

HOUSE BILL 89

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R5
HB 43/00 - CGM

2001 Regular Session
11r0342

(PRE-FILED)

By: **Delegates Arnick, Mandel, D'Amato, and Dypski**

Requested: July 27, 2000

Introduced and read first time: January 10, 2001

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Use of Hand-Held Telephone While Driving - Prohibition**

3 FOR the purpose of prohibiting the driver of a motor vehicle that is in motion from
4 using a telephone that is held by the driver; providing a penalty for the use of a
5 telephone under prohibited circumstances; and generally relating to prohibiting
6 the driver of a motor vehicle from using a hand-held telephone while the vehicle
7 is in motion.

8 BY adding to
9 Article - Transportation
10 Section 21-1123
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2000 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article - Transportation
15 Section 27-101(a) and (b)
16 Annotated Code of Maryland
17 (1999 Replacement Volume and 2000 Supplement)

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

20 **Article - Transportation**

21 21-1123.

22 A DRIVER OF A MOTOR VEHICLE THAT IS IN MOTION MAY NOT OPERATE A
23 TELEPHONE THAT IS HELD BY THE DRIVER WHILE IN USE.

24 27-101.

25 (a) It is a misdemeanor for any person to violate any of the provisions of the
26 Maryland Vehicle Law unless the violation:

1 (1) Is declared to be a felony by the Maryland Vehicle Law or by any
2 other law of this State; or

3 (2) Is punishable by a civil penalty under the applicable provision of the
4 Maryland Vehicle Law.

5 (b) Except as otherwise provided in this section, any person convicted of a
6 misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is
7 subject to a fine of not more than \$500.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2001.