
By: **Delegates Kelly and Shank**

Introduced and read first time: February 10, 2006

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

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

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

15 BY adding to

16 Article - Transportation

17 Section 27-114

18 Annotated Code of Maryland

19 (2002 Replacement Volume and 2005 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 FOR FAILURE TO YIELD THE RIGHT-OF-WAY
25 ESTABLISHED UNDER THIS SECTION ARE IN ADDITION TO ANY OTHER PENALTY
26 PROVIDED BY LAW.

27 (B) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4
28 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT THAT

1 RESULTS IN THE DEATH, LIFE THREATENING INJURY, OR LOSS OF ALL OR PART OF A
2 LIMB OF ANOTHER:

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

4 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR
5 90 DAYS.

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

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

10 (2) THE ADMINISTRATION SHALL SUSPEND THE PERSON'S LICENSE FOR
11 180 DAYS.

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

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2006.