

SB 857 Baltimore City – Traffic Control Signal and

Uploaded by: Destiny Bell

Position: FAV

CORY V. McCRAY
Legislative District 45
Baltimore City

DEPUTY MAJORITY WHIP

Budget and Taxation Committee

Subcommittees

Chair, Health and Human Services

Vice Chair, Capital Budget

Executive Nominations Committee

Legislative Policy Committee

Joint Committee on Gaming Oversight



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THE SENATE OF MARYLAND
ANNAPOLIS, MARYLAND 21401

Vote Yes on Senate Bill 857

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

Hearing Date: March 2, 2023, Judicial Proceedings

Greetings, Chair, Vice Chair, and members of the Committee

I write to urge you to support me in approving Senate Bill 857. The purpose of this bill is to improve our traffic control system. Senate Bill 857 will require violations recorded by the control signal and speed monitoring systems occurring in Baltimore City to be treated as parking violations.

By law and any political subdivision of this State may adopt ordinances or regulations that:

- Regulate the parking of vehicles.
- Provide for the impounding of vehicles parked in violation of the ordinances or regulations.
- Regulate the towing of vehicles from publicly owned and privately owned parking lots.

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

It is imperative that the rules and regulations listed in Senate Bill 857 are followed. As a consequence of disobeying these expectations, the violator will receive a penalty once violations accrue to \$1000. Impoundment will not begin before the citation limit is reached. Bear in mind that all actions will be recorded in Baltimore City.

For these reasons I respectfully request your support in approving Senate Bill 857.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Cory V. McCray', with a stylized flourish at the end.

Cory V. McCray
45th District

SB857 Delegation Letter

Uploaded by: Jill Carter

Position: FAV



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

By: **Senator McCray**

Introduced and read first time: February 6, 2023

Assigned to: Judicial Proceedings

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

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

SENATE BILL 857

R5

3lr1422
CF HB 846

By: **Senator McCray**

Introduced and read first time: February 6, 2023

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Traffic Control Signal and Speed Monitoring Systems - Immobilization and**
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 immobilization and 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), and 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) , and 26-301(b)
17 Annotated Code of Maryland
18 (2020 Replacement Volume and 2022 Supplement)

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20 That the Laws of Maryland read as follows:

21 **Article - Transportation**

22 21-202.1.

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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

2

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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) (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) 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 :

1.

14 ~~THE~~ **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 ; **AND**

2. THE OWNER'S VEHICLE HAS BEEN IMMOBILIZED FOR 4 OR
MORE CONSECUTIVE DAYS.

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

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 30 coverage.

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

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1 VIOLATION FOR PURPOSES OF IMPOUNDMENT UNDER § 26-301 OF THIS ARTICLE IF :

1.

2 ~~THE~~ 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 ;AND

2. THE OWNER'S VEHICLE HAS BEEN IMMOBILIZED FOR 4 OR
MORE CONSECUTIVE DAYS.

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 OR, IN BALTIMORE CITY, IMMOBILIZATION of vehicles
10 parked in violation of the
11 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.

SB0857 - JPR - FAV.pdf

Uploaded by: Nina Themelis

Position: FAV



BRANDON M. SCOTT
MAYOR

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

SB 857

March 2, 2023

TO: Members of the Judicial Proceedings Committee

FROM: Nina Themelis, Interim Director of Mayor's Office of Government Relations

RE: Senate Bill 857 – Baltimore City – Traffic Control Signal and Speed Monitoring Systems – Impoundment

POSITION: Support

Chair Smith, Vice Chair Waldstreicher, and Members of the Committee—please be advised that the Baltimore City Administration (BCA) **supports** Senate Bill (SB) 857.

SB 857 expands Baltimore City's ability to impound vehicles which have amassed over a thousand dollars in moving violations recorded by automated enforcement cameras. The legislation would be similar to Baltimore City's existing authority to impound vehicles with 3 or more active parking violations that have not been paid after 30 or more days.

Baltimore City utilizes automated traffic enforcement to promote vehicles driving at safer speeds, assisting with the prevention of crashes and injuries on our roadways. With fines capped at \$40 per automated speed violation and \$75 per automated red-light violation, a vehicle would need to amass dozens of unpaid violations before being eligible for impoundment under the proposed legislation. For example, a vehicle would need to amass over 25 unpaid automated speed violations or over 13 unpaid automated red-light violations to hit the threshold necessary for impoundment. Research conducted by the Baltimore City Department of Transportation found that there are currently 4,354 vehicles that meet the legislation's criteria, totaling over 133,049 individual violations. This figure represents approximately 4% of all automated traffic enforcement citations issued since 2017.

It is pertinent that we hold drivers accountable who consistently demonstrate a disregard for rules and the safety of our residents. We believe that impoundments authorized by SB 857 would act as a strong deterrent to unsafe driving in Baltimore City and will help keep all those who use our roadways safe.

For these reasons, the BCA respectfully request a **favorable** report on SB 857.