

HOUSE BILL 3684

By McCord

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 8, relative to traffic surveillance cameras.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-8-198, is amended by deleting subsection (c) in its entirety and by substituting instead the following language:

(c)

(1) Effective July 1, 2010, a state agency or political subdivision of the state that installs, owns, operates or maintains a traffic-control signal light located in an intersection that employs a surveillance camera for the enforcement or monitoring of traffic violations shall ensure that:

(A) The surveillance camera does not identify as a violation of § 55-8-110(a)(3), or any municipal law or ordinance that mirrors, substantially duplicates or incorporates by cross-reference the language of § 55-8-110(a)(3), any vehicle that legally entered the intersection during the green or yellow intervals in accordance with § 55-8-110(a)(1) and (2);

(B) Appropriate signage is located not less than five hundred feet (500') but not more than one thousand feet (1,000') in advance of the intersection informing drivers as to the presence of surveillance cameras at the approaching intersection; and

(C) For each vendor having a contract for the operation or maintenance of such surveillance camera, a disclosure of such vendor's name and address is provided on the official web site of the state agency or political subdivision and, as applicable, the names and addresses of the following:

(i) If the vendor is a corporation, the officers, directors, and each stockholder in such corporation; provided, however, that in the case of owners of equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to own beneficially one percent (1%) or more of such securities need be disclosed;

(ii) If the vendor is a trust, the trustee and all persons entitled to receive income or benefits from the trust;

(iii) If the vendor is an association, the members, officers, and directors; and

(iv) If the vendor is a partnership or joint venture, all of the general partners, limited partners, or joint venturers;

(2) If the state agency or political division of the state violates subdivision (c)(1), then any traffic citation based solely on evidence generated by the surveillance camera shall be deemed to be invalid.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.