

HOUSE BILL 513

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CF SB 479

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**

Introduced and read first time: January 24, 2024

Assigned to: Environment and Transportation

A BILL ENTITLED

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

16 BY repealing and reenacting, without amendments,
17 Article – Transportation
18 Section 12–118(a) and (c)
19 Annotated Code of Maryland
20 (2020 Replacement Volume and 2023 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Transportation

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 12–118(e) and 21–810(b)(1) and (2), (c), (d)(1)(x) and (xi), and (k)
2 Annotated Code of Maryland
3 (2020 Replacement Volume and 2023 Supplement)

4 BY adding to
5 Article – Transportation
6 Section 21–810(d)(1)(xii) and (k)
7 Annotated Code of Maryland
8 (2020 Replacement Volume and 2023 Supplement)

9 BY repealing and reenacting, with amendments,
10 Chapter 500 of the Acts of the General Assembly of 2009
11 Section 3

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 21–810(c)
15 Annotated Code of Maryland
16 (2020 Replacement Volume and 2023 Supplement)
17 (As enacted by Section 1 of this Act)

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

20 **Article – Transportation**

21 12–118.

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

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

28 (2) The Comptroller shall distribute revenue from the civil fines collected
29 through use of a work zone speed control system under § 21–810 of this article to a special
30 fund, to be used only as provided in subsection (e) of this section.

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

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

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

5 **(3) AFTER THE DISTRIBUTIONS UNDER ITEMS (1) AND (2) OF THIS**
6 **SUBSECTION, THE REMAINING BALANCE SHALL BE DISTRIBUTED TO THE**
7 **TRANSPORTATION TRUST FUND FOR HIGHWAY AND WORK ZONE SAFETY PURPOSES.**

8 21-810.

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

11 (i) Within a work zone;

12 (ii) That is an expressway or a controlled access highway as defined
13 in § 21-101 of this title; and

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

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

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

20 [(ii)] When being operated by a work zone speed control system
21 operator; and

22 [(iii)] **2.** If, in accordance with the Maryland manual on uniform
23 traffic control devices, a conspicuous road sign is placed at a reasonable distance consistent
24 with national guidelines before the work zone alerting drivers that a speed monitoring
25 system may be in operation in the work zone.

26 **(II) 1. A WORK ZONE SPEED CONTROL SYSTEM MAY BE**
27 **MANNED OR UNMANNED.**

28 **2. A WORK ZONE SPEED CONTROL SYSTEM OPERATOR**
29 **DOES NOT NEED TO BE PRESENT IN PERSON OR REMOTELY AT THE HIGHWAY WORK**
30 **ZONE WHEN A WORK ZONE SPEED CONTROL SYSTEM IS IN USE.**

31 **(III) 1. MULTIPLE WORK ZONE SPEED CONTROL SYSTEMS**
32 **MAY BE IMPLEMENTED AND USED IN A WORK ZONE.**

1 **2. IF A WORK ZONE HAS MORE THAN ONE WORK ZONE**
2 **SPEED CONTROL SYSTEM IN USE, NOT MORE THAN ONE CITATION WITHIN A 1-HOUR**
3 **PERIOD MAY BE ISSUED FOR THE SAME REGISTRATION PLATE FOR A VIOLATION IN**
4 **THE WORK ZONE.**

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

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

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

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

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

16 **(K) (1) ON OR BEFORE DECEMBER 1, 2024, AND EACH DECEMBER 1**
17 **THEREAFTER, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT TO THE**
18 **GOVERNOR AND, IN ACCORDANCE WITH § 2–1257 OF THE STATE GOVERNMENT**
19 **ARTICLE, THE GENERAL ASSEMBLY:**

20 **(I) ON ANY PILOT PROGRAM THAT THE STATE HIGHWAY**
21 **ADMINISTRATION CONDUCTED IN THE PREVIOUS FISCAL YEAR THAT TESTS NEW**
22 **TECHNOLOGIES FOR DETECTING AND RECORDING A VIOLATION OF THIS SUBTITLE**
23 **IN A WORK ZONE; OR**

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

26 **(2) A REPORT SUBMITTED UNDER PARAGRAPH (1)(I) OF THIS**
27 **SUBSECTION SHALL INCLUDE INFORMATION ON:**

28 **(I) HOW DATA COLLECTED FROM THE DEVICE TESTED MAY BE**
29 **USED FOR THE ENFORCEMENT OF VIOLATIONS OF THIS SUBTITLE IN WORK ZONES;**
30 **AND**

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

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

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

- 6 1. Is an admission of liability;
- 7 2. May result in the refusal to register the motor vehicle; and
- 8 3. May result in the suspension of the motor vehicle
9 registration; AND

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

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

14 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section
15 3 of this Act, this Act shall take effect June 1, 2024.