

HOUSE BILL 1407

Unofficial Copy
R4

2001 Regular Session
(11r2957)

ENROLLED BILL

-- Commerce and Government Matters/Judicial Proceedings --

Introduced by **Delegates Love and Sophocleus**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Scooters and In-Line Roller Skates - Protective Helmets ~~and Headgear~~**

3 FOR the purpose of prohibiting an individual under a certain age from riding in
4 ~~certain places on a motorized or nonmotorized scooter~~ certain scooters or in-line
5 skates unless the individual wears a helmet ~~or protective headgear~~ that meets or
6 exceeds certain standards; providing for the issuance of a certain warning;
7 ~~requiring the Motor Vehicle Administration to conduct a certain study and~~
8 ~~report to certain committees of the General Assembly on or before a certain date;~~
9 ~~defining the term "scooter"; and generally relating to the operation of motorized~~
10 ~~and nonmotorized scooters~~ or in-line skates.

11 BY adding to
12 Article - Transportation
13 Section 11-154.1 and ~~16-104.3~~ 21-1207.2
14 Annotated Code of Maryland
15 (1999 Replacement Volume and 2000 Supplement)

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

3 **Article - Transportation**

4 11-154.1.

5 "SCOOTER" MEANS A TWO-WHEELED VEHICLE THAT:

- 6 (1) HAS HANDLEBARS; AND
7 (2) IS DESIGNED TO BE STOOD ON BY THE OPERATOR; ~~AND~~
8 (3) ~~(I) IS POWERED BY A MOTOR; OR~~
9 ~~(II) IS NOT MOTORIZED.~~

10 ~~16-104.3.-21-1207.2.~~

11 (A) ~~(I) AN INDIVIDUAL UNDER THE AGE OF 16 YEARS MAY NOT RIDE ON A~~
12 ~~SCOOTER OR ON IN-LINE SKATES ON ANY HIGHWAY, ANY BICYCLE WAY, SIDEWALK,~~
13 ~~OR OTHER PROPERTY OPEN TO THE PUBLIC OR USED BY THE PUBLIC FOR~~
14 ~~PEDESTRIAN OR VEHICULAR TRAFFIC IN THE STATE UNLESS THE INDIVIDUAL~~
15 ~~WEARS IS WEARING A HELMET OR PROTECTIVE HEADGEAR THAT MEETS OR~~
16 ~~EXCEEDS THE STANDARDS FOR PROTECTIVE HEADGEAR FOR SCOOTER USE~~
17 ~~ADOPTED BY THE AMERICAN NATIONAL STANDARDS INSTITUTE, THE SNELL~~
18 ~~MEMORIAL FOUNDATION, OR THE AMERICAN SOCIETY OF TESTING AND~~
19 ~~MEASUREMENTS.~~

20 (2) ~~IF THE STANDARDS SETTING ORGANIZATIONS LISTED IN~~
21 ~~PARAGRAPH (1) OF THIS SUBSECTION DO NOT HAVE STANDARDS FOR PROTECTIVE~~
22 ~~HEADGEAR FOR SCOOTER USE, AN INDIVIDUAL UNDER THE AGE OF 16 YEARS SHALL~~
23 ~~WEAR A HELMET OR PROTECTIVE HEADGEAR THAT MEETS OR EXCEEDS THE~~
24 ~~STANDARDS ADOPTED BY OF THOSE ORGANIZATIONS THE AMERICAN NATIONAL~~
25 ~~STANDARDS INSTITUTE, THE SNELL MEMORIAL FOUNDATION, OR THE AMERICAN~~
26 ~~SOCIETY OF TESTING AND MEASUREMENTS FOR PROTECTIVE HEADGEAR FOR~~
27 ~~BICYCLISTS USE IN BICYCLING OR IN-LINE SKATING.~~

28 (B) THIS SECTION SHALL BE ENFORCED BY THE ISSUANCE OF A WARNING
29 THAT INFORMS THE OFFENDER OF THE REQUIREMENTS OF THIS SECTION AND
30 PROVIDES EDUCATIONAL MATERIALS ABOUT HELMET USE.

31 ~~SECTION 2. AND BE IT FURTHER ENACTED, That the Motor Vehicle~~
32 ~~Administration shall study the safety of operating motorized and nonmotorized~~
33 ~~scooters and the feasibility and desirability of further regulating their operation~~
34 ~~beyond the requirement imposed under this Act. The Motor Vehicle Administration~~
35 ~~shall report its findings to the Senate Judicial Proceedings Committee and the House~~
36 ~~Commerce and Government Matters Committee of the General Assembly, subject to §~~
37 ~~2-1246 of the State Government Article, on or before December 31, 2001.~~

1 SECTION ~~3~~.2 AND BE IT FURTHER ENACTED, That this Act shall take
2 effect October 1, 2001.