
By: **Senators Mooney and Kasemeyer**
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Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 15, 2006

CHAPTER_____

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 certain driver's education
7 instruction ~~pursuant to~~ under a manufacturer-sponsored loan program
8 approved by the Administration; defining certain terms; and generally relating
9 to certain certificate of title exemptions and additional uses of specified dealer
10 registration 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:

1

Article - Education

2 1-101.

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

5 11-206.1.

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

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

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

9 (ii) A community college.

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

12

Article - Transportation

13 13-102.

14 A certificate of title is not required for:

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

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

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

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

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

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

27 (7) A bicycle;

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

30 (9) Farm equipment;

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- 1 (10) Special mobile equipment;
- 2 (11) A self-propelled invalid:
- 3 (i) Wheelchair; or
- 4 (ii) Tricycle; or
- 5 (12) A trailer, other than a camping trailer, rated by the manufacturer as
- 6 having a gross vehicle weight of 2,500 pounds or less.

7 13-621.

8 (a) (1) In this [section,] SECTION THE FOLLOWING WORDS HAVE THE

9 MEANINGS INDICATED.

10 (2) "EDUCATIONAL INSTITUTION" INCLUDES:

11 (I) PUBLIC SCHOOLS, AS DEFINED IN § 1-101(K) OF THE

12 EDUCATION ARTICLE; AND

13 (II) A PUBLIC INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN

14 § 11-206.1(A)(1) OF THE EDUCATION ARTICLE.

15 (3) ["licensed dealer"] "LICENSED DEALER" includes, as to Class 1A

16 (dealer) plates provided for under § 13-940 of this title, a licensed manufacturer,

17 licensed distributor, and licensed factory branch.

18 (b) If a licensed dealer owns a vehicle that is mainly used in the dealer's

19 business and that otherwise is required to be registered under this title, the dealer

20 may apply to the Administration for the issuance of as many special, dealer

21 registration plates as the Administration authorizes.

22 (c) Except as otherwise provided in § 15-305.1 of this article and Subtitle 9 of

23 this title, a licensed dealer may:

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

25 (i) Any vehicle owned by the dealer and mainly used in the dealer's

26 business; and

27 (ii) Any vehicle in the possession of the dealer, but not owned by

28 him, if the dealer has the consent of the owner of the vehicle to this use; and

29 (2) As to any vehicle the dealer owns and to which is attached any one

30 dealer registration plate issued to the dealer:

31 (i) 1. Lend the vehicle to a prospective buyer, for demonstration

32 purposes; {and}

1 (ii) 2. Permit the prospective buyer to drive the vehicle under
2 that plate for a period of not more than 10 days from the date of delivery of the vehicle
3 to the prospective buyer, regardless of the business in which the prospective buyer is
4 engaged or the use to which the vehicle will be put during the demonstration period;
5 AND

6 ~~(iii)~~ (ii) LEND THE VEHICLE TO AN EDUCATIONAL INSTITUTION
7 THAT PROVIDES ACCOMMODATIONS FOR THE DEAF AND HARD OF HEARING IN ITS
8 DRIVER'S EDUCATION INSTRUCTION ~~PURSUANT TO~~ UNDER A
9 MANUFACTURER-SPONSORED DRIVER'S EDUCATION LOAN PROGRAM, ~~PROVIDED~~
10 ~~THAT THE LOAN PROGRAM IS~~ APPROVED BY THE ADMINISTRATION.

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