

UNOFFICIAL COPY OF HOUSE BILL 364

HOUSE BILL 364

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By: **Prince George's County Delegation**  
Introduced and read first time: January 17, 2024  
Assigned to: Environment and Transportation

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A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Traffic Control Device Monitoring Systems -**  
3 **Authorization**

4 **PG 301-24**

5 FOR the purpose of authorizing the use of certain traffic control device monitoring systems in school  
6 zones and certain surrounding areas by State

7 and local agencies in Prince George's County, if authorized by local law; providing  
8 that the owner or driver of a motor vehicle recorded failing to obey a certain traffic control  
9 device or stop for a pedestrian in a crosswalk is subject to a citation and a certain civil penalty  
10 under certain circumstances;

11 establishing certain defenses to a charge of an alleged violation recorded by a traffic  
12 control device monitoring system; prohibiting a contractor administering a traffic  
13 control device monitoring system from being compensated in a certain manner; and  
14 generally relating to the use of traffic control device monitoring systems in Prince  
15 George's County.

16 BY repealing and reenacting, with amendments,  
17 Article - Courts and Judicial Proceedings  
18 Section 4-401(13), 7-302(e)(1) through (3) and (4)(i), and 10-311  
19 Annotated Code of Maryland  
20 (2020 Replacement Volume and 2023 Supplement)

21 BY repealing and reenacting, without amendments,  
22 Article - Transportation  
23 Section ~~21-201(a)~~ 21-707  
24 Annotated Code of Maryland  
25 (2020 Replacement Volume and 2023 Supplement)

26 BY adding to  
27 Article - Transportation  
28 Section ~~21-201.1~~ 21-707.1  
29 Annotated Code of Maryland

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1 (2020 Replacement Volume and 2023 Supplement)

2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
3 That the Laws of Maryland read as follows:

4 **Article - Courts and Judicial Proceedings**

5 4-401.

6 Except as provided in § 4-402 of this subtitle, and subject to the venue provisions of  
7 Title 6 of this article, the District Court has exclusive original civil jurisdiction in:

8 (13) A proceeding for a civil infraction under ~~§ 21-201.1~~, § 21-202.1, §  
9 21-704.1, § 21-706.1, **21-707.1**, § 21-809, § 21-810, § 21-1134, or § 24-111.3 of the Transportation  
10 Article or § 10-112 of the Criminal Law Article;

11 7-302.

12 (e) (1) (i) A citation issued pursuant to ~~§ 21-201.1~~, § 21-202.1, § 21-706.1,  
**21-707.1**,  
13 § 21-809, § 21-810, § 21-1134, or § 24-111.3 of the Transportation Article shall provide  
14 that the person receiving the citation may elect to stand trial by notifying the issuing  
15 agency of the person's intention to stand trial at least 5 days prior to the date of payment  
16 as set forth in the citation.

17 (ii) On receipt of the notice to stand trial, the agency shall forward  
18 to the District Court having venue a copy of the citation and a copy of the notice from the  
19 person who received the citation indicating the person's intention to stand trial.

20 (iii) On receipt thereof, the District Court shall schedule the case for  
21 trial and notify the defendant of the trial date under procedures adopted by the Chief Judge  
22 of the District Court.

23 (2) (i) A citation issued as the result of a vehicle height monitoring  
24 system, a traffic control signal monitoring system, [or] a speed monitoring system,  
25 including a work zone speed control system, ~~OR A TRAFFIC CONTROL DEVICE STOP SIGN~~  
26 **MONITORING SYSTEM** controlled by a political subdivision, a school bus monitoring  
27 camera, or a bus lane monitoring system shall provide that, in an uncontested case, the  
28 penalty shall be paid directly to that political subdivision.

29 (ii) A citation issued as the result of a traffic control signal  
30 monitoring system or a work zone speed control system controlled by a State agency, or as  
31 a result of a vehicle height monitoring system, a traffic control signal monitoring system, a  
32 speed monitoring system, ~~A TRAFFIC CONTROL DEVICE STOP SIGN MONITORING SYSTEM~~, a  
33 school  
34 bus monitoring camera, or a bus lane monitoring system in a case contested in District  
Court, shall provide that the penalty shall be paid directly to the District Court.

