HOUSE BILL 1099

R5
HB 566/14 – ENV

5lr2565

By: **Delegate C. Howard**
Introduced and read first time: February 16, 2015
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

Motor Vehicles – Aggressive Driving

3 FOR the purpose of altering the number of certain offenses that a person must commit at
4   the same time or during a single and continuous period of driving that constitutes
5   aggressive driving; increasing the maximum criminal fine for aggressive driving; and
6   generally relating to aggressive driving.

7 BY repealing and reenacting, without amendments,
8   Article – Transportation
9   Section 16–402(a)(25) and 21–905
10   Annotated Code of Maryland
11   (2012 Replacement Volume and 2014 Supplement)

12 BY repealing and reenacting, with amendments,
13   Article – Transportation
14   Section 21–901.2 and 27–101(g)
15   Annotated Code of Maryland
16   (2012 Replacement Volume and 2014 Supplement)

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

Article – Transportation

20 16–402.

21   (a)   After the conviction of an individual for a violation of Title 2, Subtitle 5, §
22 2–209, § 3–211, or § 10–110 of the Criminal Law Article, or of the vehicle laws or regulations
23 of this State or of any local authority, points shall be assessed against the individual as of
24 the date of violation and as follows:

EXPLANATION: **Capitals indicate matter added to existing law.**
  [Brackets] indicate matter deleted from existing law.

1   (25)   Aggressive   driving   in   violation   of   §   21–901.2   of   this
2   article...5 points

3   21–901.2.

4   A person is guilty of aggressive driving if the person commits **[**three**] TWO** or more
5   of the following offenses at the same time or during a single and continuous period of
6   driving in violation of:

7   (1)   § 21–202 of this title (Traffic lights with steady indication);

8   (2)   § 21–303 of this title (Overtaking and passing vehicles);

9   (3)   § 21–304 of this title (Passing on right);

10   (4)   § 21–309 of this title (Driving on laned roadways);

11   (5)   § 21–310 of this title (Following too closely);

12   (6)   § 21–403 of this title (Failure to yield right–of–way); or

13   (7)   § 21–801.1 of this title (Exceeding a maximum speed limit or posted
14   maximum speed limit).

15   21–905.

16   (a)   A holder of a provisional driver's license who is under the age of 18 years is
17   guilty of high–risk driving if the holder of the provisional license commits any of the
18   following violations:

19   (1)   § 21–901.1 of this subtitle (Reckless and negligent driving);

20   (2)   § 21–901.2 of this subtitle (Aggressive driving); or

21   (3)   § 21–1116 of this title (Race or speed contest prohibited).

22   (b)   (1)   If the individual is convicted of a violation specified in subsection (a) of
23   this section, the Administration shall suspend the individual's driver's license:

24   (i)   For a first offense, for 6 months; and

25   (ii)   For a second or subsequent offense, for 1 year.

26   (2)   An individual subject to a license suspension under this subsection may
27   request a hearing as provided for a suspension or revocation under Title 12, Subtitle 2 of
28   this article.

1 27–101.

2   (g)   Any person who is convicted of a violation of any of the following sections of
3 this article is subject to a fine of not more than $1,000:

4   (1)   § 13–704 ("Fraud in application");

5   (2)   § 21–706 ("Overtaking and passing school vehicle"); **[or]**

6   (3)   § 21–901.1(a) ("Reckless driving")**; OR**

7   **(4)   § 21–901.2 ("AGGRESSIVE DRIVING")**.

8   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2015.