

Bill No.: _____

Requested: _____

Committee: _____

Drafted by: McCarthy

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By: **Prince George’s County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George’s County – Speed Monitoring Systems – Church Road**

3 **PG 302–20**

4 FOR the purpose of authorizing the placement and use of a speed monitoring system on
5 Church Road between Old Stage Road and Dunwood Valley Drive in Prince George’s
6 County, subject to certain placement and signage requirements; and generally
7 relating to the placement and use of speed monitoring systems in Prince George’s
8 County.

9 BY repealing and reenacting, without amendments,
10 Article – Transportation
11 Section 21–809(a)(1) and (8), (b)(1)(i) and (v), and (c)
12 Annotated Code of Maryland
13 (2012 Replacement Volume and 2019 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Transportation
16 Section 21–809(b)(1)(vi) through (viii)
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2019 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Transportation**

4 21–809.

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

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

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

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

17 1. Until signage is installed in accordance with
18 subparagraph (vii) of this paragraph; and

19 2. For at least the first 15 calendar days after the signage is
20 installed.

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

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

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

4 3. With regard to a speed monitoring system established on
5 Maryland Route 210 (Indian Head Highway) **OR CHURCH ROAD** in Prince George’s
6 County or based on proximity to an institution of higher education under paragraph (1)(vi)3
7 of this subsection, ensure that all speed limit signs approaching and within the segment of
8 highway on which the speed monitoring system is located include signs that:

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

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

13 4. With regard to a speed monitoring system placed on
14 Maryland Route 210 (Indian Head Highway) in Prince George’s County, ensure that each
15 sign that indicates that a speed monitoring system is in use is proximate to a device that
16 displays a real–time posting of the speed at which a driver is traveling.

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 the motor vehicle is
20 recorded by a speed monitoring system while being operated in violation of this subtitle.

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

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

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

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

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2020.