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1 (3) Civil penalties resulting from citations issued using a vehicle height  
2 monitoring system, traffic control signal monitoring system, speed monitoring system,  
3 work zone speed control system, ~~TRAFFIC CONTROL DEVICE STOP SIGN MONITORING SYSTEM~~,  
4 school bus monitoring camera, or bus lane monitoring system that are collected by the  
5 District Court shall be collected in accordance with subsection (a) of this section and  
6 distributed in accordance with § 12-118 of the Transportation Article.

7 (4) (i) Except as provided in paragraph (5) of this subsection, from the  
8 fines collected by a political subdivision as a result of violations enforced by speed  
9 monitoring systems, ~~TRAFFIC CONTROL DEVICE STOP SIGN MONITORING SYSTEMS~~, school bus  
10 monitoring cameras, or bus lane monitoring systems, a political subdivision:

11 1. May recover the costs of implementing and administering  
12 the speed monitoring systems, school bus monitoring cameras, or bus lane monitoring  
13 systems; and

14 2. Subject to subparagraphs (ii), (iii), and (iv) of this  
15 paragraph, may spend any remaining balance solely for public safety purposes, including  
16 pedestrian safety programs.

17 10-311.

18 (a) A recorded image of a motor vehicle produced by a traffic control signal  
19 monitoring system in accordance with § 21-202.1 of the Transportation Article is  
20 admissible in a proceeding concerning a civil citation issued under that section for a  
21 violation of § 21-202(h) of the Transportation Article without authentication.

22 (b) A recorded image of a motor vehicle produced by a speed monitoring system  
23 in accordance with § 21-809 or § 21-810 of the Transportation Article is admissible in a  
24 proceeding concerning a civil citation issued under that section for a violation of Title 21,  
25 Subtitle 8 of the Transportation Article without authentication.

26 (c) A recorded image of a motor vehicle produced by a school bus monitoring  
27 camera in accordance with § 21-706.1 of the Transportation Article is admissible in a  
28 proceeding concerning a civil citation issued under that section for a violation of § 21-706  
29 of the Transportation Article without authentication.

30 (d) A recorded image of a motor vehicle produced by a vehicle height monitoring  
31 system in accordance with § 24-111.3 of the Transportation Article is admissible in a  
32 proceeding concerning a civil citation issued under that section for a violation of a State or  
33 local law restricting the presence of certain vehicles during certain times without  
34 authentication.

35 (e) A recorded image of a motor vehicle produced by a bus lane monitoring system  
36 in accordance with § 21-1134 of the Transportation Article is admissible in a proceeding  
37 concerning a civil citation issued under that section for a violation of § 21-1133 of the  
38 Transportation Article without authentication.

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1 (f) A RECORDED IMAGE OF A MOTOR VEHICLE PRODUCED BY A TRAFFIC  
 2 CONTROL DEVICE MONITORING SYSTEM IN ACCORDANCE WITH § 21-201.1 OF THE  
 3 TRANSPORTATION ARTICLE IS ADMISSIBLE IN A PROCEEDING CONCERNING A CIVIL  
 4 CITATION ISSUED UNDER THAT SECTION FOR A VIOLATION OF ~~§ 21-201~~ § 21-707 OF THE  
 5 TRANSPORTATION ARTICLE WITHOUT AUTHENTICATION.

6 (G) In any other judicial proceeding, a recorded image produced by a vehicle  
 7 height monitoring system, traffic control signal monitoring system, speed monitoring  
 8 system, work zone speed control system, ~~TRAFFIC CONTROL DEVICE STOP SIGN MONITORING~~  
 9 SYSTEM, school bus monitoring camera, or bus lane monitoring system is admissible as  
 10 otherwise provided by law.

