SENATE BILL 1073

R5 6lr3680

SB 790/15 - JPR

By: Senator Muse

Introduced and read first time: February 19, 2016

Assigned to: Rules

A BILL ENTITLED

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1	AN	\mathbf{ACT}	concerning
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Vehicle Laws - Right-of-Way Violations - Death or Serious Bodily Injury Penalties

- 4 FOR the purpose of establishing a certain mandatory fine for a violation of certain 5 right-of-way provisions that contributes to an accident that results in death or 6 serious bodily injury of another; authorizing the issuance of a certain citation by a 7 law enforcement officer; requiring the District Court to establish a uniform citation 8 form; requiring that the citation contain certain information; requiring that a law 9 enforcement agency provide a copy of a citation to a District Court with venue; requiring that the District Court issue a summons to appear for trial to a person 10 11 charged; prohibiting the District Court from establishing a schedule for the 12 prepayment of the fine specified on a citation issued under this Act; requiring certain 13 notice to a person charged; and generally relating to penalties for violating certain right-of-way provisions under certain circumstances. 14
- 15 BY repealing and reenacting, without amendments,
- 16 Article Transportation
- 17 Section 27–113(a)
- 18 Annotated Code of Maryland
- 19 (2012 Replacement Volume and 2015 Supplement)
- 20 BY repealing and reenacting, with amendments,
- 21 Article Transportation
- 22 Section 27–114

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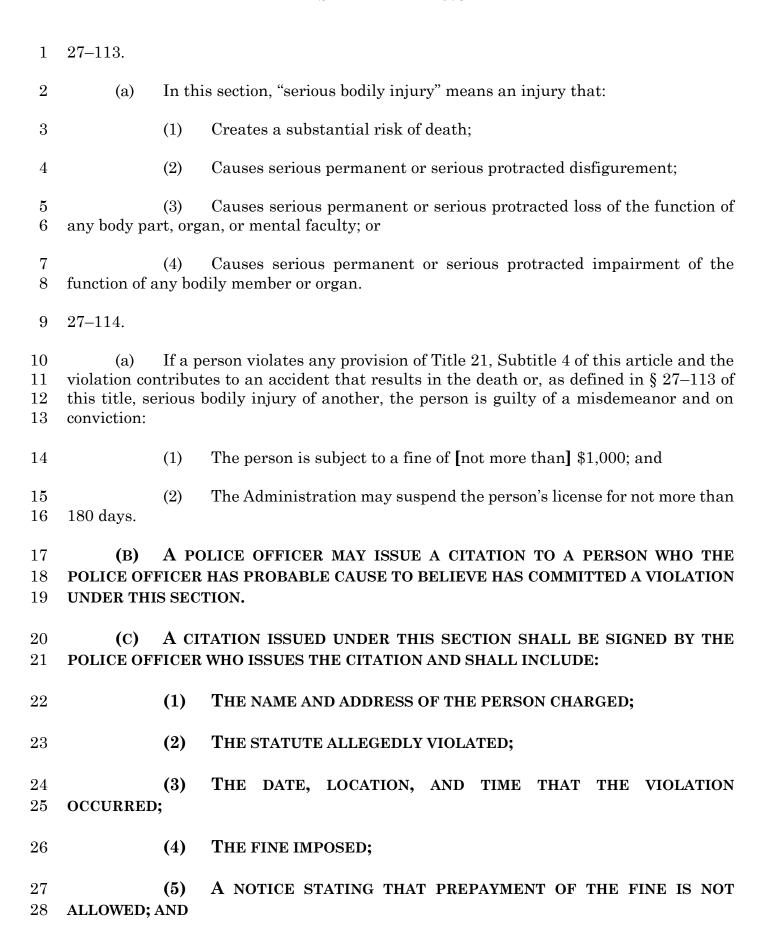
- 23 Annotated Code of Maryland
- 24 (2012 Replacement Volume and 2015 Supplement)
- 25 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 26 That the Laws of Maryland read as follows:

Article - Transportation

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.





- 1 (6) A NOTICE THAT STATES THAT THE DISTRICT COURT SHALL 2 PROMPTLY SEND THE PERSON A SUMMONS TO APPEAR FOR TRIAL.
- 3 (D) THE FORM OF THE CITATION SHALL BE UNIFORM THROUGHOUT THE 4 STATE AND SHALL BE PRESCRIBED BY THE DISTRICT COURT.
- 5 (E) THE CHIEF JUDGE OF THE DISTRICT COURT MAY NOT ESTABLISH A 6 SCHEDULE FOR THE PREPAYMENT OF A FINE UNDER THIS SECTION.
- 7 (F) (1) THE LAW ENFORCEMENT AGENCY OF THE POLICE OFFICER WHO 8 ISSUED THE CITATION SHALL FORWARD TO THE DISTRICT COURT HAVING VENUE A 9 COPY OF THE CITATION AND A REQUEST FOR TRIAL.
- 10 (2) THE DISTRICT COURT SHALL PROMPTLY SCHEDULE THE CASE 11 FOR TRIAL AND SUMMON THE DEFENDANT TO APPEAR.
- 12 (G) IF A PERSON IS FOUND TO HAVE COMMITTED A VIOLATION UNDER THIS 13 SECTION, ON CONVICTION THE PERSON IS SUBJECT TO THE PENALTIES SPECIFIED 14 IN SUBSECTION (A) OF THIS SECTION.
- 15 **[(b)] (H)** Subject to the provisions of Title 12, Subtitle 2 of this article, a licensee may request a hearing on a license suspension imposed under this section.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2016.