

# HOUSE BILL 513

R5

(4lr4597)

## ENROLLED BILL

— Environment and Transportation/Judicial Proceedings —

Introduced by **The Speaker (By Request – Administration) and Delegates Allen, Amprey, Bagnall, Bartlett, Bhandari, Boaf, Boyce, Charkoudian, Crutchfield, Ebersole, Fennell, Foley, Forbes, Fraser-Hidalgo, Grossman, Guyton, Guzzone, Harris, Henson, Hill, Jackson, A. Johnson, S. Johnson, D. Jones, Kaiser, Kaufman, Lopez, Martinez, McCaskill, T. Morgan, Munoz, Palakovich Carr, Pasteur, Patterson, Phillips, Pruski, Roberson, Ruff, Ruth, Simmons, Simpson, Solomon, Stewart, Taveras, Taylor, Turner, Valderrama, Watson, White Holland, Williams, ~~and Ziegler~~ Ziegler, Healey, Holmes, Lehman, J. Long, Stein, and Terrasa**

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.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Motor Vehicles – Work Zone Speed Control Systems – Revisions**  
3 **(Maryland Road Worker Protection Act of 2024)**

4 FOR the purpose of altering the distribution of revenue from civil fines collected through  
5 the use of work zone speed control systems ~~to include certain distributions for~~  
6 ~~highway and work zone safety purposes; clarifying~~ altering the highways on which  
7 a work zone speed control system may be used; clarifying that ~~a work zone speed~~

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#### 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.*



~~control system may be manned or unmanned and~~ a system operator does not need to be present when a work zone speed control system is in use; clarifying that multiple work zone speed control systems may be implemented and used in a work zone; altering the maximum penalty for a civil citation issued as a result of a recorded image produced by a work zone speed control system; repealing a requirement that warning notices be issued for violations recorded by a work zone speed control system during certain periods of time; and generally relating to work zone speed control systems.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 7–302(e)(2) and (4)(i)

Annotated Code of Maryland

(2020 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 12–118(a) and ~~(e)~~ 21–810(a)(1)

Annotated Code of Maryland

(2020 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section ~~12–118(e)~~ 12–118(c) and (e) and 21–810(b)(1) 21–810(a)(6) and (7), (b)(1) and (2), (c), ~~(d)(1)(x) and (xi)~~, and (k)

Annotated Code of Maryland

(2020 Replacement Volume and 2023 Supplement)

BY adding to

Article – Transportation

Section ~~21–810(d)(1)(xii) and (k)~~ 21–810(k) and (l)

Annotated Code of Maryland

(2020 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, with amendments,

Chapter 500 of the Acts of the General Assembly of 2009

Section 3

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–810(c)

Annotated Code of Maryland

(2020 Replacement Volume and 2023 Supplement)

(As enacted by Section 1 of this Act)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That the Laws of Maryland read as follows:

1 Article – Courts and Judicial Proceedings

2 7-302.

3 (e) (2) (i) A citation issued as the result of a vehicle height monitoring  
 4 system, a traffic control signal monitoring system, [or] a speed monitoring system,  
 5 [including] ~~OR~~ a work zone speed control system, controlled by a political subdivision, a  
 6 school bus monitoring camera, or a bus lane monitoring system shall provide that, in an  
 7 uncontested case, the penalty shall be paid directly to that political subdivision.

8 (ii) A citation issued as the result of a traffic control signal  
 9 monitoring system or a work zone speed control system controlled by a State agency, or as  
 10 a result of a vehicle height monitoring system, a traffic control signal monitoring system, a  
 11 speed monitoring system, a school bus monitoring camera, or a bus lane monitoring system  
 12 in a case contested in District Court, shall provide that the penalty shall be paid directly to  
 13 the District Court.

14 (4) (i) ~~Except as provided in paragraph (5) of this subsection, from~~  
 15 ~~FROM~~ the fines collected by a political subdivision as a result of violations enforced by  
 16 speed monitoring systems, **WORK ZONE SPEED CONTROL SYSTEMS**, school bus  
 17 monitoring cameras, or bus lane monitoring systems, a political subdivision:

18 1. May recover the costs of implementing and administering  
 19 the speed monitoring systems, **WORK ZONE SPEED CONTROL SYSTEMS**, school bus  
 20 monitoring cameras, or bus lane monitoring systems; and

21 2. Subject to subparagraphs (ii), (iii), and (iv) of this  
 22 paragraph, may spend any remaining balance solely for public safety purposes, including  
 23 pedestrian **OR HIGHWAY** safety programs.

