

HOUSE BILL 250

R7

4lr1829

By: **Delegate McMillan**

Introduced and read first time: January 17, 2014

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Definition of “Bicycle” – Mopeds**

3 FOR the purpose of clarifying that a moped is a bicycle for the purposes of the
4 Maryland Vehicle Law, subject to certain enumerated exceptions.

5 BY repealing and reenacting, with amendments,
6 Article – Transportation
7 Section 11–104
8 Annotated Code of Maryland
9 (2012 Replacement Volume and 2013 Supplement)

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 11–134.1, 13–102(7), and 21–1103(b)
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2013 Supplement)

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

17 **Article – Transportation**

18 11–104.

19 “Bicycle” means [a]:

20 (1) A vehicle that:

21 [(1)] (I) Is designed to be operated by human power;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(2)] (II) Has two or three wheels, of which one is more than 14
2 inches in diameter; and

3 [(3)] (III) Has a drive mechanism other than by pedals directly
4 attached to a drive wheel; OR

5 (2) A MOPED.

6 11–134.1.

7 “Moped” means a bicycle that:

8 (1) Is designed to be operated by human power with the assistance of a
9 motor;

10 (2) Is equipped with pedals that mechanically drive the rear wheel or
11 wheels;

12 (3) Has two or three wheels, of which one is more than 14 inches in
13 diameter; and

14 (4) Has a motor with a rating of 1.5 brake horsepower or less and, if
15 the motor is an internal combustion engine, a capacity of 50 cubic centimeters piston
16 displacement or less.

17 13–102.

18 A certificate of title is not required for:

19 (7) A bicycle, except for a moped;

20 21–1103.

21 (b) (1) For the purposes of this subsection, “bicycle” does not include
22 “moped”, as defined in § 11–134.1 of this article.

23 (2) Where allowed by local ordinance, a person may ride a bicycle, play
24 vehicle, or unicycle on a sidewalk or sidewalk area.

25 (3) In a place where a person may ride a bicycle on a sidewalk or
26 sidewalk area, a person may also ride a bicycle from the curb or edge of the roadway in
27 or through a crosswalk to the opposite curb or edge of the roadway.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2014.