

Regular Session, 2012

SENATE BILL NO. 172

BY SENATOR MARTINY

TRAFFIC. Restricts the use of automated enforcement systems for the detection of speed.
(8/1/12)

1 AN ACT

2 To enact R.S. 32:43, relative to automated enforcement systems; to prohibit the use of any
3 automated enforcement system by a local governmental subdivision or political
4 subdivision to issue a violation for exceeding the posted speed limit unless the motor
5 vehicle exceeds the posted speed limit by more than ten miles per hour except in a
6 school speed zone; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:43 is hereby enacted to read as follows:

9 **§43. Automated Enforcement System; prohibition; speed**

10 **A. No local governmental subdivision, political subdivision, or any**
11 **agency or department thereof, shall utilize any automated enforcement system**
12 **on any highway in this state to issue a citation or violation to, or to impose or**
13 **collect a civil or criminal fine, fee, or penalty on, a person for operating a motor**
14 **vehicle which exceeds the posted speed limit unless such motor vehicle is being**
15 **operated at a speed in excess of ten miles per hour over the posted speed limit**
16 **except in a school speed zone.**

17 **B. For the purposes of this Section, the term "automated enforcement**

1 **system", means a camera or an optical device erected alongside a public road,**
2 **street, or highway, or at a traffic light intersection and installed to work in**
3 **conjunction with a traffic control signal or radar speed detection equipment, or**
4 **both, and designed to photographically record images of the license plate or**
5 **other identifying feature of a motor vehicle that is not operated in compliance**
6 **with instruction of a traffic control signal or a posted traffic sign. The term**
7 **shall also mean a camera or optical device which is attached to a vehicle parked**
8 **along a public road, street, or highway, and installed to work in conjunction**
9 **with a traffic control signal or radar speed detection equipment, or both.**

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST

Proposed law prohibits use by any local governmental subdivision or political subdivision or any agency or department thereof, of any automated enforcement system to issue a citation or violation for speed except when the motor vehicle is exceeding the posted speed limit by more than ten miles per hour except in a school zone.

Effective August 1, 2012.

(Adds R.S. 32:43)