

# HOUSE BILL 485

R6

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By: **Delegate Malone**

Introduced and read first time: February 1, 2010

Assigned to: Environmental Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 16, 2010

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

1 AN ACT concerning

2 **Motor Vehicle Equipment – Spare Tire Requirement – Application**

3 FOR the purpose of expanding the requirement that a motor vehicle manufacturer  
4 equip certain motor vehicles with a spare tire that conforms with State law to  
5 apply to ~~all~~ certain additional new motor vehicles sold in the State; creating an  
6 exception to the spare tire equipment standard for a motor vehicle equipped  
7 with a factory installed temporary tire repair and inflation system; making a  
8 stylistic change; and generally relating to motor vehicle spare tire equipment  
9 standards in the State.

10 BY repealing and reenacting, without amendments,  
11 Article – Transportation  
12 Section 22–405  
13 Annotated Code of Maryland  
14 (2009 Replacement Volume and 2009 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Transportation  
17 Section 22–405.3  
18 Annotated Code of Maryland  
19 (2009 Replacement Volume and 2009 Supplement)

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

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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 **Article – Transportation**

2 22–405.

3 (a) A person may not drive a motor vehicle on any highway unless the motor  
4 vehicle is equipped with tires in safe operating condition, in accordance with  
5 requirements approved by the Administrator.

6 (b) A person may not drive a trailer on any highway unless the trailer is  
7 equipped with tires in safe operating condition, in accordance with requirements  
8 approved by the Administrator.

9 (c) The Administrator shall adopt rules of safe operating conditions capable  
10 of being employed by a police officer for visual inspection of tires maintained on  
11 vehicles, including visual comparisons with simple measuring devices. The  
12 requirements shall encompass effects on tread wear and depth of tread.

13 (d) If a police officer, at any time, has reasonable cause to believe that a  
14 vehicle is unsafe or equipped with tires in violation of the provisions of this section,  
15 the police officer may require the driver of the vehicle to stop and submit the vehicle  
16 tire to an inspection. If the inspection discloses the vehicle to be in violation, the officer  
17 may issue a summons for the violation.

18 22–405.3.

19 If a new ~~Class A passenger~~ **(PASSENGER) OR CLASS M (MULTIPURPOSE)**  
20 **MOTOR** vehicle is sold in this State, the manufacturer shall equip the **MOTOR** vehicle  
21 with a spare tire that conforms with the requirements in § 22–405 of this subtitle,  
22 unless:

23 (1) The tire–wheel system of the **MOTOR** vehicle provides a run–flat  
24 capability by which a partially inflated driving surface becomes available in the event  
25 of a tire failure; ~~[or]~~

26 (2) **THE MOTOR VEHICLE IS EQUIPPED WITH A**  
27 **FACTORY–INSTALLED TEMPORARY TIRE REPAIR AND INFLATION SYSTEM; OR**

28 (3) Technological improvements, consistent with applicable federal  
29 motor vehicle safety standards, become available.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 2010.