

HOUSE BILL 588

R5
HB 1350/09 – JUD

0lr2414

By: **Delegates Norman, Elmore, Frank, George, Kach, Kipke, McComas, McConkey, Riley, Smigiel, Sossi, Stocksdale, and Stull**
Introduced and read first time: February 3, 2010
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Rules of the Road – Duty to Remain at the Scene of an Accident – Penalties**

3 FOR the purpose of increasing the maximum penalty for certain offenses relating to a
4 driver's duty to remain at the scene of an accident; and generally relating to a
5 driver's duty to remain at the scene of an accident.

6 BY repealing and reenacting, with amendments,
7 Article – Transportation
8 Section 27–101(c)
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2009 Supplement)

11 BY adding to
12 Article – Transportation
13 Section 27–101(dd)
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2009 Supplement)

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

18 **Article – Transportation**

19 27–101.

20 (c) Any person who is convicted of a violation of any of the provisions of the
21 following sections of this article is subject to a fine of not more than \$500 or
22 imprisonment for not more than 2 months or both:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



- 1 (1) § 12–301(e) or (f) (“Special identification cards: Unlawful use of
2 identification card prohibited”);
- 3 (2) § 14–102 (“Taking or driving vehicle without consent of owner”);
- 4 (3) § 14–104 (“Damaging or tampering with vehicle”);
- 5 (4) § 14–107 (“Removed, falsified, or unauthorized identification
6 number or registration card or plate”);
- 7 (5) § 14–110 (“Altered or forged documents and plates”);
- 8 (6) § 15–312 (“Dealers: Prohibited acts – Vehicle sales transactions”);
- 9 (7) § 15–313 (“Dealers: Prohibited acts – Advertising practices”);
- 10 (8) § 15–314 (“Dealers: Prohibited acts – Violation of licensing laws”);
- 11 (9) § 15–411 (“Vehicle salesmen: Prohibited acts”);
- 12 (10) § 15–502(c) (“Storage of certain vehicles by unlicensed persons
13 prohibited”);
- 14 (11) § 16–113(j) (“Violation of alcohol restriction”);
- 15 (12) § 16–301, except § 16–301(a) or (b) (“Unlawful use of license”);
- 16 (13) § 16–303(h) (“Licenses suspended under certain provisions of
17 Code”);
- 18 (14) § 16–303(i) (“Licenses suspended under certain provisions of the
19 traffic laws or regulations of another state”);
- 20 (15) § 18–106 (“Unauthorized use of rented motor vehicle”);
- 21 (16) [§ 20–103 (“Driver to remain at scene – Accidents resulting only in
22 damage to attended vehicle or property”);
- 23 (17) § 20–104 (“Duty to give information and render aid”);
- 24 (18) § 20–105 (“Duty on striking unattended vehicle or other property”);
- 25 (19)] § 20–108 (“False reports prohibited”);
- 26 [(20)] (17) § 21–206 (“Interference with traffic control devices or
27 railroad signs and signals”);

1 ~~[(21)]~~ **(18)** As to a pedestrian in a marked crosswalk, § 21-502(a)
2 (“Pedestrians’ right-of-way in crosswalks: In general”), if the violation contributes to
3 an accident;

4 ~~[(22)]~~ **(19)** As to another vehicle stopped at a marked crosswalk, §
5 21-502(c) (“Passing of vehicle stopped for pedestrian prohibited”), if the violation
6 contributes to an accident;

7 ~~[(23)]~~ **(20)** Except as provided in subsections (f) and (q) of this section, §
8 21-902(b) (“Driving while impaired by alcohol”);

9 ~~[(24)]~~ **(21)** Except as provided in subsections (f) and (q) of this section, §
10 21-902(c) (“Driving while impaired by drugs or drugs and alcohol”);

11 ~~[(25)]~~ **(22)** § 21-902.1 (“Driving within 12 hours after arrest”); or

12 ~~[(26)]~~ **(23)** § 27-107(d), (e), (f), or (g) (“Prohibited acts – Ignition
13 interlock systems”).

14 **(DD) ANY PERSON WHO IS CONVICTED OF A VIOLATION OF ANY OF THE**
15 **PROVISIONS OF THE FOLLOWING SECTIONS OF THIS ARTICLE IS SUBJECT TO A**
16 **FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT FOR NOT MORE THAN 6**
17 **MONTHS OR BOTH:**

18 **(1) § 20-103 (“DRIVER TO REMAIN AT SCENE – ACCIDENTS**
19 **RESULTING ONLY IN DAMAGE TO ATTENDED VEHICLE OR PROPERTY”);**

20 **(2) § 20-104 (“DUTY TO GIVE INFORMATION AND RENDER AID”);**
21 **OR**

22 **(3) § 20-105 (“DUTY ON STRIKING UNATTENDED VEHICLE OR**
23 **OTHER PROPERTY”).**

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