

SENATE BILL 281

P1, R7

(5lr0607)

ENROLLED BILL

— *Judicial Proceedings and Education, Energy, and the Environment/Environment and Transportation* —

Introduced by **Senators Simonaire, Salling, Jennings, Gallion, Mautz, ~~and~~ Bailey, Folden, and James**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Transportation Equality for Service Members Act**

3 FOR the purpose of establishing rules of interpretation related to the uniformed services;
4 altering the rule of interpretation for “veteran”; altering the application of certain
5 provisions of law governing transportation to apply to all uniformed services, rather
6 than only certain uniformed services; exempting certain vehicles owned by licensed
7 dealers from a certain excise tax; and generally relating to veterans and uniformed
8 services.

9 BY renumbering

10 Article – Transportation

11 Section 11–103.4

12 to be Section 11–103.5

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.

Italics indicate opposite chamber/conference committee amendments.



- 1 Annotated Code of Maryland
2 (2020 Replacement Volume and 2024 Supplement)
- 3 BY adding to
4 Article – General Provisions
5 Section 1–101.1, 1–101.2, 1–103.1, 1–114.1, 1–114.2, and 1–116
6 Annotated Code of Maryland
7 (2019 Replacement Volume and 2024 Supplement)
- 8 BY repealing and reenacting, with amendments,
9 Article – General Provisions
10 Section 1–117
11 Annotated Code of Maryland
12 (2019 Replacement Volume and 2024 Supplement)
- 13 BY repealing and reenacting, with amendments,
14 Article – State Government
15 Section 9–901
16 Annotated Code of Maryland
17 (2021 Replacement Volume and 2024 Supplement)
- 18 BY repealing and reenacting, without amendments,
19 Article – Transportation
20 Section 11–101, 12–301(i)(4)(i), 13–616.2(a)(2)(ii)1., 16–115(a)(1) and (2), and
21 23–202(a)(1)
22 Annotated Code of Maryland
23 (2020 Replacement Volume and 2024 Supplement)
- 24 BY adding to
25 Article – Transportation
26 Section 11–101.1, 11–101.2, 11–103.4, 11–148.2, 11–158.1, 11–174.2, ~~and~~ 11–178,
27 and 13–810(g)
28 Annotated Code of Maryland
29 (2020 Replacement Volume and 2024 Supplement)
- 30 BY repealing and reenacting, with amendments,
31 Article – Transportation
32 Section 12–301(i)(4)(ii)1., 13–402.1(c), 13–616.2(a)(2)(ii)2.B., 13–619.1(a)(2) and (3),
33 (c), and (d)(1), 13–619.4(b) and (c), 13–810(f), 16–102(a)(7), 16–111(e)(1) and
34 (4), 16–115(d)(1), and 23–206.2(c)
35 Annotated Code of Maryland
36 (2020 Replacement Volume and 2024 Supplement)
- 37 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
38 That Section(s) 11–103.4 of Article – Transportation of the Annotated Code of Maryland be
39 renumbered to be Section(s) 11–103.5.

1 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
2 as follows:

3 **Article – General Provisions**

4 **1–101.1.**

5 **“ACTIVE DUTY” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
6 **GOVERNMENT ARTICLE.**

7 **1–101.2.**

8 **“ACTIVE SERVICE MEMBER” HAS THE MEANING STATED IN § 9–901 OF THE**
9 **STATE GOVERNMENT ARTICLE.**

10 **1–103.1.**

11 **“ARMED FORCES” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
12 **GOVERNMENT ARTICLE.**

13 **1–114.1.**

14 **“RESERVE COMPONENT” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
15 **GOVERNMENT ARTICLE.**

16 **1–114.2.**

17 **“SERVICE MEMBER” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
18 **GOVERNMENT ARTICLE.**

19 **1–116.**

20 **“UNIFORMED SERVICES” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
21 **GOVERNMENT ARTICLE.**

