

HOUSE BILL 133

R6

01r0138

By: **Chair, Environment and Transportation Committee (By Request –
Departmental – Transportation)**

Introduced and read first time: January 15, 2020

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: February 25, 2020

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program – Deployed Military Personnel –**
3 **Exemption**

4 FOR the purpose of exempting certain active duty members of the armed services of the
5 United States who are subject to certain deployments from certain mandatory
6 vehicle emissions inspections; requiring all owners of a motor vehicle for which an
7 exemption is sought under this Act to certify in a certain manner that a certain
8 individual is subject to certain deployment; and generally relating to exemptions
9 from the vehicle emissions inspection program.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 23–206.2
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2019 Supplement)

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

17 **Article – Transportation**

18 23–206.2.

19 (a) (1) A motor vehicle for which special registration plates have been issued

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 under § 13–616 of this article is exempt from the mandatory inspections required by this
2 subtitle if:

3 (i) All of the owners of the motor vehicle meet the disability
4 requirements of § 13–616(b)(1) of this article;

5 (ii) The motor vehicle is driven 5,000 miles or less annually; and

6 (iii) The exemption is not otherwise prohibited by federal law.

7 (2) In order to qualify for an exemption under paragraph (1) of this
8 subsection, all owners of the motor vehicle shall certify the following:

9 (i) That the owner of the motor vehicle meets the disability
10 requirements of § 13–616(b)(1) of this article;

11 (ii) That the motor vehicle has been issued a special disabled
12 person's registration number and special registration plates under § 13–616 of this article;

13 (iii) That the motor vehicle is driven 5,000 miles or less annually; and

14 (iv) The motor vehicle's odometer reading at the time of the
15 certification.

16 (3) The certification required in paragraph (2) of this subsection shall be
17 made on a form provided by the Administration.

18 (b) (1) A motor vehicle owned by an individual who is at least 70 years of age
19 at the time of a scheduled mandatory inspection under this subtitle is exempt from the
20 mandatory inspections required by this subtitle if:

21 (i) All of the owners of the motor vehicle are at least 70 years of age
22 at the time of the scheduled mandatory inspection under this subtitle;

23 (ii) The motor vehicle is being driven 5,000 miles or less annually;
24 and

25 (iii) The exemption is not otherwise prohibited by federal law.

26 (2) In order to qualify for an exemption under paragraph (1) of this
27 subsection, all owners of the motor vehicle shall certify the following:

28 (i) That all of the owners of the motor vehicle are at least 70 years
29 of age at the time of a scheduled mandatory inspection under this subtitle;

30 (ii) That the motor vehicle is being driven 5,000 miles or less
31 annually; and

1 (iii) The motor vehicle's odometer reading at the time of the
2 certification.

3 (3) The certification required in paragraph (2) of this subsection shall be
4 made on a form provided by the Administration.

5 **(C) (1) A MOTOR VEHICLE OWNED BY AT LEAST ONE ACTIVE DUTY**
6 **MEMBER OF THE ARMED SERVICES OF THE UNITED STATES AT THE TIME OF A**
7 **SCHEDULED MANDATORY INSPECTION UNDER THIS SUBTITLE IS EXEMPT FROM THE**
8 **MANDATORY INSPECTIONS REQUIRED BY THIS SUBTITLE IF:**

9 **(I) AN OWNER OF THE MOTOR VEHICLE WHO IS A MEMBER OF**
10 **THE ARMED SERVICES OF THE UNITED STATES HAS RECEIVED MILITARY ORDERS:**

11 **1. FOR DEPLOYMENT OUTSIDE THE UNITED STATES; OR**

12 **2. TO A DUTY STATION IN A JURISDICTION THAT IS NOT**
13 **SUBJECT TO A VEHICLE EMISSIONS CONTROL INSPECTION AND MAINTENANCE**
14 **PROGRAM; AND**

15 **(II) THE EXEMPTION IS NOT OTHERWISE PROHIBITED BY**
16 **FEDERAL LAW.**

17 **(2) IN ORDER TO QUALIFY FOR AN EXEMPTION UNDER PARAGRAPH**
18 **(1) OF THIS SUBSECTION, ALL OWNERS OF THE MOTOR VEHICLE SHALL CERTIFY**
19 **THAT AT LEAST ONE OWNER OF THE MOTOR VEHICLE HAS RECEIVED MILITARY**
20 **ORDERS FOR DEPLOYMENT OUTSIDE THE UNITED STATES OR TO A DUTY STATION**
21 **IN A JURISDICTION THAT IS NOT SUBJECT TO A VEHICLE EMISSIONS CONTROL**
22 **INSPECTION AND MAINTENANCE PROGRAM.**

23 **(3) THE CERTIFICATION REQUIRED IN PARAGRAPH (2) OF THIS**
24 **SUBSECTION SHALL BE MADE ON A FORM PROVIDED BY THE ADMINISTRATION.**

25 **[(c)] (D)** The Administrator may adopt regulations as necessary to administer or
26 enforce the provisions of this section.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2020.