

HOUSE BILL 158

R6, R5

0lr0016

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

Introduced and read first time: January 15, 2020

Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 25, 2020

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Equipment and Inspections – Standards and Requirements**

3 FOR the purpose of altering for vehicle operation and inspection purposes the standards
4 for the authorized placement of certain materials on certain windows of certain
5 vehicles; prohibiting the use of certain equipment on a highway under certain
6 circumstances; altering certain standards and requirements governing headlamps,
7 stop lamps, turn signal lamps, light or signal devices, backup lamps, brakes, and
8 windshield washers on certain vehicles; establishing a certain maximum period of
9 validity for a medical certification that authorizes enhanced window tinting on a
10 vehicle; providing for the construction of a certain provision of law that authorizes
11 enhanced window tinting on a vehicle; altering the standards and requirements for
12 applications, testing, and administrative enforcement for inspection mechanic
13 licenses; repealing certain obsolete or redundant provisions of law governing vehicle
14 equipment; making certain stylistic changes and technical corrections; and generally
15 relating to standards and requirements for vehicle equipment and inspections.

16 BY repealing and reenacting, with amendments,

17 Article – Transportation

18 Section 21–1104(d), 22–101(b), 22–203, 22–206(a) and (b), 22–219(a), 22–222,
19 22–227(f), 22–302, 22–404, 22–406(i), 23–101(e) and (h), 23–103.1, and
20 23–104

21 Annotated Code of Maryland

22 (2012 Replacement Volume and 2019 Supplement)

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 BY repealing and reenacting, without amendments,
2 Article – Transportation
3 Section 22–101(a), 22–218(c)(1), and 23–101(a) and (b)
4 Annotated Code of Maryland
5 (2012 Replacement Volume and 2019 Supplement)

6 BY adding to
7 Article – Transportation
8 Section 22–218(h)
9 Annotated Code of Maryland
10 (2012 Replacement Volume and 2019 Supplement)

11 BY repealing
12 Article – Transportation
13 Section 22–224 and 22–224.1
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2019 Supplement)

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

18 **Article – Transportation**

19 21–1104.

20 (d) (1) Except as provided in [paragraphs (2) and (3)] **PARAGRAPH (2)** of this
21 subsection, a person may not drive a vehicle with any sign, poster, card, sticker, or other
22 nontransparent material on the windshield, side wings, or side or rear windows of the
23 vehicle.

24 (2) This subsection does not apply to:

25 (i) **NONTRANSPARENT MATERIAL PLACED ON THE**
26 **WINDSHIELD OF A MOTOR VEHICLE ABOVE THE AS1 LINE OR NOT LOWER THAN 5**
27 **INCHES FROM THE TOP OF THE WINDSHIELD, WHICHEVER IS LESS, IF THE**
28 **MATERIALS ARE PLACED SO AS NOT TO INTERFERE WITH THE DRIVER’S CLEAR VIEW**
29 **OF TRAFFIC;**

30 (ii) **Materials placed on the windshield or rear window, within a 7**
31 **inch square area in the lower corner, [or on the side windows of the vehicle to the rear of**
32 **the driver,] if the materials are placed so as not to interfere with the driver’s clear view of**
33 **traffic;**

34 (iii) **MATERIALS PLACED ON THE SIDE WINDOWS OF A CLASS A**
35 **(PASSENGER) VEHICLE TO THE REAR OF THE DRIVER, IF THE MATERIALS ARE**
36 **PLACED SO AS NOT TO INTERFERE WITH THE DRIVER’S CLEAR VIEW OF TRAFFIC;**

1 (IV) MATERIALS PLACED ON THE SIDE OR REAR WINDOWS OF A
2 CLASS M (MULTIPURPOSE) VEHICLE OR CLASS E (TRUCK) VEHICLE PROVIDED
3 THAT THE VEHICLE IS EQUIPPED WITH TWO OUTSIDE REARVIEW MIRRORS, ONE
4 EACH ATTACHED TO THE RIGHT AND LEFT SIDE OF THE VEHICLE;

5 (V) MATERIALS PLACED ON THE WINDSHIELD IN COMPLIANCE
6 WITH SECURITY MEASURES REQUIRED BY A FEDERAL OR STATE GOVERNMENT
7 AGENCY, PROVIDED THAT THE DECAL IS AFFIXED TO THE VEHICLE IN ACCORDANCE
8 WITH THE ISSUING AGENCY'S GUIDELINES;

9 [(ii)] (VI) Direction, destination, or termini signs on any passenger
10 common carrier motor vehicle; or

11 [(iii)] (VII) [Electronic] AN ELECTRONIC toll collection [tags]
12 DEVICE placed [in] ON the windshield of a vehicle in accordance with the [regulations of]
13 GUIDELINES ESTABLISHED BY the Maryland Transportation Authority.

