

SENATE BILL 319

R4

3lr1151
CF 3lr1152

By: **Senators Brinkley and Young**

Introduced and read first time: January 23, 2013

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Motor Vehicle Registration – Exception for All-Terrain**
3 **and Utility-Terrain Vehicles**

4 FOR the purpose of authorizing, under certain circumstances, the operation of certain
5 all-terrain and utility-terrain vehicles on highways in Frederick County
6 without the vehicle being registered under the Maryland Vehicle Law; requiring
7 a person operating an unregistered all-terrain or utility-terrain vehicle on a
8 highway in Frederick County to maintain certain evidence of liability insurance
9 in the vehicle; prohibiting a person from operating unregistered all-terrain or
10 utility-terrain vehicles on a highway in Frederick County for which the posted
11 maximum speed limit exceeds a certain limit; and generally relating to the
12 operation of unregistered all-terrain and utility-terrain vehicles on highways in
13 Frederick County.

14 BY repealing and reenacting, without amendments,
15 Article – Transportation
16 Section 13-402(a) and (b)
17 Annotated Code of Maryland
18 (2012 Replacement Volume)

19 BY adding to
20 Article – Transportation
21 Section 13-402(h-1)
22 Annotated Code of Maryland
23 (2012 Replacement Volume)

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

26 **Article – Transportation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 13-402.

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

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

7 (i) Public alley, street, or highway; or

8 (ii) Private property used by the public in general, including
9 parking lots of shopping centers, condominiums, apartments, or town house
10 developments.

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

14 (b) Except as otherwise expressly authorized in this title, the Administration
15 may not register or renew the registration of a vehicle unless the Administration has
16 issued to the owner a certificate of title of the vehicle or has received an application for
17 the certificate of title.

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

22 **(I) OWNED BY A STATE OR LOCAL GOVERNMENT AGENCY**
23 **OR A PUBLIC SAFETY ENTITY;**

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

27 **(III) EQUIPPED WITH FRONT AND REAR LIGHTING AND AN**
28 **AUDIBLE HORN.**

29 **(2) A PERSON:**

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

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

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