

SECOND REGULAR SESSION

# SENATE BILL NO. 847

99TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR EIGEL.

Pre-filed January 2, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

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## AN ACT

To amend chapters 302 and 304, RSMo, by adding thereto two new sections relating to traffic enforcement.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapters 302 and 304, RSMo, are amended by adding thereto  
2 two new sections, to be known as sections 302.335 and 304.288, to read as follows:

**302.335. 1. Except as otherwise provided in subsection 2 of this  
2 section, any motorist charged with a traffic violation in this state or  
3 any county or municipality of this state shall receive notification, in  
4 person, within twenty-four hours of the violation from a law  
5 enforcement officer employed by the law enforcement agency issuing  
6 the violation.**

**7 2. The in-person notification requirement of subsection 1 of this  
8 section shall not apply to:**

**9 (1) Parking tickets;  
10 (2) Violations under section 577.060;  
11 (3) Incidents requiring further investigation; or  
12 (4) Any other situation in which in-person notification is not  
13 possible.**

**304.288. 1. As used in this section "automated traffic enforcement  
2 system" means a camera or optical device designed to record images  
3 that depict the motor vehicle, the motor vehicle operator, the license  
4 plate of the motor vehicle, or other images to establish evidence that  
5 the motor vehicle or its operator is not in compliance with a state law,  
6 ordinance, order, or other provision which is designated as a traffic  
7 offense.**

**8 2. Beginning on August 28, 2018, no county, city, town, village,**

9 municipality, state agency, or other political subdivision of this state  
10 may enact, adopt, or enforce, or authorize any other entity to enact,  
11 adopt, or enforce, any law, ordinance, regulation, order, or other  
12 provision that authorizes the use of an automated traffic enforcement  
13 system or systems to establish evidence that a motor vehicle or its  
14 operator has not paid any user fee or is not in compliance with traffic  
15 signals, traffic speeds, or other traffic laws, ordinances, rules, or  
16 regulations on any public street, road, or highway within this state or  
17 to impose or collect any civil or criminal fine, fee, user fee, or penalty  
18 for any such noncompliance, except as permitted under subsection 3 of  
19 this section.

20 3. Any county, city, town, village, municipality, state agency, or  
21 other political subdivision of this state that has an automated traffic  
22 enforcement system installation or maintenance contract with a  
23 company or entity on August 28, 2018, shall arrange to complete or  
24 terminate the contract no later than August 28, 2019. The provisions of  
25 subsection 2 of this section shall apply to the county, city, town, village,  
26 municipality, state agency, or other political subdivision after the  
27 termination or completion of such installation or maintenance  
28 contracts.

29 4. This section shall not apply to any data or information  
30 recorded at weigh stations managed by the department of  
31 transportation or the highway patrol.

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