

Bill No.: _____
Requested: _____
Committee: _____

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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 – Briggs Chaney Road**

3 **PG 303–21**

4 FOR the purpose of authorizing the placement and use of a speed monitoring system on
5 Briggs Chaney Road between Sawgrass Drive and Calvert Hills Drive in Prince
6 George’s County, subject to certain placement and signage requirements; and
7 generally relating to the placement and use of speed monitoring systems in Prince
8 George’s 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 (2020 Replacement Volume)

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 (2020 Replacement Volume)

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

3 3. In Prince George's County:

4 A. Subject to subparagraph (vii) of this paragraph, on
5 Maryland Route 210 (Indian Head Highway); [or]

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

12 **C. SUBJECT TO SUBPARAGRAPH (VII) OF THIS**
13 **PARAGRAPH, ON BRIGGS CHANEY ROAD BETWEEN SAWGRASS DRIVE AND CALVERT**
14 **HILLS DRIVE.**

15 (vii) 1. Not more than three speed monitoring systems may be
16 placed on Maryland Route 210 (Indian Head Highway).

17 **2. NOT MORE THAN ONE SPEED MONITORING SYSTEM**
18 **MAY BE PLACED ON BRIGGS CHANEY ROAD BETWEEN SAWGRASS DRIVE AND**
19 **CALVERT HILLS DRIVE.**

20 (viii) Before activating a speed monitoring system, the local
21 jurisdiction shall:

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

24 2. Ensure that each sign that designates a school zone is
25 proximate to a sign that:

26 A. Indicates that speed monitoring systems are in use in the
27 school zone; and

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 BRIGGS CHANEY ROAD** in Prince
6 George’s County or based on proximity to an institution of higher education under
7 subparagraph (vi)3 of this paragraph, ensure that all speed limit signs approaching and
8 within the segment of highway on which the speed monitoring system is located include
9 signs that:

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

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

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

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

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

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

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

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

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