

Chapter 147

(House Bill 275)

AN ACT concerning

**Prince George's County – Speed Monitoring Systems – Maryland Route 210
(Indian Head Highway)**

PG 306–20

FOR the purpose of repealing the requirement that certain revenue collected by Prince George's County as a result of violations recorded by speed monitoring systems on Maryland Route 210 (Indian Head Highway) be deposited into the Criminal Injuries Compensation Fund and instead requiring that the revenue be credited to the State Highway Administration to be used solely for certain safety-related purposes related to Maryland Route 210 in Prince George's County; repealing as a funding source for the Criminal Injuries Compensation Fund revenue generated as a result of violations recorded by speed monitoring systems on Maryland Route 210 in Prince George's County; and generally relating to the use of revenue generated as a result of violations recorded by speed monitoring systems on Maryland Route 210 in Prince George's County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–302(e)(4)
Annotated Code of Maryland
(2013 Replacement Volume and 2019 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–819(a)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–819(a)(2)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–809(a)(1) and (8) and (b)(1)(i), (vi)3.A., (vii), and (viii)3. and 4.
Annotated Code of Maryland
(2012 Replacement Volume and 2019 Supplement)

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

Article – Courts and Judicial Proceedings

7–302.

(e) (4) (i) From the fines collected by a political subdivision as a result of violations enforced by speed monitoring systems or school bus monitoring cameras, a political subdivision:

1. May recover the costs of implementing and administering the speed monitoring systems or school bus monitoring cameras; and

2. Subject to subparagraphs (ii) and (iii) 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) The fines collected by Prince George’s County as a result of violations enforced by speed monitoring systems on Maryland Route 210 shall be remitted to the Comptroller for [deposit into the Criminal Injuries Compensation Fund under § 11–819 of the Criminal Procedure Article] **DISTRIBUTION TO THE STATE HIGHWAY ADMINISTRATION TO BE USED SOLELY TO ASSIST IN COVERING THE COSTS OF:**

1. EXAMINING THE ENGINEERING, INFRASTRUCTURE, AND OTHER RELEVANT FACTORS THAT MAY CONTRIBUTE TO SAFETY ISSUES ON MARYLAND ROUTE 210 IN PRINCE GEORGE’S COUNTY;

2. REPORTING ITS FINDINGS AND RECOMMENDATIONS ON ANY SOLUTIONS TO THESE SAFETY ISSUES; AND

3. IMPLEMENTING ANY SOLUTIONS TO THESE SAFETY ISSUES.

Article – Criminal Procedure

11–819.

(a) (1) There is a Criminal Injuries Compensation Fund.

(2) The Fund consists of:

(i) money distributed to the Fund from the additional court costs collected from defendants under § 7–409 of the Courts Article;

(ii) [money distributed to the Fund under § 7–302(e)(4)(iii) of the Courts Article from fines collected for violations enforced by speed monitoring systems on Maryland Route 210 in Prince George’s County;

(iii)] any investment earnings or federal matching funds received by the State for criminal injuries compensation; and

[(iv)] (III) funds made available to the Fund from any other source.

Article – Transportation

21–809.

(a) (1) In this section the following words have the meanings indicated.

(8) “Speed monitoring system” means a device with one or more motor vehicle sensors producing recorded images of motor vehicles traveling at speeds at least 12 miles per hour above the posted speed limit.

(b) (1) (i) A speed monitoring system may not be used in a local jurisdiction under this section unless its use is authorized by the governing body of the local jurisdiction by local law enacted after reasonable notice and a public hearing.

(vi) This section applies to a violation of this subtitle recorded by a speed monitoring system that meets the requirements of this subsection and has been placed:

3. In Prince George’s County:

A. Subject to subparagraph (vii) of this paragraph, on Maryland Route 210 (Indian Head Highway); or

(vii) Not more than three speed monitoring systems may be placed on Maryland Route 210 (Indian Head Highway).

(viii) Before activating a speed monitoring system, the local

jurisdiction shall:

3. With regard to a speed monitoring system established on Maryland Route 210 (Indian Head Highway) in Prince George's County or based on proximity to an institution of higher education under paragraph (1)(vi)3 of this subsection, ensure that all speed limit signs approaching and within the segment of highway on which the speed monitoring system is located include signs that:

A. Are in accordance with the manual and specifications for a uniform system of traffic control devices adopted by the State Highway Administration under § 25–104 of this article; and

B. Indicate that a speed monitoring system is in use; and

4. With regard to a speed monitoring system placed on Maryland Route 210 (Indian Head Highway) in Prince George's County, ensure that each sign that indicates that a speed monitoring system is in use is proximate to a device that displays a real-time posting of the speed at which a driver is traveling.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2020.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 8, 2020.