

HOUSE BILL 1018

R5

2lr1494

By: **Delegates George, Dumais, Kipke, and McComas**

Introduced and read first time: February 10, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Parking for Individuals with Disabilities – Van Accessible**
3 **Spaces**

4 FOR the purpose of prohibiting a person from stopping, standing, or parking a motor
5 vehicle in a space designated as disabled van accessible unless the motor vehicle
6 is a van and certain requirements are met; prohibiting a person from stopping,
7 standing, or parking a motor vehicle in a certain access aisle accompanying a
8 disabled van accessible parking space; requiring that a disabled van accessible
9 parking space and the accompanying access aisle be identified in certain
10 manners; establishing a certain penalty for a violation of this Act; and generally
11 relating to disabled van accessible parking spaces.

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 21–1006
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2011 Supplement)

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

19 **Article – Transportation**

20 21–1006.

21 (a) (1) Each parking lot that is constructed or altered after October 1,
22 1996 shall conform with the requirements of the Maryland Accessibility Code adopted
23 under § 12–202 of the Public Safety Article.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) (i) As of October 1, 2010, each parking lot in the State shall
2 conform with the requirements of the Maryland Accessibility Code adopted under §
3 12-202 of the Public Safety Article.

4 (ii) A person may comply with this paragraph by restriping the
5 parking lot to provide the required number of parking spaces for individuals with
6 disabilities, including parking spaces that are disabled van accessible.

7 (iii) If restriping a parking lot to comply with this subsection
8 reduces the total number of spaces to below the number required by local law, the local
9 jurisdiction shall grant the property owner an exception to the relevant local zoning
10 ordinance.

11 (b) A person may not park a motor vehicle in a space designated for the use
12 of individuals with disabilities unless:

13 (1) The vehicle bears a special registration plate, a removable
14 windshield placard, or a temporary removable windshield placard issued by the
15 Administration under § 13-616, § 13-616.1, or § 13-616.2 of this article or similarly by
16 another state, the District of Columbia, or another country; and

17 (2) The person is authorized to use the privileges conferred by the
18 special registration plate, removable windshield placard, or temporary placard under §
19 13-616, § 13-616.1, or § 13-616.2 of this article, or under the laws of another state,
20 the District of Columbia, or another country.

21 **(C) (1) A PERSON MAY NOT STOP, STAND, OR PARK A MOTOR VEHICLE**
22 **IN A SPACE DESIGNATED AS DISABLED VAN ACCESSIBLE UNLESS:**

23 **(I) THE MOTOR VEHICLE IS A VAN; AND**

24 **(II) THE REQUIREMENTS OF SUBSECTION (B) OF THIS**
25 **SECTION ARE MET.**

26 **(2) A PERSON MAY NOT STOP, STAND, OR PARK A MOTOR VEHICLE**
27 **IN THE 96-INCH ACCESS AISLE ACCOMPANYING A DISABLED VAN ACCESSIBLE**
28 **PARKING SPACE REQUIRED UNDER THE MARYLAND ACCESSIBILITY CODE**
29 **ADOPTED UNDER § 12-202 OF THE PUBLIC SAFETY ARTICLE.**

30 **(3) IN ACCORDANCE WITH THE REQUIREMENTS FOR UNIFORM**
31 **TRAFFIC CONTROL DEVICES UNDER § 25-104 OF THIS ARTICLE:**

32 **(I) EACH DISABLED VAN ACCESSIBLE PARKING SPACE**
33 **SHALL BE POSTED WITH A SUPPLEMENTAL “VAN ACCESSIBLE ONLY” SIGN;**
34 **AND**

1 **(II) EACH DISABLED VAN ACCESSIBLE PARKING SPACE**
2 **ACCESS AISLE SHALL BE POSTED WITH A SUPPLEMENTAL “NO PARKING” SIGN.**

3 **(4) A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF A**
4 **MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF \$200.**

5 **[(c)](D)** Any restriping or repaving of a parking lot shall be considered an
6 alteration under the Maryland Accessibility Code adopted under § 12–202 of the
7 Public Safety Article.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2012.