

SENATE BILL 59

R2, R5

(2lr1150)

ENROLLED BILL

— Budget and Taxation/Environment and Transportation —

Introduced by ~~Senator McCray~~ Senators McCray, Corderman, Eckardt, Edwards, Elfreth, Griffith, Guzzone, Hershey, Jackson, King, Rosapepe, Salling, Young, and Zucker

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Maryland Transportation Authority – ~~Public Private Partnerships and Options~~**
3 **~~for the Payment of Tolls and~~ Tolls – Civil Penalties**

4 FOR the purpose of requiring the Maryland Transportation Authority to ~~issue an invitation~~
5 ~~for competitive sealed bids for a public private partnership related to tolling services~~
6 ~~or a toll facility; requiring the Authority, at least a certain number of days before~~
7 ~~issuing an invitation for competitive sealed bids related to tolling services or a toll~~
8 ~~facility, to publish notice of an invitation for competitive sealed bids, and to submit~~
9 ~~a copy of the invitation to the Legislative Policy Committee; requiring the Authority~~
10 ~~to provide, to the greatest extent feasible when feasible and practicable, certain users~~
11 ~~of transportation facilities projects a range of options to pay for certain toll~~
12 ~~transactions and penalties; requiring the Authority to offer a certain installment~~
13 ~~plan agreement to certain persons for the payment of certain tolls and penalties;~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 ~~requiring the Authority to offer certain account holders a certain option to be billed~~
 2 ~~for certain toll charges in certain installment amounts under certain circumstances;~~
 3 ~~authorizing the Authority to refer certain unpaid tolls and penalties delinquent~~
 4 ~~accounts to the Central Collection Unit for collection; requiring the Authority to~~
 5 ~~recall certain unpaid video tolls and penalties from the Central Collection Unit under~~
 6 ~~certain circumstances; requiring the Authority to waive certain penalties *civil*~~
 7 ~~*penalties assessed for certain toll violations* under certain circumstances; requiring~~
 8 ~~the Authority to *reimburse certain civil penalties and* notify certain individuals~~
 9 ~~eligible for a certain reimbursement; and generally relating to the Maryland~~
 10 ~~Transportation Authority and the payment of tolls and civil penalties *civil penalties*~~
 11 ~~*for toll violations.*~~

12 ~~BY repealing and reenacting, with amendments,~~
 13 ~~Article – State Finance and Procurement~~
 14 ~~Section 3–302~~
 15 ~~Annotated Code of Maryland~~
 16 ~~(2021 Replacement Volume)~~

17 ~~BY adding to~~
 18 ~~Article – State Finance and Procurement~~
 19 ~~Section 10A–202.1~~
 20 ~~Annotated Code of Maryland~~
 21 ~~(2021 Replacement Volume)~~

22 ~~BY adding to~~
 23 ~~Article – Transportation~~
 24 ~~Section 4–408~~
 25 ~~Annotated Code of Maryland~~
 26 ~~(2020 Replacement Volume and 2021 Supplement)~~

27 ~~*BY repealing and reenacting, without amendments,*~~
 28 ~~*Article – Transportation*~~
 29 ~~*Section 21–1414(b)*~~
 30 ~~*Annotated Code of Maryland*~~
 31 ~~*(2020 Replacement Volume and 2021 Supplement)*~~

32 BY repealing and reenacting, with amendments,
 33 Article – Transportation
 34 Section ~~21–1414~~ *21–1414(h)*
 35 Annotated Code of Maryland
 36 (2020 Replacement Volume and 2021 Supplement)

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

39 ~~Article – State Finance and Procurement~~

1 ~~§ 302.~~

2 ~~(a) (1) Except as otherwise provided in subsection (b) of this section,~~
3 ~~paragraph (2)(ii) of this subsection, or in other law, the Central Collection Unit is~~
4 ~~responsible for the collection of each delinquent account or other debt that is owed to the~~
5 ~~State or any of its officials or units.~~

6 ~~(2) (i) Except as provided in subparagraph (ii) of this paragraph, an~~
7 ~~official or unit of the State government shall refer to the Central Collection Unit each debt~~
8 ~~for which the Central Collection Unit has collection responsibility under this subsection~~
9 ~~and may not settle the debt.~~

