

# SENATE BILL 125

R7  
SB 177/06 – JPR

7lr1753

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By: **Senator Della**  
Introduced and read first time: January 24, 2007  
Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Fines for Parking Violations – Late Fees – Restrictions in Baltimore City**

3 FOR the purpose of prohibiting Baltimore City from charging a person issued a  
4 citation for a parking violation who has failed either to pay the fine by a certain  
5 date or to file a notice of intent to stand trial by a certain date more than one  
6 late fee or a late fee exceeding a certain amount; and generally relating to  
7 restrictions in Baltimore City on the charging of late fees for unpaid fines for  
8 parking violations.

9 BY repealing and reenacting, with amendments,  
10 Article – Transportation  
11 Section 26–301  
12 Annotated Code of Maryland  
13 (2006 Replacement Volume and 2006 Supplement)

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

16 **Article – Transportation**

17 26–301.

18 (a) In this subtitle, “officer” means a police officer or a person other than a  
19 police officer who is authorized to issue a citation for a violation of an ordinance or  
20 regulation that is adopted under this section.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (b) Subject to subsection (c) of this section, any State agency authorized by  
2 law and any political subdivision of this State may adopt ordinances or regulations  
3 that:

4                   (1) Regulate the parking of vehicles;

5                   (2) Provide for the impounding of vehicles parked in violation of the  
6 ordinances or regulations;

7                   (3) Regulate the towing of vehicles from publicly owned and privately  
8 owned parking lots; and

9                   (4) Provide for the issuance of a citation by an officer for a violation of  
10 an ordinance or regulation that is adopted under this section.

11           (c) **(1)** A political subdivision may not adopt or enforce an ordinance or  
12 regulation that prohibits the parking of more than one motorcycle within a space  
13 served by a single parking meter.

14                   **(2) BALTIMORE CITY MAY NOT CHARGE A PERSON ISSUED A**  
15 **CITATION FOR A VIOLATION OF AN ORDINANCE ADOPTED UNDER THIS SECTION**  
16 **WHO HAS FAILED EITHER TO PAY THE FINE FOR THE VIOLATION BY THE DATE**  
17 **SPECIFIED IN THE CITATION OR TO FILE A NOTICE OF INTENTION TO STAND**  
18 **TRIAL FOR THE VIOLATION BY THE DATE SPECIFIED IN THE CITATION:**

19                           **(I) MORE THAN ONE LATE FEE; OR**

20                           **(II) A LATE FEE EXCEEDING \$25.**

21           (d) (1) In this subsection, "rental vehicle" means a vehicle that is rented  
22 or leased for a period not exceeding 180 days.

23                   (2) If a parking citation is issued for a rental vehicle, the owner is not  
24 liable for any penalty in excess of the original fine for a parking violation unless the  
25 owner fails to pay the fine or file a notice of intention to stand trial for the violation  
26 within the time specified in a notice of the infraction mailed to the business address of  
27 the owner.

28                   (3) If a political subdivision or State agency receives payment for a  
29 parking violation from both the owner of the vehicle and the person who had  
30 possession of the rental vehicle at the time the parking citation was issued, the

1 political subdivision or State agency shall reimburse the owner of the vehicle for the  
2 amount paid by the owner for the violation.

3 (e) Any State agency authorized by law and any political subdivision of the  
4 State may establish public outreach efforts to educate law enforcement officers,  
5 businesses, medical practitioners, and the general public as to parking laws and  
6 regulations, including:

7 (1) The authority of law enforcement officers to enter private parking  
8 lots used by the public; and

9 (2) Specific eligibility criteria for, and requirements for the lawful use  
10 of, special registration plates and placards issued under Title 13, Subtitle 6 of this  
11 article for individuals with disabilities.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2007.