

SENATE BILL 941

R2, R5, R7

5lr3221
CF HB 1465

By: **Senator Sydnor**

Introduced and read first time: January 28, 2025

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 8, 2025

CHAPTER _____

1 AN ACT concerning

2 **Transportation-Related Fines and Tolls – ~~Income-Based~~ Installment Payment**
3 **Plans**

4 FOR the purpose of requiring the Maryland Transportation Authority ~~and the Department~~
5 ~~of Transportation~~ to establish programs to offer ~~income-based~~ installment payment
6 plans for the payment of certain tolls, ~~civil penalties, and fines~~; and generally
7 relating to ~~income-based~~ installment payment plans.

8 BY repealing and reenacting, with amendments,

9 Article – Transportation

10 Section 21-1414(d)(5) and (6) and (h)(2), ~~26-201(c)(1) and (d)(1), and 27-103(a)~~

11 Annotated Code of Maryland

12 (2020 Replacement Volume and 2024 Supplement)

13 BY adding to

14 Article – Transportation

15 Section 21-1417 ~~and 27-103.1~~

16 Annotated Code of Maryland

17 (2020 Replacement Volume and 2024 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Transportation**

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.



21-1414.

(d) (5) A person alleged to be liable receiving the citation for a toll violation under this section may:

(i) Pay the video toll and the civil penalty directly to the Authority;
[or]

**(II) REQUEST TO PAY THE VIDEO TOLL AND CIVIL PENALTY
THROUGH THE ~~INCOME-BASED~~ INSTALLMENT PLAN UNDER § 21-1417 OF THIS
SUBTITLE; OR**

[(ii)] (III) Elect to stand trial for the alleged violation.

(6) (i) If the person alleged to be liable under this section fails to elect to stand trial or **TO APPEAR AT TRIAL AFTER HAVING ELECTED TO STAND TRIAL, FAILS** to pay the prescribed video toll and civil penalty within 30 days after mailing of the citation **OR IN ACCORDANCE WITH AN ~~INCOME-BASED~~ INSTALLMENT PAYMENT PLAN APPROVED BY THE AUTHORITY**, or is adjudicated to be liable after trial, [or fails to appear at trial after having elected to stand trial,] the Authority or its duly authorized agent may:

1. Collect the video toll and the civil penalty by any means of collection as provided by law; and

2. Notify the Administration of the failure to pay the video toll and civil penalty in accordance with subsection (i) of this section.

(ii) No additional hearing or proceeding is required before the Administration takes action with respect to the motor vehicle of the registered owner under subsection (i) of this section.

(h) (2) The Authority may recall a delinquent account from the Central Collection Unit if:

(i) The delinquent account exceeds \$300 in unpaid video tolls and associated civil penalties;

(ii) The video tolls in question were assessed within a 30-day period;
[and] OR

(iii) Mitigating factors exist with respect to the assessment of the unpaid video tolls and associated civil penalties, as determined by the Authority; ~~AND~~

**~~(IV) THE AUTHORITY APPROVES AN INCOME-BASED
INSTALLMENT PAYMENT PLAN FOR A DELINQUENT ACCOUNT.~~**

1 21-1417.

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

4 (2) "PROGRAM" MEANS THE ~~INCOME-BASED~~ INSTALLMENT PAYMENT
5 PLAN PROGRAM ESTABLISHED UNDER THIS SECTION.

6 (3) "VIDEO TOLL" HAS THE MEANING STATED IN § 21-1414 OF THIS
7 SUBTITLE.

8 (B) THE AUTHORITY SHALL ESTABLISH AN ~~INCOME-BASED~~ INSTALLMENT
9 PAYMENT PLAN PROGRAM.

10 (C) A PERSON THAT ACCUMULATES UNPAID VIDEO TOLLS AND CIVIL
11 PENALTIES UNDER THIS SUBTITLE OF AT LEAST ~~\$250~~ \$300 MAY APPLY TO
12 PARTICIPATE IN THE PROGRAM.

13 (D) IF A PERSON ENTERS INTO AN ~~INCOME-BASED~~ INSTALLMENT PAYMENT
14 PLAN UNDER THIS SECTION AND FAILS TO PAY THE OUTSTANDING VIDEO TOLLS AND
15 CIVIL PENALTIES IN ACCORDANCE WITH THE PAYMENT PLAN, THE AUTHORITY MAY
16 REFER THE AMOUNT OF THE UNPAID VIDEO TOLLS AND CIVIL PENALTIES TO THE
17 CENTRAL COLLECTION UNIT OF THE DEPARTMENT OF BUDGET AND
18 MANAGEMENT.

19 (E) THE AUTHORITY SHALL ADOPT REGULATIONS TO ESTABLISH:

20 (1) ~~INCOME-ELIGIBILITY~~ ELIGIBILITY AND VERIFICATION
21 REQUIREMENTS FOR THE PROGRAM;

22 (2) THE NUMBER AND TYPE OF INSTALLMENT PAYMENT OPTIONS
23 AVAILABLE UNDER THE PROGRAM;

24 (3) AN APPLICATION PROCESS FOR PARTICIPATION IN THE
25 PROGRAM;

26 (4) A PROCESS FOR REPORTING A PERSON WHO FAILS TO MAKE
27 REQUIRED INSTALLMENT PAYMENTS IN A TIMELY MANNER IN ACCORDANCE WITH
28 THE PERSON'S PAYMENT PLAN; AND

29 (5) ANY OTHER REGULATIONS NECESSARY TO ADMINISTER THE
30 PROGRAM.