10 ~~(ii) A public institution of higher education may not refer a~~
11 ~~delinquent student account or debt to the Central Collection Unit unless, in accordance~~
12 ~~with § 15-119 of the Education Article:~~

13 ~~1. the delinquent account or debt has not been settled by the~~
14 ~~end of the late registration period of the semester after the student account became~~
15 ~~delinquent; or~~

16 ~~2. the student has not entered into or made timely payments~~
17 ~~to satisfy an installment payment plan.~~

18 ~~(3) For the purposes of this subtitle, a community college or board of~~
19 ~~trustees for a community college established or operating under Title 16 of the Education~~
20 ~~Article is a unit of the State.~~

21 ~~(b) Unless, with the approval of the Secretary, a unit of the State government~~
22 ~~assigns the claim to the Central Collection Unit, the Central Collection Unit is not~~
23 ~~responsible for and may not collect:~~

24 ~~(1) any taxes;~~

25 ~~(2) any child support payment that is owed under § 5-308 of the Human~~
26 ~~Services Article;~~

27 ~~(3) any unemployment insurance contribution or overpayment;~~

28 ~~(4) any fine;~~

29 ~~(5) any court costs;~~

30 ~~(6) any forfeiture on bond;~~

31 ~~(7) any money that is owed as a result of a default on a loan that the~~
32 ~~Department of Commerce or the Department of Housing and Community Development has~~
33 ~~made or insured;~~

1 ~~(8) any money that is owed under Title 9, Subtitles 2, 3, and 4 and Title 20~~
2 ~~of the Insurance Article; [or]~~

3 ~~(9) any money that is owed for unpaid video tolls and associated civil~~
4 ~~penalties under § 21-1414 of the Transportation Article under a delinquent account~~
5 ~~associated with a person residing outside the State; OR~~

6 ~~(10) ANY MONEY THAT IS OWED UNDER A DELINQUENT ACCOUNT FOR~~
7 ~~UNPAID VIDEO TOLLS OR VIDEO TOLLS AND ASSOCIATED CIVIL PENALTIES AND IS~~
8 ~~RECALLED BY THE MARYLAND TRANSPORTATION AUTHORITY UNDER § 21-1414(H)~~
9 ~~OF THE TRANSPORTATION ARTICLE.~~

10 ~~(e) The Central Collection Unit shall be responsible for the collection of each~~
11 ~~delinquent account or other debt that is owed to a community college established or~~
12 ~~operating under Title 16 of the Education Article if the board of trustees for the community~~
13 ~~college;~~

14 ~~(1) adopts a resolution appointing the Central Collection Unit as the~~
15 ~~collector of delinquent accounts or other debt; and~~

16 ~~(2) submits the resolution to the Central Collection Unit.~~

17 ~~**10A-202.1.**~~

18 ~~(A) (1) FOR A PUBLIC-PRIVATE PARTNERSHIP RELATED TO TOLLING~~
19 ~~SERVICES OR THE CONSTRUCTION, MAINTENANCE, OR OPERATION OF A TOLL~~
20 ~~FACILITY, THE MARYLAND TRANSPORTATION AUTHORITY SHALL ISSUE AN~~
21 ~~INVITATION FOR COMPETITIVE SEALED BIDS.~~

22 ~~(2) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE~~
23 ~~MARYLAND TRANSPORTATION AUTHORITY SHALL ISSUE AN INVITATION FOR~~
24 ~~COMPETITIVE SEALED BIDS IN ACCORDANCE WITH § 13-103 OF THIS ARTICLE.~~

25 ~~(B) AT LEAST 60 DAYS BEFORE ISSUING AN INVITATION FOR COMPETITIVE~~
26 ~~SEALED BIDS RELATED TO TOLLING SERVICES OR THE CONSTRUCTION,~~
27 ~~MAINTENANCE, OR OPERATION OF A TOLL FACILITY, THE MARYLAND~~
28 ~~TRANSPORTATION AUTHORITY SHALL:~~

29 ~~(1) PUBLISH NOTICE OF AN INVITATION FOR COMPETITIVE SEALED~~
30 ~~BIDS:~~

31 ~~(i) ON A BID BOARD OR eMARYLAND MARKETPLACE; OR~~

32 ~~(ii) IN A NEWSPAPER, PERIODICAL, OR TRADE JOURNAL; AND~~

~~(2) SUBMIT A COPY OF THE INVITATION FOR COMPETITIVE SEALED BIDS TO THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE.~~