22 **1–117.**

23 **(A) “VETERAN” HAS THE MEANING STATED IN § 9–901 OF THE STATE**
24 **GOVERNMENT ARTICLE.**

25 **(B)** With respect to any State program of benefits, rights, or privileges applicable
26 to a veteran under this Code, “veteran” includes, if the individual is eligible under 38
27 U.S.C. § 101, a member of the commissioned corps of:

28 (1) the Public Health Service; or

1 (2) the National Oceanic and Atmospheric Administration or its
 2 predecessor, the Coast and Geodetic Survey] ~~AN INDIVIDUAL WHO MEETS THE~~
 3 ~~DEFINITION OF "VETERAN" UNDER § 9-901 OF THE STATE GOVERNMENT ARTICLE.~~

4 **Article – State Government**

5 9–901.

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

7 **(B) "ACTIVE DUTY" HAS THE MEANING STATED IN 37 U.S.C. § 101.**

8 **(C) "ACTIVE SERVICE MEMBER" MEANS AN INDIVIDUAL WHO IS:**

9 **(1) AN ACTIVE DUTY MEMBER OF THE UNIFORMED SERVICES; OR**

10 **(2) SERVING IN A RESERVE COMPONENT OF THE UNIFORMED**
 11 **SERVICES ON ACTIVE DUTY ORDERS.**

12 **(D) "ARMED FORCES" HAS THE MEANING STATED IN 10 U.S.C. § 101.**

13 **[(b)] (E) "Board" means the Board of Trustees of the Maryland Veterans Trust.**

14 **[(c)] (F) "Department" means the Department of Veterans and Military**
 15 **Families.**

16 **(G) "MILITARY FAMILY" INCLUDES THE SPOUSE AND DEPENDENT**
 17 **CHILDREN OF A SERVICE MEMBER OR VETERAN RELATED BY BLOOD, MARRIAGE, OR**
 18 **ADOPTION.**

19 **(H) "RESERVE COMPONENT" HAS THE MEANING STATED IN 37 U.S.C. § 101.**

20 **[(d)] (I) "Secretary" means the Secretary of Veterans and Military Families.**

21 **(J) "SERVICE MEMBER" MEANS AN INDIVIDUAL WHO IS A MEMBER OF:**

22 **(1) THE UNIFORMED SERVICES; OR**

23 **(2) A RESERVE COMPONENT OF THE UNIFORMED SERVICES.**

24 **[(e)] (K) "Trust" means the Maryland Veterans Trust.**

25 **(L) "UNIFORMED SERVICES" HAS THE MEANING STATED IN 37 U.S.C. § 101.**

1 **“VETERAN” HAS THE MEANING STATED IN § 9-901 OF THE STATE**
2 **GOVERNMENT ARTICLE.**

3 12-301.

4 (i) (4) (i) Notwithstanding any other provision of this section, the
5 Administration may issue a temporary renewal for an identification card that extends the
6 expiration date for a period not exceeding 2 years for an applicant who:

7 1. Has the documentation required by federal law, as
8 enumerated in subsection (a)(4) and (5) of this section, on file with the Administration;

9 2. Has a photograph on file with the Administration that will
10 not be 16 years old or older by the expiration date of the temporary renewal; and

11 3. Has an identification card that was issued for the full term
12 under paragraph (1) of this subsection.

13 (ii) The Administration may make temporary renewal of an
14 identification card available to:

15 1. An active [duty] **SERVICE** member [of the armed forces of
16 the United States] or a spouse or dependent of the **ACTIVE SERVICE** member;

17 13-402.1.

18 (c) If a nonresident is a member of the [armed forces of the United States or of
19 the United States Public Health Service] **UNIFORMED SERVICES** and is serving on active
20 duty in this State or an adjoining state or the District of Columbia, the nonresident need
21 not register [his] **THE MEMBER’S** personal passenger vehicles in this State if the vehicles
22 are registered in the state of [his] **THE MEMBER’S** residence.

