

police departments in Montgomery County to mail a citation to the owner of a motor vehicle that is recorded by a speed monitoring system in the county to be in violation of certain laws regarding the operation of a motor vehicle in excess of certain speed limits; establishing a certain maximum fine for a violation of law enforced by means of a speed monitoring system under this Act; requiring a citation to include certain information; authorizing the local police department to send a warning instead of a citation; authorizing the local police department to reissue a citation to the driver of a vehicle under certain circumstances; requiring certain citations to be mailed within certain time periods; requiring the District Court to prescribe a certain citation form and a civil penalty to be indicated on the citation; establishing the standard of proof in a trial for a violation of law enforced by means of a speed monitoring system under this Act; requiring the Chief Judge of the District Court, in consultation with certain county agencies, to adopt certain procedures; authorizing persons receiving citations to have the speed monitoring system operator be present and testify at trial; providing that certain persons are responsible for paying the civil penalty indicated on the citation under certain circumstances; providing that persons receiving citations may elect to stand trial in the District Court; establishing defenses that the District Court may consider; authorizing vehicle owners to submit a certain letter to the District Court to establish a certain defense; authorizing the Motor Vehicle Administration to impose certain penalties if the person cited under this Act fails to pay the civil penalty or contest liability; prohibiting imposition of liability under this Act from being considered for certain purposes; providing for the admissibility and use of certain evidence; modifying the jurisdiction of the District Court to include certain proceedings; providing for the handling of certain court costs and penalties; defining certain terms; clarifying certain language; prohibiting the custodian of recorded images produced by a speed monitoring system from allowing inspection of the recorded images, subject to certain exceptions; providing that the fees of certain contractors may not be contingent on the number of citations issued under this Act; restricting the use of certain revenues generated by this Act; providing for the application of this Act; providing that existing obligations or contracts may not be impaired by this Act; requiring Montgomery County to report to the General Assembly on or before a certain date; and generally relating to imposition of liability on certain persons recorded by speed monitoring systems violating certain laws regarding the operation of motor vehicles in excess of certain speed limits.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 4–401(13), 7–301(a), 7–302(e), and 10–311

Annotated Code of Maryland

(2002 Replacement Volume and 2004 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 11–215(e) and 11–318(e)