

# HOUSE BILL 513

R5

4lr4597  
CF SB 479

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By: **The Speaker (By Request – Administration) and Delegates Allen, Amprey, Bagnall, Bartlett, Bhandari, Boaf, Boyce, Charkoudian, Crutchfield, Ebersole, Fennell, Foley, Forbes, Fraser–Hidalgo, Grossman, Guyton, Guzzone, Harris, Henson, Hill, Jackson, A. Johnson, S. Johnson, D. Jones, Kaiser, Kaufman, Lopez, Martinez, McCaskill, T. Morgan, Munoz, Palakovich Carr, Pasteur, Patterson, Phillips, Pruski, Roberson, Ruff, Ruth, Simmons, Simpson, Solomon, Stewart, Taveras, Taylor, Turner, Valderrama, Watson, White Holland, Williams, ~~and Ziegler~~ Ziegler, Healey, Holmes, Lehman, J. Long, Stein, and Terrasa**

Introduced and read first time: January 24, 2024

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 29, 2024

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Motor Vehicles – Work Zone Speed Control Systems – Revisions**  
3 **(Maryland Road Worker Protection Act of 2024)**

4 FOR the purpose of altering the distribution of revenue from civil fines collected through  
5 the use of work zone speed control systems ~~to include certain distributions for~~  
6 ~~highway and work zone safety purposes; clarifying~~ altering the highways on which  
7 a work zone speed control system may be used; clarifying that ~~a work zone speed~~  
8 ~~control system may be manned or unmanned and~~ a system operator does not need to  
9 be present when a work zone speed control system is in use; clarifying that multiple  
10 work zone speed control systems may be implemented and used in a work zone;  
11 altering the maximum penalty for a civil citation issued as a result of a recorded  
12 image produced by a work zone speed control system; repealing a requirement that  
13 warning notices be issued for violations recorded by a work zone speed control system  
14 during certain periods of time; and generally relating to work zone speed control  
15 systems.

16 BY repealing and reenacting, with amendments,

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – Courts and Judicial Proceedings  
 2 Section 7–302(e)(2) and (4)(i)  
 3 Annotated Code of Maryland  
 4 (2020 Replacement Volume and 2023 Supplement)

5 BY repealing and reenacting, without amendments,  
 6 Article – Transportation  
 7 Section 12–118(a) and (c)  
 8 Annotated Code of Maryland  
 9 (2020 Replacement Volume and 2023 Supplement)

10 BY repealing and reenacting, with amendments,  
 11 Article – Transportation  
 12 Section 12–118(e) and 21–810(b)(1) and (2), (c), ~~(d)(1)(x) and (xi)~~, and (k)  
 13 Annotated Code of Maryland  
 14 (2020 Replacement Volume and 2023 Supplement)

15 BY adding to  
 16 Article – Transportation  
 17 Section ~~21–810(d)(1)(xii) and (k)~~ 21–810(k)  
 18 Annotated Code of Maryland  
 19 (2020 Replacement Volume and 2023 Supplement)

20 BY repealing and reenacting, with amendments,  
 21 Chapter 500 of the Acts of the General Assembly of 2009  
 22 Section 3

23 BY repealing and reenacting, with amendments,  
 24 Article – Transportation  
 25 Section 21–810(c)  
 26 Annotated Code of Maryland  
 27 (2020 Replacement Volume and 2023 Supplement)  
 28 (As enacted by Section 1 of this Act)

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

31 **Article – Courts and Judicial Proceedings**

32 7–302.

33 (e) (2) (i) A citation issued as the result of a vehicle height monitoring  
 34 system, a traffic control signal monitoring system, [or] a speed monitoring system,  
 35 [including] OR a work zone speed control system, controlled by a political subdivision, a  
 36 school bus monitoring camera, or a bus lane monitoring system shall provide that, in an  
 37 uncontested case, the penalty shall be paid directly to that political subdivision.



