



General Assembly

**Substitute Bill No. 5328**

February Session, 2024



**AN ACT CONCERNING AUTOMATED TRAFFIC SAFETY  
ENFORCEMENT IN WORK ZONES AND MUNICIPALITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13a-261 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2024*):

3 For the purposes of this section and sections 13a-262 to 13a-268,  
4 inclusive, as amended by this act, and section 6 of this act:

5 (1) "Department" means the Department of Transportation.

6 [(2) "Limited access state highway" means any state highway so  
7 designated under the provisions of section 13b-27.]

8 [(3)] (2) "Owner" means a person in whose name a motor vehicle is  
9 registered under the provisions of chapter 246 or law of another  
10 jurisdiction.

11 [(4)] (3) "Personally identifiable information" means information  
12 created or maintained by the department or a vendor that identifies or  
13 describes an owner and includes, but need not be limited to, the owner's  
14 address, telephone number, number plate, photograph, bank account  
15 information, credit card number, debit card number or the date, time,  
16 location or direction of travel on a [limited access] highway.

17        [(5)] (4) "Vendor" means a person selected by the department (A) to  
18 provide services to the department described in sections 13a-262 to 13a-  
19 268, inclusive, as amended by this act; (B) who operates, maintains,  
20 leases or licenses a work zone speed control system; or (C) is authorized  
21 to review and assemble the recorded images captured by the work zone  
22 speed control system.

23        [(6)] (5) "Highway work zone" has the same meaning as provided in  
24 section 14-212d.

25        [(7)] (6) "Work zone speed control system" means a device having one  
26 or more motor vehicle sensors connected to a camera system capable of  
27 producing recorded images that indicate the date, time and location of  
28 the image of each motor vehicle allegedly operating in violation of the  
29 provisions of section 13a-263, as amended by this act.

30        [(8)] (7) "Work zone speed control system operator" means a person  
31 who is trained and certified to operate a work zone speed control  
32 system.

33        [(9)] (8) "Driver", "highway" and "number plate" have the same  
34 meanings as provided in section 14-1.

35        Sec. 2. Section 13a-262 of the general statutes is repealed and the  
36 following is substituted in lieu thereof (*Effective July 1, 2024*):

37        (a) The department may establish a [pilot] program to operate work  
38 zone speed control systems in a highway work zone. [The pilot program  
39 shall provide for such systems at not more than three locations in the  
40 state at any one time.] A work zone speed control system may be used  
41 to record the images of motor vehicles traveling on a [limited access]  
42 highway (1) within a highway work zone, and (2) on which the speed  
43 limit, established using generally accepted traffic engineering practices,  
44 is forty-five miles per hour or greater. [The pilot program shall  
45 commence on or before January 1, 2022, and terminate on December 31,  
46 2023.]

47 (b) A work zone speed control system may be used provided (1) such  
48 system is operated by a work zone speed control system operator, (2) if,  
49 in accordance with the manual of uniform traffic control devices as  
50 approved and revised by the Office of State Traffic Administration, at  
51 least two conspicuous road signs are placed at a reasonable distance in  
52 advance of a highway work zone notifying drivers that a work zone  
53 speed control system may be in operation, (3) at least one of the signs  
54 described in subdivision (2) of this subsection indicates that the work  
55 zone speed control system is operational or is not operational, (4) an  
56 appropriate sign is conspicuously placed at the end of a highway work  
57 zone with a work zone speed control system that is operational, and (5)  
58 a notice identifying the location of a work zone speed control system is  
59 available on the Internet web site of the department.

60 (c) A work zone speed control system shall be used in a manner to  
61 only record images of motor vehicles that are exceeding the posted  
62 highway work zone speed limit by [~~fifteen~~] ten miles per hour or more  
63 in violation of the provisions of section 13a-263, as amended by this act.  
64 Any recorded images collected as part of a work zone speed control  
65 system shall not be used for any surveillance purpose. [The] At least  
66 seven days prior to a work zone speed control system becoming  
67 operational, the department or work zone speed control system  
68 operator shall [certify] provide written notice of the date such system  
69 will be operational to the Division of State Police [when a work zone  
70 speed control system is operational] and the chief executive officer of  
71 the municipality where such system is to be located.

