

SECTION 3. AND BE IT FURTHER ENACTED, That new Section 16-109.1 be and it is hereby added to Article 66 1/2 - Vehicle Laws, of the Annotated Code of Maryland (1970 Replacement Volume and 1973 Supplement) to read as follows:

Article 66 1/2 - Vehicle Laws

16-109.1.

A. EVERY POLITICAL SUBDIVISION OR MUNICIPALITY MAY ADOPT ORDINANCES, LAWS, OR REGULATIONS CONTROLLING AND REGULATING THE PARKING OF MOTOR VEHICLES AND PROVIDING FOR THE IMPOUNDING OF SUCH VEHICLES. IN ALL CASES OF PARKING VIOLATIONS, THE OFFICER WHO DISCOVERS THE VEHICLE ILLEGALLY PARKED SHALL DELIVER A CITATION TO THE OPERATOR, OR, IF THE VEHICLE BE UNATTENDED, ATTACH A CITATION TO THE VEHICLE IN A CONSPICUOUS PLACE. IN THE ABSENCE OF THE OPERATOR, THE REGISTERED OWNER OF THE VEHICLE SHALL BE PRESUMED TO BE THE PERSON RECEIVING THE CITATION. A COPY OF THE CITATION SHALL BE RETAINED BY THE OFFICER AND SHALL BEAR HIS CERTIFICATION, UNDER PENALTY OF PERJURY, ATTESTING TO THE TRUTH OF THE MATTER THEREIN SET FORTH. THE RECIPIENT OF A CITATION MAY MAKE PAYMENT FOR THE VIOLATION DIRECTLY TO THE POLITICAL SUBDIVISION OR MUNICIPALITY, OR IF HE DESIRES TO STAND TRIAL FOR SAID OFFENSE MAY ELECT TO DO SO BY NOTIFYING THE POLITICAL SUBDIVISION OR MUNICIPALITY OF HIS INTENTION TO STAND TRIAL, AT LEAST FIVE (5) DAYS PRIOR TO THE PAYMENT DATE SET FORTH IN THE CITATION. AT THE TIME THE NOTICE OF INTENTION TO STAND TRIAL IS GIVEN, THE PERSON RECEIVING THE CITATION MUST ALSO NOTIFY THE POLITICAL SUBDIVISION OR MUNICIPALITY THAT HE DESIRES THE PRESENCE AT SAID TRIAL OF THE OFFICER WHO ISSUED THE CITATION. IF THE PERSON RECEIVING THE CITATION DOES NOT NOTIFY THE POLITICAL SUBDIVISION OR MUNICIPALITY THAT HE DESIRES THE PRESENCE OF THE OFFICER AT THE TRIAL, IT SHALL NOT BE NECESSARY THAT THE OFFICER APPEAR AND THE COPY OF THE CITATION BEARING THE CERTIFICATION OF THE OFFICER SHALL BE PRIMA FACIE EVIDENCE OF THE MATTER THEREIN SET FORTH. THE CHIEF JUDGE OF THE DISTRICT COURT SHALL ESTABLISH PROCEDURES FOR THE TRIAL OF THE SAID OFFENSES, INCLUDING PROCEDURES FOR NOTIFICATION OF THE DATE, TIME AND PLACE OF TRIAL, AND SHALL PROVIDE FOR A TRIAL DATE NOT LESS THAN FIFTEEN (15) DAYS FROM THE DATE ON WHICH THE NOTICE OF INTENTION TO STAND TRIAL WAS FILED.

B. UPON NOTIFICATION BY A POLITICAL SUBDIVISION OR MUNICIPALITY THAT THE PERSON RECEIVING A CITATION FOR VIOLATION OF A PARKING OR IMPOUNDING ORDINANCE, LAW, OR REGULATION HAS FAILED TO PAY THE APPROPRIATE FINE FOR THE VIOLATION BY THE DATE OF PAYMENT SET OUT ON THE CITATION, AND HAS FAILED TO FILE A NOTICE OF HIS INTENTION TO STAND