

SENATE FILE 343
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1004)

(As Amended and Passed by the Senate March 26, 2019)

_____ and [= New Language by the Senate

A BILL FOR

1 An Act prohibiting the use of automated or remote systems for
2 traffic law enforcement, including prohibiting the sharing
3 of related information and requiring the removal of existing
4 systems, and including effective date provisions.

5 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 — sharing related
3 information prohibited.

4 1. The state or a political subdivision of the state shall
5 not place or cause to be placed on or adjacent to a highway, or
6 maintain or employ the use of, any automated or remote system
7 for traffic law enforcement.

8 2. The department and the department of public safety shall
9 not share or provide information used to impose or collect a
10 civil penalty that results from a violation captured by an
11 automated or remote system for traffic law enforcement through
12 any existing interstate compact that does not specifically
13 allow or require information to be shared or provided for that
14 explicit purpose.

15 3. For purposes of this section, "*automated or remote system*
16 *for traffic law enforcement*" means a camera or other optical
17 device designed to work in conjunction with an official traffic
18 control signal or speed measuring device to identify motor
19 vehicles operating in violation of traffic laws, the use of
20 which results in the issuance of citations sent through the
21 mail or by electronic means.

22 Sec. 2. REMOVAL OF AUTOMATED OR REMOTE SYSTEMS FOR
23 TRAFFIC LAW ENFORCEMENT — VALIDITY OF PRIOR NOTICES AND
24 CITATIONS. Prior to July 1, 2019, a local authority using an
25 automated or remote system for traffic law enforcement shall
26 discontinue using the system and remove the system equipment.
27 Effective July 1, 2019, all local ordinances authorizing the
28 use of automated or remote systems for traffic law enforcement
29 are void. However, any citation issued or mailed pursuant
30 to such an ordinance prior to July 1, 2019, shall not be
31 invalidated by the enactment of this Act and shall be processed
32 according to the provisions of law under which the citation was
33 authorized.

34 Sec. 3. EFFECTIVE DATE. The section of this Act relating
35 to the removal of automated or remote systems for traffic law

S.F. 343

1 enforcement and the validity of prior citations, being deemed
2 of immediate importance, takes effect upon enactment.