

SENATE BILL 1067

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By: **Senators West, Brooks, Sydnor, M. Washington, and Hettleman**

Introduced and read first time: February 2, 2024

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Speed Monitoring Systems – Interstate 695**

3 FOR the purpose of authorizing the placement and use of a certain number of speed
4 monitoring systems on Interstate 695 in Baltimore County; requiring that fines
5 collected by Baltimore County as a result of violations enforced by speed monitoring
6 systems on Interstate 695 be used to assist in covering the cost of roadway and safety
7 improvements on Interstate 695 in Baltimore County; requiring an agency to mail a
8 warning notice instead of a citation for a violation recorded by a speed monitoring
9 system on Interstate 695 in Baltimore County during a certain time period; and
10 generally relating to speed monitoring systems on Interstate 695 in Baltimore
11 County.

12 BY repealing and reenacting, with amendments,
13 Article – Courts and Judicial Proceedings
14 Section 7–302(e)(4)
15 Annotated Code of Maryland
16 (2020 Replacement Volume and 2023 Supplement)

17 BY repealing and reenacting, without amendments,
18 Article – Transportation
19 Section 21–809(a)(1) and (8), (b)(1)(i), and (c)
20 Annotated Code of Maryland
21 (2020 Replacement Volume and 2023 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article – Transportation
24 Section 21–809(b)(1)(vi) through (viii) and (d)(2)
25 Annotated Code of Maryland
26 (2020 Replacement Volume and 2023 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 That the Laws of Maryland read as follows:

2 **Article – Courts and Judicial Proceedings**

3 7–302.

4 (e) (4) (i) Except as provided in paragraph (5) of this subsection, from the
5 fines collected by a political subdivision as a result of violations enforced by speed
6 monitoring systems, school bus monitoring cameras, or bus lane monitoring systems, a
7 political subdivision:

8 1. May recover the costs of implementing and administering
9 the speed monitoring systems, school bus monitoring cameras, or bus lane monitoring
10 systems; and

11 2. Subject to subparagraphs (ii), (iii), [and] (iv), (V), (VI),
12 AND (VII) of this paragraph, may spend any remaining balance solely for public safety
13 purposes, including pedestrian safety programs.

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

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

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

26 1. Examining the engineering, infrastructure, and other
27 relevant factors that may contribute to safety issues on Maryland Route 210 in Prince
28 George’s County;

29 2. Reporting its findings and recommendations on any
30 solutions to these safety issues; and

31 3. Implementing any solutions to these safety issues.

32 (iv) 1. From the fines collected by Baltimore City as a result of
33 violations enforced by speed monitoring systems on Interstate 83, any balance remaining
34 after the allocation of fines under subparagraph (i)1 of this paragraph shall be remitted to
35 the Comptroller for distribution to the Baltimore City Department of Transportation to be

1 used solely to assist in covering the cost of roadway improvements on Interstate 83 in
2 Baltimore City.

3 2. Fines remitted to the Baltimore City Department of
4 Transportation under subparagraph 1 of this subparagraph are supplemental to and
5 are not intended to take the place of funding that would otherwise be appropriated for uses
6 described under subparagraph 1 of this subparagraph.

7 (v) From the fines collected by Anne Arundel County as a result of
8 violations enforced by speed monitoring systems on Maryland Route 175 (Jessup Road)
9 between the Maryland Route 175/295 interchange and the Anne Arundel County–Howard
10 County line, any balance remaining after the allocation of fines under subparagraph (i)1 of
11 this paragraph shall be remitted to the Comptroller for distribution to the State Highway
12 Administration to be used solely to assist in covering the cost of speed reduction measures
13 and roadway and pedestrian safety improvements on Maryland Route 175 (Jessup Road)
14 between the Maryland Route 175/295 interchange and the Anne Arundel County–Howard
15 County line.

16 (vi) From the fines collected by the Town of Oxford as a result of
17 violations enforced by speed monitoring systems at the intersection of Maryland Route 333
18 (Oxford Road) and Bonfield Avenue in Talbot County, any balance remaining after the
19 allocation of fines under subparagraph (i)1 of this paragraph shall be remitted to the
20 Comptroller for distribution to the State Highway Administration to be used solely to assist
21 in covering the cost of roadway and pedestrian safety improvements in and around the
22 intersection of Maryland Route 333 (Oxford Road) and Bonfield Avenue.

23 **(VII) 1. FROM THE FINES COLLECTED BY BALTIMORE**
24 **COUNTY AS A RESULT OF VIOLATIONS ENFORCED BY SPEED MONITORING SYSTEMS**
25 **ON INTERSTATE 695, ANY BALANCE REMAINING AFTER THE ALLOCATION OF FINES**
26 **UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH SHALL BE REMITTED TO THE**
27 **COMPTROLLER FOR DISTRIBUTION TO THE STATE HIGHWAY ADMINISTRATION TO**
28 **BE USED SOLELY TO ASSIST IN COVERING THE COST OF ROADWAY AND SAFETY**
29 **IMPROVEMENTS ON INTERSTATE 695 IN BALTIMORE COUNTY.**

30 **2. FINES REMITTED TO THE STATE HIGHWAY**
31 **ADMINISTRATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH ARE**
32 **SUPPLEMENTAL TO AND ARE NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT**
33 **WOULD OTHERWISE BE APPROPRIATED FOR USES DESCRIBED UNDER**
34 **SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.**

35 Article – Transportation

36 21–809.

