

# HOUSE BILL 767

R5, P3

1lr1654

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By: **Delegates Conaway, Alston, Glenn, Oaks, and Washington**

Introduced and read first time: February 10, 2011

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Information – Records of Citations Based on Recorded Images –**  
3 **Denial of Inspection**

4 FOR the purpose of requiring, except in certain circumstances, a custodian of records  
5 of citations that are issued based on recorded images produced by certain traffic  
6 control signal monitoring systems, speed monitoring systems, and work zone  
7 speed control systems to deny inspection of the records of the citations; and  
8 generally relating to denial of inspection of records of citations based on certain  
9 recorded images.

10 BY repealing and reenacting, with amendments,  
11 Article – State Government  
12 Section 10–616(o)  
13 Annotated Code of Maryland  
14 (2009 Replacement Volume and 2010 Supplement)

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

17 **Article – State Government**

18 10–616.

19 (o) (1) In this subsection, “recorded images” has the meaning stated in §  
20 21–202.1, § 21–809, or § 21–810 of the Transportation Article.

21 (2) Except as provided in paragraph ~~[(3)]~~ (4) of this subsection, a  
22 custodian of recorded images produced by a traffic control signal monitoring system  
23 operated under § 21–202.1 of the Transportation Article, a speed monitoring system  
24 operated under § 21–809 of the Transportation Article, or a work zone speed control

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 system operated under § 21–810 of the Transportation Article shall deny inspection of  
2 the recorded images.

3           (3)    **EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS**  
4 **SUBSECTION, A CUSTODIAN OF RECORDS OF CITATIONS ISSUED BASED ON**  
5 **RECORDED IMAGES PRODUCED BY A TRAFFIC CONTROL SIGNAL MONITORING**  
6 **SYSTEM OPERATED UNDER § 21–202.1 OF THE TRANSPORTATION ARTICLE, A**  
7 **SPEED MONITORING SYSTEM OPERATED UNDER § 21–809 OF THE**  
8 **TRANSPORTATION ARTICLE, OR A WORK ZONE SPEED CONTROL SYSTEM**  
9 **OPERATED UNDER § 21–810 OF THE TRANSPORTATION ARTICLE SHALL DENY**  
10 **INSPECTION OF THE RECORDS OF CITATIONS.**

11           (4)    A custodian shall allow inspection of recorded images **OR**  
12 **RECORDS OF CITATIONS ISSUED AS A RESULT OF RECORDED IMAGES:**

13                   (i)    as required in § 21–202.1, § 21–809, or § 21–810 of the  
14 Transportation Article;

15                   (ii)   by any person issued a citation under § 21–202.1, § 21–809,  
16 or § 21–810 of the Transportation Article, or an attorney of record for the person; or

17                   (iii)   by an employee or agent of an agency in an investigation or  
18 proceeding relating to the imposition of or indemnification from civil liability pursuant  
19 to § 21–202.1, § 21–809, or § 21–810 of the Transportation Article.

20           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2011.