

# HOUSE BILL 319

R4

1lr1274

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By: **Delegate Frush**

Introduced and read first time: February 2, 2011

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Dealers – Issuance of Temporary Registration Plate – Lapsed**  
3 **Security – Registration**

4 FOR the purpose of authorizing a licensed motor vehicle dealer to issue a temporary  
5 registration plate to a vehicle buyer who is subject to a penalty for lapsed  
6 security; establishing an exception for certain vehicles to the prohibition against  
7 the Motor Vehicle Administration issuing a new registration if the vehicle  
8 owner is subject to a penalty for lapsed security; and generally relating to  
9 registration of a motor vehicle owned by a person who is subject to a penalty for  
10 lapsed security.

11 BY repealing and reenacting, with amendments,  
12 Article – Transportation  
13 Section 13–602 and 17–106(e)(3)  
14 Annotated Code of Maryland  
15 (2009 Replacement Volume and 2010 Supplement)

16 BY repealing and reenacting, without amendments,  
17 Article – Transportation  
18 Section 17–104(a) and 17–106(a)  
19 Annotated Code of Maryland  
20 (2009 Replacement Volume and 2010 Supplement)

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

23 **Article – Transportation**

24 13–602.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (a)   (1)   **(I)**   Subject to the provisions of this part, a licensed dealer may  
2 issue one temporary registration plate for a vehicle to the person who buys the vehicle  
3 from the dealer, whether or not the vehicle is to be registered in this State.

4                   **[(2)] (II)**   The dealer may not issue more than one temporary  
5 registration for any vehicle.

6                   **(2)   A   LICENSED   DEALER   MAY   ISSUE   A   TEMPORARY**  
7 **REGISTRATION PLATE TO A VEHICLE BUYER WHO IS SUBJECT TO A PENALTY**  
8 **FOR LAPSED SECURITY FOR ANOTHER VEHICLE UNDER § 17-106 OF THIS**  
9 **ARTICLE.**

10           (b)   Before a temporary registration plate may be issued for a vehicle, the  
11 buyer of the vehicle shall complete and deliver to the dealer a temporary registration  
12 plate application, on the form that the Administration requires.

13           (c)   On the same day that a dealer issues a temporary registration plate for a  
14 vehicle, the dealer shall:

15                   (1)   Send to the Administration a copy of the temporary registration  
16 plate application completed by the buyer of the vehicle; and

17                   (2)   Electronically transmit to the Administration, in the format that  
18 the Administration requires, the vehicle, owner, insurance, and temporary registration  
19 information contained on the temporary registration plate application.

20   17-104.

21           (a)   The Administration may not issue or transfer the registration of a motor  
22 vehicle unless the owner or prospective owner of the vehicle furnishes evidence  
23 satisfactory to the Administration that the required security is in effect.

24   17-106.

25           (a)   If the required security for any vehicle lapses at any time, the  
26 registration of that vehicle:

27                   (1)   Is suspended automatically as of the date of the lapse effective not  
28 later than 60 days after notification to the Administration that the lapse has occurred;  
29 and

30                   (2)   Remains suspended until:

31                           (i)   The required security is replaced and the vehicle owner  
32 submits evidence of replaced security on a form as prescribed by the Administration  
33 and certified by an insurer or insurance producer; and

1                                   (ii) Any uninsured motorist penalty fee assessed is paid to the  
2 Administration.

3           (e)   (3) If the Administration assesses a vehicle owner or co-owner with a  
4 penalty under this subsection, the Administration may not take any of the following  
5 actions until the penalty is paid:

6                                   (i) Reinstatement a registration suspended under this subsection;

7                                   (ii) **[Issue] EXCEPT FOR A TEMPORARY REGISTRATION AS**  
8 **PROVIDED UNDER § 13-602(A)(2) OF THIS ARTICLE, ISSUE** a new registration for  
9 any vehicle that is owned or co-owned by that person and is titled after the violation  
10 date; or

11                                   (iii) Renew a registration for a vehicle that is owned or co-owned  
12 by that person and is titled after the violation date.

13           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2011.