

---

**By: Howard County Delegation**

Introduced and read first time: February 5, 1997

Assigned to: Commerce and Government Matters

---

A BILL ENTITLED

1 AN ACT concerning

**2 Howard County - Vehicle Laws - Traffic Control Signal Monitoring Systems**

3 FOR the purpose of authorizing a certain law enforcement agency of Howard County to  
4 mail a citation to the owner of a motor vehicle that is recorded by a certain traffic  
5 control signal monitoring system to be in violation of certain laws regarding entering  
6 an intersection against a red signal indication; establishing the content of a citation;  
7 authorizing the sending of a warning in lieu of a citation; authorizing the County to  
8 provide by local law or ordinance for the establishment and imposition of civil  
9 penalties; providing that the owner of the vehicle is responsible for paying the civil  
10 penalty under certain circumstances; providing that persons receiving citations may  
11 elect to stand trial in the District Court; establishing defenses that may be  
12 considered; imposing certain additional penalties and authorizing certain other  
13 actions when an owner fails to pay the civil penalty, contest liability, or appear for  
14 trial; prohibiting imposition of liability under this Act from being considered a  
15 moving violation for certain purposes, being recorded on the driving record of the  
16 owner, or being considered by an insurer for certain purposes; providing for the  
17 admissibility and use of certain evidence; providing for the handling of certain court  
18 costs and penalties; defining certain terms; and generally relating to imposition of  
19 liability on the owner of a motor vehicle recorded by a traffic control signal  
20 monitoring system in Howard County violating certain laws regarding traffic control  
21 signals.

22 BY repealing and reenacting, without amendments,  
23 Article - Courts and Judicial Proceedings  
24 Section 4-401(10)  
25 Annotated Code of Maryland  
26 (1995 Replacement Volume and 1996 Supplement)

27 BY repealing and reenacting, with amendments,  
28 Article - Courts and Judicial Proceedings  
29 Section 7-301(a) and 7-302(a)  
30 Annotated Code of Maryland  
31 (1995 Replacement Volume and 1996 Supplement)

32 BY adding to

2

1 Article - Courts and Judicial Proceedings  
2 Section 7-302(e), and 10-311  
3 Annotated Code of Maryland  
4 (1995 Replacement Volume and 1996 Supplement)

5 BY repealing and reenacting, without amendments,  
6 Article - Transportation  
7 Section 11-168, 21-201, and 21-202(h)  
8 Annotated Code of Maryland  
9 (1992 Replacement Volume and 1996 Supplement)

10 BY adding to  
11 Article - Transportation  
12 Section 21-202.1  
13 Annotated Code of Maryland  
14 (1992 Replacement Volume and 1996 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article - Transportation  
17 Section 26-305 and 26-401  
18 Annotated Code of Maryland  
19 (1992 Replacement Volume and 1996 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article - Courts and Judicial Proceedings**

23 4-401.

24 Except as provided in § 4-402 of this subtitle, and subject to the venue provisions of  
25 Title 6 of this article, the District Court has exclusive original civil jurisdiction in:

26 (10) A proceeding for adjudication of:

27 (i) A municipal infraction as defined in Article 23A, § 3(b)(1) of the  
28 Code;

29 (ii) A Commission infraction as defined in Article 28, § 5-113 of the  
30 Code;

31 (iii) A WSSC infraction as defined in Article 29, § 18-104.1 of the  
32 Code, concerning rules and regulations governing publicly owned watershed property;

33 (iv) A WSSC infraction as defined in Article 29, § 18-104.2 of the  
34 Code, concerning WSSC regulations governing:

35 1. Erosion and sediment control for utility construction; and

36 2. Plumbing, gasfitting, and sewer cleaning;

3

1 (v) A zoning violation for which a civil penalty has been provided  
2 pursuant to Article 66B, § 7.01 or Article 28, § 8-120(c) of the Code;

3 (vi) A violation of an ordinance enacted:

4 1. By a charter county for which a civil penalty is provided  
5 under Article 25A, § 5(A) of the Code; or

6 2. By the Mayor and City Council of Baltimore for which a civil  
7 penalty is provided by ordinance;

8 (vii) A citation for a Code violation issued under Article 27, § 403 of the  
9 Code;

10 (viii) A violation of an ordinance or regulation enacted by a county  
11 without home rule, under authority granted under Article 25 of the Code, or any  
12 provision of the Code of Public Local Laws for that county, for which a civil penalty is  
13 provided; or

14 (ix) A civil infraction that is authorized by law to be prosecuted by a  
15 sanitary commission;

16 7-301.

