

2022 Regular Session

HOUSE BILL NO. 85

BY REPRESENTATIVE HOLLIS

TRAFFIC: Provides relative to the use of traffic cameras

1 A JOINT RESOLUTION

2 Proposing to add Article VI, Section 10.1 of the Constitution of Louisiana, to prohibit the
3 governing authority of a parish and local municipality from enacting any ordinance
4 related to the installation and utilization of automated speed enforcement devices to
5 regulate traffic on any local or parish road, or local, parish, or state highway; to
6 provide for a definition; to provide for submission of the proposed amendment to the
7 electors; to provide for a special effective date; and to provide for related matters.

8 Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
9 elected to each house concurring, that there shall be submitted to the electors of the state of
10 Louisiana, for their approval or rejection in the manner provided by law, a proposal to enact
11 Article VI, Section 10.1 of the Constitution of Louisiana, to read as follows:

12 §10.1. Traffic camera ordinances

13 Section 10.1.(A) Establishment. No governing authority of any local
14 municipality or parish shall adopt, enact, or enforce any ordinance authorizing the
15 use of automated speed enforcement devices to enforce compliance with traffic
16 signals, traffic speeds, or other traffic laws, rules, or regulations on any public street,
17 road, or highway within this state or impose or collect any civil or criminal fine, fee,
18 or penalty for any such violation.

19 (B) Definitions. "Automated speed enforcement device" means a camera or
20 optical device installed to work in conjunction with a traffic control signal or radar

1 speed detection equipment, or both, and designed to record images that depict the
2 license plate attached to the rear of a motor vehicle that is not operated in compliance
3 with instructions of the traffic control signal or posted speed limit.

4 Section 2. Be it further resolved that the provision of the enactment contained in this
5 Joint Resolution shall become effective January 1, 2023.

6 Section 3. Be it further resolved that this proposed amendment shall be submitted
7 to the electors of the state of Louisiana at the statewide election to be held on November 8,
8 2022.

9 Section 4. Be it further resolved that on the official ballot to be used at the election,
10 there shall be printed a proposition, upon which the electors of the state shall be permitted
11 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
12 follows:

13 Do you support an amendment to prohibit the governing authority of any
14 local municipality or parish from adopting, enacting, or enforcing an
15 ordinance authorizing the use of automated speed enforcement devices to
16 regulate traffic on any public street, road, or highway within this state?
17 (January 1, 2023) (Adds Article VI, Section 10.1)

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)]

HB 85 Original

2022 Regular Session

Hollis

Abstract: Prohibits the governing authority of any local municipality or parish from enacting ordinances authorizing the use of automated speed enforcement devices to regulate traffic. Defines "automated speed enforcement device".

Proposed constitutional amendment prohibits the governing authority of any local municipality or parish from enacting ordinances authorizing the use of automated speed enforcement devices to regulate traffic on any public street, road, or highway.

Proposed constitutional amendment defines "automated speed enforcement device" as a camera or optical device installed to work in conjunction with a traffic control signal or radar speed detection equipment, or both.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 8, 2022. Specifies that the proposed amendment, if approved, will become effective on Jan. 1, 2023.

(Adds Const. Art. VI, §10.1)