

# SENATE BILL 316

R5  
HB 598/18 – ENV

9lr0786

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By: **Senators Lam, Feldman, Guzzone, Klausmeier, Peters, Pinsky, Rosapepe, and Young**

Introduced and read first time: January 30, 2019

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Plug-In Electric Drive Vehicles – Reserved Parking Spaces**

3 FOR the purpose of prohibiting a person from stopping, standing, or parking a vehicle that  
4 is not a plug-in electric drive vehicle in a parking space that is designated in a  
5 certain manner for the use of plug-in electric drive vehicles; establishing certain  
6 standards for signage designating reserved parking for certain plug-in electric drive  
7 vehicles; requiring that a parking space that is for the use of plug-in electric drive  
8 vehicles have certain pavement markings; authorizing a parking facility to have a  
9 vehicle that is stopped, standing, or parked in violation of this Act towed or removed  
10 under certain circumstances and subject to certain standards and requirements;  
11 requiring that a parking space that is for the use of plug-in electric drive vehicles be  
12 counted in a certain way for complying with certain laws intended to meet certain  
13 requirements under the Americans with Disabilities Act; defining a certain term;  
14 establishing a civil penalty for a violation of this Act; requiring the Department of  
15 Transportation to adopt certain regulations; and generally relating to reserved  
16 parking spaces for plug-in electric drive vehicles.

17 BY repealing and reenacting, without amendments,  
18 Article – Transportation  
19 Section 11-145.1  
20 Annotated Code of Maryland  
21 (2012 Replacement Volume and 2018 Supplement)

22 BY adding to  
23 Article – Transportation  
24 Section 21-1003.2  
25 Annotated Code of Maryland  
26 (2012 Replacement Volume and 2018 Supplement)

27 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 That the Laws of Maryland read as follows:

2 **Article – Transportation**

3 11–145.1.

4 (a) “Plug–in electric drive vehicle” means a motor vehicle that:

5 (1) Is made by a manufacturer;

6 (2) Is manufactured primarily for use on public streets, roads, and  
7 highways;

8 (3) Is rated at not more than 8,500 pounds unloaded gross vehicle weight;

9 (4) Has a maximum speed capability of at least 55 miles per hour; and

10 (5) Is propelled to a significant extent by an electric motor that draws  
11 electricity from a battery that:

12 (i) Has a capacity of not less than 4 kilowatt–hours for 4–wheeled  
13 motor vehicles and not less than 2.5 kilowatt–hours for 2–wheeled or 3–wheeled motor  
14 vehicles; and

15 (ii) Is capable of being recharged from an external source of  
16 electricity.

17 (b) “Plug–in electric drive vehicle” includes a qualifying vehicle that has been  
18 modified from original manufacturer specifications.

19 **21–1003.2.**

20 **(A) IN THIS SECTION, “PLUG–IN ELECTRIC DRIVE VEHICLE CHARGING**  
21 **SPACE” MEANS A PARKING SPACE THAT PROVIDES ACCESS TO CHARGING**  
22 **EQUIPMENT THAT TRANSFERS ELECTRICAL ENERGY TO A PLUG–IN ELECTRIC DRIVE**  
23 **VEHICLE.**

24 **(B) UNLESS THE VEHICLE IS A PLUG–IN ELECTRIC DRIVE VEHICLE, A**  
25 **PERSON MAY NOT STOP, STAND, OR PARK A VEHICLE IN A DESIGNATED PLUG–IN**  
26 **ELECTRIC DRIVE VEHICLE CHARGING SPACE.**

27 **(C) A SIGN DESIGNATING A PLUG–IN ELECTRIC DRIVE VEHICLE CHARGING**  
28 **SPACE SHALL:**

29 **(1) BE AT LEAST 18 INCHES HIGH AND 12 INCHES WIDE;**

1           **(2) BE CLEARLY VISIBLE TO THE DRIVER OF A MOTOR VEHICLE**  
2 **ENTERING THE PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE;**

3           **(3) STATE THE MAXIMUM FINE THAT MAY BE INCURRED FOR A**  
4 **VIOLATION; AND**

5           **(4) MEET ANY APPLICABLE STATE AND FEDERAL REQUIREMENTS**  
6 **FOR PARKING SIGNS.**

7           **(D) A PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE SHALL BE**  
8 **INDICATED BY PAVEMENT MARKINGS THAT MEET REQUIREMENTS ESTABLISHED BY**  
9 **THE DEPARTMENT OF TRANSPORTATION.**

10           **(E) (1) A PRIVATELY OWNED PARKING FACILITY MAY HAVE A VEHICLE**  
11 **THAT IS STOPPED, STANDING, OR PARKED IN VIOLATION OF THIS SECTION TOWED**  
12 **OR REMOVED IN ACCORDANCE WITH SUBTITLE 10A OF THIS TITLE.**

13           **(2) (I) A PARKING FACILITY OWNED BY A LOCAL JURISDICTION**  
14 **MAY HAVE A VEHICLE THAT IS STOPPED, STANDING, OR PARKED IN VIOLATION OF**  
15 **THIS SECTION TICKETED, TOWED, OR REMOVED IF AUTHORIZED BY LOCAL LAW.**

16           **(II) A LOCAL LAW AUTHORIZING THE TOWING OR REMOVAL OF**  
17 **A VEHICLE AS DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE**  
18 **EQUIVALENT TO OR EXCEED THE STANDARDS AND REQUIREMENTS ESTABLISHED**  
19 **UNDER SUBTITLE 10A OF THIS TITLE.**

20           **(F) A PLUG-IN ELECTRIC DRIVE VEHICLE CHARGING SPACE SHALL BE**  
21 **COUNTED AS PART OF THE OVERALL NUMBER OF PARKING SPACES IN A PARKING**  
22 **LOT FOR THE PURPOSE OF COMPLYING WITH ANY ZONING OR PARKING LAWS**  
23 **INTENDED TO MEET REQUIREMENTS FOR COMMERCIAL AND INDUSTRIAL USES**  
24 **UNDER THE AMERICANS WITH DISABILITIES ACT.**

25           **(G) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A CIVIL**  
26 **PENALTY OF \$50.**

27           **(H) THE DEPARTMENT OF TRANSPORTATION SHALL ADOPT REGULATIONS**  
28 **TO CARRY OUT THIS SECTION.**

29           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 2019.