

**CITY OF BALTIMORE
COUNCIL BILL 11-0772
(First Reader)**

Introduced by: Councilmember Conaway
Introduced and read first time: August 15, 2011
Assigned to: Public Safety Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Transportation,
Baltimore City Public School System, Police Department, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Speed Monitoring Systems – Prohibition**

3 FOR the purpose of prohibiting the use and enforcement in Baltimore City of a school zone speed
4 monitoring system or a work zone speed control system; and clarifying certain related
5 language.

6 BY repealing and reordaining, with amendments

7 Article 31 - Transit and Traffic
8 Section(s) 33-1 and 33-2
9 Baltimore City Code
10 (Edition 2000)

11 BY repealing

12 Article 31 - Transit and Traffic
13 Section(s) 33-3 through 33-5
14 Baltimore City Code
15 (Edition 2000)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
17 Laws of Baltimore City read as follows:

18 **Baltimore City Code**

19 **Article 31. Transit and Traffic**

20 **Subtitle 33. Speed Monitoring Systems**

21 **§ 33-1. Definitions.**

22 (a) *In general.*

23 In this subtitle, the following terms have the meanings indicated.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 [(b) *Enabling Law.*

2 “Enabling Law” means:

3 (1) For school zone speed monitoring systems, State Code Transportation Article
4 § 21-809; and

5 (2) For work zone speed control systems, State Code Transportation Article
6 § 21-810.]

7 (B) [(c)] *Speed monitoring system.*

8 “Speed monitoring system” means either or both:

9 (1) a school zone speed monitoring system [established under] AUTHORIZED BY State
10 Code Transportation Article § 21-809; and

11 (2) a work zone speed control system [established under] AUTHORIZED BY State Code
12 Transportation Article § 21-810.

13 **§ 33-2. Systems [authorized] PROHIBITED.**

14 The use and enforcement of A speed monitoring [systems] SYSTEM in Baltimore City is
15 [authorized] PROHIBITED.

16 **[§ 33-3. Governing standards, etc.]**

17 [A speed monitoring system may not be used except in accordance with and subject to the
18 standards, procedures, requirements, limitations, and other provisions of:

19 (1) the State Enabling Law; and

20 (2) this subtitle and the rules and regulations adopted under this subtitle.]

21 **[§ 33-4. Enforcement.]**

22 [A violation recorded by a speed monitoring system may be enforced as provided in the State
23 Enabling Law.]

24 **[§ 33-5. Rules and regulations.]**

25 [(a) *In general.*

26 The Department of Transportation and the Police Department may jointly develop and
27 adopt rules and regulations to govern the implementation and use of speed monitoring
28 systems.]

29 [(b) *Coverage.*

30 These rules and regulations may, among other things, establish procedures and standards
31 for:

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- 1 (1) the procurement of system devices;
- 2 (2) the employment or procurement of system operators;
- 3 (3) the placement and operation of system devices.]

4 [(c) *To be compliant with Enabling Law.*

5 All rules and regulations adopted under this section must be compliant with the State
6 Enabling Law.]

7 [(d) *Filing with Legislative Reference.*

8 A copy of all rules and regulations adopted under this subtitle must be filed with the
9 Department of Legislative Reference before they take effect.]

10 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
11 are not law and may not be considered to have been enacted as a part of this or any prior
12 Ordinance.

13 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
14 after the date it is enacted.