72 (d) The Commissioner of Transportation may (1) enter into  
73 agreements with vendors for the design, operation or maintenance, or  
74 any combination thereof, of work zone speed control systems, and (2)  
75 retain and employ consultants and assistants on a contract or other basis  
76 for rendering legal, financial, professional, technical or other assistance  
77 and advice necessary for the design, operation and maintenance of work  
78 zone speed control systems. If a vendor provides, deploys or operates a  
79 work zone control system, the vendor's fee may not be contingent on the

80 number of violations issued or fines paid pursuant to the provisions of  
81 section 13a-263, as amended by this act.

82 Sec. 3. Section 13a-263 of the general statutes is repealed and the  
83 following is substituted in lieu thereof (*Effective July 1, 2024*):

84 (a) No person operating a motor vehicle shall exceed the posted speed  
85 limit by [fifteen] ten or more miles per hour, as detected by a work zone  
86 speed control system, within a highway work zone where a work zone  
87 speed control system is operational.

88 (b) [The] Except as provided in subsection (c) of this section, the  
89 owner of a motor vehicle identified by a work zone speed [camera]  
90 control system as violating the provisions of subsection (a) of this  
91 section shall, (1) for a first violation, receive a written warning, and (2)  
92 for a second or subsequent violation that occurs within one year of the  
93 date of such owner's most recent violation, be fined seventy-five dollars,  
94 [ (3) for a subsequent violation, be fined one hundred fifty dollars.] Any  
95 subsequent violation occurring after one year of such owner's most  
96 recent violation shall be considered a first violation.

97 (c) The owner of a motor vehicle identified by a work zone speed  
98 control system as violating the provisions of subsection (a) of this  
99 section and traveling at a rate of speed of eighty-five miles per hour or  
100 greater shall be fined seventy-five dollars.

101 (d) The owner shall be liable for any [such] fine imposed pursuant to  
102 subsection (b) or (c) of this section unless the driver of the motor vehicle  
103 received a citation from a law enforcement officer at the time of the  
104 violation.

105 [(c)] (e) All amounts received in respect to the violation of subsection  
106 (a) of this section shall be deposited into the Special Transportation  
107 Fund, established pursuant to section 13b-68 and maintained pursuant  
108 to article thirty-second of the amendments to the Constitution of the  
109 state.

110 Sec. 4. Subsection (d) of section 14-307c of the 2024 supplement to the  
111 general statutes is repealed and the following is substituted in lieu  
112 thereof (*Effective July 1, 2024*):

113 (d) Any ordinance adopted under this section may: (1) Establish a fine  
114 to be imposed against the owner of a motor vehicle committing a  
115 violation of such ordinance, provided the amount of such fine is not  
116 more than fifty dollars for a first violation and not more than seventy-  
117 five dollars for a second or subsequent violation that occurs within one  
118 year of the date of the owner's most recent violation, and (2) impose a  
119 reasonable fee, not to exceed fifteen dollars, for the costs associated with  
120 the electronic processing of the payment of any such fine. Any  
121 subsequent violation occurring after one year of the owner's most recent  
122 violation shall be considered a first violation. Any funds received by a  
123 municipality from fines imposed pursuant to an ordinance adopted  
124 under this section shall be used for the purposes of improving  
125 transportation mobility, investing in transportation infrastructure  
126 improvements or paying the costs associated with the use of automated  
127 traffic enforcement safety devices in the municipality.

128 Sec. 5. Section 14-307f of the 2024 supplement to the general statutes  
129 is repealed and the following is substituted in lieu thereof (*Effective July*  
130 *1, 2024*):

131 (a) No personally identifiable information shall be disclosed by the  
132 municipality or a vendor to any person or entity, including any law  
133 enforcement unit, except where the disclosure is made in connection  
134 with the charging, collection and enforcement of the fines imposed  
135 pursuant to an ordinance adopted under section 14-307c, as amended  
136 by this act.

137 (b) No personally identifiable information shall be stored or retained  
138 by the municipality or a vendor unless such information is necessary for  
139 the charging, collection and enforcement of the fines imposed pursuant  
140 to an ordinance adopted under section 14-307c, as amended by this act.

