

Proposed Legislation for December's Work Session

Councilman Carl DeWalt

Consideration for amending Laurel Municipal Code Sec.17-16(B) Speed Monitoring Systems in School Zones and adopt PG 302-21 Prince George's County Speed Monitoring System – Residential Districts PG 302-21.

On October 1, 2021, The General Assembly of Maryland enacted adding Prince George's County to allow speed monitoring systems on a highway in a residential district as long as it is authorized by the governing body of the local jurisdiction by local law enacted after reasonable notice and a public hearing. Speed Monitoring Systems will then be allowed on a highway in a residential district with a maximum posted speed limit of 35 miles per hour, which speed limit was established using generally accepted traffic engineering practices.

Please consider this legislation for the December City Council Work Session.

Chapter 447

(House Bill 619)

AN ACT concerning

**Prince George's County – Speed Monitoring Systems – Residential Districts ~~and~~
School Zones**

PG 302-21

FOR the purpose of establishing that certain provisions of law authorizing the use of speed monitoring systems in certain residential districts apply in Prince George's County; ~~establishing that a school zone speed monitoring system in Prince George's County may be used in a school zone with any speed limit;~~ and generally relating to speed monitoring systems in Prince George's County.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21-809(a)(1) and (8) and (b)(1)(i)
Annotated Code of Maryland
(2020 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21-809(b)(1)(vi)
Annotated Code of Maryland
(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.

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

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

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

1. In Montgomery County ~~OR PRINCE GEORGE'S COUNTY~~, on a highway in a residential district, as defined in § 21-101 of this title, with a maximum posted speed limit of 35 miles per hour, which speed limit was established using generally accepted traffic engineering practices;

2. ~~A. [In] EXCEPT AS PROVIDED IN ITEM B OF THIS ITEM, IN~~ a school zone with a posted speed limit of at least 20 miles per hour; ~~OR~~

~~B. IN PRINCE GEORGE'S COUNTY, IN A SCHOOL ZONE WITH ANY POSTED SPEED LIMIT;~~ or

3. In Prince George's County:

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

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

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

Enacted under Article II, § 17(c) of the Maryland Constitution, May 30, 2021.

Sec. 17-16(B). - Speed monitoring systems in school zones.

- (a) The terms used in this section that are defined in Ann. Code of Maryland, Transportation Article, § 21-809, as amended from time to time, shall have the same meanings in this section.
- (b) The city, through an agency established or designated by the city, is authorized to operate speed monitoring systems to enforce speed limits in conformance with Ann. Code of Maryland, Transportation Article, § 21-809, as amended.
- (c) The city council, by resolution, may establish a school zone on any road that is not under state jurisdiction and is located within the city's corporate limits within a half-mile ($\frac{1}{2}$) radius of any school and, for any school zone so established, shall set a maximum speed limit, provided that the designation of a school zone and maximum speed limit for such school zone shall not become effective until the city installs signs designating the school zone and indicating the maximum speed limit applicable to the school zone.
 - (1) If the proposed school zone is within one-quarter ($\frac{1}{4}$) mile of a school zone established by another municipal corporation, the city shall obtain approval of the other municipal corporation before establishing the school zone.
 - (2) The city may implement and use a speed monitoring system on a county highway at a location within the city's corporate limits in accordance with the requirements set forth in Ann. Code of Maryland, Transportation Article, § 21-803.1, as amended.
- (d) Before activating an unmanned stationary speed monitoring system, the city shall:
 - (1) Publish notice of the location of the speed monitoring system on its website and in a newspaper of general circulation in the city,
 - (2) Ensure that each sign that designates a school zone indicates that a speed monitoring system is in use in the school zone.
- (e) A speed monitoring system in a school zone may operate only Monday through Friday between 6:00 a.m. and 8:00 p.m.
- (f) For a period of at least thirty (30) days after the first speed monitoring system is placed in the city, a violation recorded by any speed monitoring system may be enforced only by issuance of a warning.
- (g) *Late fee.* There shall be assessed a twenty-five dollar (\$25.00) late fee for any citation which is not paid within the thirty-day period allowed on the face of the citation. This fee may be paid by the person in violation at the time of payment of the underlying penalty or shall be added to any judgment granted to the city by any court of competent jurisdiction.

(Ord. No. 1685, 7-26-10; Ord. No. 1707, 3-14-11)