

SB0111/463020/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 111
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “authorizing the Motor Vehicle Administration and agents and employees of State agencies and political subdivisions to take possession of certain vehicle registration plates; altering a certain policy of the State; authorizing the Motor Vehicle Administrator to enter into reciprocal agreements, arrangements, or declarations to provide for reciprocal enforcement of certain automated enforcement violations; exempting certain vehicles from the requirement to be registered in the State; exempting certain vehicles from a certain tax; prohibiting a title service agent from selling or offering for sale a certain vehicle registration;”; after line 6, insert:

“BY repealing and reenacting, with amendments,

Article - Transportation

Section 12-110(a), 12-402, 13-402(a) and (c), 15-109, 15-606, and 26-301(b)

Annotated Code of Maryland

(2020 Replacement Volume and 2025 Supplement)

BY adding to

Article - Transportation

Section 12-411.1, 13-810(a)(26), and 26-301(b-1)

Annotated Code of Maryland

(2020 Replacement Volume and 2025 Supplement)”;

and strike in their entirety lines 7 through 16, inclusive.

AMENDMENT NO. 2

On page 1, after line 19, insert:

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“12–110.

(a) **(1)** The Administration may take possession of any certificate of title, registration card, permit, license, or registration plate:

[(1)] (I) That is fictitious;

[(2)] (II) That is issued by it and that:

[(i)] 1. Has expired;

[(ii)] 2. Has been canceled, suspended, or revoked; or

[(iii)] 3. Was issued unlawfully or erroneously; or

[(3)] (III) That has been issued by another jurisdiction but is being illegally used or displayed.

(2) THE ADMINISTRATION MAY TAKE POSSESSION OF ANY REGISTRATION CARD OR REGISTRATION PLATE THAT HAS BEEN ISSUED BY ANOTHER JURISDICTION BUT IS BEING USED OR DISPLAYED:

(i) BY A PERSON WHO HAS BEEN A RESIDENT OF THE STATE FOR MORE THAN 60 DAYS; AND

(ii) 1. BY A PERSON WHO HAS FAILED TO COMPLY WITH TWO OR MORE TRAFFIC CITATIONS, INCLUDING CITATIONS GENERATED BY AUTOMATED TRAFFIC ENFORCEMENT SYSTEMS;

2. BY A PERSON WHOSE LICENSE OR PRIVILEGE TO DRIVE IN THE STATE IS SUSPENDED UNDER § 16-203 OF THIS ARTICLE; OR

3. ON A MOTOR VEHICLE WHOSE REGISTRATION HAS, AT ANY POINT, BEEN SUSPENDED UNDER § 17-106(A) OF THIS ARTICLE FOR A PERIOD OF 6 MONTHS OR MORE.”.

AMENDMENT NO. 3

On page 1, before line 20, insert:

“12-402.

It is the policy of this State to promote and encourage the fullest possible use of its highway system by authorizing vehicle reciprocal or proportional registration agreements, arrangements, and declarations with other jurisdictions as to vehicles registered in this State and in those other jurisdictions, thus contributing to the SAFETY AND THE economic and social development and growth of this State.

12-411.1.

(A) THE ADMINISTRATOR MAY MAKE AN AGREEMENT, AN ARRANGEMENT, OR A DECLARATION WITH THE AUTHORIZED REPRESENTATIVE OF ANY OTHER JURISDICTION TO PROVIDE FOR RECIPROCAL ENFORCEMENT OF VIOLATIONS RECORDED BY TRAFFIC CONTROL SIGNAL MONITORING SYSTEMS AND SPEED MONITORING SYSTEMS BETWEEN THE STATE AND THE OTHER JURISDICTION.

(B) AN AGREEMENT, AN ARRANGEMENT, OR A DECLARATION MADE UNDER THIS SECTION MAY AUTHORIZE THE ADMINISTRATION TO REFUSE TO REGISTER OR REREGISTER A MOTOR VEHICLE.”.

(Over)

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AMENDMENT NO. 4

On page 1, in line 22, strike the second comma; and in the same line, strike “trailer, semitrailer, and pole trailer”.

On page 2, strike in their entirety lines 10 through 12, inclusive, and substitute:

“(1) A vehicle that is driven on a highway:

(i) In conformity with the provisions of this title relating to manufacturers, transporters, dealers, secured parties, owners or operators of special mobile equipment, or nonresidents; or

(ii) Under a temporary registration card issued by the Administration;

(2) A vehicle owned and used by the United States, unless an authorized officer or employee of the United States requests registration of the vehicle;

(3) A farm tractor or any farm equipment;

(4) A vehicle the front or rear wheels of which are lifted from the highway;

(5) A towed vehicle that is attached to the towing vehicle by a tow bar and for which no driver is necessary;

(6) A vehicle owned by and in the possession of a licensed dealer for purpose of sale;

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(7) A vehicle owned by a new resident of this State during the first 60 days of residency provided the vehicle displays valid registration issued by the jurisdiction of the resident's former domicile;

(8) New vehicles being operated as part of a shuttle, as defined in § 13-626 of this title, while following a registered vehicle displaying a shuttle permit issued by the Administration;

(9) A vehicle operated in connection with maritime commerce exclusively within any terminal owned or leased by the Maryland Port Administration;

(10) A snowmobile that is operated on highways and roadways as prescribed by § 25-102(a)(14) of this article;

(11) A golf cart that is operated on a highway in accordance with § 21-104.2 of this article;

(12) A golf cart that is operated on an Allegany County highway as allowed by the county under § 25-102(a)(16) of this article;

(13) A vehicle owned by an accredited consular or diplomatic officer of a foreign government and operated for official or personal purposes when the vehicle displays a valid diplomatic license plate issued by the United States government; [or]

(14) A personal delivery device that is operated on a roadway, sidewalk, shoulder, or crosswalk in accordance with § 21-104.3 of this article; OR

(15) A TRAILER, SEMITRAILER, OR POLE TRAILER THAT DISPLAYS VALID REGISTRATION ISSUED BY ANOTHER JURISDICTION.