14 [(3) The Administration shall adopt regulations to exempt from the
15 provisions of paragraph (1) of this subsection materials placed on the windshield of a vehicle
16 in compliance with security measures required by a federal or State government agency
17 and approved by the Administration.]

18 22-101.

19 (a) (1) A person may not drive and the owner may not cause or knowingly
20 permit to be driven on any highway any vehicle or combination of vehicles that:

21 (i) Is in such unsafe condition as to endanger any person;

22 (ii) Does not contain those parts or is not at all times equipped with
23 lamps and other equipment in proper condition and adjustment as required in this title; or

24 (iii) Is equipped in any manner in violation of this title.

25 (2) A person may not do any act forbidden or fail to do any act required
26 under this title.

27 (b) (1) Nothing contained in this title shall be construed to prohibit the use of
28 additional parts and accessories on any vehicle not inconsistent with the provisions of this
29 title.

30 (2) A PERSON MAY NOT OPERATE WORK EQUIPMENT THAT IS ADDED
31 TO A VEHICLE FOR A DESIGNATED PURPOSE OTHER THAN DRIVING THE VEHICLE ON

1 A HIGHWAY WHILE THE VEHICLE IS BEING DRIVEN ON A HIGHWAY UNLESS THE
2 VEHICLE IS BEING USED TO CONDUCT AUTHORIZED WORK ON THE HIGHWAY.

3 (3) A PERSON MAY NOT OPERATE ON A VEHICLE EQUIPMENT THAT IS
4 INTENDED FOR OFF-ROAD USE WHILE THE VEHICLE IS BEING DRIVEN ON A
5 HIGHWAY.

6 22-203.

7 (a) In this section, the term "motorcycle" includes Class M (multipurpose) vehicles
8 that are designated by the Administrator.

9 (b) Every motor vehicle, other than a motorcycle, shall be equipped with at least
10 two headlamps with at least one on each side of the front of the motor vehicle, which
11 headlamps shall emit white light and comply with the requirements and limitations set
12 forth in this title.

13 (c) (1) Every motorcycle shall be equipped with at least one and not more than
14 two headlamps that comply with the requirements and limitations of this title.

15 (2) A HEADLAMP ON A MOTORCYCLE MAY MODULATE EITHER THE
16 UPPER BEAM OR THE LOWER BEAM FROM ITS MAXIMUM INTENSITY TO A LESSER
17 INTENSITY, CONSISTENT WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS.

18 (d) Every headlamp on every motor vehicle, including every motorcycle, shall be
19 located at a height of not more than 54 inches nor less than [24] 22 inches.

20 22-206.

21 (a) Every motor vehicle, trailer, semitrailer, and pole trailer shall be equipped
22 with at least one stop lamp meeting the requirements of § 22-219(a) of this subtitle, and
23 the following vehicles shall meet the following additional requirements:

24 (1) (I) Every motor vehicle, **OTHER THAN A MOTORCYCLE**, registered
25 in this State and sold as a new vehicle after June 1, 1967, shall be equipped with at least
26 two stop lamps; [and]

27 (II) **EVERY PASSENGER VEHICLE MANUFACTURED ON OR**
28 **AFTER SEPTEMBER 1, 1985, SHALL BE EQUIPPED WITH A RED CENTER HIGH MOUNT**
29 **STOP LAMP, WHICH MAY PULSATE UP TO 3 SECONDS BEFORE REMAINING**
30 **ILLUMINATED, MOUNTED WITH ITS CENTER ON THE VERTICAL CENTERLINE OF THE**
31 **VEHICLE AS THE VEHICLE IS VIEWED FROM THE REAR; AND**

