

# SENATE BILL 381

R5

(5lr1591)

## ENROLLED BILL

— Judicial Proceedings/Environment and Transportation —

Introduced by ~~Senator Love~~ Senators Love, Folden, McCray, McKay, Smith, and Sydnor

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 **Motor Vehicles – Automated Enforcement Programs – Privacy Protections**

3 FOR the purpose of requiring a custodian of recorded images produced by certain  
4 automated enforcement systems to deny inspection of the recorded images, subject  
5 to certain exceptions; prohibiting certain State and local agencies from using a  
6 recorded image or associated data produced by an automated enforcement system  
7 ~~without a warrant, subpoena, or court order unless the use is for an appropriate~~  
8 ~~traffic enforcement purpose;~~ subject to certain exceptions; establishing certain  
9 requirements and authorizations for the removal and destruction of recorded images  
10 and associated data produced by an automated enforcement system; establishing  
11 certain prohibitions and requirements for privacy protection under automated  
12 enforcement programs; and generally relating to privacy protections for automated  
13 enforcement programs.

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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.*



BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 4–321  
Annotated Code of Maryland  
(2019 Replacement Volume and 2024 Supplement)

BY adding to  
Article – Transportation  
Section 12–113.1  
Annotated Code of Maryland  
(2020 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 21–202.1(c), 21–704.1(b) and (e)(1), 21–706.1(c)(1), 21–707.1(c)(2),  
21–809(b)(1)(i), 21–810(b)(1), 21–1134(b)(1), 22–612(c)(1)(i), and 24–111.3(b)  
and (c)(1)  
Annotated Code of Maryland  
(2020 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–202.1(j), 21–704.1(k), 21–706.1(k), 21–707.1(k), 21–809(i), 21–810(i),  
21–1134(k), 22–612(j), and 24–111.3(j)  
Annotated Code of Maryland  
(2020 Replacement Volume and 2024 Supplement)

BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 4–321(b) and (c)  
Annotated Code of Maryland  
(2019 Replacement Volume and 2024 Supplement)  
(As enacted by Section 1 of this Act)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 12–113.1(b)  
Annotated Code of Maryland  
(2020 Replacement Volume and 2024 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:

**Article – General Provisions**

4–321.

(a) In this section, “**RECORDED IMAGE**” OR “recorded images” has the meaning stated in § 21–202.1, **§ 21–706.1**, § 21–809, § 21–810, **§ 21–1134**, or § 24–111.3 of the Transportation Article.

(b) Except as provided in subsection (c) of this section, a custodian shall deny inspection of recorded images produced by:

(1) a traffic control signal monitoring system operated under § 21–202.1 of the Transportation Article;

**(2) AN AUTOMATED RAILROAD GRADE CROSSING ENFORCEMENT SYSTEM OPERATED UNDER § 21–704.1 OF THE TRANSPORTATION ARTICLE;**

**(3) A SCHOOL BUS MONITORING CAMERA OPERATED UNDER § 21–706.1 OF THE TRANSPORTATION ARTICLE;**

**(4) A STOP SIGN MONITORING SYSTEM OPERATED UNDER § 21–707.1 OF THE TRANSPORTATION ARTICLE;**

~~[(2)]~~ **(5)** a speed monitoring system operated under § 21–809 of the Transportation Article;

~~[(3)]~~ **(6)** a work zone speed control system operated under § 21–810 of the Transportation Article; ~~[or]~~

**(7) A BUS LANE MONITORING SYSTEM OPERATED UNDER § 21–1134 OF THE TRANSPORTATION ARTICLE;**

**(8) A NOISE ABATEMENT MONITORING SYSTEM OPERATED UNDER § 22–612 OF THE TRANSPORTATION ARTICLE; OR**

~~[(4)]~~ **(9)** a vehicle height monitoring system operated under § 24–111.3 of the Transportation Article.

(c) A custodian shall allow inspection of recorded images:

(1) as required in **§ 12–113.1**, § 21–202.1, **§ 21–704.1**, **§ 21–706.1**, **§ 21–707.1**, § 21–809, § 21–810, **§ 21–1134**, **§ 22–612**, or § 24–111.3 of the Transportation Article;

(2) by any person issued a citation under § 21–202.1, **§ 21–704.1**, **§ 21–706.1**, **§ 21–707.1**, § 21–809, § 21–810, **§ 21–1134**, **§ 22–612**, or § 24–111.3 of the Transportation Article, or by an attorney of record for the person; or

(3) by an employee or agent of an agency in an investigation or a proceeding relating to the imposition of or indemnification from civil liability under § 21-202.1, **§ 21-704.1, § 21-706.1, § 21-707.1,** § 21-809, § 21-810, **§ 21-1134, § 22-612,** or § 24-111.3 of the Transportation Article.

