

SENATE BILL 41

R7

6lr0947

(PRE-FILED)

By: **Senator Brochin**

Requested: October 22, 2015

Introduced and read first time: January 13, 2016

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Driving While License is Suspended – Prison Sentence Repeal**

3 FOR the purpose of repealing the prison sentence for driving a motor vehicle while a
4 person's license or privilege to drive is suspended under certain provisions of State
5 law relating to the lapse of required security, noncompliance with traffic citations,
6 and nonpayment of fines; repealing the prison sentence for driving a motor vehicle
7 while a person's license or privilege to drive is suspended by another state for failure
8 to comply with a certain notice to appear in court or to pay a certain fine; and
9 generally relating to penalties for driving while a person's license or privilege to drive
10 is suspended.

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 27–101(b)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2015 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Transportation
18 Section 27–101(c)
19 Annotated Code of Maryland
20 (2012 Replacement Volume and 2015 Supplement)

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

Article – Transportation

23
24 27–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (c) Any person who is convicted of a violation of any of the provisions of the
5 following sections of this article is subject to a fine of not more than \$500 or imprisonment
6 for not more than 2 months or both:

7 (1) § 12-301(e) or (f) (“Special identification cards: Unlawful use of
8 identification card prohibited”);

9 (2) § 14-102 (“Taking or driving vehicle without consent of owner”);

10 (3) § 14-104 (“Damaging or tampering with vehicle”);

11 (4) § 14-107 (“Removed, falsified, or unauthorized identification number or
12 registration card or plate”);

13 (5) § 14-110 (“Altered or forged documents and plates”);

14 (6) § 15-312 (“Dealers: Prohibited acts – Vehicle sales transactions”);

15 (7) § 15-313 (“Dealers: Prohibited acts – Advertising practices”);

16 (8) § 15-314 (“Dealers: Prohibited acts – Violation of licensing laws”);

17 (9) § 15-411 (“Vehicle salesmen: Prohibited acts”);

18 (10) § 16-113(j) (“Violation of alcohol restriction”);

19 (11) § 16-301, except § 16-301(a) or (b) (“Unlawful use of license”);

20 (12) [§ 16-303(h) (“Licenses suspended under certain provisions of Code”);

21 (13) § 16-303(i) (“Licenses suspended under certain provisions of the traffic
22 laws or regulations of another state”);

23 (15)] § 20-103 (“Driver to remain at scene – Accidents resulting only in
24 damage to attended vehicle or property”);

25 [(16)] (13) § 20-104 (“Duty to give information and render aid”);

26 [(17)] (14) § 20-105 (“Duty on striking unattended vehicle or other
27 property”);

28 [(18)] (15) § 20-108 (“False reports prohibited”);

1 [(19)] (16) § 21–206 (“Interference with traffic control devices or railroad
2 signs and signals”);

3 [(20)] (17) As to a pedestrian in a marked crosswalk, § 21–502(a)
4 (“Pedestrians’ right-of-way in crosswalks: In general”), if the violation contributes to an
5 accident;

6 [(21)] (18) As to another vehicle stopped at a marked crosswalk, § 21–502(c)
7 (“Passing of vehicle stopped for pedestrian prohibited”), if the violation contributes to an
8 accident;

9 [(22)] (19) Except as provided in subsections (f) and (q) of this section, §
10 21–902(b) (“Driving while impaired by alcohol”);

11 [(23)] (20) Except as provided in subsections (f) and (q) of this section, §
12 21–902(c) (“Driving while impaired by drugs or drugs and alcohol”);

13 [(24)] (21) § 21–902.1 (“Driving within 12 hours after arrest”);

14 [(25)] (22) Title 21, Subtitle 10A (“Towing or Removal of Vehicles from
15 Parking Lots”); or

16 [(26)] (23) § 27–107(d), (e), (f), or (g) (“Prohibited acts – Ignition interlock
17 systems”).

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2016.