

SENATE BILL 306

R7

EMERGENCY BILL

11r1499
CF 11r2523

By: **Senator Mathias**

Introduced and read first time: February 2, 2011

Assigned to: Judicial Proceedings

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;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

6 (4) Has a motor:

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

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

10 (5) Is equipped with an automatic transmission.

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

13 21-1201.

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

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