~~Article — Transportation~~

~~4-408.~~

~~(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.~~

~~(2) "E-ZPASS ACCOUNT" HAS THE MEANING STATED IN § 21-1416 OF THIS ARTICLE.~~

~~(3) "TOLL COLLECTION FACILITY" HAS THE MEANING STATED IN § 21-1414 OF THIS ARTICLE.~~

~~(B) TO THE GREATEST EXTENT FEASIBLE WHEN FEASIBLE AND PRACTICABLE, THE AUTHORITY SHALL PROVIDE TO E-ZPASS ACCOUNT HOLDERS AND OTHER USERS OF TRANSPORTATION FACILITIES PROJECTS A RANGE OF OPTIONS TO PAY FOR TOLL TRANSACTIONS AT TOLL COLLECTION FACILITIES TOLLS AND ANY ASSOCIATED CIVIL PENALTIES FOR TOLL VIOLATIONS, INCLUDING PAYMENT BY:~~

~~(1) CASH;~~

~~(2) CHECK;~~

~~(3) MONEY ORDER; AND~~

~~(4) AN ELECTRONIC FUNDS TRANSFER THROUGH THE USE OF:~~

~~(i) A CREDIT OR DEBIT CARD;~~

~~(ii) AN AUTOMATED CLEARING HOUSE (ACH) TRANSFER; OR~~

~~(iii) AN ONLINE PAYMENT SYSTEM, INCLUDING A MONEY TRANSFER THROUGH A DIGITAL WALLET PAYMENT PLATFORM OR OTHER MOBILE PAYMENT SERVICE.~~

~~21-1414.~~

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

- 1 ~~(2) "Authority" means the Maryland Transportation Authority.~~
- 2 ~~(3) "Electronic toll collection" means a system in a toll collection facility~~
3 ~~that is capable of collecting information from a motor vehicle for use in charging tolls.~~
- 4 ~~(4) "Notice of toll due" or "notice" means an administrative notice of a video~~
5 ~~toll transaction.~~
- 6 ~~(5) "Person alleged to be liable" means:~~
- 7 ~~(i) The registered owner of a motor vehicle involved in a video toll~~
8 ~~transaction; or~~
- 9 ~~(ii) A person to whom a registered owner of a motor vehicle has~~
10 ~~transferred liability for a video toll transaction in accordance with this section and the~~
11 ~~regulations of the Authority.~~
- 12 ~~(6) "Recorded image" means an image of a motor vehicle passing through a~~
13 ~~toll collection facility recorded by a video monitoring system:~~
- 14 ~~(i) On:~~
- 15 ~~1. One or more photographs, micrographs, or electronic~~
16 ~~images;~~
- 17 ~~2. Videotape; or~~
- 18 ~~3. Any other medium; and~~
- 19 ~~(ii) Showing either the front or rear of the motor vehicle on at least~~
20 ~~one image or portion of tape and clearly identifying the license plate number and state of~~
21 ~~the motor vehicle.~~
- 22 ~~(7) "Registered owner" means, with respect to a motor vehicle, the person~~
23 ~~or persons designated as the registered owner in the records of the government agency that~~
24 ~~is responsible for motor vehicle registration.~~
- 25 ~~(8) "Toll collection facility" means any point on an Authority highway~~
26 ~~where a toll is incurred and is required to be paid.~~
- 27 ~~(9) "Toll violation" means the failure to pay a video toll within the time~~
28 ~~prescribed by the Authority in a notice of toll due.~~
- 29 ~~(10) "Video monitoring system" means a device installed to work in~~
30 ~~conjunction with a toll collection facility that produces a recorded image when a video toll~~
31 ~~transaction occurs.~~