## 11 Article - Transportation

12 ~~21-201.~~

13 (a) (1) ~~Subject to the exceptions granted in this title to the driver of an~~  
 14 ~~emergency vehicle, the driver of any vehicle, unless otherwise directed by a police officer,~~  
 15 ~~shall obey the instructions of any traffic control device applicable to the vehicle and placed~~  
 16 ~~in accordance with the Maryland Vehicle Law.~~

17 (2) ~~The driver of a vehicle approaching an intersection controlled by a~~  
 18 ~~traffic control device may not drive across private property or leave the roadway for the~~  
 19 ~~purpose of avoiding the instructions of a traffic control device.~~

21-707.

(a) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of the intersection at a clearly marked stop line.

(b) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of the intersection and, if there is no clearly marked stop line, before entering any crosswalk.

(c) Unless otherwise directed by a police officer or traffic control signal, the driver of a vehicle approaching a stop sign at an intersection shall stop at the near side of an intersection and, if there is no crosswalk, at the nearest point before entering the intersection that gives the driver a view of traffic approaching on the intersecting roadway.

(d) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection at a clearly marked stop line.

(e) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection and, if there is no clearly marked stop line, before entering any crosswalk.

(f) The driver of a vehicle approaching a yield sign at an intersection, if required for safety to stop, shall stop at the near side of the intersection and, if there is no crosswalk, at the nearest point before entering the intersection that gives the driver a view of traffic approaching on the intersecting roadway.

20 ~~21-201.1~~ 21-707.1.

21 (A) THIS SECTION APPLIES ONLY IN PRINCE GEORGE'S COUNTY.

22 (B) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
23 INDICATED.

24 (2) "AGENCY" MEANS:

25                   **(I)     A LAW ENFORCEMENT AGENCY THAT IS AUTHORIZED TO**  
26 **ISSUE A CITATION FOR A VIOLATION OF THE MARYLAND VEHICLE LAW OR OF LOCAL**  
27 **TRAFFIC LAWS OR REGULATIONS; OR**

28                   **(II)     FOR A MUNICIPAL CORPORATION THAT DOES NOT**  
29 **MAINTAIN A POLICE FORCE, AN AGENCY ESTABLISHED OR DESIGNATED BY THE**  
30 **MUNICIPAL CORPORATION TO IMPLEMENT THIS SUBTITLE USING TRAFFIC**  
31 **CONTROL DEVICE MONITORING SYSTEMS IN ACCORDANCE WITH THIS SECTION.**

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1           (3)    (I)    "OWNER" MEANS THE REGISTERED OWNER OF A MOTOR  
2 VEHICLE OR LESSEE OF A MOTOR VEHICLE UNDER A LEASE OF 6 MONTHS OR MORE.

3                    (II)   "OWNER" DOES NOT INCLUDE:

4                    1.    A MOTOR VEHICLE LEASING COMPANY; OR

5                    2.    A HOLDER OF A SPECIAL REGISTRATION PLATE  
6 ISSUED UNDER TITLE 13, SUBTITLE 9, PART III OF THIS ARTICLE.

7           (4)    "RECORDED IMAGE" MEANS IMAGES RECORDED BY A TRAFFIC  
8 CONTROL DEVICE MONITORING SYSTEM:

9                    (I)    ON:

10                   1.    TWO OR MORE PHOTOGRAPHS;

11                   2.    TWO OR MORE MICROPHOTOGRAPHS;

12                   3.    TWO OR MORE ELECTRONIC IMAGES;

13                   4.    VIDEOTAPE; OR

14                   5.    ANY OTHER MEDIUM; AND

15                   (II)   SHOWING A MOTOR VEHICLE AND, ON AT LEAST ONE IMAGE  
16 OR PORTION OF TAPE, CLEARLY IDENTIFYING THE REGISTRATION PLATE NUMBER  
17 OF THE MOTOR VEHICLE.

18           (5)    "TRAFFIC CONTROL DEVICE MONITORING SYSTEM" MEANS A  
19 DEVICE DESIGNED TO CAPTURE A RECORDED IMAGE OF A VIOLATION.

