

SENATE BILL 644

R5

8lr2867
CF HB 722

By: **Senator Edwards**

Introduced and read first time: February 1, 2018

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Allegany County – All-Terrain Vehicles and Snowmobiles**

3 FOR the purpose of prohibiting a person in Allegany County from operating an all-terrain
4 vehicle or snowmobile on certain highways; authorizing a local authority in Allegany
5 County to authorize a person to cross a highway in a certain manner on an
6 all-terrain vehicle or snowmobile when operated under a certain speed; authorizing
7 a local authority in Allegany County to authorize the operation of a snowmobile or
8 an all-terrain vehicle on a certain portion of highway when operated under a certain
9 speed; authorizing a local authority in Allegany County to designate a certain portion
10 of highway on which an all-terrain vehicle or a snowmobile may travel under a
11 certain speed for certain purposes; and generally relating to all-terrain vehicles and
12 snowmobiles.

13 BY repealing and reenacting, with amendments,
14 Article – Transportation
15 Section 21–104.1 and 25–102(a)(14)
16 Annotated Code of Maryland
17 (2012 Replacement Volume and 2017 Supplement)

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

20 **Article – Transportation**

21 21–104.1.

22 (a) Any person operating an all-terrain vehicle or a snowmobile on any portion of
23 a highway designated for all-terrain vehicle or snowmobile use under § 25–102(a)(14) of
24 this article has all the rights granted to and is subject to all the duties required of the driver
25 of a vehicle by this title, except for those provisions of this title that by their very nature
26 cannot apply.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) In **ALLEGANY COUNTY AND** Garrett County a person may not operate an
2 all-terrain vehicle or a snowmobile on a controlled access highway.

3 (c) Except as provided in subsection (b) of this section, in **ALLEGANY COUNTY**
4 **AND** Garrett County a person may operate an all-terrain vehicle or a snowmobile on a
5 State highway when crossing or traveling on the State highway in accordance with §
6 25-102(a)(14) of this article.

7 25-102.

8 (a) The provisions of the Maryland Vehicle Law do not prevent a local authority,
9 in the reasonable exercise of its police power, from exercising the following powers as to
10 highways under its jurisdiction:

11 (14) (i) 1. Subject to item 2 of this item, except in **ALLEGANY**
12 **COUNTY AND** Garrett County, designating a certain portion of highways upon which
13 snowmobiles may travel for the sole purpose of gaining access to snowmobile trails; but

14 2. Designating only those highways which divide snowmobile
15 trails and which would otherwise obstruct direct access between snowmobile trails; and

16 (ii) In **ALLEGANY COUNTY AND** Garrett County:

17 1. Authorizing a person to:

18 A. Cross a highway on an all-terrain vehicle or a snowmobile
19 at a right angle at a speed of not more than 25 miles per hour; or

20 B. Operate an all-terrain vehicle or a snowmobile on not
21 more than 2 miles of highway at a speed of not more than 25 miles per hour; and

22 2. Designating a certain portion of highways upon which
23 all-terrain vehicles and snowmobiles may travel at a speed of not more than 25 miles per
24 hour for the sole purpose of gaining access to:

25 A. Trails on which the operation of an all-terrain vehicle or
26 a snowmobile is authorized;

27 B. Fields; or

28 C. Another area where the operation of an all-terrain vehicle
29 or a snowmobile is authorized;

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2018.