

SENATE BILL 338

R5
SB 1067/24 – JPR

5lr1360
CF HB 978

By: ~~Senators West, Hettleman, Salling, Sydnor, and Brooks~~ Baltimore County
Senators

Introduced and read first time: January 16, 2025

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 26, 2025

CHAPTER _____

1 AN ACT concerning

2 **Baltimore County – Speed Monitoring Systems – Interstate 695 and Interstate 83**

3 FOR the purpose of authorizing the State Highway Administration to place and use a
4 certain number of speed monitoring systems on Interstate 695 and Interstate 83 in
5 Baltimore County subject to certain requirements; requiring that fines collected in
6 Baltimore County as a result of violations enforced by speed monitoring systems on
7 Interstate 695 and Interstate 83 be used to recover costs and assist in covering the
8 cost of roadway and safety improvements on Interstate 695 and Interstate 83 in
9 Baltimore County; requiring the Department of State Police to mail a warning notice
10 instead of a citation for a violation recorded by a speed monitoring system on
11 Interstate 695 or Interstate 83 in Baltimore County during a certain time period;
12 and generally relating to speed monitoring systems in Baltimore County.

13 BY repealing and reenacting, with amendments,
14 Article – Courts and Judicial Proceedings
15 Section 7–302(e)(3) and 10–311(b)
16 Annotated Code of Maryland
17 (2020 Replacement Volume and 2024 Supplement)

18 BY adding to
19 Article – Transportation
20 Section 21–811
21 Annotated Code of Maryland
22 (2020 Replacement Volume and 2024 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 – Courts and Judicial Proceedings

7–302.

(e) (3) (I) [Civil] **EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, CIVIL** penalties resulting from citations issued using a vehicle height monitoring system, traffic control signal monitoring system, speed monitoring system, work zone speed control system, stop sign monitoring system, school bus monitoring camera, bus lane monitoring system, or a noise abatement monitoring system that are collected by the District Court shall be collected in accordance with subsection (a) of this section and distributed in accordance with § 12–118 of the Transportation Article.

(II) 1. ~~THE SUBJECT TO SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH, THE FINES COLLECTED BY THE DISTRICT COURT~~ AS A RESULT OF VIOLATIONS ENFORCED BY SPEED MONITORING SYSTEMS ON INTERSTATE 695 AND INTERSTATE 83 IN BALTIMORE COUNTY SHALL BE REMITTED TO THE COMPTROLLER FOR DISTRIBUTION TO THE STATE HIGHWAY ADMINISTRATION TO BE USED SOLELY TO ~~ASSIST~~:

A. RECOVER THE COST OF IMPLEMENTING AND ADMINISTERING THE SPEED MONITORING SYSTEMS ON INTERSTATE 695 AND INTERSTATE 83 IN BALTIMORE COUNTY; AND

B. ASSIST IN COVERING THE COST OF ROADWAY AND SAFETY IMPROVEMENTS ON INTERSTATE 695 AND INTERSTATE 83 IN BALTIMORE COUNTY.

2. ~~FINES REMITTED~~ DISTRIBUTED TO THE STATE HIGHWAY ADMINISTRATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH ARE SUPPLEMENTAL TO AND ARE NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT WOULD OTHERWISE BE APPROPRIATED FOR USES DESCRIBED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.

3. NOT MORE THAN 49% OF THE FINES DISTRIBUTED TO THE STATE HIGHWAY ADMINISTRATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH MAY BE USED TO RECOVER THE COST OF IMPLEMENTING AND ADMINISTERING THE SPEED MONITORING SYSTEMS ON INTERSTATE 695 AND INTERSTATE 83 IN BALTIMORE COUNTY.

10–311.

(b) A recorded image of a motor vehicle produced by a speed monitoring system in accordance with § 21–809 [or], § 21–810, **OR § 21–811** of the Transportation Article is admissible in a proceeding concerning a civil citation issued under that section for a violation of Title 21, Subtitle 8 of the Transportation Article without authentication.

Article – Transportation

21–811.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) “OWNER” MEANS THE REGISTERED OWNER OF A MOTOR VEHICLE OR A LESSEE OF A MOTOR VEHICLE UNDER A LEASE OF 6 MONTHS OR LONGER.