~~26-201.~~

~~(e) A traffic citation issued to a person under this section shall contain:~~

~~(1) (i) A notice in boldface type that, if the citation is a payable violation:~~

~~1. The person must comply with one of the following within 30 days after receipt of the citation:~~

~~A. Pay the full amount of the preset fine;~~

~~B. Enter into a payment plan under § 7-504.1 of the Courts Article, if the defendant has at least \$150 in total outstanding fines and is otherwise qualified to enter into a payment plan;~~

~~C. ENTER INTO AN INCOME-BASED INSTALLMENT PAYMENT PLAN UNDER § 27-103.1 OF THIS ARTICLE, IF THE DEFENDANT HAS AT LEAST \$250 IN TOTAL OUTSTANDING FINES AND IS OTHERWISE QUALIFIED TO ENTER INTO AN INSTALLMENT PAYMENT PLAN;~~

~~D. Request a hearing regarding sentencing and disposition in lieu of a trial as provided in § 26-204(b)(2) of this subtitle; or~~

~~[D.] E. Request a trial date at the date, time, and place established by the District Court by writ or trial notice; and~~

~~2. A. If the person fails to comply within 30 days after receipt of the citation, the Administration will be notified and may take action to suspend the person's driver's license; and~~

~~B. Driving on a suspended license is a criminal offense for which the person could be incarcerated; or~~

~~(ii) If the citation is for a must appear violation, a notice that:~~

~~1. The citation is a summons to appear as notified by a circuit court or the District Court through a trial notice setting the date, time, and place for the person to appear; or~~

~~2. A circuit court or the District Court will issue a writ setting the date, time, and place for the person to appear;~~

~~(d) If a citation is marked "you have the right to stand trial":~~

~~(1) The form of the defendant's copy of the citation shall include in boldface type a description of the following options:~~

~~(i) Payment of the fine;~~

~~(ii) Enter into a payment plan under § 7-504.1 of the Courts Article, if the defendant has at least \$150 in total outstanding fines and is otherwise qualified to enter into a payment plan;~~

~~(iii) ENTER INTO AN INCOME BASED INSTALLMENT PAYMENT PLAN UNDER § 27-103.1 OF THIS ARTICLE, IF THE DEFENDANT HAS AT LEAST \$250 IN TOTAL OUTSTANDING FINES AND IS OTHERWISE QUALIFIED TO ENTER INTO AN INSTALLMENT PAYMENT PLAN;~~

~~[(iii)] (iv) Request a trial; and~~

~~[(iv)] (v) Request a "guilty with an explanation" hearing regarding sentencing and disposition in lieu of a trial; and~~

~~27-103.~~

~~(a) If a person fined under the Maryland Vehicle Law does not pay the fine or enter into a payment plan under § 7-504.1 of the Courts Article OR § 27-103.1 OF THIS SUBTITLE, the court may:~~

~~(1) Refer the amount of the unpaid outstanding fine to the Central Collection Unit of the Department of Budget and Management; or~~

~~(2) Process the unpaid outstanding fine as it would otherwise process outstanding fines owed the court.~~

~~27-103.1.~~

~~(A) IN THIS SECTION, "PROGRAM" MEANS THE INCOME BASED INSTALLMENT PAYMENT PLAN PROGRAM ESTABLISHED UNDER THIS SECTION.~~

~~(B) THE DEPARTMENT SHALL ESTABLISH AN INCOME BASED INSTALLMENT PAYMENT PLAN PROGRAM.~~

~~(C) A PERSON THAT ACCUMULATES AT LEAST \$250 OF FINES FOR VIOLATIONS OF THE MARYLAND VEHICLE LAW MAY APPLY TO PARTICIPATE IN THE PROGRAM.~~

~~(D) IF A PERSON ENTERS INTO AN INCOME BASED INSTALLMENT PAYMENT PLAN UNDER THIS SECTION AND FAILS TO PAY THE OUTSTANDING FINES IN~~

~~ACCORDANCE WITH THE PAYMENT PLAN, THE DEPARTMENT MAY REFER THE
AMOUNT OF THE UNPAID OUTSTANDING FINES TO THE CENTRAL COLLECTION UNIT
OF THE DEPARTMENT OF BUDGET AND MANAGEMENT.~~

~~(E) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ESTABLISH:~~

~~(1) INCOME ELIGIBILITY AND VERIFICATION REQUIREMENTS FOR
THE PROGRAM;~~

~~(2) THE NUMBER AND TYPE OF INSTALLMENT PAYMENT OPTIONS
AVAILABLE UNDER THE PROGRAM;~~

~~(3) AN APPLICATION PROCESS FOR PARTICIPATION IN THE
PROGRAM;~~

~~(4) A PROCESS FOR REPORTING A PERSON WHO FAILS TO MAKE
REQUIRED INSTALLMENT PAYMENTS IN A TIMELY MANNER IN ACCORDANCE WITH
THE PERSON'S PAYMENT PLAN; AND~~

~~(5) ANY OTHER REGULATIONS NECESSARY TO ADMINISTER THE
PROGRAM.~~

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.