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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 801 by Representative Arnold

1 AMENDMENT NO. 1

2 On page 1, line 2, after "To enact" delete the remainder of the line and delete line 3 in its
3 entirety and insert the following:

4 "R.S. 32:239, relative to traffic violations; to require voter approval prior to the
5 imposition of civil fines for violations based on evidence captured by automated
6 traffic enforcement systems; to provide relative to existing fines imposed based on
7 such evidence; to provide for a definition; and to provide for related matters."

8 AMENDMENT NO. 2

9 On page 1, line 5, after "Section 1." delete "R.S. 32:43" and insert "R.S. 32:239"

10 AMENDMENT NO. 3

11 On page 1, delete lines 6 through 20 in their entirety and insert the following:

12 "§239. Traffic violations; civil fines; automated traffic enforcement systems
13 A. No governing authority of a local governmental subdivision may impose
14 a civil fine for a violation of any traffic law, ordinance, rule, or regulation if the sole
15 evidence of such a violation is that captured by an automated traffic enforcement
16 system unless the imposition of such fines based on such evidence has been
17 authorized by a majority of the voters of the local governmental subdivision voting
18 on a proposition authorizing such actions at an election held for this purpose in
19 accordance with the Louisiana Election Code.

20 B. Any governing authority of a local governmental subdivision that, prior
21 to the effective date of this Section, has provided for the imposition of civil fines for
22 violations of traffic laws, ordinances, rules, or regulations based on evidence
23 captured by automated traffic enforcement systems may continue to impose such
24 fines until July 1, 2015. On and after July 1, 2015, the governing authority may
25 impose such civil fines only if authorized in accordance with Subsection A of this
26 Section.

27 C. For purposes of this Section, the term "automated traffic enforcement
28 system" means a camera or optical device erected along or above a public road,
29 street, or highway or attached to the outside of a parked vehicle and designed to work
30 in conjunction with a traffic control signal or radar speed detection equipment, or
31 both, and designed to photographically record images of the license plate or other
32 identifying feature of a motor vehicle that is operated in violation of law, ordinance,
33 rule, or regulation.

34 Section 2. This Act shall become effective upon signature by the governor
35 or, if not signed by the governor, upon expiration of the time for bills to become law
36 without signature by the governor, as provided by Article III, Section 18 of the
37 Constitution of Louisiana. If vetoed by the governor and subsequently approved by
38 the legislature, this Act shall become effective on the day following such approval."