

SENATE BILL 337

R5

7lr0498
CF 7lr1151

By: **Senators Manno, Guzzone, King, Rosapepe, and Young**

Introduced and read first time: January 25, 2017

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Bicycles and Pedestrians – Use of Crosswalks**

3 FOR the purpose of requiring the driver of a vehicle to come to a stop when a pedestrian or
4 bicycle is stopped on a curb, a median divider, or any other place of safety, waiting
5 to cross the roadway in a crosswalk; authorizing a person to ride a bicycle in or
6 through a crosswalk in a place where a person may not lawfully ride a bicycle on a
7 sidewalk or sidewalk area; providing that a person riding a bicycle in or through a
8 crosswalk is subject to certain traffic control signals; prohibiting a person riding a
9 bicycle in or through a crosswalk from suddenly leaving the curb or other place of
10 safety and moving into the path of a certain vehicle in a certain manner; requiring
11 the driver of a vehicle to come to a stop for a bicycle crossing the roadway in a
12 crosswalk under certain circumstances; prohibiting the driver of a certain vehicle
13 from overtaking or passing a vehicle that is stopped to let a bicycle cross the roadway
14 at a certain crosswalk; defining a certain term; making a stylistic change; and
15 generally relating to the use of crosswalks by bicycles and pedestrians.

16 BY repealing and reenacting, with amendments,
17 Article – Transportation
18 Section 21–502 and 21–1103
19 Annotated Code of Maryland
20 (2012 Replacement Volume and 2016 Supplement)

21 BY adding to
22 Article – Transportation
23 Section 21–1103.1
24 Annotated Code of Maryland
25 (2012 Replacement Volume and 2016 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **Article – Transportation**

2 21–502.

3 (a) (1) This subsection does not apply where:

4 (i) A pedestrian tunnel or overhead pedestrian crossing is provided,
5 as described in § 21–503(b) of this subtitle; or

6 (ii) A traffic control signal is in operation.

7 (2) The driver of a vehicle shall come to a stop when [a]:

8 **(I) A PEDESTRIAN IS STOPPED ON A CURB, A MEDIAN DIVIDER,**
9 **OR ANY OTHER PLACE OF SAFETY, WAITING TO CROSS THE ROADWAY IN A**
10 **CROSSWALK; OR**11 **(II) A pedestrian crossing the roadway in a crosswalk is:**12 [(i)] 1. On the half of the roadway on which the vehicle is
13 traveling; or14 [(ii)] 2. Approaching from an adjacent lane on the other half of the
15 roadway.16 (b) A pedestrian may not suddenly leave a curb or other place of safety and walk
17 or run into the path of a vehicle which is so close that it is impossible for the driver to yield.18 (c) If, at a marked crosswalk or at an unmarked crosswalk at an intersection, a
19 vehicle is stopped to let a pedestrian cross the roadway, the driver of any other vehicle
20 approaching from the rear may not overtake and pass the stopped vehicle.

21 21–1103.

22 (a) Except as provided in subsection (b), (c), or (d) of this section, a person may
23 not drive any vehicle on a sidewalk or sidewalk area unless it is a permanent or authorized
24 temporary driveway.25 (b) (1) For the purposes of this subsection, “bicycle” does not include [“moped”,
26 as defined in § 11–134.1 of this article] **A MOPED.**27 (2) Where allowed by local ordinance, a person may ride a bicycle, play
28 vehicle, or unicycle on a sidewalk or sidewalk area.

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

4 (c) Unless prohibited by local ordinance, an individual with a disability may use
5 a special vehicle other than a wheelchair on sidewalks or sidewalk areas.

6 (d) An individual may use a wheelchair on sidewalks or sidewalk areas in
7 accordance with § 21-501.1 of this title.

8 **21-1103.1.**

9 (A) FOR PURPOSES OF THIS SECTION, "BICYCLE" DOES NOT INCLUDE A
10 MOPED.

11 (B) A PERSON MAY RIDE A BICYCLE FROM THE CURB OR EDGE OF A
12 ROADWAY IN OR THROUGH THE CROSSWALK TO THE OPPOSITE CURB OR EDGE OF
13 THE ROADWAY.

14 (C) A PERSON RIDING A BICYCLE IN OR THROUGH A CROSSWALK:

15 (1) IS SUBJECT TO ALL TRAFFIC CONTROL SIGNALS, AS PROVIDED IN
16 §§ 21-202 AND 21-203 OF THIS TITLE; AND

17 (2) MAY NOT SUDDENLY LEAVE A CURB OR OTHER PLACE OF SAFETY
18 AND MOVE INTO THE PATH OF A VEHICLE THAT IS SO CLOSE THAT IT IS IMPOSSIBLE
19 FOR THE DRIVER TO YIELD.

20 (D) (1) THIS SUBSECTION DOES NOT APPLY WHERE A TRAFFIC CONTROL
21 SIGNAL IS IN OPERATION.

22 (2) THE DRIVER OF A VEHICLE SHALL COME TO A STOP WHEN:

23 (I) A BICYCLE IS STOPPED ON A CURB, A MEDIAN DIVIDER, OR
24 ANY OTHER PLACE OF SAFETY, WAITING TO CROSS THE ROADWAY IN A CROSSWALK;
25 OR

26 (II) A BICYCLE CROSSING THE ROADWAY IN A CROSSWALK IS:

27 1. ON THE HALF OF THE ROADWAY ON WHICH THE
28 VEHICLE IS TRAVELING; OR

29 2. APPROACHING FROM AN ADJACENT LANE ON THE
30 OTHER HALF OF THE ROADWAY.

1 **(E) IF, AT A MARKED CROSSWALK OR AN UNMARKED CROSSWALK AT AN**
2 **INTERSECTION, A VEHICLE IS STOPPED TO LET A BICYCLE CROSS THE ROADWAY,**
3 **THE DRIVER OF ANY OTHER VEHICLE APPROACHING FROM THE REAR MAY NOT**
4 **OVERTAKE AND PASS THE STOPPED VEHICLE.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2017.