A BILL ENTITLED

AN ACT concerning

Vehicle Laws – Parking Enforcement

FOR the purpose of requiring a police officer to compare the make and body style of a motor vehicle with the make and body style for the motor vehicle contained in the motor vehicle registration records on file with the Motor Vehicle Administration before issuing a parking citation applicable to the motor vehicle; prohibiting a police officer from issuing a parking citation applicable to a motor vehicle if the make and body style of the motor vehicle does not match the make and body style contained in the motor vehicle registration records; and generally relating to parking enforcement.

BY repealing and reenacting, without amendments,

Article – Transportation
Section 11–147 and 26–201(a), (e), and (f)
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)

BY adding to

Article – Transportation
Section 26–201(g)
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)

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

Article – Transportation

11–147.

“Police officer” means an officer authorized to direct or regulate traffic or to make
arrests for violations of any of the provisions of the Maryland Vehicle Law or of local or other traffic laws or regulations.

(a) A police officer may charge a person with a violation of any of the following, if the officer has probable cause to believe that the person has committed or is committing the violation:

(1) The Maryland Vehicle Law, including any regulation adopted under any of its provisions;

(2) A traffic law or ordinance of any local authority;

(3) Title 9, Subtitle 2 of the Tax – General Article;

(4) Title 9, Subtitle 3 of the Tax – General Article;

(5) Title 10, Subtitle 4 of the Business Regulation Article;

(6) § 10–323 of the Business Regulation Article; or

(7) § 10–323.2 of the Business Regulation Article.

(e) A police officer who discovers a vehicle stopped, standing, or parked in violation of § 21–1003 or § 21–1010 of this article shall:

(1) Deliver a copy of a citation to the driver or, if the vehicle is unattended, attach a copy of a citation to the vehicle in a conspicuous place; and

(2) Keep a written or electronic copy of the citation, bearing the police officer’s certification under penalty of perjury that the facts stated in the citation are true.

(f) (1) A police officer who discovers a motor vehicle parked in violation of § 13–402 of this article shall:

(i) Deliver a copy of a citation to the driver or, if the motor vehicle is unattended, attach a copy of a citation to the motor vehicle in a conspicuous place; and

(ii) Keep a written or electronic copy of the citation, bearing the law enforcement officer’s certification under penalty of perjury that the facts stated in the citation are true.

(2) In the absence of the driver, the owner of the motor vehicle is presumed to be the person receiving the copy of a citation or warning.

(G) (1) Before a police officer issues a citation for any parking
VIOLATION, THE POLICE OFFICER SHALL COMPARE THE MAKE AND BODY STYLE OF
THE MOTOR VEHICLE WITH THE MAKE AND BODY STYLE FOR THE MOTOR VEHICLE
CONTAINED IN THE MOTOR VEHICLE REGISTRATION RECORDS ON FILE WITH THE
ADMINISTRATION.

(2) IF THE MAKE AND BODY STYLE OF THE MOTOR VEHICLE DOES NOT
MATCH THE MAKE AND BODY STYLE CONTAINED IN THE MOTOR VEHICLE
REGISTRATION RECORDS FOR THE MOTOR VEHICLE, A POLICE OFFICER MAY NOT
ISSUE A CITATION FOR A PARKING VIOLATION APPLICABLE TO THAT MOTOR
VEHICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
October 1, 2022.