#### **Article – Transportation**

**12-113.1.**

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

(2) “AGENCY” MEANS A STATE POLICE DEPARTMENT, THE STATE HIGHWAY ADMINISTRATION, A LOCAL POLICE DEPARTMENT, OR ANOTHER LOCAL AGENCY THAT IMPLEMENTS AND OPERATES AN AUTOMATED ENFORCEMENT PROGRAM.

(3) “APPROPRIATE TRAFFIC ENFORCEMENT PURPOSE” MEANS THE DETECTION, INVESTIGATION, OR ANALYSIS OF, OR ASSESSMENT OR ADJUDICATION OF LIABILITY FOR, A VIOLATION.

(4) “AUTOMATED ENFORCEMENT” MEANS THE USE OF CAMERAS, MONITORING DEVICES, AND OTHER TECHNOLOGY BY AN AGENCY TO CAPTURE RECORDED IMAGES OF A MOTOR VEHICLE BEING OPERATED IN VIOLATION OF A TRAFFIC LAW.

(5) “FACIAL RECOGNITION TECHNOLOGY” MEANS A BIOMETRIC SOFTWARE APPLICATION THAT IDENTIFIES OR VERIFIES THE IDENTITY OF AN INDIVIDUAL BY COMPARING AND ANALYZING PATTERNS BASED ON AN INDIVIDUAL’S FACIAL CONTOURS.

(6) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN § 3-201 OF THE PUBLIC SAFETY ARTICLE.

~~(6)~~ (7) “PROGRAM” MEANS AN AUTOMATED ENFORCEMENT PROGRAM IMPLEMENTED AND OPERATED BY AN AGENCY.

~~(7)~~ (8) “RECORDED IMAGE OR ASSOCIATED DATA” MEANS ANY IMAGE OR DATA RECORDED UNDER A PROGRAM BY ELECTRONIC OR DIGITAL MEANS, BY PHOTOGRAPHIC MEANS, OR BY WAY OF ANY OTHER MEDIUM THAT:

(I) SHOWS A MOTOR VEHICLE;

(II) CLEARLY IDENTIFIES THE ENTIRE REGISTRATION PLATE  
NUMBER OF THE MOTOR VEHICLE; AND

(III) MAY CONSTITUTE EVIDENCE OF A VIOLATION.

~~(8)~~ (9) “VIOLATION” MEANS A TRAFFIC VIOLATION THAT A  
PARTICULAR AUTOMATED ENFORCEMENT SYSTEM IS INTENDED TO CAPTURE.

(B) THIS SECTION APPLIES TO:

(1) TRAFFIC CONTROL SIGNAL MONITORING SYSTEMS UNDER §  
21-202.1 OF THIS ARTICLE;

(2) AUTOMATED RAILROAD GRADE CROSSING ENFORCEMENT  
SYSTEMS UNDER § 21-704.1 OF THIS ARTICLE;

(3) SCHOOL BUS MONITORING CAMERAS UNDER § 21-706.1 OF THIS  
ARTICLE;

(4) STOP SIGN MONITORING SYSTEMS UNDER § 21-707.1 OF THIS  
ARTICLE;

(5) SPEED MONITORING SYSTEMS UNDER § 21-809 OF THIS ARTICLE;

(6) WORK ZONE SPEED CONTROL SYSTEMS UNDER § 21-810 OF THIS  
ARTICLE;

(7) BUS LANE MONITORING SYSTEMS UNDER § 21-1134 OF THIS  
ARTICLE;

(8) NOISE ABATEMENT MONITORING SYSTEMS UNDER § 22-612 OF  
THIS ARTICLE;

(9) VEHICLE HEIGHT MONITORING SYSTEMS UNDER § 24-111.3 OF  
THIS ARTICLE; AND

(10) ANY OTHER AUTOMATED TRAFFIC ENFORCEMENT SYSTEM  
AUTHORIZED UNDER STATE LAW.

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS  
SUBSECTION, AN AGENCY MAY NOT ACCESS OR USE A RECORDED IMAGE OR  
ASSOCIATED DATA WITHOUT A WARRANT, SUBPOENA, OR COURT ORDER UNLESS  
THE ACCESS OR USE IS FOR AN APPROPRIATE TRAFFIC ENFORCEMENT PURPOSE.

