

## Chapter 869

**(Senate Bill 366)**

AN ACT concerning

**Motor Vehicles – Intelligent Speed Assistance System Pilot Program –  
Establishment**

FOR the purpose of establishing the Intelligent Speed Assistance System Pilot Program; requiring certain individuals whose driver's licenses are subject to certain suspension or revocation to participate in the Program; requiring the Motor Vehicle Administration to issue to participants a restrictive license requiring the use of an intelligent speed assistance system; prohibiting a participant from operating a motor vehicle in violation of the requirements of the Program; *requiring the District Court to ensure that certain entries are included in a certain schedule of fines*; and generally relating to the Intelligent Speed Assistance System Pilot Program.

BY repealing and reenacting, with amendments,  
 Article – Transportation  
 Section 16–404(c)  
 Annotated Code of Maryland  
 (2020 Replacement Volume and 2025 Supplement)

BY adding to  
 Article – Transportation  
 Section 16–404.2  
 Annotated Code of Maryland  
 (2020 Replacement Volume and 2025 Supplement)

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

**Article – Transportation**

16–404.

(c) (1) Except as provided in paragraphs (2) [and (3)], **(3)**, AND **(4)** of this subsection:

(i) An initial suspension may not be for less than 2 days nor more than 30 days; and

(ii) Any subsequent suspension may not be for less than 15 days nor more than 90 days.

(2) Subject to the provisions of paragraph (3) of this subsection, the following suspension periods may apply to a suspension for an accumulation of points under § 16–402(a)(29) of this subtitle for a violation of § 21–902(b) or (c) of this article or a suspension imposed under § 16–404.1(f)(1)(iii) of this subtitle:

(i) For a first conviction, not more than 6 months;

(ii) For a second conviction at least 5 years after the date of the first conviction, not more than 9 months;

(iii) For a second conviction less than 5 years after the date of the first conviction or for a third conviction, not more than 12 months; and

(iv) For a fourth or subsequent conviction, not more than 24 months.

(3) The Administration may issue a restrictive license for the period of the suspension to an individual who participates in the Administration’s Ignition Interlock System Program under § 16–404.1 of this subtitle.

**(4) THE ADMINISTRATION MAY ISSUE A RESTRICTIVE LICENSE FOR THE PERIOD OF THE SUSPENSION AND ANY ADDITIONAL TIME REQUIRED UNDER § 16–404.2 OF THIS SUBTITLE TO AN INDIVIDUAL WHO PARTICIPATES IN THE ADMINISTRATION’S INTELLIGENT SPEED ASSISTANCE SYSTEM PILOT PROGRAM UNDER § 16–404.2 OF THIS SUBTITLE.**

~~[(4)]~~ (5) This subsection does not limit the authority of the Administration to issue a restrictive license or modify a suspension imposed under this subsection.

#### **16–404.2.**

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

**(2) “APPROVED SERVICE PROVIDER” MEANS A PERSON WHO IS CERTIFIED BY:**

**(I) THE ADMINISTRATION TO SERVICE, INSTALL, MONITOR, ~~CALIBRATE~~ TUNE, AND PROVIDE INFORMATION ON INTELLIGENT SPEED ASSISTANCE SYSTEMS; AND**

**(II) A MANUFACTURER TO BE QUALIFIED TO SERVICE, INSTALL, MONITOR, ~~CALIBRATE~~ TUNE, AND PROVIDE INFORMATION ON INTELLIGENT SPEED ASSISTANCE SYSTEMS.**

**(3) “INTELLIGENT SPEED ASSISTANCE SYSTEM” MEANS AN AFTERMARKET DEVICE THAT DETERMINES THE APPLICABLE SPEED LIMIT AND ACTIVELY PREVENTS A MOTOR VEHICLE FROM EXCEEDING THE APPLICABLE SPEED LIMIT.**