32 (III) **EVERY PICKUP TRUCK, VAN, AND SPORT UTILITY VEHICLE**
33 **MANUFACTURED ON OR AFTER SEPTEMBER 1, 1993, SHALL BE EQUIPPED WITH A**

1 ~~RED CENTER HIGH MOUNT STOP LAMP, WHICH MAY PULSATE UP TO 3 SECONDS~~
 2 ~~BEFORE REMAINING ILLUMINATED,~~ MOUNTED WITH ITS CENTER ON THE VERTICAL
 3 CENTERLINE OF THE VEHICLE AS THE VEHICLE IS VIEWED FROM THE REAR; AND

4 (2) After July 1, 1971, every trailer, semitrailer, and pole trailer shall be
 5 equipped with at least two stop lamps; ~~AND~~

6 ~~(3) MOTORCYCLE STOP LAMPS MAY PULSATE FOR UP TO 3 SECONDS~~
 7 ~~BEFORE REMAINING ILLUMINATED.~~

8 (b) Every motor vehicle, trailer, semitrailer, and pole trailer registered in this
 9 State and sold as a new vehicle after June 1, 1961, shall be equipped with electric turn
 10 signal lamps meeting the requirements of § 22-219(b) through (h) of this subtitle, except
 11 that:

12 (1) Motorcycles **MANUFACTURED BEFORE JANUARY 1, 1973**, need not
 13 be equipped with electric turn signal lamps; and

14 (2) The requirements of this section apply only to those trailers,
 15 semitrailers, and pole trailers that are registered in this State and sold as new vehicles on
 16 or after July 1, 1971.

17 22-218.

18 (c) (1) A person may not drive or move on any highway any vehicle or
 19 equipment that is equipped with or displays any light or signal device designed to emit an
 20 oscillating, rotating, blinking, or other type of emission of light, unless designated and
 21 authorized by the Administrator as indicated in paragraphs (2) through (13) of this
 22 subsection. The provisions of this section do not prohibit the display and use of any lighting
 23 device that may be permitted or required elsewhere in the Maryland Vehicle Law.

24 **(H) ~~A VEHICLE USED TO PROVIDE RIDE SHARE SERVICES WHILE PROVIDING~~**
 25 **TRANSPORTATION NETWORK SERVICES, AS DEFINED IN § 10-101 OF THE PUBLIC**
 26 **UTILITIES ARTICLE, A TRANSPORTATION NETWORK OPERATOR'S VEHICLE MAY BE**
 27 **EQUIPPED WITH AND DISPLAY A STATIC RED, BLUE, OR OTHER COLOR LIGHTED SIGN**
 28 **IDENTIFYING THE OPERATOR AND VEHICLE AS A ~~RIDE SHARE~~ PROVIDER OF**
 29 **TRANSPORTATION NETWORK SERVICES.**

30 22-219.

31 (a) Any vehicle may be equipped with and, when required under the Maryland
 32 Vehicle Law, shall be equipped with a stop lamp or lamps on the rear of the vehicle, which:

33 (1) Shall display a red [or amber] light, [or any shade of color between red
 34 and amber,] visible from a distance of not less than 300 feet to the rear in normal sunlight;

1 (2) Shall be actuated on application of the service [(foot)] brake; and

2 (3) May, but need not, be incorporated with one or more other rear lamps.

3 22–222.

4 (a) Except as otherwise provided in the Maryland Vehicle Law, the headlamps or
5 the auxiliary driving lamp or combination thereof on motor vehicles[, other than
6 motorcycles,] shall be so arranged that the driver may select at will between distributions
7 of light projected to different elevations, and the lamps, in addition, may be so arranged
8 that the selection can be made automatically, subject to the following limitations:

9 (1) There shall be an uppermost distribution of light, or composite beam,
10 so aimed and of intensity to reveal persons and vehicles at a distance of at least 450 feet
11 ahead for all conditions of loading;

12 (2) There shall be a lowermost distribution of light, or composite beam, so
13 aimed and of sufficient intensity to reveal persons and vehicles at a distance of at least 150
14 feet ahead; [and]

15 (3) On a straight level road under any condition of loading, none of the
16 high–intensity portion of the beam may be directed to strike the eyes of an approaching
17 driver; AND

18 (4) **NOT MORE THAN FOUR LAMPS THAT PROJECT A BEAM OF LIGHT**
19 **OF AN INTENSITY GREATER THAN 300 CANDLEPOWER MAY BE ILLUMINATED**
20 **SIMULTANEOUSLY.**

21 (b) Every new motor vehicle[, other than a motorcycle, registered in this State
22 after January 1, 1955, which has multiple–beam road–lighting equipment] shall be
23 equipped with a beam indicator, which shall be lighted whenever the uppermost
24 distribution of light from the headlamps is in use, and may not otherwise be lighted.

