

SENATE BILL 293

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R2
SB 215/01 - JPR

2002 Regular Session
2lr0223

By: ~~Senator Green~~ Senators Green, Colburn, Ferguson, Forehand, and Jimeno

Introduced and read first time: January 24, 2002
Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 19, 2002

CHAPTER _____

1 AN ACT concerning

2 **Crosswalks - School Crossing Guards - Traffic Regulation**

3 FOR the purpose of authorizing a school crossing guard to signal, stop, or otherwise
4 direct or regulate traffic ~~only~~ within a crosswalk to permit the safe crossing of
5 pedestrians ~~in a~~ through the crosswalk; prohibiting a person from willfully
6 disobeying a lawful order or direction of a school crossing guard; requiring that
7 a certain fine that is collected by the District Court be remitted to a certain
8 county or municipal corporation that employs a certain school crossing guard;
9 requiring a school crossing guard to be an employee of a county or local law
10 enforcement agency; requiring each county or local law enforcement agency to
11 establish a training program and appropriate uniform for school crossing
12 guards; providing a certain penalty for a violation of this Act; and generally
13 relating to the regulation of traffic by school crossing guards.

14 BY repealing and reenacting, with amendments,
15 Article - Courts and Judicial Proceedings
16 Section 7-302(b)
17 Annotated Code of Maryland
18 (1998 Replacement Volume and 2001 Supplement)

19 BY adding to
20 Article - Transportation
21 Section 21-107
22 Annotated Code of Maryland
23 (1999 Replacement Volume and 2001 Supplement)

1 BY repealing and reenacting, without amendments,
 2 Article - Transportation
 3 Section 27-101(b)
 4 Annotated Code of Maryland
 5 (1999 Replacement Volume and 2001 Supplement)

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

8 **Article - Courts and Judicial Proceedings**

9 7-302.

10 (b) (1) If a parking or impounding fine, penalty, or forfeiture, or a fine,
 11 penalty, or forfeiture relating to violation of housing, building, fire, health, or
 12 sanitation codes, or a Mass Transit Fare Payment Statute, or a fine or penalty
 13 relating to failure to pay the prescribed toll at a highway or vehicular crossing is
 14 collected by the District Court pursuant to a local ordinance, law, or regulation of a
 15 political subdivision or municipality, or pursuant to a regulation of an agency of State
 16 government authorized to regulate parking of motor vehicles, or pursuant to a statute
 17 pertaining to the payment of mass transit fares, or pursuant to a statute pertaining to
 18 the failure to pay tolls, it shall be remitted to the respective local government, or to
 19 the State agency.

20 (2) A FINE FOR A VIOLATION OF § 21-107 OF THE TRANSPORTATION
 21 ARTICLE RELATING TO DISOBEYING A LAWFUL ORDER OF A SCHOOL CROSSING
 22 GUARD THAT IS COLLECTED BY THE DISTRICT COURT SHALL BE REMITTED TO THE
 23 COUNTY OR MUNICIPAL CORPORATION THAT EMPLOYS THE SCHOOL CROSSING
 24 GUARD.

25 **Article - Transportation**

26 21-107.

27 (A) WITHIN A CROSSWALK, A SCHOOL CROSSING GUARD MAY SIGNAL, STOP,
 28 OR OTHERWISE DIRECT OR REGULATE TRAFFIC TO ALLOW THE SAFE CROSSING OF
 29 PEDESTRIANS ~~IN A~~ THROUGH THE CROSSWALK.

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

33 (2) A FINE FOR A VIOLATION OF PARAGRAPH (1) OF THIS SUBSECTION
 34 THAT IS COLLECTED BY THE DISTRICT COURT SHALL BE REMITTED TO THE COUNTY
 35 OR MUNICIPAL CORPORATION THAT EMPLOYS THE SCHOOL CROSSING GUARD IN
 36 ACCORDANCE WITH § 7-302 OF THE COURTS ARTICLE.

37 (C) A SCHOOL CROSSING GUARD SHALL BE AN EMPLOYEE OF A COUNTY OR
 38 LOCAL LAW ENFORCEMENT AGENCY.

1 (D) EACH COUNTY OR LOCAL LAW ENFORCEMENT AGENCY SHALL
2 ESTABLISH:

3 (1) A TRAINING PROGRAM FOR SCHOOL CROSSING GUARDS IN THE LAW
4 ENFORCEMENT AGENCY'S JURISDICTION; AND

5 (2) AN APPROPRIATE UNIFORM FOR SCHOOL CROSSING GUARDS IN THE
6 COUNTY.

7 27-101.

8 (b) Except as otherwise provided in this section, any person convicted of a
9 misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is
10 subject to a fine of not more than \$500.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2002.