17 (a) The court costs in a traffic case, including parking and impounding cases AND  
18 CASES UNDER § 21-202.1 OF THE TRANSPORTATION ARTICLE in which costs are  
19 imposed, are \$20. Such costs shall also be applicable to those cases in which the  
20 defendant elects to waive his right to trial and pay the fine or penalty deposit established  
21 by the Chief Judge of the District Court by administrative regulation. In an  
22 UNCONTESTED CASE UNDER § 21-202.1 OF THE TRANSPORTATION ARTICLE OR  
23 uncontested parking or impounding case in which the fines are paid directly to a political  
24 subdivision or municipality, costs are \$2.00, which costs shall be paid to and retained by  
25 the political subdivision or municipality. In an uncontested case in which the fine is paid  
26 directly to an agency of State government authorized by law to regulate parking of motor  
27 vehicles, the costs are \$2.00. The fine and the costs shall be paid to the agency, which  
28 shall receive and account for these funds as in all other cases involving sums due the State  
29 through a State agency.

30 7-302.

31 (a) Except as provided in subsections (b) through [(d)] (E) of this section, the  
32 clerks of the District Court shall:

33 (1) Collect costs, fines, forfeitures, or penalties imposed by the court; and

34 (2) Remit them to the State under a system agreed upon by the Chief Judge  
35 of the District Court and the Comptroller.

36 (E) (1) A CITATION ISSUED PURSUANT TO § 21-202.1 OF THE  
37 TRANSPORTATION ARTICLE SHALL PROVIDE THAT THE PERSON RECEIVING THE  
38 CITATION MAY ELECT TO STAND TRIAL BY NOTIFYING THE ISSUING AGENCY OF  
39 THE PERSON'S INTENTION TO STAND TRIAL AT LEAST 5 DAYS PRIOR TO THE DATE  
40 OF PAYMENT AS SET FORTH IN THE CITATION. ON RECEIPT OF THE NOTICE TO

4  
1 STAND TRIAL, THE AGENCY SHALL FORWARD TO THE DISTRICT COURT A COPY OF  
2 THE CITATION AND A COPY OF THE NOTICE FROM THE PERSON WHO RECEIVED THE  
3 CITATION INDICATING THE PERSON'S INTENTION TO STAND TRIAL. ON RECEIPT  
4 THEREOF, THE DISTRICT COURT SHALL SCHEDULE THE CASE FOR TRIAL AND  
5 NOTIFY THE DEFENDANT OF THE TRIAL DATE UNDER PROCEDURES ADOPTED BY  
6 THE CHIEF JUDGE OF THE DISTRICT COURT.

7 (2) A CITATION ISSUED AS THE RESULT OF A TRAFFIC CONTROL SIGNAL  
8 MONITORING SYSTEM CONTROLLED BY THE COUNTY SHALL PROVIDE THAT, IN AN  
9 UNCONTESTED CASE, THE PENALTY SHALL BE PAID DIRECTLY TO THAT POLITICAL  
10 SUBDIVISION.

11 (3) CIVIL PENALTIES THAT RESULT FROM CITATIONS ISSUED USING  
12 TRAFFIC CONTROL SIGNAL MONITORING SYSTEMS UNDER THE CONTROL OF A  
13 POLITICAL SYSTEM AND COLLECTED BY THE DISTRICT COURT SHALL BE REMITTED  
14 TO THE COUNTY.

15 10-311.

16 A RECORDED IMAGE OF A MOTOR VEHICLE PRODUCED BY A TRAFFIC  
17 CONTROL SIGNAL MONITORING SYSTEM IN ACCORDANCE WITH § 21-202.1 OF THE  
18 TRANSPORTATION ARTICLE IS ADMISSIBLE IN A PROCEEDING CONCERNING A CIVIL  
19 CITATION ISSUED UNDER THAT SECTION FOR A VIOLATION OF § 21-202(H) OF THE  
20 TRANSPORTATION ARTICLE WITHOUT AUTHENTICATION. IN ANY OTHER JUDICIAL  
21 PROCEEDING, A RECORDED IMAGE PRODUCED BY A TRAFFIC CONTROL SIGNAL  
22 MONITORING SYSTEM IS ADMISSIBLE AS OTHERWISE PROVIDED BY LAW.

23 **Article - Transportation**

24 11-168.

