

SENATE BILL NO. 154

BY SENATOR CARTER AND REPRESENTATIVES BAGNERIS, BOUIE, GARY CARTER, COX, GLOVER, JIMMY HARRIS, HILFERTY, TERRY LANDRY, LEGER, MARCELLE, MORENO, PIERRE, STAGNI AND THIBAUT

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

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AN ACT

To enact R.S. 32:45, relative to traffic; to require posting notification of a mobile speed camera; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:45 is hereby enacted to read as follows:

§45. Required notification for mobile speed camera

A. Local municipal authorities or local parish authorities shall post signs indicating that a mobile speed camera is present. The sign shall be posted no less than two hundred fifty feet and no more than five hundred feet of the location of each mobile speed camera in such a manner as to be clearly visible, not obstructed by any barrier, equipment, vegetation, or other object, and shall be easily viewable by drivers approaching the speed camera. The sign shall comply with the current manual and specifications adopted by the Department of Transportation and Development pursuant to R.S. 32:235.

B.(1) Failure of a municipal or parish authority to comply with Subsection A of this Section shall prohibit the use of any photographic or video images collected by the speed camera to impose or collect any civil or criminal fine, fee, or penalty by or on behalf of the municipal or parish authority.

(2) In any proceeding to collect a civil or criminal fine, fee, or penalty by or on behalf of a municipal or parish authority, a rebuttable presumption shall exist that signs were posted in accordance with Subsection A of this Section.

1 C. For the purposes of this Section, "mobile speed camera" means a
2 device designed to collect photographic or video evidence of an alleged violation
3 of a posted speed limit by recording images that depict the license plate or other
4 identifying feature of a motor vehicle that is not operated in compliance with a
5 posted speed limit sign.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____