

**Senate File 2062 - Introduced**

SENATE FILE 2062

BY DICKEY

**A BILL FOR**

1 An Act relating to data and alternative measures required prior  
2 to implementing automated or remote systems for traffic law  
3 enforcement, and including applicability provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 321.492C Automated or remote  
2 systems for traffic law enforcement — data and alternative  
3 measures required.

4 1. The state or a local authority shall do all of the  
5 following prior to implementing an automated or remote system  
6 for traffic law enforcement at any location:

7 a. Produce and retain data that establishes the need for  
8 an automated or remote system for traffic law enforcement to  
9 improve safety at the specific location where the system will  
10 be used.

11 b. Implement at least one alternative measure to improve  
12 safety at the specific location where the system will be used,  
13 for at least six months prior to implementation of the system.

14 c. Hold no fewer than two public hearings to discuss the  
15 data and whether an automated or remote system for traffic  
16 law enforcement is necessary when compared to the ability of  
17 alternative measures to improve safety. Notice of the date,  
18 time, and location of the hearing shall be published in the  
19 manner described in section 362.3.

20 2. a. The state or a local authority, as applicable, shall  
21 make available to any person upon request the data and details  
22 of alternative measures required by this section.

23 b. If the required data does not establish the need for  
24 an automated or remote system for traffic law enforcement to  
25 improve safety, or if the state or local authority did not  
26 implement at least one alternative measure to improve safety as  
27 required by this section, the automated or remote system for  
28 traffic law enforcement shall be considered to be operating in  
29 violation of this section. Any citation or other claim for  
30 payment resulting from an interaction with an automated or  
31 remote system for traffic law enforcement operated in violation  
32 of this section is void and unenforceable.

33 3. For purposes of this section, "*automated or remote system*  
34 *for traffic law enforcement*" means a camera or other optical  
35 device designed to work in conjunction with an official traffic

1 control signal or speed measuring device to identify motor  
2 vehicles operating in violation of traffic laws, the use of  
3 which results in the issuance of citations sent through the  
4 mail or by electronic means.

5 Sec. 2. APPLICABILITY.

6 1. Except as provided in subsection 2, this Act applies to  
7 automated or remote systems for traffic law enforcement on and  
8 after July 1, 2022.

9 2. This Act applies on and after January 1, 2023, to  
10 automated or remote systems for traffic law enforcement  
11 installed and in operation prior to July 1, 2022. For  
12 purposes of this Act, January 1, 2023, shall be considered the  
13 implementation date of such a system.

14 EXPLANATION

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

17 This bill requires that, prior to implementing an automated  
18 or remote system for traffic law enforcement (ATE system), the  
19 state or a local authority must produce and retain data that  
20 establishes the need for an ATE system to improve safety and  
21 implement at least one alternative measure to improve safety  
22 at the specific location where the ATE system will be used. An  
23 alternative measure must be in place for at least six months  
24 prior to implementation of the ATE system. The state or local  
25 authority must also hold no fewer than two public hearings to  
26 discuss the data and whether an ATE system is necessary when  
27 compared to the ability of alternative measures to improve  
28 safety. The state or local authority must make available to  
29 any person upon request the data and details of alternative  
30 measures required under the bill.

31 The bill defines "automated or remote system for traffic law  
32 enforcement" and makes any citation or other claim for payment  
33 resulting from an interaction with an ATE system operated in  
34 violation of the bill void and unenforceable.

35 The bill generally applies to ATE systems on and after

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1 July 1, 2022, but applies on and after January 1, 2023, to  
2 ATE systems installed and in operation prior to July 1, 2022.  
3 January 1, 2023, is considered the implementation date for such  
4 ATE systems.