(II) “OWNER” DOES NOT INCLUDE:

1. A MOTOR VEHICLE RENTAL OR LEASING COMPANY;

OR

2. A HOLDER OF A SPECIAL REGISTRATION PLATE ISSUED UNDER TITLE 13, SUBTITLE 9, PART III OF THIS ARTICLE.

(3) “RECORDED IMAGE” MEANS AN IMAGE RECORDED BY A SPEED MONITORING SYSTEM:

(I) ON:

1. A PHOTOGRAPH;

2. A MICROPHOTOGRAPH;

3. AN ELECTRONIC IMAGE;

4. VIDEOTAPE; OR

5. ANY OTHER MEDIUM; AND

(II) SHOWING:

1. THE REAR OF A MOTOR VEHICLE;

2. AT LEAST TWO TIME-STAMPED IMAGES OF THE
MOTOR VEHICLE THAT INCLUDE THE SAME STATIONARY OBJECT NEAR THE MOTOR
VEHICLE; AND

3. ON AT LEAST ONE IMAGE OR PORTION OF TAPE, A
CLEAR AND LEGIBLE IDENTIFICATION OF THE ENTIRE REGISTRATION PLATE
NUMBER OF THE MOTOR VEHICLE.

(4) "SPEED MONITORING SYSTEM" MEANS A DEVICE HAVING ONE OR
MORE MOTOR VEHICLE SENSORS CONNECTED TO A CAMERA SYSTEM CAPABLE OF
PRODUCING RECORDED IMAGES OF MOTOR VEHICLES.

(5) "SPEED MONITORING SYSTEM OPERATOR" MEANS AN INDIVIDUAL
WHO HAS BEEN TRAINED AND CERTIFIED TO OPERATE A SPEED MONITORING
SYSTEM AND WHO IS:

(I) A POLICE OFFICER OF THE DEPARTMENT OF STATE
POLICE;

(II) A REPRESENTATIVE OF THE DEPARTMENT OF STATE
POLICE; OR

(III) A STATE HIGHWAY ADMINISTRATION CONTRACTOR.

(B) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE
STATE HIGHWAY ADMINISTRATION MAY PLACE NOT MORE THAN THREE SPEED
MONITORING SYSTEMS IN EACH DIRECTION THAT MEET THE REQUIREMENTS OF
THIS SECTION TO RECORD THE IMAGES OF MOTOR VEHICLES TRAVELING ON
INTERSTATE 695 IN BALTIMORE COUNTY.

(II) NOT MORE THAN ~~FOUR~~ TWO SPEED MONITORING SYSTEMS
IN EACH DIRECTION MAY BE ~~OPERATED~~ IN OPERATION AT THE SAME TIME ON A
HIGHWAY SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AT LOCATIONS
IDENTIFIED BY THE STATE HIGHWAY ADMINISTRATION, ~~THE MARYLAND STATE~~
~~POLICE, OR THE BALTIMORE COUNTY POLICE DEPARTMENT~~ AS BEING AT HIGH
RISK FOR MOTOR VEHICLE CRASHES THAT RESULT IN SERIOUS BODILY INJURY OR
DEATH.

(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE
STATE HIGHWAY ADMINISTRATION MAY PLACE NOT MORE THAN TWO SPEED
MONITORING SYSTEMS IN EACH DIRECTION THAT MEET THE REQUIREMENTS OF
THIS SECTION TO RECORD THE IMAGES OF MOTOR VEHICLES TRAVELING ON
INTERSTATE 83 IN BALTIMORE COUNTY.

(II) NOT MORE THAN ~~THREE~~ ONE SPEED MONITORING ~~SYSTEMS~~
SYSTEM IN EACH DIRECTION MAY BE ~~OPERATED~~ IN OPERATION AT THE SAME TIME
ON A HIGHWAY SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AT
LOCATIONS IDENTIFIED BY THE STATE HIGHWAY ADMINISTRATION, ~~THE~~
~~MARYLAND STATE POLICE, OR THE BALTIMORE COUNTY POLICE DEPARTMENT~~ AS
BEING AT HIGH RISK FOR MOTOR VEHICLE CRASHES THAT RESULT IN SERIOUS
BODILY INJURY OR DEATH.

