

House File 2620 - Introduced

HOUSE FILE 2620

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 597)

A BILL FOR

1 An Act prohibiting signs giving notice that an automated or
2 remote system for traffic law enforcement is used when the
3 use of a system is not authorized.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321P.5, Code 2026, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 1A. a. A local authority that does not
4 hold a valid permit to use an automated or remote system for
5 traffic law enforcement, as required in section 321P.2, shall
6 not erect or post a sign giving notice that a system is used.
7 b. The department shall assess a civil penalty of one
8 thousand dollars against a local authority for a violation of
9 paragraph "a". In the case of a continuing violation, each day
10 of the continuing violation is a separate violation. Moneys
11 collected in civil penalties under this paragraph shall be
12 deposited in the road use tax fund.

13 EXPLANATION

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

16 Under current law, a local authority is prohibited from
17 using an automated or remote system for traffic law enforcement
18 (system) unless the local authority holds a valid permit issued
19 by the department of transportation (DOT) to use a system at
20 the system's location. A local authority that holds a permit
21 to use a system at a fixed location must erect permanent signs
22 giving notice of the system at least 500 feet but not more than
23 1,000 feet along the approach of the highway where the system
24 is used. A local authority that holds a permit to use a mobile
25 system must post permanent signs at every location where a
26 highway enters the boundaries of the local authority giving
27 notice of the local authority's use of a mobile system within
28 the boundaries of the local authority.

29 This bill prohibits a local authority that does not hold a
30 valid permit to use a system from erecting or posting signs
31 giving notice that a system is used. A local authority is
32 subject to a \$1,000 civil penalty for each day a violation
33 occurs. The DOT is required to assess the civil penalty and
34 deposit the moneys collected for violations in the road use tax
35 fund.