

SENATE BILL 428

R5
HB 143/08 – ENV

9lr2356
CF 9lr1296

By: **Senators Raskin, Astle, Frosh, Mooney, and Rosapepe**
Introduced and read first time: February 2, 2009
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Bicycles, EPAMDs, and Motor Scooters – Rules of the Road**

3 FOR the purpose of requiring a driver of a vehicle, when overtaking a bicycle, an
4 EPAMD, or a motor scooter, to pass safely at a certain distance; requiring a
5 driver of a motor vehicle to yield the right-of-way to a person who is riding a
6 bicycle, an EPAMD, or a motor scooter in a designated bicycle lane; and
7 generally relating to the rules of the road for bicycles, EPAMDs, and motor
8 scooters.

9 BY repealing and reenacting, with amendments,
10 Article – Transportation
11 Section 21–1209
12 Annotated Code of Maryland
13 (2006 Replacement Volume and 2008 Supplement)

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

16 **Article – Transportation**

17 21–1209.

18 (a) Notwithstanding any other provision of this title, the driver of a vehicle
19 shall [exercise]:

20 (1) **EXERCISE** due care to avoid colliding with any bicycle, EPAMD, or
21 motor scooter being ridden by a person; **AND**

22 (2) **WHEN OVERTAKING A BICYCLE, AN EPAMD, OR A MOTOR**
23 **SCOOTER, PASS SAFELY AT A DISTANCE OF NOT LESS THAN 3 FEET.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) A person may not throw any object at or in the direction of any person
2 riding a bicycle, an EPAMD, or a motor scooter.

3 (c) A person may not open the door of any motor vehicle with intent to strike,
4 injure, or interfere with any person riding a bicycle, an EPAMD, or a motor scooter.

5 **(D) THE DRIVER OF A MOTOR VEHICLE SHALL YIELD THE**
6 **RIGHT-OF-WAY TO A PERSON WHO IS RIDING A BICYCLE, AN EPAMD, OR A**
7 **MOTOR SCOOTER IN A DESIGNATED BICYCLE LANE.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2009.