

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 4

Bill No. 13 - 2011

Introduced by: The Chairperson at the request of the County Executive

AN ACT authorizing the use of speed monitoring systems in designated school zones; defining certain terms; requiring that a violation recorded by speed monitoring systems may be enforced only by the issuance of a warning for a period of at least 30 days after the first speed monitoring system is placed in the school zone; setting forth the use of certain fines in accordance with State law; and generally related to speed monitoring systems in Howard County.

Introduced and read first time _____, 2011. Ordered posted and hearing scheduled.

By order _____
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2011.

By order _____
Stephen LeGendre, Administrator

This Bill was read the third time on _____, 2011 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ___ day of _____, 2011 at ___ a.m./p.m.

By order _____
Stephen LeGendre, Administrator

Approved/Vetoed by the County Executive _____, 2011

Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the
2 Howard County Code is amended as follows:

3

4 1. By amending subsection (a) of:
5 Title 21 – Traffic Control and Transportation
6 Section 21.101 “Definitions”

7

8 2. By adding new Subtitle 6 “Speed Monitoring Systems” to:
9 Title 21 – Traffic Control and Transportation

10

11 **Title 21. Traffic Control and Transportation.**

12 **Subtitle 1. Definitions; General Provisions.**

13

14 **Section 21.101. Definitions.**

15 (a) *In General.* EXCEPT AS PROVIDED IN SUBTITLE 6 OF THIS TITLE [[In]], IN this title, the
16 following terms have the meanings indicated:

17

18 **Title 21. Traffic Control and Transportation.**

19 **SUBTITLE 6. SPEED MONITORING SYSTEMS**

20

21 **SECTION 21.600. DEFINITIONS.**

22 TERMS IN THIS SUBTITLE HAVE THE MEANINGS INDICATED:

23 (A) *OWNER* SHALL HAVE THE MEANING SET FORTH IN SECTION 21-809 OF THE
24 TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

25 (B) *RECORDED IMAGE* SHALL HAVE THE MEANING SET FORTH IN SECTION 21-809 OF THE
26 TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

27 (C) *SPEED MONITORING SYSTEM* SHALL HAVE THE MEANING SET FORTH IN SECTION 21-809
28 OF THE TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

29 (D) *SCHOOL ZONE* SHALL BE A ZONE ESTABLISHED IN ACCORDANCE WITH SECTION 21-803.1
30 OF THE TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

31

32

1 **SECTION 12.601. AUTHORITY TO USE SPEED MONITORING SYSTEMS; USE OF FINES.**

2 (A) IN ACCORDANCE WITH SECTION 21-809 OF THE TRANSPORTATION ARTICLE OF THE
3 ANNOTATED CODE OF MARYLAND, THE HOWARD COUNTY DEPARTMENT OF POLICE MAY:

- 4 (1) USE SPEED MONITORING SYSTEMS FOR THE PURPOSE OF DETERMINING THE
5 SPEED OF A VEHICLE TRAVELING WITHIN A DESIGNATED SCHOOL ZONE; AND
- 6 (2) ISSUE CIVIL CITATIONS TO VEHICLE OWNERS BASED UPON THE SPEED
7 RECORDED BY THE RECORDED IMAGE OF THE SPEED MONITORING SYSTEM.

8 (B) IN ACCORDANCE WITH SECTION 7-302 OF THE COURTS AND JUDICIAL PROCEEDINGS
9 ARTICLE OF THE ANNOTATED CODE OF MARYLAND, REGARDING FINES COLLECTED AS A
10 RESULT OF VIOLATIONS ENFORCED BY SPEED MONITORING SYSTEMS, THE COUNTY MAY:

- 11 (1) RECOVER THE COSTS OF IMPLEMENTING AND ADMINISTERING THE SPEED
12 MONITORING SYSTEMS; AND
- 13 (2) SUBJECT TO SECTION 7-302(E)(4)(II) OF THE COURTS AND JUDICIAL
14 PROCEEDINGS ARTICLE OF THE ANNOTATED CODE OF MARYLAND, SPEND
15 ANY REMAINING BALANCE SOLELY FOR PUBLIC SAFETY PURPOSES,
16 INCLUDING PEDESTRIAN SAFETY PROGRAMS.

17
18 *Section 2. And Be It Further Enacted by the County Council of Howard County,*
19 *Maryland, that a citation may not be issued for a period of 30 days after the first speed*
20 *monitoring system is placed in Howard County and a violation recorded by any speed*
21 *monitoring system during this 30-day period may be enforced only by the issuance of a*
22 *warning.*

23
24 *Section 3. And Be It Further Enacted by the County Council of Howard County,*
25 *Maryland, that this Act shall become effective 61 days after its enactment.*