

House File 2214

H-8245

1 Amend House File 2214 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. Section 364.22, Code 2011, is amended
5 by adding the following new subsection:

6 NEW SUBSECTION. 16. *a.* A civil penalty imposed
7 for a motor vehicle violation under a city's automated
8 traffic law enforcement program shall not exceed the
9 following amounts:

10 (1) For failure to obey an official traffic control
11 signal, an amount which is twenty-five dollars less
12 than the amount of the fine established in section
13 805.8A for an equivalent violation charged as a
14 scheduled violation.

15 (2) For a speeding violation, the amount of the
16 fine established in section 805.8A for an equivalent
17 speeding violation charged as a scheduled violation.

18 *b.* A city shall not charge the owner of a motor
19 vehicle administrative fees in addition to any civil
20 penalty imposed for a violation charged under the
21 city's automated traffic law enforcement program.

22 *c.* (1) Notwithstanding section 364.22B or any
23 other provision to the contrary, a city shall not
24 contract with a private collection designee for
25 collection of a delinquent fine imposed for a motor
26 vehicle violation under a city's automated traffic
27 law enforcement program sooner than six months after
28 the initial mailing of the notice of the fine to the
29 owner of the motor vehicle involved in the violation.
30 Not less than thirty days prior to contracting with a
31 private collection designee, the city shall send the
32 person responsible for the fine at least one notice
33 reminding the person of the delinquent debt and of the
34 city's intended action with regard to collection of the
35 debt.

36 (2) A city shall not contract with a private
37 collection designee for collection of a delinquent
38 fine imposed for a motor vehicle violation under a
39 city's automated traffic law enforcement program at any
40 time while the owner of the motor vehicle is pursuing
41 an appeal of the fine in accordance with the appeals
42 process established by the city by ordinance.

43 *d.* For purposes of this subsection:

44 (1) "*Automated traffic law enforcement program*"
45 means the utilization of one or more automated traffic
46 law enforcement systems to issue citations for civil
47 violations of traffic laws.

48 (2) "*Automated traffic law enforcement system*"
49 means a device with one or more sensors working in
50 conjunction with an official traffic control signal or

1 a speed measuring device to produce recorded images
2 of vehicles being operated in violation of traffic or
3 speed laws.

4 Sec. 2. UNIFORM APPEALS PROCESS FOR AUTOMATED
5 TRAFFIC LAW ENFORCEMENT PROGRAMS. The department of
6 transportation shall coordinate a committee composed
7 of representatives selected by each city in Iowa
8 with an automated traffic law enforcement program and
9 representatives of any other Iowa cities desiring to
10 participate. The purpose of the committee shall be to
11 design a structured and uniform process for appealing
12 civil penalties imposed under automated traffic law
13 enforcement programs in cities throughout the state.
14 The department shall make a written report to the
15 general assembly on or before December 31, 2013,
16 describing the process agreed to by the committee.>

17 2. Title page, by striking lines 1 through 2 and
18 inserting <An Act relating to civil penalties imposed
19 by cities under an automated traffic law enforcement
20 program and providing for the adoption of a uniform
21 process for appeals.>

HALL of Woodbury