

# HOUSE BILL 198

R2

3lr0986

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By: **Delegates Cardin, Conaway, DeBoy, Jameson, Kaiser, Morhaim, Sophocleus, and Valentino-Smith**

Introduced and read first time: January 21, 2013

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Transportation Authority – Electronic Toll Violations – Reporting**

3 FOR the purpose of requiring the Maryland Transportation Authority to submit a  
4 report to certain committees of the General Assembly on or before a certain date  
5 each year concerning electronic toll violations; requiring the report to include  
6 certain information; defining certain terms; and generally relating to annual  
7 reporting on electronic toll violations.

8 BY repealing and reenacting, without amendments,  
9 Article – Transportation  
10 Section 21–1414(a) and (b)  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume)

13 BY adding to  
14 Article – Transportation  
15 Section 21–1414(g)  
16 Annotated Code of Maryland  
17 (2012 Replacement Volume)

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

20 **Article – Transportation**

21 21–1414.

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2) “Electronic toll collection” means a system of collecting tolls or  
2 charges that is capable of charging an account holder for the appropriate toll by  
3 electronic transmission of information between a device on a motor vehicle and a  
4 device in a toll lane at a toll collection facility.

5           (3) “Pay” means paying a toll by cash, by permitting a charge against  
6 a valid account with the Maryland Transportation Authority, or by another means of  
7 payment approved by the Authority at the time.

8           (4) “Video–monitoring system” means a motor vehicle sensor installed  
9 to work in conjunction with a toll collection facility that automatically produces a  
10 photograph, microphotograph, videotape, or other recorded image of the license plate  
11 of a motor vehicle when the operator of the motor vehicle fails to pay a toll.

12           (b) (1) If the operator of a motor vehicle fails to pay the prescribed toll at  
13 any Authority highway where tolls are collected by means of electronic toll collection,  
14 the registered owner of the motor vehicle shall be liable to the Maryland  
15 Transportation Authority for payment of the toll and a civil penalty as provided for in  
16 the regulations of the Maryland Transportation Authority.

17           (2) A registered owner of a vehicle shall not be liable for a civil penalty  
18 imposed under this section if the operator of the vehicle has been convicted of failure  
19 or refusal to pay a toll under § 21–1413 of this subtitle for the same violation.

20           **(G) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE**  
21 **THE MEANINGS INDICATED.**

22                           **(II) “BUDGET COMMITTEES” MEANS THE SENATE BUDGET**  
23 **AND TAXATION COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND**  
24 **THE HOUSE COMMITTEE ON WAYS AND MEANS.**

25                           **(III) “ELECTRONIC TOLL VIOLATION” MEANS A FAILURE OF**  
26 **THE OPERATOR OF A MOTOR VEHICLE TO PAY THE PRESCRIBED TOLL AT ANY**  
27 **AUTHORITY HIGHWAY WHERE TOLLS ARE COLLECTED BY ELECTRONIC TOLL**  
28 **COLLECTION.**

29           **(2) ON OR BEFORE JANUARY 1 OF EACH YEAR, THE AUTHORITY**  
30 **SHALL SUBMIT TO THE BUDGET COMMITTEES, IN ACCORDANCE WITH § 2–1246**  
31 **OF THE STATE GOVERNMENT ARTICLE, A REPORT THAT INCLUDES THE**  
32 **INFORMATION SPECIFIED IN PARAGRAPH (3) OF THIS SUBSECTION REGARDING**  
33 **ELECTRONIC TOLL VIOLATIONS.**

34           **(3) THE REPORT SHALL INCLUDE:**

1                   **(I) THE NUMBER OF ELECTRONIC TOLL VIOLATIONS THAT**  
2 **OCCURRED DURING THE PRECEDING YEAR AND THE NUMBER OF PERSONS WHO**  
3 **COMMITTED AN ELECTRONIC TOLL VIOLATION;**

4                   **(II) THE AMOUNT OF REVENUE THE AUTHORITY DID NOT**  
5 **RECEIVE DURING THE PRECEDING YEAR DUE TO ELECTRONIC TOLL**  
6 **VIOLATIONS; AND**

7                   **(III) THE EFFORTS MADE BY THE AUTHORITY TO OBTAIN**  
8 **PAYMENT FROM PERSONS WHO COMMITTED AN ELECTRONIC TOLL VIOLATION**  
9 **DURING THE PRECEDING YEAR.**

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 July 1, 2013.