(3) (I) A SPEED MONITORING SYSTEM SPECIFIED IN PARAGRAPH
(1) OR (2) OF THIS SUBSECTION MAY BE USED ~~ONLY~~;

~~(I) WHEN BEING OPERATED BY A SPEED MONITORING SYSTEM~~
~~OPERATOR; AND~~

~~(II) 1. IF 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 MARYLAND MANUAL~~
~~ON UNIFORM TRAFFIC CONTROL DEVICES; AND~~

~~B. INDICATE THAT A SPEED MONITORING SYSTEM IS IN~~
~~USE; AND~~

~~2. IF THE STATE HIGHWAY ADMINISTRATION ENSURES~~
~~THAT EACH SIGN THAT INDICATES THAT A SPEED MONITORING SYSTEM IS IN USE IS~~
~~PROXIMATE TO A DEVICE THAT DISPLAYS A REAL TIME POSTING OF THE SPEED AT~~
~~WHICH A DRIVER IS TRAVELING. ONLY IF, IN ACCORDANCE WITH THE MARYLAND~~
MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, A CONSPICUOUS ROAD SIGN IS
PLACED AT A REASONABLE DISTANCE CONSISTENT WITH NATIONAL GUIDELINES
BEFORE THE SPEED MONITORING SYSTEM ALERTING DRIVERS THAT A SPEED
MONITORING SYSTEM MAY BE IN OPERATION.

(II) A SPEED MONITORING SYSTEM OPERATOR NEED NOT BE
PRESENT IN PERSON OR REMOTELY AT THE HIGHWAY CORRIDOR WHERE A SPEED
MONITORING SYSTEM IS IN USE.

(4) (I) A SPEED MONITORING SYSTEM OPERATED ON INTERSTATE
695 IN BALTIMORE COUNTY MAY BE USED ONLY TO RECORD THE IMAGES OF
VEHICLES THAT ARE TRAVELING AT SPEEDS AT LEAST ~~16~~ 12 MILES PER HOUR
ABOVE THE POSTED SPEED LIMIT.

(II) A SPEED MONITORING SYSTEM OPERATED ON INTERSTATE
83 IN BALTIMORE COUNTY MAY BE USED ONLY TO RECORD THE IMAGES OF

VEHICLES THAT ARE TRAVELING AT SPEEDS AT LEAST 12 MILES PER HOUR ABOVE
THE POSTED SPEED LIMIT.

(5) (I) A SPEED MONITORING SYSTEM OPERATOR SHALL
COMPLETE TRAINING BY THE MANUFACTURER OF THE SPEED MONITORING SYSTEM
IN THE PROCEDURES FOR SETTING UP, TESTING, AND OPERATING THE SPEED
MONITORING SYSTEM.

(II) ON COMPLETION OF THE TRAINING, THE MANUFACTURER
SHALL ISSUE A SIGNED CERTIFICATE TO THE SPEED MONITORING SYSTEM
OPERATOR.

(III) THE CERTIFICATE OF TRAINING SHALL BE ADMITTED AS
EVIDENCE IN ANY COURT PROCEEDING FOR A VIOLATION OF THIS SECTION.

(6) A SPEED MONITORING SYSTEM OPERATOR SHALL FILL OUT AND
SIGN A DAILY SET-UP LOG FOR A SPEED MONITORING SYSTEM THAT:

(I) STATES THE DATE AND TIME WHEN AND THE LOCATION
WHERE THE SYSTEM WAS SET UP;

(II) STATES THAT THE SPEED MONITORING SYSTEM OPERATOR
SUCCESSFULLY PERFORMED, AND THE DEVICE PASSED, THE
MANUFACTURER-SPECIFIED SELF-TESTS OF THE SPEED MONITORING SYSTEM
BEFORE PRODUCING A RECORDED IMAGE;

(III) SHALL BE KEPT ON FILE; AND

(IV) SHALL BE ADMITTED AS EVIDENCE IN ANY COURT
PROCEEDING FOR A VIOLATION OF THIS SECTION.

(7) (I) A SPEED MONITORING SYSTEM SHALL UNDERGO AN
ANNUAL CALIBRATION CHECK PERFORMED BY AN INDEPENDENT CALIBRATION
LABORATORY.

