

HOUSE BILL 1215

R6

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By: **Delegates Wivell and Valentino-Smith**

Introduced and read first time: February 7, 2020

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Emissions Inspection Program – Exemptions – Vehicles With Low**
3 **Annual Mileage**

4 FOR the purpose of repealing the requirement that, in order for a vehicle that is driven less
5 than a certain number of miles over a certain period of time to be exempt from
6 mandatory inspection and testing requirements, the owner of the vehicle must meet
7 certain disability or age requirements; decreasing the maximum number of miles a
8 motor vehicle may be driven annually in order to be exempt from mandatory
9 inspection and testing requirements; exempting certain vehicles from certain
10 inspection and testing requirements under certain circumstances; and generally
11 relating to the exemption of certain vehicles from mandatory inspection and testing
12 requirements of the vehicle emissions inspection program.

13 BY repealing and reenacting, with amendments,
14 Article – Transportation
15 Section 23–206.2
16 Annotated Code of Maryland
17 (2012 Replacement Volume and 2019 Supplement)

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

20 **Article – Transportation**

21 23–206.2.

22 (a) (1) A motor vehicle [for which special registration plates have been issued
23 under § 13–616 of this article] is exempt from the mandatory inspections required by this
24 subtitle if:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

(ii)] The motor vehicle is driven [5,000] **2,500** miles or less annually; and

[(iii)] **(II)** The exemption is not otherwise prohibited by federal law.

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

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

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

(iii)] That the motor vehicle is driven [5,000] **2,500** miles or less annually; and

[(iv)] **(II)** The motor vehicle's odometer reading at the time of the certification.

(3) The certification required in paragraph (2) of this subsection [shall]:

(I) SHALL be made on a form provided by the Administration; AND

(II) MAY NOT BE MADE FOR MORE THAN TWO CONSECUTIVE 2–YEAR TERMS WITHOUT REQUIRING THE MOTOR VEHICLE TO BE INSPECTED AND TESTED BY A FACILITY, UNLESS THE MOTOR VEHICLE HAS AN ON–BOARD COMPUTER WITH THE ABILITY TO TRANSMIT EMISSIONS DIAGNOSTICS DATA REMOTELY.

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

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

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

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

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

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

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

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

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

9 (c)] The Administrator may adopt regulations as necessary to administer or
10 enforce the provisions of this section.

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