

SENATE BILL 472

R4

3lr1509
CF HB 1179

By: **Senator Mathias**

Introduced and read first time: January 30, 2013

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 2013

CHAPTER _____

1 AN ACT concerning

2 ~~Vehicle Laws~~ Worcester County – Motor Scooters and Mopeds – Special
3 Dealer Decals

4 FOR the purpose of authorizing a motor scooter or moped dealer in Worcester County
5 to apply to the Motor Vehicle Administration for the issuance of special dealer
6 decals; authorizing a motor scooter or moped dealer in Worcester County that
7 attaches a special dealer decal to certain motor scooters or mopeds to, as
8 authorized by law, drive the motor scooters or mopeds on a highway or allow,
9 for demonstration purposes, a prospective buyer to drive the motor scooters or
10 mopeds on a highway; prohibiting a motor scooter or moped dealer in Worcester
11 County from allowing a person who does not hold and display a valid driver's
12 license or moped operator's permit to drive a motor scooter or moped on a
13 highway; requiring a special dealer decal to be manufactured in a certain
14 manner; requiring a special dealer decal to display a unique number sequence
15 assigned by the Administration; requiring the Administration to set the fee for a
16 special dealer decal; and generally relating to special dealer decals for motor
17 scooter or moped dealers in Worcester County.

18 BY repealing and reenacting, with amendments,
19 Article – Transportation
20 Section 13–106
21 Annotated Code of Maryland
22 (2012 Replacement Volume)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Transportation**

4 13–106.

5 (a) The Administration shall:

6 (1) File each application for a certificate of title that it receives; and

7 (2) Issue a certificate of title of the vehicle if:

8 (i) It finds that the applicant is entitled to the certificate of
9 title; and

10 (ii) It has received the required fees.

11 (b) The Administration shall keep a record of all certificates of title that it
12 issues, as follows:

13 (1) Under a distinctive title number assigned to the vehicle;

14 (2) Under the vehicle identification number of the vehicle or, if a
15 distinguishing number has been assigned to it, under the distinguishing number; and

16 (3) Under any other method that the Administration determines.

17 (c) Upon receipt with the application for a certificate of title, the
18 Administration shall maintain a record of the following documents as a part of its
19 certificate of title records for a motor vehicle:

20 (1) A notice from a dealer under § 14–1502(f)(1) of the Commercial
21 Law Article;

22 (2) A notice from a manufacturer or factory branch under §
23 14–1502(f)(2) of the Commercial Law Article; and

24 (3) A manufacturer’s disclosure form provided to the Administration
25 under § 14–1502(g) of the Commercial Law Article.

26 (d) (1) The Administration shall issue a permanent decal to the owner of a
27 motor scooter or moped for which a certificate of title is issued.

28 (2) An owner of a motor scooter or moped for which a certificate of title
29 is issued shall display the decal on the vehicle as prescribed by the Administration.

1 (3) A decal shall display a unique number sequence assigned by the
2 Administration.

3 (4) The Administration:

4 (i) Shall establish a fee of \$5 for a decal; and

5 (ii) May adopt regulations to implement this section.

6 (5) (I) THIS PARAGRAPH APPLIES ONLY IN WORCESTER
7 COUNTY.

8 (II) IF A MOTOR SCOOTER OR MOPED DEALER HOLDS FOR
9 SALE MOTOR SCOOTERS OR MOPEDS THAT OTHERWISE ARE REQUIRED TO
10 DISPLAY A DECAL UNDER THIS SUBSECTION, THE DEALER MAY APPLY TO THE
11 ADMINISTRATION FOR THE ISSUANCE OF AS MANY SPECIAL DEALER DECALS AS
12 THE ADMINISTRATION AUTHORIZES.

13 ~~(III)~~ (III) A SPECIAL DEALER DECAL SHALL BE
14 MANUFACTURED IN A MANNER THAT ALLOWS A PERSON TO ATTACH
15 TEMPORARILY THE DECAL TO A MOTOR SCOOTER OR MOPED.

16 ~~(IV)~~ (IV) SUBJECT TO SUBPARAGRAPH (IV) OF THIS
17 PARAGRAPH, A MOTOR SCOOTER OR MOPED DEALER THAT ATTACHES
18 TEMPORARILY A SPECIAL DEALER DECAL TO A MOTOR SCOOTER OR MOPED
19 THAT THE DEALER HOLDS FOR SALE MAY:

20 1. DRIVE THE MOTOR SCOOTER OR MOPED ON A
21 HIGHWAY AS AUTHORIZED BY LAW; AND

22 2. ALLOW, FOR DEMONSTRATION PURPOSES, A
23 PROSPECTIVE BUYER TO DRIVE THE MOTOR SCOOTER OR MOPED ON A HIGHWAY
24 AS AUTHORIZED BY LAW.

25 ~~(V)~~ (V) A MOTOR SCOOTER OR MOPED DEALER MAY NOT
26 ALLOW A PERSON WHO DOES NOT HOLD AND DISPLAY A VALID DRIVER'S
27 LICENSE OR MOPED OPERATOR'S PERMIT TO DRIVE A MOTOR SCOOTER OR
28 MOPED ON A HIGHWAY.

29 ~~(VI)~~ (VI) A SPECIAL DEALER DECAL SHALL DISPLAY A
30 UNIQUE NUMBER SEQUENCE ASSIGNED BY THE ADMINISTRATION.

31 ~~(VII)~~ (VII) THE ADMINISTRATION SHALL SET A FEE FOR THE
32 SPECIAL DEALER DECAL.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 June 1, 2013.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.