1 only for the purchase of replacement vehicles and related motor vehicle equipment used to  
2 outfit police vehicles; AND

3 **(3) AFTER THE DISTRIBUTIONS UNDER ITEMS (1) AND (2) OF THIS**  
4 **SUBSECTION, THE REMAINING BALANCE SHALL BE DISTRIBUTED TO THE**  
5 **TRANSPORTATION TRUST FUND FOR ~~HIGHWAY~~:**

6 **(I) HIGHWAY AND WORK ZONE SAFETY PURPOSES; AND**

7 **(II) STATE HIGHWAY ADMINISTRATION SYSTEM**  
8 **PRESERVATION.**

9 21-810.

10 (b) (1) A work zone speed control system that meets the requirements of this  
11 subsection may be used to record the images of motor vehicles traveling on a highway:

12 (i) Within a work zone; AND

13 (ii) ~~That is an expressway or a controlled access highway as defined~~  
14 ~~in § 21-101 of this title; and~~

15 ~~(iii)~~ On which the speed limit, **AS POSTED BEFORE THE WORK**  
16 **ZONE WAS IMPLEMENTED AND** established using generally accepted traffic engineering  
17 practices, is 45 miles per hour or greater.

18 (2) **(I)** A work zone speed control system may be used only:

19 **[(i)] 1.** On a highway as specified in paragraph (1) of this  
20 subsection; AND

21 **[(ii)]** When being operated by a work zone speed control system  
22 operator; and

23 **(iii)] 2.** If, in accordance with the Maryland manual on uniform  
24 traffic control devices, ~~a:~~

25 **A.** A conspicuous road sign is placed at a reasonable distance  
26 consistent with national guidelines before the work zone alerting drivers that a speed  
27 monitoring system may be in operation in the work zone; AND

28 **B.** A DEVICE THAT DISPLAYS A REAL-TIME POSTING OF  
29 THE SPEED AT WHICH A DRIVER IS TRAVELING IS PROXIMATE TO EACH ROAD SIGN  
30 ALERTING DRIVERS THAT A SPEED MONITORING SYSTEM MAY BE IN OPERATION IN  
31 THE WORK ZONE.

1                   (II) ~~1. A WORK ZONE SPEED CONTROL SYSTEM MAY BE~~  
2 ~~MANNED OR UNMANNED.~~

3                   ~~2.~~       A WORK ZONE SPEED CONTROL SYSTEM OPERATOR  
4 DOES NOT NEED TO BE PRESENT IN PERSON OR REMOTELY AT THE HIGHWAY WORK  
5 ZONE WHEN A WORK ZONE SPEED CONTROL SYSTEM IS IN USE.

6                   (III) 1.     MULTIPLE WORK ZONE SPEED CONTROL SYSTEMS  
7 MAY BE IMPLEMENTED AND USED IN A WORK ZONE.

8                   2.     IF A WORK ZONE HAS MORE THAN ONE WORK ZONE  
9 SPEED CONTROL SYSTEM IN USE, NOT MORE THAN ONE CITATION ~~WITHIN A 1-HOUR~~  
10 ~~PERIOD~~ MAY BE ISSUED FOR THE SAME REGISTRATION PLATE FOR ~~A VIOLATION~~  
11 ALLEGED VIOLATIONS THAT OCCUR WITHIN A 1-HOUR PERIOD IN THE WORK ZONE.

12           (c)     (1)     Unless the driver of the motor vehicle received a citation from a police  
13 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
14 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor  
15 vehicle is recorded by a work zone speed control system in accordance with subsection (b)  
16 of this section while being operated in violation of this subtitle.

17                   (2)     A civil penalty under this subsection ~~may not exceed~~ [\$40] ~~\$290~~ IS \$80.

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

19                   (i)     Prescribe a uniform citation form consistent with subsection  
20 (d)(1) of this section and § 7-302 of the Courts Article; and

21                   (ii)    Indicate on the citation the amount of the civil penalty to be paid  
22 by persons who choose to prepay the civil penalty without appearing in District Court.