20           (6)    (I)    "VIOLATION" MEANS ~~A VIOLATION OF § 21-201 OF THIS~~  
21 ~~SUBTITLE~~ A FAILURE TO COME TO A COMPLETE STOP AT A STOP SIGN IN VIOLATION OF § 21-707 OF THIS  
SUBTITLE.

22                   (II)   "VIOLATION" DOES NOT INCLUDE ANY ACTION A DRIVER IS  
23 INSTRUCTED TO TAKE BY A POLICE OFFICER.

24           (c)    (1)    SUBJECT TO PARAGRAPHS (2) THROUGH (5) OF THIS  
25 SUBSECTION, AN AGENCY MAY USE ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN MONITORING  
26 SYSTEMS:

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1 (I) ON HIGHWAYS LOCATED IN A SCHOOL ZONE MAINTAINED BY A LOCAL  
 JURISDICTION, IF  
 2 AUTHORIZED BY THE GOVERNING BODY OF THE LOCAL JURISDICTION; OR

3 (II) ON STATE HIGHWAYS LOCATED IN A SCHOOL ZONE, IF AUTHORIZED BY THE  
 STATE  
 4 HIGHWAY ADMINISTRATION.

5 (2) A ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN MONITORING SYSTEM ~~MAY~~ :

(I) MAY NOT BE  
 6 USED IN A LOCAL JURISDICTION UNDER THIS SECTION UNLESS ITS USE IS  
 7 AUTHORIZED BY THE GOVERNING BODY OF THE LOCAL JURISDICTION BY LOCAL LAW  
 8 ENACTED AFTER REASONABLE NOTICE AND A PUBLIC HEARING ; AND

(II) MAY ONLY BE USED AT A LOCATION APPROVED BY THE PRINCE  
 GEORGE'S COUNTY COUNCIL.

9 ~~(3) BEFORE A COUNTY MAY USE A TRAFFIC CONTROL DEVICE  
 10 MONITORING SYSTEM ON STATE HIGHWAYS LOCATED WITHIN A MUNICIPAL  
 11 CORPORATION, THE COUNTY SHALL:~~

12 ~~(I) OBTAIN THE APPROVAL OF THE STATE HIGHWAY  
 13 ADMINISTRATION;~~

14 ~~(II) NOTIFY THE MUNICIPAL CORPORATION OF THE STATE  
 15 HIGHWAY ADMINISTRATION'S APPROVAL OF THE USE OF THE TRAFFIC CONTROL  
 16 DEVICE MONITORING SYSTEM ON THE STATE HIGHWAYS WITHIN THE MUNICIPAL  
 17 CORPORATION; AND~~

18 ~~(III) GRANT THE MUNICIPAL CORPORATION 60 DAYS AFTER THE  
 19 DATE OF THE COUNTY'S NOTICE TO THE MUNICIPAL CORPORATION TO ENACT AN  
 20 ORDINANCE AUTHORIZING THE MUNICIPAL CORPORATION INSTEAD OF THE COUNTY  
 21 TO USE A TRAFFIC CONTROL DEVICE MONITORING SYSTEM.~~

(3) (I) NOT MORE THAN A TOTAL OF 10 STOP SIGN  
 MONITORING SYSTEMS MAY BE PLACED IN THE COUNTY UNDER THIS SECTION.

(II) THE COUNTY SHALL PRIORITIZE THE PLACEMENT OF STOP SIGN  
 MONITORING SYSTEMS WITHIN MUNICIPALITIES THAT HAVE HIGHER RATES OF  
 VIOLATIONS.

22 (4) BEFORE BEGINNING USE OF ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN  
 23 MONITORING SYSTEMS, AN AGENCY SHALL PUBLISH NOTICE THAT THE AGENCY HAS  
 24 ADOPTED THE USE OF ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN MONITORING SYSTEMS ON ITS  
 25 WEBSITE AND IN A NEWSPAPER OF GENERAL CIRCULATION IN THE JURISDICTION IN  
 26 WHICH THE ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN MONITORING SYSTEM WILL BE USED.