24 Article – Transportation

25 12-118.

26 (a) Except as specifically provided by law, all money received under the Maryland  
 27 Vehicle Law shall be accounted for and remitted to the State Comptroller.

28 (c) (1) Except as provided in paragraph (2) of this subsection, notwithstanding  
 29 any other law and in addition to any other exceptions provided by law, all costs, fines,  
 30 penalties, and forfeitures received by or paid to the District Court under the Maryland  
 31 Vehicle Law shall be collected and remitted as provided in the Courts Article.

32 (2) The Comptroller shall distribute revenue from the civil fines collected  
 33 through use of a work zone speed control system **CONTROLLED BY A STATE AGENCY**

1 under § 21–810 of this article to a special fund, to be used only as provided in subsection  
2 (e) of this section.

3 (e) Money in the special fund established under subsection (c)(2) of this section:

4 (1) Shall be distributed first to the Department of State Police and the  
5 State Highway Administration to cover the costs of implementing and administering work  
6 zone speed control systems; [and]

7 (2) After the distribution under item (1) of this subsection, **25% OF ANY**  
8 **REMAINING BALANCE** shall be distributed to the Department of State Police to be used  
9 only for the purchase of replacement vehicles and related motor vehicle equipment used to  
10 outfit police vehicles; **AND**

11 **(3) AFTER THE DISTRIBUTIONS UNDER ITEMS (1) AND (2) OF THIS**  
12 **SUBSECTION, THE REMAINING BALANCE SHALL BE DISTRIBUTED TO THE**  
13 **TRANSPORTATION TRUST FUND FOR ~~HIGHWAY~~:**

14 **(I) HIGHWAY AND WORK ZONE SAFETY PURPOSES; AND**

15 **(II) STATE HIGHWAY ADMINISTRATION SYSTEM**  
16 **PRESERVATION.**

17 21–810.

18 (b) (1) A work zone speed control system that meets the requirements of this  
19 subsection may be used to record the images of motor vehicles traveling on a highway:

20 (i) Within a work zone; **AND**

21 (ii) ~~That is an expressway or a controlled access highway as defined~~  
22 ~~in § 21–101 of this title; and~~

23 ~~(iii)~~ (iii) On which the speed limit, **AS POSTED BEFORE THE WORK**  
24 **ZONE WAS IMPLEMENTED AND** established using generally accepted traffic engineering  
25 practices, is 45 miles per hour or greater.

26 (2) (I) A work zone speed control system may be used only:

27 **[(i)] 1.** On a highway as specified in paragraph (1) of this  
28 subsection; **AND**

29 **[(ii)]** When being operated by a work zone speed control system  
30 operator; and

1 (iii)] 2. If, in accordance with the Maryland manual on uniform  
2 traffic control devices,~~at~~

3 ~~A.~~ A. A conspicuous road sign is placed at a reasonable  
4 distance consistent with national guidelines before the work zone alerting drivers that a  
5 speed monitoring system may be in operation in the work zone;~~AND~~

6 ~~B.~~ B. ~~A DEVICE THAT DISPLAYS A REAL TIME POSTING OF~~  
7 ~~THE SPEED AT WHICH A DRIVER IS TRAVELING IS PROXIMATE TO EACH ROAD SIGN~~  
8 ~~ALERTING DRIVERS THAT A SPEED MONITORING SYSTEM MAY BE IN OPERATION IN~~  
9 ~~THE WORK ZONE.~~

10 (II) ~~1. A WORK ZONE SPEED CONTROL SYSTEM MAY BE MANNED~~  
11 ~~OR UNMANNED.~~

12 ~~2.~~ 2. A WORK ZONE SPEED CONTROL SYSTEM OPERATOR  
13 DOES NOT NEED TO BE PRESENT IN PERSON OR REMOTELY AT THE HIGHWAY WORK  
14 ZONE WHEN A WORK ZONE SPEED CONTROL SYSTEM IS IN USE.