23           (K)     (1)     ON OR BEFORE DECEMBER 1, 2024, AND EACH DECEMBER 1  
24 THEREAFTER, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT TO THE  
25 GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT  
26 ARTICLE, THE GENERAL ASSEMBLY:

27                   (I)     ON ANY PILOT PROGRAM THAT THE STATE HIGHWAY  
28 ADMINISTRATION CONDUCTED IN THE PREVIOUS FISCAL YEAR THAT TESTS NEW  
29 TECHNOLOGIES FOR DETECTING AND RECORDING A VIOLATION OF THIS SUBTITLE  
30 IN A WORK ZONE; OR

31                   (II)    THAT THE STATE HIGHWAY ADMINISTRATION DID NOT  
32 CONDUCT ANY SUCH PILOT PROGRAM IN THE PREVIOUS FISCAL YEAR.

1           **(2) A REPORT SUBMITTED UNDER PARAGRAPH (1)(I) OF THIS**  
 2 **SUBSECTION SHALL INCLUDE INFORMATION ON:**

3                   **(I) HOW DATA COLLECTED FROM THE DEVICE TESTED MAY BE**  
 4 **USED FOR THE ENFORCEMENT OF VIOLATIONS OF THIS SUBTITLE IN WORK ZONES;**  
 5 **AND**

6                   **(II) ANY LEGISLATIVE OR REGULATORY CHANGES THAT WOULD**  
 7 **BE NECESSARY TO AUTHORIZE THE EFFECTIVE USE OF THE DEVICE.**

8           **[(k)] (L)** The Department of State Police and the State Highway Administration  
 9 jointly shall adopt regulations establishing standards and procedures for work zone speed  
 10 control systems authorized under this section.

11                                   **Chapter 500 of the Acts of 2009**

12           SECTION 3. AND BE IT FURTHER ENACTED, That, during the 30-day period  
 13 after the first work zone speed control system is in place, a law enforcement agency may  
 14 issue warnings[, but may not issue citations,] **OR CITATIONS** for violations enforced in  
 15 accordance with § 21-810 of the Transportation Article, as enacted by this Act.

16           SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
 17 as follows:

18                                   **Article – Transportation**

19 21-810.

20           (c) (1) Unless the driver of the motor vehicle received a citation from a police  
 21 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this  
 22 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor  
 23 vehicle is recorded by a work zone speed control system in accordance with subsection (b)  
 24 of this section while being operated in violation of this subtitle.

25           (2) A civil penalty under this subsection ~~may not exceed~~ is ~~is~~ **[\$290]:**

26                   ~~(I) FOR A FIRST OR SECOND OFFENSE IN A CALENDAR YEAR,~~  
 27 ~~\$290; AND~~

28                   ~~(II) FOR A THIRD OR SUBSEQUENT OFFENSE IN A~~  
 29 ~~CALENDAR YEAR, \$1,000~~ **[\$80] \$250.**

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

31                   (i) Prescribe a uniform citation form consistent with subsection  
 32 (d)(1) of this section and § 7-302 of the Courts Article; and

1 (ii) Indicate on the citation the amount of the civil penalty to be paid  
2 by persons who choose to prepay the civil penalty without appearing in District Court.

3 ~~(d) (1) Subject to the provisions of paragraphs (2) through (4) of this~~  
4 ~~subsection, a local police department, State police department, or police department~~  
5 ~~contractor shall mail to the owner liable under subsection (e) of this section a citation that~~  
6 ~~shall include:~~

7 ~~(x) Information advising the person alleged to be liable under this~~  
8 ~~section of the manner and time in which liability as alleged in the citation may be contested~~  
9 ~~in the District Court; [and]~~

10 ~~(xi) Information advising the person alleged to be liable under this~~  
11 ~~section that failure to pay the civil penalty or to contest liability in a timely manner:~~

- 12 ~~1. Is an admission of liability;~~
- 13 ~~2. May result in the refusal to register the motor vehicle; and~~
- 14 ~~3. May result in the suspension of the motor vehicle~~  
15 ~~registration; AND~~

16 ~~(XII) NOTICE OF THE INCREASED MAXIMUM CIVIL PENALTY~~  
17 ~~APPLICABLE FOR A THIRD OR SUBSEQUENT OFFENSE IN THE SAME CALENDAR YEAR.~~

18 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take  
19 effect January 1, 2025.

20 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in Section  
21 3 of this Act, this Act shall take effect June 1, 2024.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.