

HOUSE BILL 250

R7

4lr1829

By: **Delegate McMillan**

Introduced and read first time: January 17, 2014

Assigned to: Environmental Matters

A BILL ENTITLED

AN ACT concerning

Vehicle Laws – Definition of “Bicycle” – Mopeds

FOR the purpose of clarifying that a moped is a bicycle for the purposes of the Maryland Vehicle Law, subject to certain enumerated exceptions.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 11–104

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 11–134.1, 13–102(7), and 21–1103(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Article – Transportation

11–104.

“Bicycle” means [a]:

(1) A vehicle that:

[(1)] (I) Is designed to be operated by human power;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



[(2)] (II) Has two or three wheels, of which one is more than 14 inches in diameter; and

[(3)] (III) Has a drive mechanism other than by pedals directly attached to a drive wheel; OR

(2) A MOPED.

11-134.1.

“Moped” means a bicycle that:

- (1) Is designed to be operated by human power with the assistance of a motor;
- (2) Is equipped with pedals that mechanically drive the rear wheel or wheels;
- (3) Has two or three wheels, of which one is more than 14 inches in diameter; and
- (4) Has a motor with a rating of 1.5 brake horsepower or less and, if the motor is an internal combustion engine, a capacity of 50 cubic centimeters piston displacement or less.

13-102.

A certificate of title is not required for:

- (7) A bicycle, except for a moped;

21-1103.

(b) (1) For the purposes of this subsection, “bicycle” does not include “moped”, as defined in § 11-134.1 of this article.

(2) Where allowed by local ordinance, a person may ride a bicycle, play vehicle, or unicycle on a sidewalk or sidewalk area.

(3) In a place where a person may ride a bicycle on a sidewalk or sidewalk area, a person may also ride a bicycle from the curb or edge of the roadway in or through a crosswalk to the opposite curb or edge of the roadway.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.