

HOUSE BILL 526

R7

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By: **Delegates Shewell, Ali, Aumann, Bartlett, Boteler, Eckardt, Elliott, Frank, Krebs, McComas, McDonough, Murphy, Niemann, Schuh, Serafini, Sophocleus, Sossi, Stocksdale, and Weir**

Introduced and read first time: February 1, 2010

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Required Insurance – Minimum Amounts for Vehicles of**
3 **Drunk Drivers**

4 FOR the purpose of increasing the minimum amounts of required security for the
5 payment of certain claims for bodily injury or death or for the damage or
6 destruction of the property of others for a motor vehicle owned by an individual
7 who has been convicted of, or granted probation for, certain alcohol-related
8 driving offenses; and generally relating to the minimum required security for
9 motor vehicles.

10 BY repealing and reenacting, with amendments,
11 Article – Transportation
12 Section 17–103
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2009 Supplement)

15 BY repealing and reenacting, without amendments,
16 Article – Transportation
17 Section 21–902(a) and (b)
18 Annotated Code of Maryland
19 (2009 Replacement Volume and 2009 Supplement)

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

22 **Article – Transportation**

23 17–103.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) (1) Except as provided in paragraph (2) of this subsection, the form of
2 security required under this subtitle is a vehicle liability insurance policy written by
3 an insurer authorized to write these policies in this State.

4 (2) The Administration may accept another form of security in place of
5 a vehicle liability insurance policy if it finds that the other form of security adequately
6 provides the benefits required by subsection (b) of this section.

7 (3) The Administration shall, by regulation, assess each self-insurer
8 an annual sum which may not exceed \$750, and which shall be used for actuarial
9 studies and audits to determine financial solvency.

10 (b) **[The] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION,**
11 **THE** security required under this subtitle shall provide for at least:

12 (1) The payment of claims for bodily injury or death arising from an
13 accident of up to \$20,000 for any one person and up to \$40,000 for any two or more
14 persons, in addition to interest and costs;

15 (2) The payment of claims for property of others damaged or destroyed
16 in an accident of up to \$15,000, in addition to interest and costs;

17 (3) Unless waived, the benefits described under § 19-505 of the
18 Insurance Article as to basic required primary coverage; and

19 (4) The benefits required under § 19-509 of the Insurance Article as to
20 required additional coverage.

21 **(C) IN THE CASE OF A MOTOR VEHICLE OWNED BY AN INDIVIDUAL WHO**
22 **HAS BEEN CONVICTED OF, OR GRANTED PROBATION UNDER § 6-220(C) OF THE**
23 **CRIMINAL PROCEDURE ARTICLE FOR, A VIOLATION OF § 21-902(A) OR (B) OF**
24 **THIS ARTICLE, THE SECURITY REQUIRED UNDER THIS SUBTITLE SHALL**
25 **PROVIDE FOR AT LEAST:**

26 **(1) THE PAYMENT OF CLAIMS FOR BODILY INJURY OR DEATH**
27 **ARISING FROM AN ACCIDENT OF UP TO \$100,000 FOR ANY ONE PERSON AND UP**
28 **TO \$300,000 FOR ANY TWO OR MORE PERSONS, IN ADDITION TO INTEREST AND**
29 **COSTS;**

30 **(2) THE PAYMENT OF CLAIMS FOR PROPERTY OF OTHERS**
31 **DAMAGED OR DESTROYED IN AN ACCIDENT OF UP TO \$100,000, IN ADDITION TO**
32 **INTEREST AND COSTS;**

33 **(3) UNLESS WAIVED, THE BENEFITS DESCRIBED UNDER § 19-505**
34 **OF THE INSURANCE ARTICLE AS TO BASIC REQUIRED PRIMARY COVERAGE; AND**

1 **(4) THE BENEFITS REQUIRED UNDER § 19-509 OF THE**
2 **INSURANCE ARTICLE AS TO REQUIRED ADDITIONAL COVERAGE.**

3 21-902.

4 (a) (1) A person may not drive or attempt to drive any vehicle while under
5 the influence of alcohol.

6 (2) A person may not drive or attempt to drive any vehicle while the
7 person is under the influence of alcohol per se.

8 (3) A person may not violate paragraph (1) or (2) of this subsection
9 while transporting a minor.

10 (b) (1) A person may not drive or attempt to drive any vehicle while
11 impaired by alcohol.

12 (2) A person may not violate paragraph (1) of this subsection while
13 transporting a minor.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2010.