

SENATE BILL 1038

R7, R5

9lr3382
CF HB 1529

By: **Senator Colburn**

Introduced and read first time: March 9, 2009

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Electric Personal Assistive Mobility Device – Golf Carts**

3 FOR the purpose of altering the definition of an “electric personal assistive mobility
4 device” to remove a requirement that it be a pedestrian device and to include a
5 golf cart being operated by a person who has a certain disability; and generally
6 relating to electric personal assistive mobility devices.

7 BY repealing and reenacting, without amendments,
8 Article – Transportation
9 Section 11–176 and 21–501.1
10 Annotated Code of Maryland
11 (2006 Replacement Volume and 2008 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 21–101(j)
15 Annotated Code of Maryland
16 (2006 Replacement Volume and 2008 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 11–176.

21 (a) (1) “Vehicle” means, except as provided in subsection (b) of this
22 section, any device in, on, or by which any individual or property is or might be
23 transported or towed on a highway.

24 (2) “Vehicle” includes a low speed vehicle.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) "Vehicle" does not include an electric personal assistive mobility device as
2 defined in § 21-101(j) of this article.

3 21-101.

4 (j) "Electric personal assistive mobility device" or "EPAMD" means a
5 [pedestrian] device that:

6 (1) (I) Has two nontandem wheels;

7 [(2)] (II) Is self-balancing;

8 [(3)] (III) Is powered by an electric propulsion system;

9 [(4)] (IV) Has a maximum speed capability of 15 miles per hour; and

10 [(5)] (V) Is designed to transport one person; **OR**

11 **(2) IS A GOLF CART BEING OPERATED BY A PERSON WHO HAS A**
12 **DISABILITY DESCRIBED UNDER § 13-616.1(A) OF THIS ARTICLE.**

13 21-501.1.

14 (a) At an intersection, a person using an EPAMD is subject to all traffic
15 control signals, as provided in §§ 21-202 and 21-203 of this title. However, at any
16 other place, a person using an EPAMD has the rights and is subject to the restrictions
17 applicable to pedestrians under this title.

18 (b) At an intersection, a person using a wheelchair is subject to all traffic
19 control signals, as provided in §§ 21-202 and 21-203 of this title. However, at any
20 other place, a person using a wheelchair has the rights and is subject to the
21 restrictions applicable to pedestrians under this title.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2009.