

HOUSE BILL 680

R4

3lr1745
CF SB 566

By: Delegates Hogan, Clagett, Jacobs, O'Donnell, Otto, Schulz, Vitale, Weir,
and Wilson

Introduced and read first time: February 1, 2013

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 2013

CHAPTER _____

1 AN ACT concerning

2 ~~Vehicle Registration – Exception for All Terrain and Utility Terrain Vehicles~~
3 ~~– Use in Public Service~~

4 Vehicle – Unregistered Emergency Vehicles – Operating on Highways

5 FOR the purpose of ~~authorizing, under certain circumstances, the operation of certain~~
6 ~~all terrain and utility terrain vehicles in public service on highways without~~
7 ~~the vehicle being registered under the Maryland Vehicle Law; requiring a~~
8 ~~person operating an unregistered all terrain or utility terrain vehicle on a~~
9 ~~highway to maintain certain evidence of liability insurance in the vehicle;~~
10 ~~prohibiting a person from operating an unregistered all terrain or~~
11 ~~utility terrain vehicle on a highway for which the posted maximum speed limit~~
12 ~~exceeds a certain limit~~ providing that the Maryland Vehicle Law does not
13 preclude a local authority from authorizing an unregistered emergency vehicle
14 to operate on a highway under its jurisdiction while performing an emergency
15 service; and generally relating to the operation of unregistered ~~all terrain and~~
16 utility terrain emergency vehicles in public service on highways in the State.

17 ~~BY repealing and reenacting, without amendments,~~

18 ~~Article – Transportation~~

19 ~~Section 13-402(a) and (b)~~

20 ~~Annotated Code of Maryland~~

21 ~~(2012 Replacement Volume)~~

22 ~~BY adding to~~

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 ~~Section 13-402(h-1)~~
 3 ~~Annotated Code of Maryland~~
 4 ~~(2012 Replacement Volume)~~

5 BY repealing and reenacting, with amendments,
 6 Article – Transportation
 7 Section 25-102(a)(16) and (17)
 8 Annotated Code of Maryland
 9 (2012 Replacement Volume)

10 BY adding to
 11 Article – Transportation
 12 Section 25-102(a)(18)
 13 Annotated Code of Maryland
 14 (2012 Replacement Volume)

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 ~~13-402~~

19 ~~(a) (1) Except as otherwise provided in this section or elsewhere in the~~
 20 ~~Maryland Vehicle Law, each motor vehicle, trailer, semitrailer, and pole trailer driven~~
 21 ~~on a highway shall be registered under this subtitle.~~

22 ~~(2) If a motor vehicle required to be registered under this subtitle is~~
 23 ~~not registered, a person may not park the unregistered motor vehicle on any:~~

24 ~~(i) Public alley, street, or highway; or~~

25 ~~(ii) Private property used by the public in general, including~~
 26 ~~parking lots of shopping centers, condominiums, apartments, or town house~~
 27 ~~developments.~~

28 ~~(3) The provisions of paragraph (2) of this subsection do not apply to a~~
 29 ~~motor vehicle that is exempt from registration under this section or § 13-402.1 of this~~
 30 ~~subtitle.~~

31 ~~(b) Except as otherwise expressly authorized in this title, the Administration~~
 32 ~~may not register or renew the registration of a vehicle unless the Administration has~~
 33 ~~issued to the owner a certificate of title of the vehicle or has received an application for~~
 34 ~~the certificate of title.~~

~~(H-1) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ALL TERRAIN OR A UTILITY TERRAIN VEHICLE THAT IS OPERATED ON A HIGHWAY NEED NOT BE REGISTERED IN THE STATE IF THE VEHICLE IS:~~

~~(I) OWNED BY A STATE OR LOCAL GOVERNMENT AGENCY OR A PUBLIC SAFETY ENTITY;~~

~~(II) OPERATED IN THE COURSE OF OFFICIAL DUTIES OR TRAINING BY AN OPERATOR APPROVED BY THE GOVERNMENT AGENCY OR PUBLIC SAFETY ENTITY; AND~~

~~(III) EQUIPPED WITH FRONT AND REAR LIGHTING AND AN AUDIBLE HORN.~~

~~(2) A PERSON:~~

~~(I) SHALL MAINTAIN EVIDENCE OF LIABILITY INSURANCE IN AN ALL TERRAIN OR UTILITY TERRAIN VEHICLE BEING OPERATED ON A HIGHWAY UNDER THIS SUBSECTION; AND~~

~~(II) MAY NOT OPERATE AN UNREGISTERED ALL TERRAIN OR UTILITY TERRAIN VEHICLE UNDER THIS SUBSECTION ON A HIGHWAY FOR WHICH THE POSTED MAXIMUM SPEED LIMIT EXCEEDS 50 MILES PER HOUR.~~

25-102.

(a) The provisions of the Maryland Vehicle Law do not prevent a local authority, in the reasonable exercise of its police power, from exercising the following powers as to highways under its jurisdiction:

(16) In Allegany County, designating crossings on county highways where a person operating a golf cart may cross the highway for continued access to any portion of a golf course; [and]

(17) Restricting use of a low speed vehicle on a highway; AND

(18) AUTHORIZING AN UNREGISTERED EMERGENCY VEHICLE TO OPERATE ON A HIGHWAY WHILE PERFORMING AN EMERGENCY SERVICE AS DEFINED IN § 19-103 OF THIS ARTICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2013.