25 "Traffic control signal" means any traffic control device, whether manually,  
26 electrically, or mechanically operated, by which traffic alternately is directed to stop and  
27 permitted to proceed.

28 21-201.

29 (a) (1) Subject to the exceptions granted in this title to the driver of an  
30 emergency vehicle, the driver of any vehicle, unless otherwise directed by a police officer,  
31 shall obey the instructions of any traffic control device applicable to the vehicle and  
32 placed in accordance with the Maryland Vehicle Law.

33 (2) The driver of a vehicle approaching an intersection controlled by a  
34 traffic control device may not drive across private property or leave the roadway for the  
35 purpose of avoiding the instructions of a traffic control device.

36 (b) (1) If a provision of the Maryland Vehicle Law or of an ordinance or  
37 regulation of a local authority requires a traffic control device, the provision is  
38 unenforceable against an alleged violator if, at the time and place of the alleged violation,  
39 the traffic control device is not in proper position and legible enough to be seen by an  
40 ordinarily observant individual.

5

1 (2) Unless a provision of the Maryland Vehicle Law or of an ordinance or  
2 regulation of a local authority states that a traffic control device is required, the provision  
3 is effective and enforceable even if no traffic control device is in place.

4 (c) Unless the contrary is established by competent evidence, if a traffic control  
5 device is placed in a position approximately meeting the requirements of the Maryland  
6 Vehicle Law, the device is presumed to have been placed by the official act or direction  
7 of lawful authority.

8 (d) Unless the contrary is established by competent evidence, if a traffic control  
9 device is placed in accordance with the Maryland Vehicle Law and purports to meet the  
10 lawful requirements governing these devices, the device is presumed to meet the  
11 requirements of the Maryland Vehicle Law.

12 21-202.

13 (h) Vehicular traffic facing a steady red signal alone:

14 (1) Shall stop at the near side of the intersection:

15 (i) At a clearly marked stop line;

16 (ii) If there is no clearly marked stop line, before entering any  
17 crosswalk; or

18 (iii) If there is no crosswalk, before entering the intersection; and

19 (2) Except as provided in subsections (i), (j), and (k) of this section, shall  
20 remain stopped until a signal to proceed is shown.

21 21-202.1.

22 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
23 INDICATED.

24 (2) "AGENCY" MEANS A LAW ENFORCEMENT AGENCY OF THE COUNTY  
25 THAT IS AUTHORIZED TO ISSUE CITATIONS FOR A VIOLATION OF THE MARYLAND  
26 VEHICLE LAW OR OF LOCAL TRAFFIC LAWS OR REGULATIONS.

27 (3) (I) "OWNER" MEANS THE REGISTERED OWNER OF A MOTOR  
28 VEHICLE OR A LESSEE OF A MOTOR VEHICLE UNDER A LEASE OF 6 MONTHS OR  
29 MORE.

30 (II) "OWNER" DOES NOT INCLUDE A MOTOR VEHICLE RENTAL OR  
31 LEASING COMPANY.

32 (4) "RECORDED IMAGES" MEANS IMAGES RECORDED BY A TRAFFIC  
33 CONTROL SIGNAL MONITORING SYSTEM:

34 (I) ON:

35 1. TWO OR MORE PHOTOGRAPHS;

36 2. TWO OR MORE MICROPHOTOGRAPHS;

6

1 3. TWO OR MORE DIGITAL IMAGES;

2 4. VIDEOTAPE; OR

3 5. ANY OTHER MEDIUM; AND

4 (II) SHOWING THE REAR OF A MOTOR VEHICLE AND, ON AT LEAST  
5 ONE IMAGE OR PORTION OF TAPE, CLEARLY IDENTIFYING THE REGISTRATION  
6 PLATE NUMBER OF THE MOTOR VEHICLE.

7 (5) (I) "TRAFFIC CONTROL SIGNAL MONITORING SYSTEM" MEANS A  
8 DEVICE WITH ONE OR MORE MOTOR VEHICLE SENSORS WORKING IN CONJUNCTION  
9 WITH A TRAFFIC CONTROL SIGNAL TO PRODUCE RECORDED IMAGES OF MOTOR  
10 VEHICLES ENTERING AN INTERSECTION AGAINST A RED SIGNAL INDICATION.

11 (II) "TRAFFIC CONTROL SIGNAL MONITORING SYSTEM" INCLUDES  
12 A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM INSTALLED BY THE COUNTY AT  
13 A STATE INTERSECTION FOR WHICH THE COUNTY HAS PRIMARY ENFORCEMENT  
14 RESPONSIBILITY.