~~(2) AN AGENCY MAY ACCESS AND USE A RECORDED IMAGE AND ASSOCIATED DATA WITHOUT A WARRANT, SUBPOENA, OR COURT ORDER IN EXIGENT CIRCUMSTANCES.~~

(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A LAW ENFORCEMENT AGENCY MAY ACCESS AND USE A RECORDED IMAGE OR ASSOCIATED DATA ALREADY RETAINED BY THE LAW ENFORCEMENT AGENCY IF:

1. THE LAW ENFORCEMENT AGENCY DOCUMENTS A REQUEST TO ACCESS AND USE THE RECORDED IMAGE OR ASSOCIATED DATA THAT ARTICULATES A SPECIFIC LEGITIMATE LAW ENFORCEMENT PURPOSE FOR ACCESSING AND USING THE RECORDED IMAGE OR ASSOCIATED DATA; AND

2. THE CUSTODIAN OF THE RECORDED IMAGE OR ASSOCIATED DATA MAINTAINS A WRITTEN RECORD OF THE REQUEST AND WHETHER OR NOT THE REQUEST WAS GRANTED.

(II) A LAW ENFORCEMENT AGENCY THAT ACCESSES A RECORDED IMAGE OR ASSOCIATED DATA UNDER THIS PARAGRAPH MAY USE THE RECORDED IMAGE OR ASSOCIATED DATA ONLY FOR THE LEGITIMATE LAW ENFORCEMENT PURPOSE DESCRIBED IN THE REQUEST REQUIRED BY SUBPARAGRAPH (I)1 OF THIS PARAGRAPH.

(3) AN EMPLOYEE OR A CONTRACTOR OF AN AGENCY MAY ACCESS AND USE A RECORDED IMAGE AND ASSOCIATED DATA:

(I) TO ADMINISTER AND PROCESS CITATIONS OR TO AUDIT OR EVALUATE THE ACCURACY OF THE AUTOMATED ENFORCEMENT SYSTEM; AND

(II) IN A MANNER CONSISTENT WITH SUBSECTION (D) OF THIS SECTION.

(4) AN AGENCY THAT KNOWINGLY VIOLATES THIS SUBSECTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 FOR EACH VIOLATION.

(D) (1) AN AGENCY SHALL IMMEDIATELY REMOVE FROM ITS RECORDS AND DESTROY ANY RECORDED IMAGE OR ASSOCIATED DATA CAPTURED UNDER A PROGRAM THAT DOES NOT CONSTITUTE EVIDENCE OF A VIOLATION.

(2) A RECORDED IMAGE OR ASSOCIATED DATA CAPTURED UNDER A PROGRAM THAT CONSTITUTES EVIDENCE OF A VIOLATION MAY BE RETAINED ONLY ~~FOR UP TO 6 MONTHS OR UNTIL THE CONCLUSION OF ANY CRIMINAL INVESTIGATION OR CRIMINAL OR CIVIL COURT ACTION INVOLVING THE RECORDED IMAGE OR ASSOCIATED DATA~~ UNTIL THE EARLIER OF:

1                   **(I) 1 YEAR FOLLOWING THE CONCLUSION OF ANY CRIMINAL**  
2 **INVESTIGATION OR THE EXHAUSTION OF ALL THE AVENUES OF ADJUDICATION FOR**  
3 **THE VIOLATION; OR**

4                   **(II) 5 YEARS AFTER THE DAY ON WHICH THE RECORDED IMAGE**  
5 **OR ASSOCIATED DATA WAS CAPTURED.**

6                   **(3) BEFORE AN AGENCY REMOVES AND DESTROYS A RECORDED**  
7 **IMAGE OR ASSOCIATED DATA, THE AGENCY MAY DISAGGREGATE THE DATA FOR**  
8 **ANALYSIS PURPOSES IN A MANNER THAT DOES NOT IDENTIFY ANY INDIVIDUAL OR**  
9 **VEHICLE.**

10               **(E) (1) AN AGENCY THAT IMPLEMENTS AND OPERATES A PROGRAM**  
11 **SHALL ADOPT PROCEDURES RELATING TO THE OPERATION OF THE PROGRAM AND**  
12 **THE USE OF AUTOMATED ENFORCEMENT SYSTEMS.**

