

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 strict speed enforcement zone in the village of Robeline

1 AN ACT

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

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 that speed limits are strictly enforced.

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 strict speed enforcement zone.

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 strict speed enforcement zone.

9           D. For purposes of this Section, "strict speed enforcement zone" 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 provided local or private  
 19 monies are received by the department from the village of Robeline equal to the department's  
 20 actual costs for material, fabrication, mounting posts, and installation of each sign.

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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)]

HB 457 Engrossed

2019 Regular Session

Howard

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

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 strict speed enforcement zone.

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 strict speed enforcement zone.

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 strict speed enforcement zone.

Proposed law defines "strict speed enforcement zone" 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 provided local or private monies are received by the department from the village of Robeline equal to the department's actual costs for material, fabrication, mounting posts, and installation of each sign.

(Adds R.S. 32:62)

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Designate the portion of La. Hwy. 6 situated in Robeline, LA as a strict speed enforcement zone instead of a speed enforcement trap.
2. Change references in proposed law from speed enforcement trap to strict speed enforcement zones.
3. Require the Dept. of Transportation and Development to erect and maintain appropriate signage reflecting this designation provided local or private monies are received by the department from the village of Robeline equal to the department's actual costs for material, fabrication, mounting posts, and installation of each sign.
4. Make technical changes.