SENATE BILL 612

R5 2lr1348

By: Senator Beidle

Introduced and read first time: February 2, 2022

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

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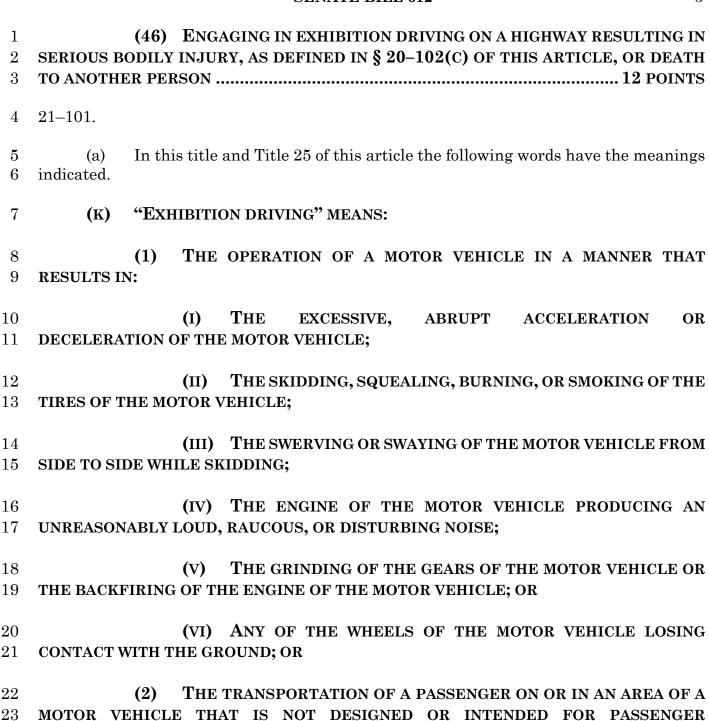
Street Racing and Exhibition Driving - Prohibited Acts and Enforcement

- 3 FOR the purpose of altering certain penalties and the points assessments for certain motor 4 vehicle violations related to participation in a race or speed contest; prohibiting a 5 person from engaging in exhibition driving on any highway or private property that 6 is used for driving by the public; prohibiting a person from attending as a spectator 7 certain race or speed contests or any engagement of exhibition driving; authorizing 8 the towing and impounding of a vehicle involved in certain motor vehicle violations 9 related to participation in a race or speed contest or engaging in exhibition driving; and generally relating to prohibited acts and penalties related to participation in a 10 11 race or speed contest or engaging in exhibition driving.
- 12 BY repealing
- 13 Article Transportation
- 14 Section 16–402(a)(22)
- 15 Annotated Code of Maryland
- 16 (2020 Replacement Volume and 2021 Supplement)
- 17 BY renumbering
- 18 Article Transportation
- 19 Section 16–402(a)(23) through (33) and (34) through (43) and 21–101(k) through (z),
- 20 respectively
- 21 to be Section 16–402(a)(22) through (32) and (35) through (44), and 21–101(l) through
- 22 (aa), respectively
- 23 Annotated Code of Maryland
- 24 (2020 Replacement Volume and 2021 Supplement)
- 25 BY adding to
- 26 Article Transportation
- 27 Section 16–402(a)(33), (34), (45), and (46), 21–101(k), and 21–1116.1
- 28 Annotated Code of Maryland

[Brackets] indicate matter deleted from existing law.



1	(2020 Replacement Volume and 2021 Supplement)
2 3 4 5 6	BY repealing and reenacting, without amendments, Article – Transportation Section 21–101(a) Annotated Code of Maryland (2020 Replacement Volume and 2021 Supplement)
7 8 9 10 11	BY repealing and reenacting, with amendments, Article – Transportation Section 21–1116 and 21–1132(a) Annotated Code of Maryland (2020 Replacement Volume and 2021 Supplement)
12 13 14	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 16–402(a)(22) of Article – Transportation of the Annotated Code of Maryland be repealed.
15 16 17 18	SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 16–402(a)(23) through (33) and (34) through (43), and 21–101(k) through (z), respectively, of Article – Transportation of the Annotated Code of Maryland be renumbered to be Section(s) 16–402(a)(22) through (32) and (35) through (44) and 21–101(l) through (aa), respectively.
19 20	SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:
21	Article - Transportation
22	16–402.
23 24 25 26	(a) After the conviction of an individual for a violation of Title 2, Subtitle 5, § 2–209, § 3–211, or § 10–110 of the Criminal Law Article, or of the vehicle laws or regulations of this State or of any local authority, points shall be assessed against the individual as of the date of violation and as follows:
27 28	(33) EXCEPT AS PROVIDED IN ITEM (45) OF THIS SUBSECTION, PARTICIPATING IN A RACE OR SPEED CONTEST ON A HIGHWAY 8 POINTS
29 30	(34) EXCEPT AS PROVIDED IN ITEM (46) OF THIS SUBSECTION, ENGAGING IN EXHIBITION DRIVING ON A HIGHWAY
31 32 33	(45) PARTICIPATING IN A RACE OR SPEED CONTEST ON A HIGHWAY RESULTING IN SERIOUS BODILY INJURY, AS DEFINED IN § 20–102(C) OF THIS ARTICLE, OR DEATH TO ANOTHER PERSON



