

CHAPTER 240

(House Bill 501)

AN ACT concerning

Prince George's County – Commercial Vehicles Parked in Residential Areas – Citation

PG 301-07

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

BY repealing and reenacting, without amendments,

Article – Transportation

Section 21-1010

Annotated Code of Maryland

(2006 Replacement Volume and 2006 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section ~~21-1010~~ and 26-201(f)

Annotated Code of Maryland

(2006 Replacement Volume and 2006 Supplement)

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

Article – Transportation

21-1010.

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

- (1) Is used to transport property;
- (2) Is owned by, or used in conjunction with, a business enterprise;
- and
- (3) Is of a type capable of being registered:
- (i) Other than under § 13–917 of this article, as a Class E (truck) vehicle under this article;
 - (ii) As a Class F (tractor) vehicle under this article; or
 - (iii) As a Class G (trailer) vehicle under this article.
- (b) This section does not apply to any vehicle that is of a type capable of being registered:
- (1) As a Class A (passenger) vehicle under § 13–912 of this article; or
 - (2) As a Class E (truck) vehicle under § 13–917 of this article.
- (c) ~~This~~ This section does not apply in any municipal corporation in Prince George’s County.
- ~~(d)~~ (1) Except as provided in paragraph (2) of this subsection, in Prince George’s County, a person may not park a commercial vehicle on any street, highway, driveway, or other property in an area specified as a residential zone under the zoning regulations of Prince George’s County.
- (2) This subsection does not apply if the parking of the commercial vehicle is essential to the immediate use then being made of the commercial vehicle in conjunction with a commercial transaction for a business enterprise.
- ~~(e)~~ ~~(d)~~ (1) Subject to paragraphs (2) and (3) of this subsection, a person who violates this section is guilty of a misdemeanor and on conviction is subject to a fine of \$500.
- (2) In the case of a combination tractor and trailer, a person who violates this section is subject to a separate fine for each vehicle.

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

26-201.

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

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

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

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

Approved by the Governor, April 24, 2007.