13                   **(2) THE PROCEDURES SHALL:**

14                   **(I) IDENTIFY THE EMPLOYEE CLASSIFICATIONS IN THE**  
15 **AGENCY THAT HAVE AUTHORIZATION TO ACCESS OR USE RECORDED IMAGES AND**  
16 **ASSOCIATED DATA PRODUCED BY AN AUTOMATED ENFORCEMENT SYSTEM;**

17                   **(II) ESTABLISH AN AUDIT PROCESS TO ENSURE THAT**  
18 **INFORMATION OBTAINED THROUGH THE USE OF AN AUTOMATED ENFORCEMENT**  
19 **SYSTEM IS USED ONLY FOR APPROPRIATE TRAFFIC ENFORCEMENT PURPOSES AS**  
20 **AUTHORIZED IN THIS SECTION;**

21                   **(III) ESTABLISH PROCEDURES AND SAFEGUARDS TO ENSURE**  
22 **THAT AGENCY PERSONNEL WITH ACCESS TO RECORDED IMAGES AND ASSOCIATED**  
23 **DATA ARE ADEQUATELY SCREENED AND TRAINED;**

24                   **(IV) ESTABLISH PROCEDURES AND SAFEGUARDS FOR THE**  
25 **SECURE STORAGE OF THE RECORDED IMAGES AND ASSOCIATED DATA BEFORE THE**  
26 **IMAGES AND DATA ARE REMOVED AND DESTROYED; AND**

27                   **(V) ESTABLISH PROCEDURES FOR THE REMOVAL AND**  
28 **DESTRUCTION OF RECORDED IMAGES AND ASSOCIATED DATA.**

29               **(F) (1) RECORDED IMAGES AND ASSOCIATED DATA SHALL BE STORED**  
30 **USING SOFTWARE THAT IS INDEPENDENT FROM AND INACCESSIBLE TO OTHER**  
31 **SYSTEMS AND NETWORKS.**

(2) AN AUTOMATED ENFORCEMENT SYSTEM SHALL BE SITUATED AND FOCUSED IN A MANNER THAT:

(I) CAPTURES RECORDED IMAGES AND ASSOCIATED DATA OF VIOLATIONS; AND

(II) TO THE MAXIMUM EXTENT POSSIBLE, DOES NOT CAPTURE IDENTIFYING IMAGES OF THE DRIVER, OTHER DRIVERS OR VEHICLES, OR PEDESTRIANS.

(3) AN AUTOMATED ENFORCEMENT SYSTEM MAY NOT USE BIOMETRIC IDENTIFYING TECHNOLOGY, INCLUDING FACIAL RECOGNITION TECHNOLOGY.

(4) (I) AN AGENCY OR A CONTRACTOR OF AN AGENCY MAY NOT SELL OR OTHERWISE TRANSFER OR SHARE RECORDED IMAGES AND ASSOCIATED DATA WITH ANOTHER PERSON OTHER THAN:

1. A PERSON ALLEGED TO BE LIABLE FOR A CIVIL VIOLATION RECORDED BY AN AUTOMATED ENFORCEMENT SYSTEM;

2. A COURT OF COMPETENT JURISDICTION WHEN ADJUDICATING LIABILITY; OR

3. ANOTHER LAW ENFORCEMENT AGENCY FOR USE ONLY IN AN ONGOING INVESTIGATION~~3~~, AFTER THE OTHER LAW ENFORCEMENT AGENCY HAS OBTAINED AN APPROPRIATE WARRANT, SUBPOENA, OR COURT ORDER.

~~A. AFTER THE OTHER LAW ENFORCEMENT AGENCY HAS OBTAINED AN APPROPRIATE WARRANT, SUBPOENA, OR COURT ORDER; OR~~

~~B. IN EXIGENT CIRCUMSTANCES.~~

(II) A LAW ENFORCEMENT AGENCY THAT RECEIVES RECORDED IMAGES OR ASSOCIATED DATA UNDER SUBPARAGRAPH (I)<sup>3</sup> OF THIS PARAGRAPH IS SUBJECT TO THE PROHIBITIONS AND REQUIREMENTS OF THIS SECTION.

21–202.1.

(c) This section applies to a violation of § 21–202(h) of this subtitle at an intersection monitored by a traffic control signal monitoring system.



(j) (1) In consultation with local governments, the chief judge of the District Court shall adopt procedures for the issuance of citations, the trial of civil violations, and the collection of civil penalties under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

21-704.1.

(b) This section applies only in Montgomery County and Prince George's County.

