



THE SENATE OF MARYLAND  
Annapolis, Maryland 21401  
BALTIMORE CITY SENATE DELEGATION

**March 17, 2023**

**From:** Senator Jill P. Carter, Chair, Baltimore City Senate Delegation

**To:** Senator William C. Smith, Jr., Chair, Judicial Proceedings Committee

**Re:** Delegation Vote on SB857 - Baltimore City – Traffic Control Signal and Speed Monitoring Systems – Impoundment (*with amendments*)

Chair Smith,

On Friday, March 17, 2023, the Baltimore City Senate Delegation voted Senate Bill 857 Baltimore City – Traffic Control Signal and Speed Monitoring Systems – Impoundment (*with amendments*) **favorable**. *Please see* the attached voting roster and amendments.

Pursuant to Senate custom, we ask the Judicial Proceedings Committee to bring SB857 to a vote.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

A handwritten signature in blue ink that reads "Jill P. Carter".

Senator Jill P. Carter

JILL P. CARTER, CHAIR

CORY V. MCCRAY  
BILL FERGUSON  
ANTONIO HAYES  
CHARLES E. SYDNOR III, ESQ.  
MARY L. WASHINGTON, PH.D.



THE SENATE OF MARYLAND  
Annapolis, Maryland 21401  
BALTIMORE CITY SENATE DELEGATION

## Voting Record – 2023 Regular Session

**Date:** March 17, 2023

**Bill/Resolution Number:** [SB 857](#)

**Title:** Baltimore City – Traffic Control Signal and Speed Monitoring Systems – Impoundment

**Sponsor:** Senator Cory McCray – Baltimore City Administration

**Motion:** Favorable with Amendment

Senator	YES	NO	ABSTAIN	ABSENT
Carter, Jill P. – Chair	✓			
Ferguson, Bill	✓			
Hayes, Antonio	✓			
McCray, Cory	✓			
Washington, Mary				✓

# SENATE BILL 857

R5

3lr1422  
CF HB 846

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By: **Senator McCray**

Introduced and read first time: February 6, 2023

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Traffic Control Signal and Speed Monitoring Systems –**  
3 **Impoundment**

4 FOR the purpose of authorizing violations recorded by traffic control signal and speed  
5 monitoring systems occurring in Baltimore City to be treated as parking violations  
6 for the purpose of impoundment of certain vehicles under certain circumstances; and  
7 generally relating to traffic control signal and speed monitoring system violations in  
8 Baltimore City.

9 BY repealing and reenacting, without amendments,  
10 Article – Transportation  
11 Section 21–202.1(d)(1), 21–809(c)(1), and 26–301(b)  
12 Annotated Code of Maryland  
13 (2020 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Transportation  
16 Section 21–202.1(i) and 21–809(h)  
17 Annotated Code of Maryland  
18 (2020 Replacement Volume and 2022 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 21–202.1.

23 (d) (1) Unless the driver of the motor vehicle received a citation from a police  
24 officer at the time of the violation, the owner or, in accordance with subsection (g)(5) of this  
25 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 recorded by a traffic control signal monitoring system while being operated in violation of  
2 § 21–202(h) of this subtitle.

3 (i) (1) A violation for which a civil penalty is imposed under this section:

4 [(1)] (I) Is not a moving violation for the purpose of assessing points  
5 under § 16–402 of this article and may not be recorded by the Administration on the driving  
6 record of the owner or driver of the vehicle;

7 [(2)] (II) May be treated as a parking violation for purposes of § 26–305 of  
8 this article; and

9 [(3)] (III) May not be considered in the provision of motor vehicle insurance  
10 coverage.

11 (2) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A  
12 CIVIL PENALTY IS IMPOSED UNDER THIS SECTION MAY BE TREATED AS A PARKING  
13 VIOLATION FOR PURPOSES OF IMPOUNDMENT UNDER § 26–301 OF THIS ARTICLE IF  
14 THE OWNER HAS ACCRUED \$1,000 OR MORE IN UNPAID CIVIL PENALTIES FOR  
15 VIOLATIONS RECORDED IN BALTIMORE CITY UNDER THIS SECTION OR § 21–809 OF  
16 THIS TITLE.

17 21–809.

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

22 (h) (1) A violation for which a civil penalty is imposed under this section:

23 [(1)] (I) Is not a moving violation for the purpose of assessing points  
24 under § 16–402 of this article;

25 [(2)] (II) May not be recorded by the Administration on the driving record  
26 of the owner or driver of the vehicle;

27 [(3)] (III) May be treated as a parking violation for purposes of § 26–305 of  
28 this article; and

29 [(4)] (IV) May not be considered in the provision of motor vehicle insurance  
30 coverage.

