



Legislation Text

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

A Bill Entitled

An Ordinance concerning
Speed Monitoring or Control Systems - Corrective

For the purpose of adding a provision, newly required by State law, that imposes certain limits on the enforcement of a school zone speed monitoring system that has been moved to or placed at a new location; clarifying certain distinctions between a school zone speed monitoring system and a work zone speed control system; and conforming, correcting, and clarifying related language.

By repealing and reordaining, with amendments

Article 31 - Transit and Traffic
Sections 33-1 through 33-5, to be under the renamed subtitle,
"Subtitle 33. Speed Monitoring or Control 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 or Control 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] for school zone speed monitoring systems, State Code Transportation Article § 21-809;
and
- (2) [For] for work zone speed control systems, State Code Transportation Article § 21-810.

(c) *Speed monitoring or control system.*

“Speed monitoring or control system” means, except as otherwise specified, 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 or control systems in Baltimore City is authorized.

§ 33-3. Governing standards, etc.

[A speed monitoring system] Neither a school zone speed monitoring system nor a work zone speed control 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 applicable to that system; and
- (2) this subtitle and the rules and regulations adopted under this subtitle.

§ 33-4. Enforcement.

(a) *In general.*

A violation recorded by a speed monitoring or control system may be enforced as provided in the State Enabling Law for that system.

(b) *Newly moved or placed school zone system.*

- (1) This subsection applies only to school zone speed monitoring systems established under State Code Transportation Article § 21-809.
- (2) If a school zone speed monitoring system is moved to or placed at a location where a school zone speed monitoring system had not previously been moved to or placed at, a citation for a violation recorded by that system may not be issued:
 - (i) until signage is installed in accordance with the State Enabling Law; and
 - (ii) for at least the first 15 calendar days after the signage is installed.

§ 33-5. Rules and regulations.

(a) *In general.*

The Department of Transportation and the Police Department may jointly develop and adopt rules and regulations to govern the implementation and use of speed monitoring or control 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 applicable 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 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 3. And be it further ordained, That this Ordinance takes effect on the 30th day after the date it is enacted.