

Regular Session, 2014

HOUSE BILL NO. 474

BY REPRESENTATIVE IVEY

TRAFFIC/VIOLATIONS: Prohibits the submission of notice of nonpayment of tickets, issued automatically, to credit reporting agencies

1 AN ACT

2 To amend and reenact R.S. 32:393(I), relative to traffic citations issued by traffic cameras
3 and unmanned radar devices; to prohibit governmental entities or those with whom
4 they contract from informing credit reporting agencies of nonpayment of certain
5 traffic citations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:393(I) is hereby amended and reenacted to read as follows:

8 §393. Persons charged with traffic violations; time for disposition, licenses, reports,
9 and records to be sent to Department of Public Safety and Corrections; fee
10 charged; record of unpaid traffic fines and parking fines

11 * * *

12 I. Notwithstanding any provision of law to the contrary, the record of a
13 conviction for a traffic violation which is based solely on evidence from a traffic
14 camera or unmanned radar device shall not be forwarded to the Department of Public
15 Safety and Corrections and no record of such conviction shall be made part of any
16 person's driving record. Further, no state agency or political subdivision, nor any
17 law enforcement agency of either, nor any officer, official, or employee thereof, shall
18 transfer, disseminate, distribute, or otherwise communicate a record or other
19 compilation of an individual's unpaid fines for traffic violations based solely on
20 evidence from a traffic camera or an unmanned radar device to any credit bureau,

- 1 collection agency or firm, credit information agency or bureau, or a subsidiary entity
- 2 operating such a business in this state.
- 3 Section 2. This Act shall be given prospective and retroactive effect.

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)]

Ivey

HB No. 474

Abstract: Prohibits a state agency, political subdivision, or any law enforcement agency from reporting to a credit reporting agency an individual's unpaid fines for traffic violations which are based solely on evidence from a traffic camera or an unmanned radar device.

Present law prohibits the record of a conviction for a traffic violation which is based solely on evidence from a traffic camera from being forwarded to the Dept. of Public Safety and Corrections and from being made a part of any person's driving record.

Proposed law adds convictions based on evidence from unmanned radar devices to present law and prohibits state agencies or political subdivisions, or any law enforcement agency of either, or any officer, official, or employee thereof, from transferring, disseminating, distributing, or otherwise communicating a record or other compilation of an individual's unpaid fines for traffic violations based solely on evidence from a traffic camera or an unmanned radar device to any credit bureau, collection agency or firm, credit information agency or bureau, or a subsidiary entity operating such a business in this state.

Proposed law provides that this Act has prospective and retroactive effect.

(Amends R.S. 32:393(I))