

HOUSE BILL 1032

R5, P1

5lr0881

By: **Montgomery County Delegation**

Introduced and read first time: February 3, 2025

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Stop Sign Monitoring Systems – Authorization**

3 **MC 4–25**

4 FOR the purpose of authorizing the use of stop sign monitoring systems in school zones in
5 Montgomery County, if authorized by local law; establishing that certain provisions
6 of law relating to the inspection of recorded images apply to recorded images
7 produced by a stop sign monitoring system; providing that the owner or driver of a
8 motor vehicle recorded failing to obey a stop sign is subject to a citation and a certain
9 civil penalty under certain circumstances; establishing certain defenses to a charge
10 of an alleged violation recorded by a stop sign monitoring system; prohibiting a
11 contractor administering a stop sign monitoring system from being compensated in
12 a certain manner; and generally relating to the use of stop sign monitoring systems
13 in Montgomery County.

14 BY repealing and reenacting, with amendments,
15 Article – Courts and Judicial Proceedings
16 Section 4–401(13), 7–302(e)(1)(i), and 10–311(g)
17 Annotated Code of Maryland
18 (2020 Replacement Volume and 2024 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Courts and Judicial Proceedings
21 Section 7–302(e)(1) through (4) and 10–311(f)
22 Annotated Code of Maryland
23 (2020 Replacement Volume and 2024 Supplement)
24 (As enacted by Section 3 of Chapter 678 of the Acts of the General Assembly of 2024)

25 BY adding to
26 Article – Courts and Judicial Proceedings
27 Section 10–311(f)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)
(As enacted by Section 3 of Chapter 678 of the Acts of the General Assembly of 2024)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–321
Annotated Code of Maryland
(2019 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–707
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

BY adding to
Article – Transportation
Section 21–707.2
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

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) (1) (i) A citation issued pursuant to § 21–202.1, § 21–706.1, § 21–707.1,
§ 21–707.2, § 21–809, § 21–810, § 21–1134, § 22–612, or § 24–111.3 of the Transportation
Article shall provide that the person receiving the citation may elect to stand trial by
notifying the issuing agency of the person’s intention to stand trial at least 5 days prior to
the date of payment as set forth in the citation.

10–311.

(g) A recorded image of a motor vehicle produced by a stop sign monitoring system
in accordance with § 21–707.1 **OR § 21–707.2** of the Transportation Article is admissible
in a proceeding concerning a civil citation issued under that section for a violation of §
21–707 **OR § 21–707.2** of the Transportation Article without authentication.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Courts and Judicial Proceedings

1 7-302.

2 (e) (1) (i) A citation issued pursuant to § 21-202.1, § 21-706.1, **§ 21-707.2,**
3 **§ 21-809, § 21-810, § 21-1134, or § 24-111.3** of the Transportation Article shall provide
4 that the person receiving the citation may elect to stand trial by notifying the issuing
5 agency of the person's intention to stand trial at least 5 days prior to the date of payment
6 as set forth in the citation.

7 (ii) On receipt of the notice to stand trial, the agency shall forward
8 to the District Court having venue a copy of the citation and a copy of the notice from the
9 person who received the citation indicating the person's intention to stand trial.

10 (iii) On receipt thereof, the District Court shall schedule the case for
11 trial and notify the defendant of the trial date under procedures adopted by the Chief Judge
12 of the District Court.

13 (2) (i) A citation issued as the result of a vehicle height monitoring
14 system, a traffic control signal monitoring system, a speed monitoring system, a work zone
15 speed control system **OR A STOP SIGN MONITORING SYSTEM** controlled by a political
16 subdivision, a school bus monitoring camera, or a bus lane monitoring system shall provide
17 that, in an uncontested case, the penalty shall be paid directly to that political subdivision.

