

(III) A WARNING THAT FAILURE TO PAY THE TOLL AND CIVIL PENALTY OR TO CONTEST LIABILITY IN THE MANNER AND TIME PRESCRIBED ~~IN IS~~ AN ADMISSION OF LIABILITY AND A WAIVER OF AVAILABLE DEFENSES, AND MAY RESULT IN THE ENTRY OF A DEFAULT JUDGMENT OR IN THE REFUSAL OR SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

(5) A PERSON RECEIVING THE NOTICE OF VIOLATION UNDER THIS SECTION MAY:

(I) PAY THE TOLL AND THE CIVIL PENALTY DIRECTLY TO THE MARYLAND TRANSPORTATION AUTHORITY; OR

(II) ELECT TO STAND TRIAL FOR THE ALLEGED VIOLATION.

(6) IF THE REGISTERED OWNER OF A MOTOR VEHICLE WHO IS LIABLE UNDER THIS SECTION ~~FINALS FAILS~~ TO PAY THE PRESCRIBED TOLL AND CIVIL PENALTY WITHIN 60 DAYS AFTER MAILING OF THE NOTICE OF LIABILITY, THE MARYLAND TRANSPORTATION AUTHORITY OR ITS DULY AUTHORIZED AGENT MAY:

(I) COLLECT THE TOLL, THE CIVIL PENALTY AND ADMINISTRATIVE EXPENSES BY CIVIL ACTION COMMENCED IN THE DISTRICT COURT FOR THE JURISDICTION IN WHICH THE ALLEGED FAILURE TO PAY A TOLL OCCURRED; OR

(II) NOTIFY THE ADMINISTRATION OF THE FAILURE TO PAY THE TOLL AND CIVIL PENALTY IN ACCORDANCE WITH § 27-110 OF THIS ARTICLE.

(D) A CERTIFICATE ALLEGING THAT A FAILURE TO PAY A TOLL OCCURRED, SWORN TO OR AFFIRMED BY A DULY AUTHORIZED AGENT OF THE MARYLAND TRANSPORTATION AUTHORITY, BASED UPON INSPECTION OF PHOTOGRAPHS, VIDEOTAPE OR OTHER ELECTRONICALLY RECORDED IMAGES OF THE LICENSE PLATE OF A MOTOR VEHICLE PRODUCED BY AN ELECTRONIC TOLL COLLECTION VIDEO-MONITORING SYSTEM SHALL BE ~~PRIMA-FACIE~~ EVIDENCE OF THE FACTS CONTAINED THEREIN AND SHALL BE ADMISSIBLE IN ANY PROCEEDING ALLEGING A VIOLATION UNDER THIS SECTION.

(E) ADJUDICATION OF LIABILITY UNDER THIS SECTION:

(1) SHALL BE BASED UPON A PREPONDERANCE OF EVIDENCE;

(2) MAY NOT BE DEEMED A CONVICTION OF A REGISTERED OWNER OF A MOTOR VEHICLE UNDER THE MOTOR VEHICLE CODE; ~~AND~~

(3) MAY NOT BE MADE PART OF THE REGISTERED OWNER'S MOTOR VEHICLE OPERATING RECORD; ~~AND~~

(4) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE INSURANCE COVERAGE.

(F) (1) IF A PERSON OTHER THAN THE REGISTERED OWNER OF THE MOTOR VEHICLE IS ADJUDICATED RESPONSIBLE FOR THE FAILURE TO PAY THE TOLL, THEN THE REGISTERED OWNER IS NOT LIABLE UNDER THIS SECTION.