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By: **Senators Giannetti and Garagiola**  
Introduced and read first time: February 28, 2005  
Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - Failure to Yield the Right-of-Way - Penalties**

3 FOR the purpose of establishing that, if a person is convicted of failing to yield the  
4 right-of-way in violation of certain provisions of law and the violation  
5 contributes to an accident that results in bodily injury to another, the person is  
6 subject to a certain fine and the Motor Vehicle Administration is required to  
7 suspend the person's license for a certain period of time; establishing the fine  
8 and period of license suspension to which a person is subject if the person is  
9 convicted of failing to yield the right-of-way in violation of certain provisions of  
10 law and the violation contributes to an accident that results in the death of  
11 another; providing that the penalties established under this Act are in addition  
12 to other penalties provided by law; providing that a certain licensee may request  
13 a certain hearing; and generally relating to penalties for failure to yield the  
14 right-of-way.

15 BY adding to  
16 Article - Transportation  
17 Section 27-114  
18 Annotated Code of Maryland  
19 (2002 Replacement Volume and 2004 Supplement)

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

22 **Article - Transportation**

23 27-114.

24 (A) THE PENALTIES ESTABLISHED UNDER THIS SECTION ARE IN ADDITION TO  
25 ANY OTHER PENALTY PROVIDED BY LAW.

26 (B) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4  
27 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT THAT  
28 RESULTS IN BODILY INJURY TO ANOTHER:

1 (1) THE PERSON IS SUBJECT TO A FINE OF \$500; AND

2 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR  
3 90 DAYS.

4 (C) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4  
5 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT RESULTING  
6 IN THE DEATH OF ANOTHER:

7 (1) THE PERSON IS SUBJECT TO A FINE OF \$1,000; AND

8 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR  
9 180 DAYS.

10 (D) SUBJECT TO THE PROVISIONS OF TITLE 12, SUBTITLE 2 OF THIS ARTICLE,  
11 A LICENSEE MAY REQUEST A HEARING ON A SUSPENSION UNDER THIS SECTION.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2005.