- 1 (iv) ~~The date and time of the video toll transaction;~~
- 2 (v) ~~The amount of the video toll and the date it was due as stated on~~
3 ~~the notice of toll due;~~
- 4 (vi) ~~A copy of the recorded image;~~
- 5 (vii) ~~A statement that the video toll was not paid before the civil~~
6 ~~penalty was assessed;~~
- 7 (viii) ~~The amount of the civil penalty; and~~
- 8 (ix) ~~The date by which the video toll and civil penalty must be paid.~~
- 9 (4) ~~A citation shall also include:~~
- 10 (i) ~~Information advising the person alleged to be liable under this~~
11 ~~section of the manner and the time in which liability alleged in the citation may be~~
12 ~~contested;~~
- 13 (ii) ~~The statutory defenses described in subsection (g) of this section~~
14 ~~that were originally included in the notice of toll due; and~~
- 15 (iii) ~~A warning that failure to pay the video toll and civil penalty, to~~
16 ~~contest liability in the manner and time prescribed, or to appear at a trial requested is an~~
17 ~~admission of liability and a waiver of available defenses, and may result in the refusal or~~
18 ~~suspension of the motor vehicle registration and referral for collection.~~
- 19 (5) ~~A person alleged to be liable receiving the citation for a toll violation~~
20 ~~under this section may:~~
- 21 (i) ~~Pay the video toll and the civil penalty directly to the Authority;~~
22 ~~or~~
- 23 (ii) ~~Elect to stand trial for the alleged violation.~~
- 24 (6) (i) ~~If the person alleged to be liable under this section fails to elect~~
25 ~~to stand trial or to pay the prescribed video toll and civil penalty within 30 days after~~
26 ~~mailing of the citation, or is adjudicated to be liable after trial, or fails to appear at trial~~
27 ~~after having elected to stand trial, the Authority or its duly authorized agent may:~~
- 28 1. ~~Collect the video toll and the civil penalty by any means of~~
29 ~~collection as provided by law; and~~
- 30 2. ~~Notify the Administration of the failure to pay the video~~
31 ~~toll and civil penalty in accordance with subsection (i) of this section.~~

1 (ii) ~~No additional hearing or proceeding is required before the~~
2 ~~Administration takes action with respect to the motor vehicle of the registered owner under~~
3 ~~subsection (i) of this section.~~

4 (e) (1) ~~A certificate alleging that a toll violation occurred and that the video~~
5 ~~toll payment was not received before the civil penalty was assessed, sworn to or affirmed~~
6 ~~by a duly authorized agent of the Authority, based upon inspection of a recorded image and~~
7 ~~electronic toll collection records produced by an electronic toll collection video monitoring~~
8 ~~system shall be evidence of the facts contained therein and shall be admissible in any~~
9 ~~proceeding alleging a violation under this section without the presence or testimony of the~~
10 ~~duly authorized agent who performed the requirements under this section.~~

11 (2) ~~The citation, including the certificate, shall constitute prima facie~~
12 ~~evidence of liability for the toll violation and civil penalty.~~

13 (f) ~~Adjudication of liability under this section:~~

14 (1) ~~Shall be based upon a preponderance of evidence;~~

15 (2) ~~May not be deemed a conviction of a registered owner of a motor vehicle~~
16 ~~under the Motor Vehicle Code;~~

17 (3) ~~May not be made part of the registered owner's motor vehicle operating~~
18 ~~record; and~~

19 (4) ~~May not be considered in the provision of motor vehicle insurance~~
20 ~~coverage.~~

21 (g) (1) ~~If, at the time of a video toll transaction, a motor vehicle is operated by~~
22 ~~a person other than the registered owner without the express or implied consent of the~~
23 ~~registered owner, and if the registered owner by the date stated on the notice of toll due~~
24 ~~provides the Authority or its duly authorized agent with a notarized admission by the~~
25 ~~person accepting liability which shall include that person's name, address, and driver's~~
26 ~~license identification number, then the person accepting liability shall be liable under this~~
27 ~~section and shall be sent a notice of toll due.~~

28 (2) ~~If the registered owner is a lesser of motor vehicles, and at the time of~~
29 ~~the video toll transaction the motor vehicle involved was in the possession of a lessee, and~~
30 ~~the lesser by the date stated on the notice of toll due provides the Authority or its duly~~
31 ~~authorized agent with a copy of the lease agreement or other documentation acceptable to~~
32 ~~the Authority identifying the lessee, including the person's name, address, and driver's~~
33 ~~license identification number or federal employer identification number, then the lessee~~
34 ~~shall be liable under this section and shall be sent a notice of toll due.~~