27 (5) (I) ~~A LOCAL JURISDICTION THAT USES A TRAFFIC CONTROL  
 28 DEVICE MONITORING SYSTEM~~ THE COUNTY SHALL PROMINENTLY PLACE SIGNS ON HIGHWAYS  
 29 WITHIN THE ~~LOCAL JURISDICTION~~ COUNTY PROVIDING NOTICE THAT TRAFFIC CONTROL  
 30 DEVICE MONITORING SYSTEMS ARE USED IN THE ~~JURISDICTION~~ COUNTY.

31 (II) THE STATE HIGHWAY ADMINISTRATION SHALL PLACE  
 32 SIGNS PROMINENTLY PROVIDING NOTICE THAT ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN  
 33 MONITORING SYSTEMS ARE IN USE ON STATE HIGHWAYS.

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1 (D) A RECORDED IMAGE UNDER THIS SECTION INDICATING THAT THE  
2 DRIVER OF A MOTOR VEHICLE HAS COMMITTED A VIOLATION SHALL INCLUDE:

3 (1) THE TIME AND DATE OF THE VIOLATION; AND

4 (2) TO THE EXTENT POSSIBLE, THE LOCATION OF THE VIOLATION.

5 (E) (1) UNLESS THE DRIVER OF THE MOTOR VEHICLE RECEIVED A  
6 CITATION FROM A POLICE OFFICER AT THE TIME OF THE VIOLATION, THE OWNER  
7 OR, IN ACCORDANCE WITH SUBSECTION (F)(3) OR (H)(4) OR (5) OF THIS SECTION,  
8 THE DRIVER OF A MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IF THE MOTOR  
9 VEHICLE IS RECORDED BY A ~~TRAFFIC CONTROL DEVICE~~ STOP SIGN MONITORING SYSTEM  
10 DURING THE COMMISSION OF A VIOLATION.

11 (2) A CIVIL PENALTY UNDER THIS SUBSECTION MAY NOT EXCEED \$40.

12 (3) FOR PURPOSES OF THIS SECTION, THE DISTRICT COURT SHALL  
13 PRESCRIBE:

14 (I) A UNIFORM CITATION FORM CONSISTENT WITH  
15 SUBSECTION (F)(1) OF THIS SECTION AND § 7-302 OF THE COURTS ARTICLE; AND

16 (II) A CIVIL PENALTY, WHICH SHALL BE INDICATED ON THE  
17 CITATION, TO BE PAID BY PERSONS WHO CHOOSE TO PREPAY THE CIVIL PENALTY  
18 WITHOUT APPEARING IN DISTRICT COURT.

19 (F) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPHS (2) THROUGH (5)  
20 OF THIS SUBSECTION, AN AGENCY SHALL MAIL TO THE OWNER LIABLE UNDER  
21 SUBSECTION (E) OF THIS SECTION A CITATION THAT SHALL INCLUDE:

22 (I) THE NAME AND ADDRESS OF THE REGISTERED OWNER OF  
23 THE VEHICLE;

24 (II) THE REGISTRATION NUMBER OF THE MOTOR VEHICLE  
25 INVOLVED IN THE VIOLATION;

26 (III) THE VIOLATION CHARGED;

27 (IV) TO THE EXTENT POSSIBLE, THE LOCATION OF THE  
28 VIOLATION;

29 (V) THE DATE AND TIME OF THE VIOLATION;



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1 (VI) A COPY OF THE RECORDED IMAGE;

2 (VII) THE AMOUNT OF THE CIVIL PENALTY IMPOSED AND THE  
3 DATE BY WHICH THE CIVIL PENALTY MUST BE PAID;

4 (VIII) A SIGNED STATEMENT BY A TECHNICIAN EMPLOYED BY THE  
5 AGENCY THAT, BASED ON THE INSPECTION OF THE RECORDED IMAGE, THE MOTOR  
6 VEHICLE WAS BEING OPERATED DURING THE COMMISSION OF A VIOLATION;