18 (ii) A citation issued as the result of a traffic control signal
19 monitoring system or a work zone speed control system controlled by a State agency, or as
20 a result of a vehicle height monitoring system, a traffic control signal monitoring system, a
21 speed monitoring system, **A STOP SIGN MONITORING SYSTEM,** a school bus monitoring
22 camera, or a bus lane monitoring system in a case contested in District Court, shall provide
23 that the penalty shall be paid directly to the District Court.

24 (3) Civil penalties resulting from citations issued using a vehicle height
25 monitoring system, traffic control signal monitoring system, speed monitoring system,
26 work zone speed control system, **STOP SIGN MONITORING SYSTEM,** school bus monitoring
27 camera, or bus lane monitoring system that are collected by the District Court shall be
28 collected in accordance with subsection (a) of this section and distributed in accordance
29 with § 12-118 of the Transportation Article.

30 (4) (i) Except as provided in paragraph (5) of this subsection, from the
31 fines collected by a political subdivision as a result of violations enforced by speed
32 monitoring systems, work zone speed control systems, **STOP SIGN MONITORING**
33 **SYSTEMS,** school bus monitoring cameras, or bus lane monitoring systems, a political
34 subdivision:

35 1. May recover the costs of implementing and administering
36 the speed monitoring systems, work zone speed control systems, school bus monitoring
37 cameras, or bus lane monitoring systems; and

2. Subject to subparagraph (ii) of this paragraph, may spend any remaining balance solely for public safety purposes, including pedestrian or highway safety programs.

(ii) 1. For any fiscal year, if the balance remaining from the fines collected by a political subdivision as a result of violations enforced by speed monitoring systems, after the costs of implementing and administering the systems are recovered in accordance with subparagraph (i)1 of this paragraph, is greater than 10% of the total revenues of the political subdivision for the fiscal year, the political subdivision shall remit any funds that exceed 10% of the total revenues to the Comptroller.

2. The Comptroller shall deposit any money remitted under this subparagraph to the General Fund of the State.

10–311.

(F) A RECORDED IMAGE OF A MOTOR VEHICLE PRODUCED BY A STOP SIGN MONITORING SYSTEM IN ACCORDANCE WITH § 21–707.2 OF THE TRANSPORTATION ARTICLE IS ADMISSIBLE IN A PROCEEDING CONCERNING A CIVIL CITATION ISSUED UNDER THAT SECTION FOR A VIOLATION OF § 21–707.2 OF THE TRANSPORTATION ARTICLE WITHOUT AUTHENTICATION.

[(f)] (G) In any other judicial proceeding, a recorded image produced by 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, or bus lane monitoring system is admissible as otherwise provided by law.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Courts and Judicial Proceedings

4–401.

Except as provided in § 4–402 of this subtitle, and subject to the venue provisions of Title 6 of this article, the District Court has exclusive original civil jurisdiction in:

(13) A proceeding for a civil infraction under § 21–202.1, § 21–704.1, § 21–706.1, § 21–707.1, **§ 21–707.2**, § 21–809, § 21–810, § 21–1134, § 22–612, or § 24–111.3 of the Transportation Article or § 10–112 of the Criminal Law Article;

Article – General Provisions

4–321.

(a) In this section, “recorded images” has the meaning stated in § 21–202.1, **§ 21–707.2**, § 21–809, § 21–810, or § 24–111.3 of the Transportation Article.

(b) Except as provided in subsection (c) of this section, a custodian shall deny inspection of recorded images produced by:

(1) a traffic control signal monitoring system operated under § 21–202.1 of the Transportation Article;

(2) **A STOP SIGN MONITORING SYSTEM OPERATED UNDER § 21–707.2 OF THE TRANSPORTATION ARTICLE;**

(3) a speed monitoring system operated under § 21–809 of the Transportation Article;

~~[(3)]~~ (4) a work zone speed control system operated under § 21–810 of the Transportation Article; or

~~[(4)]~~ (5) a vehicle height monitoring system operated under § 24–111.3 of the Transportation Article.

