

HOUSE BILL 226

R2
HB 107/20 – ENT

(PRE-FILED)

1lr1219

By: **Delegate R. Lewis**

Requested: October 28, 2020

Introduced and read first time: January 13, 2021

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: March 7, 2021

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Complete Streets Program Funding – Traffic and Vehicle**
3 **Monitoring Systems**

4 FOR the purpose of authorizing Baltimore City to recover the costs of implementing and
5 administering a traffic control signal monitoring system, a speed monitoring system,
6 a school bus monitoring camera, or a vehicle height monitoring system; requiring
7 Baltimore City to spend, after recovering costs, the remaining balance of fines
8 collected by Baltimore City as a result of violations enforced by a traffic control signal
9 monitoring system, a speed monitoring system, a school bus monitoring camera, or
10 a vehicle height monitoring system solely on public safety or transportation
11 infrastructure improvements consistent with the purpose and goals of the Complete
12 Streets Program and the Complete Streets Transportation System; and generally
13 relating to the Complete Streets Program in Baltimore City.

14 BY repealing and reenacting, with amendments,
15 Article – Courts and Judicial Proceedings
16 Section 7–302(e)
17 Annotated Code of Maryland
18 (2020 Replacement Volume)

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

21 **Article – Courts and Judicial Proceedings**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 7-302.

2 (e) (1) A citation issued pursuant to § 21-202.1, § 21-706.1, § 21-809, §
3 21-810, or § 24-111.3 of the Transportation Article shall provide that the person receiving
4 the citation may elect to stand trial by notifying the issuing agency of the person's intention
5 to stand trial at least 5 days prior to the date of payment as set forth in the citation. On
6 receipt of the notice to stand trial, the agency shall forward to the District Court having
7 venue a copy of the citation and a copy of the notice from the person who received the
8 citation indicating the person's intention to stand trial. On receipt thereof, the District
9 Court shall schedule the case for trial and notify the defendant of the trial date under
10 procedures adopted by the Chief Judge of the District Court.

11 (2) A citation issued as the result of a vehicle height monitoring system, a
12 traffic control signal monitoring system, or a speed monitoring system, including a work
13 zone speed control system, controlled by a political subdivision or a school bus monitoring
14 camera shall provide that, in an uncontested case, the penalty shall be paid directly to that
15 political subdivision. A citation issued as the result of a traffic control signal monitoring
16 system or a work zone speed control system controlled by a State agency, or as a result of
17 a vehicle height monitoring system, a traffic control signal monitoring system, a speed
18 monitoring system, or a school bus monitoring camera in a case contested in District Court,
19 shall provide that the penalty shall be paid directly to the District Court.

20 (3) Civil penalties resulting from citations issued using a vehicle height
21 monitoring system, traffic control signal monitoring system, speed monitoring system,
22 work zone speed control system, or school bus monitoring camera that are collected by the
23 District Court shall be collected in accordance with subsection (a) of this section and
24 distributed in accordance with § 12-118 of the Transportation Article.

25 (4) (i) **[From] EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS**
26 **SUBSECTION, FROM** the fines collected by a political subdivision as a result of violations
27 enforced by speed monitoring systems or school bus monitoring cameras, a political
28 subdivision:

29 1. May recover the costs of implementing and administering
30 the speed monitoring systems or school bus monitoring cameras; and

31 2. Subject to subparagraphs (ii) and (iii) of this paragraph,
32 may spend any remaining balance solely for public safety purposes, including pedestrian
33 safety programs.

34 (ii) 1. For any fiscal year, if the balance remaining from the fines
35 collected by a political subdivision as a result of violations enforced by speed monitoring
36 systems, after the costs of implementing and administering the systems are recovered in
37 accordance with subparagraph (i)1 of this paragraph, is greater than 10% of the total
38 revenues of the political subdivision for the fiscal year, the political subdivision shall remit
39 any funds that exceed 10% of the total revenues to the Comptroller.

1 2. The Comptroller shall deposit any money remitted under
2 this subparagraph to the General Fund of the State.

3 (iii) The fines collected by Prince George's County as a result of
4 violations enforced by speed monitoring systems on Maryland Route 210 shall be remitted
5 to the Comptroller for distribution to the State Highway Administration to be used solely
6 to assist in covering the costs of:

7 1. Examining the engineering, infrastructure, and other
8 relevant factors that may contribute to safety issues on Maryland Route 210 in Prince
9 George's County;

10 2. Reporting its findings and recommendations on any
11 solutions to these safety issues; and

12 3. Implementing any solutions to these safety issues.

13 (5) From the fines collected by Baltimore City as a result of violations
14 enforced by **A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM, A SPEED**
15 **MONITORING SYSTEM, A SCHOOL BUS MONITORING CAMERA, OR A** vehicle height
16 monitoring [systems] **SYSTEM**, Baltimore City [may]:

17 (i) [Recover] **MAY RECOVER** the costs of implementing and
18 administering [the] **A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM, A SPEED**
19 **MONITORING SYSTEM, A SCHOOL BUS MONITORING CAMERA, OR A** vehicle height
20 monitoring [systems] **SYSTEM**; and

21 (ii) [Spending] **SHALL SPEND** the remaining balance solely on
22 [roadway improvements] **PUBLIC SAFETY OR TRANSPORTATION INFRASTRUCTURE**
23 **IMPROVEMENTS CONSISTENT WITH THE PURPOSE AND GOALS OF THE COMPLETE**
24 **STREETS PROGRAM UNDER § 8-903 OF THE TRANSPORTATION ARTICLE AND THE**
25 **COMPLETE STREETS TRANSPORTATION SYSTEM UNDER ARTICLE 26, § 40-6 OF THE**
26 **BALTIMORE CITY CODE.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2021.