

HOUSE BILL 714

R5

8lr1868
CF 8lr3700

By: **Delegates McMillan, Fraser–Hidalgo, Ciliberti, Anderton, Beidle, Clark, Flanagan, Folden, Healey, Holmes, Jacobs, Jalisi, Lafferty, McCray, Otto, Robinson, and Stein**

Introduced and read first time: January 31, 2018

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – HOV Lanes – Plug–In Electric Drive and Hybrid Vehicles**

3 FOR the purpose of extending the termination date for certain provisions of law authorizing
4 certain hybrid vehicles to use a certain high occupancy vehicle (HOV) lane regardless
5 of the number of passengers under certain circumstances; extending the termination
6 date for certain provisions of law making certain requirements regarding the use of
7 HOV lanes by plug–in electric drive vehicles applicable to qualified hybrid vehicles;
8 extending the termination date for the exemption allowing the use of HOV lanes by
9 plug–in electric drive vehicles; and generally relating to the use of HOV lanes by
10 plug–in electric drive and hybrid vehicles.

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 25–108
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2017 Supplement)

16 BY repealing and reenacting, with amendments,
17 Chapter 491 of the Acts of the General Assembly of 2010, as amended by Chapters
18 64 and 65 of the Acts of the General Assembly of 2013 and Chapter 734 of the
19 Acts of the General Assembly of 2016
20 Section 2

21 BY repealing and reenacting, with amendments,
22 Chapter 492 of the Acts of the General Assembly of 2010, as amended by Chapters
23 64 and 65 of the Acts of the General Assembly of 2013 and Chapter 734 of the
24 Acts of the General Assembly of 2016
25 Section 2

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY repealing and reenacting, with amendments,
2 Chapter 734 of the Acts of the General Assembly of 2016
3 Section 4

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

6 **Article – Transportation**

7 25–108.

8 (a) In this section, “HOV lane” means a high occupancy vehicle lane, the use of
9 which is restricted by a traffic control device during specified times to vehicles carrying at
10 least a specified number of occupants.

11 (b) This section applies only to:

12 (1) A plug-in electric drive vehicle that has a maximum speed capability of
13 at least 65 miles per hour; and

14 (2) A qualified hybrid vehicle as defined in § 23–202(b)(3) of this article.

15 (c) (1) Whenever the State Highway Administration designates a portion of a
16 highway as an HOV lane, the HOV lane may be used at all times by plug-in electric drive
17 vehicles that have obtained a permit from the Administration under this section, regardless
18 of the number of passengers in the vehicle.

19 (2) For the portion of U.S. Route 50 designated as an HOV lane, between
20 Interstate 95/Interstate 495 and U.S. Route 301, the HOV lane may be used at all times by
21 qualified hybrid vehicles that have obtained a permit from the Administration under this
22 section, regardless of the number of passengers in the vehicle.

23 (d) (1) The Administration, the State Highway Administration, and the
24 Department of State Police shall consult to design a permit to designate a vehicle as a
25 plug-in electric drive vehicle or a qualified hybrid vehicle authorized to use an HOV lane.

26 (2) The Administration may charge a fee, not to exceed \$20, for issuing a
27 permit under this section.

28 (3) The Administration, on the recommendation of the State Highway
29 Administration, may limit the number of permits issued to ensure HOV lane operations are
30 not degraded to an unacceptable level.

31 (e) On or before January 1 of each year, the Administration and the State
32 Highway Administration jointly shall report to the Governor and, in accordance with §
33 2–1246 of the State Government Article, the General Assembly on the effect of the use of
34 the plug-in electric drive vehicle and qualified hybrid vehicle permits issued under this

1 section on the operation of HOV lanes in the State.

2 **Chapter 491 of the Acts of 2010, as amended by Chapters 64 and 65 of the Acts of**
3 **2013 and Chapter 734 of the Acts of 2016**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2010. It shall remain effective for a period of [8] 12 years and, at the end of
6 September 30, [2018] 2022, with no further action required by the General Assembly, this
7 Act shall be abrogated and of no further force and effect.

8 **Chapter 492 of the Acts of 2010, as amended by Chapters 64 and 65 of the Acts of**
9 **2013 and Chapter 734 of the Acts of 2016**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2010. It shall remain effective for a period of [8] 12 years and, at the end of
12 September 30, [2018] 2022, with no further action required by the General Assembly, this
13 Act shall be abrogated and of no further force and effect.

14 **Chapter 734 of the Acts of 2016**

15 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2016. Section 2 of this Act shall remain effective for a period of [2] 6 years and,
17 at the end of September 30, [2018] 2022, with no further action required by the General
18 Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2018.