

SENATE BILL 281

R4, R5

9lr0730
CF 9lr0335

By: **Senator Waldstreicher**

Introduced and read first time: January 28, 2019

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Motor Vehicle Registration – Suspension for Failure to Pay Video Toll – Repeal**

3 FOR the purpose of repealing the requirement that the Motor Vehicle Administration,
4 under certain circumstances, suspend the registration of a motor vehicle that incurs
5 a certain toll violation; altering the authority of the Maryland Transportation
6 Authority to enter certain reciprocal agreements for the enforcement of toll
7 violations; making conforming changes; altering an obsolete cross–reference; and
8 generally relating to civil penalties for certain toll violations.

9 BY repealing and reenacting, without amendments,
10 Article – Transportation
11 Section 21–1414(a)(1) and (9) through (12)
12 Annotated Code of Maryland
13 (2012 Replacement Volume and 2018 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Transportation
16 Section 21–1414(d)(4) and (i) and 21–1415
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2018 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

Article – Transportation

21 21–1414.

22 (a) (1) In this section the following words have the meanings indicated.

23 (9) “Toll violation” means the failure to pay a video toll within the time

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 prescribed by the Authority in a notice of toll due.

2 (10) "Video monitoring system" means a device installed to work in
3 conjunction with a toll collection facility that produces a recorded image when a video toll
4 transaction occurs.

5 (11) "Video toll" means the amount assessed by the Authority when a video
6 toll transaction occurs.

7 (12) "Video toll transaction" means any transaction in which a motor vehicle
8 does not or did not pay a toll at the time of passage through a toll collection facility with a
9 video monitoring system.

10 (d) (4) A citation shall also include:

11 (i) Information advising the person alleged to be liable under this
12 section of the manner and the time in which liability alleged in the citation may be
13 contested;

14 (ii) The statutory defenses described in subsection (g) of this section
15 that were originally included in the notice of toll due; and

16 (iii) A warning that failure to pay the video toll and civil penalty, to
17 contest liability in the manner and time prescribed, or to appear at a trial requested is an
18 admission of liability and a waiver of available defenses, and may result in the refusal [or
19 suspension] of the motor vehicle registration and referral for collection.

20 (i) (1) The Administration shall refuse [or suspend] the registration of a
21 motor vehicle that incurs a toll violation under this section if:

22 (i) The Maryland Transportation Authority notifies the
23 Administration that a registered owner of the motor vehicle has been served with a citation
24 in accordance with this section and has failed to:

25 1. Pay the video toll and the civil penalty for the toll violation
26 by the date specified in the citation; and

27 2. Contest liability for the toll violation by the date identified
28 and in the manner specified in the citation; or

29 (ii) The Maryland Transportation Authority or the District Court
30 notifies the Administration that a person who elected to contest liability for a toll violation
31 under this section has failed to:

32 1. Appear for trial or has been determined to be guilty of the
33 toll violation; and

