

**HB230\_Carr\_Fav(Senate).pdf**

Uploaded by: Al Carr

Position: FAV

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*The Maryland House of Delegates*  
ANNAPOLIS, MARYLAND 21401

**Sponsor Testimony in SUPPORT of House Bill 230**

***Automated Enforcement - Exclusion of Vehicle Rental Companies -  
Repeal and Notification Requirement***

**March 30, 2022**

Under current law, a person who endangers others by speeding or running a red light is exempt from receiving a camera citation if they happen to be driving a rental car. According to the Montgomery County Police, about 9% of potential speed camera violations fall into this category. House Bill 230 would improve safety by ending the exemption.

Of the states that allow automated speed enforcement, Maryland and Georgia are the outliers that exempts rental cars.

HB230 follows the model used in Washington State. Under the bill, if a vehicle registered to a rental car company triggers a camera violation, a notice is sent and the company has 45 days to respond back with the name and mailing address of the renter. The citation can then be sent directly to the renter.

The Washington State approach is a successful one. Companies like Enterprise, Alamo and National are able to comply and are sending the renter information back to the jurisdiction in response to the notice.

The bill also includes language suggested by a Maryland-based rental car company that automates the processing of notices and eliminates unnecessary paperwork.

I ask for your favorable report.

# EXEMPTION OF RENTAL VEHICLES FROM SPEED CAMERA ENFORCEMENT:

## HOW DOES MARYLAND COMPARE?

<b>State</b>	<b>Rentals Exempt?</b>
Alabama	NOT EXEMPT
Arizona	NOT EXEMPT
Colorado	NOT EXEMPT
District of Columbia	NOT EXEMPT
Georgia	EXEMPT
Illinois	NOT EXEMPT
Iowa	NOT EXEMPT
Louisiana	NOT EXEMPT
<b>Maryland</b>	<b>EXEMPT</b>
New Mexico	NOT EXEMPT
New York	NOT EXEMPT
Ohio (grandfathered)	NOT EXEMPT
Oregon	NOT EXEMPT
Pennsylvania	NOT EXEMPT
Rhode Island	NOT EXEMPT
Tennessee	NOT EXEMPT
Washington	NOT EXEMPT

# Analysis of “Rejected” Speed Camera Citations in Montgomery County

Year	Total Issued	Total Rental/ Lease	Percent of Total
2017	470,044	34,497	7%
2018	400,292	35,379	9%
2019 (thru Sept)	228,037	24,941	11%
<b>TOTAL</b>	<b>1,098,373</b>	<b>94,817</b>	<b>9%</b>

Value of rejected citations = \$1.4M in 2018

**Source: Montgomery County Police Department**

# **HB0230 - SHA - Speed Monitoring Systems - LOI\_FINA**

Uploaded by: Patricia Westervelt

Position: INFO

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March 30, 2022

The Honorable William Smith Jr.  
Chairman, Judicial Proceeding Committee  
2 East Miller Senate Office Building  
Annapolis, MD 21401

***RE: Letter of Information – House Bill 230 – Speed Monitoring Systems – Exclusion of Vehicle Rental Companies – Repeal and Notification Requirement***

Dear Chairman Smith and Committee Members:

The Maryland Department of Transportation (MDOT) takes no position on House Bill 230 but offers the following information for the Committee's consideration.

House Bill 230 would repeal the exclusion of motor vehicle rental companies from enforcement provisions for violations that are recorded by automated enforcement systems. As amended, House Bill 230 would authorize sending citations electronically, in a manner prescribed by the motor vehicle rental company. Prior to sending a citation to the rental company, the agency would be required to mail a notice to the rental company, allowing them 45 days to identify the individual driving the rental vehicle when the violation occurred, provide a statement and supporting police report that the rental vehicle was stolen when the violation occurred, or provide payment for the violation.

In order to apply to the MDOT SafeZones Program, the MDOT would recommend that House Bill 230 also amend Transportation Article § 21-810, which would repeal the exclusion of motor vehicle companies from enforcement provisions for violations recorded by a speed monitoring system in a work zone, in addition to § 21-809. Currently, House Bill 230 would only apply to local automated enforcement programs under Transportation Article § 21-809, when local entities place speed cameras on roadways.

The MDOT SHA encourages consistency in the process for issuing citations for violations of automated enforcement systems with existing law. As House Bill 230 is currently drafted, the earliest a citation could be issued to a rental car company for a violation is 59 days after the occurrence. Under existing law, citations must be mailed out to owners of in-state vehicles no later than 14 days from the occurrence of the violation and no later than 30 days to owners of out-of-state vehicles. The MDOT SHA suggests aligning House Bill 230 to be consistent with current citation issuing processes.

The Honorable William Smith, Jr.  
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The MDOT would suggest defining the term “electronically” as it relates to how citations may be sent to Motor Vehicle Rental Companies, upon request. Including an additional method of issuing citations, such as electronically, would require additional administrative resources and could lead to confusion for other motor vehicle owners, who are not associated with a rental car company, who received a citation in the mail.

The MDOT encourages consistency among Transportation Article § 21-809 and § 21-810 as it relates to automated enforcement systems and the process in which citations are issued, to both rental car companies and other motor vehicle owners who use our transportation network.

The Maryland Department of Transportation respectfully requests the Committee consider this information when deliberating House Bill 230.

Sincerely,

Nicole Stafford  
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Maryland State Highway Administration  
410-310-1056

Pilar Helm  
Director of Government Affairs  
Maryland Department of Transportation  
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