

HB0938/773528/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 938
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**and D. Jones**” and substitute “**, D. Jones, Foley, Healey, and Holmes**”; in line 2, strike “**County and the City of Annapolis**” and substitute “**, Montgomery, and Prince George’s Counties**”; in line 3, strike “**– Authorization**”; in lines 5 and 12, in each instance, strike “County and the City of Annapolis” and substitute “**, Montgomery, and Prince George’s counties and municipalities in those counties**”; in line 5, after “law;” insert “**requiring the fines collected by a political subdivision as a result of violations enforced by a crosswalk monitoring system to be used to improve safety at certain crosswalks by funding the implementation of infrastructure enhancements; providing that certain provisions of law and protections relating to the inspection, use, removal, and destruction of recorded images and associated data apply to recorded images produced by a crosswalk monitoring system;**”; and after line 17, insert:

“BY adding to

Article - Courts and Judicial Proceedings

Section 7-302(e)(4)(viii)

Annotated Code of Maryland

(2020 Replacement Volume and 2025 Supplement)

BY repealing and reenacting, with amendments,

Article - General Provisions

Section 4-321

Annotated Code of Maryland

(2019 Replacement Volume and 2025 Supplement)

BY repealing and reenacting, with amendments,

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Article - Transportation
Section 12-113.1(b)
Annotated Code of Maryland
(2020 Replacement Volume and 2025 Supplement)".

AMENDMENT NO. 2

On page 4, in line 30, strike "and" and substitute a comma; in the same line, after "(iv)" insert ", AND (VIII)"; and after line 32, insert:

"(VIII) FROM THE FINES COLLECTED BY A POLITICAL SUBDIVISION AS A RESULT OF VIOLATIONS ENFORCED BY CROSSWALK MONITORING SYSTEMS PLACED IN ACCORDANCE WITH § 21-502.2 OF THE TRANSPORTATION ARTICLE, ANY BALANCE REMAINING AFTER THE ALLOCATION OF FINES UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH SHALL BE USED TO IMPROVE SAFETY AT CROSSWALKS AT WHICH A CROSSWALK MONITORING SYSTEM IS PLACED BY FUNDING THE IMPLEMENTATION OF INFRASTRUCTURE ENHANCEMENTS INCLUDING:

1. HAWK SIGNALS;
2. BEACONS;
3. RAISED CROSSWALKS;
4. PYLONS; AND
5. PEDESTRIAN PUSH-BUTTON SYSTEMS."

On page 5, after line 38, insert:

“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, § 22–612, 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) A CROSSWALK MONITORING SYSTEM OPERATED UNDER § 21–502.2 OF THE TRANSPORTATION ARTICLE;

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

~~[(3)]~~ (4) a school bus monitoring camera operated under § 21–706.1 of the Transportation Article;

~~[(4)]~~ (5) a stop sign monitoring system operated under § 21–707.1 of the Transportation Article;

~~[(5)]~~ (6) a speed monitoring system operated under § 21–809 of the Transportation Article;

~~[(6)]~~ (7) a work zone speed control system operated under § 21–810 of the Transportation Article;

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

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

[(9)] (10) 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, § 21–502.2, § 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, § 21–502.2, § 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, § 21–502.2, § 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.”.

On page 6, after line 1, insert:

“12–113.1.

(b) This section applies to:

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

(2) **CROSSWALK MONITORING SYSTEMS UNDER § 21-502.2 OF THIS ARTICLE;**

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

~~[(3)]~~ (4) School bus monitoring cameras under § 21-706.1 of this article;

~~[(4)]~~ (5) Stop sign monitoring systems under § 21-707.1 of this article;

~~[(5)]~~ (6) Speed monitoring systems under § 21-809 of this article;

~~[(6)]~~ (7) Work zone speed control systems under § 21-810 of this article;

~~[(7)]~~ (8) Bus lane monitoring systems under § 21-1134 of this article;

~~[(8)]~~ (9) Noise abatement monitoring systems under § 22-612 of this article;

~~[(9)]~~ (10) Vehicle height monitoring systems under § 24-111.3 of this article; and

~~[(10)]~~ (11) Any other automated traffic enforcement system authorized under State law.”;

and in line 22, after “IN” insert “:

(Over)

(1);

and in the same line, after “COUNTY” insert “, MONTGOMERY COUNTY, AND PRINCE GEORGE’S COUNTY; AND”

(2) MUNICIPALITIES LOCATED IN ANNE ARUNDEL COUNTY, MONTGOMERY COUNTY, AND PRINCE GEORGE’S COUNTY”.

On page 7, strike in their entirety lines 1 and 2; in lines 3, 9, and 20, strike “(5)”, “(6)”, and “(7)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; in line 20, strike “COMPLETE”; and in line 24, strike “(5)” and substitute “(6)”.

On page 8, in line 3, after “(2)” insert “(I)”; in lines 4 and 8, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; after line 9, insert:

“(II) IN MONTGOMERY COUNTY, A CROSSWALK MONITORING SYSTEM MAY BE USED ONLY:

1. AT A LOCATION IDENTIFIED USING METHODOLOGY FOR THE PLACEMENT OF AUTOMATED TRAFFIC ENFORCEMENT SYSTEMS IN THE COUNTY IN EXISTENCE ON JUNE 30, 2026; OR

2. FOR A STATE HIGHWAY, AT A LOCATION APPROVED BY THE MONTGOMERY COUNTY COUNCIL.”;

in line 10, strike “THE” and substitute “A”; in line 18, strike “THE LOCAL JURISDICTION” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A LOCAL JURISDICTION THAT PLACES A CROSSWALK MONITORING SYSTEM UNDER THIS SECTION”; strike beginning with “THE” in line 21 down through

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“HIGHWAYS” in line 23 and substitute “BEFORE PLACING A SIGN ON A STATE HIGHWAY UNDER THIS PARAGRAPH, A LOCAL JURISDICTION SHALL OBTAIN THE APPROVAL OF THE STATE HIGHWAY ADMINISTRATION”; and after line 23, insert:

“(III) SIGNAGE PLACED UNDER SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH SHALL BE WITHIN A PROXIMATE DISTANCE TO ANY ACTIVE CROSSWALK MONITORING SYSTEM.

“(6) IN MONTGOMERY COUNTY, CROSSWALK MONITORING SYSTEMS MAY NOT BE USED AT MORE THAN 30 LOCATIONS IN MONTGOMERY COUNTY.”.

On page 9, in line 3, strike “\$40” and substitute “\$65”.

On page 13, in line 9, after “(K)” insert “(1)”; after line 12, insert:

“(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.”;

and in line 22, strike “the Anne Arundel County Council and the Annapolis City Council shall jointly” and substitute “Anne Arundel County, Montgomery County, and Prince George’s County, respectively, jointly with any municipalities in the respective counties that implement and use crosswalk monitoring systems, shall”.