

HOUSE BILL 842

R6

8lr2189

By: **Delegates Myers, Beitzel, Donoghue, Frank, Kelly, McKee, Norman, O'Donnell, Riley, Shank, Stocksdale, Stull, and Weldon**
Introduced and read first time: February 6, 2008
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program – Exemption for Low Mileage**

3 FOR the purpose of providing that a motor vehicle is exempt from the mandatory
4 inspection and testing requirements of the vehicle emissions inspection program
5 if the motor vehicle is driven less than a certain number of miles over certain
6 periods, and the exemption is not prohibited under federal law; specifying
7 application procedures; making certain stylistic changes; and generally relating
8 to the exemption of motor vehicles from the mandatory inspection and testing
9 requirements of the vehicle emissions inspection program.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 23–206.2
13 Annotated Code of Maryland
14 (2006 Replacement Volume and 2007 Supplement)

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

17 **Article – Transportation**

18 23–206.2.

19 (a) (1) A motor vehicle for which special registration plates have been
20 issued under § 13–616 of this article is exempt from the mandatory inspections
21 required by this subtitle if:

22 (i) All of the owners of the motor vehicle meet the disability
23 requirements of § 13–616(b)(1) of this article;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (ii) The motor vehicle is driven 5,000 miles or less annually; and

2 (iii) The exemption is not otherwise prohibited by federal law.

3 (2) [In order to] **TO** qualify for an exemption under paragraph (1) of
4 this subsection, all owners of the motor vehicle shall certify the following:

5 (i) That the owner of the motor vehicle meets the disability
6 requirements of § 13–616(b)(1) of this article;

7 (ii) That the motor vehicle has been issued a special disabled
8 person's registration number and special registration plates under § 13–616 of this
9 article;

10 (iii) That the motor vehicle is driven 5,000 miles or less
11 annually; and

12 (iv) The motor vehicle's odometer reading at the time of the
13 certification.

14 (3) The certification required in paragraph (2) of this subsection shall
15 be made on a form provided by the Administration.

16 (b) (1) A motor vehicle owned by an individual who is at least 70 years of
17 age at the time of a scheduled mandatory inspection under this subtitle is exempt from
18 the mandatory inspections required by this subtitle if:

19 (i) All of the owners of the motor vehicle are at least 70 years of
20 age at the time of the scheduled mandatory inspection under this subtitle;

21 (ii) The motor vehicle is being driven 5,000 miles or less
22 annually; and

23 (iii) The exemption is not otherwise prohibited by federal law.

24 (2) [In order to] **TO** qualify for an exemption under paragraph (1) of
25 this subsection, all owners of the motor vehicle shall certify the following:

26 (i) That all of the owners of the motor vehicle are at least 70
27 years of age at the time of a scheduled mandatory inspection under this subtitle;

28 (ii) That the motor vehicle is being driven 5,000 miles or less
29 annually; and

30 (iii) The motor vehicle's odometer reading at the time of the
31 certification.

1 (3) The certification required in paragraph (2) of this subsection shall
2 be made on a form provided by the Administration.

3 (c) **(1) A MOTOR VEHICLE IS EXEMPT FROM THE MANDATORY**
4 **INSPECTIONS REQUIRED BY THIS SUBTITLE IF:**

5 **(I) THE MOTOR VEHICLE IS BEING DRIVEN 1,000 MILES OR**
6 **LESS ANNUALLY; AND**

7 **(II) THE EXEMPTION IS NOT OTHERWISE PROHIBITED BY**
8 **FEDERAL LAW.**

9 **(2) TO QUALIFY FOR AN EXEMPTION UNDER PARAGRAPH (1) OF**
10 **THIS SUBSECTION, ALL OWNERS OF THE MOTOR VEHICLE SHALL CERTIFY THE**
11 **FOLLOWING:**

12 **(I) THAT THE MOTOR VEHICLE IS BEING DRIVEN 1,000**
13 **MILES OR LESS ANNUALLY; AND**

14 **(II) THE MOTOR VEHICLE'S ODOMETER READING AT THE**
15 **TIME OF THE CERTIFICATION.**

16 **(3) THE CERTIFICATION REQUIRED IN PARAGRAPH (2) OF THIS**
17 **SUBSECTION SHALL BE MADE ON A FORM PROVIDED BY THE ADMINISTRATION.**

18 (d) The Administrator may adopt regulations as necessary to administer or
19 enforce the provisions of this section.

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