## **HOUSE BILL 337**

R5 4lr0829 CF SB 315

By: Delegates Love, Feldmark, Fraser-Hidalgo, Kaufman, Lehman, Shetty, Solomon, Taveras, and Wolek Wolek, Foley, Stein, Stewart, and Terrasa

Introduced and read first time: January 17, 2024 Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 28, 2024

CHAPTER

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1	AN	ACT	concerning

- Vehicle Laws Bike Lanes and Shoulders Yielding Right–of–Way
   (Sarah Debbink Langenkamp Memorial Act)
- FOR the purpose of prohibiting a person from committing a violation that contributes to a erash of a certain provision of law governing the right-of-way of a bicycle, a motor scooter, or an electronic personal assistive mobility device lawfully in a designated bike lane or shoulder that contributes to the serious physical injury or death of a person riding a bicycle, EPAMD, or motor scooter; and generally relating to yielding the right-of-way in a bike lane or shoulder.

BY repealing and reenacting, with amendments,

- 11 Article Transportation
- 12 Section 21–1209
- 13 Annotated Code of Maryland
- 14 (2020 Replacement Volume and 2023 Supplement)
- 15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND.
- 16 That the Laws of Maryland read as follows:
- 17 Article Transportation
- 18 21–1209.

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19 (a) Notwithstanding any other provision of this title, the driver of a vehicle shall:

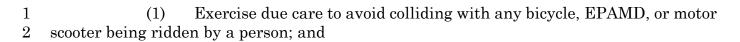
## EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.





- 3 (2) When overtaking a bicycle, an EPAMD, or a motor scooter, pass safely at a distance of not less than 3 feet, unless, at the time:
- 5 (i) The bicycle, EPAMD, or motor scooter rider fails to operate the vehicle in conformance with § 21–1205(a) of this subtitle ("Riding to right side of roadway") or § 21–1205.1(b) of this subtitle ("Roadway with bike lane or shoulder paved to smooth surface"):
- 9 (ii) A passing clearance of less than 3 feet is caused solely by the bicycle, EPAMD, or motor scooter rider failing to maintain a steady course; or
- 11 (iii) The highway on which the vehicle is being driven is not wide 12 enough to lawfully pass the bicycle, EPAMD, or motor scooter at a distance of at least 3 13 feet.
- 14 (b) A person may not throw any object at or in the direction of any person riding 15 a bicycle, an EPAMD, or a motor scooter.
- 16 (c) A person may not open the door of any motor vehicle with intent to strike, injure, or interfere with any person riding a bicycle, an EPAMD, or a motor scooter.
- 18 (d) (1) Unless otherwise specified in this title, the driver of a vehicle shall yield 19 the right-of-way to a person who is lawfully riding a bicycle, an EPAMD, or a motor scooter 20 in a designated bike lane or shoulder if the driver of the vehicle is about to enter or cross 21 the designated bike lane or shoulder.
- 22 (2) (1) A PERSON MAY NOT COMMIT A VIOLATION OF PARAGRAPH
  23 (1) OF THIS SUBSECTION THAT CONTRIBUTES TO A CRASH THE SERIOUS PHYSICAL
  24 INJURY OR DEATH OF A PERSON RIDING A BICYCLE, EPAMD, OR MOTOR SCOOTER.
- 25 (II) A PERSON CONVICTED OF A VIOLATION OF SUBPARAGRAPH 26 (I) OF THIS PARAGRAPH IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 MONTHS 27 OR A FINE NOT EXCEEDING \$2,000 OR BOTH.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 29 October 1, 2024.