

HOUSE BILL 847

R4

8lr2406

By: **Delegate Schuler**

Introduced and read first time: February 6, 2008

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 15, 2008

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Falsifying Documents and Registration Plates – Arrest and**
3 **Penalties**

4 FOR the purpose of authorizing a police officer to arrest an individual without a
5 warrant for a violation of certain provisions of law related to falsifying certain
6 vehicle-related documents and registration plates; ~~making a violation of certain~~
7 ~~provisions of law related to falsifying certain vehicle-related documents and~~
8 ~~registration plates a felony; altering a certain penalty;~~ and generally relating to
9 ~~penalties~~ arrest for falsifying certain vehicle-related documents and
10 registration plates.

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 14–110
14 Annotated Code of Maryland
15 (2006 Replacement Volume and 2007 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Transportation
18 Section 26–202(a)(3)(vii) and (viii) ~~and 27–101(e)~~
19 Annotated Code of Maryland
20 (2006 Replacement Volume and 2007 Supplement)

21 BY adding to
22 Article – Transportation
23 Section 26–202(a)(3)(ix) ~~and 27–114~~

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 Annotated Code of Maryland
2 (2006 Replacement Volume and 2007 Supplement)

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

5 **Article – Transportation**

6 14–110.

7 (a) (1) In this section the following words have the meanings indicated.

8 (2) “Falsify” includes alter, counterfeit, duplicate, or forge.

9 (3) “Registration plate” means every plate or marker required by law
10 to be attached to a vehicle, but does not include the temporary number plate referred
11 to in § 13–415(e)(1) of this article.

12 (b) A person may not, with fraudulent intent, falsify or attempt to falsify any
13 certificate of title, registration card, registration plate, validation tab, permit, or any
14 other official document issued by the Administration.

15 (c) A person may not, with fraudulent intent, manufacture, construct, or
16 possess any paraphernalia for use in any falsification prohibited by this section.

17 (d) A person may not, with fraudulent intent, possess, give away, sell, or
18 attempt to sell any item falsified in violation of this section.

19 (e) A person may not, with fraudulent intent, falsify any assignment on a
20 certificate of title.

21 (f) A person may not hold any document or registration plate described in
22 this section, knowing that it has been falsified in violation of this section.

23 (g) A person may not use any document or registration plate described in
24 this section, knowing that it has been falsified in violation of this section.

25 26–202.

26 (a) A police officer may arrest without a warrant a person for a violation of
27 the Maryland Vehicle Law, including any rule or regulation adopted under it, or for a
28 violation of any traffic law or ordinance of any local authority of this State, if:

29 (3) The officer has probable cause to believe that the person has
30 committed the violation, and the violation is any of the following offenses:

31 (vii) Fleeing or attempting to elude a police officer; [or]

1 (viii) Driving or attempting to drive a vehicle in violation of §
2 16-101 of this article; OR

3 (IX) A VIOLATION OF ~~§ 14-110~~ § 14-110(B), (C), (D), OR (E)
4 OF THIS ARTICLE;

5 ~~27-101.~~

6 (e) ~~Any person who is convicted of a violation of any of the provisions of the~~
7 ~~following sections of this article is subject to a fine of not more than \$500 or~~
8 ~~imprisonment for not more than 2 months or both:~~

9 (1) ~~§ 12-301(e), (d), (e), or (f) (“Special identification cards: Fraud and~~
10 ~~misrepresentation prohibited”);~~

11 (2) ~~§ 14-102 (“Taking or driving vehicle without consent of owner”);~~

12 (3) ~~§ 14-104 (“Damaging or tampering with vehicle”);~~

13 (4) ~~§ 14-107 (“Removed, falsified, or unauthorized identification~~
14 ~~number or registration card or plate”);~~

15 (5) ~~[§ 14-110 (“Altered or forged documents and plates”);~~

16 (6)] ~~§ 15-312 (“Dealers: Prohibited acts — Vehicle sales transactions”);~~

17 [(7)](6) ~~§ 15-313 (“Dealers: Prohibited acts — Advertising practices”);~~

18 [(8)](7) ~~§ 15-314 (“Dealers: Prohibited acts — Violation of licensing~~
19 ~~laws”);~~

20 [(9)](8) ~~§ 15-411 (“Vehicle salesmen: Prohibited acts”);~~

21 [(10)](9) ~~§ 15-502(e) (“Storage of certain vehicles by unlicensed~~
22 ~~persons prohibited”);~~

23 [(11)](10) ~~§ 16-113(j) (“Violation of alcohol restriction ordered by a~~
24 ~~court”);~~

25 [(12)](11) ~~§ 16-301 (“Unlawful application for or use of license”);~~

26 [(13)](12) ~~§ 16-303(h) (“Licenses suspended under certain provisions of~~
27 ~~Code”);~~

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1 ~~[(14)](13) § 16-303(i) (“Licenses suspended under certain provisions of~~
 2 ~~the traffic laws or regulations of another state”);~~

3 ~~[(15)](14) § 18-106 (“Unauthorized use of rented motor vehicle”);~~

4 ~~[(16)](15) § 20-103 (“Driver to remain at scene — Accidents resulting~~
 5 ~~only in damage to attended vehicle or property”);~~

6 ~~[(17)](16) § 20-104 (“Duty to give information and render aid”);~~

7 ~~[(18)](17) § 20-105 (“Duty on striking unattended vehicle or other~~
 8 ~~property”);~~

9 ~~[(19)](18) § 20-108 (“False reports prohibited”);~~

10 ~~[(20)](19) § 21-206 (“Interference with traffic control devices or~~
 11 ~~railroad signs and signals”);~~

12 ~~[(21)](20) As to a pedestrian in a marked crosswalk, § 21-502(a)~~
 13 ~~(“Pedestrians’ right of way in crosswalks: In general”), if the violation contributes to~~
 14 ~~an accident;~~

15 ~~[(22)](21) As to another vehicle stopped at a marked crosswalk, §~~
 16 ~~21-502(e) (“Passing of vehicle stopped for pedestrian prohibited”), if the violation~~
 17 ~~contributes to an accident;~~

18 ~~[(23)](22) Except as provided in subsections (f) and (g) of this section, §~~
 19 ~~21-902(b) (“Driving while impaired by alcohol”);~~

20 ~~[(24)](23) Except as provided in subsections (f) and (g) of this section, §~~
 21 ~~21-902(e) (“Driving while impaired by drugs or drugs and alcohol”);~~

22 ~~[(25)](24) § 21-902.1 (“Driving within 12 hours after arrest”); or~~

23 ~~[(26)](25) § 27-107(d), (e), (f), or (g) (“Prohibited acts — Ignition~~
 24 ~~interlock systems”);~~

25 ~~**27-114.**~~

26 ~~**A PERSON WHO VIOLATES § 14-110 OF THIS ARTICLE IS GUILTY OF A**~~
 27 ~~**FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT FOR NOT MORE**~~
 28 ~~**THAN 2 MONTHS OR A FINE OF NOT MORE THAN \$1,000 OR BOTH.**~~

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

