

ACT No. 95

Regular Session, 2014

HOUSE BILL NO. 896

BY REPRESENTATIVES DANAHAAY AND WILLMOTT

1 AN ACT

2 To enact R.S. 32:43, relative to automated speed enforcement devices; to prohibit the
3 installation and use of automated speed enforcement systems on state highways; to
4 prohibit the imposition and collection of certain fines, fees, or penalties under certain
5 circumstances; to provide for definitions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

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

8 §43. Automated speed enforcement devices; prohibition

9 A.(1) Local municipal authorities or local parish authorities shall not install
10 or utilize automated speed enforcement devices to regulate traffic on interstate
11 roadways within their corporate or territorial limits.

12 (2) The provisions of this Section shall not apply to highway construction
13 zones, where work is being performed by the Department of Transportation and
14 Development or a private contractor under contract with the Department of
15 Transportation and Development, where construction workers are present. However,
16 the exemption provided by this Paragraph shall not apply to local municipal
17 authorities and local parish authorities.

18 B. For the purposes of this Section, the term "automated speed enforcement
19 device" means an unmanned or handheld camera or optical device installed to work
20 in conjunction with a traffic control signal or radar speed detection equipment, or
21 both, and designed to collect photographic evidence of alleged traffic violations for
22 the issuance of traffic citations by recording images that depict the license plate or
23 other identifying feature of a motor vehicle not in compliance with instruction of a
24 traffic control signal or posted traffic sign.

1 C. Effective January 1, 2015, local municipal authorities or local parish
 2 authorities shall not impose or collect any civil or criminal fine, fee, or penalty as a
 3 result of an image produced by an automated speed enforcement device in violation
 4 of this Section.

5 Section 2. This Act shall become effective upon signature by the governor or, if not
 6 signed by the governor, upon expiration of the time for bills to become law without signature
 7 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 8 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 9 effective on the day following such approval.

10 Section 3. Any local municipal authority or local parish authority using an
 11 automated speed enforcement device in violation of this Act shall discontinue such use by
 12 January 1, 2015.

 SPEAKER OF THE HOUSE OF REPRESENTATIVES

 PRESIDENT OF THE SENATE

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____