

# SENATE BILL 566

R4

3lr2239  
CF HB 680

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By: **Senator Brinkley**

Introduced and read first time: February 1, 2013

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 30, 2013

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 ~~Motor Vehicle Registration – Exception for All-Terrain and Utility Terrain~~  
3 ~~Vehicles~~  
4 Vehicle Laws – Unregistered Emergency Vehicles – Operating on Highways

5 FOR the purpose of ~~authorizing, under certain circumstances, the operation of certain~~  
6 ~~all-terrain and utility terrain vehicles on highways without the vehicle being~~  
7 ~~registered under the Maryland Vehicle Law; requiring a person operating an~~  
8 ~~unregistered all-terrain or utility terrain vehicle on a highway to maintain~~  
9 ~~certain evidence of liability insurance in the vehicle; prohibiting a person from~~  
10 ~~operating an unregistered all-terrain or utility terrain vehicle on a highway for~~  
11 ~~which the posted maximum speed limit exceeds a certain limit~~ providing that  
12 the Maryland Vehicle Law does not preclude a local authority from authorizing  
13 an emergency vehicle not subject to registration to operate on a highway under  
14 its jurisdiction while performing an emergency service; and generally relating to  
15 the operation of unregistered all-terrain and utility terrain emergency vehicles  
16 not subject to registration on highways in the State.

17 ~~BY repealing and reenacting, without amendments,~~  
18 ~~Article – Transportation~~  
19 ~~Section 13 – 402(a) and (b)~~  
20 ~~Annotated Code of Maryland~~  
21 ~~(2012 Replacement Volume)~~

22 ~~BY adding to~~  
23 ~~Article – Transportation~~

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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 13-402(h-1)~~  
 2 ~~Annotated Code of Maryland~~  
 3 ~~(2012 Replacement Volume)~~

4 BY repealing and reenacting, with amendments,  
 5 Article – Transportation  
 6 Section 25-102(a)(16) and (17)  
 7 Annotated Code of Maryland  
 8 (2012 Replacement Volume)

9 BY adding to  
 10 Article – Transportation  
 11 Section 25-102(a)(18)  
 12 Annotated Code of Maryland  
 13 (2012 Replacement Volume)

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

16 **Article – Transportation**

17 ~~13-402.~~

18 ~~(a) (1) Except as otherwise provided in this section or elsewhere in the~~  
 19 ~~Maryland Vehicle Law, each motor vehicle, trailer, semitrailer, and pole trailer driven~~  
 20 ~~on a highway shall be registered under this subtitle.~~

21 ~~(2) If a motor vehicle required to be registered under this subtitle is~~  
 22 ~~not registered, a person may not park the unregistered motor vehicle on any:~~

23 ~~(i) Public alley, street, or highway; or~~

24 ~~(ii) Private property used by the public in general, including~~  
 25 ~~parking lots of shopping centers, condominiums, apartments, or town house~~  
 26 ~~developments.~~

27 ~~(3) The provisions of paragraph (2) of this subsection do not apply to a~~  
 28 ~~motor vehicle that is exempt from registration under this section or § 13-402.1 of this~~  
 29 ~~subtitle.~~

30 ~~(b) Except as otherwise expressly authorized in this title, the Administration~~  
 31 ~~may not register or renew the registration of a vehicle unless the Administration has~~  
 32 ~~issued to the owner a certificate of title of the vehicle or has received an application for~~  
 33 ~~the certificate of title.~~

~~(H-1) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ALL TERRAIN OR A UTILITY TERRAIN VEHICLE THAT IS OPERATED ON A HIGHWAY NEED NOT BE REGISTERED IN THE STATE IF THE VEHICLE IS:~~

~~(I) OWNED BY A STATE OR LOCAL GOVERNMENT AGENCY OR A PUBLIC SAFETY ENTITY;~~

~~(II) OPERATED IN THE COURSE OF OFFICIAL DUTIES OR TRAINING BY AN OPERATOR APPROVED BY THE GOVERNMENT AGENCY OR PUBLIC SAFETY ENTITY; AND~~

~~(III) EQUIPPED WITH FRONT AND REAR LIGHTING AND AN AUDIBLE HORN.~~

~~(2) A PERSON:~~

~~(I) SHALL MAINTAIN EVIDENCE OF LIABILITY INSURANCE IN AN ALL TERRAIN OR UTILITY TERRAIN VEHICLE BEING OPERATED ON A HIGHWAY UNDER THIS SUBSECTION; AND~~

~~(II) MAY NOT OPERATE AN UNREGISTERED ALL TERRAIN OR UTILITY TERRAIN VEHICLE UNDER THIS SUBSECTION ON A HIGHWAY FOR WHICH THE POSTED MAXIMUM SPEED LIMIT EXCEEDS 50 MILES PER HOUR.~~

25-102.

(a) The provisions of the Maryland Vehicle Law do not prevent a local authority, in the reasonable exercise of its police power, from exercising the following powers as to highways under its jurisdiction:

(16) In Allegany County, designating crossings on county highways where a person operating a golf cart may cross the highway for continued access to any portion of a golf course; [and]

(17) Restricting use of a low speed vehicle on a highway; AND

(18) AUTHORIZING AN EMERGENCY VEHICLE NOT SUBJECT TO REGISTRATION TO OPERATE ON A HIGHWAY WHILE PERFORMING AN EMERGENCY SERVICE AS DEFINED IN § 19-103 OF THIS ARTICLE.

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