

BILL SUMMARY
1st Session of the 58th Legislature

Bill No.:	HB1814
Version:	CS
Request Number:	7502
Author:	McBride
Date:	3/1/2021
Impact:	Please see previous summary of this measure

Research Analysis

The Committee Substitute to HB 1814 creates the "Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act". The measure allows the Department of Public Safety to establish automated traffic control systems in construction or maintenance zones established by the Department of Transportation or the Oklahoma Turnpike Authority. The systems are only to operate when workers are present and when prosecutions are based upon evidence obtained through an automated system, the State must prove that one or more workers were present in the construction zone at the time of violation. The measure provides definitions used in the act. The measure provides that the penalty for a traffic violation recorded by an automated system is to be the same as otherwise provided by law. The measure requires the Department of Public Safety to conduct a public information campaign to inform drivers about the use of automated traffic control systems prior to their use and signs indicating the use of automated systems must be posted in the areas of use. The measure requires that the vehicle, vehicle operator, vehicle license plate, speed, date, time and location must be clearly visible on the photograph or other recorded images serving as the basis of a traffic violation citation. Traffic citations are to be mailed by certified mail or otherwise delivered to the registered owner of the vehicle associated with the violation within 14 business days of the alleged violation and be accompanied by a written document listing the alleged violator's rights and obligations. All photographs and other recorded images evidencing a violation are admissible in proceedings resulting from the issuance of a traffic violation citation. The measure exempts data, photographs and other recorded images collected by an automated traffic control device operated pursuant to the provisions of the Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act from the Oklahoma Open Records Act. The measure provides a mechanism to dismiss traffic violation citations issued to a rental vehicle. The Department of Public Safety is directed to promulgate rules to implement the provisions of the act.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

Other Considerations

None.

