

1. IS DESIGNED TO SEAT THE DRIVER AND ANY PASSENGER OF A MOTOR VEHICLE WHILE THE MOTOR VEHICLE IS IN OPERATION; OR

2. IS READILY ACCESSIBLE TO THE DRIVER OR A PASSENGER OF A MOTOR VEHICLE WHILE IN THEIR SEATING POSITIONS.

(II) "PASSENGER AREA" DOES NOT INCLUDE:

1. A LOCKED GLOVE COMPARTMENT;

2. THE TRUNK OF A MOTOR VEHICLE; OR

3. IF A MOTOR VEHICLE IS NOT EQUIPPED WITH A TRUNK, THE AREA BEHIND THE REARMOST UPRIGHT SEAT OR AN AREA THAT IS NOT NORMALLY OCCUPIED BY THE DRIVER OR A PASSENGER OF THE MOTOR VEHICLE.

(B) THIS SECTION APPLIES TO A MOTOR VEHICLE THAT IS DRIVEN, STOPPED, STANDING, OR OTHERWISE LOCATED ON A HIGHWAY.

~~(C) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, AN OCCUPANT OF A MOTOR VEHICLE MAY NOT POSSESS AN OPEN CONTAINER THAT CONTAINS AN ALCOHOLIC BEVERAGE OR CONSUME AN ALCOHOLIC BEVERAGE IN A PASSENGER AREA OF A MOTOR VEHICLE ON A HIGHWAY.~~

(C) A DRIVER OF A MOTOR VEHICLE MAY NOT CONSUME AN ALCOHOLIC BEVERAGE IN A PASSENGER AREA OF A MOTOR VEHICLE ON A HIGHWAY.

~~(D) SUBSECTION (C) OF THIS SECTION DOES NOT APPLY TO THE POSSESSION OF AN OPEN CONTAINER THAT CONTAINS AN ALCOHOLIC BEVERAGE OR THE CONSUMPTION OF AN ALCOHOLIC BEVERAGE BY AN OCCUPANT, OTHER THAN THE DRIVER, IN:~~

~~(1) A MOTOR VEHICLE DESIGNED, MAINTAINED, AND USED PRIMARILY FOR THE TRANSPORTATION OF A PERSON FOR COMPENSATION, INCLUDING:~~

~~(I) A BUS;~~

~~(II) A TAXICAB; OR~~

~~(III) A LIMOUSINE; OR~~

~~(2) THE LIVING QUARTERS OF A MOTOR HOME, MOTOR COACH, OR RECREATIONAL VEHICLE.~~

~~(E) A VIOLATION OF THIS SECTION IS NOT A MOVING VIOLATION FOR THE PURPOSES OF § 16-402 OF THIS ARTICLE.~~

(D) NOTWITHSTANDING ARTICLE 2B, TITLE 19 OF THE CODE OR ANY OTHER PROVISION OF LAW, THE PROHIBITION CONTAINED IN THIS SECTION APPLIES THROUGHOUT THE STATE.

27-101.

(a) It is a misdemeanor for any person to violate any of the provisions of the Maryland Vehicle Law unless the violation: