

SENATE BILL 672

R5

4lr2184
CF HB 552

By: **Senator Charles**

Introduced and read first time: January 29, 2024

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Automated Enforcement Citations and Notices – Mailing**
3 **Addresses**

4 FOR the purpose of requiring that citations and notices issued as a result of automated
5 enforcement under the Maryland Vehicle Law be sent to certain addresses; and
6 generally relating to automated enforcement under the Maryland Vehicle Law.

7 BY repealing and reenacting, without amendments,

8 Article – Transportation

9 Section 21–202.1(c) and (e)(1)(i) and (2), 21–704.1(b), (e)(1), and (f)(1)(i) and (2),
10 21–706.1(c)(1) and (f)(1)(i) and (2), 21–809(b)(1)(i) and (d)(1)(i) and (2)(i),
11 21–810(b)(1) and (d)(1)(i) and (2), 21–1134(b), (f)(1), and (g)(1)(i) and (2)(i),
12 21–1414(c)(1), and 24–111.3(b), (c)(1), and (f)(1)(i) and (2)

13 Annotated Code of Maryland

14 (2020 Replacement Volume and 2023 Supplement)

15 BY adding to

16 Article – Transportation

17 Section 21–202.1(e)(6), 21–704.1(f)(5), 21–706.1(f)(6), 21–809(d)(6), 21–810(d)(6),
18 21–1134(g)(6), and 24–111.3(f)(5)

19 Annotated Code of Maryland

20 (2020 Replacement Volume and 2023 Supplement)

21 BY repealing and reenacting, with amendments,

22 Article – Transportation

23 Section 21–1414(b) and (d)(1)

24 Annotated Code of Maryland

25 (2020 Replacement Volume and 2023 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Transportation

21–202.1.

(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.

(e) (1) Subject to the provisions of paragraphs (2) through (4) of this subsection, an agency shall mail to the owner liable under subsection (d) of this section a citation which shall include:

(i) The name and address of the registered owner of the vehicle;

(2) The agency may mail a warning notice in lieu of a citation to the owner liable under subsection (d) of this section.

(6) TO MAIL THE CITATION OR WARNING NOTICE, AN AGENCY SHALL USE:

(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

21–704.1.

(b) This section applies only in Montgomery County and Prince George’s County.

(e) (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 (h)(5) of this section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is recorded by an automated railroad grade crossing enforcement system during the commission of a violation.

(f) (1) Subject to the provisions of paragraphs (2) through (4) of this subsection, an agency shall mail to the owner liable under subsection (e) of this section a citation that shall include:

(i) The name and address of the registered owner of the vehicle;

(2) The agency may mail a warning notice in lieu of a citation to the owner liable under subsection (e) of this section.

(5) TO MAIL THE CITATION OR WARNING NOTICE, AN AGENCY SHALL

1 **USE:**

2 **(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE**
3 **ADMINISTRATION; OR**

4 **(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT**
5 **RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.**

6 21-706.1.

7 (c) (1) A school bus monitoring camera may not be used in a local jurisdiction
8 under this section unless its use is authorized by the governing body of the local jurisdiction
9 by local law enacted after reasonable notice and a public hearing.

10 (f) (1) Subject to the provisions of paragraphs (2) through (5) of this
11 subsection, a law enforcement agency shall mail to the owner liable under subsection (e) of
12 this section a citation that shall include:

13 (i) The name and address of the registered owner of the vehicle;

14 (2) The law enforcement agency may mail a warning notice in place of a
15 citation to the owner liable under subsection (e) of this section.

16 **(6) TO MAIL THE CITATION OR WARNING NOTICE, A LAW**
17 **ENFORCEMENT AGENCY SHALL USE:**

18 **(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE**
19 **ADMINISTRATION; OR**

20 **(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT**
21 **RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.**

22 21-809.

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

26 (d) (1) Subject to the provisions of paragraphs (2) through (4) of this
27 subsection, an agency shall mail to an owner liable under subsection (c) of this section a
28 citation that shall include:

29 (i) The name and address of the registered owner of the vehicle;

30 (2) (i) Except as provided in subparagraph (ii) of this paragraph, an
31 agency may mail a warning notice instead of a citation to the owner liable under subsection

(c) of this section.

(6) TO MAIL THE CITATION OR WARNING NOTICE, AN AGENCY SHALL USE:

(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

21–810.

