

HOUSE BILL 1367

R6, E4

71r3301

By: **Delegates Conway, Costa, Elmore, Frush, Glassman, Jennings, Lawton, Malone, Mathias, Morhaim, Rudolph, Stull, Weir, and Weldon**

Introduced and read first time: March 2, 2007

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Emergency Vehicles – Green Flashing Lights**

3 FOR the purpose of authorizing a stationary emergency vehicle serving as a mobile
4 command unit to be equipped with or display a flashing, blinking, or oscillating
5 green light or signal device to designate the vehicle as the command post.

6 BY repealing and reenacting, with amendments,
7 Article – Transportation
8 Section 22–218
9 Annotated Code of Maryland
10 (2006 Replacement Volume and 2006 Supplement)

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

13 **Article – Transportation**

14 22–218.

15 (a) Every emergency vehicle, in addition to any other equipment and
16 distinctive markings required by this subtitle, shall be equipped with a siren, exhaust
17 whistle, or bell capable of giving an audible signal.

18 (b) (1) Every emergency vehicle, in addition to any other equipment and
19 distinctive markings required by the Maryland Vehicle Law, shall be equipped with

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 signal lamps mounted as high as practicable, which shall be capable of displaying to
2 the front and to the rear a flashing red light or lights. These lights shall have
3 sufficient intensity to be visible at 500 feet in normal sunlight.

4 (2) Every school vehicle meeting the requirements established by the
5 Administrator shall be equipped with alternately flashing warning lights in
6 accordance with the standards adopted under § 22-228 of this subtitle.

7 (c) (1) A person may not drive or move on any highway any vehicle or
8 equipment that is equipped with or displays any light or signal device designed to emit
9 an oscillating, rotating, blinking, or other type of emission of light, unless designated
10 and authorized by the Administrator as indicated in paragraphs (2) through [(10)](11)
11 of this subsection. The provisions of this section do not prohibit the display and use of
12 any lighting device that may be permitted or required elsewhere in the Maryland
13 Vehicle Law.

14 (2) Vehicles of the police department and other city, county, State, or
15 federal law enforcement agencies may be equipped with and display red, white, or blue
16 lights or signal devices.

17 (3) (i) Vehicles of city, county, State, or federal fire departments or
18 duly constituted volunteer fire departments or rescue squads, or the Maryland
19 Institute for Emergency Medical Services System, may be equipped with or display red
20 and/or white lights or signal devices.

21 (ii) In each volunteer fire company, no more than five of the
22 following officers may have their privately owned vehicles equipped with red lights or
23 signal devices which may be displayed only while on route to or at the scene of an
24 emergency:

- 25 1. The fire chief or the highest ranking fireline officer;
- 26 2. One or more of the assistant chiefs or deputy chiefs,
27 whichever rank is second in command; and
- 28 3. The emergency medical services commander.

29 (iii) 1. The fire police of each volunteer fire company may
30 have their privately owned vehicles equipped with red lights or signal devices
31 designed to emit an oscillating, rotating, blinking, or other type of emission of light.

1 2. The lights or signal devices may be flashed or
2 oscillated or otherwise used only while the vehicle is at the scene of an accident, flood,
3 or other emergency to which the volunteer fire company is responding.

4 (4) Ambulances may be equipped with or display red and/or white
5 lights or signal devices.

6 (5) State vehicles used in response to oil or hazardous materials spills
7 may be equipped with or display red and/or white lights or signal devices.

8 (6) Service vehicles, rural letter carrier vehicles, slow moving farm
9 vehicles, and tow trucks may be equipped with or display yellow or amber lights or
10 signal devices.

11 (7) State vehicles designated for emergency use by the Commissioner
12 of Correction may be equipped with or display red lights or signal devices.

13 (8) (i) Except as provided in subparagraphs (ii) and (iii) of this
14 paragraph, the blue, red, or white lights or signal devices may be flashed or oscillated
15 or otherwise used only while on route to or at the scene of an emergency, and their use
16 does not relieve an emergency vehicle from otherwise giving an audible warning as
17 required elsewhere in the Maryland Vehicle Law.

18 (ii) The driver of an emergency vehicle may use flashing lights
19 within 100 feet of the entrance ramp of a fire or rescue station while parking or
20 backing the emergency vehicle.

21 (iii) The driver of an emergency vehicle of a fire department or
22 rescue squad shall, at the discretion of the officer in charge, flash or oscillate or
23 otherwise use red and white lights or signal devices while stopped, standing, or parked
24 on the roadway at the scene of an emergency.

25 **(9) A STATIONARY EMERGENCY VEHICLE SERVING AS A MOBILE**
26 **COMMAND UNIT MAY BE EQUIPPED WITH OR DISPLAY A FLASHING, BLINKING,**
27 **OR OSCILLATING GREEN LIGHT OR SIGNAL DEVICE TO DESIGNATE THE VEHICLE**
28 **AS THE COMMAND POST.**

29 **[(9)] (10)** The yellow or amber lights or signal devices permitted on
30 vehicles under paragraph (6) of this subsection may be flashed or oscillated or
31 otherwise used only in the course of official duties, to indicate to the public that the
32 vehicle is a slow moving vehicle or otherwise is impeding traffic.

1 [(10)] **(11)** (i) An emergency vehicle of any foreign state may be
2 equipped with any lights or signals:

3 1. As provided by this subsection; or

4 2. As permitted by the state in which the vehicle is
5 registered.

6 (ii) 1. The use of any lights or signals permitted under this
7 paragraph is limited to an emergency vehicle, as defined in § 11–118 of this article,
8 responding to an emergency or pursuing a violator, and equipped with an audible
9 signal as provided in this section.

10 2. Foreign vehicles, as defined in § 11–124 of this article,
11 which are privately owned by members of volunteer fire companies, ambulance or
12 rescue squads, fire departments, and law enforcement agencies may be equipped with
13 lights or signals as permitted by the state in which the vehicle is registered, but such
14 lights or signals may be used while the vehicle is in this State only by those personnel
15 and under the circumstances authorized under paragraph (3) of this subsection.

16 (iii) In addition to the penalties provided in Title 27 of this
17 article, any person convicted of a violation of this section may have his driving
18 privileges suspended for a period of 30 days, and the registration of the vehicle may be
19 suspended for a period of 30 days, notwithstanding that the owner of the vehicle may
20 not be the operator at the time of the offense, unless the owner proves to the
21 satisfaction of the Administration that he had no control over the use or display of a
22 light or signal device and could not prevent the violation of this section.

23 (d) A police vehicle when used as an emergency vehicle may, but need not be,
24 equipped with the flashing red and/or blue lights specified in this section.

25 (e) Except as provided in subsection (c)(3) of this section, the flashing
26 lighting described in subsections (b) and (c) of this section may not be used on any
27 vehicle other than an emergency vehicle, service vehicle, or school vehicle.

28 (f) The use of the signal equipment described in this section imposes on
29 drivers of other vehicles the obligation to yield the right-of-way and stop as required
30 in Title 21 of this article.

31 (g) On taxicabs, the flashing green lights known as emergency hold-up lights
32 may be mounted on the roof or outside rear and front of the vehicle.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2007.