

HOUSE BILL 627

R5

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By: **Prince George's County Delegation**

Introduced and read first time: January 22, 2021

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Speed Monitoring Systems – Briggs Chaney Road**

3 **PG 303–21**

4 FOR the purpose of authorizing the placement and use of a speed monitoring system on
5 Briggs Chaney Road between Sawgrass Drive and Calvert Hills Drive in Prince
6 George's County, subject to certain placement and signage requirements; and
7 generally relating to the placement and use of speed monitoring systems in Prince
8 George's County.

9 BY repealing and reenacting, without amendments,
10 Article – Transportation
11 Section 21–809(a)(1) and (8), (b)(1)(i) and (v), and (c)
12 Annotated Code of Maryland
13 (2020 Replacement Volume)

14 BY repealing and reenacting, with amendments,
15 Article – Transportation
16 Section 21–809(b)(1)(vi) through (viii)
17 Annotated Code of Maryland
18 (2020 Replacement Volume)

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 21–809.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (8) “Speed monitoring system” means a device with one or more motor
2 vehicle sensors producing recorded images of motor vehicles traveling at speeds at least 12
3 miles per hour above the posted speed limit.

4 (b) (1) (i) A speed monitoring system may not be used in a local jurisdiction
5 under this section unless its use is authorized by the governing body of the local jurisdiction
6 by local law enacted after reasonable notice and a public hearing.

7 (v) An ordinance or resolution adopted by the governing body of a
8 local jurisdiction under this paragraph shall provide that, if the local jurisdiction moves or
9 places a mobile or stationary speed monitoring system to or at a location where a speed
10 monitoring system had not previously been moved or placed, the local jurisdiction may not
11 issue a citation for a violation recorded by that speed monitoring system:

12 1. Until signage is installed in accordance with
13 subparagraph (vii) of this paragraph; and

14 2. For at least the first 15 calendar days after the signage is
15 installed.

16 (vi) This section applies to a violation of this subtitle recorded by a
17 speed monitoring system that meets the requirements of this subsection and has been
18 placed:

19 1. In Montgomery County, on a highway in a residential
20 district, as defined in § 21–101 of this title, with a maximum posted speed limit of 35 miles
21 per hour, which speed limit was established using generally accepted traffic engineering
22 practices;

23 2. In a school zone with a posted speed limit of at least 20
24 miles per hour; or

25 3. In Prince George’s County:

26 A. Subject to subparagraph (vii) of this paragraph, on
27 Maryland Route 210 (Indian Head Highway); **[or]**

28 B. On that part of a highway located within the grounds of
29 an institution of higher education as defined in § 10–101(h) of the Education Article, or
30 within one-half mile of the grounds of a building or property used by the institution of
31 higher education where generally accepted traffic and engineering practices indicate that
32 motor vehicle, pedestrian, or bicycle traffic is substantially generated or influenced by the
33 institution of higher education; **OR**

1 **C. SUBJECT TO SUBPARAGRAPH (VII) OF THIS**
2 **PARAGRAPH, ON BRIGGS CHANEY ROAD BETWEEN SAWGRASS DRIVE AND CALVERT**
3 **HILLS DRIVE.**

4 (vii) 1. Not more than three speed monitoring systems may be
5 placed on Maryland Route 210 (Indian Head Highway).

6 **2. NOT MORE THAN ONE SPEED MONITORING SYSTEM**
7 **MAY BE PLACED ON BRIGGS CHANEY ROAD BETWEEN SAWGRASS DRIVE AND**
8 **CALVERT HILLS DRIVE.**

9 (viii) Before activating a speed monitoring system, the local
10 jurisdiction shall:

11 1. Publish notice of the location of the speed monitoring
12 system on its website and in a newspaper of general circulation in the jurisdiction;

13 2. Ensure that each sign that designates a school zone is
14 proximate to a sign that:

15 A. Indicates that speed monitoring systems are in use in the
16 school zone; and

17 B. Is in accordance with the manual for and the specifications
18 for a uniform system of traffic control devices adopted by the State Highway Administration
19 under § 25–104 of this article;

20 3. With regard to a speed monitoring system established on
21 Maryland Route 210 (Indian Head Highway) **OR BRIGGS CHANEY ROAD** in Prince
22 George’s County or based on proximity to an institution of higher education under
23 subparagraph (vi)³ of this paragraph, ensure that all speed limit signs approaching and
24 within the segment of highway on which the speed monitoring system is located include
25 signs that:

26 A. Are in accordance with the manual and specifications for
27 a uniform system of traffic control devices adopted by the State Highway Administration
28 under § 25–104 of this article; and

29 B. Indicate that a speed monitoring system is in use; and

30 4. With regard to a speed monitoring system placed on
31 Maryland Route 210 (Indian Head Highway) in Prince George’s County, ensure that each
32 sign that indicates that a speed monitoring system is in use is proximate to a device that
33 displays a real–time posting of the speed at which a driver is traveling.

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

5 (2) A civil penalty under this subsection may not exceed \$40.

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

7 (i) A uniform citation form consistent with subsection (d)(1) of this
8 section and § 7–302 of the Courts Article; and

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

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2021.