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By: ~~Delegate V. Clagett~~ Anne Arundel County Delegation

Introduced and read first time: February 6, 2004

Assigned to: Environmental Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 26, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Anne Arundel County - Commercial Motor Vehicles - Stopping, Standing, or**  
3 **Parking**

4 FOR the purpose of ~~requiring a person who is convicted of stopping, standing, or~~  
5 ~~parking a vehicle where prohibited by an official sign, while operating a~~  
6 ~~commercial motor vehicle in Anne Arundel County, to be assessed a certain~~  
7 ~~number of points; requiring the Motor Vehicle Administration to disqualify a~~  
8 ~~person from driving a commercial motor vehicle for a certain period of time if~~  
9 ~~the person is charged with stopping, standing, or parking a vehicle where~~  
10 ~~prohibited by an official sign, while operating a commercial motor vehicle in~~  
11 ~~Anne Arundel County, under certain circumstances; establishing a certain~~  
12 ~~penalty for the first and subsequent convictions of stopping, standing, or~~  
13 ~~parking a vehicle where prohibited by an official sign, while operating a~~  
14 ~~commercial motor vehicle in Anne Arundel County; and generally relating to~~  
15 ~~violations involving stopping, standing, or parking a commercial motor vehicle~~  
16 ~~in Anne Arundel County.~~

17 ~~BY renumbering~~  
18 ~~Article Transportation~~  
19 ~~Section 16-402(a)(11) through (37) and 16-812(j) through (p), respectively~~  
20 ~~to be Section 16-402(a)(12) through (38) and 16-812(k) through (q), respectively~~  
21 ~~Annotated Code of Maryland~~  
22 ~~(2002 Replacement Volume and 2003 Supplement)~~

23 ~~BY repealing and reenacting, with amendments,~~  
24 ~~Article Transportation~~  
25 ~~Section 16-402(a)(10)~~

1 ~~Annotated Code of Maryland~~  
 2 ~~(2002 Replacement Volume and 2003 Supplement)~~

3 ~~BY adding to~~  
 4 ~~Article - Transportation~~  
 5 ~~Section 16-812(j) and 27-101(w)~~  
 6 ~~Annotated Code of Maryland~~  
 7 ~~(2002 Replacement Volume and 2003 Supplement)~~

8 BY repealing and reenacting, without amendments,  
 9 Article - Transportation  
 10 Section 21-1003(j)  
 11 Annotated Code of Maryland  
 12 (2002 Replacement Volume and 2003 Supplement)

13 BY adding to  
 14 Article - Transportation  
 15 Section 27-101(w)  
 16 Annotated Code of Maryland  
 17 (2002 Replacement Volume and 2003 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 19 MARYLAND, That ~~Sections 16-402(a)(11) through (37) and 16-812(j) through (p);~~  
 20 ~~respectively, of Article - Transportation of the Annotated Code of Maryland be~~  
 21 ~~renumbered to be Sections 16-402(a)(12) through (38) and 16-812(k) through (q);~~  
 22 ~~respectively.~~

23 ~~SECTION 2. AND BE IT FURTHER ENACTED, That~~ the Laws of Maryland  
 24 read as follows:

25 **Article - Transportation**

26 ~~16-402.~~

27 ~~(a) After the conviction of an individual for a violation of Title 2, Subtitle 5, §~~  
 28 ~~2-209, or § 3-211 of the Criminal Law Article, or of the vehicle laws or regulations of~~  
 29 ~~this State or of any local authority, points shall be assessed against the individual as~~  
 30 ~~of the date of violation and as follows:~~

31 ~~(10) A VIOLATION OF § 21-1003(J) OF THIS ARTICLE WHILE OPERATING A~~  
 32 ~~COMMERCIAL MOTOR VEHICLE IN ANNE ARUNDEL COUNTY ..... 2 POINTS~~

33 ~~(11) Any moving violation contributing to an accident ..... 3 points~~

1 ~~16-812.~~

2 ~~(J) (1) THE ADMINISTRATION SHALL DISQUALIFY A PERSON FROM DRIVING~~  
3 ~~A COMMERCIAL MOTOR VEHICLE FOR A PERIOD OF 30 DAYS IF THE PERSON IS:~~

4 ~~(I) CHARGED WITH COMMITTING A VIOLATION OF § 21-1003(J) OF~~  
5 ~~THIS ARTICLE, WHILE OPERATING A COMMERCIAL MOTOR VEHICLE IN ANNE~~  
6 ~~ARUNDEL COUNTY, THREE TIMES WITHIN A 180 DAY PERIOD; AND~~

7 ~~(II) CONVICTED OF ALL THREE VIOLATIONS.~~

8 ~~(2) THE ADMINISTRATION SHALL DISQUALIFY A PERSON FROM DRIVING~~  
9 ~~A COMMERCIAL MOTOR VEHICLE FOR A PERIOD OF 120 DAYS IF THE PERSON:~~

10 ~~(I) HAS PREVIOUSLY BEEN DISQUALIFIED FROM DRIVING A~~  
11 ~~COMMERCIAL MOTOR VEHICLE UNDER PARAGRAPH (1) OF THIS SUBSECTION;~~

12 ~~(II) IS SUBSEQUENTLY CHARGED WITH COMMITTING A VIOLATION~~  
13 ~~OF § 21-1003(J) OF THIS ARTICLE, WHILE OPERATING A COMMERCIAL MOTOR~~  
14 ~~VEHICLE IN ANNE ARUNDEL COUNTY, THREE TIMES WITHIN A 180 DAY PERIOD; AND~~

15 ~~(III) IS CONVICTED OF ALL THREE VIOLATIONS.~~

16 21-1003.

17 (j) A person may not stop, stand, or park a vehicle at any place where  
18 stopping is prohibited by an official sign.

19 27-101.

20 (W) ANY PERSON WHO IS CONVICTED OF COMMITTING A VIOLATION OF §  
21 21-1003(J) OF THIS ARTICLE WHILE OPERATING A COMMERCIAL MOTOR VEHICLE IN  
22 ANNE ARUNDEL COUNTY IS SUBJECT TO:

23 (1) FOR A FIRST OFFENSE, A FINE OF \$100;

24 (2) FOR A SECOND OFFENSE, A FINE OF \$250; AND

25 (3) FOR A THIRD OR SUBSEQUENT OFFENSE, A FINE OF \$500.

26 SECTION 4-~~2.~~ AND BE IT FURTHER ENACTED, That this Act shall take  
27 effect June 1, 2004.

