

# HOUSE BILL 224

R4

8lr0075

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

Introduced and read first time: January 23, 2008

Assigned to: Environmental Matters

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Committee Report: Favorable

House action: Adopted

Read second time: February 26, 2008

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## CHAPTER \_\_\_\_\_

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)

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

3 **Article – Transportation**

4 13–601.

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

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

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

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

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

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

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

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

23 13–602.

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

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

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

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

5 (2) **ELECTRONIC TRANSMISSIONS OF REGISTRATION**  
6 **INFORMATION SHALL BE TRANSMITTED TO THE ADMINISTRATION ON THE NEXT**  
7 **BUSINESS DAY AFTER THE DEALER ISSUES A TEMPORARY REGISTRATION FOR A**  
8 **VEHICLE.**

9 13-603.

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

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

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

20 13-604.

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

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

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

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

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

32 13-605.

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

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

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

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

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

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

14 13-606.

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

18 (b) Each dealer who has applied for **A** temporary registration [plates] under  
19 § 13-601 of this subtitle shall keep a permanent record of [all] **EACH** temporary  
20 registration [plates] issued by the dealer.

21 (c) Each dealer who has applied for temporary registration [plates] under §  
22 13-601 of this subtitle shall keep a permanent record of any other relevant  
23 information that the Administration requires.

24 13-607.

25 **(A) IN THIS SECTION, "REGISTRATION PLATE" MEANS ANY**  
26 **REGISTRATION PLATE ISSUED FOR A VEHICLE FOR WHICH A TEMPORARY**  
27 **REGISTRATION HAS BEEN ISSUED.**

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

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

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

4            [(d)] (E)     A dealer may not lend a [temporary] registration plate to any  
5 person.

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

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

11 13-608.

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

16 13-609.

17            The Administration may not refund or credit any fee paid by a dealer for a  
18 temporary registration plate. However, if the Administration discontinues the  
19 issuance of temporary registration plates, a dealer who returns them to the  
20 Administration may apply for and is entitled to a refund of or a credit for the fee paid  
21 for them.

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.