15 (B) THIS SECTION APPLIES TO A VIOLATION OF § 21-202(H) OF THIS SUBTITLE  
16 AT AN INTERSECTION MONITORED BY A TRAFFIC CONTROL SIGNAL MONITORING  
17 SYSTEM IN HOWARD COUNTY.

18 (C) (1) UNLESS THE DRIVER OF THE MOTOR VEHICLE RECEIVED A  
19 CITATION FROM A POLICE OFFICER AT THE TIME OF THE VIOLATION, THE OWNER  
20 OF A MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IF THE MOTOR VEHICLE IS  
21 RECORDED BY A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM WHILE BEING  
22 OPERATED IN VIOLATION OF § 21-202(H) OF THIS SUBTITLE.

23 (2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE COUNTY  
24 MAY ESTABLISH BY LOCAL LAW OR ORDINANCE THE AMOUNT OF THE CIVIL  
25 PENALTY IMPOSED FOR A VIOLATION UNDER THIS SECTION RESULTING FROM A  
26 TRAFFIC CONTROL SIGNAL MONITORING SYSTEM OF THE POLITICAL SUBDIVISION.

27 (3) A CIVIL PENALTY UNDER THIS SUBSECTION MAY NOT EXCEED \$100.

28 (D) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2) OF THIS  
29 SUBSECTION, AN AGENCY MAY MAIL TO THE OWNER LIABLE UNDER SUBSECTION  
30 (C) OF THIS SECTION A CITATION WHICH SHALL INCLUDE:

31 (I) THE NAME AND ADDRESS OF THE REGISTERED OWNER OF THE  
32 VEHICLE;

33 (II) THE REGISTRATION NUMBER OF THE MOTOR VEHICLE  
34 INVOLVED IN THE VIOLATION;

35 (III) THE VIOLATION CHARGED;

36 (IV) THE LOCATION OF THE INTERSECTION;

37 (V) THE DATE AND TIME OF THE VIOLATION;

38 (VI) A COPY OF THE RECORDED IMAGE;

7

1 (VII) THE AMOUNT OF THE CIVIL PENALTY IMPOSED AND THE DATE  
2 BY WHICH THE CIVIL PENALTY SHOULD BE PAID;

3 (VIII) A SIGNED STATEMENT BY A TECHNICIAN EMPLOYED BY THE  
4 AGENCY THAT, BASED ON INSPECTION OF RECORDED IMAGES, THE MOTOR  
5 VEHICLE WAS BEING OPERATED IN VIOLATION OF § 21-202(H) OF THIS SUBTITLE;

6 (IX) A STATEMENT THAT RECORDED IMAGES ARE EVIDENCE OF A  
7 VIOLATION OF § 21-202(H) OF THIS SUBTITLE; AND

8 (X) INFORMATION ADVISING THE PERSON ALLEGED TO BE LIABLE  
9 UNDER THIS SECTION:

10 1. OF THE MANNER AND TIME IN WHICH LIABILITY AS  
11 ALLEGED IN THE CITATION MAY BE CONTESTED IN THE DISTRICT COURT; AND

12 2. WARNING THAT FAILURE TO PAY THE CIVIL PENALTY OR  
13 TO CONTEST LIABILITY IN A TIMELY MANNER IS AN ADMISSION OF LIABILITY AND  
14 MAY RESULT IN REFUSAL OR SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

15 (2) THE AGENCY MAY MAIL A WARNING NOTICE IN LIEU OF A CITATION  
16 TO THE OWNER LIABLE UNDER SUBSECTION (C) OF THIS SECTION.

17 (3) A PERSON WHO RECEIVES A CITATION UNDER PARAGRAPH (1) OF  
18 THIS SUBSECTION MAY:

19 (I) PAY THE CIVIL PENALTY, IN ACCORDANCE WITH  
20 INSTRUCTIONS ON THE CITATION, DIRECTLY TO THE COUNTY OR TO THE DISTRICT  
21 COURT; OR

22 (II) ELECT TO STAND TRIAL FOR THE ALLEGED VIOLATION.

