

SENATE BILL 177

R4, R5

0lr1399
CF HB 46

By: **Senator Waldstreicher**

Introduced and read first time: January 13, 2020

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 11, 2020

CHAPTER _____

1 AN ACT concerning

2 **Motor Vehicle Administration – Authority to Suspend Registration for**
3 **Violations Recorded by Traffic Control Signal Monitoring Systems and Speed**
4 **Monitoring Systems – Repeal**

5 FOR the purpose of repealing the Motor Vehicle Administration's authority to suspend the
6 registration of a motor vehicle if the owner or driver of the motor vehicle fails to pay
7 the penalty assessed for ~~a certain violation~~ violations recorded by a traffic control
8 signal monitoring system or a speed monitoring system; and generally relating to
9 the Motor Vehicle Administration and traffic control signal monitoring systems and
10 speed monitoring systems.

11 BY repealing and reenacting, without amendments,
12 Article – Transportation
13 Section 21–202(h) ~~and~~, 21–202.1(a)(1) and (5), (c), and (d)(1) and (2), 21–801.1(a) and
14 (b), and 21–809(a)(8) and (c)(1) and (2)
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2019 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Transportation
19 Section 21–202.1(h) and 21–809(g)
20 Annotated Code of Maryland
21 (2012 Replacement Volume and 2019 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

Article – Transportation

21–202.

(h) (1) Vehicular traffic facing a steady circular red signal alone:

(i) Shall stop at the near side of the intersection:

1. At a clearly marked stop line;

2. If there is no clearly marked stop line, before entering any
crosswalk; or

3. If there is no crosswalk, before entering the intersection;

and

(ii) Except as provided in subsections (i), (j), and (k) of this section,
shall remain stopped until a signal to proceed is shown.

(2) Vehicular traffic facing a steady red arrow signal:

(i) May not enter the intersection to make the movement indicated
by the arrow;

(ii) Unless entering the intersection to make a movement permitted
by another signal, shall stop at the near side of the intersection:

1. At a clearly marked stop line;

2. If there is no clearly marked stop line, before entering any
crosswalk; or

3. If there is no crosswalk, before entering the intersection;

and

(iii) Except as provided in subsections (i), (j), and (k) of this section,
shall remain stopped until a signal permitting the movement is shown.

21–202.1.

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

(5) “Traffic control signal monitoring system” means a device with one or more motor vehicle sensors working in conjunction with a traffic control signal to produce recorded images of motor vehicles entering an intersection against a red signal indication.

(c) This section applies to a violation of § 21–202(h) of this subtitle at an intersection monitored by a traffic control signal monitoring system.

(d) (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 (g)(5) of this section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is recorded by a traffic control signal monitoring system while being operated in violation of § 21–202(h) of this subtitle.

(2) A civil penalty under this subsection may not exceed \$100.

(h) If the civil penalty is not paid and the violation is not contested, the Administration may refuse to register or reregister [or may suspend the registration of] the motor vehicle.

21–801.1.

(a) Unless there is a special danger that requires a lower speed to comply with § 21–801 of this subtitle, the limits specified in this section or otherwise established under this subtitle are maximum lawful speeds. A person may not drive a vehicle on a highway at a speed that exceeds these limits.

(b) Except as otherwise provided in this section, the maximum speed limits are:

(1) 15 miles per hour in alleys in Baltimore County;

(2) 30 miles per hour on:

(i) All highways in a business district; and

(ii) Undivided highways in a residential district;

(3) 35 miles per hour on divided highways in a residential district;

(4) 50 miles per hour on undivided highways in other locations; and

(5) 55 miles per hour on divided highways in other locations.

21–809.

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

(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.

(g) If a person liable under this section does not pay the civil penalty or contest the violation, the Administration[:

(1) May] MAY refuse to register or reregister the motor vehicle cited for the violation[; or

(2) May suspend the registration of the motor vehicle cited for the violation].

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.