

HOUSE BILL 1654

R5

7lr3783

By: **Delegates Chang, Gutierrez, Haynes, Jackson, and McKay**

Rules suspended

Introduced and read first time: March 7, 2017

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Work Zone Speed Control System – Increased Penalty for**
3 **Multiple Offenses**

4 FOR the purpose of increasing the maximum civil penalty for a violation of a posted speed
5 restriction in a work zone captured by a speed control system under certain
6 circumstances; and generally relating to civil penalties for a violation of posted speed
7 restrictions captured by speed control systems.

8 BY repealing and reenacting, without amendments,

9 Article – Transportation

10 Section 21–810(b)(1) through (3) and (c)(1)

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2016 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Transportation

15 Section 21–810(c)(2)

16 Annotated Code of Maryland

17 (2012 Replacement Volume and 2016 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Transportation**

21 21–810.

22 (b) (1) A work zone speed control system that meets the requirements of this
23 subsection may be used to record the images of motor vehicles traveling on a highway:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (i) Within a work zone;
- 2 (ii) That is an expressway or a controlled access highway as defined
3 in § 21–101 of this title; and
- 4 (iii) On which the speed limit, established using generally accepted
5 traffic engineering practices, is 45 miles per hour or greater.

6 (2) A work zone speed control system may be used only:

- 7 (i) On a highway as specified in paragraph (1) of this subsection;
- 8 (ii) When being operated by a work zone speed control system
9 operator; and
- 10 (iii) If, in accordance with the Maryland manual on uniform traffic
11 control devices, a conspicuous road sign is placed at a reasonable distance consistent with
12 national guidelines before the work zone alerting drivers that a speed monitoring system
13 may be in operation in the work zone.

14 (3) A work zone speed control system may be used only to record the images
15 of vehicles that are traveling at speeds at least 12 miles per hour above the posted work
16 zone speed limit.

17 (c) (1) Unless the driver of the motor vehicle received a citation from a police
18 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this
19 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor
20 vehicle is recorded by a work zone speed control system in accordance with subsection (b)
21 of this section while being operated in violation of this subtitle.

22 (2) A civil penalty under this subsection:

23 **(I) FOR A FIRST AND SECOND OFFENSE IN A CALENDAR YEAR,**
24 **may not exceed \$40; AND**

25 **(II) FOR A THIRD OR SUBSEQUENT OFFENSE IN A CALENDAR**
26 **YEAR, MAY NOT EXCEED \$80.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2017.