

**ENROLLED BILL**

-- Environmental Matters/Judicial Proceedings --

Introduced by **Delegates Conway, Bozman, Cane, Elmore, Haddaway,  
Rudolph, Sossi, and Walkup**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws - ~~Farm Equipment - Definition~~ Vehicles Temporarily Used in**  
3 **Farming - Registration**

4 FOR the purpose of ~~altering the definition of "farm equipment" to include certain~~  
5 ~~vehicles designed or adapted for hauling perishable commodities between~~  
6 ~~certain locations for sorting or processing; making a stylistic change authorizing~~  
7 ~~the Motor Vehicle Administration to issue a temporary Class K (farm area)~~  
8 ~~vehicle registration to a certain vehicle owned by a resident of another state that~~  
9 ~~is used for a certain purpose; establishing that a temporary Class K registration~~  
10 ~~may only be in effect for a certain period of time; establishing requirements for~~  
11 ~~the issuance of a temporary Class K vehicle registration; requiring the~~  
12 ~~Department of State Police to establish a certain weight limitation; requiring~~  
13 ~~the Administration to establish a certain vehicle to meet mandatory minimum~~  
14 ~~insurance requirements for a certain vehicle; prohibiting a person from~~  
15 ~~operating a certain vehicle without a certain license; authorizing the~~  
16 ~~Administration to establish a registration fee for temporary Class K vehicle~~

1 registrations; establishing that certain provisions related to required security  
 2 apply to a certain vehicle; and generally relating to ~~farm equipment~~ vehicles  
 3 temporarily used in farming.

4 BY repealing and reenacting, with amendments,  
 5 Article - Transportation  
 6 Section ~~11-120~~ 13-935 and 17-102  
 7 Annotated Code of Maryland  
 8 (2002 Replacement Volume and 2004 Supplement)

9 BY repealing and reenacting, without amendments,  
 10 Article - Transportation  
 11 Section ~~13-102(9), 13-402(a)(1) and (c)(3), 16-102(a)(3), 17-102, 17-104(a), and~~  
 12 ~~22-101(e)~~  
 13 Section 17-104(a)  
 14 Annotated Code of Maryland  
 15 (2002 Replacement Volume and 2004 Supplement)

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

18 **Article - Transportation**

19 ~~11-120.~~

20 (a) ~~"Farm equipment" means a vehicle that:~~

21 (1) ~~Is designed and adapted only for agricultural, horticultural, or~~  
 22 ~~livestock raising operations;~~

23 (2) ~~Is designed and adapted only for lifting or carrying a vehicle~~  
 24 ~~described in [paragraph] ITEM (1) of this subsection; [or]~~

25 (3) ~~Is designed and adapted for splitting firewood; OR~~

26 (4) ~~IS DESIGNED OR ADAPTED FOR HAULING PERISHABLE~~  
 27 ~~COMMODITIES OUT OF A FIELD DIRECTLY TO ANOTHER LOCATION FOR SORTING OR~~  
 28 ~~PROCESSING.~~

29 (b) ~~Farm equipment also includes silvicultural equipment weighing 62,000~~  
 30 ~~pounds or less gross weight.~~

31 ~~13-102.~~

32 ~~A certificate of title is not required for:~~

33 (9) ~~Farm equipment;~~

1 ~~13-402.~~

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

5 (e) ~~Registration under this subtitle is not required for:~~

6 (3) ~~A farm tractor or any farm equipment;~~

7 ~~16-102.~~

8 (a) ~~The licensing requirements of this title do not apply to:~~

9 (3) ~~An individual while driving any road machine, farm tractor, or farm~~  
10 ~~equipment temporarily driven on a highway in this State, or dock equipment at~~  
11 ~~Dundalk or Locust Point marine terminals which does not require registration under~~  
12 ~~the provisions of this article;~~

13 ~~17-102.~~

14 ~~This subtitle does not apply to the following vehicles and their drivers:~~

15 (1) ~~Farm equipment or special mobile equipment incidentally operated~~  
16 ~~on a highway or on other property open to the public; or~~

17 (2) ~~A vehicle operated on a highway only to cross the highway from one~~  
18 ~~property to another.~~

19 13-935.