23 (E) (1) A CERTIFICATE ALLEGING THAT THE VIOLATION OF § 21-202(H) OF  
24 THIS ARTICLE OCCURRED, SWORN TO OR AFFIRMED BY A DULY AUTHORIZED  
25 AGENT OF THE AGENCY, BASED ON INSPECTION OF RECORDED IMAGES PRODUCED  
26 BY A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM SHALL BE EVIDENCE OF THE  
27 FACTS CONTAINED THEREIN AND SHALL BE ADMISSIBLE IN ANY PROCEEDING  
28 ALLEGING A VIOLATION UNDER THIS SECTION.

29 (2) ADJUDICATION OF LIABILITY SHALL BE BASED ON A  
30 PREPONDERANCE OF EVIDENCE.

31 (F) (1) THE DISTRICT COURT MAY CONSIDER IN DEFENSE OF A VIOLATION:

32 (I) THAT THE DRIVER OF THE VEHICLE PASSED THROUGH THE  
33 INTERSECTION IN VIOLATION OF § 21-202(H) OF THIS SUBTITLE:

34 1. IN ORDER TO YIELD THE RIGHT-OF-WAY TO AN  
35 EMERGENCY VEHICLE; OR

36 2. AS PART OF A FUNERAL PROCESSION IN ACCORDANCE  
37 WITH § 21-207 OF THIS SUBTITLE;

1 (II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THAT THE  
2 MOTOR VEHICLE OR REGISTRATION PLATES OF THE MOTOR VEHICLE WERE  
3 STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL  
4 OR POSSESSION OF THE OWNER AT THE TIME OF THE VIOLATION;

5 (III) THAT UNDER § 21-201 OF THIS SUBTITLE, THIS SECTION IS  
6 UNENFORCEABLE AGAINST THE OWNER BECAUSE AT THE TIME AND PLACE OF THE  
7 ALLEGED VIOLATION, THE TRAFFIC CONTROL SIGNAL WAS NOT IN PROPER  
8 POSITION AND LEGIBLE ENOUGH TO BE SEEN BY AN ORDINARILY OBSERVANT  
9 INDIVIDUAL;

10 (IV) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, EVIDENCE  
11 THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE VEHICLE AT  
12 THE TIME OF THE VIOLATION; AND

13 (V) ANY OTHER ISSUES AND EVIDENCE THAT THE DISTRICT  
14 COURT DEEMS PERTINENT.

15 (2) IN ORDER TO DEMONSTRATE THAT THE MOTOR VEHICLE OR THE  
16 REGISTRATION PLATES WERE STOLEN BEFORE THE VIOLATION OCCURRED AND  
17 WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF  
18 THE VIOLATION, THE OWNER MUST SUBMIT PROOF THAT A POLICE REPORT ABOUT  
19 THE STOLEN MOTOR VEHICLE OR REGISTRATION PLATES WAS FILED IN A TIMELY  
20 MANNER.

21 (3) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH (1)(IV)  
22 OF THIS SUBSECTION, THE PERSON NAMED IN THE CITATION SHALL PROVIDE TO  
23 THE DISTRICT COURT EVIDENCE TO THE SATISFACTION OF THE COURT OF WHO  
24 WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION, INCLUDING, AT A  
25 MINIMUM, THE OPERATOR'S NAME AND CURRENT ADDRESS.

26 (G) IF THE CIVIL PENALTY IS NOT PAID AND THE VIOLATION IS NOT  
27 CONTESTED:

28 (1) THE ADMINISTRATION MAY REFUSE TO REGISTER OR REREGISTER  
29 OR MAY SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE; AND

30 (2) IF THE MOTOR VEHICLE IS LOCATED IN THE COUNTY, THE COUNTY  
31 MAY IMMOBILIZE OR IMPOUND THE MOTOR VEHICLE.

32 (H) A VIOLATION FOR WHICH A CIVIL PENALTY IS IMPOSED UNDER THIS  
33 SECTION:

34 (1) IS NOT A MOVING VIOLATION FOR THE PURPOSE OF ASSESSING  
35 POINTS UNDER § 16-402 OF THIS ARTICLE AND MAY NOT BE RECORDED BY THE  
36 ADMINISTRATION ON THE DRIVING RECORD OF THE OWNER OF THE VEHICLE;

37 (2) MAY BE TREATED AS A PARKING VIOLATION FOR PURPOSES OF §  
38 26-305 OF THIS ARTICLE; AND

39 (3) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE  
40 INSURANCE COVERAGE.

9

1 (I) THE CHIEF JUDGE OF THE DISTRICT COURT SHALL ADOPT PROCEDURES  
2 FOR THE TRIAL OF CIVIL VIOLATIONS UNDER THIS SECTION.