(c) A custodian shall allow inspection of recorded images:

(1) as required in § 21–202.1, **§ 21–707.2**, § 21–809, § 21–810, or § 24–111.3 of the Transportation Article;

(2) by any person issued a citation under § 21–202.1, **§ 21–707.2**, § 21–809, § 21–810, or § 24–111.3 of the Transportation Article, or by an attorney of record for the person; or

(3) by an employee or agent of an agency in an investigation or a proceeding relating to the imposition of or indemnification from civil liability under § 21–202.1, **§ 21–707.2**, § 21–809, § 21–810, or § 24–111.3 of the Transportation Article.

Article – Transportation

21–707.

(a) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of the intersection at a clearly marked stop line.

(b) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of the intersection and, if there is no clearly marked stop line, before entering any crosswalk.

(c) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of an intersection and, if there is no crosswalk, at the nearest point before entering the intersection that gives the driver a view of traffic approaching on the intersecting roadway.

(d) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection at a clearly marked stop line.

(e) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection and, if there is no clearly marked stop line, before entering any crosswalk.

(f) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection and, if there is no crosswalk, at the nearest point before entering the intersection that gives the driver a view of traffic approaching on the intersecting roadway.

21-707.2.

(A) THIS SECTION APPLIES ONLY IN MONTGOMERY COUNTY.

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

(2) "AGENCY" MEANS A LAW ENFORCEMENT AGENCY THAT IS AUTHORIZED TO ISSUE A CITATION FOR A VIOLATION OF THE MARYLAND VEHICLE LAW OR OF LOCAL TRAFFIC LAWS OR REGULATIONS.

(3) (I) "OWNER" MEANS THE REGISTERED OWNER OF A MOTOR VEHICLE OR LESSEE OF A MOTOR VEHICLE UNDER A LEASE OF 6 MONTHS OR MORE.

(II) "OWNER" DOES NOT INCLUDE:

1. A MOTOR VEHICLE LEASING COMPANY; OR

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

(4) "RECORDED IMAGE" MEANS IMAGES RECORDED BY A STOP SIGN MONITORING SYSTEM:

(I) ON:

1. TWO OR MORE PHOTOGRAPHS;

1 2. TWO OR MORE MICROPHOTOGRAPHS;

2 3. TWO OR MORE ELECTRONIC IMAGES;

3 4. VIDEOTAPE; OR

4 5. ANY OTHER MEDIUM; AND

5 (II) SHOWING A MOTOR VEHICLE AND, ON AT LEAST ONE IMAGE
6 OR PORTION OF TAPE, CLEARLY IDENTIFYING THE REGISTRATION PLATE NUMBER
7 OF THE MOTOR VEHICLE.

8 (5) “STOP SIGN MONITORING SYSTEM” MEANS A DEVICE DESIGNED
9 TO CAPTURE A RECORDED IMAGE OF A VIOLATION.

10 (6) (I) “VIOLATION” MEANS A FAILURE TO COME TO A COMPLETE
11 STOP AT A STOP SIGN IN VIOLATION OF § 21-707 OF THIS SUBTITLE.

12 (II) “VIOLATION” DOES NOT INCLUDE ANY ACTION A DRIVER IS
13 INSTRUCTED TO TAKE BY A POLICE OFFICER.

14 (C) (1) SUBJECT TO PARAGRAPHS (2) THROUGH (4) OF THIS
15 SUBSECTION, AN AGENCY MAY USE STOP SIGN MONITORING SYSTEMS:

16 (I) ON HIGHWAYS LOCATED IN A SCHOOL ZONE MAINTAINED BY
17 A LOCAL JURISDICTION, IF AUTHORIZED BY THE GOVERNING BODY OF THE LOCAL
18 JURISDICTION; OR

19 (II) ON STATE HIGHWAYS LOCATED IN A SCHOOL ZONE, IF
20 AUTHORIZED BY THE STATE HIGHWAY ADMINISTRATION.

