

HB1477/463927/2

BY: Senator Pipkin

AMENDMENTS TO HOUSE BILL 1477
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “of” insert “requiring a municipal corporation in Prince George’s County to remit any funds collected from fines resulting from certain violations enforced by speed monitoring systems established in certain school zones to Prince George’s County;”.

On page 2, after line 7, insert:

“BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7-302(e)
Annotated Code of Maryland
(2006 Replacement Volume and 2009 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 14, insert:

“Article – Courts and Judicial Proceedings

7–302.

(e) (1) A citation issued pursuant to § 21–202.1, § 21–809, or § 21–810 of the Transportation Article shall provide that the person receiving the citation may elect to stand trial by notifying the issuing agency of the person’s intention to stand trial at least 5 days prior to the date of payment as set forth in the citation. On receipt of the notice to stand trial, the agency shall forward to the District Court having venue a copy of the citation and a copy of the notice from the person who received the citation indicating the person’s intention to stand trial. On receipt thereof, the District Court

(Over)

shall schedule the case for trial and notify the defendant of the trial date under procedures adopted by the Chief Judge of the District Court.

(2) A citation issued as the result of a traffic control signal monitoring system or speed monitoring system, including a work zone speed control system, controlled by a political subdivision shall provide that, in an uncontested case, the penalty shall be paid directly to that political subdivision. A citation issued as the result of a traffic control signal monitoring system or a work zone speed control system controlled by a State agency, or as a result of a traffic control signal monitoring system or a speed monitoring system in a case contested in District Court, shall provide that the penalty shall be paid directly to the District Court.

(3) Civil penalties resulting from citations issued using traffic control signal monitoring systems or speed monitoring systems, or a work zone speed control system, that are collected by the District Court shall be collected in accordance with subsection (a) of this section and distributed in accordance with § 12-118 of the Transportation Article.

(4) (i) [From] SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, FROM the fines collected by a political subdivision as a result of violations enforced by speed monitoring systems, a political subdivision:

1. May recover the costs of implementing and administering the speed monitoring systems; and

2. Subject to subparagraph (ii) of this paragraph, may spend any remaining balance solely for public safety purposes, including pedestrian safety programs.

(ii) 1. For any fiscal year, if the balance remaining from the fines collected by a political subdivision as a result of violations enforced by speed monitoring systems, after the costs of implementing and administering the systems

are recovered in accordance with subparagraph (i)1 of this paragraph, is greater than 10% of the total revenues of the political subdivision for the fiscal year, the political subdivision shall remit any funds that exceed 10% of the total revenues to the Comptroller.

2. The Comptroller shall deposit any money remitted under this subparagraph to the General Fund of the State.

(III) A MUNICIPAL CORPORATION IN PRINCE GEORGE'S COUNTY SHALL REMIT ANY FUNDS COLLECTED FROM ANY FINES RESULTING FROM VIOLATIONS ENFORCED BY SPEED MONITORING SYSTEMS IN A SCHOOL ZONE UNDER § 21-809 OF THE TRANSPORTATION ARTICLE TO PRINCE GEORGE'S COUNTY."