

# SENATE BILL 390

R5

5r1250  
CF HB 343

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By: **Senator Smith**

Introduced and read first time: January 17, 2025

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicles – Speed Monitoring Systems – Statements and Certificates of**  
3 **Violations**

4 FOR the purpose of authorizing certain technicians to swear to and affirm, based on  
5 inspection of recorded images, the occurrence of violations recorded by speed  
6 monitoring systems; requiring law enforcement officers and technicians to complete  
7 a reasonable training specific to speed monitoring systems before certifying any  
8 certificates of violation; and generally relating to speed monitoring systems.

9 BY repealing and reenacting, without amendments,  
10 Article – Transportation  
11 Section 21–809(a)(1), (2), and (8), (b)(1)(i), and (c)(1)  
12 Annotated Code of Maryland  
13 (2020 Replacement Volume and 2024 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Transportation  
16 Section 21–809(d)(1)(viii) and (e)(1)  
17 Annotated Code of Maryland  
18 (2020 Replacement Volume and 2024 Supplement)

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

21 **Article – Transportation**

22 21–809.

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

24 (2) “Agency” means:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) A law enforcement agency of a local political subdivision that is  
2 authorized to issue a citation for a violation of the Maryland Vehicle Law or of local traffic  
3 laws or regulations; or

4 (ii) For a municipal corporation that does not maintain a police force,  
5 an agency established or designated by the municipal corporation to implement this  
6 subtitle using speed monitoring systems in accordance with this section.

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

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

13 (c) (1) Unless the driver of the motor vehicle received a citation from a police  
14 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
15 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is  
16 recorded by a speed monitoring system while being operated in violation of this subtitle.

17 (d) (1) Subject to the provisions of paragraphs (2) through (4) of this  
18 subsection, an agency shall mail to an owner liable under subsection (c) of this section a  
19 citation that shall include:

20 (viii) A signed statement by a duly authorized law enforcement officer  
21 **OR A TECHNICIAN** employed by or under contract with an agency that, based on inspection  
22 of recorded images, the motor vehicle was being operated in violation of this subtitle;

23 (e) (1) **(I)** A certificate alleging that the violation of this subtitle occurred  
24 and the requirements under subsection (b) of this section have been satisfied, sworn to, or  
25 affirmed by a duly authorized law enforcement officer **OR A TECHNICIAN** employed by or  
26 under contract with an agency, based on inspection of recorded images produced by a speed  
27 monitoring system, shall be evidence of the facts contained in the certificate and shall be  
28 admissible in a proceeding alleging a violation under this section without the presence or  
29 testimony of the speed monitoring system operator who performed the requirements under  
30 subsection (b) of this section.

31 **(II) A DULY AUTHORIZED LAW ENFORCEMENT OFFICER OR A**  
32 **TECHNICIAN EMPLOYED BY OR UNDER CONTRACT WITH AN AGENCY SHALL**  
33 **COMPLETE REASONABLE TRAINING SPECIFIC TO THE SPEED MONITORING SYSTEM**  
34 **BEFORE CERTIFYING ANY CERTIFICATES OF VIOLATION.**

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
36 October 1, 2025.