(II) THE INDEPENDENT CALIBRATION LABORATORY SHALL
ISSUE A SIGNED CERTIFICATE OF CALIBRATION AFTER THE ANNUAL CALIBRATION
CHECK THAT:

1. SHALL BE KEPT ON FILE; AND

2. SHALL BE ADMITTED AS EVIDENCE IN ANY COURT
PROCEEDING FOR A VIOLATION OF THIS SECTION.

1 **(8) THE PROCUREMENT OF A SPEED MONITORING SYSTEM UNDER**
2 **THIS SECTION SHALL BE CONDUCTED IN ACCORDANCE WITH TITLE 13, SUBTITLE 1**
3 **OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

4 **(C) (1) UNLESS THE DRIVER OF THE MOTOR VEHICLE RECEIVED A**
5 **CITATION FROM A POLICE OFFICER AT THE TIME OF THE VIOLATION, THE OWNER**
6 **OR, IN ACCORDANCE WITH SUBSECTION (F)(4) OF THIS SECTION, THE DRIVER OF A**
7 **MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IF AN IMAGE OF THE MOTOR**
8 **VEHICLE IS RECORDED BY A SPEED MONITORING SYSTEM IN ACCORDANCE WITH**
9 **SUBSECTION (B) OF THIS SECTION WHILE BEING OPERATED IN VIOLATION OF THIS**
10 **SUBTITLE.**

11 **(2) A CIVIL PENALTY UNDER THIS SUBSECTION MAY NOT EXCEED \$40.**

12 **(3) FOR PURPOSES OF THIS SECTION, THE DISTRICT COURT SHALL:**

13 **(I) PRESCRIBE A UNIFORM CITATION FORM CONSISTENT WITH**
14 **SUBSECTION (D)(1) OF THIS SECTION AND § 7-302 OF THE COURTS ARTICLE; AND**

15 **(II) INDICATE ON THE CITATION THE AMOUNT OF THE CIVIL**
16 **PENALTY TO BE PAID BY PERSONS WHO CHOOSE TO PREPAY THE CIVIL PENALTY**
17 **WITHOUT APPEARING IN DISTRICT COURT.**

18 **(D) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPHS (2) THROUGH (4)**
19 **OF THIS SUBSECTION, THE DEPARTMENT OF STATE POLICE OR A CONTRACTOR OF**
20 **THE DEPARTMENT OF STATE POLICE SHALL MAIL TO THE OWNER LIABLE UNDER**
21 **SUBSECTION (C) OF THIS SECTION A CITATION THAT SHALL INCLUDE:**

22 **(I) THE NAME AND ADDRESS OF THE REGISTERED OWNER OF**
23 **THE VEHICLE;**

24 **(II) THE REGISTRATION NUMBER OF THE MOTOR VEHICLE**
25 **INVOLVED IN THE VIOLATION;**

26 **(III) THE VIOLATION CHARGED;**

27 **(IV) THE LOCATION WHERE THE VIOLATION OCCURRED;**

28 **(V) THE DATE AND TIME OF THE VIOLATION;**

29 **(VI) AT LEAST ONE RECORDED IMAGE OF THE VEHICLE WITH A**
30 **DATA BAR IMPRINTED ON EACH IMAGE THAT INCLUDES THE SPEED OF THE VEHICLE**
31 **AND THE DATE AND TIME THE IMAGE WAS RECORDED;**

(VII) THE AMOUNT OF THE CIVIL PENALTY IMPOSED AND THE DATE BY WHICH THE CIVIL PENALTY SHOULD BE PAID;

(VIII) A SIGNED STATEMENT BY A POLICE OFFICER EMPLOYED BY THE DEPARTMENT OF STATE POLICE OR A CONTRACTOR OF THE DEPARTMENT OF STATE POLICE THAT, BASED ON INSPECTION OF RECORDED IMAGES, THE MOTOR VEHICLE WAS BEING OPERATED IN VIOLATION OF THIS SUBTITLE;

(IX) A STATEMENT THAT RECORDED IMAGES ARE EVIDENCE OF A VIOLATION OF THIS SUBTITLE;

