

SENATE BILL 118

R5

(PRE-FILED)

5lr1245
CF HB 182

By: **Senator Waldstreicher**

Requested: October 16, 2024

Introduced and read first time: January 8, 2025

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Speed Monitoring Systems – Penalties**

3 FOR the purpose of altering the penalties for a civil citation issued as a result of a recorded
4 image produced by a speed monitoring system; and generally relating to speed
5 monitoring systems.

6 BY repealing and reenacting, without amendments,
7 Article – Transportation
8 Section 21–809(a)(1) and (8) and (b)(1)(i) and (vi)
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2024 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Transportation
13 Section 21–809(c)
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2024 Supplement)

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

18 **Article – Transportation**

19 21–809.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

3. In Prince George's County:

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

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

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

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

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

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

(2) A civil penalty under this subsection [may not exceed \$40] IS:

1 **(I) IF THE CITATION ALLEGES THAT THE DRIVER OF THE**
2 **MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 12 AND 15, INCLUSIVE,**
3 **MILES PER HOUR, \$40;**

4 **(II) IF THE CITATION ALLEGES THAT THE DRIVER OF THE**
5 **MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 16 AND 19, INCLUSIVE,**
6 **MILES PER HOUR, \$55;**

7 **(III) IF THE CITATION ALLEGES THAT THE DRIVER OF THE**
8 **MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 20 AND 29, INCLUSIVE,**
9 **MILES PER HOUR, \$95;**

10 **(IV) IF THE CITATION ALLEGES THAT THE DRIVER OF THE**
11 **MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 30 AND 39, INCLUSIVE,**
12 **MILES PER HOUR, \$180; AND**

13 **(V) IF THE CITATION ALLEGES THAT THE DRIVER OF THE**
14 **MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY 40 MILES PER HOUR OR MORE,**
15 **\$350.**

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

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

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

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2025.