

~~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:

(1) Is declared to be a felony by the Maryland Vehicle Law or by any other law of this State; or

(2) Is punishable by a civil penalty under the applicable provision of the Maryland Vehicle Law.

(b) Except as otherwise provided in this section, any person convicted of a misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is subject to a fine of not more than \$500.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to conform to the provisions of 23 U.S.C. § 154.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect September 30, 2002.

Approved April 25, 2002.