
By: **Senator Green**

Introduced and read first time: January 24, 2001

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Safety Zones - School Crossing Guards - Traffic Regulation**

3 FOR the purpose of authorizing a school crossing guard to direct and regulate traffic
4 under certain circumstances; authorizing a school crossing guard to signal, stop,
5 or otherwise direct or regulate traffic to permit the safe crossing of pedestrians
6 in certain areas; prohibiting a person from willfully disobeying a lawful order or
7 direction of a school crossing guard; requiring certain local agencies to establish
8 a training program for a school crossing guard; authorizing certain persons to
9 assign additional traffic control duties to a school crossing guard; authorizing a
10 school crossing guard to assist a police officer in regulating traffic at certain
11 times; requiring a school crossing guard to record certain information and file
12 certain reports if the school crossing guard witnesses certain traffic violations;
13 authorizing certain law enforcement agencies to issue certain warnings for
14 certain violations; and generally relating to the regulation of traffic by school
15 crossing guards.

16 BY adding to
17 Article - Transportation
18 Section 21-107
19 Annotated Code of Maryland
20 (1999 Replacement Volume and 2000 Supplement)

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

23 **Article - Transportation**

24 21-107.

25 (A) (1) A SCHOOL CROSSING GUARD MAY DIRECT OR REGULATE TRAFFIC IN
26 A SAFETY ZONE.

27 (2) A SCHOOL CROSSING GUARD MAY SIGNAL, STOP, OR OTHERWISE
28 DIRECT OR REGULATE TRAFFIC TO PERMIT THE SAFE CROSSING OF PEDESTRIANS IN
29 A SAFETY ZONE.

1 (B) A PERSON MAY NOT WILLFULLY DISOBEY A LAWFUL ORDER OR
2 DIRECTION OF A SCHOOL CROSSING GUARD EXERCISING THE AUTHORITY GRANTED
3 IN SUBSECTION (A) OF THIS SECTION.

4 (C) THE GOVERNING BODY OF EACH COUNTY AND THE CHIEF LAW
5 ENFORCEMENT OFFICER OF EACH COUNTY, OR A DESIGNEE, MAY ASSIGN
6 ADDITIONAL TRAFFIC CONTROL DUTIES TO A SCHOOL CROSSING GUARD.

7 (D) A LOCAL AGENCY, INCLUDING A LOCAL SCHOOL BOARD AND POLICE
8 DEPARTMENT, THAT HAS JURISDICTION OVER A CROSSING GUARD SHALL
9 ESTABLISH A TRAINING PROGRAM FOR A SCHOOL CROSSING GUARD.

10 (E) UPON THE REQUEST OF A POLICE OFFICER OR LAW ENFORCEMENT
11 AGENCY, A SCHOOL CROSSING GUARD MAY ASSIST A POLICE OFFICER IN
12 REGULATING TRAFFIC IN AN EMERGENCY.

13 (F) (1) IF A SCHOOL CROSSING GUARD WITNESSES A VIOLATION OF
14 SUBSECTION (A) OF THIS SECTION, THE SCHOOL CROSSING GUARD SHALL PROMPTLY
15 REPORT THE VIOLATION TO A LAW ENFORCEMENT AGENCY EXERCISING
16 JURISDICTION WHERE THE VIOLATION OCCURRED.

17 (2) THE REPORT, TO THE EXTENT POSSIBLE, SHALL INCLUDE:

18 (I) INFORMATION PERTAINING TO THE IDENTITY OF THE
19 ALLEGED VIOLATOR;

20 (II) THE REGISTRATION PLATE NUMBER AND COLOR OF THE
21 VEHICLE INVOLVED IN THE VIOLATION;

22 (III) THE TIME AND LOCATION AT WHICH THE VIOLATION
23 OCCURRED; AND

24 (IV) AN IDENTIFICATION OF THE MOTOR VEHICLE AS AN
25 AUTOMOBILE, STATION WAGON, TRUCK, BUS, MOTORCYCLE, OR OTHER TYPE OF
26 VEHICLE, INCLUDING THE TYPE AND MAKE OF THE VEHICLE.

27 (G) IF A REPORT IS MADE UNDER SUBSECTION (F) OF THIS SECTION, A LAW
28 ENFORCEMENT AGENCY MAY ISSUE TO THE REGISTERED OWNER OF THE VEHICLE, A
29 WARNING STATING:

30 (1) THAT A REPORT OF A VIOLATION OF SUBSECTION (A) OF THIS
31 SECTION WAS MADE TO THE LAW ENFORCEMENT AGENCY AND THAT THE REPORT
32 DESCRIBED THE OWNER'S MOTOR VEHICLE AS THE VEHICLE INVOLVED IN THE
33 VIOLATION;

34 (2) THAT THE WARNING DOES NOT CONSTITUTE A FINDING THAT THE
35 OWNER IS GUILTY OF THE VIOLATION; AND

36 (3) THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2001.