

# SENATE BILL 159

R7, F1

4r0764  
CF HB 133

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By: **Senators Edwards and Mathias**

Introduced and read first time: January 13, 2014

Assigned to: Judicial Proceedings

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## 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, were originally titled in  
5 another state and used to transport children, students, and teachers in that  
6 state, and are used only for transporting children to and from a certain program  
7 or day care facility; and generally relating to school vehicles.

8 BY repealing and reenacting, with amendments,  
9 Article – Transportation  
10 Section 11–154  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2013 Supplement)

13 BY repealing and reenacting, without amendments,  
14 Article – Transportation  
15 Section 11–173 and 11–174  
16 Annotated Code of Maryland  
17 (2012 Replacement Volume and 2013 Supplement)

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

20 **Article – Transportation**

21 11–154.

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

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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;**

11 **2. MEETS THE STANDARDS AND REQUIREMENTS**  
12 **ESTABLISHED BY THE ADMINISTRATION FOR REGISTRATION AS A TYPE II**  
13 **SCHOOL VEHICLE AS IS DEFINED IN THIS SUBTITLE;**

14 **3. COMPLIES WITH THE STANDARDS UNDER 45**  
15 **C.F.R. 1310 (HEAD START TRANSPORTATION) FOR TRANSPORTING CHILDREN**  
16 **ENROLLED IN THE FEDERALLY FUNDED HEAD START PROGRAM; AND**

17 **4. IS USED ONLY FOR TRANSPORTING CHILDREN TO**  
18 **AND FROM A HEAD START PROGRAM OR LICENSED DAY CARE FACILITY.**

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

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

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

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

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

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

3 (iv) The vehicle is equipped with proper seat belts or safety seats  
4 so as to permit each child to be secured in a seat belt or a safety seat as required by §§  
5 22–412.2 and 22–412.3 of this article.

6 11–173.

7 (a) “Type I school vehicle” means a school vehicle that:

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

9 (2) Is either of the body–on–chassis type construction or integral type  
10 construction; and

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

13 (b) “Type I school vehicle” does not include any bus operated by a common  
14 carrier under the jurisdiction of a State, regional, or federal regulatory agency or  
15 operated by the agency itself.

16 11–174.

17 “Type II school vehicle” means a school vehicle that:

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

19 (2) Is either of the body–on–chassis type construction or integral type  
20 construction; and

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

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