**(4) “MANUFACTURER” MEANS A PERSON THAT MANUFACTURES OR DISTRIBUTES INTELLIGENT SPEED ASSISTANCE SYSTEMS.**

**~~(4)~~ (5) “PARTICIPANT” MEANS A PARTICIPANT IN THE INTELLIGENT SPEED ASSISTANCE SYSTEM PILOT PROGRAM.**

**~~(5)~~ (6) “PROGRAM” MEANS THE INTELLIGENT SPEED ASSISTANCE SYSTEM PILOT PROGRAM.**

**(B) (1) ~~THE~~ ON OR BEFORE OCTOBER 1, 2027, THE ADMINISTRATION SHALL ESTABLISH AN INTELLIGENT SPEED ASSISTANCE SYSTEM PILOT PROGRAM IN ACCORDANCE WITH THIS SECTION.**

**(2) (I) THE ADMINISTRATION SHALL ESTABLISH A PROTOCOL FOR THE PROGRAM THROUGH THE ADOPTION OF REGULATIONS THAT REQUIRE CERTAIN MINIMUM STANDARDS FOR ALL SERVICE PROVIDERS WHO SERVICE, INSTALL, MONITOR, ~~CALIBRATE~~ TUNE, AND PROVIDE INFORMATION ON INTELLIGENT SPEED ASSISTANCE SYSTEMS.**

**(II) THE REGULATIONS SHALL REQUIRE THAT:**

**1. A SERVICE PROVIDER WHO APPLIES TO THE ADMINISTRATION FOR CERTIFICATION AS AN APPROVED SERVICE PROVIDER DEMONSTRATE THAT THE SERVICE PROVIDER IS ABLE TO COMPETENTLY SERVICE, INSTALL, MONITOR, ~~CALIBRATE~~ TUNE, AND PROVIDE INFORMATION TO THE ADMINISTRATION AT LEAST EVERY 30 DAYS ON INDIVIDUALS REQUIRED TO USE INTELLIGENT SPEED ASSISTANCE SYSTEMS;**

**2. A SERVICE PROVIDER WHO APPLIES TO THE ADMINISTRATION FOR CERTIFICATION AS AN APPROVED SERVICE PROVIDER BE CERTIFIED BY A SIGNED AFFIDAVIT FROM THE MANUFACTURER THAT THE SERVICE PROVIDER HAS BEEN TRAINED BY AN AUTHORIZED MANUFACTURER AND THAT THE SERVICE PROVIDER IS COMPETENT TO SERVICE, INSTALL, MONITOR, ~~CALIBRATE~~ TUNE, AND PROVIDE INFORMATION ON INTELLIGENT SPEED ASSISTANCE SYSTEMS;**

**3. APPROVED SERVICE PROVIDERS BE CONSIDERED TO BE AUTHORIZED REPRESENTATIVES OF THE MANUFACTURER; AND**

4. ANY SERVICE OF NOTICE ON AN APPROVED SERVICE PROVIDER BE CONSIDERED TO BE SERVICE OF NOTICE ON THE MANUFACTURER WHO CERTIFIED THE APPROVED SERVICE PROVIDER.

(C) (1) AN INDIVIDUAL SHALL BE A PARTICIPANT IF THE INDIVIDUAL HAS ACCUMULATED POINTS IN AN AMOUNT THAT WOULD RESULT IN SUSPENSION OR REVOCATION OF ~~▲ THE INDIVIDUAL'S~~ DRIVER'S LICENSE UNDER § 16-404 OF THIS SUBTITLE DUE TO ~~ANY COMBINATION OF VIOLATIONS OF:~~

~~(I) § 16-402(A)(3) OF THIS SUBTITLE;~~

~~(II) § 16-402(A)(17) OF THIS SUBTITLE;~~

~~(III) § 16-402(A)(24) OF THIS SUBTITLE;~~

~~(IV) § 16-402(A)(27) OF THIS SUBTITLE;~~

~~(V) § 16-402(A)(33) OF THIS SUBTITLE; OR~~

~~(VI) § 16-402(A)(45) OF THIS SUBTITLE~~ A COMBINATION OF VIOLATIONS FOR EXCEEDING THE POSTED SPEED LIMIT UNDER TITLE 21, SUBTITLE 8 OF THIS ARTICLE, RECKLESS DRIVING UNDER § 21-901.1(A)(3) OF THIS ARTICLE, OR PARTICIPATING IN A RACE OR SPEED CONTEST UNDER § 21-1116 OF THIS ARTICLE.

