

BY: Delegates Moon and Love  
(To be offered in the Montgomery County House Delegation)

AMENDMENTS TO MC 1-23  
(Sprint Copy)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Montgomery County Delegation” and substitute “Delegates Moon and Love”; strike line 2 in its entirety and substitute “**School Bus Stops – Traffic Violations – Enforcement and Safety Measures**”; in line 3, strike “MC 1-23”; strike beginning with “requiring” in line 4 down through “County” in line 8 and substitute “requiring a law enforcement agency to issue a warning for certain violations on State highways enforced by school bus monitoring cameras; requiring the State Highway administration to develop a certain plan for improved safety measures at certain school bus stops in Montgomery County and to report its findings to the Montgomery County Council, the Montgomery County Department of Transportation, Montgomery County Public Schools, the Montgomery County Vision Zero Coordinator, and the Montgomery County delegation to the General Assembly; and generally relating to school bus stops”; strike in their entirety lines 9 through 13, inclusive; and after line 18, insert:

“BY repealing and reenacting, with amendments,  
Article - Transportation  
Section 21-706.1(e) and (f)(2)  
Annotated Code of Maryland  
(2020 Replacement Volume and 2022 Supplement)”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 3 on page 2 through line 29 on page 3, inclusive.

On page 4, after line 7, insert:

“(e) (1) **[Unless] EXCEPT AS PROVIDED IN SUBSECTION (F)(2) OF THIS SECTION, UNLESS the driver of the motor vehicle received a citation from a police officer at the time of the violation, the owner or, in accordance with subsection (h)(5) of this section, the driver of a motor vehicle is subject to a civil penalty if the motor vehicle is recorded by a school bus monitoring camera during the commission of a violation.**

(2) A civil penalty under this subsection may not exceed \$500.

(3) For purposes of this section, the District Court shall prescribe:

(i) A uniform citation form consistent with subsection (f)(1) of this section and § 7-302 of the Courts Article; and

(ii) A civil penalty, which shall be indicated on the citation, to be paid by persons who choose to prepay the civil penalty without appearing in District Court.

**(f) (2) (I) FOR A FIRST VIOLATION, A LAW ENFORCEMENT AGENCY MAY NOT ISSUE A CITATION AND SHALL MAIL A WARNING NOTICE TO AN OWNER LIABLE UNDER SUBSECTION (E) OF THIS SECTION IF:**

**1. THE VIOLATION RECORDED BY A SCHOOL BUS MONITORING CAMERA OCCURRED ON A ROAD THAT HAS FOUR OR MORE LANES OF TRAFFIC; AND**

**2. THE MOTOR VEHICLE WAS TRAVELING IN THE OPPOSITE DIRECTION OF THE SCHOOL BUS.**

**(II) [The] FOR A VIOLATION NOT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE law enforcement agency may mail a warning notice in place of a citation to the owner liable under subsection (e) of this section.**

**SECTION 2. AND BE IT FURTHER ENACTED, That:**

**(a) The State Highway Administration, with the cooperation of law enforcement agencies, shall identify school bus stops located on State highways in Montgomery County that experience high incidence of violations of § 21-706 of the Transportation Article and develop a plan, including a timeline, for the implementation of additional safety measures for those school bus stops.**

**(b) A plan developed under subsection (a) of this section shall include consideration of the feasibility of constructing medians on undivided State highways at locations with high incidents of violations.**

**(c) On or before December 31, 2023, the State Highway Administration shall submit its plan to the Montgomery County Council, the Montgomery County Department of Transportation, Montgomery County Public Schools, the Montgomery County Vision Zero Coordinator, and, in accordance with § 2-1257 of the State Government Article, the Montgomery County delegation to the General Assembly.”;**

and in line 8, strike “2” and substitute “3”.

## **EXPLANATION OF THE AMENDMENTS:**

### Amendment No. 1:

Makes technical changes to the sponsorship of the bill, short title, and purpose and function paragraphs. Also removes the local bill number.

### Amendment No. 2:

Strikes the original bill and establishes a statewide prohibition against a law enforcement agency issuing a citation for the failure of a driver to stop for a school bus displaying flashing red lights that is captured by a school bus camera if:

- the violation is a first offense
- the violation occurs on a state highway with four or more lanes; and
- the vehicle cited was heading in a direction opposite the bus.

Also requires SHA to establish a plan to improve safety at bus stops where high numbers of violations occur. The plan must include the feasibility of creating medians at such locations. SHA must send the plan, by December 31, 2023, to:

- the Montgomery County Council;
- the Montgomery County Department of Transportation;
- Montgomery County Public Schools;
- the Montgomery County Vision Zero Coordinator; and
- the Montgomery County delegation.