21 (2) A STOP SIGN MONITORING SYSTEM MAY NOT BE USED IN A LOCAL
22 JURISDICTION UNDER THIS SECTION UNLESS ITS USE IS AUTHORIZED BY THE
23 GOVERNING BODY OF THE LOCAL JURISDICTION BY LOCAL LAW ENACTED AFTER
24 REASONABLE NOTICE AND A PUBLIC HEARING.

25 (3) BEFORE BEGINNING USE OF STOP SIGN MONITORING SYSTEMS,
26 AN AGENCY SHALL PUBLISH NOTICE THAT THE AGENCY HAS ADOPTED THE USE OF
27 STOP SIGN MONITORING SYSTEMS ON ITS WEBSITE.

28 (4) (I) THE COUNTY SHALL PROMINENTLY PLACE SIGNS ON
29 HIGHWAYS WITHIN THE COUNTY PROVIDING NOTICE THAT STOP SIGN MONITORING
30 SYSTEMS ARE USED IN THE COUNTY.

(II) THE STATE HIGHWAY ADMINISTRATION SHALL PLACE SIGNS PROMINENTLY PROVIDING NOTICE THAT STOP SIGN MONITORING SYSTEMS ARE IN USE ON STATE HIGHWAYS.

(D) A RECORDED IMAGE UNDER THIS SECTION INDICATING THAT THE DRIVER OF A MOTOR VEHICLE HAS COMMITTED A VIOLATION SHALL INCLUDE:

(1) THE TIME AND DATE OF THE VIOLATION; AND

(2) TO THE EXTENT POSSIBLE, THE LOCATION OF THE VIOLATION.

(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 (F)(3) OR (H)(4) OR (5) OF THIS SECTION, THE DRIVER OF A MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IF THE MOTOR VEHICLE IS RECORDED BY A STOP SIGN MONITORING SYSTEM DURING THE COMMISSION OF A VIOLATION.

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

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

(I) A UNIFORM CITATION FORM CONSISTENT WITH SUBSECTION (F)(1) OF THIS SECTION AND § 7-302 OF THE COURTS ARTICLE; AND

(II) A CIVIL PENALTY, WHICH SHALL BE INDICATED ON THE CITATION, TO BE PAID BY PERSONS WHO CHOOSE TO PREPAY THE CIVIL PENALTY WITHOUT APPEARING IN DISTRICT COURT.

(F) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPHS (2) THROUGH (5) 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 MOTOR VEHICLE;

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

(III) THE VIOLATION CHARGED;

(IV) TO THE EXTENT POSSIBLE, THE LOCATION OF THE VIOLATION;

1 (v) THE DATE AND TIME OF THE VIOLATION;

2 (vi) A COPY OF THE RECORDED IMAGE;

3 (vii) THE AMOUNT OF THE CIVIL PENALTY IMPOSED AND THE
4 DATE BY WHICH THE CIVIL PENALTY MUST BE PAID;

5 (viii) A SIGNED STATEMENT BY A TECHNICIAN EMPLOYED BY THE
6 AGENCY THAT, BASED ON THE INSPECTION OF THE RECORDED IMAGE, THE MOTOR
7 VEHICLE WAS BEING OPERATED DURING THE COMMISSION OF A VIOLATION;

8 (ix) A STATEMENT THAT THE RECORDED IMAGE IS EVIDENCE OF
9 A VIOLATION; AND

10 (x) INFORMATION ADVISING THE PERSON ALLEGED TO BE
11 LIABLE UNDER THIS SECTION:

12 1. OF THE MANNER AND TIME IN WHICH LIABILITY AS
13 ALLEGED IN THE CITATION MAY BE CONTESTED IN THE DISTRICT COURT; AND

14 2. THAT FAILURE TO PAY THE CIVIL PENALTY OR TO
15 CONTEST LIABILITY IN A TIMELY MANNER IS AN ADMISSION OF LIABILITY AND MAY
16 RESULT IN REFUSAL OR SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

17 (2) THE AGENCY MAY MAIL A WARNING NOTICE IN PLACE OF A
18 CITATION TO THE OWNER LIABLE UNDER SUBSECTION (E) OF THIS SECTION.

