

Amendment HB 1032

1 – Page 13 Line 18

1. A motor vehicle rental or leasing company

This is the same language as in Trans Article 21-809

Or

2- page 16 line29

Complies with subparagraph (i) of this paragraph or if the motor vehicle rental company agrees to participate in a program to receive and send required data to jurisdiction or applicable contractor.

3- page 16 line24

B. Provide a police report number associated with the motor

To difficult and to expensive to get copy of police report. Can take 3 to 6 weeks to get one.

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

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

21-707.1.

(a) This section applies only in BALTIMORE CITY, MONTGOMERY COUNTY, AND Prince George's 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;

2. Two or more microphotographs;

3. Two or more electronic images;

4. Videotape; or

5. Any other medium; and

1 (ix) A statement that the recorded image is evidence of a violation;
2 and

3 (x) Information advising the person alleged to be liable under this
4 section:

5 1. Of the manner and time in which liability as alleged in the
6 citation may be contested in the District Court; and

7 2. That failure to pay the civil penalty or to contest liability
8 in a timely manner is an admission of liability and may result in refusal or suspension of
9 the motor vehicle registration.

10 (2) The agency may mail a warning notice in place of a citation to the owner
11 liable under subsection (e) of this section.

12 (3) (i) Before mailing a citation to a motor vehicle rental company liable
13 under subsection (e) of this section, an agency shall mail a notice to the motor vehicle rental
14 company stating that a citation will be mailed to the motor vehicle rental company unless,
15 within 45 days after receiving the notice, the motor vehicle rental company provides the
16 agency with:

DATA FILE WITH DATE/TIME/LICENSE #/
PLATE

17 1. A statement made under oath that states the name and
18 last known mailing address of the individual driving or renting the motor vehicle when the
19 violation occurred;

NAME ADDRESS OF RENTER - DATA

20 2. A. A statement made under oath that states that the
21 motor vehicle rental company is unable to determine who was driving the vehicle at the
22 time the violation occurred because the motor vehicle was stolen at the time of the violation;
23 and

24 B. A copy of the police report associated with the motor
25 vehicle theft claimed under item A of this item; or

PROVIDE

NUMBER

26 3. Payment for the penalty associated with the violation.

27 (ii) An agency may not mail a citation to a motor vehicle rental
28 company liable under subsection (e) of this section if the motor vehicle rental company
29 complies with subparagraph (i) of this paragraph.

30 (4) Except as provided in paragraph (3) of this subsection and subsection
31 (h)(4) and (5) of this section, a citation issued under this section shall be mailed not later
32 than 2 weeks after the alleged violation.

33 (5) A person who receives a citation under paragraph (1) of this subsection
34 may:

2024 Maryland Statutes

Transportation

Title 21 - Vehicle Laws -- Rules of the Road

Subtitle 8 - Speed Restrictions

Section 21-809 - Citations Based on Speed Monitoring Systems. [Effective Until July 1, 2026]

Universal Citation:

MD Transportation Code § 21-809 (2024)

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

(2) "Agency" means:

(i) A law enforcement agency of a local political subdivision that is authorized to issue a citation for a violation of the Maryland Vehicle Law or of local traffic laws or regulations; or

(ii) For a municipal corporation that does not maintain a police force, an agency established or designated by the municipal corporation to implement this subtitle using speed monitoring systems in accordance with this section.

(3) (i) "Erroneous violation" means a potential violation submitted by a speed monitoring system contractor for review by an agency that is apparently inaccurate based on a technical variable that is under the control of the contractor.

(ii) "Erroneous violation" includes a potential violation based on:

1. 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;

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.

(4) (i) "Owner" means the registered owner of a motor vehicle or a lessee of a motor vehicle under a lease of 6 months or more.

(ii) "Owner" does not include:

1. A motor vehicle rental or leasing company; or

2. A holder of a special registration plate issued under Title 13, Subtitle 9, Part III of this article.

(5) "Program administrator" means an employee or a representative of the local jurisdiction designated by the local jurisdiction to oversee a contract with a speed monitoring system contractor.