

State of Misconsin 2023 - 2024 LEGISLATURE

LRB-4859/2 ZDW:emw

## 2023 ASSEMBLY BILL 651

November 8, 2023 – Introduced by Representatives NOVAK, ARMSTRONG, DITTRICH, GUNDRUM, KITCHENS and JACOBSON, cosponsored by Senators TOMCZYK, BALLWEG and SPREITZER. Referred to Committee on Transportation.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

- 1 AN ACT to create 349.238 of the statutes; relating to: authorizing cameras in
  - highway work zones.

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#### Analysis by the Legislative Reference Bureau

This bill authorizes a county, city, town, or village to install and maintain cameras in highway work zones for the purpose of capturing video or photographic evidence of traffic accidents and other violations of the law. Evidence captured by a camera authorized under the bill may be accessed only by a law enforcement agency and only if a police report is filed in connection with a traffic accident or other violation. Evidence captured by a camera authorized under the bill may not otherwise be used to determine compliance with any state law or local ordinance.

# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 **SECTION 1.** 349.238 of the statutes is created to read:
- 4 **349.238 Authority to install cameras in work zones. (1)** A political

5 subdivision may install and maintain cameras where persons are engaged in work

- 6 in a highway maintenance or construction area for the purpose of capturing video or
- 7 photographic evidence of traffic accidents and other violations of the law.

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1	(2) Video and photographic evidence captured by a camera authorized under
2	this section may be accessed only by a law enforcement agency, as defined in s. 165.83
3	(1) (b), and only if a police report is filed in connection with a traffic accident or other
4	violation of the law that occurred in the highway maintenance or construction area
5	where the camera is installed.

6 (3) Except as provided in sub. (2), no state or local authority may use video or
7 photographic evidence captured by a camera authorized under this section to
8 determine compliance with the laws of this state or local ordinances.

9

### (END)