

SENATE BILL 722

R5

9lr2830

By: **Senator Benson**

Introduced and read first time: February 4, 2019

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Aggressive Driving – Offenses**

3 FOR the purpose of altering the motor vehicle offense of aggressive driving to include the
4 commission of certain other specific motor vehicle offenses; establishing a certain
5 penalty for certain aggressive driving offenses; and generally relating to aggressive
6 driving offenses.

7 BY repealing and reenacting, with amendments,
8 Article – Transportation
9 Section 21–901.2
10 Annotated Code of Maryland
11 (2012 Replacement Volume and 2018 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article – Transportation
14 Section 21–1126
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2018 Supplement)

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

19 **Article – Transportation**

20 21–901.2.

21 **(A)** A person is guilty of aggressive driving if the person [commits]:

22 **(1) COMMITS** three or more of the following offenses at the same time or
23 during a single and continuous period of driving in violation of:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(1)] (I) § 21–202 of this title (Traffic lights with steady indication);

2 [(2)] (II) § 21–303 of this title (Overtaking and passing vehicles);

3 [(3)] (III) § 21–304 of this title (Passing on right);

4 [(4)] (IV) § 21–309 of this title (Driving on laned roadways);

5 [(5)] (V) § 21–310 of this title (Following too closely);

6 [(6)] (VI) § 21–403 of this title (Failure to yield right-of-way); or

7 [(7)] (VII) § 21–801.1 of this title (Exceeding a maximum speed limit or
8 posted maximum speed limit);

9 **(2) FOLLOWS OR APPROACHES A PEDESTRIAN OR ANOTHER VEHICLE**
10 **MORE CLOSELY THAN IS REASONABLE AND PRUDENT WHILE OPERATING A MOTOR**
11 **VEHICLE WITH THE INTENT TO HARASS OR INTIMIDATE ANOTHER PERSON;**

12 **(3) WILLFULLY PERFORMS ABRUPT MOTOR VEHICLE STOPS CAUSING**
13 **AN IMPEDIMENT TO THE NORMAL AND REASONABLE MOVEMENT OF TRAFFIC,**
14 **UNLESS AN ABRUPT STOP IS NECESSARY FOR THE SAFE OPERATION OF THE MOTOR**
15 **VEHICLE OR IS OTHERWISE LAWFUL;**

16 **(4) OPERATES AN ALL-TERRAIN VEHICLE OR A MOTORCYCLE ON A**
17 **SIDEWALK; OR**

18 **(5) DRIVES A MOTOR VEHICLE IN A CARELESS OR IMPRUDENT**
19 **MANNER BY PERFORMING MANEUVERS OR TRICKS, INCLUDING THOSE COMMONLY**
20 **KNOWN AS A WHEELIE, A STOPPIE, AND A BURNOUT, THAT ENDANGER ANY**
21 **PROPERTY OR INDIVIDUAL.**

22 **(B) A PERSON CONVICTED OF A VIOLATION OF SUBSECTION (A)(2)**
23 **THROUGH (5) OF THIS SECTION IS GUILTY OF A FELONY AND IS SUBJECT TO**
24 **IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$1,500 OR**
25 **BOTH.**

26 21–1126.

27 (a) In this section, “violation” means:

28 (1) A violation of the Maryland Vehicle Law that is punishable by a
29 sentence of imprisonment; or

1 (2) A violation of § 21–901.1(a) of this title.

2 (b) A person may not commit or engage another person to commit a violation for
3 the purpose of filming, videotaping, photographing, or otherwise recording the violation
4 unless the person obtains written permission for the commission of the violation from:

5 (1) The Secretary of State Police, or the Secretary’s designee; or

6 (2) The chief executive officer of the governing body of the county in which
7 the violation is to occur, or the chief executive officer’s designee.

8 (c) A person convicted of a violation of this section is subject to imprisonment not
9 exceeding 1 year or a fine not exceeding \$1,000 or both.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2019.