

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2009 Legislative Session

Bill No. CB-37-2009

Chapter No. 32

Proposed and Presented by The Chairperson (by request – County Executive)

Introduced by Council Members Olson, Turner, Dernoga, Campos and Knotts

Co-Sponsors _____

Date of Introduction October 13, 2009

BILL

1 AN ACT concerning

2 Speed Monitoring Systems

3 For the purpose of authorizing the County to utilize speed monitoring systems pursuant to
4 Section 21-809 of the Transportation Article of the Annotated Code of Maryland.

5 BY repealing and reenacting with amendments:

6 SUBTITLE 26. VEHICLES AND TRAFFIC.

7 Section 26-101

8 The Prince George's County Code
9 (2007 Edition, 2008 Supplement).

10 BY adding:

11 SUBTITLE 26. VEHICLES AND TRAFFIC.

12 Section 26-114.01

13 The Prince George's County Code
14 (2007 Edition, 2008 Supplement).

15 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
16 Maryland, that Section 26-101, of the Prince George's County Code be and the same is hereby
17 repealed and reenacted with the following amendments:

18 SUBTITLE 26. VEHICLES AND TRAFFIC.

19 DIVISION 1. ADMINISTRATIVE PROVISIONS.

1 **Sec. 26-101. Definitions.**

2 (a) For the purposes of this Subtitle, the following words and phrases shall have the
3 meanings respectively ascribed to them hereunder:

4 * * * * *

5 (14) **Public Parking Facility** means those properties in Prince George's County
6 owned or leased by Prince George's County and designated for public parking; and those
7 properties in Prince George's County owned or leased and operated by the Washington
8 Metropolitan Area Transit Authority or the Revenue Authority and designated for public
9 parking.

10 (15) **Recorded Images** means:

11 (A) images recorded by a traffic control signal monitoring system on two or more
12 photographs, microphotographs, electronic images, a videotape, or any other medium which
13 shows the rear of a motor vehicle clearly identifying the registration plate number on the motor
14 vehicle on at least one image or on a portion of tape; or

15 (B) images recorded by a speed monitoring system on a photograph, a
16 microphotograph, an electronic image, a videotape, or any other medium which shows the rear of
17 the motor vehicle, at least two time-stamped images of the motor vehicle that include the same
18 stationary object near the motor vehicle, and on at least one image or portion of tape, a clear and
19 legible identification of the entire registration plate number of the motor vehicle.

20 (16) **Revenue Authority** means the Revenue Authority of Prince George's County.

21 (17) **Speed Monitoring System** means a device with one or more motor vehicle
22 sensors producing recorded images of motor vehicles traveling at speeds at least 12 miles per
23 hour above the posted speed limit.

24 (18) **State** means the State of Maryland.

25 [(18)](19) **Traffic Control Signal Monitoring System** means a device with one or
26 more motor vehicle sensors working in conjunction with a traffic control signal to produce
27 recorded images of motor vehicles entering into an intersection against a red signal indication.

28 [(19)](20) **Unpaved Area of a Residential Lot** means, in any yard of a lot with one or
29 more dwellings, an area not covered by asphalt, brick, block, concrete, or other structural
30 material able to hold the weight of a vehicle, but does not include the uncovered area of a
31 driveway with paved tracks for vehicle wheels.

1 [(20)](21) **Vehicle** means any automobile, trailer, or other vehicle of a type required to
2 be registered with the Maryland Motor Vehicle Administration.

3 (b) Whenever any words and phrases used herein are not defined herein but are defined in
4 the State laws regulating the operation of vehicles, any such definition therein shall be deemed to
5 apply to such words and phrases used herein, except when the context otherwise requires.

6 SECTION 2. BE IT FURTHER ENACTED by the County Council of Prince George's
7 County, Maryland, that Section 26-114.01 of the Prince George's County Code be and the same
8 is hereby added:

9 **SUBTITLE 26. VEHICLES AND TRAFFIC.**

10 **DIVISION 4. SPEED REGULATIONS.**

11 **Sec. 26-114.01. Authority to install and utilize speed monitoring systems.**

12 (a) Pursuant to Section 21-809 of the Transportation Article of the Annotated Code of
13 Maryland, as may be amended from time to time, Prince George’s County is authorized to use
14 Speed Monitoring Systems to regulate traffic.

15 (b) The Director, in conjunction with the Chief of Police, and the County Council is
16 authorized to determine those locations where speed monitoring systems are to be installed.

17 (c) All speed monitoring systems shall conform to, and be used in accordance with, the
18 requirements of the Transportation Article of the Annotated Code of Maryland.

19 SECTION 3. BE IT FURTHER ENACTED that prior to the installation of the first speed
20 monitoring system pursuant to this Section, the County Council shall hold at least one (1) public
21 hearing to obtain public comment on potential locations for such speed monitoring systems. The
22 Director of the Department of Public Works and Transportation shall establish a citizen advisory
23 committee comprised of two (2) representatives from each Council District selected by the
24 respective Council members and three (3) representatives from the Office of the County
25 Executive for a total of twenty-one (21) members to meet periodically for the purpose of
26 obtaining additional public comment.

27 SECTION [3] 4. BE IT FURTHER ENACTED that for the first 30 days after the first
28 speed monitoring system is placed in the County pursuant to this Act, a violation recorded by
29 any speed monitoring system in the County may be enforced only by the issuance of a warning.

30 SECTION [4] 5. BE IT FURTHER ENACTED that this Act shall take effect forty-five
31 (45) calendar days after it becomes law.

Adopted this 3rd day of November, 2009.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Marilynn M. Bland
Chairperson

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Jack B. Johnson
County Executive

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.