

# HOUSE BILL 469

R5  
HB 373/20 – ENT

2lr1641

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By: **Delegates Carr and Lehman**

Introduced and read first time: January 21, 2022

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Administration – Traffic Control Signal Monitoring Systems –**  
3 **Reciprocal Agreements**

4 FOR the purpose of authorizing the Motor Vehicle Administration to enter into a certain  
5 agreement with another jurisdiction for the reciprocal enforcement of traffic  
6 violations recorded by a traffic control signal monitoring system under certain  
7 circumstances; requiring a political subdivision to coordinate with the  
8 Administration to facilitate the reciprocal enforcement of violations recorded by a  
9 traffic control signal monitoring system; and generally relating to reciprocal  
10 agreements between the State and other jurisdictions for the enforcement of  
11 violations recorded by traffic control signal monitoring systems.

12 BY repealing and reenacting, without amendments,  
13 Article – Transportation  
14 Section 21–202.1(a), (c), (d), and (h)  
15 Annotated Code of Maryland  
16 (2020 Replacement Volume and 2021 Supplement)

17 BY adding to  
18 Article – Transportation  
19 Section 21–202.1(k) and 21–202.2  
20 Annotated Code of Maryland  
21 (2020 Replacement Volume and 2021 Supplement)

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

24 **Article – Transportation**

25 21–202.1.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) (1) In this section the following words have the meanings indicated.

2 (2) “Agency” means:

3 (i) For a traffic control signal operated and maintained at an  
4 intersection under the control of the State, the law enforcement agency primarily  
5 responsible for traffic control at that intersection; or

6 (ii) For a traffic control signal operated and maintained at an  
7 intersection under the control of a political subdivision, a law enforcement agency of the  
8 political subdivision that is authorized to issue citations for a violation of the Maryland  
9 Vehicle Law or of local traffic laws or regulations.

10 (3) (i) “Owner” means the registered owner of a motor vehicle or a  
11 lessee of a motor vehicle under a lease of 6 months or more.

12 (ii) “Owner” does not include a motor vehicle rental or leasing  
13 company or a holder of a special registration plate issued under Title 13, Subtitle 9, Part  
14 III of this article.

15 (4) “Recorded images” means images recorded by a traffic control signal  
16 monitoring system:

17 (i) On:

- 18 1. Two or more photographs;
- 19 2. Two or more microphotographs;
- 20 3. Two or more electronic images;
- 21 4. Videotape; or
- 22 5. Any other medium; and

23 (ii) Showing the rear of a motor vehicle and, on at least one image or  
24 portion of tape, clearly identifying the registration plate number of the motor vehicle.

25 (5) “Traffic control signal monitoring system” means a device with one or  
26 more motor vehicle sensors working in conjunction with a traffic control signal to produce  
27 recorded images of motor vehicles entering an intersection against a red signal indication.

28 (c) This section applies to a violation of § 21–202(h) of this subtitle at an  
29 intersection monitored by a traffic control signal monitoring system.

30 (d) (1) Unless the driver of the motor vehicle received a citation from a police  
31 officer at the time of the violation, the owner or, in accordance with subsection (g)(5) of this

1 section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is  
2 recorded by a traffic control signal monitoring system while being operated in violation of  
3 § 21-202(h) of this subtitle.

4 (2) A civil penalty under this subsection may not exceed \$100.

5 (3) For purposes of this section, the District Court shall prescribe:

6 (i) A uniform citation form consistent with subsection (e)(1) of this  
7 section and § 7-302 of the Courts and Judicial Proceedings Article; and

8 (ii) A civil penalty, which shall be indicated on the citation, to be paid  
9 by persons who choose to prepay the civil penalty without appearing in District Court.

10 (h) If the civil penalty is not paid and the violation is not contested, the  
11 Administration may refuse to register or reregister the motor vehicle.

12 **(K) THIS SECTION MAY BE APPLIED TO ENFORCE A RECIPROCAL**  
13 **AGREEMENT ENTERED INTO BY THE STATE AND ANOTHER JURISDICTION IN**  
14 **ACCORDANCE WITH § 21-202.2 OF THIS SUBTITLE.**

15 **21-202.2.**

16 **(A) IN THIS SECTION, “TRAFFIC CONTROL SIGNAL MONITORING SYSTEM”**  
17 **HAS THE MEANING STATED IN § 21-202.1 OF THIS SUBTITLE.**

18 **(B) THE ADMINISTRATION MAY ENTER INTO AN AGREEMENT WITH**  
19 **ANOTHER JURISDICTION THAT PROVIDES FOR RECIPROCAL ENFORCEMENT OF**  
20 **VIOLATIONS RECORDED BY A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM.**

21 **(C) AN AGREEMENT MADE UNDER THIS SECTION SHALL PROVIDE THAT,**  
22 **WHILE IN ANOTHER JURISDICTION, THE DRIVERS LICENSED AND VEHICLES**  
23 **REGISTERED IN THIS STATE ENJOY BENEFITS, PRIVILEGES, AND EXEMPTIONS WITH**  
24 **REGARD TO ENFORCEMENT OF VIOLATIONS RECORDED BY A TRAFFIC CONTROL**  
25 **SIGNAL MONITORING SYSTEM SIMILAR TO THE BENEFITS, PRIVILEGES, AND**  
26 **EXEMPTIONS EXTENDED TO DRIVERS AND VEHICLES LICENSED OR REGISTERED IN**  
27 **THE OTHER JURISDICTION WHILE IN THE STATE.**

28 **(D) AN AGREEMENT UNDER THIS SECTION MAY, IN ACCORDANCE WITH §**  
29 **21-202.1 OF THIS SUBTITLE, PROVIDE FOR THE REFUSAL OF THE REGISTRATION OF**  
30 **A MOTOR VEHICLE FOR WHICH A VIOLATION IS RECORDED BY A TRAFFIC CONTROL**  
31 **SIGNAL MONITORING SYSTEM.**

32 **(E) THE ADMINISTRATION MAY NOT ENTER INTO AN AGREEMENT WITH**  
33 **ANOTHER JURISDICTION IF THE PENALTY FOR A VIOLATION RECORDED BY A**

1 TRAFFIC CONTROL SIGNAL MONITORING SYSTEM IN THAT JURISDICTION EXCEEDS  
2 THE PENALTY FOR A VIOLATION RECORDED BY A TRAFFIC CONTROL SIGNAL  
3 MONITORING SYSTEM IN THE STATE BY MORE THAN 50%.

4 (F) A POLITICAL SUBDIVISION FOR WHICH A TRAFFIC CONTROL SIGNAL  
5 MONITORING SYSTEM IS OPERATED AND MAINTAINED AT AN INTERSECTION UNDER  
6 THE CONTROL OF THE POLITICAL SUBDIVISION SHALL COORDINATE WITH THE  
7 ADMINISTRATION TO FACILITATE THE RECIPROCAL ENFORCEMENT OF VIOLATIONS  
8 RECORDED BY THE TRAFFIC CONTROL SIGNAL MONITORING SYSTEM.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2022.