

SENATE BILL 6

R6

4lr0014

(PRE-FILED)

By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

Requested: November 13, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judicial Proceedings

Committee Report: Favorable

Senate action: Adopted

Read second time: January 29, 2014

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Preventive Maintenance Program – Preventive Maintenance**
3 **Technician**

4 FOR the purpose of requiring certain required inspections, maintenance, and repairs
5 of certain commercial motor vehicles to be performed by certain preventive
6 maintenance technicians; defining “preventive maintenance technician” as a
7 person who is able to provide evidence of a demonstrated understanding of
8 certain preventive maintenance inspection criteria through certain experiences;
9 and generally relating to the preventive maintenance program.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 23–301 and 23–302
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2013 Supplement)

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 23–301.

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 (a) In this subtitle the following words have the meanings indicated.

2 (b) “Equipment” includes all mechanisms that form part of or relate to
3 vehicle equipment.

4 (c) “Hazardous materials inspector” means a person who is assigned by the
5 Department of the Environment and certified by the Department of State Police to
6 perform an inspection authorized under this subtitle.

7 (d) **“PREVENTIVE MAINTENANCE TECHNICIAN” MEANS A PERSON WHO
8 CAN PROVIDE EVIDENCE OF A DEMONSTRATED UNDERSTANDING OF THE
9 PREVENTIVE MAINTENANCE INSPECTION CRITERIA PROVIDED IN REGULATIONS
10 ADOPTED UNDER THIS SUBTITLE THROUGH:**

11 **(1) A MINIMUM OF 1 YEAR EXPERIENCE IN PERFORMING WORK
12 TO BRING COMMERCIAL MOTOR VEHICLES INTO COMPLIANCE WITH THE
13 REQUIREMENTS OF THE PREVENTIVE MAINTENANCE PROGRAM; OR**

14 **(2) PARTICIPATION IN, AND SUCCESSFUL COMPLETION OF, A
15 COMMERCIAL MOTOR VEHICLE TRAINING PROGRAM THAT IS:**

16 **(I) SPONSORED BY A COMMERCIAL MOTOR VEHICLE
17 MANUFACTURER; OR**

18 **(II) DESIGNED TO TRAIN STUDENTS IN COMMERCIAL
19 MOTOR VEHICLE OPERATION AND MAINTENANCE.**

20 (E) “Public Service Commission inspector” means a person who is assigned by
21 the Public Service Commission and certified by the Department of State Police to
22 perform an inspection authorized under this subtitle.

23 [(e)] (F) “State Police officer” means:

24 (1) Any uniformed law enforcement officer of the Department of State
25 Police; or

26 (2) Any civilian employee of the Department of State Police assigned
27 to enforce any rule or regulation adopted under this subtitle, but only while acting
28 under written authorization of the Secretary of State Police.

29 [(f)] (G) “Vehicle” means any vehicle registered in this State as:

30 (1) A Class E (truck) vehicle with a registered, operating, or rated
31 gross vehicle weight of over 10,000 pounds;

1 (2) A Class F (tractor) vehicle;

2 (3) A Class G (trailer or semitrailer) vehicle with a registered,
3 operating, or rated gross vehicle weight over 10,000 pounds;

4 (4) A Class P (passenger bus) vehicle; or

5 (5) A Class M (multipurpose) vehicle that:

6 (i) Is used primarily to transport passengers; and

7 (ii) 1. Is designed to transport 16 passengers or more,
8 including the driver; or

9 2. Was previously registered under § 13-932 or § 13-933
10 of this article.

11 23-302.

12 (a) (1) Except as provided in paragraph (2) of this subsection, an owner of
13 a vehicle shall have the vehicle inspected, maintained, and repaired **BY A**
14 **PREVENTIVE MAINTENANCE TECHNICIAN** at least every 25,000 miles or at least
15 every 12 months, whichever occurs first.

16 (2) An owner of a vehicle registered under § 13-919 of this article that
17 has been in operation for at least 18 years from the vehicle's model year or first
18 registration date, whichever is later, shall have the vehicle inspected, maintained, and
19 repaired **BY A PREVENTIVE MAINTENANCE TECHNICIAN** at least every 12,500 miles
20 or at least every 6 months, whichever occurs first.

21 (b) A vehicle shall meet or exceed the standards and requirements set under
22 the regulations adopted under this subtitle.

23 (c) A vehicle may not be operated unless at all times it is appropriately
24 registered and the owner is in compliance with this section.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2014.