

SECOND REGULAR SESSION

HOUSE BILL NO. 1945

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SPENCER.

4055H.02I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to automated traffic enforcement systems.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 304, RSMo, is amended by adding thereto one new section, to be known as section 304.288, to read as follows:

304.288. 1. As used in this section, the following terms shall mean:

(1) "Automated traffic enforcement system", a camera or optical device designed to record images that depict the motor vehicle, the motor vehicle operator, the license plate of the motor vehicle, or other images to establish evidence that the motor vehicle or its operator is not in compliance with state law, ordinance, order, or other provision;

(2) "Automatic number plate recognition systems", a mass surveillance method that uses optical character recognition on images to read vehicle license plates.

2. Beginning August 28, 2016, no county, city, town, village, municipality, state agency, or other political subdivision of this state may enact, adopt, or enforce any law, ordinance, regulation, order, or other provision that authorizes the use of an automated traffic enforcement system or systems, including automatic number plate recognition systems, to establish evidence that a motor vehicle or its operator is not in compliance with traffic signals, traffic speeds, or other traffic laws, ordinances, rules, or regulations on any public street, road, or highway within this state or to impose or collect any civil or criminal fine, fee, or penalty for any such noncompliance, except as permitted under subsection 3 of this section.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

17 **3. Any county, city, town, village, municipality, state agency, or other political**
18 **subdivision of this state that has an automated traffic enforcement system installation or**
19 **maintenance contract with a company or entity on August 28, 2016, shall arrange to**
20 **complete or terminate the contract by September 1, 2017. The provisions of subsection 2**
21 **of this section shall apply to the county, city, town, village, municipality, state agency, or**
22 **other political subdivision after the termination or completion of such installation or**
23 **maintenance contracts.**

24 **4. No automatic number plate recognition system shall be:**

25 **(1) Used for any commercial purposes; or**

26 **(2) Unmanned.**

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