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**By: Delegates McKee, Donoghue, and Poole**

Introduced and read first time: January 31, 1996

Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Class E (Truck) Vehicles - Passengers - Prohibitions**

3 FOR the purpose of prohibiting an individual from driving a certain Class E (truck)  
4 vehicle on a highway while a passenger under a certain age is riding in the  
5 unenclosed bed of the vehicle; prohibiting a person under a certain age from riding  
6 in the unenclosed bed of a certain Class E (truck) vehicle driven on a highway; and  
7 generally relating to prohibiting certain passengers in the unenclosed bed of a  
8 certain Class E (truck) vehicle.

9 BY adding to

10 Article - Transportation  
11 Section 21-1121  
12 Annotated Code of Maryland  
13 (1992 Replacement Volume and 1995 Supplement)

14 BY repealing and reenacting, without amendments,

15 Article - Transportation  
16 Section 27-101(a) and (b)  
17 Annotated Code of Maryland  
18 (1992 Replacement Volume and 1995 Supplement)

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

21 **Article - Transportation**

22 21-1121.

23 (A) THIS SECTION APPLIES ONLY TO A CLASS E (TRUCK) VEHICLE  
24 REGISTERED OR OF A TYPE CAPABLE OF BEING REGISTERED IN THIS STATE AS A  
25 CLASS E (TRUCK) VEHICLE WITH A MANUFACTURER'S RATED CAPACITY OF 3/4 TON  
26 OR LESS, THE GROSS VEHICLE WEIGHT OF WHICH DOES NOT EXCEED 7,000 POUNDS.

27 (B) AN INDIVIDUAL MAY NOT DRIVE A CLASS E (TRUCK) VEHICLE ON A  
28 HIGHWAY IN THE STATE WHILE A PASSENGER UNDER THE AGE OF 16 YEARS IS  
29 RIDING IN AN UNENCLOSED BED OF THE VEHICLE.

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1 (C) AN INDIVIDUAL UNDER THE AGE OF 16 YEARS MAY NOT RIDE IN AN  
2 UNENCLOSED BED OF A CLASS E (TRUCK) VEHICLE WHILE THE VEHICLE IS DRIVEN  
3 ON A HIGHWAY IN THE STATE.

4 27-101.

5 (a) It is a misdemeanor for any person to violate any of the provisions of the  
6 Maryland Vehicle Law unless the violation is declared to be a felony by the Maryland  
7 Vehicle Law or by any other law of this State.

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

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 1996.