3 26-305.

4 (a) The Administration may not register or transfer the registration of any vehicle  
5 involved in a parking violation under this subtitle [or], a violation under any federal  
6 parking regulation that applies to property in this State under the jurisdiction of the U.S.  
7 government, OR A VIOLATION OF § 21-202(H) OF THIS ARTICLE AS DETERMINED  
8 UNDER § 21-202.1 OF THIS ARTICLE, if:

9 (1) It is notified by a political subdivision or authorized State agency that a  
10 person cited for a violation under this subtitle OR § 22-202.1 OF THIS ARTICLE has failed  
11 to either:

12 (i) Pay the fine for the violation by the date specified in the citation;  
13 or

14 (ii) File a notice of his intention to stand trial for the violation;

15 (2) It is notified by the District Court that a person who has elected to stand  
16 trial for the violation under this subtitle OR UNDER § 22-202.1 OF THIS ARTICLE has  
17 failed to appear for trial; or

18 (3) It is notified by a U.S. District Court that a person cited for a violation  
19 under a federal parking regulation:

20 (i) Has failed to pay the fine for the violation by the date specified in  
21 the federal citation; or

22 (ii) Either has failed to file a notice of his intention to stand trial for  
23 the violation, or, if electing to stand trial, has failed to appear for trial.

24 (b) (1) Notwithstanding the provisions of subsection (a) of this section, the  
25 Administration may suspend the registration of a vehicle involved in a parking violation  
26 under this subtitle or a violation under any federal parking regulation that applies to  
27 property in this State under the jurisdiction of the U.S. government if notified in  
28 accordance with subsection (a) of this section that the violator is a chronic offender.

29 (2) The Administration may adopt rules and regulations to define chronic  
30 offender and develop procedures to carry out the suspension of registration as authorized  
31 by this subsection.

32 (c) The Administration shall continue the suspension and refusal to register or  
33 transfer a registration of the vehicle until:

34 (1) If the suspension or refusal was required under subsection (a)(1) or  
35 (b)(1) of this section, the political subdivision or State agency notifies the Administration  
36 that the charge has been satisfied;

37 (2) If the suspension or refusal was required under subsection (a)(2) or  
38 (b)(1) of this section, the District Court notifies the Administration that the person cited  
39 has appeared for trial or has pleaded guilty and paid the fine for the violation; or

10

1 (3) If the suspension or refusal was required under subsection (a)(3) or  
2 (b)(1) of this section, the U.S. District Court notifies the Administration that the charge  
3 has been satisfied.

4 (d) (1) If the registration of the vehicle has been suspended in accordance with  
5 subsection (b)(1) of this section, a person may not drive the vehicle on any highway in this  
6 State.

7 (2) A person convicted under paragraph (1) of this subsection is subject to  
8 the penalty set forth in § 27-101(b) of this article.

9 (e) The procedures specified in this section are in addition to any other penalty  
10 provided by law for the failure to pay a fine or stand trial for a parking violation.

11 (f) The Administration shall adopt procedures by which the political subdivisions,  
12 State agencies, the District Court, and the U.S. District Court shall notify it of any  
13 restrictions and any rescission of restrictions placed on the registration of vehicles under  
14 this section.

15 (g) (1) In addition to any other fee or penalty provided by law, an owner of a  
16 vehicle who is denied registration of the vehicle under the provisions of this section shall  
17 pay a fee established by the Administration before renewal of the registration of the  
18 vehicle.

19 (2) The fee described under paragraph (1) of this subsection:

20 (i) May be distributed in part to a political subdivision acting as an  
21 agent of the Administration in the registration of a vehicle under § 13-404 of this article  
22 if, based upon information provided to the Administration by the political subdivision  
23 under this section, the vehicle's prior registration was suspended or the vehicle's  
24 registration renewal was denied; and

25 (ii) Except as provided under item (i) of this paragraph, shall be  
26 retained by the Administration and may not be credited to the Gasoline and Motor  
27 Vehicle Revenue Account for distribution under § 8-403 or § 8-404 of this article.

28 26-401.

29 If a person is taken before a District Court commissioner or is given a traffic  
30 citation OR A CIVIL CITATION UNDER § 21-202.1 OF THIS ARTICLE containing a notice to  
31 appear in court, the commissioner or court shall be one that sits within the county in  
32 which the offense allegedly was committed.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
34 October 1, 1997.