7 (IX) A STATEMENT THAT THE RECORDED IMAGE IS EVIDENCE OF  
8 A VIOLATION; AND

9 (X) INFORMATION ADVISING THE PERSON ALLEGED TO BE  
10 LIABLE UNDER THIS SECTION:

11 1. OF THE MANNER AND TIME IN WHICH LIABILITY AS  
12 ALLEGED IN THE CITATION MAY BE CONTESTED IN THE DISTRICT COURT; AND

13 2. THAT FAILURE TO PAY THE CIVIL PENALTY OR TO  
14 CONTEST LIABILITY IN A TIMELY MANNER IS AN ADMISSION OF LIABILITY AND MAY  
15 RESULT IN REFUSAL OR SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

16 (2) THE AGENCY MAY MAIL A WARNING NOTICE IN PLACE OF A  
17 CITATION TO THE OWNER LIABLE UNDER SUBSECTION (E) OF THIS SECTION.

18 (3) (I) BEFORE MAILING A CITATION TO A MOTOR VEHICLE  
19 RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION, AN AGENCY  
20 SHALL MAIL A NOTICE TO THE MOTOR VEHICLE RENTAL COMPANY STATING THAT A  
21 CITATION WILL BE MAILED TO THE MOTOR VEHICLE RENTAL COMPANY UNLESS,  
22 WITHIN 45 DAYS AFTER RECEIVING THE NOTICE, THE MOTOR VEHICLE RENTAL  
23 COMPANY PROVIDES THE AGENCY WITH:

24 1. A STATEMENT MADE UNDER OATH THAT STATES THE  
25 NAME AND LAST KNOWN MAILING ADDRESS OF THE INDIVIDUAL DRIVING OR  
26 RENTING THE MOTOR VEHICLE WHEN THE VIOLATION OCCURRED;

27 2. A. A STATEMENT MADE UNDER OATH THAT  
28 STATES THAT THE MOTOR VEHICLE RENTAL COMPANY IS UNABLE TO DETERMINE  
29 WHO WAS DRIVING THE VEHICLE AT THE TIME THE VIOLATION OCCURRED BECAUSE  
30 THE MOTOR VEHICLE WAS STOLEN AT THE TIME OF THE VIOLATION; AND

31 B. A COPY OF THE POLICE REPORT ASSOCIATED WITH  
32 THE MOTOR VEHICLE THEFT CLAIMED UNDER ITEM A OF THIS ITEM; OR

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1                   **3. PAYMENT FOR THE PENALTY ASSOCIATED WITH THE**  
2 **VIOLATION.**

3                   **(II) AN AGENCY MAY NOT MAIL A CITATION TO A MOTOR**  
4 **VEHICLE RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION IF**  
5 **THE MOTOR VEHICLE RENTAL COMPANY COMPLIES WITH SUBPARAGRAPH (I) OF**  
6 **THIS PARAGRAPH.**

7                   **(4) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION**  
8 **AND SUBSECTION (H)(4) AND (5) OF THIS SECTION, A CITATION ISSUED UNDER THIS**  
9 **SECTION SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER THE ALLEGED**  
10 **VIOLATION.**

11                   **(5) A PERSON WHO RECEIVES A CITATION UNDER PARAGRAPH (1) OF**  
12 **THIS SUBSECTION MAY:**

13                   **(I) PAY THE CIVIL PENALTY IN ACCORDANCE WITH**  
14 **INSTRUCTIONS ON THE CITATION; OR**

15                   **(II) ELECT TO STAND TRIAL FOR THE ALLEGED VIOLATION.**

16                   **(G) (1) A CERTIFICATE ALLEGING THAT A VIOLATION OCCURRED, SWORN**  
17 **TO OR AFFIRMED BY A DULY AUTHORIZED LAW ENFORCEMENT OFFICER EMPLOYED**  
18 **BY OR UNDER CONTRACT WITH AN AGENCY, BASED ON THE INSPECTION OF A**  
19 **RECORDED IMAGE, SHALL BE EVIDENCE OF THE FACTS CONTAINED IN THE**  
20 **CERTIFICATE AND SHALL BE ADMISSIBLE IN ANY PROCEEDING CONCERNING THE**  
21 **ALLEGED VIOLATION.**

