

HOUSE BILL 650

R5

4lr1673

By: **Delegates Impallaria, Aumann, Boteler, Bromwell, Burns, Cardin, Cluster, DeBoy, Frank, Glass, Kach, McComas, McDonough, Minnick, Nathan-Pulliam, Olszewski, Szeliga, and Weir**

Introduced and read first time: January 30, 2014

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Use of Speed Monitoring Systems**

3 FOR the purpose of establishing that in Baltimore County a violation recorded by a
4 speed monitoring system may be enforced by the issuance of a citation only if
5 the violation occurred during a certain time period and at the time of the
6 violation the sign designating the school zone is equipped and operated in a
7 certain manner; requiring in Baltimore County that a violation recorded by a
8 speed monitoring system in a school zone be enforced only by a warning if the
9 violation occurred outside of a certain time period or at the time of the violation
10 the sign designating the school zone is not equipped or operated in a certain
11 manner; requiring that a speed monitoring system in Baltimore County be
12 placed and adjusted in a manner that ensures that a recorded image of a motor
13 vehicle is made when the motor vehicle is within a certain area in the school
14 zone; and generally relating to the use of speed monitoring systems in
15 Baltimore County.

16 BY repealing and reenacting, without amendments,
17 Article – Transportation
18 Section 21–803.1(b)(1) and 21–809(b)(1)(vi)
19 Annotated Code of Maryland
20 (2012 Replacement Volume and 2013 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Transportation
23 Section 21–809(b)(1)(viii)
24 Annotated Code of Maryland
25 (2012 Replacement Volume and 2013 Supplement)

26 BY adding to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Article – Transportation
2 Section 21–809(b)(1)(ix)
3 Annotated Code of Maryland
4 (2012 Replacement Volume and 2013 Supplement)

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

7 **Article – Transportation**

8 21–803.1.

9 (b) (1) On each highway where a school zone is established under this
10 section, in accordance with specifications of the State Highway Administration, the
11 State Highway Administration or local authority:

12 (i) Shall place signs designating the school zone; and

13 (ii) May place other traffic control devices, including timed
14 flashing warning lights.

15 21–809.

16 (b) (1) (vi) This section applies to a violation of this subtitle recorded by
17 a speed monitoring system that meets the requirements of this subsection and has
18 been placed:

19 1. In Montgomery County, on a highway in a residential
20 district, as defined in § 21–101 of this title, with a maximum posted speed limit of 35
21 miles per hour, which speed limit was established using generally accepted traffic
22 engineering practices;

23 2. In a school zone established under § 21–803.1 of this
24 subtitle; or

25 3. In Prince George’s County, on that part of a highway
26 located within the grounds of an institution of higher education as defined in §
27 10–101(h) of the Education Article, or within one-half mile of the grounds of a
28 building or property used by the institution of higher education where generally
29 accepted traffic and engineering practices indicate that motor vehicle, pedestrian, or
30 bicycle traffic is substantially generated or influenced by the institution of higher
31 education.

32 (viii) **[A] SUBJECT TO SUBPARAGRAPH (IX) OF THIS**
33 **PARAGRAPH**, A speed monitoring system in a school zone may operate only Monday
34 through Friday between 6:00 a.m. and 8:00 p.m.

1 **(IX) 1. THIS SUBPARAGRAPH APPLIES ONLY IN**
2 **BALTIMORE COUNTY.**

3 **2. A VIOLATION RECORDED BY A SPEED**
4 **MONITORING SYSTEM IN A SCHOOL ZONE MAY BE ENFORCED BY THE ISSUANCE**
5 **OF A CITATION ONLY IF:**

6 **A. THE VIOLATION OCCURRED DURING THE TIME**
7 **PERIOD AUTHORIZED UNDER SUBPARAGRAPH (VIII) OF THIS PARAGRAPH; AND**

8 **B. AT THE TIME OF THE VIOLATION THE SIGN**
9 **DESIGNATING THE SCHOOL ZONE IS EQUIPPED WITH TIMED FLASHING WARNING**
10 **LIGHTS AND THE TIMED FLASHING WARNING LIGHTS ARE ACTIVATED.**

11 **3. A VIOLATION RECORDED BY A SPEED**
12 **MONITORING SYSTEM IN A SCHOOL ZONE MAY BE ENFORCED BY THE ISSUANCE**
13 **OF A WARNING ONLY IF:**

14 **A. THE VIOLATION OCCURRED OUTSIDE THE**
15 **AUTHORIZED TIME PERIOD; OR**

16 **B. AT THE TIME OF THE VIOLATION EITHER THE**
17 **SIGN DESIGNATING THE SCHOOL ZONE IS NOT EQUIPPED WITH TIMED FLASHING**
18 **WARNING LIGHTS OR THE TIMED FLASHING WARNING LIGHTS ARE NOT**
19 **ACTIVATED.**

20 **4. A SPEED MONITORING SYSTEM SHALL BE PLACED**
21 **AND ADJUSTED IN A MANNER THAT ENSURES THAT A RECORDED IMAGE OF A**
22 **MOTOR VEHICLE IS MADE WHEN THE MOTOR VEHICLE IS BETWEEN 300 AND 350**
23 **FEET PAST THE SIGN DESIGNATING THE SCHOOL ZONE.**

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