

HOUSE BILL 1456

R5

7lr1754

By: **Delegate Parrott**

Introduced and read first time: February 10, 2017

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: March 13, 2017

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Passing to the Right – Use of Shoulder**

3 FOR the purpose of authorizing the driver of a vehicle to pass to the right of another vehicle
4 making or about to make a left turn under certain circumstances; making a certain
5 technical correction and certain conforming changes; and generally relating to the
6 use of the shoulder to pass on the right.

7 BY repealing and reenacting, with amendments,
8 Article – Transportation
9 Section 21–304
10 Annotated Code of Maryland
11 (2012 Replacement Volume and 2016 Supplement)

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

14 **Article – Transportation**

15 21–304.

16 (a) Subject to the requirements of subsection (b) of this section, the driver of a
17 vehicle may overtake and pass to the right of another vehicle only:

18 (1) If the overtaken vehicle is making or about to make a left turn;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) On a highway with unobstructed pavement not occupied by parked
2 vehicles and wide enough for two or more lines of vehicles moving lawfully in the same
3 direction as the overtaking vehicle; or

4 (3) On any one-way roadway, if the roadway is free from obstruction and
5 wide enough for two or more lines of moving vehicles.

6 (b) The driver of a vehicle may overtake and pass another vehicle to the right only
7 if it is safe to do so.

8 (c) **(1)** Except AS PROVIDED IN PARAGRAPH **(2)** OF THIS SUBSECTION AND
9 for an operator of a bicycle or motor scooter, a person may not make the movement
10 described under [subsection] SUBSECTIONS **(A)** AND **(b)** of this section by driving off the
11 roadway.

12 **(2) THE DRIVER OF A VEHICLE MAY MAKE THE MOVEMENT**
13 **DESCRIBED UNDER SUBSECTIONS (A) AND (B) OF THIS SECTION BY DRIVING**
14 **OUTSIDE THE MARKED LANE ONTO THE SHOULDER TO OVERTAKE AND PASS A**
15 **VEHICLE THAT IS MAKING OR ABOUT TO MAKE A LEFT TURN IF THE DRIVER CAN DO**
16 **SO WITHOUT LEAVING THE PAVED SURFACE.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.