

June 6, 2007

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BULLETIN TO: ALL DEALERS, TITLE SERVICES

FROM: Brenda Scheydt, Manager  
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1. Submission of Customer's Checks to the MVA
2. Campagna T-REX & Cushman

**1. Submission of Customer's Checks to the MVA**

By law, under the Transportation Article Section 13-113(e)(2) a dealer is required to collect and submit the taxes and registration fees required for the titling of a vehicle sold to a customer. Whether the dealer submits a check written on the account of the dealership or the customer's check made payable to the Motor Vehicle Administration (MVA), the dealer is held responsible if the check is dishonored or returned for "insufficient funds".

**2. Campagna T-REX & Cushman**

The Motor Vehicle Administration has recently received requests to title and register Campagna T-REX and Cushman vehicles as motorcycles. These vehicles do not meet the guidelines of a motorcycle as defined in Maryland Vehicle Law TR-11-136 and therefore cannot be classified as a motorcycle nor can they be registered in the State of Maryland.

The Campagna T-REX is a 3-wheeled vehicle, which has 2 wheels in the front and 1 wheel in the rear. This vehicle has a partial enclosure with two side-by-side standard seats in the passenger/driver area. To view a photo of this vehicle, please visit [www.go-t-rex.com](http://www.go-t-rex.com).

The Cushman is a 3-wheeled vehicle with an enclosure and has 1 wheel in the front and 2 wheels in the rear. This vehicle is the type used by Baltimore City Parking Enforcement.

The Motor Vehicle Administration is actively working on re-defining the definition of a motorcycle to resolve this issue. The following is the current definition of a motorcycle in Maryland Vehicle Law.

## **Definition of a Motorcycle - Section §11-136 Maryland Vehicle Law**

- (a) In general.- "Motorcycle" means a motor vehicle that:
- (1) Has one front wheel and one or two rear wheels on a single axle; however, if it is equipped with two rear wheels on a single axle, the rear tread width may not exceed 25 inches;
  - (2) Is self-propelled by a motor with a rating of more than 1.5 brake horsepower and a capacity of at least 49 cubic centimeters piston displacement;
  - (3) Has a singular front steering road wheel mounted in a fork assembly that passes through a frame steering bearing and to which is attached a handlebar or other directly operated steering device;
  - (4) Has a seat that is straddled by the driver; and
  - (5) Except for a windshield or windscreen, does not have any enclosure or provision for an enclosure for the driver or any passenger.
- (b) Detachable sidecar.- A detachable sidecar is an accessory to and not a part of a motorcycle.