(b) (1) A work zone speed control system that meets the requirements of this subsection may be used to record the images of motor vehicles traveling on a highway:

(i) Within a work zone;

(ii) That is an expressway or a controlled access highway as defined in § 21–101 of this title; and

(iii) On which the speed limit, established using generally accepted traffic engineering practices, is 45 miles per hour or greater.

(d) (1) Subject to the provisions of paragraphs (2) through (4) of this subsection, a local police department, State police department, or police department contractor shall mail to the owner liable under subsection (c) of this section a citation that shall include:

(i) The name and address of the registered owner of the vehicle;

(2) The local police department or State police department may mail a warning notice instead of a citation to the owner liable under subsection (c) of this section.

(6) TO MAIL THE CITATION OR WARNING NOTICE, A LOCAL POLICE DEPARTMENT, STATE POLICE DEPARTMENT, OR POLICE DEPARTMENT CONTRACTOR SHALL USE:

(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

21–1134.

(b) This section applies only in Baltimore City.

(f) (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 (i)(5) of this section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is recorded by a bus lane monitoring system during the commission of a violation.

(g) (1) Subject to the provisions of paragraphs (2) through (5) of this subsection, the Baltimore City Police Department or a contractor of the police department shall mail to the owner liable under subsection (f) of this section a citation that shall include:

(i) The name and address of the registered owner of the vehicle;

(2) (i) Subject to subparagraph (ii) of this paragraph, the Baltimore City Police Department may mail a warning notice in place of a citation to the owner liable under subsection (f) of this section.

(6) TO MAIL THE CITATION OR WARNING NOTICE, THE BALTIMORE CITY POLICE DEPARTMENT OR A CONTRACTOR OF THE POLICE DEPARTMENT SHALL USE:

(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

21–1414.

(b) (1) Except as provided in subsection (g) of this section, the registered owner of a motor vehicle shall be liable to the Authority for payment of a video toll as provided for in the regulations of the Authority.

(2) The Authority shall send the registered owner of a motor vehicle that has incurred a video toll a notice of toll due.

(3) Except as provided in subsection (g) of this section, the person alleged to be liable who receives a notice of toll due shall have at least 30 days to pay the video toll.

(4) TO MAIL THE NOTICE OF TOLL DUE, THE AUTHORITY SHALL USE:

(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

(c) (1) Failure of the person alleged to be liable to pay the video toll under a notice of toll due by the date stated on the notice shall constitute a toll violation subject to a civil citation and a civil penalty, which shall be assessed 15 days after the toll violation occurs, as provided for in the regulations of the Authority.

(d) (1) **(I)** The Authority or its duly authorized agent shall send a citation via first-class mail, no later than 60 days after the toll violation, to the person alleged to be liable under this section.

(II) TO MAIL THE CITATION, THE AUTHORITY OR ITS DULY AUTHORIZED AGENT SHALL USE:

1. THE CURRENT MAILING ADDRESS ON FILE WITH THE ADMINISTRATION; OR

2. IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.

24-111.3.

(b) This section applies only in Baltimore City, Baltimore County, Harford County, and Prince George's County.

(c) (1) A vehicle height monitoring system may be used to record images of vehicles traveling on a highway in a local jurisdiction under this section only if the use of vehicle height monitoring systems is authorized by local law adopted by the governing body of the local jurisdiction after reasonable notice and a public hearing.

(f) (1) Subject to the provisions of paragraphs (2) and (3) of this subsection, a local government agency or, in Baltimore City, the Baltimore City Department of Transportation shall mail to an owner liable under this section a citation that shall include:

(i) The name and address of the registered owner of the motor vehicle;

(2) A local government agency or, in Baltimore City, the Baltimore City Department of Transportation shall, for a first violation, mail a warning notice instead of a citation to an owner liable under this section.

(5) TO MAIL THE CITATION OR WARNING NOTICE, A LOCAL GOVERNMENT AGENCY OR, IN BALTIMORE CITY, THE BALTIMORE CITY DEPARTMENT OF TRANSPORTATION SHALL USE:

1 **(I) THE CURRENT MAILING ADDRESS ON FILE WITH THE**
2 **ADMINISTRATION; OR**

3 **(II) IF A MAILING ADDRESS IS UNAVAILABLE, THE CURRENT**
4 **RESIDENTIAL ADDRESS ON FILE WITH THE ADMINISTRATION.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2024.