23 13-616.2.

24 (a) A person may apply to the Administration for a temporary parking placard on
25 a form provided by the Administration if:

26 (2) (ii) The applicant, a dependent of the applicant, or any individual
27 who depends on the applicant for transportation:

28 1. Submits proof satisfactory to the Administration that the
29 individual has a disability as described in § 13-616(b)(1) of this subtitle; and

30 2. B. Is serving in the [armed forces of the United States]
31 **UNIFORMED SERVICES** and is stationed in the State;

1 13-619.1.

2 (a) (2) To be eligible for a special registration described under subsection
3 (c)(2)(i) of this section, an applicant shall provide proof that is satisfactory to the
4 Administration that the applicant is a recipient of an individually earned, combat-related
5 armed forces medal **OR A NON-COMBAT-RELATED UNIFORMED SERVICES MEDAL OF**
6 **THE HIGHEST LEVELS.**

7 (3) To be eligible for a special registration described under subsection
8 (c)(2)(ii) of this section, an applicant shall provide proof that is satisfactory to the
9 Administration that the applicant is ~~an honorably discharged~~ **A** veteran [of a branch of
10 the armed forces of the United States].

11 (c) Special registration plates issued under this section:

12 (1) May consist of any combination of letters, numerals, or both; and

13 (2) Shall include:

14 (i) For registration plates issued for an applicant described in
15 subsection (a)(2) of this section:

16 1. An emblem or logo as authorized by the Administration
17 that depicts the applicant's [armed forces] **UNIFORMED SERVICES** medal; and

18 2. Except on plates issued for Class D (motorcycle) vehicles,
19 words describing the medal printed across the bottom of the plates;

20 (ii) Words or an emblem or logo indicating that the special
21 registration plate holder is ~~an honorably discharged~~ **A** veteran [of a branch of the armed
22 forces of the United States]; or

23 (iii) An emblem or logo indicating that the registration plate holder
24 is the recipient of the U.S. Department of Defense Gold Star or Next of Kin lapel button.

25 (d) (1) The Administration, in consultation with the U.S. Department of
26 Defense, **THE DEPARTMENT OF HOMELAND SECURITY, THE COMMISSIONED CORPS**
27 **OF THE PUBLIC HEALTH SERVICE, THE NATIONAL OCEANIC AND ATMOSPHERIC**
28 **ADMINISTRATION**, and appropriate representatives of the various branches of the [armed
29 forces] **UNIFORMED SERVICES**, shall adopt regulations specifying those [armed forces]
30 **UNIFORMED SERVICES** medals that are of the type described in subsection (a)(2) of this
31 section and which, when awarded to an individual, qualify that individual to apply for
32 special registration under this section.

33 13-619.4.

(b) To be eligible for a special disabled veteran registration plate under this section, an applicant shall provide proof that is satisfactory to the Administration that the applicant is ~~[an armed forces]~~ A veteran who is between 50% and 99%, inclusive, service-connected disabled as designated or classified by the U.S. Department of Veterans Affairs.

(c) The Administration may issue a special disabled veteran registration plate that does not display the international symbol of access in recognition of the vehicle owner's service-connected disability to an individual who is ~~[an armed forces]~~ A veteran and is between 50% and 99%, inclusive, service-connected disabled.

13-810.

(f) [(1) In this subsection, "military" includes the Commissioned Corps of the Public Health Service, the National Oceanic and Atmospheric Administration, and the Coast and Geodetic Survey.

(2) A vehicle is exempt from the excise tax imposed by this part on issuance of an original certificate of title if the vehicle:

[(i) (1) Is owned by [a] AN ACTIVE SERVICE member [of the military on active duty] or A SERVICE MEMBER who returns to the State from active duty; and

[(ii) (2) Was formerly titled and registered in another state by the present owner of the vehicle.

