and  
24 the lamps, in addition, may be so arranged that the selection can be made  
25 automatically, subject to the following limitations:

26 (1) There shall be an uppermost distribution of light, or composite beam,  
27 so aimed and of intensity to reveal persons and vehicles at a distance of at least 450  
28 feet ahead for all conditions of loading;

29 (2) There shall be a lowermost distribution of light, or composite beam,  
30 so aimed and of sufficient intensity to reveal persons and vehicles at a distance of at  
31 least 150 feet ahead; and

32 (3) On a straight level road under any condition of loading, none of the  
33 high-intensity portion of the beam may be directed to strike the eyes of an  
34 approaching driver.

35 (b) Every new motor vehicle, other than a motorcycle, MOTOR SCOOTER, AND  
36 MOPED registered in this State after January 1, 1955, which has multiple-beam  
37 road-lighting equipment shall be equipped with a beam indicator, which shall be  
38 lighted whenever the uppermost distribution of light from the headlamps is in use,  
39 and may not otherwise be lighted.

1 (c) The indicator shall be so designed and located that, when lighted, it will be  
2 readily visible without glare to the driver of the vehicle so equipped.

3 22-226.

4 (a) At all times specified in § 22-201.1 of this subtitle, at least two lighted  
5 lamps shall be displayed, one on each side, at the front of every motor vehicle other  
6 than a motorcycle, MOTOR SCOOTER, AND MOPED, except when the vehicle is parked  
7 subject to the regulations governing lights on parked vehicles.

8 22-301.

9 (b) Every motor vehicle, trailer, semitrailer, and pole trailer, and any  
10 combination of these vehicles, while operating on a highway in this State, shall be  
11 equipped with brakes in compliance with the requirements of this title. All the  
12 vehicles and combinations of vehicles shall be equipped with service brakes complying  
13 with the performance requirements of § 22-302 of this subtitle and, except as  
14 provided in subsection (l) of this section, adequate to control the movement of and to  
15 stop and hold the vehicle under all conditions of loading, and on any grade incident to  
16 its operation.

17 (c) (1) All the vehicles and combinations of vehicles, except motorcycles,  
18 MOTOR SCOOTERS, AND MOPEDS shall be equipped with parking brakes adequate to  
19 hold the vehicle on any grade on which it is operated, under all conditions of loading,  
20 on a surface free from snow, ice, or loose material.

21 (i) Except as provided in subsection (l) of this section, after June 1, 1971,  
22 every motor vehicle, trailer, semitrailer, and pole trailer, and every combination of  
23 these vehicles, except motorcycles, MOTOR SCOOTERS, AND MOPEDS, equipped with  
24 brakes shall have the braking system so arranged that one control device can be used  
25 to operate all service brakes. This requirement does not prohibit vehicles from being  
26 equipped with an additional control device to be used to operate brakes on the towed  
27 vehicles. This regulation does not apply to driveaway or towaway operations unless  
28 the brakes on the individual vehicles are designed to be operated by a single control  
29 on the towing vehicle, nor does it apply to the operation of electric trailer brakes.

30 22-304.

31 (a) The Administrator is authorized to require an inspection of the braking  
32 system on any motorcycle, MOTOR SCOOTER, OR MOPED and to disapprove any  
33 braking system on a vehicle that he finds will not comply with the performance ability  
34 standard set forth in § 21-1207(D) AND § 22-302 of this subtitle or that, in his opinion,  
35 is equipped with a braking system that is not so designed or constructed as to insure  
36 reasonable and reliable performance in actual use.

37 (b) The Administrator may refuse to register or may suspend or revoke the  
38 registration of any vehicle referred to in this section when he determines that the  
39 braking system on it does not comply with the provisions of this section.

1 (c) A person may not operate on any highway any vehicle referred to in this  
2 section if the Administrator has disapproved the braking system on the vehicle.

3 22-403.

4 (a) Every motor vehicle shall be equipped with at least one mirror located to  
5 reflect to the driver a view of the highway for a distance of at least 200 feet to the rear  
6 of the vehicle.

7 (b) Every motor vehicle registered in this State shall be equipped with an  
8 outside mirror on the driver's side located to reflect to the driver a view of the  
9 highway for a distance of at least 200 feet to the rear of the vehicle and along the  
10 driver's side of the vehicle. This subsection does not apply to motorcycles, MOTOR  
11 SCOOTERS, OR MOPEDS, which are governed by subsection (c) of this section.

12 (c) Every motorcycle, MOTOR SCOOTER, AND MOPED shall be equipped with  
13 two rearview mirrors, one each attached to the right and left handlebars, which shall  
14 meet applicable federal motor vehicle safety standards.

15 (d) Where the view through the inside rearview mirror is obstructed, two  
16 outside rearview mirrors are required.

17 22-404.

