

Regular Session, 2009

HOUSE BILL NO. 480

BY REPRESENTATIVES RICHMOND AND ARNOLD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TRAFFIC/VIOLATIONS: Prohibits local governments from using mounted traffic cameras to issue traffic violations

1 AN ACT

2 To enact R.S. 32:239, relative to traffic violations; to prohibit local governing authorities of  
3 any parish or municipality from using any automated recording equipment or system  
4 to enforce compliance with any traffic law; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:239 is hereby enacted to read as follows:

7 §239. Automated traffic photo enforcement system; prohibition

8 A. Local municipal authorities or local parish authorities shall not adopt,  
9 enact, or enforce any ordinance authorizing the use of any automated traffic  
10 enforcement system to enforce compliance with traffic laws, ordinances, rules, or  
11 regulations on any public street, road, or highway within its jurisdiction.

12 B. Local municipal authorities or local parish authorities shall not install or  
13 use or contract with a private vendor to install or use automated traffic enforcement  
14 systems to enforce traffic laws, ordinances, rules, or regulations on any public street,  
15 road, or highway within its jurisdiction.

16 C. Local municipal authorities or local parish authorities shall not impose or  
17 collect any civil or criminal fine, fee, or penalty as a result of an image produced by  
18 an automated traffic enforcement system.

19 D. For the purposes of this Section, the term "automated traffic enforcement  
20 system" means a camera or optical device installed to work in conjunction with a

1        traffic control signal or radar speed detection equipment or both and designed to  
2        record images that depict the license plate or other identifying feature of a motor  
3        vehicle that is not operated in compliance with instruction of a traffic control signal  
4        or a posted traffic sign.

5        Section 2. Any local municipal authority or local parish authority using an  
6 automated traffic enforcement system shall discontinue such use by January 1, 2010.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Richmond

HB No. 480

**Abstract:** Prohibits use of automated traffic enforcement systems by local municipal authorities and local parish authorities.

Proposed law prohibits local municipal authorities or local parish authorities from using, authorizing the use of, or installing automated traffic enforcement systems to enforce traffic regulations.

Proposed law requires local municipal authorities or local parish authorities currently using automated traffic enforcement systems to discontinue such use by Jan. 1, 2010.

(Adds R.S. 32:239)