

HOUSE BILL 928

R5

3lr1845

By: **Delegates Boyce and Wivell**

Introduced and read first time: February 10, 2023

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Off-the-Road Motorcycles – Local Regulation and Enforcement**

3 FOR the purpose of authorizing a municipal corporation to regulate the operation of and
4 register off-the-road motorcycles; authorizing a county or municipal corporation to
5 enforce the Maryland Vehicle Law for violations involving off-the-road motorcycles
6 and to enact and implement legislation governing impoundment, release from
7 impoundment, and, if lawful, forfeiture; and generally relating to local regulation
8 and enforcement related to off-the-road motorcycles.

9 BY repealing and reenacting, with amendments,
10 Article – Transportation
11 Section 25–102.1
12 Annotated Code of Maryland
13 (2020 Replacement Volume and 2022 Supplement)

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

16 **Article – Transportation**

17 25–102.1.

18 (a) (1) In this section, “off-the-road motorcycle” means a [motorcycle not]
19 **MOTOR VEHICLE THAT:**

20 **(I) EXCEPT AS PROVIDED IN PARAGRAPH (2)(II) OF THIS**
21 **SUBSECTION, HAS TWO OR THREE WHEELS; AND**

22 **(II) IS not otherwise registered OR ELIGIBLE FOR REGISTRATION**
23 **under this article.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) "Off-the-road motorcycle" includes [motorcycles designed] **MOTOR**
2 **VEHICLES THAT ARE:**

3 (I) **DESIGNED** for off-the-road operation, [motorcycles not
4 otherwise eligible for registration under this article, and motorcycles] commonly referred
5 to as "dirt bikes" **OR "MINIBIKES"; AND**

6 (II) **ALL-TERRAIN VEHICLES THAT HAVE EITHER THREE OR**
7 **FOUR WHEELS.**

8 (3) **"OFF-THE-ROAD MOTORCYCLE" DOES NOT INCLUDE:**

9 (I) **A MOPED;**

10 (II) **A MOTOR SCOOTER;**

11 (III) **AN ELECTRIC BICYCLE; OR**

12 (IV) **AN ELECTRIC LOW SPEED SCOOTER.**

13 (b) Each county and [Baltimore City] **MUNICIPAL CORPORATION** may
14 [regulate]:

15 (1) **REGULATE** the operation of off-the-road motorcycles[, require them];

16 (2) **REQUIRE OFF-THE-ROAD MOTORCYCLES** to be registered[, and
17 impose] **WITH THE COUNTY;**

18 (3) **IMPOSE** a registration fee for [them] **OFF-THE-ROAD**
19 **MOTORCYCLES;**

20 (4) **ENFORCE THE MARYLAND VEHICLE LAW FOR VIOLATIONS**
21 **INVOLVING OFF-THE-ROAD MOTORCYCLES; AND**

22 (5) **ENACT AND IMPLEMENT LEGISLATION GOVERNING:**

23 (I) **THE IMPOUNDMENT OF AN OFF-THE-ROAD MOTORCYCLE;**

24 (II) **THE CONDITIONS FOR THE RELEASE OF AN OFF-THE-ROAD**
25 **MOTORCYCLE FROM IMPOUNDMENT; AND**

26 (III) **IF LAWFUL, THE FORFEITURE OF AN OFF-THE-ROAD**
27 **MOTORCYCLE.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2023.