

SENATE BILL 863

R5
SB 429/06 – JPR

71r2701

By: **Senators Haines, Astle, Brinkley, Colburn, DeGrange, Della, Dyson, Edwards, Garagiola, Hooper, Jacobs, Kittleman, Kramer, Mooney, Munson, Pipkin, Stoltzfus, and Stone**

Introduced and read first time: February 19, 2007

Assigned to: Rules

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 serious bodily injury to another, the
6 person is subject to a certain fine and the Motor Vehicle Administration is
7 required to suspend the person's license for a certain period of time;
8 establishing the fine and period of license suspension to which a person is
9 subject if the person is convicted of failing to yield the right-of-way in violation
10 of certain provisions of law and the violation contributes to an accident that
11 results in the death of another; providing that the penalties established under
12 this Act are in addition to other penalties provided by law; providing that a
13 certain licensee may request a certain hearing; and generally relating to
14 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 (2006 Replacement Volume and 2006 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article - Transportation**27-114.**

(A) THE PENALTIES FOR FAILURE TO YIELD THE RIGHT-OF-WAY ESTABLISHED UNDER THIS SECTION ARE IN ADDITION TO ANY OTHER PENALTY PROVIDED BY LAW.

(B) IF A PERSON IS CONVICTED OF A VIOLATION UNDER TITLE 21, SUBTITLE 4 OF THIS ARTICLE AND THE VIOLATION CONTRIBUTES TO AN ACCIDENT THAT RESULTS IN SERIOUS BODILY INJURY, AS DEFINED IN § 27-113 OF THIS SUBTITLE, TO ANOTHER:

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

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

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

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

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

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

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