

# HOUSE BILL 435

R5  
HB 187/19 – ENT

3lr0624

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By: **Prince George's County Delegation**

Introduced and read first time: January 30, 2023

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2023

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County – Speed Monitoring Systems – Maryland Route 210**  
3 **(Indian Head Highway)**

4 **PG 304–23**

5 FOR the purpose of increasing the maximum number of speed monitoring systems that  
6 may be placed and used on Maryland Route 210 (Indian Head Highway) in Prince  
7 George's County; ~~repealing~~ altering a certain requirement that the State Highway  
8 Administration, in conjunction with the Prince George's County Department of  
9 Public Works and Transportation, perform a certain examination of Maryland Route  
10 210 in Prince George's County and annually report certain findings,  
11 recommendations, and information to the Governor and the General Assembly;  
12 ~~repealing a provision of law terminating~~ extending the termination date for a  
13 provision of law granting the authority to place speed monitoring systems on  
14 Maryland Route 210 in Prince George's County; and generally relating to the  
15 placement and use of speed monitoring systems on Maryland Route 210 (Indian  
16 Head Highway) in Prince George's County.

17 BY repealing and reenacting, without amendments,

18 Article – Courts and Judicial Proceedings

19 Section 7–302(e)(4)(iii)

20 Annotated Code of Maryland

21 (2020 Replacement Volume and 2022 Supplement)

22 BY repealing and reenacting, without amendments,

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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.



1 Article – Transportation  
2 Section 21–809(a)(1) and (8) and (b)(1)(i) and (vi)  
3 Annotated Code of Maryland  
4 (2020 Replacement Volume and 2022 Supplement)

5 BY repealing and reenacting, with amendments,  
6 Article – Transportation  
7 Section 21–809(b)(1)(vii)1.  
8 Annotated Code of Maryland  
9 (2020 Replacement Volume and 2022 Supplement)

10 BY repealing and reenacting, with amendments,  
11 Chapter 586 of the Acts of the General Assembly of 2019  
12 Section 2

13 BY repealing and reenacting, with amendments,  
14 Chapter 806 of the Acts of the General Assembly of 2018  
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 – Courts and Judicial Proceedings**

19 7–302.

20 (e) (4) (iii) The fines collected by Prince George’s County as a result of  
21 violations enforced by speed monitoring systems on Maryland Route 210 shall be remitted  
22 to the Comptroller for distribution to the State Highway Administration to be used solely  
23 to assist in covering the costs of:

24 1. Examining the engineering, infrastructure, and other  
25 relevant factors that may contribute to safety issues on Maryland Route 210 in Prince  
26 George’s County;

27 2. Reporting its findings and recommendations on any  
28 solutions to these safety issues; and

29 3. Implementing any solutions to these safety issues.

30 **Article – Transportation**

31 21–809.

32 (a) (1) In this section the following words have the meanings indicated.

1 (8) “Speed monitoring system” means a device with one or more motor  
 2 vehicle sensors producing recorded images of motor vehicles traveling at speeds at least 12  
 3 miles per hour above the posted speed limit.

4 (b) (1) (i) A speed monitoring system may not be used in a local jurisdiction  
 5 under this section unless its use is authorized by the governing body of the local jurisdiction  
 6 by local law enacted after reasonable notice and a public hearing.

7 (vi) This section applies to a violation of this subtitle recorded by a  
 8 speed monitoring system that meets the requirements of this subsection and has been  
 9 placed:

10 1. In Montgomery County or Prince George’s County, on a  
 11 highway in a residential district, as defined in § 21–101 of this title, with a maximum posted  
 12 speed limit of 35 miles per hour, which speed limit was established using generally accepted  
 13 traffic engineering practices;

14 2. In a school zone with a posted speed limit of at least 20  
 15 miles per hour;

16 3. In Prince George’s County:

17 A. Subject to subparagraph (vii)<sup>1</sup> of this paragraph, on  
 18 Maryland Route 210 (Indian Head Highway); or

19 B. On that part of a highway located within the grounds of  
 20 an institution of higher education as defined in § 10–101(h) of the Education Article, or  
 21 within one-half mile of the grounds of a building or property used by the institution of  
 22 higher education where generally accepted traffic and engineering practices indicate that  
 23 motor vehicle, pedestrian, or bicycle traffic is substantially generated or influenced by the  
 24 institution of higher education;

25 4. Subject to subparagraph (vii)<sup>2</sup> of this paragraph, on  
 26 Interstate 83 in Baltimore City; or

27 5. In Anne Arundel County, on Maryland Route 175 (Jessup  
 28 Road) between the Maryland Route 175/295 interchange and the Anne Arundel  
 29 County–Howard County line.

30 (vii) 1. Not more than [three] ~~10~~ **SIX MOBILE OR STATIONARY**  
 31 speed monitoring systems may be placed on Maryland Route 210 (Indian Head Highway).

### 32 Chapter 586 of the Acts of 2019

33 ~~§~~SECTION 2. AND BE IT FURTHER ENACTED, That the State Highway  
 34 Administration, in conjunction with the Prince George’s County Department of Public  
 35 Works and Transportation, shall:

1 (1) examine for Maryland Route 210 (Indian Head Highway) in Prince  
 2 George's County the engineering, infrastructure, and other relevant factors that it  
 3 determines may contribute to the overabundance of motor vehicle accidents, injuries, and  
 4 fatalities on the highway; and

5 (2) report ~~its findings and recommendations on the most effective solutions~~  
 6 ~~to address these motor vehicle accidents, injuries, and fatalities on the highway~~ to the  
 7 Governor and, in accordance with ~~§ 2-1246~~ § 2-1257 of the State Government Article, the  
 8 General Assembly on or before ~~May 31, 2021~~ DECEMBER 31, 2023, AND EACH  
 9 DECEMBER 31 THEREAFTER, ON:

10 (I) ITS FINDINGS AND RECOMMENDATIONS ON THE MOST  
 11 EFFECTIVE SOLUTIONS TO ADDRESS THESE MOTOR VEHICLE ACCIDENTS, INJURIES,  
 12 AND FATALITIES ON THE HIGHWAY; AND

13 (II) THE AMOUNT OF FUNDS DISTRIBUTED TO THE STATE  
 14 HIGHWAY ADMINISTRATION UNDER § 7-302(E)(4)(III) OF THE COURTS ARTICLE  
 15 FOR THE REPORTING PERIOD AND THE USES OR PLANNED USES OF THOSE FUNDS.†

16 **Chapter 806 of the Acts of 2018**

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 18 October 1, 2018. ~~†~~It shall remain effective for a period of ~~5~~ 10 years and, at the end of  
 19 September 30, ~~2023~~ 2028, this Act, with no further action required by the General  
 20 Assembly, shall be abrogated and of no further force and effect.†

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
 22 1, 2023.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.