(2) AN INDIVIDUAL WHO PARTICIPATES IN THE PROGRAM SHALL BE A PARTICIPANT FOR 1 YEAR.

(3) IF AN INDIVIDUAL IS SUBJECT TO THIS SUBSECTION AND FAILS TO PARTICIPATE IN THE PROGRAM OR SUCCESSFULLY COMPLETE THE PROGRAM, THE ADMINISTRATION SHALL SUSPEND, NOTWITHSTANDING § 16-208 OF THIS TITLE, THE INDIVIDUAL'S DRIVER'S LICENSE UNTIL THE INDIVIDUAL SUCCESSFULLY COMPLETES THE PROGRAM.

(D) (1) THE ADMINISTRATION SHALL:

(I) MODIFY A SUSPENSION AND ISSUE A RESTRICTIVE DRIVER'S LICENSE REQUIRING THE USE OF AN INTELLIGENT SPEED ASSISTANCE SYSTEM FOR THE DURATION OF PROGRAM PARTICIPATION TO A PARTICIPANT WHO IS OTHERWISE ELIGIBLE FOR THE LICENSE; AND

(II) REINSTATE THE DRIVER'S LICENSE, SUBJECT TO A RESTRICTION REQUIRING THE USE OF AN INTELLIGENT SPEED ASSISTANCE SYSTEM FOR THE DURATION OF PROGRAM PARTICIPATION, OF A PARTICIPANT WHOSE DRIVER'S LICENSE HAS BEEN REVOKED.

(2) A NOTICE OF SUSPENSION OR REVOCATION OF A DRIVER'S LICENSE AS DESCRIBED IN SUBSECTION (C) OF THIS SECTION SENT TO AN INDIVIDUAL SHALL INCLUDE INFORMATION ABOUT THE PROGRAM AND HOW INDIVIDUALS MAY PARTICIPATE IN THE PROGRAM.

(3) THE ADMINISTRATION SHALL ESTABLISH A FEE FOR PARTICIPATION IN THE PROGRAM THAT IS SUFFICIENT TO COVER THE COSTS OF THE PROGRAM.

(E) A PARTICIPANT MAY NOT OPERATE A MOTOR VEHICLE IN VIOLATION OF THE REQUIREMENTS OF THE PROGRAM.

(F) A PARTICIPANT IS CONSIDERED TO HAVE BEGUN PARTICIPATION IN THE PROGRAM ON THE DAY THE INTELLIGENT SPEED ASSISTANCE SYSTEM IS INSTALLED IN THE PARTICIPANT'S MOTOR VEHICLE.

(G) (1) AN INDIVIDUAL REQUIRED TO USE AN INTELLIGENT SPEED ASSISTANCE SYSTEM UNDER THIS SECTION:

(I) SHALL BE MONITORED BY THE ADMINISTRATION; AND

(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, SHALL PAY THE FEE REQUIRED BY THE ADMINISTRATION UNDER SUBSECTION (D)(3) OF THIS SECTION.

(2) THE ADMINISTRATION SHALL WAIVE THE FEE REQUIRED UNDER THIS SUBSECTION FOR AN INDIVIDUAL WHO IS INDIGENT.

(H) IF AN INDIVIDUAL COMPLETES THE PROGRAM AND THE INDIVIDUAL'S LICENSE IS NOT REFUSED, REVOKED, SUSPENDED, OR CANCELED UNDER ANOTHER PROVISION OF THIS ARTICLE, THE ADMINISTRATION SHALL REINSTATE THE INDIVIDUAL'S DRIVER'S LICENSE OR ISSUE IMMEDIATELY A DRIVER'S LICENSE TO THE INDIVIDUAL, AS APPROPRIATE.

(I) (1) IF THE ADMINISTRATION REMOVES AN INDIVIDUAL FROM THE PROGRAM BECAUSE THE INDIVIDUAL VIOLATED A REQUIREMENT OF THE PROGRAM, THE ADMINISTRATION MAY ALLOW THE INDIVIDUAL TO REENTER THE PROGRAM AFTER A PERIOD OF ~~30~~ 10 DAYS FROM THE DATE OF REMOVAL.