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

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

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

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

10 1. In Anne Arundel County, Montgomery County, or Prince
11 George’s County, on a highway in a residential district, as defined in § 21–101 of this title,
12 with a maximum posted speed limit of 35 miles per hour, which speed limit was established
13 using generally accepted traffic engineering practices;

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

16 3. In Prince George’s County:

17 A. Subject to subparagraph (vii)¹ of this paragraph, on
18 Maryland Route 210 (Indian Head Highway); or

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

25 4. Subject to subparagraph (vii)² of this paragraph, on
26 Interstate 83 in Baltimore City;

27 5. In Anne Arundel County, on Maryland Route 175 (Jessup
28 Road) between the Maryland Route 175/295 interchange and the Anne Arundel
29 County–Howard County line; [or]

30 6. Subject to subparagraph (vii)³ of this paragraph, at the
31 intersection of Maryland Route 333 (Oxford Road) and Bonfield Avenue in Talbot County;
32 **OR**

33 **7. SUBJECT TO SUBPARAGRAPH (VII)⁴ OF THIS**
34 **PARAGRAPH, ON INTERSTATE 695 IN BALTIMORE COUNTY.**

1 (vii) 1. Not more than six mobile or stationary speed monitoring
2 systems may be placed on Maryland Route 210 (Indian Head Highway).

3 2. Not more than two speed monitoring systems may be
4 placed on Interstate 83 in Baltimore City.

5 3. Not more than one speed monitoring system may be placed
6 at the intersection of Maryland Route 333 (Oxford Road) and Bonfield Avenue in Talbot
7 County.

8 4. **A. NOT MORE THAN 16 SPEED MONITORING**
9 **SYSTEMS MAY BE PLACED ON INTERSTATE 695 IN BALTIMORE COUNTY.**

10 **B. NOT MORE THAN FOUR SPEED MONITORING SYSTEMS**
11 **MAY BE OPERATED ON INTERSTATE 695 IN BALTIMORE COUNTY AT ANY GIVEN**
12 **TIME.**

13 (viii) Before activating a speed monitoring system, the local
14 jurisdiction shall:

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

17 2. Ensure that each sign that designates a school zone is
18 proximate to a sign that:

19 A. Indicates that speed monitoring systems are in use in the
20 school zone; and

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

24 3. With regard to a speed monitoring system established on
25 Maryland Route 210 (Indian Head Highway) in Prince George’s County, based on proximity
26 to an institution of higher education under subparagraph (vi)3 of this paragraph, on
27 Interstate 83 in Baltimore City, in Anne Arundel County on Maryland Route 175 (Jessup
28 Road) between the Maryland Route 175/295 interchange and the Anne Arundel
29 County–Howard County line, [or] at the intersection of Maryland Route 333 (Oxford Road)
30 and Bonfield Avenue in Talbot County, **OR ON INTERSTATE 695 IN BALTIMORE**
31 **COUNTY**, ensure that all speed limit signs approaching and within the segment of highway
32 on which the speed monitoring system is located include signs that:

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

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

2 4. With regard to a speed monitoring system placed on
3 Maryland Route 210 (Indian Head Highway) in Prince George's County, Interstate 83 in
4 Baltimore City, in Anne Arundel County on Maryland Route 175 (Jessup Road) between
5 the Maryland Route 175/295 interchange and the Anne Arundel County–Howard County
6 line, [or] at the intersection of Maryland Route 333 (Oxford Road) and Bonfield Avenue in
7 Talbot County, **OR ON INTERSTATE 695 IN BALTIMORE COUNTY**, ensure that each sign
8 that indicates that a speed monitoring system is in use is proximate to a device that
9 displays a real-time posting of the speed at which a driver is traveling.

10 (c) (1) Unless the driver of the motor vehicle received a citation from a police
11 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this
12 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is
13 recorded by a speed monitoring system while being operated in violation of this subtitle.

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

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

16 (i) A uniform citation form consistent with subsection (d)(1) of this
17 section and § 7–302 of the Courts Article; and

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

20 (d) (2) (i) Except as provided in subparagraph (ii) of this paragraph, an
21 agency may mail a warning notice instead of a citation to the owner liable under subsection
22 (c) of this section.

23 (ii) With regard to a speed monitoring system established on
24 Interstate 83 in Baltimore City **OR INTERSTATE 695 IN BALTIMORE COUNTY**, an agency
25 shall mail a warning notice instead of a citation for a violation recorded by the speed
26 monitoring system during the first 90 days that the speed monitoring system is in
27 operation.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
29 1, 2024. It shall remain effective for a period of 5 years and 1 month and, at the end of June
30 30, 2029, this Act, with no further action required by the General Assembly, shall be
31 abrogated and of no further force and effect.