

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 929

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and McMillan” and substitute “McMillan, Beidle, Cane, Fraser-Hidalgo, Frush, Healey, Holmes, Lafferty, McIntosh, Niemann, S. Robinson, Stein, Weir, and Wilson”; strike line 2 in its entirety; after line 2, insert “Speed Monitoring Systems Reform Act of 2014”; in line 10, after the second “certain” insert “public”; and in line 19, after “paid;” insert “requiring the Maryland Police Training Commission to compile and make publicly available an annual report containing certain information on each local speed monitoring system program;”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 13 down through “APPARENTLY” in line 16 and substitute “APPARENTLY”; in line 17, strike “FOR WHICH THE CONTRACTOR IS RESPONSIBLE” and substitute “THAT IS UNDER THE CONTROL OF THE CONTRACTOR”; in line 18, after “INCLUDES” insert “A POTENTIAL VIOLATION BASED ON”; strike beginning with “A” in line 19 down through “FOCUS” in line 24 and substitute “A RECORDED IMAGE OF A REGISTRATION PLATE THAT DOES NOT MATCH THE REGISTRATION PLATE ISSUED FOR THE MOTOR VEHICLE IN THE RECORDED IMAGE;”

2. A RECORDED IMAGE THAT SHOWS A STOPPED VEHICLE OR NO PROGRESSION;

3. AN INCORRECTLY MEASURED SPEED FOR A MOTOR VEHICLE;

(Over)

4. A MEASURED SPEED OF A MOTOR VEHICLE THAT IS BELOW THE THRESHOLD SPEED THAT WOULD SUBJECT THE OWNER TO A CIVIL CITATION UNDER THIS SECTION;

5. A RECORDED IMAGE THAT WAS TAKEN OUTSIDE OF THE HOURS AND DAYS THAT SPEED MONITORING SYSTEMS ARE AUTHORIZED FOR USE IN SCHOOL ZONES; AND

6. A RECORDED IMAGE THAT WAS TAKEN BY A SPEED MONITORING SYSTEM WITH AN EXPIRED CALIBRATION CERTIFICATE”;

and strike in their entirety lines 25 through 28, inclusive.

AMENDMENT NO. 3

On page 7, after line 7, insert:

“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.

AMENDMENT NO. 4

On page 9, in line 5, after the second “A” insert “NEW”; and in line 7, after “2.” insert “A PROGRAM ADMINISTRATOR FOR A PROGRAM IN EXISTENCE ON JUNE 1, 2014 SHALL INITIALLY PARTICIPATE IN THE TRAINING PROGRAM ON OR BEFORE DECEMBER 31, 2014, AND SUBSEQUENTLY AT LEAST ONCE EVERY 2 YEARS.

3.

AMENDMENT NO. 5

On page 10, in line 23, strike “subsection” and substitute “SUBSECTIONS (B)(1)(IX) AND”.

AMENDMENT NO. 6

On page 13, after line 4, insert:

“(K) (1) ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE MARYLAND POLICE TRAINING COMMISSION SHALL:

(I) COMPILE AND MAKE PUBLICLY AVAILABLE A REPORT FOR THE PREVIOUS FISCAL YEAR ON EACH SPEED MONITORING SYSTEM PROGRAM OPERATED BY A LOCAL JURISDICTION UNDER THIS SECTION; AND

(II) SUBMIT THE REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

(Over)

(2) THE REPORT SHALL INCLUDE:

(I) THE TOTAL NUMBER OF CITATIONS ISSUED;

(II) THE NUMBER OF CITATIONS ISSUED AND THE NUMBER VOIDED AS ERRONEOUS VIOLATIONS FOR EACH CAMERA;

(III) THE GROSS REVENUE GENERATED BY THE PROGRAM;

(IV) THE EXPENDITURES INCURRED BY THE PROGRAM;

(V) THE NET REVENUE GENERATED BY THE PROGRAM;

(VI) THE TOTAL AMOUNT OF ANY PAYMENTS MADE TO A CONTRACTOR UNDER THE PROGRAM;

(VII) A DESCRIPTION OF HOW THE NET REVENUE GENERATED BY THE PROGRAM WAS USED;

(VIII) THE NUMBER OF EMPLOYEES OF THE LOCAL JURISDICTION INVOLVED IN THE PROGRAM;

(IX) THE TYPE OF SPEED MONITORING SYSTEM USED BY THE LOCAL JURISDICTION;

(X) THE LOCATIONS AT WHICH EACH SPEED MONITORING SYSTEM WAS USED IN THE LOCAL JURISDICTION;

(XI) THE ACTIVATION START AND STOP DATES OF EACH SPEED MONITORING SYSTEM FOR EACH LOCATION AT WHICH IT WAS USED; AND

(XII) THE NUMBER OF CITATIONS ISSUED BY EACH SPEED MONITORING SYSTEM AT EACH LOCATION.

(3) EACH LOCAL JURISDICTION WITH A SPEED MONITORING SYSTEM PROGRAM SHALL SUBMIT THE INFORMATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO THE COMMISSION BY OCTOBER 31 OF EACH YEAR AND ASSIST THE COMMISSION IN THE PREPARATION OF THE ANNUAL REPORT.”;

and in lines 10 and 11, strike “January 1” and substitute “May 31”.