R5
HB 273/20 – ENT

Bill No.: \_\_\_\_\_

Requested: \_\_\_\_\_

Committee: \_\_\_\_\_

By: Prince George's County Delegation

Typed by: Fran Stored – 01/13/21 Proofread by \_\_\_\_\_ Checked by \_\_\_\_\_

Drafted by: Moriarty

# A BILL ENTITLED

### 1 AN ACT concerning

# Prince George's County - Speed Monitoring Systems - Maryland Route 382 (Croom Road)

#### 4

## PG 316-21

- FOR the purpose of authorizing the placement and use of speed monitoring systems on
  Maryland Route 382 (Croom Road) between Mount Calvert Road and Molly Berry
  Road in Prince George's County, subject to certain placement and signage
  requirements; and generally relating to the placement and use of speed monitoring
  systems in Prince George's County.
- 10 BY repealing and reenacting, without amendments,
- 11 Article Transportation
- 12 Section 21–809(a)(1) and (8), (b)(1)(i) and (v), and (c)
- 13 Annotated Code of Maryland
- 14 (2020 Replacement Volume)
- 15 BY repealing and reenacting, with amendments,
- 16 Article Transportation
- 17 Section 21–809(b)(1)(vi) and (viii)
- 18 Annotated Code of Maryland
- 19 (2020 Replacement Volume)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND. 1  $\mathbf{2}$ That the Laws of Maryland read as follows: 3 Article – Transportation 21 - 809.4 In this section the following words have the meanings indicated.  $\mathbf{5}$ (a) (1)6 "Speed monitoring system" means a device with one or more motor (8)7vehicle sensors producing recorded images of motor vehicles traveling at speeds at least 12 8 miles per hour above the posted speed limit. 9 A speed monitoring system may not be used in a local jurisdiction (b) (1)(i) 10under 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 13local jurisdiction under this paragraph shall provide that, if the local jurisdiction moves or places a mobile or stationary speed monitoring system to or at a location where a speed 1415monitoring system had not previously been moved or placed, the local jurisdiction may not 16issue a citation for a violation recorded by that speed monitoring system: 171. Until signage is installed in accordance with subparagraph (vii) of this paragraph; and 18192.For at least the first 15 calendar days after the signage is 20installed. 21This section applies to a violation of this subtitle recorded by a (vi) speed monitoring system that meets the requirements of this subsection and has been 22placed: 2324In Montgomery County, on a highway in a residential 1. 25district, as defined in § 21–101 of this title, with a maximum posted speed limit of 35 miles 26per hour, which speed limit was established using generally accepted traffic engineering

27 practices;

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1 2.In a school zone with a posted speed limit of at least 20  $\mathbf{2}$ miles per hour; or 3 3. In Prince George's County: 4 Subject to subparagraph (vii) of this paragraph, on А.  $\mathbf{5}$ Maryland Route 210 (Indian Head Highway); [or] 6 B. On that part of a highway located within the grounds of 7an 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 institution of higher education; OR 11 С. (CROOM 12**O**N MARYLAND ROUTE 382 ROAD) BETWEEN MOUNT CALVERT ROAD AND MOLLY BERRY ROAD. 1314(viii) Before activating a speed monitoring system, the local 15jurisdiction shall: 161. Publish notice of the location of the speed monitoring system on its website and in a newspaper of general circulation in the jurisdiction; 172.18Ensure that each sign that designates a school zone is 19proximate to a sign that: 20Indicates that speed monitoring systems are in use in the А. school zone; and 2122В. Is in accordance with the manual for and the specifications 23for a uniform system of traffic control devices adopted by the State Highway Administration 24under § 25–104 of this article; 253. With regard to a speed monitoring system established on Maryland Route 210 (Indian Head Highway) OR ON MARYLAND ROUTE 382 (CROOM 2627**ROAD)** in Prince George's County or based on proximity to an institution of higher

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education under subparagraph (vi)3 of this paragraph, ensure that all speed limit signs
approaching and within the segment of highway on which the speed monitoring system is
located include signs that:

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

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

8 4. With regard to a speed monitoring system placed on 9 Maryland Route 210 (Indian Head Highway) in Prince George's County, ensure that each 10 sign that indicates that a speed monitoring system is in use is proximate to a device that 11 displays a real-time posting of the speed at which a driver is traveling.

12 (c) (1) Unless the driver of the motor vehicle received a citation from a police 13 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this 14 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is 15 recorded by a speed monitoring system while being operated in violation of this subtitle.

- 16 (2) A civil penalty under this subsection may not exceed \$40.
- 17 (3) For purposes of this section, the District Court shall prescribe:

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

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

## 22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 23 October 1, 2021.