35 (3) ~~If the motor vehicle involved in a video toll transaction is operated using~~
36 ~~a dealer or transporter registration plate, and at the time of the video toll transaction the~~

~~1 motor vehicle was under the custody and control of a person other than the owner of the
2 dealer or transporter registration plate, and if the owner of the dealer or transporter
3 registration plate by the date stated on the notice of toll due provides to the Authority or
4 its duly authorized agent a copy of the contractual agreement or other documentation
5 acceptable to the Authority identifying the person, including the person's name, address,
6 and driver's license identification number, who had custody and control over the motor
7 vehicle at the time of the video toll transaction, then that person and not the owner of the
8 dealer or transporter registration plate shall be liable under this section and shall be sent
9 a notice of toll due.~~

~~10 (4) If a motor vehicle or registration plate number is reported to a law
11 enforcement agency as stolen at the time of the video toll transaction, and the registered
12 owner by the date stated on the notice of toll due provides to the Authority or its duly
13 authorized agent a copy of the police report substantiating that the motor vehicle was stolen
14 at the time of the video toll transaction, then the registered owner of the motor vehicle is
15 not liable under this section.~~

16 (h) ~~(1) THE AUTHORITY MAY REFER;~~

~~17 (I) REFER A DELINQUENT ACCOUNT FOR UNPAID VIDEO TOLLS
18 AND ASSOCIATED CIVIL PENALTIES TO THE CENTRAL COLLECTION UNIT FOR
19 COLLECTION; AND~~

~~20 (II) RECALL A DELINQUENT ACCOUNT FROM THE CENTRAL
21 COLLECTION UNIT.~~

~~22 (2) THE AUTHORITY SHALL RECALL A DELINQUENT ACCOUNT FROM
23 THE CENTRAL COLLECTION UNIT IF:~~

~~24 (I) THE DELINQUENT ACCOUNT EXCEEDS \$300 IN UNPAID
25 VIDEO TOLLS AND ASSOCIATED CIVIL PENALTIES; AND~~

~~26 (II) THE PERSON ASSOCIATED WITH THE DELINQUENT
27 ACCOUNT AGREES TO PAY THE UNPAID VIDEO TOLLS AND ASSOCIATED CIVIL
28 PENALTIES DIRECTLY TO THE AUTHORITY UNDER AN INSTALLMENT PLAN
29 AGREEMENT OFFERED BY THE AUTHORITY UNDER SUBSECTION (J) OF THIS
30 SECTION.~~

31 ~~(3)~~ Notwithstanding any other provision of law, until the Authority refers
32 the debt to the Central Collection Unit ~~OR AFTER THE AUTHORITY HAS RECALLED A
33 DELINQUENT ACCOUNT FROM THE CENTRAL COLLECTION UNIT~~, the Authority
34 [may]:

35 ~~(I)~~ (1) MAY waive any portion of the video toll due or civil penalty
36 assessed under this section; AND

~~(H) SHALL WAIVE ANY CIVIL PENALTY ASSESSED UNDER THIS SECTION IF:~~

~~1. THE NOTICE OF TOLL DUE FOR THE VIDEO TOLL IN QUESTION WAS SENT TO THE PERSON ALLEGED TO BE LIABLE MORE THAN 60 DAYS AFTER THE VIDEO TOLL TRANSACTION; AND~~

~~2. THE AUTHORITY IS RESPONSIBLE FOR THE DELAY IN THE TIMELY PROCESSING OF THE VIDEO TOLL TRANSACTION DUE TO COVID-19 RELATED OR OTHER FACTORS.~~

~~(H) (2) SHALL WAIVE:~~

~~(I) WAIVE THE CIVIL PENALTY ASSOCIATED WITH A VIDEO TOLL ON PAYMENT OF THE VIDEO TOLL IN ACCORDANCE WITH THE AUTHORITY'S CUSTOMER ASSISTANCE PLAN AS APPROVED BY THE AUTHORITY ON FEBRUARY 24, 2022; AND~~

~~(II) REIMBURSE ANY CIVIL PENALTY PAID IN ERROR UNDER THE PLAN.~~

~~(i) (1) The Administration shall refuse or suspend the registration of a motor vehicle that incurs a toll violation under this section if:~~

~~(i) The Maryland Transportation Authority notifies the Administration that a registered owner of the motor vehicle has been served with a citation in accordance with this section and has failed to:~~