15 (III) 1. MULTIPLE WORK ZONE SPEED CONTROL SYSTEMS  
16 MAY BE IMPLEMENTED AND USED IN A WORK ZONE.

17 2. IF A WORK ZONE HAS MORE THAN ONE WORK ZONE  
18 SPEED CONTROL SYSTEM IN USE, NOT MORE THAN ONE CITATION ~~WITHIN A 1-HOUR~~  
19 ~~PERIOD~~ MAY BE ISSUED FOR THE SAME REGISTRATION PLATE FOR ~~A VIOLATION~~  
20 ALLEGED VIOLATIONS THAT OCCUR WITHIN A 1-HOUR PERIOD IN THE WORK ZONE.

21 (c) (1) Unless the driver of the motor vehicle received a citation from a police  
22 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
23 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor  
24 vehicle is recorded by a work zone speed control system in accordance with subsection (b)  
25 of this section while being operated in violation of this subtitle.

26 (2) A civil penalty under this subsection ~~may not exceed~~ [\$40] \$290 IS \$80.

27 (3) For purposes of this section, the District Court shall:

28 (i) Prescribe a uniform citation form consistent with subsection  
29 (d)(1) of this section and § 7-302 of the Courts Article; and

30 (ii) Indicate on the citation the amount of the civil penalty to be paid  
31 by persons who choose to prepay the civil penalty without appearing in District Court.

32 (K) (1) ON OR BEFORE DECEMBER 1, 2024, AND EACH DECEMBER 1  
33 THEREAFTER, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT TO THE

1 GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT  
2 ARTICLE, THE GENERAL ASSEMBLY:

3 (I) ON ANY PILOT PROGRAM THAT THE STATE HIGHWAY  
4 ADMINISTRATION CONDUCTED IN THE PREVIOUS FISCAL YEAR THAT TESTS NEW  
5 TECHNOLOGIES FOR DETECTING AND RECORDING A VIOLATION OF THIS SUBTITLE  
6 IN A WORK ZONE; OR

7 (II) THAT THE STATE HIGHWAY ADMINISTRATION DID NOT  
8 CONDUCT ANY SUCH PILOT PROGRAM IN THE PREVIOUS FISCAL YEAR.

9 (2) A REPORT SUBMITTED UNDER PARAGRAPH (1)(I) OF THIS  
10 SUBSECTION SHALL INCLUDE INFORMATION ON:

11 (I) HOW DATA COLLECTED FROM THE DEVICE TESTED MAY BE  
12 USED FOR THE ENFORCEMENT OF VIOLATIONS OF THIS SUBTITLE IN WORK ZONES;  
13 AND

14 (II) ANY LEGISLATIVE OR REGULATORY CHANGES THAT WOULD  
15 BE NECESSARY TO AUTHORIZE THE EFFECTIVE USE OF THE DEVICE.

16 (L) ON OR BEFORE DECEMBER 1, 2024, AND EACH DECEMBER 1  
17 THEREAFTER, THE DEPARTMENT SHALL REPORT TO THE GOVERNOR AND, IN  
18 ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL  
19 ASSEMBLY ON HOW FUNDS DISTRIBUTED TO THE TRANSPORTATION TRUST FUND  
20 UNDER § 12-118(E) OF THIS ARTICLE HAVE BEEN SPENT.

21 [(k)] ~~(L)~~ (M) The Department of State Police and the State Highway Administration  
22 jointly shall adopt regulations establishing standards and procedures for work zone speed  
23 control systems authorized under this section.

24 **Chapter 500 of the Acts of 2009**

25 SECTION 3. AND BE IT FURTHER ENACTED, That, during the 30-day period  
26 after the first work zone speed control system is in place, a law enforcement agency may  
27 issue warnings[, but may not issue citations,] OR CITATIONS for violations enforced in  
28 accordance with § 21-810 of the Transportation Article, as enacted by this Act.

29 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
30 as follows:

31 **Article – Transportation**

32 21-810.