25 (c) The indicator shall be so designed and located that, when lighted, it will be
26 readily visible without glare to the driver of the vehicle so equipped.

27 [22–224.

28 Headlamp systems that provide only a single distribution of light shall be permitted
29 on motor vehicles manufactured and sold before June 1, 1944, instead of the specified
30 multiple–beam road–lighting equipment, if the single distribution of light complies with
31 the following requirements and limitations:

32 (1) The headlamps are so aimed that, when the vehicle is not loaded, none
33 of the high–intensity portion of the light at a distance of 25 feet ahead projects higher than
34 a level of 5 inches below the level of the center of the lamp from which it comes and, in no

1 case, higher than 42 inches above the level on which the vehicle stands at a distance of 75
2 feet ahead; and

3 (2) The intensity shall be sufficient to reveal persons and vehicles at a
4 distance of at least 200 feet.]

5 [22–224.1.

6 (a) In this section, “motorcycle” includes Class M (multipurpose) vehicles that are
7 designated by the Administrator.

8 (b) The headlamp or headlamps on a motorcycle may be of the single–beam or
9 multiple–beam type, but in either event shall comply with the following requirements and
10 limitations:

11 (1) The headlamp or headlamps on a motorcycle shall be of sufficient
12 intensity to reveal a person or a vehicle at a distance of:

13 (i) Not less than 100 feet, when the motorcycle is operated at any
14 speed of less than 25 miles per hour;

15 (ii) Not less than 200 feet, when the motorcycle is operated at a speed
16 of 25 to 34 miles per hour; and

17 (iii) Not less than 300 feet, when the motorcycle is operated at a speed
18 of 35 miles per hour or more;

19 (2) If the motorcycle is equipped with a multiple–beam headlamp or
20 headlamps, the upper beam shall meet the minimum requirements set forth above and may
21 not exceed the limitations set forth in § 22–222(a)(1) of this subtitle, and the lowermost
22 beam shall meet the requirements applicable to a lowermost distribution of light as set
23 forth in § 22–222(a)(2) of this subtitle; and

24 (3) If the motorcycle is equipped with a single–beam lamp or lamps, the
25 lamp or lamps shall be so aimed that, when the vehicle is loaded, none of the high–intensity
26 portion of light, at a distance of 25 feet ahead, projects higher than the level of the center
27 of the lamp from which it comes.]

28 22–227.

29 (f) All lighting devices and reflectors mounted on the rear of any vehicle shall
30 display or reflect a red color, except the [stoplight or other] **TURN** signal [device] **AND**
31 **HAZARD WARNING LAMPS**, which may be red, amber, or yellow, and except that the light
32 illuminating the registration plate shall be white and the light emitted by a backup lamp
33 shall be white [or amber].

1 22-302.

2 (a) Every motor vehicle and combination of vehicles, at all times and under all
3 conditions of loading, on application of the service brake, shall be capable of:

4 (1) Developing a braking force that is not less than the percentage of its
5 gross weight tabulated in subsection (c) of this section for its classification;

6 (2) Decelerating to a stop from not more than 20 miles per hour at not less
7 than the feet per second tabulated in subsection (c) of this section for its classification; and

8 (3) Stopping from a speed of 20 miles per hour in not more than the
9 distance tabulated in subsection (c) of this section for its classification, this distance to be
10 measured from the point at which movement of the service brake pedal or control begins.

11 (b) Tests for deceleration and stopping distance shall be made on a substantially
12 level (not to exceed plus or minus 1 percent grade), dry, smooth, hard surface that is free
13 from loose material.