(X) INFORMATION ADVISING THE PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION OF THE MANNER AND TIME IN WHICH LIABILITY AS ALLEGED IN THE CITATION MAY BE CONTESTED IN THE DISTRICT COURT; AND

(XI) INFORMATION ADVISING THE PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION THAT FAILURE TO PAY THE CIVIL PENALTY OR TO CONTEST LIABILITY IN A TIMELY MANNER:

1. IS AN ADMISSION OF LIABILITY;

2. MAY RESULT IN THE REFUSAL TO REGISTER THE MOTOR VEHICLE; AND

3. MAY RESULT IN THE SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

(2) THE DEPARTMENT OF STATE POLICE SHALL MAIL A WARNING NOTICE INSTEAD OF A CITATION TO THE OWNER LIABLE UNDER SUBSECTION (C) OF THIS SECTION DURING THE FIRST 90 DAYS THAT THE SPEED MONITORING SYSTEM IS IN OPERATION.

(3) EXCEPT AS PROVIDED IN SUBSECTION (F)(4) OF THIS SECTION, THE DEPARTMENT OF STATE POLICE MAY NOT MAIL A CITATION TO A PERSON WHO IS NOT AN OWNER.

(4) EXCEPT AS PROVIDED IN SUBSECTION (F)(4) OF THIS SECTION, A CITATION ISSUED UNDER THIS SECTION SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER THE ALLEGED VIOLATION IF THE VEHICLE IS REGISTERED IN THE STATE, AND NOT LATER THAN 30 DAYS AFTER THE ALLEGED VIOLATION IF THE VEHICLE IS REGISTERED IN ANOTHER STATE.

(5) A PERSON WHO RECEIVES A CITATION UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY:

1 (I) PAY THE CIVIL PENALTY IN ACCORDANCE WITH
2 INSTRUCTIONS ON THE CITATION; OR

3 (II) ELECT TO STAND TRIAL IN THE DISTRICT COURT FOR THE
4 ALLEGED VIOLATION.

5 (E) (1) A CERTIFICATE ALLEGING THAT THE VIOLATION OF THIS
6 SUBTITLE OCCURRED AND THE REQUIREMENTS UNDER SUBSECTION (B) OF THIS
7 SECTION HAVE BEEN SATISFIED, SWORN TO, OR AFFIRMED BY AN OFFICER OF THE
8 DEPARTMENT OF STATE POLICE, BASED ON INSPECTION OF RECORDED IMAGES
9 PRODUCED BY A SPEED MONITORING SYSTEM, SHALL BE EVIDENCE OF THE FACTS
10 CONTAINED IN THE CERTIFICATE AND SHALL BE ADMISSIBLE IN A PROCEEDING
11 ALLEGING A VIOLATION UNDER THIS SECTION WITHOUT THE PRESENCE OR
12 TESTIMONY OF THE SPEED MONITORING SYSTEM OPERATOR WHO PERFORMED THE
13 REQUIREMENTS UNDER SUBSECTION (B) OF THIS SECTION.

14 (2) IF A PERSON WHO RECEIVED A CITATION UNDER SUBSECTION (D)
15 OF THIS SECTION DESIRES A SPEED MONITORING SYSTEM OPERATOR TO BE
16 PRESENT AND TESTIFY AT TRIAL, THE PERSON SHALL NOTIFY THE COURT AND THE
17 DEPARTMENT OF STATE POLICE IN WRITING NOT LATER THAN 20 DAYS BEFORE
18 TRIAL.

19 (3) ADJUDICATION OF LIABILITY SHALL BE BASED ON A
20 PREPONDERANCE OF EVIDENCE.

21 (F) (1) THE DISTRICT COURT MAY CONSIDER IN DEFENSE OF A
22 VIOLATION:

23 (I) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THAT
24 THE MOTOR VEHICLE OR THE REGISTRATION PLATES OF THE MOTOR VEHICLE WERE
25 STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL
26 OR POSSESSION OF THE VEHICLE OWNER AT THE TIME OF THE VIOLATION;

27 (II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,
28 EVIDENCE THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE
29 VEHICLE AT THE TIME OF THE VIOLATION; AND

30 (III) ANY OTHER ISSUES AND EVIDENCE THAT THE DISTRICT
31 COURT DEEMS PERTINENT.

