

HOUSE BILL NO. HB0186

Automated traffic law enforcement-prohibition.

Sponsored by: Representative(s) Andrew, Baker, Bear,
Clausen, Gray, Hunt and Provenza and
Senator(s) Biteman, Driskill and Rothfuss

A BILL

for

1 AN ACT relating to motor vehicles; prohibiting enforcement
2 of traffic violations using an automated traffic
3 enforcement system; prohibiting use of information obtained
4 through an automated traffic enforcement system; and
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 31-1-204 is created to read:

10

11 **31-1-204. Automated traffic enforcement systems.**

12

13 (a) Neither the state of Wyoming nor any agency,
14 instrumentality or political subdivision thereof shall
15 employ or contract with any private entity to employ an

1 automated traffic enforcement system, except as authorized
2 under W.S. 21-3-131(b)(x) and 31-5-507(e) for school bus
3 video systems. Nothing in this subsection prevents a law
4 enforcement officer from using a photographic or other
5 enforcement assistance device for the purpose of personally
6 detecting a violation of a state traffic law under title 31
7 of the Wyoming statutes where a citation is delivered to
8 the driver of a vehicle at the time and place of an alleged
9 offense.

10

11 (b) Neither the state of Wyoming nor any agency,
12 instrumentality or political subdivision thereof shall
13 provide or contract to provide to another state or any
14 agency, instrumentality or political subdivision thereof
15 any information used to impose or collect a civil or
16 criminal fine that results from an alleged violation of a
17 state traffic law under title 31 of the Wyoming statutes
18 captured by an automated traffic enforcement system in this
19 state.

20

21 **Section 2.** W.S. 31-1-101(a) by creating a new
22 paragraph (xxxv) is amended to read:

23

1 **31-1-101. Definitions.**

2

3 (a) Except as otherwise provided, as used in this
4 act:

5

6 (xxxv) "Automated traffic enforcement system"
7 means a red light camera, a speed camera or any other
8 device used to detect a violation of a state traffic law
9 under title 31 of the Wyoming statutes without requiring a
10 law enforcement officer to be present to witness the
11 violation, which results in a notice of the violation being
12 delivered to the registered owner of a vehicle.

13

14 **Section 3.** Neither the state of Wyoming nor any
15 agency, instrumentality or political subdivision thereof
16 shall provide information used to impose or collect a civil
17 or criminal fine that results from a violation captured by
18 an automated traffic enforcement system as defined in
19 W.S. 31-1-101(a)(xxxv) pursuant to any existing interstate
20 compact or contract entered into before July 1, 2021 if
21 that compact or contract does not specifically allow, or
22 require, information to be shared for that explicit
23 purpose. The state of Wyoming or any agency,

1 instrumentality or political subdivision thereof shall not
2 renew any existing compact or contract provision or enter
3 into any new compact or contract provision that requires
4 provision of information used to impose or collect a civil
5 or criminal fine that results from a violation captured by
6 an automated traffic enforcement system as defined in W.S.
7 31-1-101(a)(xxxv).

8

9 **Section 4.** This act is effective July 1, 2021.

10

11

(END)