

HOUSE BILL 501

R5

71r0305

By: **Prince George's County Delegation**

Introduced and read first time: February 6, 2007

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2007

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Commercial Vehicles Parked in Residential Areas -**
3 **Citation**

4 **PG 301-07**

5 FOR the purpose of ~~making certain provisions of law that prohibit a person in Prince~~
6 ~~George's County from parking a certain commercial vehicle in certain~~
7 ~~residential zones applicable in municipal corporations in Prince George's~~
8 ~~County,~~ requiring a police officer who discovers a certain commercial vehicle
9 parked in a certain area specified as a residential zone in Prince George's
10 County to deliver a citation to the driver or, if the vehicle is unattended, attach
11 the citation to the vehicle in a certain manner; requiring the police officer to
12 keep a copy of the citation; making stylistic changes; and generally relating to
13 citations for parking violations in Prince George's County.

14 BY repealing and reenacting, without amendments,

15 Article - Transportation

16 Section 21-1010

17 Annotated Code of Maryland

18 (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 Article – Transportation
 3 Section ~~21–1010~~ and 26–201(f)
 4 Annotated Code of Maryland
 5 (2006 Replacement Volume and 2006 Supplement)

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

8 **Article – Transportation**

9 21–1010.

10 (a) In this section, “commercial vehicle” means a vehicle that:

11 (1) Is used to transport property;

12 (2) Is owned by, or used in conjunction with, a business enterprise;
 13 and

14 (3) Is of a type capable of being registered:

15 (i) Other than under § 13–917 of this article, as a Class E
 16 (truck) vehicle under this article;

17 (ii) As a Class F (tractor) vehicle under this article; or

18 (iii) As a Class G (trailer) vehicle under this article.

19 (b) This section does not apply to any vehicle that is of a type capable of
 20 being registered:

21 (1) As a Class A (passenger) vehicle under § 13–912 of this article; or

22 (2) As a Class E (truck) vehicle under § 13–917 of this article.

23 (c) ~~¶~~This section does not apply in any municipal corporation in Prince
 24 George’s County.

25 (d)~~¶~~ (1) Except as provided in paragraph (2) of this subsection, in Prince
 26 George’s County, a person may not park a commercial vehicle on any street, highway,

1 driveway, or other property in an area specified as a residential zone under the zoning
2 regulations of Prince George’s County.

3 (2) This subsection does not apply if the parking of the commercial
4 vehicle is essential to the immediate use then being made of the commercial vehicle in
5 conjunction with a commercial transaction for a business enterprise.

6 ~~[(e)] (D)~~ (1) Subject to paragraphs (2) and (3) of this subsection, a person
7 who violates this section is guilty of a misdemeanor and on conviction is subject to a
8 fine of \$500.

9 (2) In the case of a combination tractor and trailer, a person who
10 violates this section is subject to a separate fine for each vehicle.

11 (3) For the purpose of determining the penalty under this section, each
12 day of a violation is a separate offense.

13 26–201.

14 (f) [An] **A POLICE** officer who discovers a vehicle stopped, standing, or
15 parked in violation of § 21–1003 **OR § 21–1010** of this article shall:

16 (1) Deliver a citation to the driver or, if the vehicle is unattended,
17 attach a citation to the vehicle in a conspicuous place; and

18 (2) Keep a copy of the citation, bearing [his] **THE POLICE OFFICER’S**
19 certification under penalty of perjury that the facts stated in the citation are true.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.