

# SENATE BILL 609

R5

2lr2421

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By: **Senator Elfreth**

Introduced and read first time: February 2, 2022

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Speed Monitoring Systems – Sands Road**

3 FOR the purpose of authorizing the placement and use of speed monitoring systems on  
4 Sands Road in Anne Arundel County, subject to certain placement and signage  
5 requirements; and generally relating to the placement and use of speed monitoring  
6 systems in Anne Arundel County.

7 BY repealing and reenacting, without amendments,  
8 Article – Transportation  
9 Section 21–809(a)(1) and (8), (b)(1)(i) and (v), and (c)  
10 Annotated Code of Maryland  
11 (2020 Replacement Volume and 2021 Supplement)

12 BY repealing and reenacting, with amendments,  
13 Article – Transportation  
14 Section 21–809(b)(1)(vi) and (viii)  
15 Annotated Code of Maryland  
16 (2020 Replacement Volume and 2021 Supplement)

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

19 **Article – Transportation**

20 21–809.

21 (a) (1) In this section the following words have the meanings indicated.

22 (8) “Speed monitoring system” means a device with one or more motor  
23 vehicle sensors producing recorded images of motor vehicles traveling at speeds at least 12  
24 miles per hour above the posted speed limit.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) (1) (i) A speed monitoring system may not be used in a local jurisdiction  
2 under this section unless its use is authorized by the governing body of the local jurisdiction  
3 by local law enacted after reasonable notice and a public hearing.

4 (v) An ordinance or resolution adopted by the governing body of a  
5 local jurisdiction under this paragraph shall provide that, if the local jurisdiction moves or  
6 places a mobile or stationary speed monitoring system to or at a location where a speed  
7 monitoring system had not previously been moved or placed, the local jurisdiction may not  
8 issue a citation for a violation recorded by that speed monitoring system:

9 1. Until signage is installed in accordance with  
10 subparagraph (viii) of this paragraph; and

11 2. For at least the first 15 calendar days after the signage is  
12 installed.

13 (vi) This section applies to a violation of this subtitle recorded by a  
14 speed monitoring system that meets the requirements of this subsection and has been  
15 placed:

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

20 2. In a school zone with a posted speed limit of at least 20  
21 miles per hour;

22 3. In Prince George's County:

23 A. Subject to subparagraph (vii)<sup>1</sup> of this paragraph, on  
24 Maryland Route 210 (Indian Head Highway); or

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

31 4. Subject to subparagraph (vii)<sup>2</sup> of this paragraph, on  
32 Interstate 83 in Baltimore City; or

33 5. In Anne Arundel County, on:

1                   A.     Maryland Route 175 (Jessup Road) between the Maryland  
2 Route 175/295 interchange and the Anne Arundel County–Howard County line; **OR**

3                   **B.     SANDS ROAD.**

4                   (viii) Before activating a speed monitoring system, the local  
5 jurisdiction shall:

6                   1.     Publish notice of the location of the speed monitoring  
7 system on its website and in a newspaper of general circulation in the jurisdiction;

8                   2.     Ensure that each sign that designates a school zone is  
9 proximate to a sign that:

10                  A.     Indicates that speed monitoring systems are in use in the  
11 school zone; and

12                  B.     Is in accordance with the manual for and the specifications  
13 for a uniform system of traffic control devices adopted by the State Highway Administration  
14 under § 25–104 of this article;

15                  3.     With regard to a speed monitoring system established on  
16 Maryland Route 210 (Indian Head Highway) in Prince George’s County, based on proximity  
17 to an institution of higher education under subparagraph (vi)3 of this paragraph, on  
18 Interstate 83 in Baltimore City, or in Anne Arundel County on Maryland Route 175 (Jessup  
19 Road) between the Maryland Route 175/295 interchange and the Anne Arundel  
20 County–Howard County line **OR ON SANDS ROAD**, ensure that all speed limit signs  
21 approaching and within the segment of highway on which the speed monitoring system is  
22 located include signs that:

23                  A.     Are in accordance with the manual and specifications for  
24 a uniform system of traffic control devices adopted by the State Highway Administration  
25 under § 25–104 of this article; and

26                  B.     Indicate that a speed monitoring system is in use; and

27                  4.     With regard to a speed monitoring system placed on  
28 Maryland Route 210 (Indian Head Highway) in Prince George’s County, Interstate 83 in  
29 Baltimore City, or in Anne Arundel County on Maryland Route 175 (Jessup Road) between  
30 the Maryland Route 175/295 interchange and the Anne Arundel County–Howard County  
31 line **OR SANDS ROAD**, ensure that each sign that indicates that a speed monitoring system  
32 is in use is proximate to a device that displays a real–time posting of the speed at which a  
33 driver is traveling.

34                  (c)     (1)    Unless the driver of the motor vehicle received a citation from a police  
35 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this

1 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is  
2 recorded by a speed monitoring system while being operated in violation of this subtitle.

3 (2) A civil penalty under this subsection may not exceed \$40.

4 (3) For purposes of this section, the District Court shall prescribe:

5 (i) A uniform citation form consistent with subsection (d)(1) of this  
6 section and § 7-302 of the Courts Article; and

7 (ii) A civil penalty, which shall be indicated on the citation, to be paid  
8 by persons who choose to prepay the civil penalty without appearing in District Court.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2022.