14 (c) The following table sets forth the tabulations referred to in subsection (a) of
15 this section:

	1	2	3	4
				Brake system application and braking distance in feet from an initial speed of 20 m.p.h.
	Classification of vehicle	Braking force as a percentage of gross vehicle or combination weight	Deceleration in feet per second	
A	Passenger vehicles with a seating capacity of 10 people or less including driver, not having a manufacturer's gross vehicle weight rating....	52.8%	17	25
B-1	All motorcycles	43.5%	14	30
B-2	Single unit vehicles with a manufacturer's gross vehicle weight rating of 10,000 pounds or less.....	[43.5%] 31%	[14] 10	[30] 20
C-1	Single unit vehicles with a manufacturer's gross weight rating of more than 10,000			

1		pounds.....	43.5%	14	40
2	C-2	Combination of a			
3		two-axle towing vehicle			
4		and a trailer with a			
5		gross weight of 3,000			
6		pounds or less	43.5%	14	40
7	C-3	Buses, regardless of the			
8		number of axles, not			
9		having a			
10		manufacturer's weight			
11		rating	43.5%	14	40
12	C-4	All combinations of			
13		vehicles in			
14		driveaway-towaway			
15		combinations.....	43.5%	14	40
16	D	All other vehicles and			
17		combinations of			
18		vehicles	43.5%	14	50

19 22-404.

20 (a) (1) [A] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A
 21 person may not drive any motor vehicle with any sign, poster, CARD, STICKER, or other
 22 nontransparent material on the front windshield [or], sidewings, OR SIDE OR REAR
 23 WINDOWS of the vehicle other than a certificate or other paper either required to be so
 24 displayed by law or authorized by the Administrator.

25 (B) THIS SECTION DOES NOT APPLY TO:

26 (1) NONTRANSPARENT MATERIAL PLACED ON THE WINDSHIELD OF A
 27 MOTOR VEHICLE ABOVE THE AS1 LINE OR NOT LOWER THAN 5 INCHES FROM THE
 28 TOP OF THE WINDSHIELD, WHICHEVER IS LESS, IF THE MATERIALS ARE PLACED SO
 29 AS NOT TO INTERFERE WITH THE DRIVER'S CLEAR VIEW OF TRAFFIC;

30 (2) MATERIALS PLACED ON THE WINDSHIELD OR REAR WINDOW,
 31 WITHIN A 7 INCH SQUARE AREA IN THE LOWER CORNER, IF THE MATERIALS ARE
 32 PLACED SO AS NOT TO INTERFERE WITH THE DRIVER'S CLEAR VIEW OF TRAFFIC;

33 (3) MATERIALS PLACED ON THE SIDE WINDOWS OF A CLASS A
 34 (PASSENGER) VEHICLE TO THE REAR OF THE DRIVER, IF THE MATERIALS ARE
 35 PLACED SO AS NOT TO INTERFERE WITH THE DRIVER'S CLEAR VIEW OF TRAFFIC;

36 (4) MATERIALS PLACED ON THE SIDE OR REAR WINDOWS OF A CLASS
 37 M (MULTIPURPOSE) VEHICLE OR CLASS E (TRUCK) VEHICLE PROVIDED THAT THE

1 VEHICLE IS EQUIPPED WITH TWO OUTSIDE REARVIEW MIRRORS, ONE EACH
2 ATTACHED TO THE RIGHT AND LEFT SIDE OF THE VEHICLE;

3 (5) MATERIALS PLACED ON THE WINDSHIELD IN COMPLIANCE WITH
4 SECURITY MEASURES REQUIRED BY A FEDERAL OR STATE GOVERNMENT AGENCY,
5 PROVIDED THAT THE DECAL IS AFFIXED TO THE VEHICLE IN ACCORDANCE WITH THE
6 ISSUING AGENCY'S GUIDELINES;

7 (6) DIRECTION, DESTINATION, OR TERMINI SIGNS ON ANY
8 PASSENGER COMMON CARRIER MOTOR VEHICLE; OR

9 (7) AN ELECTRONIC TOLL COLLECTION DEVICE PLACED ON THE
10 WINDSHIELD OF A VEHICLE IN ACCORDANCE WITH THE GUIDELINES ESTABLISHED
11 BY THE MARYLAND TRANSPORTATION AUTHORITY.

