

HOUSE BILL 224

R4

8lr0075

By: **Chair, Environmental Matters Committee (By Request – Departmental – Transportation)**

Introduced and read first time: January 23, 2008

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Electronic Titling and Registration – Temporary Registration**

3 FOR the purpose of providing under certain circumstances for the electronic issuance
4 by a licensed dealer of permanent plates for a vehicle issued temporary
5 registration; establishing procedures concerning the issuance by certain dealers
6 of temporary vehicle registration through the electronic titling and registration
7 system; extending the period of time for which the Motor Vehicle
8 Administration may extend the temporary registration of a vehicle under
9 certain circumstances; authorizing the Administration to adopt certain
10 regulations; defining a certain term; making certain stylistic and clarifying
11 changes; and generally relating to the electronic titling and registration of
12 motor vehicles.

13 BY repealing and reenacting, with amendments,
14 Article – Transportation
15 Section 13–601, 13–602, 13–603, 13–604, 13–605, 13–606, 13–607, and 13–608
16 Annotated Code of Maryland
17 (2006 Replacement Volume and 2007 Supplement)

18 BY repealing and reenacting, without amendments,
19 Article – Transportation
20 Section 13–609
21 Annotated Code of Maryland
22 (2006 Replacement Volume and 2007 Supplement)

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

25 **Article – Transportation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 13-601.

2 (a) Except as provided in subsection [(b)] (D) of this section, the
3 Administration may design temporary registration plates and furnish them to any
4 licensed dealer who:

5 (1) On the form that the Administration requires, applies for at least
6 five of these plates; and

7 (2) With the application, submits a fee established by the
8 Administration for each plate.

9 (B) **A DEALER WHO PROCESSES TRANSACTIONS ELECTRONICALLY
10 SHALL ISSUE A TEMPORARY REGISTRATION WITH PERMANENT REGISTRATION
11 PLATES THROUGH THE ELECTRONIC TITLING AND REGISTRATION SYSTEM AND
12 SHALL:**

13 (1) **USE THE FORM THAT THE ADMINISTRATION REQUIRES; AND**

14 (2) **WITH THE APPLICATION, SUBMIT A FEE ESTABLISHED BY THE
15 ADMINISTRATION FOR EACH TEMPORARY REGISTRATION.**

16 (C) **THE ADMINISTRATION MAY ADOPT REGULATIONS TO GOVERN THE
17 ISSUANCE OF TEMPORARY REGISTRATION AND REGISTRATION PLATES.**

18 [(b)] (D) A wholesale dealer may not apply for temporary registration
19 plates.

20 13-602.

21 (a) [(1)] Subject to the provisions of this part, a licensed dealer may issue
22 one temporary registration [plate] for a vehicle to the person who buys the vehicle
23 from the dealer, whether or not the vehicle is to be registered in this State.

24 [(2) The dealer may not issue more than one temporary registration for
25 any vehicle.]

26 (b) Before a temporary registration [plate] may be issued for a vehicle, the
27 buyer of the vehicle shall complete and deliver to the dealer a temporary registration
28 [plate] application, on the form that the Administration requires.

29 (c) (1) On the [same] **NEXT BUSINESS** day [that] **AFTER** a dealer issues
30 a temporary registration [plate] for a vehicle, the dealer shall send to the
31 Administration a copy of the temporary registration [plate] application completed by
32 the buyer of the vehicle.

1 **(2) ELECTRONIC TRANSMISSIONS OF REGISTRATION**
2 **INFORMATION SHALL BE TRANSMITTED TO THE ADMINISTRATION ON THE NEXT**
3 **BUSINESS DAY AFTER THE DEALER ISSUES A TEMPORARY REGISTRATION FOR A**
4 **VEHICLE.**

5 13-603.

6 [(a)] On request of the buyer of a vehicle to whom the dealer has issued a
7 temporary registration [plate], the dealer [immediately] **ON THE NEXT BUSINESS**
8 **DAY** shall send to the Administration an application completed by the buyer for the
9 annual registration of the vehicle **ALONG WITH APPLICABLE REGISTRATION FEES.**

10 [(b)] On request of the buyer of a vehicle to whom the dealer has issued a
11 temporary registration plate, the dealer immediately shall send to the Administration,
12 the required registration fee collected from the buyer.

