

Department of Legislative Services
Maryland General Assembly
2017 Session

FISCAL AND POLICY NOTE
Third Reader

Senate Bill 165

(The President)(By Request - Department of Legislative
Services - Code Revision)

Judicial Proceedings

Judiciary

Code Revision - Maryland Vehicle Law - Penalties

This code revision bill revises, restates, and recodifies the laws of the State that relate to penalties for violations of the Maryland Vehicle Law. The bill repeals redundant provisions, clarifies language, makes technical and stylistic changes, and reorganizes penalty provisions.

Fiscal Summary

State Effect: None. The bill's provisions are intended as nonsubstantive revisions, restatements, recodifications, and transfers of existing provisions; there is no fiscal impact.

Local Effect: None.

Small Business Effect: None.

Analysis

Bill Summary/Current Law: Most penalties for violations of the Maryland Vehicle Law are located in Title 27 of the Transportation Article and not in the section that contains the actual violation. The bill places the penalty provisions in § 27-101 into corresponding sections in the Transportation Article and retains the catch-all provision in § 27-101, which states that unless otherwise specified a violation of the vehicle law is a misdemeanor subject to a \$500 fine. The bill adds the new subtitle "Penalties for Certain Weight Violations" in Title 24 as Subtitle 4 and adds sections to titles 15, 16, 21, and 24, as shown in **Exhibit 1**. The penalty provisions in § 27-101 and the sections to which they have been relocated are listed in **Appendix 1**.

Exhibit 1
Sections Added to the Transportation Article

Title 15 Licensing of Businesses and Occupations	Title 16 Driver's Licenses	Title 21 Rules of the Road	Title 24 Vehicle Laws – Size, Weight and Load; Highway Preservation
15-515	16-303.1	21-406 21-902.2 21-902.3 21-902.4 21-10A-07	24-401

Source: Department of Legislative Services

Background: While not part of the Department of Legislative Services (DLS) formal code revision project, which was completed in 2016 with the reenactment of the Alcoholic Beverages Article, this revision was initiated by DLS under its statutory responsibility to maintain the clarity, simplicity, and consistency of style of statutory law.

Additional Comments: Every effort is made to ensure that a proposed revision conforms as nearly as possible to the intent of the General Assembly, and all these revisions are highlighted in the revisor's notes.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Legislative Services

Fiscal Note History: First Reader - January 23, 2017
mm/kdm Third Reader - February 21, 2017

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**Appendix 1 – New Location of Subsections Moved from Section 27-101 of the
Transportation Article**

§ 27-101	Moved to	§ 27-101	Moved to
Subsection (c)(1)	§ 12-301	Subsection (g)(1)	§ 13-704
Subsection (c)(2)	§ 14-102	Subsection (g)(2)	§ 21-706
Subsection (c)(3)	§ 14-104	Subsection (g)(3)	§ 21-901.1
Subsection (c)(4)	§ 14-107	Subsection (h)	§§16-113, 16-303, 17-107 and 17-110
Subsection (c)(5)	§ 14-110	Subsection (i)	§§ 15-402 and 15-502
Subsection (c)(6)	§ 15-312	Subsection (j)	§ 21-902
Subsection (c)(7)	§ 15-313	Subsection (k)	§ 21-902
Subsection (c)(8)	§ 15-314	Subsection (l)	§§ 22-409, 23-403, 24-111, 24-111.1, and 25-111
Subsection (c)(9)	§ 15-402	Subsection (m)	§ 21-802.1
Subsection (c)(10)	§ 16-113	Subsection (o)	§ 21-102
Subsection (c)(11)	§ 16-301	Subsection (p)	§ 21-904
Subsection (c)(12)	§ 20-103	Subsection (q)	§ 21-902
Subsection (c)(13)	§ 20-104	Subsection (r)	§ 21-803.1
Subsection (c)(14)	§ 20-105	Subsection (s)(1) and (2)	§ 16-808
Subsection (c)(15)	§ 20-108	Subsection (s)(3)	§ 16-813.1
Subsection (c)(16)	§ 21-206	Subsection (t)	§§ 16-807 and 16-815
Subsection (c)(17)	§ 21-502	Subsection (u)	§ 24-112
Subsection (c)(18)	§ 21-502	Subsection (v)	§ 15-302
Subsection (c)(19)	§ 21-902	Subsection (w)	§ 21-1003
Subsection (c)(20)	§ 21-902	Subsection (x)	§ 21-902
Subsection (c)(21)	§ 21-902.1	Subsection (y)	§ 16-101
Subsection (c)(22)	§ 21-10A-07	Subsection (z)	§§ 21-1126 and 21-1127
Subsection (c)(23)	§ 21-902.2	Subsection (aa)	§ 22-611
Subsection (d)(1)	§ 18-104	Subsection (bb)	§ 24-107
Subsection (d)(2)	§ 22-405.1	Subsection (cc)	§§ 12-301 and 16-301
Subsection (d)(3)	§ 22-415	Subsection (dd)	§ 21-1128
Subsection (d)(4)	§ 23-109	Subsection (ee)	§ 21-1116
Subsection (d)(5)	§ 15-515	Subsection (ff)	§ 15-311.2
Subsection (e)	§ 21-1411	Subsection (gg)	§ 16-303
Subsection (f)(1)(i)	§ 14-103		
Subsection (f)(1)(ii)	§ 21-902		
Subsection (f)(2)(3) and (4)	§ 21-902		

Source: Department of Legislative Services