

prepare a written traffic citation containing a notice to appear in court, the name and address of the person, his driver's license number, the State registration number of his vehicle, if any, the offense charged, the time and place the person shall appear in court, and such other pertinent information as necessary.

(b) The time specified in the notice to appear must be at least five days after the alleged violation unless the person charged with the violation demands an earlier hearing.

(c) The place specified in the notice to appear must be before a magistrate as designated in section 16-111.

(d) The person charged with the violation may give his written promise to appear in court by signing at least one copy of the written traffic citation prepared by the officer, in which event the officer shall deliver a copy of the citation to the person, and thereupon the officer shall not take the person into physical custody for the violation.

#### § 16-109.1. *Parking cases in Baltimore City.*

In all cases of parking violations in Baltimore City the officer who discovers the vehicle illegally parked, in the absence of the operator, shall attach a summons to the vehicle in a conspicuous place or if the operator be present deliver the summons to him. A copy of the summons shall be retained by the officer and shall bear certification under penalty of perjury by the officer attesting the truth of the matters therein set forth. The recipient of a summons may waive a hearing before the Traffic Division of the Municipal Court of Baltimore City at least five days prior to the date of hearing set out in the summons. Provided that if the person so summoned desires a hearing he must notify the Chief Clerk of the Traffic Division of the court of his desire at least five days prior to the date of hearing as set forth in the summons. At the time the notice of a desire for a hearing is given, the person summoned must also notify the Supervisor that he desires the presence of the officer who issued the summons at the time of the hearing. If the person so summoned does not notify the Chief Clerk of the Traffic Division of the court that he desires the presence of the officer at the time of the hearing as aforesaid, it shall not be necessary that the officer who issued the summons appear, and the copy of the summons bearing the certification by the officer shall be prima facie evidence of the matters therein set forth. The appropriate authority in Baltimore City shall cause notice of the provisions of this section to be printed clearly and in a conspicuous place in all summons for parking violations used in Baltimore City. Provided further that no summons shall be issued setting a trial date less than fifteen days from the date of the offense.

#### § 16-110. *Authority of an officer on the scene of an accident.*

Except for felonies and those offenses enumerated in paragraphs (1), (2), (3), and (4) of subsection (a) of section 16-105, a police officer at the scene of a traffic accident may issue a written traffic citation, as provided in section 16-109, to any driver of a vehicle involved in the accident when, based upon personal investigation, the officer has reasonable and probable grounds to believe that the person has committed any offense under the provisions of this article in connection with the accident.