

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

518R0345

## HOUSE BILL NO. 1140

Introduced by: Representatives Gibson, Bolin, Cutler, Elliott, Engels, Fargen, Feickert, Frerichs, Gosch, Hamiel, Juhnke, Kirkeby, Lange, Lederman, Nygaard, Olson (Betty), Romkema, Schrempp, Sly, Solberg, Sorenson, Turbiville, and Vanderlinde and Senators Bradford, Ahlers, Hanson (Gary), Hundstad, Jerstad, Kloucek, and Maher

1 FOR AN ACT ENTITLED, An Act to prohibit the use of certain photo radar speed detection  
2 systems and of certain photo monitoring devices to detect red light violations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 No state, county, municipal, or township authority may use photo radar speed detection to  
7 determine compliance with any speed restriction imposed by this chapter or by any local  
8 ordinance.

9 Section 2. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 No state, county, municipal, or township authority may use a photo monitoring device to  
12 detect any red light violation.

13 Section 3. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as



1 follows:

2 For the purposes of section 1 of this Act, the term, photo radar speed detection, means the  
3 detection of a vehicle's speed by use of a radar device combined with photographic  
4 identification of the vehicle.

5 Section 4. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 For the purposes of section 2 of this Act, the term, photo monitoring device, means a device  
8 used with a lighted traffic control device to detect a red light violation combined with a  
9 photographic identification of the vehicle.