
By: **Senators Mooney and Kasemeyer**
Introduced and read first time: February 2, 2006
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Special Dealer Registration Plates - Authorized Uses**

3 FOR the purpose of exempting from certificate of title requirements new vehicles
4 owned by a manufacturer or dealer and held for sale even though used
5 incidentally for certain other purposes; allowing a licensed dealer to lend a
6 vehicle to an educational institution providing driver's education instruction
7 pursuant to a manufacturer-sponsored loan program approved by the
8 Administration; defining certain terms; and generally relating to certain
9 certificate of title exemptions and additional uses of specified dealer registration
10 plates.

11 BY repealing and reenacting, without amendments,
12 Article - Education
13 Section 1-101(k) and 11-206.1(a)
14 Annotated Code of Maryland
15 (2004 Replacement Volume and 2005 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article - Transportation
18 Section 13-102 and 13-621
19 Annotated Code of Maryland
20 (2002 Replacement Volume and 2005 Supplement)

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

23 **Article - Education**

24 1-101.

25 (k) "Public schools" means the schools in the public elementary and secondary
26 education system of this State.

1 11-206.1.

2 (a) In this section the following words have the meanings indicated.

3 (1) "Public institution of higher education" means:

4 (i) A public senior higher education institution; and

5 (ii) A community college.

6 (2) "Nonpublic institution of higher education" means a regionally
7 accredited institution of higher education eligible for aid under § 17-103 of this title.

8 **Article - Transportation**

9 13-102.

10 A certificate of title is not required for:

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

13 (2) A new vehicle owned by a manufacturer or dealer and held for sale,
14 even though incidentally moved on the highway or used for purposes of testing or
15 demonstration OR USED AS ALLOWED UNDER § 13-621 OF THIS TITLE;

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

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

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

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

23 (7) A bicycle;

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

26 (9) Farm equipment;

27 (10) Special mobile equipment;

28 (11) A self-propelled invalid:

29 (i) Wheelchair; or

30 (ii) Tricycle; or

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

3 13-621.

4 (a) (1) In this [section,] SECTION THE FOLLOWING WORDS HAVE THE
5 MEANINGS INDICATED.

6 (2) "EDUCATIONAL INSTITUTION" INCLUDES:

7 (I) PUBLIC SCHOOLS, AS DEFINED IN § 1-101(K) OF THE
8 EDUCATION ARTICLE; AND

9 (II) A PUBLIC INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN
10 § 11-206.1(A)(1) OF THE EDUCATION ARTICLE.

11 (3) ["licensed dealer"] "LICENSED DEALER" includes, as to Class 1A
12 (dealer) plates provided for under § 13-940 of this title, a licensed manufacturer,
13 licensed distributor, and licensed factory branch.

14 (b) If a licensed dealer owns a vehicle that is mainly used in the dealer's
15 business and that otherwise is required to be registered under this title, the dealer
16 may apply to the Administration for the issuance of as many special, dealer
17 registration plates as the Administration authorizes.

18 (c) Except as otherwise provided in § 15-305.1 of this article and Subtitle 9 of
19 this title, a licensed dealer may:

20 (1) Drive, under any one dealer registration plate issued to the dealer:

21 (i) Any vehicle owned by the dealer and mainly used in the dealer's
22 business; and

23 (ii) Any vehicle in the possession of the dealer, but not owned by
24 him, if the dealer has the consent of the owner of the vehicle to this use; and

25 (2) As to any vehicle the dealer owns and to which is attached any one
26 dealer registration plate issued to the dealer:

27 (i) Lend the vehicle to a prospective buyer, for demonstration
28 purposes; [and]

29 (ii) Permit the prospective buyer to drive the vehicle under that
30 plate for a period of not more than 10 days from the date of delivery of the vehicle to
31 the prospective buyer, regardless of the business in which the prospective buyer is
32 engaged or the use to which the vehicle will be put during the demonstration period;
33 AND

34 (III) LEND THE VEHICLE TO AN EDUCATIONAL INSTITUTION THAT
35 PROVIDES ACCOMMODATIONS FOR THE DEAF AND HARD OF HEARING IN ITS
36 DRIVER'S EDUCATION INSTRUCTION PURSUANT TO A MANUFACTURER-SPONSORED

1 DRIVER'S EDUCATION LOAN PROGRAM, PROVIDED THAT THE LOAN PROGRAM IS
2 APPROVED BY THE ADMINISTRATION.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 June 1, 2006.