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

2                   (6)   “Work zone” means a segment of a highway:

3                           (i)   That is identified as a temporary traffic control zone by traffic  
4 control devices that are placed or installed in general conformance with the State manual  
5 and specifications adopted for a uniform system of traffic control devices; [and]

6                           (ii)   Where highway construction, repair, maintenance, utility work,  
7 or a related activity, including the placement, installation, maintenance, or removal of a  
8 work zone traffic control device, is being performed regardless of whether workers are  
9 present; AND

10                                   (III)   THAT IS EQUIPPED WITH:

11   1.   SIGNAGE DESIGNATING EACH ENTRANCE AND EXIT TO  
12 THE WORK ZONE; AND

13   2.   FLASHING LIGHTS THAT OPERATE WHENEVER  
14 WORKERS ARE PRESENT AT THE WORK ZONE.

15                   (7)   “Work zone speed control system” means a device [having] THAT:

16                                   (I)   HAS one or more motor vehicle sensors connected to a camera  
17 system capable of producing recorded images of motor vehicles traveling at or above a  
18 predetermined speed in or approaching a work zone; AND

19                                   (II)   IS EQUIPPED WITH FLASHING BLUE LIGHTS.

20           (c)   (1)   Unless the driver of the motor vehicle received a citation from a police  
21 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
22 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor  
23 vehicle is recorded by a work zone speed control system in accordance with subsection (b)  
24 of this section while being operated in violation of this subtitle.

25                   (2)   ~~A~~ EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,  
26 A civil penalty under this subsection may not exceed is [\$290];

27                                   (I)   ~~FOR A FIRST OR SECOND OFFENSE IN A CALENDAR YEAR,~~  
28 ~~\$290; AND~~

29                                   (II)   ~~FOR A THIRD OR SUBSEQUENT OFFENSE IN A~~  
30 ~~CALENDAR YEAR, \$1,000 [\$80] \$250:~~

1 (I) IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR  
 2 VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 12 AND 15, INCLUSIVE, MILES  
 3 PER HOUR, \$60;

4 (II) IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR  
 5 VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 16 AND 19, INCLUSIVE, MILES  
 6 PER HOUR, \$80;

7 (III) IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR  
 8 VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 20 AND 29, INCLUSIVE, MILES  
 9 PER HOUR, \$140;

10 (IV) IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR  
 11 VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 30 AND 39, INCLUSIVE, MILES  
 12 PER HOUR, \$270;

13 (V) IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR  
 14 VEHICLE EXCEEDED THE SPEED LIMIT BY 40 MILES PER HOUR OR MORE, \$500.

15 (3) IF A CITATION IS FOR A VIOLATION RECORDED WHEN WORKERS  
 16 WERE PRESENT IN THE WORK ZONE, THE CIVIL PENALTY SHALL BE DOUBLE THE  
 17 AMOUNT THAT WOULD OTHERWISE APPLY UNDER PARAGRAPH (2) OF THIS  
 18 SUBSECTION.

19 (4) For purposes of this section, the District Court shall:

20 (i) Prescribe a uniform citation form consistent with subsection  
 21 (d)(1) of this section and § 7-302 of the Courts Article; and

22 (ii) Indicate on the citation the amount of the civil penalty to be paid  
 23 by persons who choose to prepay the civil penalty without appearing in District Court.

24 ~~(d) (1) Subject to the provisions of paragraphs (2) through (4) of this~~  
 25 ~~subsection, a local police department, State police department, or police department~~  
 26 ~~contractor shall mail to the owner liable under subsection (c) of this section a citation that~~  
 27 ~~shall include:~~

28 ~~(x) Information advising the person alleged to be liable under this~~  
 29 ~~section of the manner and time in which liability as alleged in the citation may be contested~~  
 30 ~~in the District Court; [and]~~

31 ~~(xi) Information advising the person alleged to be liable under this~~  
 32 ~~section that failure to pay the civil penalty or to contest liability in a timely manner:~~

33 ~~1. Is an admission of liability;~~



1 ~~2. May result in the refusal to register the motor vehicle; and~~

2 ~~3. May result in the suspension of the motor vehicle~~  
3 ~~registration; AND~~

4 ~~(XII) NOTICE OF THE INCREASED MAXIMUM CIVIL PENALTY~~  
5 ~~APPLICABLE FOR A THIRD OR SUBSEQUENT OFFENSE IN THE SAME CALENDAR YEAR.~~

6 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take  
7 effect January 1, 2025.

8 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section  
9 3 of this Act, this Act shall take effect June 1, 2024.

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
Speaker of the House of Delegates.

\_\_\_\_\_  
President of the Senate.