

BY: Commerce and Government Matters Committee

AMENDMENTS TO HOUSE BILL NO. 384

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “for” and substitute “of”; in line 4, after “apply” insert “under certain circumstances”; in line 6, after “authorizing” insert “the establishment of school zones; authorizing”; in the same line, after “Administration” insert “and local authorities”; in the same line, after “place” insert “on certain highways”; in lines 7 and 8, strike “the political subdivision” and substitute “local authorities”; in line 8, strike “zone designation is” and substitute “State Highway Administration to establish school zones on local highways are”; in line 9, strike “signs” and substitute “traffic control devices”; in the same line, strike “posted” and substitute “in place”; and in the same line, after “effect;” insert “requiring the Chief Judge of the District Court to take certain actions in relation to the penalty deposit schedule;”.

AMENDMENT NO. 2

On page 2, in line 3, after “(a)” insert “(1)”; in the same line, strike “On the request of any political subdivision, the” and substitute “WITHIN A HALF-MILE RADIUS OF ANY SCHOOL, THE”; in line 4, strike “may” and substitute “OR A LOCAL AUTHORITY:

(I) MAY”;

in the same line, strike “speed zones” and substitute “A SCHOOL ZONE”; strike beginning with “within” in line 4 down through “subdivision” in line 6, and substitute “APPLICABLE IN THE SCHOOL ZONE; AND

(II) SUBJECT TO SUBSECTION (D) OF THIS SECTION, MAY PROVIDE THAT FINES ARE TO BE DOUBLED FOR SPEEDING VIOLATIONS WITHIN THE SCHOOL ZONE”;

after line 6, insert:

(Over)

“(2) (I) THE STATE HIGHWAY ADMINISTRATION MAY ESTABLISH A SCHOOL ZONE ON ANY STATE HIGHWAY OR, AT THE REQUEST OF A LOCAL AUTHORITY, ON ANY HIGHWAY UNDER THE JURISDICTION OF THE LOCAL AUTHORITY.

(II) A LOCAL AUTHORITY MAY ESTABLISH A SCHOOL ZONE ON ANY HIGHWAY UNDER ITS JURISDICTION.”;

in line 7, strike “speed” and substitute “SCHOOL”; in the same line, strike “or speed limit”; in line 8, after “section,” insert “IN ACCORDANCE WITH SPECIFICATIONS OF THE STATE HIGHWAY ADMINISTRATION,”; in the same line, after the closing bracket, insert “OR LOCAL AUTHORITY”; in line 9, after the first “the” insert “SCHOOL”; in line 14, strike “AND THAT FINES ARE DOUBLED FOR SPEEDING” and substitute “APPLICABLE”; in the same line, after “THE” insert “SCHOOL”; in line 16, strike “political subdivision” and substitute “LOCAL AUTHORITY”; in line 17, strike “these”; in line 18, after “DEVICES” insert “ON HIGHWAYS UNDER THE JURISDICTION OF THE LOCAL AUTHORITY WHEN THE STATE HIGHWAY ADMINISTRATION ESTABLISHES THE SCHOOL ZONE AT THE LOCAL AUTHORITY’S REQUEST”; in line 19, strike “AND INCREASED PENALTIES” and substitute “IN A SCHOOL ZONE”; in line 20, strike “ARE” and substitute “IS”; in line 21, strike the brackets; after line 21, insert:

“(D) THE FINES FOR SPEEDING IN A SCHOOL ZONE ARE DOUBLE THE AMOUNT THAT WOULD OTHERWISE APPLY IF, IN ACCORDANCE WITH SPECIFICATIONS ADOPTED BY THE STATE HIGHWAY ADMINISTRATION:

(1) A SIGN DESIGNATING A SCHOOL ZONE UNDER THIS SECTION IS EQUIPPED WITH TIMED FLASHING WARNING LIGHTS AND INDICATES THAT FINES FOR SPEEDING ARE DOUBLED WHEN THE LIGHTS ARE ACTIVATED; AND

(2) THE LIGHTS ARE ACTIVATED AT THE TIME THE VIOLATION OCCURS.”;

in line 22, strike “(D)” and substitute “(E)”; in line 23, strike “ANY” and substitute “A SCHOOL”; in the same line, strike “DESIGNATED UNDER” and substitute “ESTABLISHED IN ACCORDANCE WITH SUBSECTION (D) OF”; in line 25, strike “21-803.1(D)” and substitute “21-803.1(E)”; strike beginning with the colon in line 27 down through “(2)” in line 30 and

substitute "OF"; and in line 30, after "\$1,000" insert "IF TIMED FLASHING WARNING LIGHTS WERE ACTIVATED AT THE TIME OF THE VIOLATION, INDICATING THAT DOUBLE FINES ARE IN EFFECT".

AMENDMENT NO. 3

On page 2, after line 30, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, subject to §§ 21-803.1 and 27-101(r) of the Transportation Article, as enacted by Section 1 of this Act, when altering the fines specified in the penalty deposit schedule, the Chief Judge of the District Court shall adjust the fines for speeding in a school zone in violation of this Act as necessary to ensure that the fines for school zone violations are double the penalty deposit amount that may otherwise be imposed for exceeding the speed limit in areas other than school zones in violation of § 21-801.1 of the Transportation Article."

and in line 31, strike "2." and substitute "3.".