

Article - Transportation

25-111.

(f) (1) Except as provided in subsection (i) of this section the Motor Vehicle Administration may adopt rules and regulations as are necessary for the safe operation of vehicles that exceed 10,000 pounds registered gross weight and are engaged in the transportation of property or passengers over the highways of this State.

~~(4)~~ (2) Any rule or regulation adopted pursuant to this subsection shall:

(i) Be formulated jointly by the Motor Vehicle Administration and the Maryland State Police;

(ii) Duplicate or be consistent with the Federal Motor Carrier Safety Regulations contained in 49 CFR, Parts 390 through 399;

(iii) Apply to all vehicles over 10,000 pounds registered gross vehicle weight that are subject to the Federal Motor Carrier Safety Regulations; and

(iv) Apply to vehicles over 10,000 pounds registered gross vehicle weight that are not subject to the Federal Motor Carrier Safety Regulations, if the rule or regulations adopted by the Motor Vehicle Administration specifically states that it applies to the vehicle.

~~(2)~~ (3) The rules or regulations adopted under this subsection may require that registrants of motor vehicles subject to this subsection have knowledge of applicable federal and State motor carrier safety regulations.

(i) (1) Except as provided for in paragraph (2) of this subsection regulations adopted under this section for intrastate motor carrier transportation may not:

(i) Require that a driver be older than 18 years of age;

(ii) Apply the provisions of § 391.21, § 391.23, § 391.31 or § 391.35 of the Federal Motor Carrier Safety Regulations to:

1. A driver who is a regularly employed driver of a motor carrier for a continuous period that began before July 1, 1986, if the driver continues to be a regularly employed driver of the motor carrier; or

2. The motor carrier, with regard to a driver described under Item 1 of this subparagraph, if the motor carrier continues to employ the driver;

(iii) Limit a driver's time or hours on duty or require a driver to maintain a record of duty status if:

1. The driver operates only within a 100 air mile radius of the driver's normal work reporting location; and

2. The driver returns to the driver's normal reporting location and is released from work within a period of 15 consecutive hours;