13 (c) If the dealer is not requested to send an application to the Administration
14 for annual registration of the vehicle, the dealer shall notify the Administration of this
15 fact when he complies with § 13-602(c) of this subtitle.]

16 13-604.

17 (a) Each dealer who **DOES NOT PROCESS TRANSACTIONS**
18 **ELECTRONICALLY AND** issues a temporary registration plate shall insert clearly and
19 indelibly on the face of the plate [the dates of its issuance and expiration]:

20 **(1) THE DATE OF ISSUANCE AND EXPIRATION OF THE PLATE; AND**

21 **(2) THE MAKE AND VEHICLE IDENTIFICATION NUMBER OF THE**
22 **VEHICLE FOR WHICH THE TEMPORARY REGISTRATION IS ISSUED.**

23 (b) [Each dealer who issues a temporary registration plate shall insert
24 clearly and indelibly on the face of the plate the make and vehicle identification
25 number of the vehicle for which the plate is issued.

26 (c)] A temporary registration plate shall be attached, in the manner provided
27 in § 13-411 of this title, to the rear of the vehicle for which it is issued.

28 13-605.

29 (a) The temporary registration of a vehicle under this part expires on the
30 first to occur of:

31 (1) Receipt of annual registration plates for the vehicle;

32 (2) Rescission of the contract to buy the vehicle; or

1 (3) Expiration of 60 days from the date the temporary [plate]
2 **REGISTRATION** was issued.

3 (b) The Administration may extend the temporary registration for a vehicle
4 under this part for a period not to exceed [30] **60** days if **PROCESSED**
5 **ELECTRONICALLY AND** the Administration is satisfied that reasonable conditions
6 exist to justify the granting of this extension.

7 [(c) The person to whom a temporary registration plate has been issued for a
8 vehicle shall destroy the temporary registration plate as soon as the temporary
9 registration expires.]

10 13-606.

11 (a) Each dealer who has applied for **A** temporary registration [plates] under
12 § 13-601 of this subtitle shall keep a permanent record of [all] **EACH** temporary
13 registration [plates] delivered to the dealer.

14 (b) Each dealer who has applied for **A** temporary registration [plates] under
15 § 13-601 of this subtitle shall keep a permanent record of [all] **EACH** temporary
16 registration [plates] issued by the dealer.

17 (c) Each dealer who has applied for temporary registration [plates] under §
18 13-601 of this subtitle shall keep a permanent record of any other relevant
19 information that the Administration requires.

20 13-607.

21 **(A) IN THIS SECTION, "REGISTRATION PLATE" MEANS ANY**
22 **REGISTRATION PLATE ISSUED FOR A VEHICLE FOR WHICH A TEMPORARY**
23 **REGISTRATION HAS BEEN ISSUED.**

24 [(a)] **(B)** A person may not issue any temporary registration [plate] that
25 contains any misstatement of fact.

26 [(b)] **(C)** A person may not knowingly insert any false information on the
27 face of a [temporary] registration plate.

28 [(c)] **(D)** A dealer may not issue a temporary registration [plate] to any
29 person who has annual registration [plates] for a vehicle that has been sold or
30 exchanged.

31 [(d)] **(E)** A dealer may not lend a [temporary] registration plate to any
32 person.

1 [(e)] (F) A dealer may not use a [temporary] registration plate on any
2 vehicle that the dealer owns.

3 [(f)] (G) A dealer may not otherwise issue, assign, transfer, or deliver any
4 [temporary] registration plate to any person for any reason except as authorized by
5 this part.

6 13-608.

7 If, after notice and hearing, the Administrator determines that a dealer has
8 failed to comply with any provision of this part or of the rules and regulations adopted
9 by the Administration under this part, the Administrator may suspend the privilege of
10 the dealer to issue A temporary registration [plates].

11 13-609.

12 The Administration may not refund or credit any fee paid by a dealer for a
13 temporary registration plate. However, if the Administration discontinues the
14 issuance of temporary registration plates, a dealer who returns them to the
15 Administration may apply for and is entitled to a refund of or a credit for the fee paid
16 for them.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2008.