
By: **Delegates Pendergrass, Exum, Love, Kirk, Krysiak, Kach, and V. Mitchell**

Introduced and read first time: February 4, 1998

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Parent-Child Immunity - Motor Vehicle Cases - Abrogation**

3 FOR the purpose of abrogating the common law doctrine of parent-child immunity as
4 it applies to motor vehicle cases; and generally relating to the common law
5 doctrine of parent-child immunity.

6 BY adding to
7 Article - Courts and Judicial Proceedings
8 Section 5-806
9 Annotated Code of Maryland
10 (1995 Replacement Volume and 1997 Supplement)

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

13 **Article - Courts and Judicial Proceedings**

14 5-806.

15 THE COMMON LAW DOCTRINE OF PARENT-CHILD IMMUNITY MAY NOT BAR THE
16 RIGHT OF ACTION BY A PERSON OR THE ESTATE OF A PERSON AGAINST THE
17 PERSON'S PARENT OR CHILD FOR WRONGFUL DEATH, PERSONAL INJURY, OR
18 PROPERTY DAMAGE ARISING OUT OF THE OPERATION OF A MOTOR VEHICLE, AS
19 DEFINED IN TITLE 11 OF THE TRANSPORTATION ARTICLE, THAT IS OWNED OR
20 OPERATED BY THE PARENT OR CHILD.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 1998.