Prince George's County Council
Agenda Item Summary

Meeting Date: 11/30/2004

Reference No.: CB-082-2004

Draft No.: 1

Proposer(s): Hendershot

Sponsor(s): Dean, Exum, Bland

Item Title: An Act requiring that photographs be taken whenever a motor vehicle is impounded from private property under certain circumstances

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Drafter: Ralph E. Grutzmacher, Legislatlive Officer

Resource Personnel: Carol B. White,Legislative Aide

LEGISLATIVE HISTORY:

Date Presented:	9/14/2004	**Executive Action:**	12/8/2004 S
Committee Referral:	9/14/2004 - PSFM	**Effective Date:**	1/24/2005

Committee Action: 10/27/2004 - FAV

Date Introduced: 11/1/2004

Public Hearing: 11/30/2004 - 10:00 AM

Council Action (1) 11/30/2004 - ENACTED

Council Votes: MB:A, WC:A, SHD:A, TD:A, CE:A, DCH:A, TH:-, TK:A, DP:A

Pass/Fail: P

Remarks:

AFFECTED CODE SECTIONS:

26-142.05

COMMITTEE REPORTS:

PUBLIC SAFETY AND FISCAL MANAGEMENT COMMITTEE   **Date 10/27/2004**

Committee Vote, Favorable, 4-0, (In favor: Councilmembers Peters, Exum, Hendershot and Knotts.)

This bill will require that a towing company that removes a vehicle from private property must photograph the vehicle in a manner that documents the unauthorized parking of the vehicle and attach the photograph to the original tow slip.

The Office of Law has reviewed the bill and finds it to be in proper legislative form with no legal impediments to its enactment.

There should not be any negative fiscal impact on the County as a result of enacting CB-82-2004.

BACKGROUND INFORMATION/FISCAL IMPACT:

(Includes reason for proposal, as well as any unique statutory requirements)

Under existing law, unattended and involuntary impoundment and towing by non-government agents of private motor vehicles does not require the corroboration of the reason for the impoundment. The proposed legislation would require that a photograph be taken prior to impoundment in an attempt to provide some independent documentation of the alleged violation.

CODE INDEX TOPICS:

INCLUSION FILES: