

HOUSE BILL 220

R4

7lr1550
CF SB 217

By: **Delegates Beidle, Ali, Aumann, Barnes, Bobo, Boteler, Cane, V. Clagett, Costa, Dwyer, Elmore, Frush, George, Glassman, Healey, Hecht, Holmes, Hucker, James, Jameson, Jennings, J. King, Kipke, Kullen, Lafferty, Lawton, Levy, Love, Malone, Mathias, McConkey, McIntosh, O'Donnell, Pena-Melnyk, Riley, Schuh, Shewell, Sophocleus, Sossi, ~~and Weir~~ Weir, Glenn, Niemann, and Stull**

Introduced and read first time: January 29, 2007

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 21, 2007

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Special and Commemorative Registration Plates – Sunset**
3 **Provisions**

4 FOR the purpose of altering the termination date for the Chesapeake Bay
5 Commemorative License Plate and the special registration plate honoring State
6 agriculture; repealing the termination date for certain provisions related to the
7 design of and the renewal fees for the Chesapeake Bay Commemorative License
8 Plate; and generally relating to special and commemorative registration plates
9 for motor vehicles.

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 13–618 and 13–619.2(a)
13 Annotated Code of Maryland
14 (2006 Replacement Volume and 2006 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 BY repealing and reenacting, with amendments,
2 Chapter 3 of the Acts of the General Assembly of the First Special Session of
3 1992, as amended by Chapter 91 of the Acts of the General Assembly of
4 1994, Chapter 356 of the Acts of the General Assembly of 1996, Chapter
5 141 of the Acts of the General Assembly of 1998, Chapter 340 of the Acts
6 of the General Assembly of 2000, Chapter 34 of the Acts of the General
7 Assembly of 2002, and Chapter 398 of the Acts of the General Assembly
8 of 2003
9 Section 3

10 BY repealing and reenacting, with amendments,
11 Chapter 251 of the Acts of the General Assembly of 2000, as amended by
12 Chapter 398 of the Acts of the General Assembly of 2003
13 Section 3

14 BY repealing and reenacting, with amendments,
15 Chapter 398 of the Acts of the General Assembly of 2003
16 Section 3

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

19 **Article – Transportation**

20 13–618.

21 (a) The Administration may issue special commemorative original or
22 substitute registration plates for any geographical, historical, natural resource, or
23 environmental commemoration of statewide significance.

24 (b) The owner of a vehicle, or a lessee of the vehicle under a lease not
25 intended as security, or a director, officer, employee, or partner of a business entity
26 that owns the vehicle considered eligible by the Administration may apply to the
27 Administration for the assignment of a commemorative registration plate under this
28 section if the vehicle is included in one of the following classes:

29 (1) A Class A (passenger) vehicle;

30 (2) A Class B (for hire) vehicle;

31 (3) A Class E (truck) vehicle with a manufacturer's rated capacity of
32 one ton or less;

1 (4) A Class G (trailer) vehicle; or

2 (5) A Class M (multipurpose) vehicle.

3 (c) (1) An original or substitute commemorative plate may only be issued
4 under this section for a fixed period of 2 consecutive years after its initial issuance.

5 (2) The Administration may only issue 1 commemorative plate under
6 this section at any one time.

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

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

13 (ii) An additional renewal fee set by the Administration each
14 time the plate is renewed.

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

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

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

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

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

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

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

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

7 (4) No portion of the additional initial registration or renewal fees may
8 be credited to the Gasoline and Motor Vehicle Revenue Account for distribution under
9 § 8–403 or § 8–404 of this article.

10 (e) (1) The Administration shall adopt regulations not inconsistent with
11 the Maryland Vehicle Law to govern the issuance of special registration plates under
12 this section.

13 (2) Before designating any nonprofit organization to receive any
14 surplus moneys or moneys collected for additional renewal fees and before distributing
15 the moneys to any nonprofit organization, the Administration shall adopt regulations
16 specific to each new commemorative plate detailing:

17 (i) The name and nature of the nonprofit organization receiving
18 the money;

19 (ii) The relationship of the nonprofit organization to the
20 geographical, historical, natural resource, or environmental theme which the plate
21 commemorates; and

22 (iii) The plan of distribution of the funds.

23 (3) The Administration shall consult with the nonprofit organization
24 designated to receive moneys under this section to establish a schedule under which
25 the Administration will transfer to the nonprofit organization revenue collected on
26 behalf of the nonprofit organization under this section.

27 (f) The additional fees to the annual registration fee required by this section
28 are not required for special registration of a vehicle that is exempt under § 13–903 of
29 this title, or a vehicle with a special registration plate recognizing:

30 (1) The Maryland National Guard; or

1 (2) A volunteer fire department, volunteer rescue squad, or volunteer
2 ambulance company in this State.

3 (g) (1) A special registration number as specified by the Administration
4 and assigned under this section may consist of:

5 (i) Any combination of:

6 1. Letters; and

7 2. Numerals; and

8 (ii) Any design approved by the Administration that adequately
9 reflects the geographical, historical, natural resource, or environmental theme which
10 the plate commemorates.

11 (2) A special registration number or design assigned under this section
12 shall be displayed on the registration plates for the vehicle.

13 (3) The Administration shall consult with the nonprofit organization
14 designated to receive moneys under this section with respect to any design of the
15 Chesapeake Bay Commemorative License Plate.

16 13–619.2.

17 (a) In consultation with the Maryland Agricultural Education Foundation,
18 Inc. the Administration shall develop and make available for qualifying vehicles a
19 specially designed registration plate honoring Maryland agriculture.

20 **Chapter 3 of the Acts of the First Special Session of 1992, as amended by**
21 **Chapter 91 of the Acts of 1994, Chapter 356 of the Acts of 1996, Chapter 141 of**
22 **the Acts of 1998, Chapter 340 of the Acts of 2000, Chapter 34 of the Acts of**
23 **2002, and Chapter 398 of the Acts of 2003**

24 SECTION 3. AND BE IT FURTHER ENACTED, That, notwithstanding the
25 provisions of § 13–618(c) of the Transportation Article, the Motor Vehicle
26 Administration shall extend the Chesapeake Bay Commemorative Plate Program until
27 July 1, [2008] **2013**.

28 **Chapter 251 of the Acts of 2000, as amended by Chapter 398 of the Acts of**
29 **2003**

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 July 1, 2000. It shall remain effective for a period of [8] **13** years and, at the end of
3 June 30, [2008] **2013**, with no further action required by the General Assembly, this
4 Act shall be abrogated and of no further force and effect.

5 **Chapter 398 of the Acts of 2003**

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2003. [It shall remain effective for a period of 5 years and, at the end of June
8 30, 2008, with no further action required by the General Assembly, this Act shall be
9 abrogated and of no further force and effect.]

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2007.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.