Regular Session, 2014

HOUSE BILL NO. 961

BY REPRESENTATIVE PYLANT

TRANSPORTATION: Provides for the labeling of speed traps

AN ACT

To enact R.S. 32:66, relative to labeling speed traps; to provide for the designation of a local governing authority which derives a certain percentage of its income from traffic citations as a speed trap; to require the Department of Transportation and Development to develop certain signs; to provide that the signs be posted in certain areas of the community; to provide for penalties; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:66 is hereby enacted to read as follows:

<u>§66. Labeling of speed traps; penalty</u>

<u>A. Any local governing authority which derives more than fifty percent of its income or revenue generated from traffic citations issued for violation of speed limit laws or speed-related ordinances shall be designated as a "speed trap".</u>

<u>B. The Department of Transportation and Development shall create signs to label the designated speed traps at the expense of the local governing authority. The signs shall have blinking lights and be posted at the entry of the community or area that is designated a speed trap.</u>

<u>C. If a local governing authority that derives more than fifty percent of its income or revenue from traffic citations issued for violation of speed limit law or speed-related ordinances violates Subsection B of this Section, then any revenue</u>

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generated from citations issued in that parish or municipality shall be deposited in the state treasury and transferred to the state general fund.

D.(1) When it is suspected that a local governing authority is in violation of this Section, the legislative auditor, with the assistance of the Department of Public Safety and Corrections, shall investigate the local governing authority as provided in R.S. 24:513, et seq.

(2) Upon completion of the investigation, the legislative auditor shall submit a report of the results of the investigation to the attorney general, and the attorney general shall notify the legislative auditor and secretary of the Department of Public Safety and Corrections in writing within sixty days of receipt of the report as to whether or not the local governing authority has violated the provisions of this Section.

E. For purposes of this Section, "local governing authority" means the governing authority of a parish or municipality.

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)]

Pylant HB No. 961

Abstract: Provides that local governing authorities which receive more than 50% of its income or revenue from traffic citations shall be labeled as speed traps, and requires the posting of signs at the entry of the community or area of the speed trap.

Proposed law requires that any local governing authority which acquires 50% or more of its income or revenue from traffic citations issued for violation of speed limit laws or speed related ordinances be designated as a speed trap.

Proposed law requires the Dept. of Transportation and Development to create signs equipped with blinking lights to post at the entry of the community or area that is designated a speed trap. Specifies that the cost of such signs shall be borne by the local governing authority.

Proposed law provides that a local governing authority that fails to erect the speed trap signs shall not receive the money from traffic citations issued in that area. The money will be deposited into the state treasury.

Proposed law provides that if a local governing authority is suspected of being in violation of proposed law, the legislative auditor, with the assistance of the Dept. of Public Safety and Corrections, shall investigate the local governing authority. Requires the legislative auditor to submit a report to the attorney general, and requires the attorney general to notify the

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legislative auditor and the secretary of the department within 60 days of receipt of the report whether or not the local governing authority is in violation of proposed law.

Proposed law defines "local governing authority" as the governing authority of a parish or municipality.

(Adds R.S. 32:66)

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