

**Department of Legislative Services**  
Maryland General Assembly  
2021 Session

**FISCAL AND POLICY NOTE**  
**Third Reader**

House Bill 226

(Delegate R. Lewis)

Environment and Transportation

Judicial Proceedings

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**Baltimore City – Complete Streets Program Funding – Traffic and Vehicle  
Monitoring Systems**

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This bill (1) expressly authorizes Baltimore City to use any fines collected by Baltimore City as a result of violations from specified automated enforcement systems to be used to administer the systems and (2) requires any remaining funds to be used for public safety or transportation infrastructure improvements consistent with the purpose and goals of the State Complete Streets Program and the city’s Complete Streets Transportation System.

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**Fiscal Summary**

**State Effect:** The bill does not directly affect State operations or finances.

**Local Effect:** The bill is not anticipated to materially affect Baltimore City operations or finances, as discussed below.

**Small Business Effect:** Minimal.

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**Analysis**

**Bill Summary:** Baltimore City may recover the costs of implementing and administering fines collected by the city as a result of violations enforced by a traffic control signal monitoring system, a speed monitoring system, a school bus monitoring camera, or a vehicle height monitoring system. Any remaining funds from these sources must be spent solely on public safety or transportation infrastructure improvements consistent with the purpose and goals of the State Complete Streets Program and the city’s Complete Streets Transportation System.

## **Current Law:**

### *Complete Streets Program*

Chapters 721 and 722 of 2018 established the Complete Streets Program as a competitive matching local grant program within the Maryland Department of Transportation (MDOT). The Acts did not mandate a specific appropriation for the program; instead, the Acts required that funding be as provided by the Governor in the State budget. Under the program, a local government that develops a complete streets policy and is certified by MDOT may apply for matching grants to finance the design and planning of eligible projects. The stated purpose of the program is to encourage local governments to, among other things, adopt and utilize complete streets design elements in transportation projects. The stated goals of the program include, among other things, improving safety, reducing traffic congestion, promoting healthy communities, and providing health food and other alternatives, especially in food deserts (added by Chapters 571 and 572 of 2019).

Once certified by MDOT, a local government may apply for matching grants from the program. Grant funds may only be used for costs associated with the implementation of the complete streets policy, as specified, and the design and planning of eligible projects, which are specified projects that include the addition of or significant repair to facilities that provide access for users of multiple modes of transportation. Chapters 721 and 722 also established a workgroup to assist MDOT in developing and reviewing the regulations required to implement the program.

### *Baltimore City – Complete Streets Transportation System*

Baltimore City's version of the Complete Streets Program is called the [Complete Streets Transportation System](#). Broadly, the system requires the Baltimore City Department of Transportation to construct a transportation system that enables access, mobility, economic development, attractive public spaces, health, and well-being for all people. The system must be designed and operated in ways that ensure the safety, security, comfort, access, and convenience of all users of the streets, including pedestrians, bicyclists, public transit users, emergency responders, transporters of commercial goods, motor vehicles, and freight providers.

### *Automated Enforcements Systems*

State law authorizes local governments to use certain types of automated systems to enforce various traffic rules and laws. For example, red light cameras observe motor vehicles passing through intersections and take a picture of a motor vehicle's license plate when it is in the intersection after running a red light.

Penalties for automated enforcement systems generally accrue directly to the local government operating the system. For speed monitoring systems and school bus monitoring cameras, the local government may recover the costs of implementing and administering the systems and cameras and must use the remaining funds for public safety purposes. Specific to Baltimore City, fines collected as a result of vehicle height monitoring systems may be used to implement and administer the systems, but the remaining funds must be used for roadway improvements.

**Local Fiscal Effect:** Baltimore City did not respond to a request for information regarding the fiscal effect of this bill. However, with respect to identical legislation considered during the 2020 session, Baltimore City advised that it already uses revenues from violations enforced by traffic control signal monitoring systems, speed monitoring systems, school bus monitoring cameras, and vehicle height monitoring systems to administer those systems. Thus, the bill's authorization to do so is clarifying and codifies current practice.

Under the bill, any remaining funds collected from those systems must be used solely for public safety or transportation infrastructure improvements consistent with the purpose and goals of the State Complete Streets Program and the city's Complete Streets Transportation System. Under current law, the city is required to spend these funds on public safety and roadway improvements. Because public safety continues to be an authorized use of the funds under the bill, and because roadway improvements also likely continue to be an eligible use of the funds under the bill, the bill is not anticipated to materially affect the city's operations or finances.

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### **Additional Information**

**Prior Introductions:** HB 107 of 2020, as amended, passed the House and was referred to the Senate Judicial Proceedings committee, but no further action was taken.

**Designated Cross File:** None.

**Information Source(s):** Baltimore City; Judiciary (Administrative Office of the Courts); Maryland Department of Transportation; Department of Legislative Services

**Fiscal Note History:** First Reader - March 8, 2021  
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