

FIRST REGULAR SESSION

SENATE BILL NO. 315

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EIGEL.

Read 1st time January 18, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1202S.011

AN ACT

To amend chapters 302 and 304, RSMo, by adding thereto two new sections relating to transportation regulations, with a referendum clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapters 302 and 304, RSMo, are amended by adding thereto
2 two new sections, to be known as sections 302.335 and 304.288, to read as follows:

**302.335. 1. Except as otherwise provided in subsection 2 of this
2 section, any motorist charged with a traffic violation in this state or
3 any county or municipality of this state shall receive notification, in
4 person, within twenty-four hours of the violation from a law
5 enforcement officer employed by the law enforcement agency issuing
6 the violation.**

7 **2. The in-person notification requirement of subsection 1 of this
8 section shall not apply to:**

- 9 **(1) Parking tickets;**
10 **(2) Violations under section 577.060;**
11 **(3) Incidents requiring further investigation; or**
12 **(4) Any other situation in which in-person notification is not
13 possible.**

**304.288. 1. As used in this section "automated traffic enforcement
2 system" means a camera or optical device designed to record images
3 that depict the motor vehicle, the motor vehicle operator, the license
4 plate of the motor vehicle, or other images to establish evidence that
5 the motor vehicle or its operator is not in compliance with state law,
6 ordinance, order, or other provision.**

7 **2. Beginning on the effective date of this section, no county, city,
8 town, village, municipality, state agency, or other political subdivision**

9 of this state may enact, adopt, or enforce any law, ordinance,
10 regulation, order, or other provision that authorizes the use of an
11 automated traffic enforcement system or systems to establish evidence
12 that a motor vehicle or its operator is not in compliance with traffic
13 signals, traffic speeds, or other traffic laws, ordinances, rules, or
14 regulations on any public street, road, or highway within this state or
15 to impose or collect any civil or criminal fine, fee, or penalty for any
16 such noncompliance, except as permitted under subsection 3 of this
17 section.

18 3. Any county, city, town, village, municipality, state agency, or
19 other political subdivision of this state that has an automated traffic
20 enforcement system installation or maintenance contract with a
21 company or entity on the effective date of this section shall arrange to
22 complete or terminate the contract within one year after the effective
23 date of this section. The provisions of subsection 2 of this section shall
24 apply to the county, city, town, village, municipality, state agency, or
25 other political subdivision after the termination or completion of such
26 installation or maintenance contracts.

Section B. Section A of this act is hereby submitted to the qualified voters
2 of this state for approval or rejection at an election which is hereby ordered and
3 which shall be held and conducted on the Tuesday immediately following the first
4 Monday in November, 2017, or at a special election to be called by the governor
5 for that purpose, pursuant to the laws and constitutional provisions of this state
6 applicable to general elections and the submission of referendum measures by
7 initiative petition, and it shall become effective when approved by a majority of
8 the votes cast thereon at such election and not otherwise.

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