

HB0063-ET-OPP.pdf

Uploaded by: Natasha Mehu

Position: UNF



BRANDON M. SCOTT
MAYOR

*Office of Government Relations
88 State Circle
Annapolis, Maryland 21401*

HB 63

January 18, 2022

TO: Members of the House Environment and Transportation Committee
FROM: Natasha Mehu, Director of Government Relations
RE: House Bill 63 – Vehicle Laws – Parking Enforcement
POSITION: **Oppose**

Chair Barve, Vice Chair Stein, and Members of the Committee, please be advised that the Baltimore City Administration (BCA) **opposes** House Bill 63.

HB 63 seeks to amend existing state parking enforcement law by requiring police officers to first compare make and body style of a motor vehicle to records on file with the Motor Vehicle Administration (MVA) prior to issuing a parking violation citation. Additionally, the legislation prohibits police officers from issuing a parking violation citation if the make and body style of a motor vehicle does not match MVA records.

Though we agree parking violation citations being issued accurately is of utmost importance, BCA is concerned that HB 63 would have a significant operational and fiscal impact on our local government. Specifically, the bill would increase costs, reduce efficiency, and frustrate parking enforcement capacity.

For example, Baltimore City Department of Transportation's (BCDOT) Safety Division Traffic Enforcement Officers (TEOs) issue over 300,000 parking violation citations annually. HB 63 would require the retrofitting of approximately 150 handhelds currently utilized by BCDOT TEOs to allow for access to MVA records, at a cost that has yet to be determined. The legislation would likely lead to a reduction in annual parking violation citations issued due to the increased processing time per violation. BCDOT's Safety Division currently estimates that HB 63 would result in the processing time to increase from roughly 3 minutes to 10 minutes per violation. A reduction in enforcement capacity stands to impact City residents, businesses, and stakeholders that consistently rely on TEO enforcement for a wide range of parking issues, including peak-hour parking, dedicated bus lanes, residential permit parking, metered parking, abandoned vehicles, and scofflaw violations.

We respectfully request an **unfavorable** report on House Bill 63.

Proposed_Ammend_Sponsor

Uploaded by: Anne Healey

Position: INFO



HB0063/633821/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

20 JAN 22
09:35:00

BY: Delegate Healey
(To be offered in the Environment and Transportation Committee)

AMENDMENTS TO HOUSE BILL 63
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 6, in each instance, after “officer” insert “or another parking enforcement officer”; in line 12, strike “11-147 and” and substitute “11-147,”; in the same line, after “(f)” insert “, and 26-301(a) and (b)”; and after line 19, insert:

“BY repealing and reenacting, with amendments,
Article - Transportation
Section 26-302
Annotated Code of Maryland
(2020 Replacement Volume and 2021 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 9, insert:

“26-301.

(a) In this subtitle, “officer” means a police officer or a person other than a police officer who is authorized to issue a citation for a violation of an ordinance or regulation that is adopted under this section.

(b) Subject to subsection (c) of this section, any State agency authorized by law and any political subdivision of this State may adopt ordinances or regulations that:

(1) Regulate the parking of vehicles;

(Over)

(2) Provide for the impounding of vehicles parked in violation of the ordinances or regulations;

(3) Regulate the towing of vehicles from publicly owned and privately owned parking lots; and

(4) Provide for the issuance of a citation by an officer for a violation of an ordinance or regulation that is adopted under this section.

26-302.

(a) An officer who discovers a vehicle parked in violation of an ordinance or regulation adopted under this subtitle shall:

(1) Deliver a citation to the driver or, if the vehicle is unattended, attach a citation to the vehicle in a conspicuous place; and

(2) Keep a copy of the citation, bearing his certification under penalty of perjury that the facts stated in the citation are true.

(b) In the absence of the driver, the registered owner of the vehicle is presumed to be the person receiving the citation.

(C) (1) BEFORE AN OFFICER ISSUES A CITATION FOR ANY PARKING VIOLATION, THE OFFICER SHALL COMPARE THE MAKE AND BODY STYLE OF THE MOTOR VEHICLE WITH THE MAKE AND BODY STYLE FOR THE MOTOR VEHICLE CONTAINED IN THE MOTOR VEHICLE REGISTRATION RECORDS ON FILE WITH THE ADMINISTRATION.

(2) IF THE MAKE AND BODY STYLE OF THE MOTOR VEHICLE DOES NOT MATCH THE MAKE AND BODY STYLE CONTAINED IN THE MOTOR VEHICLE

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Healey

**REGISTRATION RECORDS FOR THE MOTOR VEHICLE, AN OFFICER MAY NOT ISSUE
A CITATION FOR A PARKING VIOLATION APPLICABLE TO THAT MOTOR VEHICLE.**".