

SENATE BILL 590

R5

5lr1713
CF HB 744

By: ~~Senator King~~ **Senators King, Folden, James, Smith, and West**

Introduced and read first time: January 23, 2025

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 27, 2025

CHAPTER _____

1 AN ACT concerning

2 **Motor Vehicles – Reckless, Negligent, and Aggressive Driving**
3 **(Sergeant Patrick Kepp Act)**

4 FOR the purpose of altering the penalties and points assessments related to the offenses of
5 reckless, negligent, and aggressive driving; adding certain motor vehicle offenses as
6 elements that may contribute to charges for reckless or aggressive driving; and
7 generally relating to motor vehicle offenses.

8 BY repealing

9 Article – Transportation

10 Section 16–402(a)(17)

11 Annotated Code of Maryland

12 (2020 Replacement Volume and 2024 Supplement)

13 BY renumbering

14 Article – Transportation

15 Section 16–402(a)(13) through (16) and (28) through (46)

16 to be Section 16–402(a)(14) through (17) and (29) through (47), respectively

17 Annotated Code of Maryland

18 (2020 Replacement Volume and 2024 Supplement)

19 BY adding to

20 Article – Transportation

21 Section 16–402(a)(13) and (28)

22 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

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



(2020 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–901.1 and 21–901.2
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That Section(s) 16–402(a)(17) of Article – Transportation of the Annotated Code of
Maryland be repealed.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 16–402(a)(13)
through (16) and (28) through (46) of Article – Transportation of the Annotated Code of
Maryland be renumbered to be Section(s) 16–402(a)(14) through (17) and (29) through (47),
respectively.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Transportation

16–402.

(a) After the conviction of an individual for a violation of Title 2, Subtitle 5, §
2–209, § 3–211, or § 10–110 of the Criminal Law Article, or of the vehicle laws or regulations
of this State or of any local authority, points shall be assessed against the individual as of
the date of violation and as follows:

(13) NEGLIGENCE DRIVING 2 POINTS

**(28) SPEEDING IN EXCESS OF THE POSTED SPEED LIMIT BY 30 MILES
PER HOUR OR MORE 6 POINTS**

21–901.1.

(a) A person is guilty of reckless driving if [he] **THE PERSON** drives a motor
vehicle:

(1) In wanton or willful disregard for the safety of persons or property; [or]

(2) In a manner that indicates a wanton or willful disregard for the safety
of persons or property; **OR**

**(3) AT A SPEED AT LEAST 30 MILES PER HOUR ABOVE THE POSTED
SPEED LIMIT.**

(b) A person is guilty of negligent driving if [he] **THE PERSON** drives a motor vehicle in a careless or imprudent manner that endangers any property or the life or person of any individual.

(c) **(1)** A person convicted of a violation of subsection (a) of this section is subject to **IMPRISONMENT NOT EXCEEDING 60 DAYS OR** a fine not exceeding \$1,000 **OR BOTH.**

(2) A PERSON CONVICTED OF A VIOLATION OF SUBSECTION (B) OF THIS SECTION IS SUBJECT TO A FINE NOT EXCEEDING \$750.

21-901.2.

(A) A person is guilty of aggressive driving if the person commits ~~three~~ **TWO** or more of the following offenses at the same time or during a single and continuous period of driving in violation of:

(1) § 21-201 OF THIS TITLE (FAILURE TO OBEY TRAFFIC CONTROL DEVICE OR LEAVING ROADWAY TO AVOID TRAFFIC CONTROL DEVICE);

(2) § 21-202 of this title (Traffic lights with steady indication);

~~[(2)]~~ **(3)** § 21-303 of this title (Overtaking and passing vehicles);

~~[(3)]~~ **(4)** § 21-304 of this title (Passing on right);

(5) § 21-305 OF THIS TITLE (DRIVING LEFT OF CENTER OF ROADWAY IN OVERTAKING AND PASSING VEHICLE);

(6) § 21-307 OF THIS TITLE (DRIVING ON LEFT IN NO-PASSING ZONE);

~~[(4)]~~ **(7)** § 21-309 of this title (Driving on laned roadways);

~~[(5)]~~ **(8)** § 21-310 of this title (Following too closely);

~~[(6)]~~ **(9)** § 21-403 of this title (Failure to yield right-of-way); [or]

(10) § 21-502(A)(2) OF THIS TITLE (FAILURE TO STOP FOR PEDESTRIAN IN CROSSWALK);

(11) § 21-502(C) OF THIS TITLE (OVERTAKING AND PASSING VEHICLE STOPPED FOR PEDESTRIAN IN CROSSWALK);

(12) § 21-706 OF THIS TITLE (OVERTAKING AND PASSING SCHOOL VEHICLE STOPPED AND OPERATING ALTERNATELY FLASHING RED LIGHTS);

(13) § 21-707 OF THIS TITLE (STOP SIGNS AND YIELD SIGNS);

[(7)] (14) § 21-801.1 of this title (Exceeding [a] maximum speed limit or posted maximum speed limit);

(15) § 21-1117 OF THIS TITLE (SKIDDING, SPINNING WHEELS, AND EXCESSIVE NOISE);

(16) § 21-1131 OF THIS TITLE (DISCHARGING DIESEL EMISSIONS ONTO ANOTHER);

(17) § 21-1209(A) OF THIS TITLE (AVOIDING COLLISION AND OVERTAKING AND PASSING BICYCLE, EPAMD, OR MOTOR SCOOTER);

(18) § 21-1303(C) OF THIS TITLE (MOTORCYCLE OVERTAKING AND PASSING IN SAME LANE AS ANOTHER VEHICLE); OR

(19) § 21-1303(D) OF THIS TITLE (MOTORCYCLE OPERATING BETWEEN LANES OF TRAFFIC OR VEHICLES).

(B) A PERSON CONVICTED OF A VIOLATION OF THIS SECTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.