22                   **(2) ADJUDICATION OF LIABILITY SHALL BE BASED ON**  
23 **PREPONDERANCE OF THE EVIDENCE.**

24                   **(H) (1) THE DISTRICT COURT MAY CONSIDER IN DEFENSE OF A**  
25 **VIOLATION:**

26                   **(I) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THAT**  
27 **THE MOTOR VEHICLE OR REGISTRATION PLATES OF THE MOTOR VEHICLE WERE**  
28 **STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL**  
29 **OR POSSESSION OF THE OWNER AT THE TIME OF THE VIOLATION;**

30                   **(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,**  
31 **EVIDENCE THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE**  
32 **VEHICLE AT THE TIME OF THE VIOLATION; AND**

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1                   **(III) ANY OTHER ISSUES AND EVIDENCE THAT THE DISTRICT**  
2 **COURT CONSIDERS PERTINENT.**

3                   **(2) TO DEMONSTRATE THAT THE MOTOR VEHICLE OR THE**  
4 **REGISTRATION PLATES WERE STOLEN BEFORE THE VIOLATION OCCURRED AND**  
5 **WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF**  
6 **THE VIOLATION, THE OWNER MUST SUBMIT PROOF THAT A POLICE REPORT ABOUT**  
7 **THE STOLEN MOTOR VEHICLE OR REGISTRATION PLATES WAS FILED IN A TIMELY**  
8 **MANNER.**

9                   **(3) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH**  
10 **(1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN THE CITATION SHALL PROVIDE**  
11 **TO THE DISTRICT COURT EVIDENCE TO THE SATISFACTION OF THE DISTRICT**  
12 **COURT OF WHO WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION,**  
13 **INCLUDING, AT A MINIMUM, THE OPERATOR'S NAME AND CURRENT ADDRESS.**

14                   **(4) (I) THE PROVISIONS OF THIS PARAGRAPH APPLY ONLY TO A**  
15 **CITATION THAT INVOLVES A CLASS E (TRUCK) VEHICLE WITH A REGISTERED GROSS**  
16 **WEIGHT OF 26,001 POUNDS OR MORE, CLASS F (TRACTOR) VEHICLE, CLASS G**  
17 **(TRAILER) VEHICLE OPERATED IN COMBINATION WITH A CLASS F (TRACTOR)**  
18 **VEHICLE, OR CLASS P (PASSENGER BUS) VEHICLE.**

19                   **(II) TO SATISFY THE EVIDENTIARY BURDEN UNDER**  
20 **PARAGRAPH (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN A CITATION**  
21 **DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY PROVIDE TO THE**  
22 **DISTRICT COURT A LETTER, SWORN TO OR AFFIRMED BY THE PERSON AND MAILED**  
23 **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, THAT:**

24                   **1. STATES THAT THE PERSON NAMED IN THE CITATION**  
25 **WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION; AND**

26                   **2. PROVIDES THE NAME, ADDRESS, AND DRIVER'S**  
27 **LICENSE IDENTIFICATION NUMBER OF THE PERSON WHO WAS OPERATING THE**  
28 **VEHICLE AT THE TIME OF THE VIOLATION.**

29                   **(5) (I) IF THE DISTRICT COURT FINDS THAT THE PERSON NAMED**  
30 **IN THE CITATION WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE**  
31 **VIOLATION OR RECEIVES EVIDENCE UNDER PARAGRAPH (4)(II)2 OF THIS**  
32 **SUBSECTION IDENTIFYING THE PERSON DRIVING THE VEHICLE AT THE TIME OF THE**  
33 **VIOLATION, THE CLERK OF COURT SHALL PROVIDE TO THE AGENCY ISSUING THE**  
34 **CITATION A COPY OF ANY EVIDENCE SUBSTANTIATING WHO WAS OPERATING THE**  
35 **VEHICLE AT THE TIME OF THE VIOLATION.**

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1 (II) ON RECEIPT OF SUBSTANTIATING EVIDENCE FROM THE  
 2 DISTRICT COURT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE AGENCY  
 3 MAY ISSUE A CITATION AS PROVIDED IN SUBSECTION (F) OF THIS SECTION TO THE  
 4 PERSON WHO THE EVIDENCE INDICATES WAS OPERATING THE VEHICLE AT THE TIME  
 5 OF THE VIOLATION.