19 (3) (i) BEFORE MAILING A CITATION TO A MOTOR VEHICLE
20 RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION, AN AGENCY
21 SHALL MAIL A NOTICE TO THE MOTOR VEHICLE RENTAL COMPANY STATING THAT A
22 CITATION WILL BE MAILED TO THE MOTOR VEHICLE RENTAL COMPANY UNLESS,
23 WITHIN 45 DAYS AFTER RECEIVING THE NOTICE, THE MOTOR VEHICLE RENTAL
24 COMPANY PROVIDES THE AGENCY WITH:

25 1. A STATEMENT MADE UNDER OATH THAT STATES THE
26 NAME AND LAST KNOWN MAILING ADDRESS OF THE INDIVIDUAL DRIVING OR
27 RENTING THE MOTOR VEHICLE WHEN THE VIOLATION OCCURRED;

28 2. A. A STATEMENT MADE UNDER OATH THAT
29 STATES THAT THE MOTOR VEHICLE RENTAL COMPANY IS UNABLE TO DETERMINE
30 WHO WAS DRIVING THE MOTOR VEHICLE AT THE TIME THE VIOLATION OCCURRED
31 BECAUSE THE MOTOR VEHICLE WAS STOLEN AT THE TIME OF THE VIOLATION; AND

1 **B. A COPY OF THE POLICE REPORT ASSOCIATED WITH**
2 **THE MOTOR VEHICLE THEFT CLAIMED UNDER ITEM A OF THIS ITEM; OR**

3 **3. PAYMENT FOR THE PENALTY ASSOCIATED WITH THE**
4 **VIOLATION.**

5 **(II) AN AGENCY MAY NOT MAIL A CITATION TO A MOTOR**
6 **VEHICLE RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION IF**
7 **THE MOTOR VEHICLE RENTAL COMPANY COMPLIES WITH SUBPARAGRAPH (I) OF**
8 **THIS PARAGRAPH.**

9 **(4) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION**
10 **AND SUBSECTION (H)(4) AND (5) OF THIS SECTION, A CITATION ISSUED UNDER THIS**
11 **SECTION SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER THE ALLEGED**
12 **VIOLATION.**

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

15 **(I) PAY THE CIVIL PENALTY IN ACCORDANCE WITH**
16 **INSTRUCTIONS ON THE CITATION; OR**

17 **(II) ELECT TO STAND TRIAL FOR THE ALLEGED VIOLATION.**

18 **(G) (1) A CERTIFICATE ALLEGING THAT A VIOLATION OCCURRED, SWORN**
19 **TO OR AFFIRMED BY A DULY AUTHORIZED LAW ENFORCEMENT OFFICER EMPLOYED**
20 **BY OR UNDER CONTRACT WITH AN AGENCY, BASED ON THE INSPECTION OF A**
21 **RECORDED IMAGE, SHALL BE EVIDENCE OF THE FACTS CONTAINED IN THE**
22 **CERTIFICATE AND SHALL BE ADMISSIBLE IN ANY PROCEEDING CONCERNING THE**
23 **ALLEGED VIOLATION.**

24 **(2) ADJUDICATION OF LIABILITY SHALL BE BASED ON**
25 **PREPONDERANCE OF THE EVIDENCE.**

26 **(H) (1) THE DISTRICT COURT MAY CONSIDER IN DEFENSE OF A**
27 **VIOLATION:**

28 **(I) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THAT**
29 **THE MOTOR VEHICLE OR REGISTRATION PLATES OF THE MOTOR VEHICLE WERE**
30 **STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL**
31 **OR POSSESSION OF THE OWNER AT THE TIME OF THE VIOLATION;**

32 **(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,**
33 **EVIDENCE THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE**

1 MOTOR VEHICLE AT THE TIME OF THE VIOLATION; AND

2 (III) ANY OTHER ISSUES AND EVIDENCE THAT THE DISTRICT
3 COURT CONSIDERS PERTINENT.