12 [(b)] (C) The windshield on every motor vehicle, except motorcycles, shall be
13 equipped with a device for CLEARING AND cleaning rain, snow, or other moisture from the
14 windshield, which device shall be constructed to be controlled or operated by the driver of
15 the vehicle.

16 [(c)] (D) Every windshield wiper on a motor vehicle shall be maintained in good
17 working order.

18 (E) (1) IF A MOTOR VEHICLE WAS ORIGINALLY EQUIPPED WITH
19 WINDSHIELD WASHERS, THE WASHERS SHALL BE OPERATIONAL AND CAPABLE OF
20 CONTAINING WASHER FLUID AND DISTRIBUTING WASHER FLUID ONTO THE
21 WINDSHIELD.

22 (2) A WINDSHIELD WASHER SHALL BE CONSTRUCTED TO BE
23 CONTROLLED OR OPERATED BY THE DRIVER OF THE VEHICLE.

24 22-406.

25 (i) (1) Except as provided in paragraph (4) of this subsection, a person may
26 not operate a vehicle registered under § 13-912, § 13-913, § 13-917, or § 13-937 of this
27 article on a highway in this State if:

28 (i) In the case of a vehicle registered under § 13-912 of this article,
29 there is affixed to any window of the vehicle any tinting materials added to the window
30 after manufacture of the vehicle that do not allow a light transmittance through the window
31 of at least 35%; and

32 (ii) In the case of a vehicle registered under § 13-913, § 13-917, or §
33 13-937 of this article, there is affixed to any window to the immediate right or left of the

1 driver any window tinting materials added after manufacture of the vehicle that do not
2 allow a light transmittance through the window of at least 35%.

3 (2) If a police officer observes that a vehicle is being operated in violation
4 of paragraph (1) of this subsection, the officer may stop the driver of the vehicle and, in
5 addition to a citation charging the driver with the offense, issue to the driver a safety
6 equipment repair order in accordance with the provisions of § 23–105 of this article.

7 (3) A person may not install on a window of a vehicle any window tinting
8 material that does not comply with the light transmittance requirements specified in
9 paragraph (1) of this subsection.

10 (4) (i) A person who must be protected from the sun for medical reasons
11 is exempt from the provisions of paragraph (1) of this subsection if the owner has, in the
12 vehicle at the time the vehicle is stopped by a police officer, a written certification **IN THE**
13 **MANNER AND FORMAT REQUIRED BY THE AUTOMOTIVE SAFETY ENFORCEMENT**
14 **DIVISION OF THE DEPARTMENT OF STATE POLICE** that details the owner's medical
15 need for tinted windows **WITH A LIGHT TRANSMITTANCE OF LESS THAN THE ALLOWED**
16 **35%**, from a physician licensed to practice medicine in the State.

17 (ii) **(II) A WRITTEN CERTIFICATION UNDER THIS PARAGRAPH**
18 **SHALL BE VALID FOR A PERIOD OF TIME THAT THE LICENSED PHYSICIAN**
19 **DETERMINES THE OWNER NEEDS THE ENHANCED TINTED WINDOWS, NOT TO**
20 **EXCEED 2 YEARS.**

21 [(ii)] **(III)** This subsection does not apply to tinting materials that:

- 22 1. Are affixed in such a manner so as to be easily removed;
23 and
24 2. Are being used to protect a child less than 10 years of age
25 from the sun.

26 [(iii)] **(IV)** Nothing in this subsection may be construed to:

- 27 1. Allow any tinting materials to be added to the windshield
28 of a vehicle below the AS1 line or below 5 inches from the top of the windshield; [or]
29 **2. PROHIBIT A PERSON FROM OPERATING THE VEHICLE**
30 **WHILE THE PERSON FOR WHOM THE WRITTEN CERTIFICATION IS REQUIRED IS NOT**
31 **PRESENT IN THE VEHICLE, PROVIDED THAT THE WRITTEN CERTIFICATION IS IN THE**
32 **VEHICLE; OR**

33 [2.] **3.** Alter or restrict the authority of the Administrator to
34 adopt regulations regarding vehicle windows, except with respect to the light transmittance
35 requirements specified in this section.