(e) (1) Unless the driver of the motor vehicle received a citation from a police officer at the time of the violation, the owner or, in accordance with subsection (h)(5) of this section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is recorded by an automated railroad grade crossing enforcement system during the commission of a violation.

(k) (1) In consultation with local law enforcement agencies in Montgomery County and Prince George's County, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, the trial of violations, and the collection of civil penalties under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

21-706.1.

(c) (1) A school bus monitoring camera 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.

(k) (1) In consultation with law enforcement agencies, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, trials for violations, and the collection of civil penalties imposed under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

21-707.1.

(c) (2) A stop sign monitoring system:

(i) 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; and

(ii) May only be used at a location approved by the Prince George's County Council.

(k) (1) In consultation with law enforcement agencies, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, trials for violations, and the collection of civil penalties imposed under this section.

**(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.**

21-809.

(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.

(i) (1) In consultation with the appropriate local government agencies, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, the trial of civil violations, and the collection of civil penalties under this section.

**(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.**

21-810.

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

(i) Within a work zone; and

(ii) On which the speed limit, as posted before the work zone was implemented and established using generally accepted traffic engineering practices, is 45 miles per hour or greater.

(i) (1) In consultation with local police departments and State police departments, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, the trial of civil violations, and the collection of civil penalties under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

21-1134.

(b) (1) An agency may use a bus lane monitoring system that meets the requirements of this subsection to record the images of motor vehicles during the commission of a violation.

(k) (1) In consultation with the appropriate local government agencies, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, trials for violations, and the collection of civil penalties imposed under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

22-612.

(c) (1) (i) A county may use not more than three noise abatement monitoring systems under this section if the use is authorized by the county governing body by local law enacted after reasonable notice and a public hearing.

(j) (1) In consultation with the appropriate county agencies, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, the trial of civil violations, and the collection of civil penalties under this section.

(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12-113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.

24-111.3.

(b) This section applies only in Baltimore City, Baltimore County, Harford County, and Prince George's County.

(c) (1) A vehicle height monitoring system may be used to record images of vehicles traveling on a highway in a local jurisdiction under this section only if the use of vehicle height monitoring systems is authorized by local law adopted by the governing body of the local jurisdiction after reasonable notice and a public hearing.

(j) (1) In consultation with the appropriate local government agency, the Chief Judge of the District Court shall adopt procedures for the issuance of citations, the trial of civil violations, and the collection of civil penalties under this section.

**(2) THE STANDARDS AND REQUIREMENTS FOR THE USE, PROCESSING, AND DISPOSAL OF RECORDED IMAGES AND ASSOCIATED DATA ESTABLISHED UNDER § 12–113.1 OF THIS ARTICLE APPLY TO CITATIONS ISSUED UNDER THIS SECTION.**

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

#### **Article – General Provisions**

4–321.

(b) Except as provided in subsection (c) of this section, a custodian shall deny inspection of recorded images produced by:

(1) a traffic control signal monitoring system operated under § 21–202.1 of the Transportation Article;

(2) an automated railroad grade crossing enforcement system operated under § 21–704.1 of the Transportation Article;

(3) a school bus monitoring camera operated under § 21–706.1 of the Transportation Article;

(4) a stop sign monitoring system operated under § 21–707.1 of the Transportation Article;

(5) a speed monitoring system operated under § 21–809 of the Transportation Article;

(6) a work zone speed control system operated under § 21–810 of the Transportation Article;

(7) a bus lane monitoring system operated under § 21–1134 of the Transportation Article; **OR**

(8) [a noise abatement monitoring system operated under § 22–612 of the Transportation Article; or

(9)] a vehicle height monitoring system operated under § 24–111.3 of the Transportation Article.

(c) A custodian shall allow inspection of recorded images:

(1) as required in § 12–113.1, § 21–202.1, § 21–704.1, § 21–706.1, § 21–707.1, § 21–809, § 21–810, § 21–1134, [§ 22–612,] or § 24–111.3 of the Transportation Article;

(2) by any person issued a citation under § 21–202.1, § 21–704.1, § 21–706.1, § 21–707.1, § 21–809, § 21–810, § 21–1134, [§ 22–612,] or § 24–111.3 of the Transportation Article, or by an attorney of record for the person; or

(3) by an employee or agent of an agency in an investigation or a proceeding relating to the imposition of or indemnification from civil liability under § 21–202.1, § 21–704.1, § 21–706.1, § 21–707.1, § 21–809, § 21–810, § 21–1134, [§ 22–612,] or § 24–111.3 of the Transportation Article.

#### **Article – Transportation**

12–113.1.