31 (2) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A  
32 CIVIL PENALTY IS IMPOSED UNDER THIS SECTION MAY BE TREATED AS A PARKING

1 VIOLATION FOR PURPOSES OF IMPOUNDMENT UNDER § 26–301 OF THIS ARTICLE IF  
2 THE OWNER HAS ACCRUED \$1,000 OR MORE IN UNPAID CIVIL PENALTIES FOR  
3 VIOLATIONS RECORDED IN BALTIMORE CITY UNDER THIS SECTION OR § 21–202.1  
4 OF THIS TITLE.

5 26–301.

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

8 (1) Regulate the parking of vehicles;

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

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

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

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2023.

BY: Senator McCray

(To be offered in the Judicial Proceedings Committee)

AMENDMENTS TO SENATE BILL 857

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Systems –**” insert “**Immobilization and**”; in line 6, after “**purpose of**” insert “**immobilization and**”; in line 11, strike the first comma and substitute “**and**”; in the same line, strike “, and 26–301(b)”; in line 16, strike “and” and substitute a comma; and in the same line, after “21–809(h)” insert “, **and 26–301(b)**”.

AMENDMENT NO. 2

On page 2, in line 11, after “**(2)**” insert “**(I) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A CIVIL PENALTY IS IMPOSED MAY BE TREATED AS A PARKING VIOLATION FOR PURPOSES OF IMMOBILIZATION UNDER § 26–301 OF THIS ARTICLE IF THE OWNER HAS ACCRUED \$1,000 OR MORE IN UNPAID CIVIL PENALTIES FOR VIOLATIONS RECORDED IN BALTIMORE CITY UNDER THIS SECTION OR § 21–809 OF THIS TITLE.**

**(II)**; in line 13, after “**IF**” insert “**;**”

**1.**;

in line 14, strike “**THE**” and substitute “**THE**”; in line 16, after “**TITLE**” insert “**;** **AND**”

**2. THE OWNER’S VEHICLE HAS BEEN IMMOBILIZED FOR 4 OR MORE CONSECUTIVE DAYS**;

in line 31, after “**(2)**” insert “**(I) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A CIVIL PENALTY IS IMPOSED MAY BE TREATED AS A PARKING**

VIOLATION FOR PURPOSES OF IMMOBILIZATION UNDER § 26-301 OF THIS ARTICLE IF THE OWNER HAS ACCRUED \$1,000 OR MORE IN UNPAID CIVIL PENALTIES FOR VIOLATIONS RECORDED IN BALTIMORE CITY UNDER THIS SECTION OR § 21-202.1 OF THIS TITLE.

(II)”;

On page 3, in line 1, after “IF” insert “:

1.”;

in line 2, strike “THE” and substitute “THE”; in line 4, after “TITLE” insert “;AND

2. THE OWNER’S VEHICLE HAS BEEN IMMOBILIZED FOR 4 OR MORE CONSECUTIVE DAYS”; and in line 9, after “impounding” insert “OR, IN BALTIMORE CITY, IMMOBILIZATION”.

UNOFFICIAL COPY OF SENATE BILL 857

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By: **Senator McCray**

Introduced and read first time: February 6, 2023

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7 generally relating to traffic control signal and speed monitoring system violations in  
8 Baltimore City.

9 BY repealing and reenacting, without amendments,  
10 Article - Transportation  
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**UNOFFICIAL COPY OF SENATE BILL 857**

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 5 under § 16-402 of this article and may not be recorded by the Administration on the driving  
 6 record of the owner or driver of the vehicle;

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 8 this article; and

9 [(3)] (III) May not be considered in the provision of motor vehicle insurance  
 10 coverage.

11 **(2) (i) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A CIVIL PENALTY IS IMPOSED**  
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**OWNER HAS ACCRUED \$1,000 OR MORE IN UNPAID CIVIL PENALTIES FOR VIOLATIONS RECORDED IN BALTIMORE CITY**  
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12 **(ii) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A**  
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 15 **VIOLATIONS RECORDED IN BALTIMORE CITY UNDER THIS SECTION OR § 21-809 OF**  
 16 **THIS TITLE ; AND**

**2. THE OWNER'S VEHICLE HAS BEEN IMMOBILIZED FOR 4 OR**  
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18 (c) (1) Unless the driver of the motor vehicle received a citation from a police  
 19 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
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**(ii) A VIOLATION OCCURRING IN BALTIMORE CITY FOR WHICH A  
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UNOFFICIAL COPY OF SENATE BILL 857

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