

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 115

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Definition of Highway -”; in the same line, after “County” insert “- Enforcement on Private Roadways”; strike beginning with “modifying” in line 3 down through “public” in line 6 and substitute “authorizing certain police officers to enforce the provisions of the Maryland Vehicle Law on private roadways in Calvert County that are located within a residential subdivision or community and used for vehicular travel by residents of the subdivision or community; and generally relating to enforcement of the Maryland Vehicle Law in Calvert County”; in line 7, strike “with” and substitute “without”; in line 9, strike “11-127” and substitute “11-147”; in line 12, strike “without” and substitute “with”; and in line 14, strike “21-101.1(b)(1)” and substitute “11-205”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 14, inclusive, and substitute:

“11-147.

“Police officer” means an officer authorized to direct or regulate traffic or to make arrests for violations of any of the provisions of the Maryland Vehicle Law or of local or other traffic laws or regulations.

11-205.

(a) Except as otherwise specifically provided in the Maryland Vehicle Law:

(1) The provisions of the Maryland Vehicle Law do not in any way add to or detract from the right of any person who is injured or whose property is damaged by the negligent operation of a motor vehicle to sue and recover damages as in the case of the negligent use or

(Over)

operation of any other vehicle; and

(2) The violation of any provision of the Maryland Vehicle Law does not give any right of action to any person who would not be entitled to it in the absence of the provision.

(b) The provisions of the Maryland Vehicle Law do not prevent the owner of any real property that is used, with permission of the owner and not as a matter of right, by the public for vehicular travel from:

(1) Prohibiting the use;

(2) Requiring the use to be subject to conditions other than those specified in the Maryland Vehicle Law; or

(3) Otherwise regulating the use in his discretion.

(C) IN CALVERT COUNTY, A POLICE OFFICER MAY ENFORCE THE PROVISIONS OF THE MARYLAND VEHICLE LAW ON A PRIVATE ROADWAY IN CALVERT COUNTY THAT IS LOCATED WITHIN A RESIDENTIAL SUBDIVISION OR COMMUNITY AND USED FOR VEHICULAR TRAVEL BY RESIDENTS OF THE SUBDIVISION OR COMMUNITY.”.