

## SENATE SUMMARY OF HOUSE AMENDMENTS

SB 302

2024 Regular Session

Cathey

**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

TRAFFIC. Prohibits issuing traffic violation citations in certain circumstances. (gov sig)

**SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL**

1. Adds requirements for capital outlay funding.
2. Adds usage provisions for monies collected.
3. Adds requirements for citations issued for violations of proposed law.
4. Adds requirements for appeal.
5. Adds exception for locals authority.
6. Makes technical changes.

**DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE**

SB 302 Reengrossed

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Present law authorizes law enforcement officers of the state or any political subdivision to operate video recording equipment and monitors in their law enforcement vehicles while in the performance of their duties.

Present law further provides law enforcement are prohibited from recording vehicles in violation of traffic safety laws with citations for such violations to be mailed to the alleged violator at a later date.

Proposed law clarifies present law to specify officers cannot record vehicles in violation of traffic safety laws and mail citations at a later date.

Proposed law provides for definitions for electronic enforcement device relative to local municipal authorities and local parish authorities.

Proposed law prohibits use of handheld or manned devices in school zones for the purpose of issuing a citation by mail except during certain hours before and after school on days children are in school. Proposed law further provides revenue generated as a result of handheld and manned devices used in school zones is divided with the applicable school district after payment to contractors.

Proposed law further provides for revenue generated in Orleans parish and from outside of a school zone and requirements on electronic enforcement devices relative to capital outlay funds.

Proposed law requires that any jurisdiction that submits a local match waiver for capital outlay must disclose the amount of revenue collected from handheld traffic cameras or it will be subject to its local match waiver being revoked.

Proposed law provides for strict requirements on when handheld or manned, automated speed enforcement devices or mobile speed cameras may be used by local municipal authorities or local parish authorities.

Proposed law provides for requirements for photo enforcement signs.

Proposed law provides the use of handheld or manned devices for the purpose of issuing a citation violation by mail will not result in a criminal penalty or fine.

Proposed law further provides failing to pay the citation can not result in criminal fines or fees and cannot be reported to credit bureaus.

Proposed law provides that each local municipal authority or local parish authority that utilizes automated speed enforcement devices, red light cameras, or mobile speed cameras, for which a citation is issued by mail establish an administrative hearing process for motorists to appeal the citation violation.

Proposed law provides for minimum requirements for the administrative appeal hearing for local municipal authorities and local parish authorities to establish for the use of automated speed enforcement devices, red light cameras, or mobile speed cameras. Provides for an attestation clause on the back of the citation.

Proposed law specifies that no local ordinance can supersede the provisions of this Act, except to prohibit electronic enforcement devices.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 32:365(B); Adds R.S. 32:46, 47, 48 and 49)

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