20 (a) In this section, "farm area motor vehicle" means a motor vehicle owned by  
21 a farmer and operated only on a farm or on a highway within a 10-mile radius of the  
22 farm.

23 (b) If registered with the Administration under this section, every farm area  
24 motor vehicle AND EVERY VEHICLE THAT MEETS THE REQUIREMENTS OF  
25 SUBSECTION (D)(1) OF THIS SECTION is a Class K (farm area) vehicle.

26 (c) [For] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, FOR  
27 each Class K (farm area) vehicle, the annual registration fee is \$2.50.

28 (D) (1) THE ADMINISTRATION MAY ISSUE A TEMPORARY REGISTRATION  
29 UNDER THIS SECTION TO A VEHICLE THAT:

30 (I) IS OWNED BY A RESIDENT OF ANOTHER STATE, OR A COMPANY  
31 OPERATING OUT OF ANOTHER STATE, IF THE INDIVIDUAL OR COMPANY IS UNDER  
32 CONTRACT WITH A MARYLAND FARMER TO CONDUCT SEASONAL HARVESTING  
33 OPERATIONS IN THIS STATE;

1 (II) IS USED TO TRANSPORT PERISHABLE COMMODITIES DIRECTLY  
 2 BETWEEN A FARM AND A PACKING PLANT FOR SORTING AND PROCESSING;

3 (III) PASSES A LEVEL 1 SAFETY INSPECTION CONDUCTED BY THE  
 4 DEPARTMENT OF STATE POLICE; AND

5 (IV) IS ONLY OPERATED WITHIN A 35-MILE RADIUS OF THE  
 6 LOCATION WHERE THE SEASONAL HARVESTING OPERATIONS WILL OCCUR.

7 (2) A TEMPORARY REGISTRATION ISSUED UNDER THIS SUBSECTION  
 8 MAY NOT BE IN EFFECT FOR MORE THAN 90 DAYS.

9 (3) THE DEPARTMENT OF STATE POLICE SHALL ESTABLISH A WEIGHT  
 10 LIMITATION FOR VEHICLES REGISTERED UNDER THIS SUBSECTION.

11 (4) THE ADMINISTRATION SHALL ESTABLISH MANDATORY MINIMUM  
 12 SECURITY REQUIREMENTS FOR A VEHICLE REGISTERED UNDER THIS SUBSECTION A  
 13 VEHICLE ISSUED TEMPORARY REGISTRATION UNDER THIS SUBSECTION SHALL  
 14 MEET THE MANDATORY MINIMUM SECURITY REQUIREMENTS OF TITLE 17,  
 15 SUBTITLE 1 OF THIS ARTICLE.

16 (5) A PERSON MAY NOT OPERATE A VEHICLE REGISTERED UNDER THIS  
 17 SUBSECTION UNLESS THE PERSON HOLDS A DRIVER'S LICENSE ISSUED UNDER  
 18 TITLE 16 OF THIS ARTICLE, OR A LICENSE TO DRIVE ISSUED BY THE STATE OF THE  
 19 PERSON'S RESIDENCE.

20 (6) THE ADMINISTRATION MAY ESTABLISH A FEE FOR A TEMPORARY  
 21 REGISTRATION ISSUED UNDER THIS SUBSECTION.

22 17-102.

23 This subtitle does not apply to the following vehicles and their drivers:

24 (1) [Farm] EXCEPT FOR A VEHICLE REGISTERED UNDER § 13-935(D) OF  
 25 THIS ARTICLE, FARM equipment or special mobile equipment incidentally operated on  
 26 a highway or on other property open to the public; or

27 (2) A vehicle operated on a highway only to cross the highway from one  
 28 property to another.

29 17-104.

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

33 22-101.

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

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