Bill No.: _____

Requested: _____

Committee: _____

Drafted by: Young
Typed by: Elise
Stored – 10/14/20
Proofread by _____
Checked by _____

By: **Montgomery County Delegation**
Requested by: Delegates Stewart, Acevero, Carr, Crutchfield, Moon & Wilkins

A BILL ENTITLED

AN ACT concerning

Montgomery County – Speed Monitoring Systems – Implementing Agency

MC 4–21

FOR the purpose of authorizing Montgomery County to designate the Montgomery County Department of Transportation as the agency responsible for implementing speed monitoring systems in the county; requiring that an employee of the Montgomery County Department of Transportation, instead of a law enforcement officer, sign a certain required statement on a citation issued through the use of a speed monitoring system in Montgomery County under certain circumstances; and generally relating to speed monitoring systems in Montgomery County.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–809(a)(1)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–809(a)(2) and (d)(1)(viii)
Annotated Code of Maryland

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
[Brackets**]** indicate matter deleted from existing law.

(2020 Replacement Volume)

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

Article – Transportation

21–809.

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

(2) "Agency" means:

(i) **1.** A law enforcement agency of a local political subdivision that is authorized to issue a citation for a violation of the Maryland Vehicle Law or of local traffic laws or regulations; or

2. IN MONTGOMERY COUNTY, THE MONTGOMERY COUNTY DEPARTMENT OF TRANSPORTATION IF DESIGNATED BY THE COUNTY TO IMPLEMENT THIS SECTION; OR

(ii) For a municipal corporation that does not maintain a police force, an agency established or designated by the municipal corporation to implement this subtitle using speed monitoring systems in accordance with this section.

(d) (1) Subject to the provisions of paragraphs (2) through (4) of this subsection, an agency shall mail to an owner liable under subsection (c) of this section a citation that shall include:

(viii) **1.** **[**A**] EXCEPT AS PROVIDED IN ITEM 2 OF THIS ITEM, A** signed statement by a duly authorized law enforcement officer employed by or under contract with an agency that, based on inspection of recorded images, the motor vehicle was being operated in violation of this subtitle; **OR**

2. IN MONTGOMERY COUNTY, IF THE COUNTY DESIGNATES THE MONTGOMERY COUNTY DEPARTMENT OF TRANSPORTATION AS THE AGENCY RESPONSIBLE FOR IMPLEMENTING THIS SECTION IN THE COUNTY, A SIGNED STATEMENT BY AN EMPLOYEE OF THE AGENCY THAT, BASED ON INSPECTION

LR as prepared on Wednesday-October 14, 2020-01:29:56pm

OF THE RECORDED IMAGES, THE MOTOR VEHICLE WAS BEING OPERATED IN VIOLATION OF THIS SUBTITLE;

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

LR as prepared on Wednesday-October 14, 2020-01:29:56pm