32 (2) TO DEMONSTRATE THAT THE MOTOR VEHICLE OR THE
33 REGISTRATION PLATES WERE STOLEN BEFORE THE VIOLATION OCCURRED AND
34 WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF

1 THE VIOLATION, THE OWNER SHALL SUBMIT PROOF THAT A POLICE REPORT
2 REGARDING THE STOLEN MOTOR VEHICLE OR REGISTRATION PLATES WAS FILED IN
3 A TIMELY MANNER.

4 (3) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH
5 (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN THE CITATION SHALL PROVIDE
6 TO THE DISTRICT COURT A LETTER, SWORN TO OR AFFIRMED BY THE PERSON AND
7 MAILED BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, THAT:

8 (I) STATES THAT THE PERSON NAMED IN THE CITATION WAS
9 NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION; AND

10 (II) INCLUDES ANY OTHER CORROBORATING EVIDENCE.

11 (4) (I) IF THE DISTRICT COURT FINDS THAT THE PERSON NAMED
12 IN THE CITATION WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE
13 VIOLATION OR RECEIVES EVIDENCE UNDER PARAGRAPH (3) OF THIS SUBSECTION
14 IDENTIFYING THE PERSON DRIVING THE VEHICLE AT THE TIME OF THE VIOLATION,
15 THE CLERK OF THE COURT MAY PROVIDE TO THE DEPARTMENT OF STATE POLICE
16 A COPY OF ANY EVIDENCE SUBSTANTIATING WHO WAS OPERATING THE VEHICLE AT
17 THE TIME OF THE VIOLATION.

18 (II) ON RECEIPT OF SUBSTANTIATING EVIDENCE FROM THE
19 DISTRICT COURT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE
20 DEPARTMENT OF STATE POLICE MAY ISSUE A CITATION AS PROVIDED IN
21 SUBSECTION (D) OF THIS SECTION TO THE PERSON WHO THE EVIDENCE INDICATES
22 WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION.

23 (III) ANY CITATION ISSUED UNDER SUBPARAGRAPH (II) OF THIS
24 PARAGRAPH SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER RECEIPT OF THE
25 EVIDENCE FROM THE DISTRICT COURT.

26 (G) IF A PERSON LIABLE UNDER THIS SECTION DOES NOT PAY THE CIVIL
27 PENALTY OR CONTEST THE VIOLATION, THE ADMINISTRATION MAY:

28 (1) REFUSE TO REGISTER OR REREGISTER THE REGISTRATION OF
29 THE MOTOR VEHICLE CITED FOR THE VIOLATION; OR

30 (2) SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE CITED FOR
31 THE VIOLATION.

32 (H) A VIOLATION FOR WHICH A CIVIL PENALTY IS IMPOSED UNDER THIS
33 SECTION:

(1) IS NOT A MOVING VIOLATION FOR THE PURPOSE OF ASSESSING POINTS UNDER § 16-402 OF THIS ARTICLE;

(2) MAY NOT BE RECORDED BY THE ADMINISTRATION ON THE DRIVING RECORD OF THE OWNER OR DRIVER OF THE VEHICLE;

(3) MAY BE TREATED AS A PARKING VIOLATION FOR PURPOSES OF § 26-305 OF THIS ARTICLE; AND

(4) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE INSURANCE COVERAGE.

(I) IN CONSULTATION WITH THE DEPARTMENT OF STATE POLICE, THE CHIEF JUDGE OF THE DISTRICT COURT SHALL ADOPT PROCEDURES FOR THE ISSUANCE OF CITATIONS, THE TRIAL OF CIVIL VIOLATIONS, AND THE COLLECTION OF CIVIL PENALTIES UNDER THIS SECTION.

(J) (1) THE DEPARTMENT OF STATE POLICE OR A CONTRACTOR DESIGNATED BY THE DEPARTMENT OF STATE POLICE SHALL ADMINISTER AND PROCESS CIVIL CITATIONS ISSUED UNDER THIS SECTION IN COORDINATION WITH THE DISTRICT COURT.

