
DIGEST

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Barrow

HB No. 962

Abstract: Provides for the definition of speed traps and prohibits them in the state.

Proposed law defines a "speed trap" as either a particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance, or a particular section of the highway with a prima facie speed limit as provided by statute or local ordinance, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within five to seven, as specified prior to the date of an alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects.

Proposed law prohibits a peace officer or other authorized officer from using a speed trap in arresting any person for an alleged violation. Also prohibits a peace officer or other authorized officer from using a speed trap to secure evidence as to the speed of a vehicle for the purpose of an arrest or prosecution.

Proposed law provides that the law prohibiting officers from using a speed trap in arrests shall not apply to a local street, road, or school zone or when an arresting officer is able to demonstrate that the driver's speed exceeded the prima facie speed limit by at least 15 mph and that speed is greater than is reasonable and prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, or at a speed that endangers the safety of persons or property.

(Adds R.S. 32:66)