~~1. Pay the video toll and the civil penalty for the toll violation by the date specified in the citation; and~~

~~2. Contest liability for the toll violation by the date identified and in the manner specified in the citation; or~~

~~(ii) The Maryland Transportation Authority or the District Court notifies the Administration that a person who elected to contest liability for a toll violation under this section has failed to:~~

~~1. Appear for trial or has been determined to be guilty of the toll violation; and~~

~~2. Pay the video toll and civil penalty.~~

1 ~~(2) In conjunction with the Maryland Transportation Authority, the~~
2 ~~Administration may adopt regulations and develop procedures to carry out the refusal or~~
3 ~~suspension of a registration under this subsection.~~

4 ~~(3) The procedures in this subsection are in addition to any other penalty~~
5 ~~provided by law for a toll violation under this section.~~

6 ~~(4) This subsection may be applied to enforce a reciprocal agreement~~
7 ~~entered into by the State and another jurisdiction in accordance with § 21-1415 of this~~
8 ~~subtitle.~~

9 ~~(J) (1) (i) 1. THE AUTHORITY SHALL OFFER AN INSTALLMENT~~
10 ~~PLAN AGREEMENT TO A PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION FOR~~
11 ~~PAYMENT OF UNPAID VIDEO TOLLS AND ANY ASSOCIATED CIVIL PENALTIES THAT~~
12 ~~TOTAL AT LEAST \$300.~~

13 ~~2. THE AUTHORITY MAY NOT OFFER MORE THAN ONE~~
14 ~~INSTALLMENT PLAN AGREEMENT TO A PERSON ALLEGED TO BE LIABLE UNDER THIS~~
15 ~~SECTION FOR PAYMENT OF THE SAME UNPAID VIDEO TOLLS AND ASSOCIATED CIVIL~~
16 ~~PENALTIES.~~

17 ~~(H) AN INSTALLMENT PLAN AGREEMENT UNDER THIS~~
18 ~~PARAGRAPH SHALL REQUIRE THE PERSON ALLEGED TO BE LIABLE TO MAKE~~
19 ~~MONTHLY INSTALLMENT PAYMENTS OF 10% PER MONTH ON UNTIL THE TOTAL~~
20 ~~AMOUNT OF THE UNPAID VIDEO TOLLS AND ANY ASSOCIATED CIVIL PENALTIES~~
21 ~~OWED BY THE PERSON ARE PAID.~~

22 ~~(HH) THE AUTHORITY MAY CHARGE AN ADMINISTRATIVE FEE~~
23 ~~FOR AN INSTALLMENT PLAN AGREEMENT ON THE TOTAL AMOUNT OWED, NOT TO~~
24 ~~EXCEED THE FEE AUTHORIZED BY THE CENTRAL COLLECTION UNIT FOR AN~~
25 ~~INSTALLMENT PLAN AGREEMENT.~~

26 ~~(HH) (IV) IF A PERSON FAILS TO PAY VIDEO TOLLS AND CIVIL~~
27 ~~PENALTIES OWED IN ACCORDANCE WITH AN COMPLY WITH THE TERMS AND~~
28 ~~CONDITIONS OF THE INSTALLMENT PLAN AGREEMENT, THE AUTHORITY MAY~~
29 ~~CANCEL THE AGREEMENT AND REFER THE UNPAID TOLLS AND PENALTIES AMOUNT~~
30 ~~DUE TO THE CENTRAL COLLECTION UNIT FOR COLLECTION.~~

31 ~~(V) IF A PERSON DEFAULTS ON AN INSTALLMENT PLAN~~
32 ~~AGREEMENT, THE AUTHORITY MAY NOTIFY THE ADMINISTRATION THAT A~~
33 ~~REGISTERED OWNER OF A MOTOR VEHICLE HAS FAILED TO PAY THE AMOUNT DUE~~
34 ~~UNDER AN INSTALLMENT PLAN AGREEMENT AND THE ADMINISTRATION SHALL~~
35 ~~REFUSE OR SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE.~~

~~(2) (1) 1. IN THIS PARAGRAPH THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.~~