6 (III) A CITATION ISSUED UNDER SUBPARAGRAPH (II) OF THIS  
 7 PARAGRAPH SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER RECEIPT OF THE  
 8 EVIDENCE FROM THE DISTRICT COURT.

9 (I) IF THE CIVIL PENALTY IS NOT PAID AND THE VIOLATION IS NOT  
 10 CONTESTED, THE ADMINISTRATION MAY REFUSE TO REGISTER OR REREGISTER OR  
 11 MAY SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE.

12 (J) A VIOLATION FOR WHICH A CIVIL PENALTY IS IMPOSED UNDER THIS  
 13 SECTION:

14 (1) IS NOT A MOVING VIOLATION FOR THE PURPOSE OF ASSESSING  
 15 POINTS UNDER § 16-402 OF THIS ARTICLE AND MAY NOT BE RECORDED BY THE  
 16 ADMINISTRATION ON THE DRIVING RECORD OF THE OWNER OR DRIVER OF THE  
 17 VEHICLE; AND

18 (2) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE  
 19 INSURANCE COVERAGE.

20 (K) IN CONSULTATION WITH LAW ENFORCEMENT AGENCIES, THE CHIEF  
 21 JUDGE OF THE DISTRICT COURT SHALL ADOPT PROCEDURES FOR THE ISSUANCE  
 22 OF CITATIONS, TRIALS FOR VIOLATIONS, AND THE COLLECTION OF CIVIL PENALTIES  
 23 IMPOSED UNDER THIS SECTION.

24 (L) (1) AN AGENCY OR AN AGENT OR A CONTRACTOR DESIGNATED BY THE  
 25 AGENCY SHALL ADMINISTER AND PROCESS CIVIL CITATIONS ISSUED UNDER THIS  
 26 SECTION IN COORDINATION WITH THE DISTRICT COURT.

27 (2) IF A CONTRACTOR IN ANY MANNER OPERATES A TRAFFIC  
 28 CONTROL DEVICE MONITORING SYSTEM OR ADMINISTERS OR PROCESSES  
 29 CITATIONS GENERATED BY A TRAFFIC CONTROL DEVICE MONITORING SYSTEM ON  
 30 BEHALF OF A LOCAL JURISDICTION, THE CONTRACTOR'S FEE MAY NOT BE  
 31 CONTINGENT ON A PER-TICKET BASIS ON THE NUMBER OF CITATIONS ISSUED OR  
 32 PAID.

33 SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1, 2025, the Prince George's County Department of Transportation shall report to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly on:

(1) through October 1, 2025:

(i) the time period during which stop sign monitoring systems were in use in the county; and

(ii) the number of warnings and citations issued as a result of violations recorded by a stop sign monitoring system in the county over the reported time period, by location and date;

(2) (i) the costs associated with implementing and operating stop sign monitoring systems and

(ii) the revenue collected on a monthly basis as a result of violations recorded by stop sign monitoring systems;

(3) appropriate locations for the deployment of stop sign monitoring

systems;

(4) the performance and reliability of stop sign monitoring systems used by the county; and

(5) the effectiveness of stop sign monitoring systems in reducing violations, crashes, and pedestrian injuries in the county and in areas where the systems were implemented and used.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
34 ~~October~~ July 1, 2024. It shall remain effective for a period of 2 years and, at the end of" June  
30, 2026, this Act, with no further action required by the General Assembly, shall be abrogated and of no  
further force and effect.

