

HOUSE BILL 1167

R7

EMERGENCY BILL

11r2523
CF SB 306

By: **Delegates Conway, Cane, McDermott, and Rudolph**

Introduced and read first time: February 16, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Motor Scooters – Definition**

3 FOR the purpose of altering the definition of “motor scooter” under the Maryland
4 Vehicle Law; making this Act an emergency measure; and generally relating to
5 the definition of “motor scooter” under the Maryland Vehicle Law.

6 BY repealing and reenacting, with amendments,
7 Article – Transportation
8 Section 11–134.5
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2010 Supplement)

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 21–1201(c)
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2010 Supplement)

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

18 **Article – Transportation**

19 11–134.5.

20 (a) “Motor scooter” means a nonpedal vehicle that:

21 (1) Has a seat for the operator;

22 (2) Has two **OR THREE** wheels, of which one is 10 inches or more in
23 diameter;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) **(I)** [Has] **FOR A TWO-WHEEL VEHICLE, HAS** a step-through
2 chassis; **OR**

3 **(II)** **FOR A THREE-WHEEL VEHICLE, HAS A COCKPIT;**

4 (4) Has a motor:

5 (i) With a rating of 2.7 brake horsepower or less; or

6 (ii) If the motor is an internal combustion engine, with a
7 capacity of 50 cubic centimeters piston displacement or less; and

8 (5) Is equipped with an automatic transmission.

9 (b) “Motor scooter” does not include a vehicle that has been manufactured for
10 off-road use, including a motorcycle and an all-terrain vehicle.

11 21-1201.

12 (c) With the exceptions stated in this subtitle, the provisions of this subtitle
13 that are applicable to bicycles apply whenever a bicycle, an EPAMD, or a motor
14 scooter is operated on any highway or whenever a bicycle or an EPAMD is operated on
15 any path set aside for the exclusive use of bicycles.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
17 measure, is necessary for the immediate preservation of the public health or safety,
18 has been passed by a yea and nay vote supported by three-fifths of all the members
19 elected to each of the two Houses of the General Assembly, and shall take effect from
20 the date it is enacted.