

BY repealing and reenacting, with amendments,

Article - Transportation
Section 17-107
Annotated Code of Maryland
(1987 Replacement Volume)

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

Article - Transportation

17-107.

(a) A person who [has knowledge] KNOWS OR HAS REASON TO KNOW that a motor vehicle is not covered by the required security may not:

(1) Drive the vehicle; or

(2) If he is an owner of the vehicle, knowingly permit another person to drive it.

(B) (1) IN ANY PROSECUTION UNDER SUBSECTION (A) OF THIS SECTION THE INTRODUCTION OF THE OFFICIAL RECORDS OF THE MOTOR VEHICLE ADMINISTRATION SHOWING THE ABSENCE OF A RECORD THAT THE VEHICLE IS COVERED BY THE SECURITY REQUIRED UNDER SECTION 17-104 OF THIS SUBTITLE SHALL BE PRIMA FACIE EVIDENCE ~~OF A VIOLATION OF SUBSECTION (A) OF THIS SECTION THAT A PERSON KNOWS OR HAS REASON TO KNOW THAT A MOTOR VEHICLE IS NOT COVERED BY THE REQUIRED SECURITY.~~

(2) THE INTRODUCTION OF EVIDENCE OF THE RECORDS OF THE ADMINISTRATION MAY NOT LIMIT THE INTRODUCTION OF OTHER EVIDENCE BEARING UPON WHETHER THE VEHICLE WAS COVERED BY THE REQUIRED SECURITY.

[(b)] (C) An owner or lessee of any motor vehicle registered under Title 13 of this article may not raise the defense of sovereign or governmental immunity, to the extent of benefits provided by the security accepted by the Administration under § 17-103 of this subtitle, in any judicial proceeding in which the plaintiff claims that personal injury, property damage, or death was caused by the negligent use of the motor vehicle while in government service or performing a task of benefit to the government.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 27, 1988.