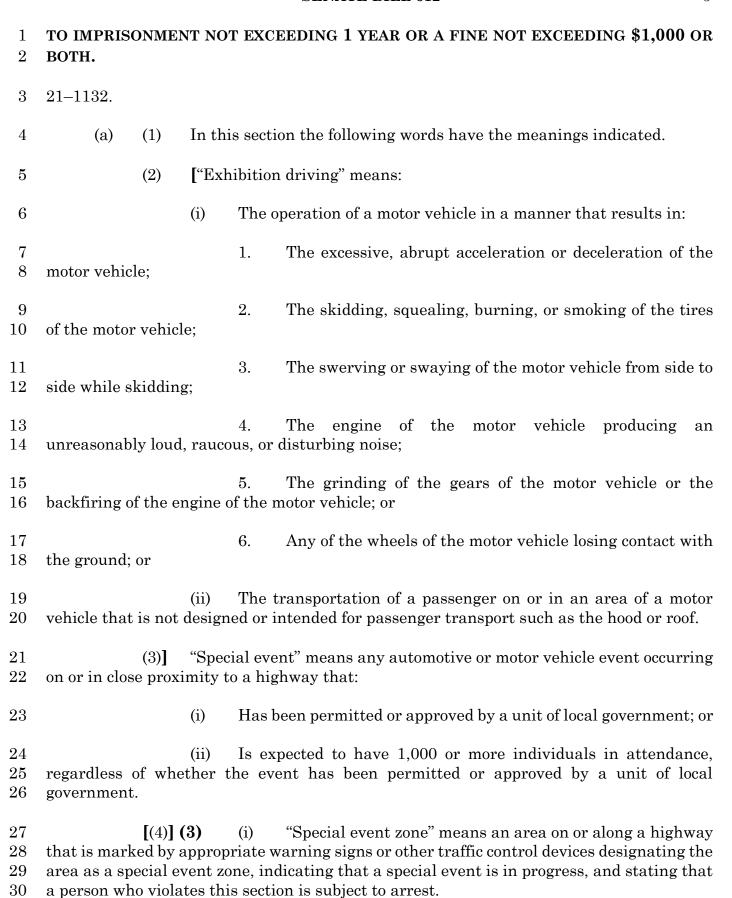
25 21–1116.

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TRANSPORT, SUCH AS THE HOOD OR ROOF.

26 (a) **(1)** Except as provided in § 21–1211 of this title, on any highway or on any private property that is used by the public in general, a person may not drive a vehicle in a race or speed contest, whether or not on a wager or for a prize or reward.

- [(b)] (2) Except as provided in § 21–1211 of this title, a person may not participate as a timekeeper or flagman in any race or speed contest specified in [subsection 3 (a) of this section] PARAGRAPH (1) OF THIS SUBSECTION.
- 4 (3) EXCEPT AS PROVIDED IN § 21–1211 OF THIS TITLE, A PERSON MAY 5 NOT ATTEND ANY RACE OR SPEED CONTEST SPECIFIED IN PARAGRAPH (1) OF THIS 6 SUBSECTION AS A SPECTATOR.
- 7 (B) A POLICE OFFICER MAY ORDER THE TOWING AND IMPOUNDING OF A 8 VEHICLE THAT IS THE SUBJECT OF A VIOLATION OF SUBSECTION (A)(1) OF THIS 9 SECTION.
- 10 (C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A
 11 PERSON CONVICTED OF A VIOLATION OF THIS SECTION IS SUBJECT TO
 12 IMPRISONMENT NOT EXCEEDING 60 DAYS OR A FINE NOT EXCEEDING \$1,000 OR
 13 BOTH.
- [(c)] (2) A person convicted of a violation of subsection [(a)] (A)(1) of this section that results in serious bodily injury [to another person], as defined in § 20–102(c) of this article, TO, OR THE DEATH OF, ANOTHER PERSON is subject to imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both.
- 18 **21–1116.1.**
- 19 (A) (1) ON ANY HIGHWAY OR ON ANY PRIVATE PROPERTY THAT IS USED 20 FOR DRIVING BY THE PUBLIC IN GENERAL, A PERSON MAY NOT ENGAGE IN 21 EXHIBITION DRIVING.
- 22 (2) A PERSON MAY NOT ATTEND ANY ENGAGEMENT OF EXHIBITION 23 DRIVING AS A SPECTATOR.
- 24 (B) A POLICE OFFICER MAY ORDER THE TOWING AND IMPOUNDING OF A VEHICLE THAT IS THE SUBJECT OF A VIOLATION OF SUBSECTION (A)(1) OF THIS 26 SECTION.
- (C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A PERSON CONVICTED OF A VIOLATION OF THIS SECTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 60 DAYS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.
- 31 (2) A PERSON CONVICTED OF A VIOLATION OF SUBSECTION (A)(1) OF 32 THIS SECTION THAT RESULTS IN SERIOUS BODILY INJURY, AS DEFINED IN § 33 20–102(C) OF THIS ARTICLE, TO, OR THE DEATH OF, ANOTHER PERSON IS SUBJECT



(ii) "Special event zone" includes a parking structure, a parking lot, a street, or any other property, private or public, immediately adjacent to the marked area on or along the marked area.

SECTION 4. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross—references and terminology rendered incorrect by this Act. The publisher shall adequately describe any correction that is made in an editor's note following the section affected.

SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2022.