

2019 Regular Session

HOUSE BILL NO. 457

BY REPRESENTATIVE HOWARD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

HIGHWAYS: Provides for the designation of a speed enforcement trap in the village of Robeline

1 AN ACT

2 To enact R.S. 32:62, relative to speed enforcement traps; to require the posting of signage  
3 that reflect the existence of a speed enforcement trap; to require that such signage be  
4 posted on the portion of Louisiana Highway 6, in the village of Robeline; to establish  
5 requirements for notifying motorists; to prohibit the issuance of citations and  
6 collecting of fines under certain circumstances; to provide for definitions; and to  
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 32:62 is hereby enacted to read as follows:

10 §62. Required notification for speed enforcement traps

11 A. The Department of Transportation and Development shall post signs on  
12 the portion of Louisiana Highway 6, situated in the village of Robeline, notifying  
13 motorists of the existence of a speed enforcement trap.

14 B.(1) Signage shall be posted on Louisiana Highway 6, no less than five  
15 hundred feet from the entry of the village limits and no less than five hundred feet  
16 beyond the exit of the village limits.

17 (2) The signs shall be posted in such a manner as to be clearly visible to  
18 approaching motorists and shall provide a warning when motorists are both entering  
19 and exiting a speed enforcement trap.

1           C.(1) Failure to comply with the provisions of Subsection A of this Section  
 2           shall prohibit any law enforcement officer from issuing citations and any municipal  
 3           or parish authority from collecting fines resulting from the issuance of a citation on  
 4           the portion of Louisiana Highway 6 situated in the village of Robeline.

5           (2) In any proceeding to collect a civil or criminal fine, fee, or penalty by or  
 6           on behalf of the state or a municipal or parish authority, a rebuttable presumption  
 7           shall exist that signs were posted, in accordance with Subsection A of this Section,  
 8           notifying the motorist of the existence of a speed enforcement trap.

9           D. For purposes of this Section, "speed enforcement trap" shall mean:

10           (1) A portion of highway where traffic enforcement is focused on extracting  
 11           revenue from motorists instead of improving safety, made possible by speed limits  
 12           posted below the prevailing flow of traffic combined with excessively high  
 13           enforcement.

14           (2) A portion of highway that is situated in a town, city, or village which  
 15           derives more than seventy-five percent of its total revenue from traffic fines and  
 16           forfeitures.

17           Section 2. The Department of Transportation and Development is hereby directed  
 18           to erect and maintain appropriate signage reflecting this designation.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 457 Original

2019 Regular Session

Howard

**Abstract:** Designates La. Hwy. 6 in the village of Robeline as a speed trap.

Proposed law requires that the Dept. of Transportation and Development post signs on the portion of La. Hwy. 6, situated in the village of Robeline, notifying motorists of the existence of a speed enforcement trap.

Proposed law requires that the signs be posted on La. Hwy. 6, no less than 500 feet from the entry of the village limits and no less than 500 ft. beyond the exit of the village limits.

Proposed law requires that the signs be posted in such a manner as to be clearly visible to approaching motorists and specify that the signs must provide a warning when motorists are both entering and exiting a speed enforcement trap.

Proposed law specifies that failure to comply with the provisions of proposed law will prohibit any law enforcement officer from issuing citations and any municipal or parish authority from collecting fines resulting from the issuance of a citation on the portion of La. Hwy. 6 situated in the village of Robeline.

Proposed law indicates that in any proceeding to collect a civil or criminal fine, fee, or penalty by or on behalf of the state or a municipal or parish authority, a rebuttable presumption will exist that signs were posted notifying the motorist of the existence of a speed enforcement trap.

Proposed law defines "speed enforcement trap" as:

- (1) A portion of highway where traffic enforcement is focused on extracting revenue from motorists instead of improving safety, made possible by speed limits posted below the prevailing flow of traffic combined with excessively high enforcement.
- (2) A portion of highway that is situated in a town, city, or village which derives more than 75% of its total revenue from traffic fines and forfeitures.

Proposed law directs the Dept. of Transportation and Development to erect and maintain appropriate signage reflecting this designation.

(Adds R.S. 32:62)