(2) IF AN INDIVIDUAL REENTERS THE PROGRAM UNDER THIS SUBSECTION, THE INDIVIDUAL SHALL PARTICIPATE IN THE PROGRAM FOR 3 MONTHS IN ADDITION TO THE PERIOD OF TIME THAT WAS NECESSARY FOR SUCCESSFUL COMPLETION OF THE PROGRAM AT THE TIME THE INDIVIDUAL WAS REMOVED FROM THE PROGRAM.

(J) (1) SUBJECT TO PARAGRAPHS (3) AND (4) OF THIS SUBSECTION, THE ADMINISTRATION OR A VENDOR CONTRACTED BY THE ADMINISTRATION MAY SHARE DATA COLLECTED UNDER THIS SECTION ONLY:

(I) WHEN REQUIRED BY COURT ORDER;

(II) AS REQUIRED BY STATE LAW;

(III) WITH THE DEPARTMENT OR THE COURT WITH JURISDICTION OVER A PROGRAM PARTICIPANT REGARDING A VIOLATION BY A PARTICIPANT; OR

(IV) FOR RESEARCH PURPOSES, IF THE DATA IS ANONYMIZED.

(2) SUBJECT TO PARAGRAPHS (3) AND (4) OF THIS SUBSECTION, THE ADMINISTRATION OR A VENDOR CONTRACTED BY THE ADMINISTRATION MAY RETAIN DATA COLLECTED UNDER THIS SECTION ONLY TO:

(I) CONFIRM COMPLIANCE WITH PROGRAM REQUIREMENTS;

OR

(II) EVALUATE OR IMPROVE THE EFFECTIVENESS OF THE

PROGRAM.

(3) THE ADMINISTRATION OR ANY VENDOR CONTRACTED BY THE ADMINISTRATION SHALL REMOVE FROM ITS RECORDS AND DESTROY ANY DATA COLLECTED UNDER THIS SECTION WITHIN 30 DAYS AFTER COLLECTING THE DATA.

(4) DATA COLLECTED UNDER THIS SECTION MAY NOT BE SOLD FOR ANY PURPOSE BY THE ADMINISTRATION OR A VENDOR CONTRACTED BY THE ADMINISTRATION, INCLUDING THE SALE OF SUBSCRIPTIONS OR LICENSES TO ACCESS DATA.

~~(J)~~ (K) (1) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

**(2) THE REGULATIONS ADOPTED UNDER THIS SUBSECTION SHALL INCLUDE REQUIREMENTS FOR A PARTICIPANT TO OPERATE A MOTOR VEHICLE EQUIPPED WITH AN INTELLIGENT SPEED ASSISTANCE SYSTEM IN A SAFE MANNER, AS DETERMINED BY THE ADMINISTRATION.**

*SECTION 2. AND BE IT FURTHER ENACTED, That the District Court shall ensure that the fine schedule for certain violations of the Maryland Vehicle Law includes separate entries for § 21-901.1(a)(1), (2), and (3) of the Transportation Article.*

SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That, on or before December 30, ~~2020~~ 2030, the Motor Vehicle Administration shall report to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly on the implementation of this Act, *including:*

- and*
- (1) *a description of the Intelligent Speed Assistance System Pilot Program;*
- (2) *the number of individuals who:*
- (i) *were eligible to participate in the Pilot Program through September 30, 2030;*
- (ii) *participated in the Pilot Program through September 30, 2030;*
- (iii) *participated as a result of:*
- 1. a first suspension of the participant's driver's license;*
  - 2. a second or subsequent suspension of the participant's driver's license; and*
  - 3. a revocation of the participant's driver's license;*
- (iv) *1. was required to participate in the Pilot Program and failed to participate in the Pilot Program;*
- 2. failed to successfully complete the Pilot Program; and*
  - 3. reentered the Pilot Program; and*
- (v) *successfully completed the Pilot Program through September 30, 2030.*

SECTION ~~3~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2026. It shall remain effective for a period of ~~3~~ 4 years and 9 months and, at the

end of June 30, ~~2030~~ 2031, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

**Enacted under Article II, § 17(c) of the Maryland Constitution, May 31, 2026.**