

HOUSE BILL 826

R5

9lr0591

By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2009

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County - Speed Camera Fairness Act**

3 **MC 912-09**

4 FOR the purpose of prohibiting a contractor's fee from being contingent on the number
5 of citations issued or paid if the contractor provides services or equipment
6 relating to the installation, operation, maintenance, or repair of a speed
7 monitoring system, the issuance or processing of a citation, or the collection or
8 enforcement of a penalty for a certain violation recorded by a speed monitoring
9 system; and generally relating to speed monitoring systems in Montgomery
10 County.

11 BY repealing and reenacting, without amendments,
12 Article - Transportation
13 Section 21-809(a)(5) and (6)
14 Annotated Code of Maryland
15 (2006 Replacement Volume and 2008 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article - Transportation
18 Section 21-809(j)
19 Annotated Code of Maryland
20 (2006 Replacement Volume and 2008 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 21-809.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) (5) “Speed monitoring system” means a device with one or more motor
2 vehicle sensors producing recorded images of motor vehicles traveling at speeds at
3 least 10 miles per hour above the posted speed limit.

4 (6) “Speed monitoring system operator” means an individual who
5 operates a speed monitoring system.

6 (j) [If a contractor operates a speed monitoring system on behalf of
7 Montgomery County, the] **A contractor’s fee may not be contingent on the number of**
8 **citations issued or paid IF THE CONTRACTOR PROVIDES SERVICES OR EQUIPMENT**
9 **RELATING TO:**

10 **(1) THE INSTALLATION, OPERATION, MAINTENANCE, OR REPAIR**
11 **OF A SPEED MONITORING SYSTEM;**

12 **(2) THE ISSUANCE OR PROCESSING OF A CITATION FOR A**
13 **VIOLATION OF THIS SUBTITLE RECORDED BY A SPEED MONITORING SYSTEM; OR**

14 **(3) THE COLLECTION OR ENFORCEMENT OF A PENALTY FOR A**
15 **VIOLATION OF THIS SUBTITLE RECORDED BY A SPEED MONITORING SYSTEM.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2009.