1 23-101.

2 (a) In this subtitle the following words have the meanings indicated.

3 (b) "Division" means the Automotive Safety Enforcement Division of the
4 Department of State Police.

5 (e) "Inspection certificate" means a certification by an inspection station, in a
6 format established by the Division, that:

7 (1) Certifies that, as of its date, a specified vehicle meets or exceeds the
8 standards for equipment established under this title; and

9 (2) Identifies the inspection station and the [registered] LICENSED
10 individual who personally inspected the vehicle.

11 (h) "Repair order certification" means a written certification by an inspection
12 station or police department that:

13 (1) Certifies that, as of its date, the equipment specified in a safety
14 equipment repair order meets or exceeds the standards established under this subtitle; and

15 (2) Is signed and dated:

16 (i) On behalf of the inspection station by the [registered] LICENSED
17 individual who personally inspected the vehicle; or

18 (ii) On behalf of the police department by the authorized police
19 officer who personally inspected the vehicle.

20 23-103.1.

21 [(a) On receipt of an application and a \$15 nonrefundable fee to take the inspection
22 mechanic exam, the Division shall:

23 (1) Administer an exam to each mechanic applicant; and

24 (2) If the applicant is determined to be qualified, register the mechanic to
25 conduct vehicle inspections.]

26 (A) AN APPLICANT FOR AN INSPECTION MECHANIC LICENSE SHALL SUBMIT
27 TO THE DIVISION:

28 (1) AN APPLICATION IN THE MANNER AND FORMAT DESIGNATED BY
29 THE DIVISION; AND

1 **(2) A NONREFUNDABLE APPLICATION FEE OF \$15 TO TAKE THE**
2 **EXAMINATION.**

3 **(B) (1) THE DIVISION SHALL:**

4 **(I) ADMINISTER AN EXAMINATION TO EACH INSPECTION**
5 **MECHANIC APPLICANT; AND**

6 **(II) IF THE DIVISION DETERMINES THE APPLICANT IS**
7 **QUALIFIED, LICENSE THE INSPECTION MECHANIC APPLICANT TO CONDUCT**
8 **VEHICLE INSPECTIONS.**

9 **(2) THE EXAMINATION SHALL INCLUDE A WRITTEN TEST AND A**
10 **PRACTICAL TEST.**

11 **[(b)] (C)** The Division may establish standards by **[rule or]** regulation for the
12 testing, qualifying, and **[registering]** **LICENSING** of inspection station mechanics.

13 **[(c)] (D)** The Division may:

14 **(1) FOR CAUSE, REQUIRE A REEXAMINATION OF A LICENSED**
15 **INSPECTION MECHANIC FOR QUALIFICATION TO CONTINUE OR RESUME**
16 **CONDUCTING VEHICLE INSPECTIONS;**

17 **[(1)] (2)** For cause, suspend or revoke the mechanic's **[registration]**
18 **LICENSE; [and] OR**

19 **[(2)] (3)** On suspension or revocation of the mechanic's **[registration]**
20 **LICENSE**, rescind the authorization to conduct vehicle inspections in accordance with this
21 title.

22 23–104.

23 **[(a)]** Every vehicle driven on the highways in this State shall, where applicable,
24 have the following equipment, meeting or exceeding the standards established jointly by
25 the Administration and the Division: brakes, steering, suspension, horn, door handles,
26 mirrors, tires, exhaust system, lights, glazing, windshield wipers, odometer, speedometer,
27 bumpers, properly aligned wheels, wheels and wheel lugs, fenders, floor pans, hood, hood
28 catches, emissions equipment, fuel system, front seat, motor mounts, gear selection
29 indicator for automatic transmissions, universal joints, and seat belts or combination seat
30 belt–shoulder harness if required as original equipment under § 22–412 or § 22–412.1 of
31 this article.

1 (b) (1) The Administration and the Division jointly may establish standards
2 by rule or regulation for this equipment.

3 (2) The Administration and the Division **JOINTLY** shall adopt, consistent
4 with federal law, regulations establishing equipment, performance, and other technical
5 standards for:

6 (1) **MOTOR VEHICLES;**

7 [(i)] (2) Autocycles; and

8 [(ii)] (3) Low speed vehicles.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.