

SENATE BILL 976

R5

0lr3315
CF 0lr3686

By: **Senator Lee**

Introduced and read first time: February 3, 2020

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Speed Monitoring Systems – School Zones – Hours and Days of Operation**

3 FOR the purpose of repealing a requirement that a speed monitoring system in a school
4 zone operate only during certain times and on certain days; and generally relating
5 to the hours and days of operation for speed monitoring systems in school zones.

6 BY repealing and reenacting, without amendments,
7 Article – Transportation
8 Section 21–809(a)(7) and (8)
9 Annotated Code of Maryland
10 (2012 Replacement Volume and 2019 Supplement)

11 BY repealing
12 Article – Transportation
13 Section 21–809(b)(1)(ix)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2019 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Transportation
18 Section 21–809(b)(1)(x)
19 Annotated Code of Maryland
20 (2012 Replacement Volume and 2019 Supplement)

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

23 **Article – Transportation**

24 21–809.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(a) (7) “School zone” means a designated roadway segment within up to a half-mile radius of a school for any of grades kindergarten through grade 12 where school-related activity occurs, including:

(i) Travel by students to or from school on foot or by bicycle; or

(ii) The dropping off or picking up of students by school buses or other vehicles.

(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.

(b) (1) [(ix) A speed monitoring system in a school zone may operate only Monday through Friday between 6:00 a.m. and 8:00 p.m.]

[(x)] (IX) 1. A local jurisdiction that authorizes a program of speed monitoring systems shall designate an official or employee to investigate and respond to questions or concerns about the local jurisdiction’s speed monitoring system program.

2. A. The local designee shall review a citation generated by a speed monitoring system if the person who received the citation requests review before the deadline for contesting liability under this section.

B. If the local designee determines that the citation is an erroneous violation, the local designee shall void the citation.

C. If the local designee determines that a person did not receive notice of a citation issued under this section due to an administrative error, the local designee may resend the citation in accordance with subsection (d) of this section or void the citation.

D. A local designee that takes any action described under subsubsubparagraph C of this subsubparagraph shall notify the Administration of the action for the purpose of rescinding any administrative penalties imposed under subsection (g) of this section.

E. A local designee may not determine that a citation is an erroneous violation based solely on the dismissal of the citation by a court.

3. A local designee may not be employed by a speed monitoring system contractor or have been involved in any review of a speed monitoring system citation, other than review of a citation under this subparagraph.

4. On receipt of a written question or concern from a person, the local designee shall provide a written answer or response to the person within a reasonable time.

1 5. A local jurisdiction shall make any written questions or
2 concerns received under this subparagraph and any subsequent written answers or
3 responses available for public inspection.

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