

Chapter 382

(Senate Bill 147)

AN ACT concerning

Motor Vehicles – Operation When Approaching ~~Disabled~~ Stopped, Standing, or Parked Vehicles

FOR the purpose of requiring a driver to make a certain lane change or to slow the speed of the driver’s vehicle in a certain manner when approaching from the rear a ~~disabled~~ stopped, standing, or parked vehicle displaying certain signals; and generally relating to the rules of the road when approaching ~~disabled~~ stopped, standing, or parked vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–405(e)
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)

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

Article – Transportation

21–405.

(e) (1) This subsection applies to a stopped, standing, or parked vehicle that is:

(i) 1. On a highway; [and]

2. Using a visual signal that meets the requirements of § 22–218 or § 22–218.2 of this article; and

[(ii) 1.] **3. A.** A commercial motor vehicle providing emergency maintenance to a disabled vehicle;

[2.] B. An emergency vehicle;

[3.] C. A service vehicle as defined under § 22–201 of this article;

[4.] D. A tow truck that is properly registered in accordance with § 13–920 of this article; or

[5.] E. A waste or recycling collection vehicle; OR

(II) 1. ON A HIGHWAY; AND

2. ~~A DISABLED VEHICLE DISPLAYING~~ DISPLAYING:

A. HAZARD WARNING LIGHTS;

B. ROAD FLARES; OR

C. OTHER CAUTION SIGNALS, INCLUDING TRAFFIC CONES, CAUTION SIGNS, OR NONVEHICULAR WARNING LIGHTS.

(2) Unless otherwise directed by a police officer or a traffic control device, the driver of a motor vehicle that approaches from the rear a stopped, standing, or parked vehicle to which this subsection applies shall:

(i) If practicable and not otherwise prohibited and with due regard for safety and traffic conditions, make a lane change into an available lane not immediately adjacent to the stopped, standing, or parked vehicle; or

(ii) If the driver of the motor vehicle is unable to make a lane change in accordance with item (i) of this paragraph, slow to a reasonable and prudent speed that is safe for existing weather, road, and vehicular or pedestrian traffic conditions.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2022.

Approved by the Governor, May 16, 2022.