4 (2) TO DEMONSTRATE THAT THE MOTOR VEHICLE OR THE
5 REGISTRATION PLATES WERE STOLEN BEFORE THE VIOLATION OCCURRED AND
6 WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF
7 THE VIOLATION, THE OWNER MUST SUBMIT PROOF THAT A POLICE REPORT ABOUT
8 THE STOLEN MOTOR VEHICLE OR REGISTRATION PLATES WAS FILED IN A TIMELY
9 MANNER.

10 (3) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH
11 (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN THE CITATION SHALL PROVIDE
12 TO THE DISTRICT COURT EVIDENCE TO THE SATISFACTION OF THE DISTRICT
13 COURT OF WHO WAS OPERATING THE MOTOR VEHICLE AT THE TIME OF THE
14 VIOLATION, INCLUDING, AT A MINIMUM, THE OPERATOR'S NAME AND CURRENT
15 ADDRESS.

16 (4) (I) THE PROVISIONS OF THIS PARAGRAPH APPLY ONLY TO A
17 CITATION THAT INVOLVES A CLASS E (TRUCK) VEHICLE WITH A REGISTERED GROSS
18 WEIGHT OF 26,001 POUNDS OR MORE, CLASS F (TRACTOR) VEHICLE, CLASS G
19 (TRAILER) VEHICLE OPERATED IN COMBINATION WITH A CLASS F (TRACTOR)
20 VEHICLE, OR CLASS P (PASSENGER BUS) VEHICLE.

21 (II) TO SATISFY THE EVIDENTIARY BURDEN UNDER
22 PARAGRAPH (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN A CITATION
23 DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY PROVIDE TO THE
24 DISTRICT COURT A LETTER, SWORN TO OR AFFIRMED BY THE PERSON AND MAILED
25 BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, THAT:

26 1. STATES THAT THE PERSON NAMED IN THE CITATION
27 WAS NOT OPERATING THE MOTOR VEHICLE AT THE TIME OF THE VIOLATION; AND

28 2. PROVIDES THE NAME, ADDRESS, AND DRIVER'S
29 LICENSE IDENTIFICATION NUMBER OF THE PERSON WHO WAS OPERATING THE
30 MOTOR VEHICLE AT THE TIME OF THE VIOLATION.

31 (5) (I) IF THE DISTRICT COURT FINDS THAT THE PERSON NAMED
32 IN THE CITATION WAS NOT OPERATING THE MOTOR VEHICLE AT THE TIME OF THE
33 VIOLATION OR RECEIVES EVIDENCE UNDER PARAGRAPH (4)(II)2 OF THIS
34 SUBSECTION IDENTIFYING THE PERSON DRIVING THE MOTOR VEHICLE AT THE TIME
35 OF THE VIOLATION, THE CLERK OF COURT SHALL PROVIDE TO THE AGENCY ISSUING
36 THE CITATION A COPY OF ANY EVIDENCE SUBSTANTIATING WHO WAS OPERATING

1 THE MOTOR VEHICLE AT THE TIME OF THE VIOLATION.

2 (II) ON RECEIPT OF SUBSTANTIATING EVIDENCE FROM THE
3 DISTRICT COURT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE AGENCY
4 MAY ISSUE A CITATION AS PROVIDED IN SUBSECTION (F) OF THIS SECTION TO THE
5 PERSON WHO THE EVIDENCE INDICATES WAS OPERATING THE MOTOR VEHICLE AT
6 THE TIME OF THE VIOLATION.