13-810.

(Over)

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(a) On issuance in this State of an original or subsequent certificate of title for a vehicle, the vehicle is exempt from the excise tax imposed by this part, if it is:

(26) A VEHICLE THAT:

(I) WAS PREVIOUSLY REGISTERED IN THE STATE;

(II) WAS SUBSEQUENTLY REGISTERED IN ANOTHER JURISDICTION DESPITE THE OWNER OF THE VEHICLE CONTINUING TO BE A RESIDENT OF THE STATE; AND

(III) IS BEING REGISTERED IN THE STATE TO COMPLY WITH THE REQUIREMENTS OF § 13-402 OF THIS TITLE.”

AMENDMENT NO. 5

On page 2, before line 13, insert:

“15-109.

(A) [In] SUBJECT TO SUBSECTION (B) OF THIS SECTION, IN addition to any other grounds specified in this title for refusal, suspension, or revocation of a license, the Administration may refuse to grant a license under this title to any person and may suspend, revoke, or refuse to renew the license of any person if it finds that:

(1) The person has violated or is attempting to violate any provision of this title or any rule or regulation adopted under this title;

(2) The person has violated or is attempting to violate any of the other provisions of the Maryland Vehicle Law that relate to the business or activity of that person; or

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(3) Any officer, manager, agent, or employee of the person has violated or is attempting to violate any provision of this title, any rule or regulation adopted under this title, or any of the other provisions of the Maryland Vehicle Law that relate to the business or activity of the person, unless the Administration is satisfied that the individuals engaged in the management of the business or activity:

(i) Had no knowledge of the wrongful conduct; or

(ii) Were unable to prevent the violation or attempted violation.

(B) THE ADMINISTRATION SHALL SUSPEND THE LICENSE OF A PERSON IF IT FINDS THAT THE PERSON VIOLATED § 15-606(F) OF THIS TITLE.

15-606.

(a) A title service agent or an agent or employee of a title service agent may not make any material misrepresentation on any form of the Administration.

(b) A title service agent or an agent or employee of a title service agent may not misrepresent any material fact in obtaining a license.

(c) A title service agent or an agent or employee of a title service agent may not willfully fail to notify the Administration of any change in the ownership, management, name, or location of the business conducted under the license.

(d) A title service agent or an agent or employee of a title service agent may not fail to account for and remit to the Administration any fees received by him for any certificates of title, registrations, drivers' licenses, certified copies of records, or other related documents.

(Over)

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(e) A title service agent or an agent or employee of a title service agent may not conduct any title service agency business with or through any person required to be licensed under this title if he knows that the person is not licensed.

(F) A TITLE SERVICE AGENT OR AN AGENT OR EMPLOYEE OF A TITLE SERVICE AGENT MAY NOT SELL, OFFER FOR SALE, ADVERTISE, OR FACILITATE THE SALE OF A REGISTRATION ISSUED BY ANOTHER JURISDICTION TO A RESIDENT OF THE STATE.

[(f)] (G) A title service agent or an agent or employee of a title service agent may not willfully violate any provision of the Maryland Vehicle Law that relates to the business of a title service agent.

[(g)] (H) A title service agent or an agent or employee of a title service agent may not willfully fail to comply with any rule, regulation, or lawful order adopted by the Administration under this title.”.

AMENDMENT NO. 6

On page 2, in line 20, strike “and”; and in line 22, strike “section.” and substitute **“SECTION; AND**

(5) AUTHORIZE AN EMPLOYEE OR AGENT OF THE STATE AGENCY OR POLITICAL SUBDIVISION TO TAKE POSSESSION OF ANY REGISTRATION PLATE DESCRIBED IN § 12-110(A)(2) OF THIS ARTICLE THAT IS BEING DISPLAYED BY A PARKED VEHICLE.”.

AMENDMENT NO. 7

On page 2, in line 24, strike “PROBABLE” and substitute “**REASONABLE**”; in lines 25, 26, 27, 28, and 30, in each instance, before “**VEHICLE**” insert “**MOTOR**”; and in line 32, after “**ADMINISTRATION**” insert “**ON THE MOTOR VEHICLE**”.

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On page 3, in lines 2, 3, 4, 6, 8, 10, 13, 15, 18, 20, 21, 24, 26, and 30, in each instance, before “**VEHICLE**” insert “**MOTOR**”.

AMENDMENT NO. 8

On page 3, in lines 23 and 29, in each instance, strike “**STATE’S ATTORNEY**” and substitute “**ATTORNEY**”.