141 (c) The municipality or a vendor shall destroy personally identifiable  
142 information and other data that specifically identifies a motor vehicle  
143 and relates to a violation of an ordinance adopted under section 14-307c,  
144 as amended by this act, not later than thirty days after any fine is  
145 collected or the resolution of a hearing conducted for the alleged  
146 commission of such violation, whichever is later, except a municipality  
147 or vendor may retain a portion of personally identifiable information for  
148 the limited purpose of determining whether a person committed a  
149 second or subsequent violation of such ordinance. The municipality or  
150 vendor shall destroy any retained portion of personally identifiable  
151 information not later than one year after the date of such person's most  
152 recent violation.

153 (d) Any information and other data gathered from automated traffic  
154 enforcement safety devices shall be subject to disclosure under the  
155 Freedom of Information Act, as defined in section 1-200, except no  
156 personally identifiable information may be disclosed.

157 Sec. 6. (NEW) (*Effective July 1, 2024*) Not later than February 1, 2026,  
158 and annually thereafter, the Commissioner of Transportation shall  
159 submit a report, in accordance with the provisions of section 11-4a of the  
160 general statutes, to the joint standing committee of the General  
161 Assembly having cognizance of matters relating to transportation. Such  
162 report shall include the following information regarding the preceding  
163 calendar year: (1) The number of warnings and violations issued  
164 pursuant to section 13a-263 of the general statutes, as amended by this  
165 act, for each work zone speed control system that was operational; (2)  
166 the number of such warnings and violations where the motor vehicle  
167 exceeded the posted speed limit by (A) at least eleven miles per hour,  
168 but not more than twenty miles per hour, (B) at least twenty-one miles  
169 per hour, but not more than thirty miles per hour, (C) at least thirty-one  
170 miles per hour, but not more than forty miles per hour, (D) forty-one  
171 miles per hour or greater; (3) the number of crashes that occurred in each  
172 highway work zone where a work zone speed control system was  
173 operational; (4) the amount of fines received pursuant to section 13a-263

174 of the general statutes, as amended by this act; (5) the cost to the  
175 Department of Transportation to use work zone speed control systems;  
176 (6) the number of motor vehicles identified by a work zone speed control  
177 system that were the subject of one violation, two violations, three  
178 violations or four or more violations; (7) a list of engineering and  
179 educational measures undertaken by the department to improve safety  
180 in highway work zones with an operational work zone speed control  
181 system; (8) a description of situations where recorded images produced  
182 by a work zone speed control system could not be used or were not  
183 used; and (9) the number of leased or rented motor vehicles, out-of-state  
184 motor vehicles or other vehicles, including trucks, where enforcement  
185 efforts were unsuccessful.

186 Sec. 7. Section 14-307g of the 2024 supplement to the general statutes  
187 is repealed and the following is substituted in lieu thereof (*Effective July*  
188 *1, 2024*):

189 (a) Not later than eighteen months following the date an automated  
190 traffic enforcement safety device becomes operational in a municipality  
191 pursuant to section 14-307c, as amended by this act, the municipality  
192 shall submit a report to the Department of Transportation and to the  
193 joint standing committee of the General Assembly having cognizance of  
194 matters relating to transportation, in accordance with the provisions of  
195 section 11-4a. Such report shall include, but need not be limited to: (1)  
196 The number of violations of sections 14-218a and 14-219 and subdivision  
197 (3) of subsection (b) of section 14-299 that occurred at the locations  
198 where such automated traffic enforcement safety devices were installed  
199 prior to the use of such devices; (2) the number of violations where a  
200 motor vehicle exceeded the posted speed limit by ten or more miles that  
201 were captured by such devices at such locations; (3) the number of  
202 violations where a motor vehicle failed to comply with the provisions of  
203 subdivision (3) of subsection (b) of section 14-299 when facing a steady  
204 red signal on a traffic control signal that were captured by such devices  
205 at such locations; (4) if available, the number and type of related traffic  
206 violations and crashes that occurred at each location where an