(G) A VEHICLE OWNED BY A LICENSED DEALER IS EXEMPT FROM THE EXCISE TAX IMPOSED BY THIS PART IF THE VEHICLE IS PROVIDED TO A CUSTOMER FOR USE WHILE THE CUSTOMER'S VEHICLE IS NOT IN USE DUE TO REPAIR, MAINTENANCE, OR OTHER VEHICLE SERVICE PERFORMED BY THE DEALER.

16-102.

(a) The licensing requirements of this title do not apply to:

(7) A member of the [armed forces of the United States or of the United States Public Health Service] UNIFORMED SERVICES who is serving on active duty and any dependent of the member, if:

(i) The driver has [with him] IN THE DRIVER'S POSSESSION a license to drive issued to [him] THE DRIVER by [his] THE DRIVER'S state of domicile; and

(ii) The license authorizes the driver to drive in [his] THE DRIVER'S state of domicile vehicles of the class [he] THE DRIVER is driving in this State;

1 16–111.

2 (e) (1) Notwithstanding subsection (d) of this section or any other provision of
3 this subtitle, the Administration may issue a provisional license to an individual who has
4 been licensed to drive in another state or country, or by the armed forces [of the United
5 States] for less than 18 months.

6 (4) Notwithstanding § 16–103(c)(3) of this subtitle, the Administration may
7 issue a license under § 16–111.1 of this subtitle without issuing a learner’s instructional
8 permit or a provisional license if the individual has been licensed to drive in another state
9 or country, or by the armed forces [of the United States], for at least 18 months.

10 16–115.

11 (a) (1) Subject to paragraph (5) of this subsection, a license issued under this
12 title to a driver at least 21 years old shall expire on the birth date of the licensee at the end
13 of a period of not more than 8 years determined in regulations adopted by the
14 Administration following the issuance of the license.

15 (2) Subject to paragraph (5) of this subsection, a license issued under this
16 title to a driver under the age of 21 years shall expire not later than 60 days after the
17 driver’s 21st birthday.

18 (d) (1) A license shall remain in full force and effect during an absence from
19 the State if the license is held by:

20 (i) 1. A member of the [armed forces of the United States]
21 **UNIFORMED SERVICES** who is absent from this State on active service in the [armed
22 forces of the United States] **UNIFORMED SERVICES**; or

23 2. A dependent of the member who is residing with the
24 member outside the State; or

25 (ii) 1. A contract employee working on behalf of a federal agency
26 or branch of the [armed] **UNIFORMED** services who is absent from the State in service of
27 the contract; or

28 2. A dependent of the contract employee who is residing with
29 the contract employee outside the State.

30 23–202.

31 (a) (1) Subject to subsection (d) of this section, the Administration and the
32 Secretary shall establish an emissions control program in the State in accordance with the
33 federal Clean Air Act.

1 23–206.2.

2 (c) (1) A motor vehicle owned by at least one active duty member of the
3 **[armed] UNIFORMED** services **[of the United States]** at the time of a scheduled mandatory
4 inspection under this subtitle is exempt from the mandatory inspections required by this
5 subtitle if:

6 (i) An owner of the motor vehicle who is a member of the **[armed]**
7 **UNIFORMED** services **[of the United States]** has received **[military] OFFICIAL** orders:

8 1. For deployment outside the United States; or

9 2. To a duty station in a jurisdiction that is not subject to a
10 vehicle emissions control inspection and maintenance program; and

11 (ii) The exemption is not otherwise prohibited by federal law.

12 (2) In order to qualify for an exemption under paragraph (1) of this
13 subsection, all owners of the motor vehicle shall certify that at least one owner of the motor
14 vehicle has received **[military] OFFICIAL** orders for deployment outside the United States
15 or to a duty station in a jurisdiction that is not subject to a vehicle emissions control
16 inspection and maintenance program.

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

19 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.