

2017 Regular Session

HOUSE BILL NO. 257

BY REPRESENTATIVE HOLLIS

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

TRAFFIC: (Constitutional Amendment) Provides relative to the use of traffic cameras

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A JOINT RESOLUTION

Proposing to add Article VI, Section 10.1 to the Constitution of Louisiana, to prohibit the governing authority of a parish and local municipality from enacting any ordinance related to the installation and utilization of automated speed enforcement devices to regulate traffic on any local or parish road, or local, parish, or state highway; to provide for a definition; to provide for submission of the proposed amendment to the electors; to provide an effective date; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to add Article VI, Section 10.1 to the Constitution of Louisiana, to read as follows:

§10.1. Traffic camera ordinances

Section 10.1.(A) Establishment. No governing authority of any local municipality or parish shall adopt, enact, or enforce any ordinance authorizing the use of automated speed enforcement devices to enforce compliance with traffic signals, traffic speeds, or other traffic laws, rules, or regulations on any public street, road, or highway within this state or impose or collect any civil or criminal fine, fee, or penalty for any such violation.

(B) Definitions. "Automated speed enforcement device" means a camera or optical device installed to work in conjunction with a traffic control signal or radar speed detection equipment, or both, and designed to record images that depict the

1 license plate attached to the rear of a motor vehicle that is not operated in compliance
2 with instructions of the traffic control signal or posted speed limit.

3 Section 2. Be it further resolved that this proposed amendment shall be submitted
4 to the electors of the state of Louisiana at the statewide election to be held on October 14,
5 2017.

6 Section 3. Be it further resolved that on the official ballot to be used at the election,
7 there shall be printed a proposition, upon which the electors of the state shall be permitted
8 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
9 follows:

10 Do you support an amendment to prohibit the governing authority of any
11 local municipality or parish from adopting, enacting, or enforcing an
12 ordinance authorizing the use of automated speed enforcement devices to
13 regulate traffic on any public street, road, or highway within this state?
14 (Effective January 1, 2018) (Adds Article VI, Section 10.1)

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 257 Original

2017 Regular Session

Hollis

Abstract: Prohibits the governing authority of any local municipality or parish from enacting ordinances authorizing the use of automated speed enforcement devices to regulate traffic. Provides a definition for automated speed enforcement device.

Proposed constitutional amendment prohibits the governing authority of any local municipality or parish from enacting ordinances authorizing the use of automated speed enforcement devices to regulate traffic on any public street, road, or highway.

Proposed constitutional amendment defines "automated speed enforcement device" as meaning a camera or optical device installed to work in conjunction with a traffic control signal or radar speed detection equipment, or both.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Oct. 14, 2017.

(Adds Const. Art. VI, §10.1)