

2022 Regular Session

HOUSE BILL NO. 867

BY REPRESENTATIVE MOORE

HIGHWAYS: Provides relative to the designation of highway safety corridors by the Department of Transportation and Development

1 AN ACT

2 To amend and reenact R.S. 32:267(A)(2) and (E), to enact R.S. 32:267(A)(3) and (4), and
3 to repeal R.S. 32:57.4 and 267.1, relative to the designation of highway safety
4 corridors by the Department of Transportation and Development; to remove
5 references to electronic enforcement; to provide for penalties; to provide for
6 definitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:267(A)(2) and (E) are hereby amended and reenacted and R.S.
9 32:267(A)(3) and (4) are hereby enacted to read as follows:

10 §267. Highway safety corridor

11 A.

12 * * *

13 (2) After review of all data and studies used in the establishment of a
14 highway safety corridor and the subsequent establishment of the highway safety
15 corridor, the secretary of the Department of Transportation and Development, the
16 superintendent of the Louisiana State Police, and the executive director of the
17 Louisiana Highway Safety Commission shall not be liable for any property damages,
18 injuries, or deaths that may arise from any enforcement pursuant to ~~R.S. 32:267.1~~
19 R.S. 32:267 in the highway safety corridor.

Proposed law defines "highway safety corridor" as a special segment of a highway that has been identified by data analysts, and approved by a majority vote of the Safety Corridor Advisory Group, to be a high collision zone, especially for severe injuries and fatal collisions. Specifies that the primary cause of these crashes is driver behavior such as speeding, aggressive driving, impairment, and distracted driving.

Proposed law defines "highway safety corridor violation" as use of a highway safety corridor in a manner not authorized by present law or any regulation promulgated pursuant to present law.

Present law exempts the secretary of the DOTD, the superintendent of the LSP, and the executive director of the La. Hwy. Safety Commission from liability for any property damages, injuries, or deaths that may arise in the enforcement of present law after reviewing all data and studies for the establishment of the highway safety corridor.

Proposed law modifies present law by removing all references and effects of electronic enforcement found in present law (R.S. 32:57.4 and 267.1).

Present law provides for penalties, fines, and alternatives to citation for a violation of present law.

Present law requires, upon unanimous vote of the Safety Corridor Advisory Group and in the exercise of the authority to designate highway safety corridors on any highway in the state highway system, the secretary of the DOTD to coordinate with the LSP for the exercise of the police powers of the state as necessary to maintain the peace and accomplish the orderly handling of this authority.

Present law provides for definitions and for highway safety corridor violations. Present law requires the department from time to time to designate one or more violation clerks and agents to perform the functions specified in present law at the discretion of the department.

Proposed law removes present law (R.S. 32:57.4 and 267.1).

(Amends R.S. 32:267(A)(2) and (E); Adds R.S. 32:267(A)(3) and (4); Repeals R.S. 32:57.4 and 267.1)

(Summary of Amendments Adopted by House)

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make a technical change.