207 automated traffic enforcement safety device was installed prior to such  
208 installation and during the use of such devices; (5) the number of  
209 violations of sections 14-218a and 14-219 and subdivision (3) of  
210 subsection (b) of section 14-299 and related traffic violations and crashes  
211 that occurred at locations where such devices were used and at similar  
212 locations where such devices were not used; (6) a description of  
213 situations where recorded images could not be used or were not used;  
214 (7) the number of leased or rented motor vehicles, out-of-state motor  
215 vehicles or other vehicles, including trucks, where enforcement efforts  
216 were unsuccessful; (8) the amount of revenue from the fines and  
217 associated fees retained by the municipality; and (9) the cost to the  
218 municipality to use such devices.

219 (b) Not later than a year after a municipality submits a report  
220 pursuant to subsection (a) of this section, and each year thereafter until  
221 an automated traffic enforcement safety device is no longer operational  
222 in the municipality, the municipality shall submit a report to the  
223 Department of Transportation and to the joint standing committee of the  
224 General Assembly having cognizance of matters relating to  
225 transportation, in accordance with the provisions of section 11-4a. Such  
226 annual report shall include, but need not be limited to, (1) the number  
227 of motor vehicles that were subject to one citation, two citations, three  
228 citations or four or more citations, (2) in the case of an automated traffic  
229 enforcement safety device that records images of motor vehicles failing  
230 to comply with the provisions of subdivision (3) of subsection (b) of  
231 section 14-299 when facing a steady red signal on a traffic control signal,  
232 the number of citations at each location that were issued to motor  
233 vehicles making a right turn, proceeding through the intersection and  
234 making a left turn, (3) a list of engineering and educational measures  
235 undertaken by the municipality to improve safety in locations when  
236 automated traffic enforcement safety devices are operational, and (4)  
237 data regarding how many citations were issued, how many hearings  
238 were requested and the results of any such hearings.

239 (c) The Department of Transportation shall make any report received



240 pursuant to the provisions of this section available on the department's  
 241 Internet web site.

242 Sec. 8. Subsection (i) of section 13a-264 of the general statutes is  
 243 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
 244 *2024*):

245 (i) The following defenses shall be available to the owner of a motor  
 246 vehicle identified by a work zone speed [camera] control system as  
 247 allegedly violating section 13a-263, as amended by this act: (1) The  
 248 violation took place during a period of time in which the motor vehicle  
 249 had been reported as being stolen to a law enforcement unit, as defined  
 250 in section 7-294a, and had not been recovered prior to the time of the  
 251 violation, and (2) the work zone speed control system used to determine  
 252 speed was not in compliance with the provisions of this section relating  
 253 to tests for accuracy, certification or calibration.

254 Sec. 9. Section 13a-265 of the general statutes is repealed and the  
 255 following is substituted in lieu thereof (*Effective July 1, 2024*):

256 The Department of Motor Vehicles shall provide the Department of  
 257 Transportation and any vendor with information regarding the owner  
 258 of a motor vehicle identified by a work zone speed [camera] control  
 259 system as allegedly violating the provisions of section 13a-263, as  
 260 amended by this act. Such information shall include, but need not be  
 261 limited to, the make and number plate of such motor vehicle and the  
 262 name and address of the owner of such motor vehicle.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2024</i>	13a-261
Sec. 2	<i>July 1, 2024</i>	13a-262
Sec. 3	<i>July 1, 2024</i>	13a-263
Sec. 4	<i>July 1, 2024</i>	14-307c(d)
Sec. 5	<i>July 1, 2024</i>	14-307f
Sec. 6	<i>July 1, 2024</i>	New section

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Sec. 7	July 1, 2024	14-307g
Sec. 8	July 1, 2024	13a-264(i)
Sec. 9	July 1, 2024	13a-265

**Statement of Legislative Commissioners:**

In Section 1(8), "highway" was added for clarity; in Section 2(c), "to be" was added for clarity; in Section 3(b) and 4(d), the sentence regarding any subsequent violation occurring after one year of the owner's most recent violation was added for clarity; in Section 5(c), "first violation" was changed to "most recent violation" for accuracy; and in Section 6(2)(C), "least" was added for accuracy.

**TRA**      *Joint Favorable Subst.*