(b) This section applies to:

(1) Traffic control signal monitoring systems under § 21–202.1 of this article;

(2) Automated railroad grade crossing enforcement systems under § 21–704.1 of this article;

(3) School bus monitoring cameras under § 21–706.1 of this article;

(4) Stop sign monitoring systems under § 21–707.1 of this article;

(5) Speed monitoring systems under § 21–809 of this article;

(6) Work zone speed control systems under § 21–810 of this article;

(7) Bus lane monitoring systems under § 21–1134 of this article;

(8) [Noise abatement monitoring systems under § 22–612 of this article;

(9)] Vehicle height monitoring systems under § 24–111.3 of this article; and

1            ~~[(10)] (9)~~ Any other automated traffic enforcement system authorized  
2 under State law.

3            SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
4 as follows:

5                            **Article – General Provisions**

6 4–321.

7            (b) Except as provided in subsection (c) of this section, a custodian shall deny  
8 inspection of recorded images produced by:

9                    (1) a traffic control signal monitoring system operated under § 21–202.1 of  
10 the Transportation Article;

11                   (2) an automated railroad grade crossing enforcement system operated  
12 under § 21–704.1 of the Transportation Article;

13                   (3) a school bus monitoring camera operated under §  
14 21–706.1 of the Transportation Article;

15                   (4) [a stop sign monitoring system operated under § 21–707.1 of the  
16 Transportation Article;

17                   ~~[(5)]~~ a speed monitoring system operated under § 21–809 of the  
18 Transportation Article;

19                   ~~[(6)] (5)~~ a work zone speed control system operated under § 21–810 of the  
20 Transportation Article;

21                   ~~[(7)] (6)~~ a bus lane monitoring system operated under §  
22 21–1134 of the Transportation Article;

23                   ~~[(8)] (7)~~ a noise abatement monitoring system operated under § 22–612  
24 of the Transportation Article; or

25                   ~~[(9)] (8)~~ a vehicle height monitoring system operated under § 24–111.3 of  
26 the Transportation Article.

27            (c) A custodian shall allow inspection of recorded images:

28                   (1) as required in § 12–113.1, § 21–202.1, § 21–704.1, § 21–706.1, [§  
29 21–707.1,] § 21–809, § 21–810, § 21–1134, § 22–612, or § 24–111.3 of the Transportation  
30 Article;

(2) by any person issued a citation under § 21–202.1, § 21–704.1, § 21–706.1, [§ 21–707.1,] § 21–809, § 21–810, § 21–1134, § 22–612, or § 24–111.3 of the Transportation Article, or by an attorney of record for the person; or

(3) by an employee or agent of an agency in an investigation or a proceeding relating to the imposition of or indemnification from civil liability under § 21–202.1, § 21–704.1, § 21–706.1, [§ 21–707.1,] § 21–809, § 21–810, § 21–1134, § 22–612, or § 24–111.3 of the Transportation Article.

### Article – Transportation

12–113.1.

(b) This section applies to:

(1) Traffic control signal monitoring systems under § 21–202.1 of this article;

(2) Automated railroad grade crossing enforcement systems under § 21–704.1 of this article;

(3) School bus monitoring cameras under § 21–706.1 of this article;

(4) [Stop sign monitoring systems under § 21–707.1 of this article;

(5)] Speed monitoring systems under § 21–809 of this article;

[(6)] (5) Work zone speed control systems under § 21–810 of this article;

[(7)] (6) Bus lane monitoring systems under § 21–1134 of this article;

[(8)] (7) Noise abatement monitoring systems under § 22–612 of this article;

[(9)] (8) Vehicle height monitoring systems under § 24–111.3 of this article; and

[(10)] (9) Any other automated traffic enforcement system authorized under State law.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 2026, the termination date of Chapter 625 of the Acts of the General Assembly of 2024. If the termination date of Chapter 625 is amended, this Act shall take effect on the termination of Chapter 625. This Act may not be interpreted to have any effect on that termination provision.

1       SECTION 5. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take  
2 effect July 1, 2029, the termination date of Chapter 678 of the Acts of the General Assembly  
3 of 2024. If the termination date of Chapter 678 is amended, this Act shall take effect on the  
4 termination of Chapter 678. This Act may not be interpreted to have any effect on that  
5 termination provision.

6       SECTION 6. AND BE IT FURTHER ENACTED, That, except as provided in  
7 Sections 4 and 5 of this Act, this Act shall take effect October 1, 2025.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.