



Vehicle Safety Inspection Program Bulletin

ASED-025

Date: January 01, 2019 (Original Special Order Issued 09/08/1995)

Bulletin: All Inspection Station Personnel

From: Automotive Safety Enforcement Division

RE: **Physical Disability Medical Exemption for Vehicle Equipment**

Vehicles modified with special equipment to accommodate a person(s) with a physical condition to operate, or ride in the vehicle, may appear to have equipment in conflict with the Vehicle Inspection Handbook, or may prevent the inspection mechanic from test driving the vehicle.

Federal Motor Vehicle Safety Standards - allow de-certification of vehicle equipment to allow modifications to enable a person with a disability to operate, or ride as a passenger in, and the motor vehicle is exempted from the “make inoperative” prohibition of *49 U.S.C. 30122* to the extent that those modifications affect the motor vehicle's compliance with the Federal Motor Vehicle Safety Standards or portions thereof specified in *49 CFR§ 595.7 Requirements for vehicle modifications to accommodate people with disabilities*. Modifications that would take a vehicle out of compliance with any other Federal motor vehicle safety standards, or portions thereof, are not covered by this exemption.

Code of Maryland Regulations - These modifications often violate Maryland Regulations for Vehicle Equipment and interfere with a Maryland Vehicle Safety Inspection, causing Inspection Stations to turn these vehicles away when they are presented for Inspection.

ASED Examination of Specially Equipped Vehicles - To facilitate the safety inspection of these modified vehicles so that they may be registered in Maryland, ASED Supervisory personnel will examine the vehicle for the required permanent label which was required to be affixed to the vehicle, and reference the applicable documentation from the vehicle modifier, and complete the Physical Disability Medical Exemption for Vehicle Equipment form. *Note: Owners will need documentation from the modifier which fully identifies modifications which have been performed on the vehicle to present to ASED personnel for examination when the vehicle is evaluated.*



Inspection of Specially Equipped Vehicles - if a vehicle is presented to an Inspection Station which has been modified, and is presented with a completed MSP ASED 23-83 PHYSICAL DISABILITY MEDICAL EXEMPTION FOR VEHICLE EQUIPMENT form, the inspection mechanic may inspect and complete the certification for the vehicle exempting the equipment or inspection requirement which cannot be performed due to exemptions listed on the form provided by ASED. All other regulated equipment must be in compliance with the regulations provided in the Vehicle Inspection Handbook at the time of certification of the vehicle.

NOTE: If unable to physically test drive the vehicle due to modifications, note the mileage of the vehicle and have the operator drive the vehicle for at least one mile to verify speedometer/odometer operation, and observe the operator application of the brakes to ensure that the brakes apply, to satisfy the Performance Brake Test.

If a vehicle is presented without the above mentioned form, the inspection mechanic may inspect the vehicle; and

- Identify the vehicle equipment modifications which prevent a complete inspection;
- Contact ASED to direct the citizen to the proper ASED Supervisor to arrange for a no-cost examination of the vehicle for VIN, the required modifiers' label, and the modifier documentation;
- When presented with the completed PHYSICAL DISABILITY MEDICAL EXEMPTION FOR VEHICLE EQUIPMENT form (MSP ASED 23-83), the inspection mechanic will then complete the vehicle inspection, exempting only the equipment or inspection requirement which cannot be performed due to exemptions listed on the form provided by ASED.

*If you have additional questions, please feel free to contact ASED at:
410-768-7388 or MSP.ASED@maryland.gov*

See attached example of form (MSP ASED 23-83) Next Page:



Maryland State Police Automotive Safety Enforcement Division

6601 Ritchie Highway Glen Burnie, MD 21062 410-768-7388

MSP.ASED@maryland.gov

PHYSICAL DISABILITY MEDICAL EXEMPTION FOR VEHICLE EQUIPMENT

A motor vehicle modified to enable a person with a disability to operate, or ride as a passenger in, the motor vehicle is exempted from the "make inoperative" prohibition of 49 U.S.C. 30122 to the extent that those modifications affect the motor vehicle's compliance with the Federal motor vehicle safety standards or portions thereof specified in 49 CFR § 595.7 Requirements for vehicle modifications to accommodate people with disabilities. Modifications that would take a vehicle out of compliance with any other Federal motor vehicle safety standards, or portions thereof, are not covered by this exemption.

A motor vehicle that has been modified under the authority of 49 CFR § 595.7 must be equipped with the permanent label affixed to the vehicle by the modifier which contains the statement "This vehicle has been modified in accordance with 49 CFR 595.6 and may no longer comply with all Federal Motor Vehicle Safety Standards in effect at the time of its original manufacture."

The vehicle modifier's documentation and the following vehicle were examined on the date indicated below and found to have been decertified under the authority of 49 CFR § 595.7 with compliance with the following FMVSS: **ATTENTION INSPECTORS: This exemption from compliance with COMAR is applicable to ONLY to the vehicle equipment addressed in the applicable FMVSS # Identified by ASED on this document!**

Date: _____

Exempted Federal Motor Vehicle Safety Standard # _____

EXAMPLE

VIN _____

Year _____ Make _____ Model _____

Owner's Name: _____

Co-Owner's Name: _____
(If applicable)

Owner's Street Address: _____

City, State, Zip Code: _____

Owner's Phone Number: _____ Work Number: _____

Owner's E-Mail Address: (Optional) _____

The above vehicle modifier's affixed vehicle label, documentation, and vehicle have been determined to meet all provisions set forth in 49 CFR § 595.7 Requirements for vehicle modifications to accommodate people with disabilities. The vehicle is therefore **EXEMPT** from the vehicle equipment regulation inspection requirements identified as decertified on the identified vehicle.

Physical Disability Medical Exemption (Applicable to Above Listed Vehicle Owner(s) ONLY – Non-Transferable)

Owner MUST possess and present modifier documentation

I certify that the above information is accurate as of the date and time of the examination.
(Only valid when signed and officially stamped by authorized ASED personnel)

Signature: _____

Name, Rank, & ID#: _____

Distribution: Authorized Inspection Station (Original)
 ASED (File Copy)

MSP/ASED Stamp