18 (a) A person may not drive any motor vehicle with any sign, poster, or other  
19 nontransparent material on the front windshield or sidewings of the vehicle other  
20 than a certificate or other paper either required to be so displayed by law or  
21 authorized by the Administrator.

22 (b) The windshield on every motor vehicle, except motorcycles, MOTOR  
23 SCOOTERS, AND MOPEDS, shall be equipped with a device for cleaning rain, snow, or  
24 other moisture from the windshield, which device shall be constructed to be controlled  
25 or operated by the driver of the vehicle.

26 (c) Every windshield wiper on a motor vehicle shall be maintained in good  
27 working order.

28 22-405.1.

29 (d) A person may not sell, offer for sale, or have in his possession with intent to  
30 sell, any motor vehicle tire or motorcycle, MOTOR SCOOTER, OR MOPED tire that has  
31 had its tread regrooved without the fact being plainly shown by a marking or label in  
32 the English language on the shoulder sidewall of the tire.

33 22-412.

34 (a) Every motor vehicle registered in this State and manufactured or  
35 assembled after June 1, 1964, shall be equipped with two sets of seat belts on the  
36 front seat of the vehicle.

1 (b) Every motor vehicle registered in this State and manufactured or  
2 assembled with a rear seat after June 1, 1969, shall be equipped with two sets of seat  
3 belts on the rear seat of the vehicle.

4 (c) A person may not sell or offer for sale any vehicle in violation of this  
5 section.

6 (d) For the purpose of this section only, "motor vehicle" does not include any  
7 motorcycle, MOTOR SCOOTER, MOPED, bus, truck, or taxicab.

8 (e) For the purpose of this section only, "seat belt" means any belt, strap,  
9 harness, or like device.

10 (f) A seat belt may not be sold or offered for sale for use in connection with the  
11 operation of a motor vehicle in this State after June 1, 1964, unless it meets  
12 applicable federal motor vehicle safety standards.

13 23-104.

14 (a) Every vehicle driven on the highways in this State shall, where applicable,  
15 have the following equipment, meeting or exceeding the standards established jointly  
16 by the Administration and the Division: brakes, steering, suspension, horn, door  
17 handles, mirrors, tires, exhaust system, lights, glazing, windshield wipers, odometer,  
18 speedometer, bumpers, properly aligned wheels, wheels and wheel lugs, fenders, floor  
19 pans, hood, hood catches, emissions equipment, fuel system, front seat, motor  
20 mounts, gear selection indicator for automatic transmissions, universal joints, and  
21 seat belts or combination seat belt-shoulder harness if required as original  
22 equipment under § 22-412 or § 22-412.1 of this article.

23 (b) The Administration and the Division jointly may establish standards by  
24 rule or regulation for this equipment.

25 23-107.

26 (a) (1) Before the Administration titles and registers any used vehicle, it  
27 shall require the applicant to present a valid inspection certificate for the vehicle.

28 (2) For the purposes of this subsection, an inspection certificate shall  
29 remain valid from the date the inspection certificate is issued for a period of:

30 (i) 90 days; or

31 (ii) In the case of an inspection certificate issued for a used vehicle  
32 owned and held in inventory by a dealer licensed under Title 15 of this article, the  
33 earlier of:

34 1. 6 months; or

35 2. When 1,000 miles have been added to the vehicle's  
36 odometer since the inspection certificate was issued.

1           (3)       This subsection does not apply to any vehicle transferred within 30  
2 days after the date of an inspection certificate issued for the vehicle and filed by the  
3 Administration in its title records.

4 23-202.

5       (a)       (1)       Subject to subsection (d) of this section, the Administration and the  
6 Secretary shall establish an emissions control program in the State in accordance  
7 with the federal Clean Air Act.

8           (2)       The program shall remain in effect only as long as required by federal  
9 law.

10       (b)       (1)       The emissions program shall provide for a biennial exhaust emissions  
11 test and emissions equipment and misfueling inspection for all vehicles of the 1977  
12 model year and each model year thereafter.

13 23-206.

14       (a)       An owner of a motor vehicle that is registered in this State shall have the  
15 vehicle inspected and tested as required under this subtitle.

16       (b)       A motor vehicle registered in this State, unless exempted or given a waiver  
17 under this subtitle, shall meet the standards and requirements of this subtitle.

18 23-207.

19       The Administration and the Secretary may jointly adopt rules and regulations  
20 as required for purposes of implementation, administration, regulation, and  
21 enforcement of the provisions of this subtitle, including rules and regulations that,  
22 consistent with federal law, exempt certain vehicles from the inspections and tests  
23 under this subtitle.

24 26-301.

25       (c)       A political subdivision may not adopt or enforce an ordinance or regulation  
26 that prohibits the parking of more than one motorcycle, MOTOR SCOOTER, OR MOPED  
27 within a space served by a single parking meter.

28       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
29 effect October 1, 2005.