~~2. "BACKLOG TOLL CHARGE" MEANS A TOLL FOR PASSAGE OF A MOTOR VEHICLE THROUGH A TOLL COLLECTION FACILITY THAT IS PROCESSED AND BILLED TO AN E-ZPASS ACCOUNT OR A PAY BY PLATE ACCOUNT HOLDER MORE THAN 60 DAYS AFTER THE TOLL TRANSACTION OCCURRED DUE TO COVID-19 RELATED OR OTHER FACTORS FOR WHICH THE AUTHORITY IS RESPONSIBLE.~~

~~3. "E-ZPASS ACCOUNT" HAS THE MEANING STATED IN § 21-1416 OF THIS SUBTITLE.~~

~~4. "PAY BY PLATE ACCOUNT" MEANS AN ARRANGEMENT IN WHICH A TOLL INCURRED FOR PASSAGE OF A MOTOR VEHICLE THROUGH A TOLL COLLECTION FACILITY BY ELECTRONIC TOLL COLLECTION THROUGH THE USE OF A VIDEO MONITORING SYSTEM IS BILLED TO A CREDIT CARD OF A PERSON LINKED TO THE REGISTERED LICENSE PLATE OF THE MOTOR VEHICLE UNDER AN AGREEMENT BETWEEN THE AUTHORITY AND THE PERSON.~~

~~(H) IF THE AUTHORITY BILLS AN E-ZPASS ACCOUNT HOLDER OR A PAY BY PLATE ACCOUNT HOLDER A SUM TOTAL OF BACKLOG TOLL CHARGES OF \$300 OR MORE, THE AUTHORITY SHALL OFFER THE ACCOUNT HOLDER AN OPTION TO BE BILLED FOR THE BACKLOG TOLL CHARGES IN MONTHLY INSTALLMENT AMOUNTS OF 10% PER MONTH ON THE TOTAL BACKLOG TOLL CHARGES OWED BY THE ACCOUNT HOLDER.~~

~~(3) (2) THE AUTHORITY SHALL:~~

~~(I) ALLOW PERSONS TO APPLY FOR THE INSTALLMENT PLAN AGREEMENT AND INSTALLMENT BILLING OPTIONS OFFERED UNDER THIS SUBSECTION ON THE AUTHORITY'S WEBSITE; AND~~

~~(II) ACCEPT AS SUFFICIENT AN ATTESTATION FROM AN APPLICANT THAT THE APPLICANT QUALIFIES FOR AN INSTALLMENT PLAN AGREEMENT OR INSTALLMENT BILLING OPTION OFFERED UNDER THIS SUBSECTION WHEN APPROVING ELIGIBILITY FOR THE OPTION.~~

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before ~~January 1, 2023~~ October 1, 2022, the Maryland Transportation Authority shall notify any individual who paid a civil penalty ~~during the toll deferral period~~ in error under the Authority's Customer Assistance Plan as approved on February 24, 2022, and is eligible for reimbursement of the amount paid.

1 SECTION 3. AND BE IT FURTHER ENACTED, That:

2 ~~(a) On~~ on or before December 1, ~~2023~~ 2022, the Maryland Transportation
3 Authority shall report to the General Assembly, in accordance with § 2-1257 of the State
4 Government Article, on:

5 (1) ~~the number of individuals who paid a civil penalty during the toll~~
6 ~~deferral period in error under the Authority's Customer Assistance Plan as approved on~~
7 ~~February 24, 2022; and~~

8 (2) ~~what notification of reimbursement eligibility and reimbursement was~~
9 ~~provided to individuals who paid a civil penalty before the establishment of the civil penalty~~
10 ~~waiver grace period in error under the Plan.~~

11 ~~(b) On or before July 1, 2022, and the first day of each subsequent month, the~~
12 ~~Maryland Transportation Authority shall report to the General Assembly, in accordance~~
13 ~~with § 2-1257 of the State Government Article:~~

14 ~~(1) the number of customer service agents employed at each Maryland~~
15 ~~Transportation Authority call center during the prior month; and~~

16 ~~(2) the number of customer service agents hired to work at each Maryland~~
17 ~~Transportation Authority call center during the prior month.~~

18 ~~SECTION 4.~~ SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 2022. Section 3 of this Act shall remain effective for a period of 6 months and, at the
20 end of December 31, 2022, Section 3 of this Act, with no further action required by the
21 General Assembly, shall be abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.