

HOUSE BILL 343

R5

9lr1877
CF 9lr1876

By: **Delegates Lopez, Charkoudian, Ivey, Johnson, R. Lewis, Love, Mosby, Palakovich Carr, Qi, Queen, Shetty, Smith, Stewart, and Wilkins**

Introduced and read first time: January 28, 2019

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **School Bus Monitoring Cameras – Civil Penalty – Sunset Repeal**

3 FOR the purpose of repealing the termination date for a provision of law that increased the
4 maximum civil penalty for a violation recorded by a school bus monitoring camera
5 for failure to stop for a school vehicle operating alternately flashing red lights; and
6 generally relating to civil penalties for violations recorded by school bus monitoring
7 cameras.

8 BY repealing and reenacting, without amendments,

9 Article – Transportation

10 Section 21–706 and 21–706.1(a)(6) and (e)

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2018 Supplement)

13 BY repealing and reenacting, with amendments,

14 Chapter 744 of the Acts of the General Assembly of 2017

15 Section 3

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

17 That the Laws of Maryland read as follows:

18 **Article – Transportation**

19 21–706.

20 (a) If a school vehicle has stopped on a roadway and is operating the alternately
21 flashing red lights specified in § 22–228 of this article, the driver of any other vehicle
22 meeting or overtaking the school vehicle shall stop at least 20 feet from the rear of the
23 school vehicle, if approaching the school vehicle from its rear, or at least 20 feet from the
24 front of the school vehicle, if approaching the school vehicle from its front.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) If a school vehicle has stopped on a roadway and is operating the alternately
2 flashing red lights specified in § 22–228 of this article, the driver of any other vehicle
3 meeting or overtaking the school vehicle may not proceed until the school vehicle resumes
4 motion or the alternately flashing red lights are deactivated.

5 (c) This section does not apply to the driver of a vehicle on a divided highway, if
6 the school vehicle is on a different roadway.

7 (d) A person convicted of a violation of this section is subject to a fine not
8 exceeding \$1,000.

9 21–706.1.

10 (a) (6) “Violation” means a violation of § 21–706 of this subtitle.

11 (e) (1) Unless the driver of the motor vehicle received a citation from a police
12 officer at the time of the violation, the owner or, in accordance with subsection (h)(5) of this
13 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is
14 recorded by a school bus monitoring camera during the commission of a violation.

15 (2) A civil penalty under this subsection may not exceed \$500.

16 (3) For purposes of this section, the District Court shall prescribe:

17 (i) A uniform citation form consistent with subsection (f)(1) of this
18 section and § 7–302 of the Courts Article; and

19 (ii) A civil penalty, which shall be indicated on the citation, to be paid
20 by persons who choose to prepay the civil penalty without appearing in District Court.

21 **Chapter 744 of the Acts of 2017**

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
23 1, 2017. [It shall remain effective for a period of 2 years and, at the end of June 30, 2019,
24 with no further action required by the General Assembly, this Act shall be abrogated and
25 of no further force and effect.]

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
27 1, 2019.