

Senate File 220 - Introduced

SENATE FILE 220
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 3)

A BILL FOR

1 An Act prohibiting the use of automated or remote systems for
2 traffic law enforcement, requiring removal of existing
3 systems, and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 321.492C Use of automated or remote
2 systems for traffic law enforcement prohibited.

3 The state or a political subdivision of the state shall not
4 place or cause to be placed on or adjacent to a highway, or
5 maintain or employ the use of, any automated or remote system
6 for traffic law enforcement. For the purposes of this section,
7 *"automated or remote system for traffic law enforcement"* means a
8 camera or other optical device designed to work in conjunction
9 with an official traffic control signal or speed detection
10 equipment to identify motor vehicles operating in violation of
11 traffic laws, the use of which results in the issuance of civil
12 infractions sent through the mail or by electronic means.

13 Sec. 2. REMOVAL OF AUTOMATED OR REMOTE SYSTEMS FOR TRAFFIC
14 LAW ENFORCEMENT — VALIDITY OF PRIOR NOTICES AND CITATIONS. On
15 or before July 1, 2017, a local authority using an automated
16 or remote system for traffic law enforcement shall discontinue
17 using the system and remove the system equipment. Effective
18 July 1, 2017, all local ordinances authorizing the use of
19 automated or remote systems for traffic law enforcement are
20 void. However, any notice of violation mailed or any citation
21 issued pursuant to such an ordinance prior to July 1, 2017,
22 shall not be invalidated by the enactment of this Act and shall
23 be processed according to the provisions of the law under which
24 it was authorized.

25 Sec. 3. EFFECTIVE UPON ENACTMENT. The section of this Act
26 relating to the removal of automated or remote systems for
27 traffic law enforcement and the validity of prior notices and
28 citations, being deemed of immediate importance, takes effect
29 upon enactment.

30 EXPLANATION

31 The inclusion of this explanation does not constitute agreement with
32 the explanation's substance by the members of the general assembly.

33 This bill imposes a statewide prohibition on the placement
34 and use of automated or remote systems for traffic law
35 enforcement. The bill defines "automated or remote system for

1 traffic law enforcement" to mean a camera or other optical
2 device designed to work in conjunction with an official traffic
3 control signal or speed detection equipment to identify motor
4 vehicles operating in violation of traffic laws, the use of
5 which results in the issuance of civil infractions sent through
6 the mail or by electronic means. This provision of the bill
7 takes effect July 1, 2017.

8 Local authorities that are currently using automated or
9 remote systems for traffic law enforcement must discontinue
10 their use and remove related equipment on or before July 1,
11 2017. On that date, all local ordinances authorizing the use
12 of automated or remote systems for traffic law enforcement
13 are void. However, notices of violations mailed or citations
14 issued prior to July 1, 2017, are not invalidated by the bill
15 and remain enforceable. These provisions of the bill take
16 effect upon enactment.