(2) IF A CONTRACTOR PROVIDES, DEPLOYS, OR OPERATES A SPEED MONITORING SYSTEM FOR THE DEPARTMENT OF STATE POLICE OR THE STATE HIGHWAY ADMINISTRATION, THE CONTRACTOR'S FEE MAY NOT BE CONTINGENT ON THE NUMBER OF CITATIONS ISSUED OR PAID.

(K) THE DEPARTMENT OF STATE POLICE AND THE STATE HIGHWAY ADMINISTRATION JOINTLY SHALL ADOPT REGULATIONS ESTABLISHING STANDARDS AND PROCEDURES FOR SPEED MONITORING SYSTEMS AUTHORIZED UNDER THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) On or before June 1, 2030, the State Highway Administration shall submit a report to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly, on the speed monitoring systems placed on Interstate 695 and Interstate 83 in Baltimore County in accordance with § 21-811 of the Transportation Article as enacted by Section 1 of this Act.

(b) The report required under subsection (a) of this section shall include:

(1) any changes since the implementation of speed monitoring systems under Section 1 of this Act in:

1 (i) accident and fatality rates on Interstate 695 and Interstate 83 in
2 Baltimore County; and

3 (ii) the number of repeat violations recorded by speed monitoring
4 systems;

5 (2) any measurable improvements in driver awareness and compliance
6 with posted speed limits at areas on Interstate 695 and Interstate 83 in Baltimore County
7 where speed monitoring systems are operated;

8 (3) any unintended consequences including traffic congestion or an
9 increase in the use of alternative routes;

10 (4) the gross revenue collected as a result of violations enforced by the
11 speed monitoring systems;

12 (5) the percentage of the gross revenue collected that has been used:

13 (i) to recover the cost of implementing and administering the speed
14 monitoring systems; and

15 (ii) for public safety purposes, including pedestrian or highway
16 safety programs;

17 (6) whether revenue collected as a result of violations enforced by the speed
18 monitoring systems has been sufficient to cover the costs specified under paragraph (5)(i)
19 and (ii) of this subsection;

20 (7) how funds have been used for public safety purposes on Interstate 695
21 and Interstate 83 in Baltimore County;

22 (8) whether revenue collected has been supplemental to, and has not
23 supplanted, existing State and local funds allocated for transportation;

24 (9) the percentage of issued citations that have been contested;

25 (10) the percentage of contested citations that were overturned or reduced;

26 (11) whether citations have consistently been issued within the time frames
27 required under § 21–811(d)(4) of the Transportation Article, as enacted by Section 1 of this
28 Act, and any required maintenance, calibration, and certification checks have been
29 documented and performed as scheduled;

30 (12) whether there has been any pattern of citation errors or disputes
31 regarding vehicle identification;

1 (13) whether speed monitoring systems have been consistently maintained
2 and calibrated in accordance with § 21-811(b)(7) of the Transportation Article, as enacted
3 by Section 1 of this Act;

4 (14) whether the locations that have been identified as being at high risk for
5 motor vehicle crashes that result in serious bodily injury or death have changed since the
6 implementation of the speed monitoring systems;

7 (15) whether speed monitoring systems have been relocated as a result of
8 any changes under item (14) of this subsection, or any changes in traffic patterns;

9 (16) whether the speed limit thresholds under § 21-811(b)(4) of the
10 Transportation Article, as enacted by Section 1 of this Act have effectively influenced driver
11 behavior;

12 (17) any issues with speed monitoring system visibility, signage, or
13 technical malfunctions;

14 (18) whether there have been any formal complaints or legal challenges to
15 the implementation of speed monitoring systems under Section 1 of this Act;

16 (19) any privacy or data security concerns that have arisen from the
17 handling of recorded images or citation data;

18 (20) any significant delays in processing citations or appeals;

19 (21) whether any public safety improvements intended to be funded as a
20 result of violations enforced by the speed monitoring systems have been completed on
21 schedule and within budget; and

22 (22) any disparities in the number of citations issued as a result of violations
23 enforced by the speed monitoring systems on different communities or demographic groups
24 in the State.

25 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 June 1, 2025. It shall remain effective for a period of 5 years and 1 month and, at the end
27 of June 30, 2030, this Act, with no further action required by the General Assembly, shall
28 be abrogated and of no further force and effect.