
By: **Senator Stoltzfus**

Introduced and read first time: January 27, 2006

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Motor Vehicles Operated Exclusively on Islands -**
3 **Registration**

4 FOR the purpose of establishing a class of motor vehicle registration for motor
5 vehicles that are operated exclusively on certain islands; establishing a certain
6 fee for a motor vehicle registered under this Act as an island vehicle; prohibiting
7 a motor vehicle registered as an island vehicle from being operated on a
8 highway in the State that is not on a certain island; providing that a transfer of
9 a used vehicle registered, or to be registered, as an island vehicle is not subject
10 to certain safety inspection requirements; and generally relating to registration
11 of certain vehicles operated exclusively on certain islands.

12 BY adding to
13 Article - Transportation
14 Section 13-925
15 Annotated Code of Maryland
16 (2002 Replacement Volume and 2005 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article - Transportation
19 Section 23-106
20 Annotated Code of Maryland
21 (2002 Replacement Volume and 2005 Supplement)

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

24 **Article - Transportation**

25 13-925.

26 (A) IN THIS SECTION, "ISLAND MOTOR VEHICLE" MEANS A MOTOR VEHICLE,
27 OTHER THAN A GOLF CART, OPERATED EXCLUSIVELY ON AN ISLAND THAT:

28 (1) IS NOT ACCESSIBLE BY A HIGHWAY;

1 (2) DOES NOT HAVE STATE MAINTAINED HIGHWAYS; AND

2 (3) CONTAINS LESS THAN 20 MILES OF HIGHWAYS.

3 (B) IF REGISTERED WITH THE ADMINISTRATION UNDER THIS SECTION,
4 EVERY ISLAND MOTOR VEHICLE IS A CLASS S (ISLAND) VEHICLE.

5 (C) THE ANNUAL REGISTRATION FEE FOR A CLASS S (ISLAND) VEHICLE IS
6 \$2.50.

7 (D) A MOTOR VEHICLE REGISTERED UNDER THIS SECTION MAY NOT BE
8 OPERATED ON A HIGHWAY IN THE STATE THAT IS NOT ON AN ISLAND DESCRIBED IN
9 SUBSECTION (A) OF THIS SECTION.

10 23-106.

11 (a) This section does not apply to:

12 (1) Any transfer of a used vehicle to any licensed dealer or to any foreign
13 dealer;

14 (2) Any transfer between:

15 (i) Spouses;

16 (ii) A parent and child; or

17 (iii) Co-owners of the vehicle to be transferred when a co-owner's
18 name is being removed from the title;

19 (3) Any transfer of a used vehicle that is not to be both titled and
20 registered in this State;

21 (4) Any transfer of a used vehicle among any agencies of the State;

22 (5) Any transfer of a used vehicle as described in § 13-503.2 of this
23 article; [or]

24 (6) Any transfer of a used vehicle into a written inter vivos trust in which
25 the transferor is the primary beneficiary; OR

26 (7) ANY TRANSFER OF A USED VEHICLE REGISTERED, OR TO BE
27 REGISTERED, AS A CLASS S (ISLAND) VEHICLE.

28 (b) (1) Except as provided in paragraph (4) of this subsection, if any licensed
29 dealer that also is an inspection station transfers any used vehicle, it shall:

30 (i) Prepare and attach an inspection certificate to a window of the
31 vehicle; or

1 (ii) Have an inspection certificate prepared and attached to a
2 window of the vehicle by another inspection station.

3 (2) Except as provided in paragraphs (4) and (5) of this subsection, if any
4 other person transfers a used vehicle, the person shall obtain an inspection certificate
5 from an inspection station. The inspection certificate shall be issued without charge
6 and attached to a window of the vehicle.

7 (3) If a used vehicle is transferred other than by voluntary transfer or is
8 transferred by a political subdivision of the State after that subdivision obtains the
9 vehicle by proceedings pursuant to Title 12 of the Criminal Procedure Article, the
10 transferee shall obtain the inspection certificate from an authorized inspection
11 station. The inspection certificate shall be issued without charge and attached to a
12 window of the vehicle.

13 (4) In the case of a transfer of any used vehicle registered, or to be
14 registered, as a Class E (truck) exceeding three-fourths ton manufacturer's rated
15 capacity, Class F (tractor), Class G (freight trailer or semitrailer), or Class G (dump
16 service semitrailer) vehicle, the transferor or the transferee of the vehicle may obtain
17 the required inspection certificate.

18 (5) In the case of a transfer of any used vehicle registered or to be
19 registered, that is sold for dismantling or rebuilding purposes, the transferor or the
20 transferee of the vehicle may obtain the required inspection certificate.

21 (6) On applying for a certificate of title of the vehicle, the transferee shall
22 remove the inspection certificate from the vehicle and present it to the
23 Administration.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2006.