

Defined terms: "Person" § 1-101

"Wanton" § 6-401

6-404. USE OF A VEHICLE ON PRIVATE PROPERTY.

(A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO:

- (1) A VESSEL;
- (2) A MILITARY, FIRE OR LAW ENFORCEMENT VEHICLE;
- (3) A FARM-TYPE TRACTOR, OTHER AGRICULTURAL EQUIPMENT USED FOR AGRICULTURAL PURPOSES, OR CONSTRUCTION EQUIPMENT USED FOR AGRICULTURAL PURPOSES OR EARTH MOVING;
- (4) EARTH-MOVING OR CONSTRUCTION EQUIPMENT USED FOR THOSE PURPOSES; OR
- (5) A LAWN MOWER, SNOWBLOWER, GARDEN OR LAWN TRACTOR, OR GOLF CART WHILE BEING USED FOR ITS DESIGNED PURPOSE.

(B) PROHIBITED.

EXCEPT WHEN TRAVELING ON A CLEARLY DESIGNATED PRIVATE DRIVEWAY, A PERSON MAY NOT USE A VEHICLE OR OFF-ROAD VEHICLE ON PRIVATE PROPERTY UNLESS THE PERSON HAS IN THE PERSON'S POSSESSION THE WRITTEN PERMISSION OF THE OWNER OR TENANT OF THE PRIVATE PROPERTY.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 90 DAYS OR A FINE NOT EXCEEDING \$500 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, §§ 576(c)(2) and 577(a)(3) and (b).

Subsection (a) of this section is revised as a scope provision excluding the application of this section from certain on-road and off-road vehicles. This corrects the usage of the former defined term "off-road vehicle", which included on-road vehicles, and excluded the on-road and off-road vehicles listed in this subsection.

In subsection (a)(1) of this section, the reference to a "vessel" is substituted for the former reference to a "boat" for consistency with other revised articles.

In subsection (a)(3) of this section, the reference to construction equipment used for "agricultural purposes or earth moving" is substituted for the former reference to "those purposes" for clarity. Similarly, in subsection (a)(5) of this section, the reference to a lawn mower, snowblower, garden or