



Legislation Details (With Text)

File #: 09-0342 **Version:** 0 **Name:** Speed Monitoring Systems - Establishment
Type: Ordinance **Status:** Enacted
File created: 6/1/2009 **In control:** City Council
On agenda: **Final action:** 8/17/2009
Enactment date: **Enactment #:** 09-207
Title: Speed Monitoring Systems - Establishment

FOR the purpose of authorizing the certain speed monitoring systems, in certain areas, and subject to certain standards, procedures, requirements, and limitations; authorizing certain civil penalties for violations; defining certain terms; requiring certain rules and regulations; mandating a certain period during which violations may be enforced only by the issuance of warnings; and providing for a special effective date.

Sponsors: City Council President (Administration)
Indexes: Cameras, Speed, Speed Monitoring Systems
Code sections:

Attachments: 1. 09-0342 - 1st Reader.pdf, 2. Transportation - 09-0342.pdf, 3. Law - 09-0342.pdf, 4. Finance - 09-0342.pdf, 5. Police - 09-0342.pdf, 6. 09-0342 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
8/17/2009	0	Mayor	Signed by Mayor	
8/10/2009	0	City Council	Approved and Sent to the Mayor	
7/13/2009	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
7/13/2009	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
6/15/2009	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
6/4/2009	0	The City Council	Referred for a Report	
6/4/2009	0	The City Council	Referred for a Report	
6/4/2009	0	The City Council	Referred for a Report	
6/4/2009	0	The City Council	Referred for a Report	
6/1/2009	0	City Council	Assigned	
6/1/2009	0	City Council	Introduced	

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

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning
Speed Monitoring Systems - Establishment

FOR the purpose of authorizing the certain speed monitoring systems, in certain areas, and subject to certain standards, procedures, requirements, and limitations; authorizing certain civil penalties for violations; defining certain terms; requiring certain rules and regulations; mandating a certain period during which violations may be enforced only by the issuance of warnings; and providing for a special effective date.

BY adding

Article 31 - Transit and Traffic
Section(s) 33-1 through 33-5, to be under the new subtitle,
“Subtitle 33. Speed Monitoring Systems”
Baltimore City Code
(Edition 2000)

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

Baltimore City Code

Article 31. Transit and Traffic

Subtitle 33. Speed Monitoring Systems

§ 33-1. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) ENABLING LAW.

“ENABLING LAW” MEANS:

(1) FOR SCHOOL ZONE SPEED MONITORING SYSTEMS, STATE CODE TRANSPORTATION ARTICLE § 21-809; AND

(2) FOR WORK ZONE SPEED CONTROL SYSTEMS, STATE CODE TRANSPORTATION ARTICLE § 21-810.

(C) SPEED MONITORING SYSTEM.

“SPEED MONITORING SYSTEM” MEANS EITHER OR BOTH:

(1) A SCHOOL ZONE SPEED MONITORING SYSTEM ESTABLISHED UNDER STATE CODE TRANSPORTATION ARTICLE § 21-809; AND

(2) A WORK ZONE SPEED CONTROL SYSTEM ESTABLISHED UNDER STATE CODE TRANSPORTATION ARTICLE § 21-810.

§ 33-2. SYSTEMS AUTHORIZED.

THE USE AND ENFORCEMENT OF SPEED MONITORING SYSTEMS IN BALTIMORE CITY IS AUTHORIZED.

§ 33-3. GOVERNING STANDARDS, ETC.

A SPEED MONITORING SYSTEM MAY NOT BE USED EXCEPT IN ACCORDANCE WITH AND SUBJECT TO THE STANDARDS, PROCEDURES, REQUIREMENTS, LIMITATIONS, AND OTHER PROVISIONS OF:

(1) THE STATE ENABLING LAW; AND

(2) THIS SUBTITLE AND THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE.

§ 33-4. ENFORCEMENT.

A VIOLATION RECORDED BY A SPEED MONITORING SYSTEM MAY BE ENFORCED AS PROVIDED IN THE STATE ENABLING LAW.

§ 33-5. RULES AND REGULATIONS.

(A) IN GENERAL.

THE DEPARTMENT OF TRANSPORTATION AND THE POLICE DEPARTMENT MAY JOINTLY DEVELOP AND, WITH THE APPROVAL OF THE BOARD OF ESTIMATES, ADOPT RULES AND REGULATIONS TO GOVERN THE IMPLEMENTATION AND USE OF SPEED MONITORING SYSTEMS.

(B) COVERAGE.

THESE RULES AND REGULATIONS MAY, AMONG OTHER THINGS, ESTABLISH PROCEDURES AND STANDARDS FOR:

(1) THE PROCUREMENT OF SYSTEM DEVICES;

(2) THE EMPLOYMENT OR PROCUREMENT OF SYSTEM OPERATORS;

(3) THE PLACEMENT AND OPERATION OF SYSTEM DEVICES.

(C) TO BE COMPLIANT WITH ENABLING LAW.

ALL RULES AND REGULATIONS ADOPTED UNDER THIS SECTION MUST BE COMPLIANT WITH THE STATE ENABLING LAW.

(D) FILING WITH LEGISLATIVE REFERENCE.

A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE MUST BE FILED WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

SECTION 2. AND BE IT FURTHER ORDAINED, That:

- (a) for 30 days after the first school zone speed monitoring system is activated in the City, a violation recorded by it or any other school zone speed monitoring system may be enforced only by issuance of a warning; and
- (b) for 30 days after the first work zone speed control system is activated in Baltimore City, a violation recorded by it or any other work zone speed control system may be enforced only by issuance of a warning.

SECTION 3. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

SECTION 4. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the later of (i) the date this Ordinance is enacted or (ii) October 1, 2009.

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