7 (III) A CITATION ISSUED UNDER SUBPARAGRAPH (II) OF THIS
8 PARAGRAPH SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER RECEIPT OF THE
9 EVIDENCE FROM THE DISTRICT COURT.

10 (I) IF THE CIVIL PENALTY IS NOT PAID AND THE VIOLATION IS NOT
11 CONTESTED, THE ADMINISTRATION MAY REFUSE TO REGISTER OR REREGISTER OR
12 MAY SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE.

13 (J) A VIOLATION FOR WHICH A CIVIL PENALTY IS IMPOSED UNDER THIS
14 SECTION:

15 (1) IS NOT A MOVING VIOLATION FOR THE PURPOSE OF ASSESSING
16 POINTS UNDER § 16-402 OF THIS ARTICLE AND MAY NOT BE RECORDED BY THE
17 ADMINISTRATION ON THE DRIVING RECORD OF THE OWNER OR DRIVER OF THE
18 MOTOR VEHICLE; AND

19 (2) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE
20 INSURANCE COVERAGE.

21 (K) IN CONSULTATION WITH LAW ENFORCEMENT AGENCIES, THE CHIEF
22 JUDGE OF THE DISTRICT COURT SHALL ADOPT PROCEDURES FOR THE ISSUANCE
23 OF CITATIONS, TRIALS FOR VIOLATIONS, AND THE COLLECTION OF CIVIL PENALTIES
24 IMPOSED UNDER THIS SECTION.

25 (L) (1) AN AGENCY OR AN AGENT OR A CONTRACTOR DESIGNATED BY THE
26 AGENCY SHALL ADMINISTER AND PROCESS CIVIL CITATIONS ISSUED UNDER THIS
27 SECTION IN COORDINATION WITH THE DISTRICT COURT.

28 (2) IF A CONTRACTOR IN ANY MANNER OPERATES A STOP SIGN
29 MONITORING SYSTEM OR ADMINISTERS OR PROCESSES CITATIONS GENERATED BY
30 A STOP SIGN MONITORING SYSTEM ON BEHALF OF A LOCAL JURISDICTION, THE
31 CONTRACTOR'S FEE MAY NOT BE CONTINGENT ON A PER-TICKET BASIS ON THE
32 NUMBER OF CITATIONS ISSUED OR PAID.

33 SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1,
34 2026, the Montgomery County Department of Transportation shall report to the Governor

1 and, in accordance with § 2–1257 of the State Government Article, the General Assembly
2 on:

3 (1) through October 1, 2026:

4 (i) the time period during which stop sign monitoring systems were
5 in use in the county; and

6 (ii) the number of warnings and citations issued as a result of
7 violations recorded by a stop sign monitoring system in the county over the reported time
8 period, by location and date;

9 (2) (i) the costs associated with implementing and operating stop sign
10 monitoring systems; and

11 (ii) the revenue collected on a monthly basis as a result of violations
12 recorded by stop sign monitoring systems;

13 (3) appropriate locations for the deployment of stop sign monitoring
14 systems;

15 (4) the performance and reliability of stop sign monitoring systems used by
16 the county; and

17 (5) the effectiveness of stop sign monitoring systems in reducing violations,
18 crashes, and pedestrian injuries in the county and in areas where the stop sign monitoring
19 systems were implemented and used.

20 SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take
21 effect on the taking effect of the termination provision specified in Section 3 of Chapter 678
22 of the Acts of the General Assembly of 2024. If that termination provision takes effect,
23 Section 1 of this Act, with no further action required by the General Assembly, shall be
24 abrogated and of no further force and effect. This Act may not be interpreted to have any
25 effect on that termination provision.

26 SECTION 6. AND BE IT FURTHER ENACTED, That, subject to the provisions of
27 Section 5 of this Act, this Act shall take effect July 1, 2025. It shall remain effective for a
28 period of 5 years and, at the end of June 30, 2030, this Act, with no further action required
29 by the General Assembly, shall be abrogated and of no further force and effect.