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By: **Senators Mooney, Giannetti, Hafer, Haines, Hollinger, and Lawlah**

Introduced and read first time: February 10, 2006

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 16, 2006

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 23, 2006

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws - Bicycles, EPAMDs, and Motor Scooters - Rules of the Road**

3 FOR the purpose of prohibiting a driver of a motor vehicle from overtaking and  
4 passing a bicycle, an EPAMD, or a motor scooter that is going in the same  
5 direction unless the driver can do so safely without endangering the rider of the  
6 bicycle, EPAMD, or motor scooter; prohibiting a driver of a vehicle from  
7 intentionally interfering with the movement of a person who is riding a bicycle,  
8 EPAMD, or motor scooter; requiring a driver of a motor vehicle to yield the  
9 right-of-way to a person who is riding a bicycle, an EPAMD, or a motor scooter  
10 in a bicycle lane; and generally relating to the rules of the road for bicycles,  
11 EPAMDs, and motor scooters.

12 BY repealing and reenacting, with amendments,  
13 Article - Transportation  
14 Section 21-1209  
15 Annotated Code of Maryland  
16 (2002 Replacement Volume and 2005 Supplement)

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

19 **Article - Transportation**

20 21-1209.

21 (a) Notwithstanding any other provision of this title, the driver of a vehicle  
22 [shall]:

1 (1) SHALL exercise due care to avoid colliding with any bicycle, EPAMD,  
2 or motor scooter being ridden by a person; AND

3 (2) MAY NOT INTENTIONALLY INTERFERE WITH THE MOVEMENT OF A  
4 PERSON WHO IS RIDING A BICYCLE, AN EPAMD, OR A MOTOR SCOOTER.

5 (b) A person may not throw any object at or in the direction of any person  
6 riding a bicycle, an EPAMD, or a motor scooter.

7 (c) A person may not open the door of any motor vehicle with intent to strike,  
8 injure, or interfere with any person riding a bicycle, an EPAMD, or a motor scooter.

9 (D) ~~NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE~~, THE DRIVER  
10 OF A MOTOR VEHICLE SHALL YIELD THE RIGHT-OF-WAY TO A PERSON WHO IS  
11 RIDING A BICYCLE, AN EPAMD, OR A MOTOR SCOOTER IN A DESIGNATED BICYCLE  
12 LANE.

13 (E) IN ADDITION TO ANY OTHER REQUIREMENTS OF THIS TITLE GOVERNING  
14 THE OVERTAKING AND PASSING OF VEHICLES, THE DRIVER OF A MOTOR VEHICLE  
15 MAY NOT OVERTAKE AND PASS A BICYCLE, AN EPAMD, OR A MOTOR SCOOTER THAT  
16 IS GOING IN THE SAME DIRECTION UNLESS THE DRIVER CAN DO SO SAFELY  
17 WITHOUT ENDANGERING THE RIDER OF THE BICYCLE, EPAMD, OR MOTOR SCOOTER.

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