

THE COUNCIL OF THE TOWN OF UPPER MARLBORO

ORDINANCE: 2025-08

SESSION: Special Town Meeting

INTRODUCED November 18, 2025

DATE ENACTED: December 09, 2025

EFFECTIVE DATE: December 29, 2025

AN ORDINANCE OF THE COUNCIL OF THE TOWN OF UPPER MARLBORO, MARYLAND AMENDING THE CODE OF THE TOWN OF UPPER MARLBORO, CHAPTER 24, TRAFFIC AND VEHICLES, ARTICLE III, SPEED MONITORING SYSTEM AND RED LIGHT ENFORCEMENT PROGRAM, § 24-57, “SPEED MONITORING SYSTEM, PENALTIES, USE OF REVENUE,” TO INCREASE THE AMOUNT OF FINES ASSESSED FOR A MOTOR VEHICLE RECORDED BY A SPEED MONITORING SYSTEM OPERATING IN VIOLATION OF THE POSTED SPEED LIMIT

WHEREAS, Maryland Code Annotated, Transportation Article § 21-809 “Speed Monitoring Systems” authorizes municipalities to operate speed monitoring systems under certain circumstances; and

WHEREAS, pursuant to this authority, the legislative body of the Town of Upper Marlboro (then, the Board of Commissioners of the Town of Upper Marlboro) adopted what is now codified as Town Code, Chapter 24 “Traffic and Vehicles,” Article III “Speed-Monitoring System and Red Light Enforcement Program” and established a speed monitoring system; and

WHEREAS, during the 2025 Legislative Session of the Maryland General Assembly, the General Assembly enacted House Bill 182, which altered the fines assessed for motor vehicles operating at least 12 miles per hour above the posted speed limit that are recorded by the speed monitoring system; and

WHEREAS, the Town Council has determined that increasing the fines for speed monitoring system violations as permitted by HB 182 will serve the public interest in enhanced road safety for vehicles and pedestrians by further discouraging drivers from greatly exceeding posted speed limits; and

WHEREAS, the Town Council desires to amend its fee structure to adopt the higher fines permitted by State law.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Council of the Town of Upper Marlboro, Maryland, that Chapter 24 “Traffic and Vehicles,” Article III “Speed Monitoring System and Red Light Enforcement Program,” Sec. 24-57 “Speed Monitoring System penalties; use of revenue” of the Code of the Town of Upper Marlboro is hereby amended to read as follows:

Sec. 24-57. Speed-monitoring system penalties; use of revenue.

(a) [A civil] **THE** penalty [in the amount of \$40.00 per] **FOR A** violation [is hereby] established [for] **BY A** speed-monitoring system [violations,] **UNDER THIS ARTICLE SHALL BE:**

- 1. IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 12 AND 15, INCLUSIVE, MILES PER HOUR, \$40;**
- 2. IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 16 AND 19, INCLUSIVE, MILES PER HOUR, \$70;**
- 3. IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 20 AND 29, INCLUSIVE, MILES PER HOUR, \$120;**
- 4. IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY BETWEEN 30 AND 39, INCLUSIVE, MILES PER HOUR, \$230; AND**
- 5. IF THE CITATION ALLEGES THAT THE DRIVER OF THE MOTOR VEHICLE EXCEEDED THE SPEED LIMIT BY 40 MILES PER HOUR OR MORE, \$425.**

THE ABOVE STATED PENALTIES ARE subject to an additional late fee if not paid within 30 days after the issuance of the citation. The penalty shall be paid to the town, and all unpaid violations shall be forwarded for collections actions, except that, in a contested case before the district court of the state, the penalty shall be collected by the district court in accordance with Ann. Code of Md., Courts and Judicial Proceedings article, § 7-302(a) and Ann. Code of Md., Transportation [article] **ARTICLE**, § 21-809 and distributed in accordance with Ann. Code of Md., Transportation [article] **ARTICLE**, § 12-118, as any of the foregoing may be amended from time to time.

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BE IT FURTHER ENACTED AND ORDAINED by the Council of the Town of Upper Marlboro, Maryland that to the extent that any prior ordinance or provision thereof, may irreconcilably conflict with any provision of this Ordinance, this Ordinance shall operate to repeal those Town Ordinances or portions thereof, previously adopted that are inconsistent with the provisions of this Ordinance.

BE IT FURTHER ENACTED AND ORDAINED by the Council of the Town of Upper Marlboro, Maryland that pursuant to the Town Charter, this Ordinance shall be posted in the

Town office and a fair summary of it shall be published once on the Town website and shall become effective 20 days after passage by the Council.

INTRODUCED in a public session of the Council of the Town of Upper Marlboro on this 18th day of November, 2025.

ADOPTED by the Council of the Town of Upper Marlboro, Maryland on this 9th day of December, 2025.

Attest:

THE COUNCIL OF THE TOWN OF UPPER
MARLBORO, MARYLAND

Telaya Bush, Town Clerk

Sarah Franklin, Mayor