

SENATE BILL 286

R7, F1

3lr1770
CF HB 284

By: **Senator Edwards**

Introduced and read first time: January 23, 2013

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – School Vehicles – Definition**

3 FOR the purpose of altering the definition of “school vehicle” to include certain
4 vehicles that meet certain standards and requirements and were originally
5 titled in another state and used to transport children, students, and teachers in
6 that state; and generally relating to school vehicles.

7 BY repealing and reenacting, with amendments,
8 Article – Transportation
9 Section 11–154
10 Annotated Code of Maryland
11 (2012 Replacement Volume)

12 BY repealing and reenacting, without amendments,
13 Article – Transportation
14 Section 11–173 and 11–174
15 Annotated Code of Maryland
16 (2012 Replacement Volume)

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

19 **Article – Transportation**

20 11–154.

21 (a) “School vehicle” means, except as provided in subsection (b) of this
22 section, any motor vehicle that:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Is used regularly for the exclusive transportation of children,
2 students, or teachers for educational purposes or in connection with a school activity;
3 and

4 (2) Is [either]:

5 (i) A Type I school vehicle, as defined in this subtitle; [or]

6 (ii) A Type II school vehicle, as defined in this subtitle; **OR**

7 **(III) A VEHICLE THAT:**

8 **1. WAS ORIGINALLY TITLED IN ANOTHER STATE AND**
9 **USED TO TRANSPORT CHILDREN, STUDENTS, OR TEACHERS FOR EDUCATIONAL**
10 **PURPOSES OR IN CONNECTION WITH A SCHOOL ACTIVITY IN THAT STATE; AND**

11 **2. MEETS THE STANDARDS AND REQUIREMENTS**
12 **ESTABLISHED BY THE ADMINISTRATION FOR REGISTRATION AS A TYPE I**
13 **SCHOOL VEHICLE OR A TYPE II SCHOOL VEHICLE AS THOSE TERMS ARE**
14 **DEFINED IN THIS SUBTITLE.**

15 (b) "School vehicle" does not include:

16 (1) A privately owned vehicle while it is carrying members of its
17 owner's household and not operated for compensation; or

18 (2) A vehicle that is registered as a Class M (multipurpose) vehicle
19 under § 13-937 of this article or a Class A (passenger) vehicle under § 13-912 of this
20 article and used to transport children between one or more schools or licensed child
21 care centers or to and from designated areas that are approved by the Administration
22 if:

23 (i) The vehicle is designed for carrying 15 persons or less,
24 including the driver;

25 (ii) The children are permitted to embark or exit the vehicle
26 only at a school or child care center or a designated area approved by the
27 Administration;

28 (iii) The owner has obtained vehicle liability insurance or other
29 security as required by Title 17 of this article; and

30 (iv) The vehicle is equipped with proper seat belts or safety seats
31 so as to permit each child to be secured in a seat belt or a safety seat as required by §§
32 22-412.2 and 22-412.3 of this article.

1 11-173.

2 (a) "Type I school vehicle" means a school vehicle that:

3 (1) Is designed and constructed to carry passengers;

4 (2) Is either of the body-on-chassis type construction or integral type
5 construction; and

6 (3) Has a gross vehicle weight of more than 15,000 pounds and
7 provides a minimum of 13 inches of seating space per passenger.

8 (b) "Type I school vehicle" does not include any bus operated by a common
9 carrier under the jurisdiction of a State, regional, or federal regulatory agency or
10 operated by the agency itself.

11 11-174.

12 "Type II school vehicle" means a school vehicle that:

13 (1) Is designed and constructed to carry passengers;

14 (2) Is either of the body-on-chassis type construction or integral type
15 construction; and

16 (3) Has a gross vehicle weight of 15,000 pounds or less and provides a
17 minimum of 13 inches of seating space per passenger.

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